

# U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

REPORT OF INVESTIGATION (CLOSED)

18FEB04

ASSAULT (II)

CONTROL: 06OCT03-NWWH-0193-7GNA/C

I/NAS WHIDBEY ISLAND WA/ALLEGED ASSAULT OF IRAQI PRISONERS OF WAR  
COMMAND/NAVHOSP OAK HARBOR WA/66097

MADE AT/NWWH/WHIDBEY ISLAND WA/ [REDACTED] SPECIAL AGENT

### EXHIBITS

- (1) IA: Results of Interview of [REDACTED] and [REDACTED] /14OCT03... (Copy All less NWBG/MWPE)
- (2) IA: Results of Interview with [REDACTED] /07OCT03... (Copy All less NWBG/MWPE)
- (3) IA: Results of Interview with [REDACTED] /07OCT03... (Copy All less NWBG/MWPE)
- (4) IA: Results of Interview with [REDACTED] /08OCT03... (Copy All less NWBG/MWPE)
- (5) Sworn Statement of [REDACTED] /08OCT03... (Copy All less NWBG/MWPE)
- (6) Military Suspect's Acknowledgement and Waiver of Rights/08OCT03... (Copy All less NWBG/MWPE)
- (7) Sworn Statement of [REDACTED] /08OCT03... (Copy All less NWBG/MWPE)

b7C

### EXECUTIVE SUMMARY

1. Naval Hospital Oak Harbor (NHOH) reported an allegation of the mistreatment of one or more Enemy Prisoners of War (EPWs) by one of their Corpsman, identified as [REDACTED], USN, while deployed to Iraq in support of USMC units in Operation Iraqi Freedom. Of the nine corpsman that deployed from NHOH, seven were available to interview. All of the remaining corpsman assigned to NHOH, minus [REDACTED] were interviewed relative to any knowledge of the mistreatment of EPWs by any of their peers. One interviewee, [REDACTED] stated [REDACTED] told him that he roughed up some EPWs while in Iraq. [REDACTED] was interviewed and stated he never abused or assaulted any EPWs, but admitted to pushing one EPW's face in the dirt and tripping other difficult EPWs to put them on the ground. NCIS Field Office Marine West was contacted to determine if [REDACTED] name surfaced in a separate investigation by that office involving the abuse of Iraqi EPWs, but there was no connection determined involving [REDACTED]. The facts of this case and [REDACTED] statements were screened with the Trial Service Office West Det, NAS Whidbey Island, which indicated that [REDACTED] actions would not merit disciplinary or prosecutive action. No further investigative activity will be performed by NCISRA Whidbey Island related to this case. Investigation is closed.

### NARRATIVE

1. On 06Oct03, [REDACTED] NHOH, reported he learned through a counseling session that a deployed Corpsman, while in Iraq, mistreated one or more EPWs. [REDACTED] provided the last name of [REDACTED] the corpsman that allegedly "roughed up" some

FOR OFFICIAL USE ONLY

WARNING

SUBJ: I/NAS WHIDBEY ISLAND WA//ALLEGED ASSAULT OF IRAQI PRISONERS OF  
**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

EPWs while in Iraq. [REDACTED] was later identified as [REDACTED]. As background, nine corpsman from NHOH were informed on 29JAN03, that they were to be deployed to Iraq. On 31JAN03, the corpsman deployed to Camp Pendleton, CA. Subsequent to approximately three weeks of training in CA, the corpsman flew to Kuwait, where they were separated and assigned to different USMC Companies within the 1st Marine Division. Seven of the nine Corpsman that deployed to Iraq are still assigned to NHOH. One of the Corpsman, [REDACTED] is now assigned to the NAVHOSP in Keflavik. Another CORPSMAN, [REDACTED] is now separated from the Navy. None of the Corpsmen served together in the same unit.

2. A complete list of the nine corpsman was obtained from [REDACTED] NHOH. All of the remaining corpsman that are assigned to NHOH, minus [REDACTED] were interviewed on 07OCT03. Five of the six corpsman interviewed, could not cite specific information relating to the mistreatment of EPWs. Exhibits (1) through (4) pertain.

3. [REDACTED] a friend of [REDACTED] stated [REDACTED] admitted to him, during a conversation they had after returning to the United States, that he roughed up some Iraqi EPWs. [REDACTED] was the last of the corpsman to return back to the United States. He returned in mid-SEP03, while some came back as early as JUN03. [REDACTED] related that [REDACTED] told him that he forced EPWs' heads in the dirt if they did not comply with orders they were given to put their heads down on the ground. This action would occur when the EPWs were cuffed and laying on the ground. According to [REDACTED], [REDACTED] said he had to set the EPWs straight if they were talking, moving, or not complying with orders directed at them. He said [REDACTED] told him the first way to set EPWs straight is to yell at them, then resort to more physical means if required. [REDACTED] told [REDACTED] he hit an EPW with an empty, tan, plastic, five-gallon water container for not complying with orders. [REDACTED] was unsure how many times the EPW was told to cease/correct his actions, and he was also unsure where the EPW was hit and how many times. [REDACTED] cited [REDACTED] appeared to have lost a significant amount of weight in Iraq. [REDACTED] observed [REDACTED] was bitter, disgruntled and agitated upon returning from his deployment. Exhibit (5) provides further detail of the interview with [REDACTED].

4. On 08OCT03, [REDACTED] was interviewed regarding his experience in Iraq and the allegations that he abused or assaulted any Iraqi EPWs. Subsequent to signing his Military Suspect's Acknowledgement and Waiver of Rights, [REDACTED] stated he never abused any EPWs. [REDACTED] stated that of the eight other corpsman with which he deployed, [REDACTED] had regular contact with him while they were deployed. Subsequent to President BUSH declaring an end to the war, [REDACTED] stated he saw [REDACTED] two or three times a week. [REDACTED] said he volunteered to assist the Marines in patting down EPWs after they were taken into custody to ensure they were free of weapons or dangerous items. He volunteered for this duty to gain better acceptance of the Marines. Most of the EPWs [REDACTED] encountered were looters. [REDACTED] said he had to force some EPWs to

FOR OFFICIAL USE ONLY

WARNING

Page 2

THIS DOCUMENT IS THE PROPERTY OF THE NAVAL CRIMINAL INVESTIGATIVE SERVICE  
CONTENTS MAY BE DISCLOSED ONLY TO PERSONS WHOSE OFFICIAL DUTIES REQUIRE ACCESS  
HERETO. CONTENTS MAY NOT BE DISCLOSED TO THE PUBLIC.

2

SUBJ: I/NAS WHIDBEY ISLAND WA//ALLEGED ASSAULT OF IRAQI PRISONERS OF  
**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

the ground by tripping them. [REDACTED] offered he used a stick to tap the part of the body he wanted the EPW to move due to the language barrier. [REDACTED] explained the use of the stick was as an intermediary device between verbal commands and direct manipulation of body parts. [REDACTED] said he stopped using the stick about JUN03, after a general order from the Battalion Commander was disseminated ceasing the use of such objects. [REDACTED] said he forced an EPW's face in the dirt to keep him from moving. [REDACTED] did not admit to any incidents where he hurt an EPW and denied assaulting any EPWs. Exhibits (6) and (7) pertain.

5. The NCIS Field Office Marine West was contacted to determine if [REDACTED] name surfaced in a separate investigation by that office pertaining to the abuse of Iraqi EPWs, which determined [REDACTED] had no role in events leading to the NCISFO Marine West investigation. The alleged events occurring during [REDACTED] deployment to Iraq, were while augmenting the 1MARDIV based at Camp Pendleton, CA.

