

[Redacted]

From: [Redacted]
Sent: Tuesday, May 25, 2004 3:16 PM
To: [Redacted]
Subject: EPW



EPW Case
Summaries.doc

1
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[Redacted]

Division Chief, Personal Crimes Dept.
NCISHQ (Code 0023B)
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Summaries of NCIS Investigations Regarding the Deaths or Mistreatment of
Enemy Prisoners of War – May 13, 2004

To date, the Naval Criminal Investigative Service has initiated six separate investigations and one preliminary inquiry regarding the death or alleged mistreatment of enemy prisoners of war (EPWs). The case titles and control numbers are as follows:

1. [REDACTED]

Victim: Hatab, Naeem Sadum/CIV
CCN: 06JUN03-MEBJ-0233-7HMA/T

[REDACTED]

b7A

[REDACTED]

Summaries of NCIS Investigations Regarding the Deaths or Mistreatment of
Enemy Prisoners of War – May 13, 2004

[REDACTED]

2. **Victim: Mohamed, Farhad/CIV (DECEASED)**
CCN: 10APR04-MEBJ-0129-7HNA

[REDACTED]

[REDACTED]

b7A

3. **Victim: Jamadi, Manadel/CIV (DECEASED)**
CCN: 30NOV03-MEBJ-0529-7HNA/C

[REDACTED]

[REDACTED]

[REDACTED]

Summaries of NCIS Investigations Regarding the Deaths or Mistreatment of
Enemy Prisoners of War – May 13, 2004

[REDACTED]

b7A

4. Title: I/NAS Whidbey Island WA/ Alleged Assault of Iraqi Prisoners of War
CCN: 06OCT03-NWWH-0193-7GNA/C

Status: Closed.

Background: In October, 2003, Naval Hospital Oak Harbor, Washington, received information concerning the possible abuse of one or more EPWs by a Corpsman while he was deployed in support of Marine Corps units in Iraq during Operation Iraqi Freedom. NCIS interviewed all nine Corpsmen who deployed from the hospital to Iraq, including the one against whom the allegations were made. One Corpsman said that [REDACTED] claimed to have "roughed up some EPWs while in Iraq". NCIS interviewed [REDACTED] however, [REDACTED] said he never abused or assaulted any EPWs. [REDACTED] did admit pushing one EPW's face in the dirt and tripping other difficult EPWs to put them on the ground while assisting USMC members conducting "pat down" searches of Iraqis taken into custody. NCIS confirmed that [REDACTED] is not linked to other investigations into the abuse of Iraqi EPWs. A prosecutive review of the investigation was conducted and it was found to have no prosecutive/disciplinary merit.

|

5. Title: I/First FSSG, Camp Pendleton, Ca/Alleged Execution Of Iraqi Prisoners
Of War
CCN: 13JUN03-SDPE-0125-7XMA/C

b7C

Status: Closed.

Background: On June 13, 2003 the NCIS Field Office at Camp Pendleton received a report from a member of Combat Services Support Company, 1st FSSG, that while attending a party the previous night, a member of his unit, [REDACTED] USMC, told several other unit members that he had been ordered by his former [REDACTED] to execute three Iraqi EPWs during April 2003. According to [REDACTED] while his unit was conducting combat operations near an abandoned Iraqi pharmaceutical factory south of Baghdad, his [REDACTED] gave him the order and threatened to kill him if he didn't carry out the executions. [REDACTED] claims he killed the three Iraqi EPWs and disposed of the bodies in an eight-foot deep hole. Upon receipt of this report NCIS interviewed those Marines present at the party and confirmed that [REDACTED] had indeed provided this same of account of events. [REDACTED] was interviewed and provided an explanation concerning his previous claim that he executed three Iraqi EPWs. [REDACTED] claimed that he was intoxicated and fabricated the entire story. [REDACTED] was provided a polygraph examination and was determined to be truthful.

|

6. Title: I/2nd BN 5th MARREG 1st MARDIV/Alleged Execution Of Iraqi
Prisoners Of War
CCN: 09JUL03-MWPE-0149-7XMA/C

Summaries of NCIS Investigations Regarding the Deaths or Mistreatment of
Enemy Prisoners of War – May 13, 2004

Status: Closed.

Background: On July 09, 2003 the NCIS Field Office at Camp Pendleton, California, was notified that [REDACTED] USMC, 2nd BN 5th MARREG, 1st MARDIV, was being treated at the Naval Medical Center San Diego, when he was overheard bragging about stabbing dead and wounded Iraqi EPWs. NCIS interviewed Naval Medical Center personnel who reported that [REDACTED] had told several member of the staff that he was meritoriously promoted to Sgt, wounded in Iraq, awarded a Purple Heart, honored by his hometown with a ceremony and parade, and treated to dinner by his Congressman. After reporting late for a medial appointment [REDACTED] claimed he was delayed because he assaulted the previous night while he was assisting the San Diego Police Department. [REDACTED] command indicated he was not awarded a Purple Heart medal, that his wound was self-inflicted, and that command had no record of his being assaulted or assisting the local police. Additional inquires surfaced no record of a hometown ceremony parade or meritorious promotion to Sgt.