6. The facts of this case and statements made by [REDACTED] were screened with [REDACTED] TSO West Det, Whidbey Island, WA, who indicated that [REDACTED] actions do not merit prosecutive or disciplinary action. As such, no further investigation will be conducted by NCISRA Whidbey Island and this investigation is closed.

b7c

**PARTICIPANTS**

- [REDACTED] Special Agent, NCISRA Whidbey Island, WA
- [REDACTED] Special Agent, NCISRA Whidbey Island, WA
- [REDACTED] Special Agent, NCISRA Whidbey Island, WA
- [REDACTED] Special Agent, NCISRA Whidbey Island, WA

**DISTRIBUTION**

NCISHQ: 0023B

INFO: NWBG/MWPE/COMMAND (M) 5/17

**FOR OFFICIAL USE ONLY**

Page 3 LAST V2

**WARNING**

THIS DOCUMENT IS THE PROPERTY OF THE NAVAL CRIMINAL INVESTIGATIVE SERVICE  
CONTENTS MAY BE DISCLOSED ONLY TO PERSONS WHOSE OFFICIAL DUTIES REQUIRE ACCESS  
HERETO. CONTENTS MAY NOT BE DISCLOSED TO THE PUBLIC.

3

**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

INVESTIGATIVE ACTION

14OCT03

CONTROL: 06OCT03-NWWH-0193-7GNA

I/NAVHOSP OAK HARBOR, WHIDBEY ISLAND WA/ALLEGED ASSAULT OF IRAQI PRISONERS OF WAR

RESULTS OF INTERVIEW OF [REDACTED] AND [REDACTED]

1. On 07OCT03, RA interviewed [REDACTED], USN, [REDACTED] and [REDACTED] USN, [REDACTED] concerning their knowledge of the abuse of any Enemy Prisoners of War (EPW) while deployed to Iraq.

2. [REDACTED] provided that he was deployed to Iraq with Charlie Company, 1st Battalion 5th Marines from 26FEB03 to 04JUN03. During his deployment he provided medical care to US Marines, United Kingdom military members, Iraqi civilians, and one EPW. [REDACTED] stated that he never saw anyone abuse any EPW, whether physically or emotionally. In addition, [REDACTED] related that he had no knowledge of any of the other eight corpsmen from Naval Hospital Oak Harbor (NHOH) participating in the abuse of any EPWs.

3. [REDACTED] stated that he was certain that [REDACTED] NFI, and [REDACTED] NFI, were receiving mental health counseling as a result of combat stress from their deployment to Iraq. [REDACTED] also provided that [REDACTED] NEI, had stayed in Iraq the longest, only recently returning to NHOH. [REDACTED] speculated that if any of the corpsmen deployed to Iraq were going to have combat stress issues it would probably be [REDACTED] due to his extended stay. [REDACTED] had only seen [REDACTED] once since his return from Iraq and spoke to him for less than five minutes. [REDACTED] stated that [REDACTED] had lost about thirty pounds and looked "bad". [REDACTED] had no knowledge of [REDACTED] abusing any EPWs. According to [REDACTED] and [REDACTED] were best friends and socialized outside of work frequently.

b7c

4. [REDACTED] provided that he was deployed to Iraq with Charlie Company, 1st Light Armored Reconnaissance Battalion, 1st Marine Division from mid-MAR03 to late MAY03. [REDACTED] deployed with eight other corpsmen from NHOH to Iraq. According to [REDACTED], he had no knowledge of any NHOH personnel or anyone else abusing any EPWs.

REPORTED BY: [REDACTED]  
OFFICE: NWWH

EXHIBIT (1)

FOR OFFICIAL USE ONLY

Page 1 LAST [REDACTED] V2 LNY

WARNING

THIS DOCUMENT IS THE PROPERTY OF THE NAVAL CRIMINAL INVESTIGATIVE SERVICE. CONTENTS MAY BE DISCLOSED ONLY TO PERSONS WHOSE OFFICIAL DUTIES REQUIRE ACCESS HERETO. CONTENTS MAY NOT BE DISCLOSED TO THE PARTY CONCERNED WITHOUT SPECIFIC

H

# U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

INVESTIGATIVE ACTION

07OCT03

CONTROL: 06OCT03-NWWH-0193-7GNA

I/NAVAL HOSPITAL OAK HARBOR WASHINGTON/ALLEGED ASSAULT OF AN IRAQI POW

RESULTS OF INTERVIEW WITH [REDACTED]

On 07OCT03, Reporting Agent (RA) interviewed [REDACTED] relative to allegations that [REDACTED] (DOB: [REDACTED]), might have assaulted or mistreated an Iraqi Prisoner of War (POW).

[REDACTED] reported that he was deployed to Iraq from February to July 2003. [REDACTED] stated that he was attached to an 8-man platoon, of the 2nd Bn., 5th Marines, E Company, where he provided medical support to Company E in Iraq.

[REDACTED] stated that of his 8-man platoon, he knew 2-3 of the Marines very well. [REDACTED] reported that he trusted all 8 of the Marines in his platoon, and added, at no time did he see any of them mistreat an Iraqi POW.

When asked by RA if he knew of anyone that did anything he was not supposed to, [REDACTED] mentioned that he worked with a Marine named [REDACTED] who was "unconventional," and "goes against the grain."

b7c

[REDACTED] stated, [REDACTED] was not a bad person rather, did not do things the way everyone else does. According to [REDACTED] [REDACTED] would sometimes have difficulties taking orders from his superiors.

When asked if he interacted with any Iraqi POW's, [REDACTED] reported that on 20MAR03, approximately 120 U.S. Marines secured a gas/oil plant "Gosp", wherein, approximately 50 Iraqi POW's voluntarily surrendered to the U.S. Marines.

[REDACTED] stated he provided medical care to several Iraqi soldiers, one who sustained an old shrapnel injury, another soldier who sustained abrasions from a previous injury, and others who were experiencing headaches and upset stomach's. [REDACTED] stated that at no time did he ever mistreat or see anyone mistreat an Iraqi POW during his deployment to Iraq.

However, [REDACTED] reported having conversation with a [REDACTED] on the 22nd or 23rd of September, 2003 at the NHOH. [REDACTED] stated that he saw [REDACTED] by the front desk of NHOH at which time, [REDACTED] allegedly said, "Hey, [REDACTED] is back."

According to [REDACTED] [REDACTED] made a comment to the effect where [REDACTED] was a little messed up." [REDACTED] believes that this might have been

FOR OFFICIAL USE ONLY

Page 1

WARNING

THIS DOCUMENT IS THE PROPERTY OF THE U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE  
 CONTENTS MAY BE DISCLOSED ONLY TO PERSONS AUTHORIZED BY THE SERVICE  
 EXHIBIT (3) ES REQUIRE ACCESS

5



**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

INVESTIGATIVE ACTION

07OCT03

CONTROL: 06OCT03-NWWH-0193-7GNA

I/NAS WHIDBEY ISLAND WA/ALLEGED ASSAULT OF IRAQI PRISONERS OF WAR

RESULTS OF INTERVIEW WITH [REDACTED]

1. On 07OCT03 at approximately 1400, Reporting Agent (RA) interviewed [REDACTED], USN (SSN [REDACTED]) in regards to [REDACTED] knowledge of the abuse of Enemy prisoners of war (EPW) in Iraq.
2. [REDACTED] advised that [REDACTED] was part of nine corpsmen stationed at Naval Hospital Oak Harbor (NHOH), WA to volunteer to deploy to Iraq from 21FEB03 to 16JUN03. [REDACTED] stated that the nine corpsmen first went to San Diego then on to Iraq where the nine corpsmen were separated in different areas of Iraq. [REDACTED] went to the 1st Battalion, 7th Marine Division where [REDACTED] was attached to the Headquarters and Service Company, Battalion Aid Station (BAS). b7c
3. [REDACTED] duties as part of the BAS consisted of transporting injured American soldiers and Iraqi citizens, helping to train the Iraqi police force and providing supplies to the first line. [REDACTED] advised that when an Iraqi would become injured and require aid, [REDACTED] would treat the Iraqi under an armed guard at the Regimental Aid Station then would take the Iraqi to the "Head Team" who would process the Iraqi as an EPW as deemed appropriate. [REDACTED] advised that upon being declared an EPW, the EPW would be taken to an area that contained an empty swimming pool. The EPW would be handcuffed, leg cuffed and have a burlap bag placed over their head. [REDACTED] further advised that the EPW would remain in the kneeling position for no longer than 24 hours while the EPW was awaiting interrogation.
4. [REDACTED] stated that he never saw any instances of physical abuse towards the EPWs. [REDACTED] stated that the EPWs would be yelled at or jerked into an upright position if the EPW were misbehaving but that [REDACTED] never saw an EPW beaten.
5. [REDACTED] advised that since returning to NHOH, all of the corpsman have experienced some form of problem from what they observed in Iraq. [REDACTED] has suffered from nightmares and has been treated by a counselor.

REPORTED BY: [REDACTED] Special Agent  
OFFICE: NCISRA Whidbey Island, WA

EXHIBIT (3)

FOR OFFICIAL USE ONLY

WARNING

Page 1 LAST [REDACTED] V2 LNY

THIS DOCUMENT IS THE PROPERTY OF THE NAVAL CRIMINAL INVESTIGATIVE SERVICE  
CONTENTS MAY BE DISCLOSED ONLY TO PERSONS WHOSE OFFICIAL DUTIES REQUIRE ACCESS

# U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

INVESTIGATIVE ACTION

08OCT03

CONTROL: 06OCT03-NWWH-0193-7GNA

I/NAS WHIDBEY ISLAND WA/ALLEGED ASSAULT OF IRAQI PRISONERS OF WAR

RESULTS OF INTERVIEW WITH [REDACTED]

1. On 07OCT03, [REDACTED] DOB: [REDACTED] USN, was interviewed at the NCISRA Whidbey Island Office in regards to his knowledge of the possible assault of Iraqi Enemy Prisoners of War (EPW). [REDACTED] and five of his fellow corpsman were brought to the NCISRA Whidbey Island office and interviewed to determine if any of the corpsman had knowledge of the mistreatment of Iraqi EPWs while they were deployed to Iraq.
2. [REDACTED] recounted he and eight other corpsman from the Naval Hospital Oak Harbor (NHOH) were given about 36 hours notice they were to be deployed to Iraq. [REDACTED] stated on 31JAN03 the group flew to Camp Pendleton, CA for three weeks of training/work-ups. [REDACTED] stated on 21FEB03, the group left California bound for Iraq, via Kuwait. [REDACTED] stated the group from NHOH was separated into different Marine Battalions in Kuwait. [REDACTED] was assigned to the 15th MEU, Battalion 21, Platoon G.
3. [REDACTED] described his role as a corpsman assigned to the Marine Battalion was to administer aid to the Marines and get them back into the theater as soon as possible. [REDACTED] stated the majority of his care was focused on injured Iraqi citizens (burn victims, chronic injuries, etc). [REDACTED] recalled he dealt with EPWs during the course of his time in Iraq. [REDACTED] noted he witnessed Marines throw down prisoners and conduct "rough" searches on them. [REDACTED] cited after a big incident in Nasaria, about the end of MAR03, he witnessed the rough handling of EPWs by Marines. [REDACTED] said he would walk away when he observed rough searches of EPWs.
4. [REDACTED] stated there was a lot of peer pressure to keep one's mouth shut and "do what they do", i.e., pt with the Marines (run) and shoot well. [REDACTED] said he was one of the first members of the original deployed group of nine corpsman to return back to the United States (around 24MAY03). [REDACTED] stated [REDACTED] and [REDACTED] stayed in Iraq the longest of the group. [REDACTED] stated [REDACTED] recently returned from his deployment to the Middle East. In closing, [REDACTED] discussed some ill effects he had developed related to his deployment in Iraq (trouble sleeping, lethargic, apathy, etc.).

b7c

REPORTED BY: [REDACTED] Special Agent  
OFFICE: NCISRA Whidbey Island, WA

EXHIBIT (4)

FOR OFFICIAL USE ONLY

Page 1

LAST

[REDACTED] V2 LNY

WARNING

THIS DOCUMENT IS THE PROPERTY OF THE NAVAL CRIMINAL INVESTIGATIVE SERVICE  
CONTENTS MAY BE DISCLOSED ONLY TO PERSONS WHOSE OFFICIAL DUTIES REQUIRE ACCESS  
HERETO. CONTENTS MAY NOT BE DISCLOSED TO THE PUBLIC.

8



STATEMENT

Place : NCIS Resident Agency Whidbey Island, WA

Date : October 8, 2003

I, [redacted] make the following free and voluntary statement to Special Agents [redacted] and [redacted] whom I know to be a Representative of the United States Naval Criminal Investigative Service. I make this statement of my own free will and without any threats made to me or promises extended. I fully understand that this statement is given concerning my knowledge of the allegation of the mistreatment of EPWs (Prisoners of War) in Iraq.

For purposes of identification, I am a [redacted] male, born on [redacted] in [redacted]. I am currently assigned to the Naval Hospital Oak Harbor Mental Health Department at NAS Whidbey Island, WA. I currently reside at [redacted].

On January 29<sup>th</sup>, 2003, around 1600 hours, nine of us at the Naval Hospital were told that we were all being deployed on that Friday, January 31<sup>st</sup> to Iraq. We all flew together down to California to Camp Pendleton for about three weeks. At Pendleton, we received medical training everyday, received our gear and were assigned to the First Marine Division. From California, we left for Kuwait. We spent one night in Kuwait, and then left for our separate Battalions. I was with [redacted] with the 5<sup>th</sup> Marines, and assigned to the Second Platoon, Bravo Company. [redacted] was assigned to Charlie Company. My friend, [redacted] was with the Fourth Marines, Weapons Company. [redacted] was stationed over in Iraq the longest of all of us, and I feel <sup>he</sup> saw more casualties and fatalities than me.

The first few weeks in Iraq, it seemed like we were going in circles, basically just patrolling neighborhoods and small villages. My role was as a medic to the Marines, to assist them if they became sick or injured. I was also to provide medical services to Iraqi civilians and Iraqi military prisoners of war. While in Iraq, we were instructed that we were to treat our Marines first, then Iraqi civilians, then Iraqi military. We were told not to exhaust our resources on the Iraqis. Several Marines told me that if provided medical services to any Iraqi military <sup>personnel</sup>, that they would kill me. (However, later <sup>there</sup> was a wounded Iraqi POW who needed his dressings changed. The Marines actually called my attention to him to make sure he received treatment). It wasn't until about April 10<sup>th</sup> that there were a lot of Marine and civilian casualties. I did not witness any Marine fatalities but did see civilian <sup>and possibly</sup> fatalities. The Marines did not accept us very well because we were not stationed with <sup>with them in a combat zone</sup> the Marines prior to going to Iraq. They viewed us as fat, nasty Navy corpsmen. I felt very much alone out there, and was not the only one of us who felt that way. There were a few Marines who were more accepting of <sup>us</sup>, but for the most part, they did not like us. I'd say that pretty much all of us would try to be accepted by the Marines. I heard from my wife, who is a friend of [redacted] wife, that the Marines that [redacted] was stationed with hated him. They apparently tried to fuck with him a lot, but I don't know what the circumstances of that were. We were all in a tough situation, having been given such short notice to deploy, and barely had enough time to say goodbye to our families. I know that in theater, I did not have any access to email, but I believe that [redacted] had access to email, primarily the last three months he was over there. I came back from Iraq on June 4<sup>th</sup>. [redacted] came back just a few weeks ago in September. When I came back, I sent him one email just to let him know that I would take care of his family etc. While in theatre, I never saw [redacted]. I did not see him until he returned to Oak Harbor in September.

b7c

9

Continuation of voluntary sworn statement of

on October 8, 2003

AND EXCHANGED WAR STORIES.

When [redacted] came back, he and I talked about how shitty it was over there. We talked about how shitty we were treated by the Marines. I noticed a change in [redacted] [redacted] seemed more bitter and more disgruntled. [redacted] seemed more agitated, almost shell shocked. I know that our senses were so heightened and it took some time for me to adjust to life back here. [redacted] sarcastic humor became more serious and bitter. [redacted] also appeared to have lost a lot of weight. I did not observe any other physical changes in [redacted] wife, [redacted] told me that he has had night terrors since he's been back and stays up until 4:00 am and sleeps all day.

I pray to God that [redacted] was <sup>NOT SERIOUS</sup> kidding about this, but he did tell me that he roughed up some Iraqi military EPWs. For example, he said that the EPWs would be cuffed and laying on the ground, and the Marines would be telling them to put their heads down. [redacted] forced their heads down in the dirt, which was a cultural insult to them. [redacted] said that he had to set the EPWs straight if they were talking or moving when they weren't supposed to. The first way to set the EPWs straight is to yell at them, then resort to more physical means if required. The physical force was usually at the discretion of the individual Marine or corpsmen. Since [redacted] came back, and after he was back for about one week, [redacted] mentioned that an Iraqi EPW was doing something he wasn't supposed to be doing. I don't know if he was told many times to stop, but [redacted] said that he picked up an empty tan, five gallon plastic water jug and started hitting an EPW with it. I don't know where he hit the EPW on the EPW's body. I think this EPW was the same one that [redacted] said he knocked over in the HUMV.

WIC

on the 80d

[redacted] while stateside, was outgoing, energetic, had a sarcastic humor, and would talk to anybody. He was really laid back, and never exhibited a temper. I met [redacted] briefly in North Carolina back in 2002. We both realized that we were being transferred to Oak Harbor, WA. When I first met him, I thought he was a "putz." But when we were out here, we became good friends, and hung out everyday, every night before deploying to Iraq. [redacted] wife and my wife became very close friends, and while we were deployed each babysat the other's children, and they spent a lot of time together. They essentially took care of each other.

This statement, consisting of this page and 1 other page(s) was typed for me by [redacted] as we discussed its contents. I have read and understand the above statement. I have been given the opportunity to make any changes or corrections I desire to make and have placed my initials over the changes or corrections. This statement is the truth to the best of my knowledge and belief.

Signature: [redacted]

Sworn to and subscribed before me this 08 day of OCTOBER in the year 2003 at

NCIS RA WHIDBEY WA.

Witnessed: [redacted]

LE 136, UCMD (10 U.S.C. 936) AND 5 U.S.C. 303

10

### MILITARY SUSPECT'S ACKNOWLEDGEMENT AND WAIVER OF RIGHTS

Place: NCISRA Whidbey Island, WA  
Date : October 8, 2003

I, [REDACTED] USN, [REDACTED] have been advised by Special Agent [REDACTED] that I am suspected of alleged Assault of an Iraqi Enemy Prisoner of War in violation of UCMJ Article 128-Assault,

I have also been advised that:

- (1) I have the right to remain silent and make no statement at a [REDACTED]
- (2) Any statement I make can be used against me in a trial by court-martial or other judicial or administrative proceeding [REDACTED]
- (3) I have the right to consult with a lawyer prior to any questioning. This lawyer may be a civilian lawyer retained by me at [REDACTED] to the United States, a military lawyer appointed to act as my counsel at no cost to me, or both [REDACTED]
- (4) I have the right to have my retained lawyer and/or appointed military lawyer present during interview; and [REDACTED]
- (5) I may terminate this interview at any time, for any reason [REDACTED]

I understand my rights as related to me and as set forth above. With that understanding, I have decided that I do not desire to remain silent, consult with a retained or appointed lawyer, or have a lawyer present at this time. I make this decision freely and voluntarily. No threats or promises have been made to me.

Signature [REDACTED]  
Date & Time: 08 OCT 03

Witnessed: [REDACTED]

EXHIBIT (6)

STATEMENT

Place : NCISRA WHIDBEY ISLAND, WA  
Date : October 8, 2003

I, [redacted] USN, [redacted] make the following free and voluntary statement to Special Agents [redacted] and [redacted] whom I know to be a Representative of the United States Naval Criminal Investigative Service. I make this statement of my own free will and without any threats made to me or promises extended. I fully understand that this statement is given concerning my knowledge of the alleged assault of Iraqi Enemy Prisoners of War (EPW) [redacted]

At this time, I, [redacted], desire to make the following voluntary statement. This statement is made with an understanding of my rights as set forth in the Suspect's Acknowledgement and Waiver of Rights form of 08OCT03. It is made with no threats or promises having been extended to me [redacted]

For purposes of identification, I am a [redacted] male, [redacted] years old born on [redacted] in [redacted]. I am currently assigned to Naval Hospital Oak Harbor. I have been at Whidbey since AUG02. I currently reside at [redacted]

On January 31, 2003 I was deployed with eight other Navy Corpsman from the Naval Hospital Oak Harbor to go to Iraq. We were given about 36 hours notice before we deployed. We met other (Corpsman) augmentees in Camp Pendleton, CA for about three weeks of training to prepare for the pending war with Iraq. On 21FEB03 we flew to Kuwait and were broken up into different units. I was assigned to the Combined Anti-Armor Team, 1st Marine Division, 1st Battalion, Weapons Company. Of the original nine deployed Corpsman, I was physically located near [redacted] (Bravo Company). During the war, I only saw [redacted] one time. However, after President BUSH stated the war was over we saw one another about two or three times a week. [redacted] is now separated from the Navy and he and his wife live in North Carolina. My mission in Iraq was to keep as many men at as many arms as possible. In the process I treated Marines and Iraqi civilians and military. None of my Marines were shot or injured while I was deployed to Iraq. I remember treating one Iraqi citizen for a torn toenail. He tripped because he was trying to get away from Marines. I also treated an Iraqi citizen who was shot [redacted]

[redacted] cannot say I was well received by the Marines with which I was assigned. I believe they think of us as lazy Corpsman who do not do a thing. My standard answer was if I did not have anything to do, it meant they were all healthy and able to fight. I asked to be moved to another vehicle (Humvee). I did not get along with [redacted] and we had words a time or two. The ironic part is that I actually outranked [redacted] but he always ordered me around. I was more content with the second vehicle I was assigned. [redacted] and I got along pretty well. I volunteered to help the Marines with Enemy Prisoners of War (EPW) and post security. I believe I was better accepted after I volunteered for this mission. I would pat down EPWs to ensure they did not have any weapons or dangerous items on their person. The majority of the people we came across and actually took as EPWs were looters. Sometimes I had to force EPWs on the ground by tripping them. At times I would use a stick to tap the part of the body I wanted moved due to the language barrier. I used the stick as an intermediary device. It was used as a tool to show noncompliant Iraqis a stepped up level [redacted]

080403

b7c

12

Continuation of voluntary sworn statement of

[REDACTED], USN, [REDACTED]

on October 8, 2003

[REDACTED] of force. I never abused any EPWs with the stick or any other object. An order from the Battalion Commander (BC) was passed to cease and desist the use of sticks. I stopped using the stick in around June when the order came down from the BC. I remember on one occasion I forced one EPW's face in the dirt to keep him from moving. I later read that Iraqis only put their face on the ground when they pray and it is a huge insult to their culture.

[REDACTED] cannot recall any other occasions when I may have hurt an EPW. I returned back to United States of America on 13SEP03. I stayed the longest of the nine who were deployed. I admit I am bitter that I had to stay so long. The reason my unit had to stay so long is because [REDACTED] had to wait for relief help from Foreign Armies (Polish, Hungarians, Bulgarians, Ecuadorian).

[REDACTED] This statement, consisting of this page and 1 other page(s) was typed for me by [REDACTED] as we discussed its contents. I have read and understand the above statement. I have been given the opportunity to make any changes or corrections I desire to make and have placed my initials over the changes or corrections. This statement is the truth to the best of my knowledge and belief.

Signature [REDACTED]

Sworn to and subscribed before me this 08 day of October in the year 2003 at

NCIS Whidbey Island, WA

Witnessed [REDACTED]

Representative, Naval Criminal Investigative Service  
AUTH: DERIVED FROM ARTICLE 136,  
UCMJ (10 U.S.C. 936) AND 5 U.S.C. 303

b7c

13

# U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

REPORT OF INVESTIGATION (OPEN)

08OCT03

ASSAULT (II)

CONTROL: 06OCT03-NWWH-0193-7GNA

I/NAS WHIDBEY ISLAND WA/ALLEGED ASSAULT OF IRAQI PRISONERS OF WAR

COMMAND/NAVHOSP OAK HARBOR WA/66097

MADE AT/NWWH/WHIDBEY ISLAND WA/ [REDACTED] SPECIAL AGENT

## NARRATIVE

1. This investigation is being conducted under suspected violation of Article 128 of the UCMJ - Assault Consummated by a Battery.

2. On 06Oct03, [REDACTED] Naval Hospital Oak Harbor (NHOH), reported he learned through a counseling session that a deployed Corpsman, while in Iraq, possibly mistreated one or more Enemy Prisoners of War (EPWs). [REDACTED] provided the last name of [REDACTED] as the corpsman that allegedly "roughed up" some EPWs while in Iraq. [REDACTED] was later identified as [REDACTED]. For background, nine corpsman from NHOH were informed on 29JAN03, that they were to be deployed to Iraq. On 31JAN03, the corpsman deployed to Camp Pendleton, CA. Subsequent to approximately three weeks of training in CA, the corpsman flew to Kuwait, where they were separated and assigned to different companies within the 1st Marine Division. Seven of the nine Corpsman who deployed to Iraq are still assigned to NHOH. One of the Corpsman, [REDACTED] is now assigned to the NAVHOSP in Keflavik. Another CORPSMAN, [REDACTED] is now separated from the Navy. However, his active duty wife, [REDACTED] is stationed in Cherry Point, NC. Investigation continues.

b7c

## DISTRIBUTION

NCISHQ: 0023B/0011

INFO: NWBG/MWPE

\*\*\*\* RETRANSMISSION PER NCISHQ CODE 0023 \*\*\*\*\*

FOR OFFICIAL USE ONLY

Page 1

[REDACTED] V2 LNN

WARNING

THIS DOCUMENT IS THE PROPERTY OF THE NAVAL CRIMINAL INVESTIGATIVE SERVICE  
 CONTENTS MAY BE DISCLOSED ONLY TO PERSONS WHOSE OFFICIAL DUTY REQUIRES ACCESS

14

b7C

Investigation pending further  
inquiry with NCISFO Maine West  
to determine if [redacted]  
name has surfaced in a separate  
investigation by that office  
pertaining to abuse of Iraqi POW's.

[redacted] will be included

[REDACTED]  
From: [REDACTED]  
Sent: Friday, May 21, 2004 3:31 AM  
To: [REDACTED]  
Cc: [REDACTED]  
Subject: RE: 41401745JE.doc - I/NAS /WHIDBEY ISLAND/ALLEGED ASSAULT OF IRAQI P

Good Morning [REDACTED]

Did the package already go out? Before I sent mine, if so no need for you to write one. I appreciate it!!

Thanks,  
[REDACTED]

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

From: [REDACTED]  
Sent: Thursday, May 20, 2004 4:46 PM  
To: [REDACTED]  
Cc: [REDACTED]  
Subject: RE: 41401745JE.doc - I/NAS /WHIDBEY ISLAND/ALLEGED ASSAULT OF IRAQI P

Yes, this went out the day you signed the CCCRS (13MAY04). Is an ROI (ACTION) still required?

*de*

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

From: [REDACTED]  
Sent: Wednesday, May 19, 2004 2:13 PM  
To: [REDACTED]  
Cc: [REDACTED]  
Subject: FW: 41401745JE.doc - I/NAS /WHIDBEY ISLAND/ALLEGED ASSAULT OF IRAQI P

It should be out in mail already. There was a delay in getting the CLEOC info complete on this one, and lots of questions.

[REDACTED] Pls confirm this went out. Thanks.

R/ [REDACTED]

[REDACTED]  
Supervisory Special Agent  
NCISRA Whidbey Island  
975 West Forrestal St, Bldg 220  
Oak Harbor, WA 98278-4400  
Tel: 360 257-3359  
Fax: 360 257-3620

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

From: WHEXLIFE  
Sent: Wednesday, May 19, 2004 9:54 AM  
To: NWWH Exlife ROIs  
Subject: FW: 41401745JE.doc - I/NAS /WHIDBEY ISLAND/ALLEGED ASSAULT OF IRAQI P

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

From: fox@system\_a [SMTP:fox@system\_a]  
Sent: Wednesday, May 19, 2004, 9:48:40

*16*



[REDACTED]

---

From: [REDACTED]  
Sent: Thursday, September 25, 2003 2:53 PM  
To: [REDACTED]  
Cc: [REDACTED]  
Subject: RE: NHOH Issue

[REDACTED] Thanks. There have been some serious issues/cases over there involving some other US Svc Mbrs, including one death of a prisoner, so I'll run this up the flag pole, which is being investigated. Will let you know.

Bosses, Guidance?

R/ [REDACTED]

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

---

From: [REDACTED] [mailto:[REDACTED]@jag.navy.mil]  
Sent: Thursday, September 25, 2003 1:18 PM  
To: [REDACTED]@NCIS.NAVY.MIL  
Subject: NHOH Issue

[REDACTED]

I wanted to run something by you that the CO of the hospital made me aware of yesterday. They had an HN who was over in Iraq for a certain time period. That HN recently made a comment along the lines "when the Marines needed someone to rough up a prisoner, they came to me," or words to that effect, to someone else in the command. While I personally believe it was a matter of an HN who was "blowing smoke," the CO asked if I would run it by you to see if you thought anyone needed to be questioned. Again, she recognizes that this is probably nothing. However, given our present state of conflict she wasn't sure exactly how serious these words should be taken and we wanted to see if this is anything that should amount to NCIS getting involved.

Thanks! BTW, the 32 went off today without any problems.

[REDACTED]

ble

17

[REDACTED]

---

**From:** [REDACTED]  
**Sent:** Thursday, September 25, 2003 4:15 PM  
**To:** [REDACTED]  
**Cc:** [REDACTED]@jag.navy.mil; [REDACTED]  
**Subject:** FW: NHOH Issue  
**Importance:** High



RE: NHOH Issue

[REDACTED] Get up w/ [REDACTED] at TSO, get details he has relative to the attachment, then coord w/ NHOH CO and interview witnesses and this HN. Once done, we'll decide from there how to proceed (Open or Info/Closed ROI.) Discuss rights warnings w/ TSO/[REDACTED] Afterwards, we'll decide how to proceed.

---

[REDACTED] this will be good experience/exposure, so pls join [REDACTED] to assist on this if able. [REDACTED] let me know if this is OK for [REDACTED] to do)

R [REDACTED]

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

**From:** [REDACTED]  
**Sent:** Thursday, September 25, 2003 2:57 PM  
**To:** [REDACTED]  
**Cc:** [REDACTED]  
**Subject:** RE: NHOH Issue

Since we have been semi-officially apprised of possible mistreatment of a POW, we are almost obligated to interview the HN. If there is any substance the information can be forwarded to MEFO for their consideration.

*ble*

*18*

b6

[REDACTED]

From: [REDACTED]  
 Sent: Friday, January 23, 2004 8:41 AM  
 To: [REDACTED]  
 Subject: RE: 7h HATTAB  
 Importance: High

All, SA [REDACTED] (now on way to CITF B'dad) was case agent on our end, and left a tentative closed behind on this while I was gone. W/ computer problems here recently, had not yet processed pending discussions w/ NWFO ASAC. We had checked w/ MWPE to see if our HM's name [REDACTED] came up anywhere in their case, which it does not. [REDACTED] was assigned to a Marine Unit while there. [REDACTED] reportedly told others from here that he roughed up POW's. Interviews indicated this as apparently nothing more than him putting them face down on ground in threatening situations when the POW's/Looters did not respond to verbal commands to get down when cuffed; using a stick to to direct them w/ touches to body until a "General" told them they could not do this anymore; and admittedly hitting one w/ an empty plastic 5 gal container. Since [REDACTED] was not working w/ the other HM's from here, and we interviewed 7 out of 9, we did not see need to interview couple others who had transferred, and again were not actually w/ [REDACTED] in Iraq. If anyone thinks differently on this, pls let me know.

We hope to close this, as appears to be a lot of "talk" or bluster by the HM from here, and have to say that from interviews of all of the HM's from here who were over there in Iraq, several (including our guy) are minimum borderline PTSD from all the gore they reportedly dealt w/ on bombings, etc. Having said all that, here is cut/paste of narrative of Hou's report on this. RA [REDACTED]

#### EXECUTIVE SUMMARY

1. Naval Hospital Oak Harbor (NHOH) reported an allegation of the mistreatment of one of more Enemy Prisoners of War (EPWs) by one of their Corpsman, while deployed to Iraq in support of Operation Iraqi Freedom. The name of [REDACTED] was given as the individual who allegedly mistreated EPWs. Of the nine corpsman that deployed from NHOH, seven were available to interview. All of the remaining corpsman assigned to NHOH, minus [REDACTED] were interviewed relating to any knowledge of the mistreatment of EPWs by any of their peers. One interviewee, [REDACTED], stated [REDACTED] told him that he roughed up some EPWs while in Iraq. [REDACTED] was interviewed and stated he never abused any EPWs; [REDACTED] admitted to pushing one EPW's face in the dirt and tripping other difficult EPWs to put them on the ground. NCIS Field Office Marine West was contacted to determine if [REDACTED] name surfaced in a separate investigation by that office involving the abuse of Iraqi EPWs. The inquiry returned the investigations are unrelated. No further investigative activity will be performed by NCISRA Whidbey Island related to this case.

#### NARRATIVE

1. On 06Oct03, [REDACTED] NHOH, reported he learned through a counseling session that a deployed Corpsman, while in Iraq, possibly mistreated one or more EPWs. [REDACTED] provided the last name of [REDACTED] as the corpsman that allegedly "roughed up" some EPWs while in Iraq. [REDACTED] was later identified as [REDACTED]. For background, nine corpsman from NHOH were informed on 29JAN03 they were to be deployed to Iraq. On 31JAN03, the corpsman deployed to Camp Pendleton, CA. Subsequent to approximately three weeks of training in CA, the corpsman flew to Kuwait and were separated and assigned to different companies within the 1<sup>st</sup> Marine Division. Seven of the nine Corpsman that deployed to Iraq are still assigned to NHOH. One of the Corpsman, [REDACTED] is now assigned to the NAVHOSP in Keflavik. Another CORPSMAN, [REDACTED] is now separated from the Navy.

2. A complete list of the nine corpsman was obtained from [REDACTED] NHOH. All of the remaining corpsman that are assigned to NHOH, minus [REDACTED] were interviewed on 07OCT03. Five of the six corpsman interviewed, could not cite specific information relating to the mistreatment of EPWs. Exhibits (1) through (4) pertain.

3. [REDACTED] a friend of [REDACTED] stated [REDACTED] admitted to roughing up some Iraqi EPWs during a conversation they had after returning to the United States. [REDACTED] was the last of the corpsman to return back to the United States. He returned in mid September, while some came back as early as June. [REDACTED] relayed [REDACTED] forced EPWs heads in the dirt if they did not comply with orders they were given to put their heads down on the ground. This action would occur when the EPWs were cuffed and laying on the ground. According to [REDACTED] [REDACTED] said he had to set the EPWs straight if they were talking or moving or not complying with orders directed at them. The first way to set EPWs straight is to yell at them, then resort to more physical means if required. [REDACTED] told [REDACTED] he hit an EPW with an empty, tan, plastic, five-gallon water container for not complying with orders. [REDACTED] was unsure how many times the EPW was told to cease/correct his actions, and he was also unsure where the EPW was hit and how many times. [REDACTED] cited [REDACTED] appeared to have lost a significant amount of weight in Iraq. [REDACTED] observed [REDACTED] was bitter, disgruntled and agitated upon returning from his deployment. Exhibit (5) provides further detail of the interview with [REDACTED]

4. On 08OCT03, [REDACTED] was interviewed and questioned regarding his experience in Iraq. Subsequent to signing the Military Suspect's Acknowledgement and Waiver of Rights, [REDACTED] stated he never abused any EPWs. [REDACTED] stated of the eight other corpsman with which he deployed, [REDACTED] had regular contact with him while they were deployed. Subsequent to President BUSH declaring an end to the war, [REDACTED] stated he saw [REDACTED] two or three times a week. [REDACTED] said he volunteered to assist the Marines in patting down EPWs after they were taken into custody to ensure they were free of weapons or dangerous items. He volunteered for this duty to gain better acceptance of the Marines. Most of the EPWs [REDACTED] encountered were looters. [REDACTED] said he had to force some EPWs to the ground by tripping them. [REDACTED] offered he used a stick to tap the part of the body he wanted the EPW to move due to the language barrier. [REDACTED] explained the use of the stick was as an intermediary device between verbal commands and direct manipulation of body parts. [REDACTED] said he stopped using the stick about JUN03, after a general order from the Battalion Commander was disseminated ceasing the use of such objects. [REDACTED] said he forced an EPW's face in the dirt to keep him from moving. [REDACTED] did not admit to any other incidents where he hurt an EPW. Exhibits (6) and (7) pertain.

5. The NCIS Field Office Marine West was contacted to determine if [REDACTED] name surfaced in a separate investigation by that office pertaining to the abuse of Iraqi EPWs. The inquiry returned the investigations are unrelated. MWPE is included in the Distribution because the alleged events occurred during [REDACTED] deployment to Iraq, while augmenting the 1MARDIV based at Camp Pendleton, CA. No further investigation activity will be conducted by NCISRA Whidbey Island related to this case. This investigation is closed.

#### PARTICIPANTS

[REDACTED] Special Agent, NCISRA Whidbey Island, WA  
 [REDACTED] Special Agent, NCISRA Whidbey Island, WA  
 [REDACTED] Special Agent, NCISRA Whidbey Island, WA  
 [REDACTED] Special Agent, NCISRA Whidbey Island, WA

b7c

20

6 Oct 03 NW WH 019374

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

From: [REDACTED]  
Sent: Friday, January 23, 2004 7:39 AM  
To: [REDACTED]  
Subject: FW: 7h HATTAB

[REDACTED]  
Tasker from HQ. Please coordinate with [REDACTED] Its due ASAP.

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

[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]

Refer to OSD

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

From: [REDACTED] [mailto:[REDACTED]@NCIS.NAVY.MIL]  
Sent: Thursday, January 22, 2004 5:10 PM  
To: [REDACTED]; [REDACTED] OSD-NII; [REDACTED]

Cc: [redacted]  
Subject: RE: 7h HATTAB

Thanks [redacted]

[redacted]  
Will gather the info from the Northwest and report back.

[redacted]  
Can you have the Whidbey RA provide some details as quickly as possible? Thanks.  
[redacted]

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

From: [redacted]  
Sent: Thursday, January 22, 2004 4:46 PM  
To: [redacted] OSD-NII'  
Cc: [redacted]  
Subject: RE: 7h HATTAB

We have a 7G (Assault) case Open by NWWH as an I/ title/Alleged Assault of Iraqi Prisoners of War. Case was opened in Oct and we have no further reporting. [redacted] attempting to ping NW to get additional details. Open reports a Navy CAPT learned of possible mistreatment of detainees during counseling sessions. Names of several corpsman were identified and they were located at various NavHosps to include Pendleton, Keflavik, Cherry Point, Oak Harbor or have separated from the Navy. Accuracy of info is undetermined.

[redacted]

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

From: [redacted]  
Sent: Thursday, January 22, 2004 3:56 PM  
To: [redacted] OSD-NII'  
Cc: [redacted]  
Subject: RE: 7h HATTAB

No investigation by NGIS of a ST member; we were assisting another Agency in locating a couple of ST-7 members for interviews in an inquiry they were making parallel to the CID case, but I'm only aware of the CID investigation.

[redacted]  
Any other NCIS cases involving OIF/OEF detainees?  
Cheers all,  
[redacted]

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

[redacted]  
[redacted]  
[redacted]  
[redacted]  
[redacted]  
[redacted]  
[redacted]  
[redacted]  
[redacted]

Refer to OSD

[Redacted]

Refer to OSD

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

From: [Redacted] [mailto:[Redacted]@NCIS.NAVY.MIL]  
Sent: Thursday, January 22, 2004 2:58 PM  
To: [Redacted]@osd.mil  
Subject: 7h HATTAB

b6

Executive Summary

**Issue:** Iraqi Prisoner Death

**Suspects:** [Redacted] USMC

Command: [Redacted] Camp White Horse, An-Nasiriyah, IQ

[Redacted] USMCR

Guard Command: 2<sup>nd</sup> Battalion, 25<sup>th</sup> Marines (IMEF),

[Redacted] USMC

Guard Command: 2<sup>nd</sup> Battalion, 25<sup>th</sup> Marines (IMEF),

[Redacted] USMCR

Guard Command: 2<sup>nd</sup> Battalion, 25<sup>th</sup> Marines (IMEF),

[Redacted] USMCR

Guard Command: 2<sup>nd</sup> Battalion, 25<sup>th</sup> Marines (IMEF),

[Redacted] USMCR

Guard Command: 2<sup>nd</sup> Battalion, 25<sup>th</sup> Marines (IMEF),

[Redacted] USMCR

Command: First Commanding Officer, Camp White Horse, An-Nasiriyah, IQ

**Victim:** Naeem Sadun HATTAB/Civilian

b7c

M/W/FNIQ/Age 52

Summary:

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

b7A

Press: Washington Post, New York Times, and News Networks. (Note: The Washington Post article incorrectly reports



that the deceased had been detained since May 3 vice June 3)

[REDACTED]

[REDACTED]

b7A

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

b7A

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

b7A

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

25

[REDACTED]

[REDACTED]

[REDACTED]

b7A

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

28

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

b7A

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

b7A

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

---

**From:** [REDACTED]  
**Sent:** Wednesday, December 17, 2003 3:38 PM  
**To:** [REDACTED]  
**Subject:** RE: Pls Info [REDACTED] on Iraq Reply

Thanks [REDACTED] No complaints this end, was just looking for answer, and may have emailed wrong person before anyway based upon the SSD I saw on the infamous DIR's READ BOARD! Thanks again and regards/thanks to [REDACTED] Things are great here and trying to keep my email mouth shut on the SSA front! Hope you have a great Christmas...send us some sunshine! R/[REDACTED]

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

**From:** [REDACTED]  
**Sent:** Wednesday, December 17, 2003 3:28 PM  
**To:** [REDACTED]  
**Cc:** [REDACTED]  
**Subject:** RE: Pls Info [REDACTED] on Iraq Reply

[REDACTED]

Just talked with [REDACTED] who is our case agent on the investigation here. He checked and your guys name did not come up at all. The unit involved in our investigation was 2nd Battalion, 25th Marines, (a reserve unit out of N.Y.), so that does not fit either. [REDACTED] claims he has no knowledge of anyone attempting contact, but our email system here is a little funky at times. If either of you would like to call [REDACTED] his 24/7 cell phone is [REDACTED] Sorry for any lack of responsiveness on our part. Sometimes things just fall through the cracks. Hope everything is going well in the great N.W. Talk to you soon.

[REDACTED]

be

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

**From:** [REDACTED]  
**Sent:** Wednesday, December 17, 2003 14:47  
**To:** [REDACTED]  
**Cc:** [REDACTED]  
**Subject:** Pls Info [REDACTED] on Iraq Reply

[REDACTED] I'll be on ANLV 18-29DEC. [REDACTED] is the case agent my end, so any reply on prior question from me, pls info him. We're trying to close this out before [REDACTED] goes on ANLV this weekend, from which he goes directly to Iraq for 3-4 mos. Thanks. R/[REDACTED]

[REDACTED]  
From: [REDACTED]  
Sent: Wednesday, December 17, 2003 2:30 PM *ble*  
To: [REDACTED]  
Subject: Your Iraq POW 7H Case

*ble* [REDACTED] I had tried via case agent and email to see if any link on this, so going through you....need some help. We have an I/ title case here on a corpsman who allegedly May have roughed up or assaulted a POW in Iraq when attached to Marines. Upon interview, appears benign and that they were only controlling these guys when they did not follow directions at some point in capture, etc...hence the I title. Just wanted to be sure his name does not surface in the 7H case you all have pertaining to the Iraq POW killed in custody. Our corpsman is:

[REDACTED] *b7C*

Was assigned to Combined Anti Armor Tm, 1st Marines, Wpns Company.

Would this unit or our [REDACTED] *b7C* be any part of your case down there?

THanks for assist on this.

Regards, [REDACTED] Supervisory Special Agent *ble*  
NCISRA Whidbey Island  
975 West Forrestal St, Bldg 220  
Oak Harbor, WA 98278-4400  
Tel: 360 257-3359 Cell: 360 340-4161  
Fax: 360 257-3620  
R

*[Handwritten signature]*



NAVAL CRIMINAL INVESTIGATIVE SERVICE

Investigative Notes

TITLE:

CCN:

MADE BY:

MADE AT:

DATE:

TIME:

[Redacted]

USWH

0100103

1- Iraq Feb - July 2003, 2nd Bn 5th Marines, E Company.

3  
8 man platoon.

Know 2-3 real good.

1 guy not bad, not conventional, doesn't do things the way everyone does.

[Redacted] - Doesn't do anything bad, goes against the grain.

- Did not see anyone mistreat POWs

Treated all 8, deployed with.

20th of March. Seized gas/oil plant "Gosp" with 120 marines & 50 POWs, POWs surrounded no one was injured. 1 guy caught shrapnel (old wound) Another 2nd Abrasum from shrapnel, headaches, upset stomach. Treated first 2

But they took over POW, Kuwait - released?

9- NO

10- No one came up & said.. Heard [Redacted] from unidentified people

that [Redacted] was there when they had to rough someone up.

Didn't talk to [Redacted] got back in August. [Redacted] is a good guy.

Corpsman,

21 or 22nd. <sup>SP1</sup> ~~SP1~~ During day (Afternoon) [Redacted] walked in a Field Desk at Hospital.

[Redacted] said [Redacted] is back. They did you hear. Said <sup>something</sup> someone was roughed up

Little mess up. How was he. <sup>was mess up</sup> <sup>with</sup> <sup>people were roughed up</sup> <sup>when [Redacted]</sup> <sup>because he was there</sup>

NAVAL CRIMINAL INVESTIGATIVE SERVICE

Investigative Notes

TITLE:

CCN: 06 Oct 03 - NWWH - 0193 - 76 NA

MADE BY:

[Redacted]

MADE AT:

NCIS/USC W/

DATE:

07 Oct 03

TIME:

1425

loyal, tough,

gave head's up

was after. left Fri morning  
deployment to Iraq

b7C

W/alt  
6-11  
1/8/03

deployment to Iraq

31 Jan 03

Pendleton

5- CAL - first = Feb 21 to Iraq  
= May 24, 2003 (returned)

Umm Qasr

6 Platoon 15th MEB Battalion 21

separated

Feb 21 arrive - tent city in Kuwait

Mar 17 call to war

Feb 21 - Mar 17 practice & field injuries

role: support Marines (not too) heal up, get back out there

Nasuria

help Iraqis (burn victims, humanitarian, chronic injuries)

- majority of focus on Iraqis

(motin, tylenol)

visited w/ water & elec (beavers)

Investigative Notes

TITLE:

CCN: 06 Oct 03 - NWWH-0193 - 76 WA

MADE BY:

[Redacted]

MADE AT:

DATE:

TIME:

07 Oct 03

in fantasy

- prisoners 24-48 hrs (EPW)

~~initially~~

after big incident in Nasaria land ma

- Marines throw down prisoners, rough w/ searches (hurt)

walk away [Redacted] (witnessed rough searches)

not afraid to step up (Don't they'll shoot us & ambush us)  
pressure to keep mouth shut & "do what they do"

pressure for ducking & not standing up & firing  
run with them, shoot well

b/c

[Redacted] - one of first to come back

3 longest [Redacted]

just got back

rumor

corporal engaged in fire (lost some people)

- will take polygraph

07 Oct 03

NAVAL CRIMINAL INVESTIGATIVE SERVICE

Investigative Notes

TITLE:

CCN: 06oct03 - NWHT - 0193 - 764

MADE BY:



MADE AT:

DATE:

07oct03

TIME:

b7c

- issues sleeping, lethargic, usually motivated, night sweats, twitching in bed

other

06oct03

NAVAL CRIMINAL INVESTIGATIVE SERVICE

Investigative Notes

TITLE:

CCN:

MADE BY:



b7c

MADE AT:

NMMA

DATE:

090503

TIME:

1400

21 FEB - 16, 1968

9 VAUN

1ST MAINE DIV.

SUBST. ABUSE PROS.

1ST BATT. 7TH DIVISION (AOD)

~~BAS~~ H AND S BAS  
HQ & SERVICE CO BATT. AID STATION

↓ 32 COMPANY

IN IRAQ W/

TRAIN AMBULANCES

HELPED TRAIN IRAQI POLICE FORCE

PROVIDED SUPPLIES TO FRONT LINE

TRANSPORT ACTIVE DUTY INJURED

TREATED → REGIMENTAL AID STATION → HEAD TEAM  
THEN PROCESS AS ENEMY PRISONER OF WAR

HOOVER → HQ IRAQ DEWANKWA → LOCAL IRAQI HOSPITALS

DEO COVENGE

NOT IN IRAQ W/ OTHER NAVAL

WEAPONS TRAINING

MED SUPPLIES

RADIO DIRECTLY

NAVAL CRIMINAL INVESTIGATIVE SERVICE

Investigative Notes

TITLE:

CCN:

MADE BY:

[REDACTED]

MADE AT:

[REDACTED]

NAVSTA

DATE:

070203

TIME:

LIFE OR LIMB

POWS NOT MISTREATED

GENOVA CONTESTA

PULLED UP WHEN STOPPING, YELLED AT IF NOT BEHAVING  
PROPERLY BY MURKINING -> TALK TO SQUAD LEADER

b1c

WHEN TREATING IRAQI'S -> ARDEN GUARD W/ MIA POSITION AT  
IRAQI

KEY IN SHIPPING POOL - W/ HANDS & LEGS TIED, NO KNIFE, BULLETS  
BAG ON HEAD

SINCE BACK -> CONFUSING, CRYING, NOT SAME, OTHERS ARE  
SAME WAY

[REDACTED] FUNNY, JOKES, HAPPY -> STILL SAME BUT CHANGED  
WOULD ONLY FEEL TO HOW CHANGED -> IMPRESSION  
DIDNT HEAR OF ANYONE MISTREATING

ASKED SPEC ABOUT [REDACTED] -> NO

DOESNT HANG OUT W/ GUYS SINCE BACK -> SAYS HI IN  
PASSING

10/7/03

PO [redacted] Blue Team (pica) Pediatrics

511 wife [redacted] wife [redacted] Mental Health

- drinks/smoke deck

- usually unruly EPO's

good friend - EPO usually - he was one watching him - Marine prefer him to set EPO straight using physical force

HUMV - pushing him out to dock (setting up [redacted] knocking him over)

Marines got him b/c they knew he would do it

(passed off/ upset/ retaliation)

30 hr notice leaving Wed pm - game OSM (Firm) [redacted] 1st back June 4 w/

Corpsman - Stewart late Feb - Stewart [redacted]

[redacted] - mellow/level headed / not sleeping well / nightmares

different Battalions [redacted]

came Sept. (felt left behind) last one

only one whose seen him since back (wives are friends)

at his house ↑

1st time - 1st Sat back (Sept)

barbecue (neighbor present) - having to rough up a few - Marines would go get him - He knew he'd do it

- hitting him w/ empty plastic [redacted] [redacted] - (talking a dog something not supposed to [redacted])