To date, the Naval Criminal Investigative Service has initiated six separate investigations and one preliminary inquiry regarding the death or alleged mistreatment of enemy prisoners of war (EPWs). The case titles and control numbers are as follows:

7. **TITLE: V/EL GASHAME, HEMDAN HABY HESHFAN/CIV (DESEASED)**
CCN: 31MAR03-MEBJ-0087-7XMA/C

Status: Closed

Background: On March 31, 2003, NCIS Special Agents supporting USMC units in Iraq were notified that a member of the 2nd Regiment Combat Team (2ndRCT) 2ndMEB, shot and killed El Gashame who was being detained within the 2ndRCT EPW Collection Point near Nasiriyah, Iraq. Command members were interviewed and reported that El Gashame, a suspected Fedayeen member, was captured on March 28, 2003, and detained in the EPW Collection Point for interrogation. On March 29, 2003, El Gashame was interrogated and following this session he was placed back into his assigned detention room. [REDACTED] USMC, was tasked to guard two adjoining detention rooms, one being the room that housed El Gashame. According to command members El Gashame reportedly attacked [REDACTED] and during the struggle for [REDACTED] weapon, El Gashame was shot and killed. NCIS processed the death scene and photographed the area to include El Gashame's body. Unit personnel reported an earlier unsuccessful attempt to take [REDACTED] weapon was made by a separate EPW and El Gashame observed this episode. [REDACTED] was interviewed and confirmed that El Gashame unexpectedly came toward him, hands extended in a manner to grab his rifle and after a verbal warning [REDACTED] shot El Gashame. The Commanding Officer determined [REDACTED] acted in self-defense therefore no disciplinary action was pursued.

[REDACTED]

From: [REDACTED]@hqmc.usmc.mil]
Sent: Wednesday, June 16, 2004 2:30 PM
To: [REDACTED]
Subject: FW: Updated Detainee Case Spreadsheet 16Jun04



16Jun04 JAD
preadsheet USMC A.

Pls review and make sure these jive with our numbers. Note the one case Command is investigating under the category "other". Not sure if we were ever notified on that one. [REDACTED]

b7C

>
> Subject: Updated Detainee Case Spreadsheet 16Jun04
>
> Gentlemen & Maam,
>
> Attached is updated USMC Alleged Detainee Abuse Case Spreadsheet as of 16
> Jun 04.
>
> Substantive change - 2 new cases are in preliminary stages of
> investigation. They are neither substantiated nor unsubstantiated yet and
> under "Other" on page 8, cases 1 & 2 (blue font).
>
> We will share this report outside USMC (including DODIG & Navy IG) NLT
> noon tomorrow, adding any new developments from the new cases.
>
> V/R, [REDACTED] USMC
> <<16Jun04 JAD Spreadsheet USMC Alleged Detainee Abuse Cases.doc>>
>
>

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USMC ALLEGED DETAINEE ABUSE CASES SINCE 11 SEP 01**

Total as of 16 Jun 04: 10 Substantiated incidents; 10 Unsubstantiated incidents

- 1. Substantiated:** 10 incidents - All 1stMARDIV - 8 OIF I, 2 OIF II.
 24 suspects: 9 Court-martial convictions - 1 General Court-martial, 5 Special Courts-martial; 3 Summary Courts-martial
 2 Non-judicial Punishments (1 followed by Board of Inquiry & pending discharge)
 6 - charges withdrawn or dismissed
 7 cases pending:
 3 pending General Courts-martial
 2 pending Special Court-martial (1 of these may be GCM - TBD).
 1 pending p.11
 1 investigation ongoing
- 2. Unsubstantiated:** 10 incidents; 7 known suspects & unknown number of other suspects (2 NJPs for false official statements alleging abuse).
 One detainee death investigated with no allegation of abuse.
- 3. Other:**
 Three investigations pending.

Unit	Date of Incident	Date Reported	Suspect, Location & Allegation	Type of Investigation	Disposition & Date	Current Status
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SUBSTANTIATED

[1] 1 st BN, 4 th MAR, 1stMARDIV, 1 MEF	2 Jun 03	3 Jun 03	SUSPECT: [REDACTED] LOCATION: TBD ALLEGATION: Beat detainees w/fists on various parts of their body	Command (JAGMAN)	SPCM: 2 Jun 03 Guilty of Art 92, violation of lawful order; Art 93, maltreatment; & Art 128, assault. SENTENCE: 120 days conf; red E-1; BCD	Closed
1 SUBSTANTIATED INCIDENT; 1 SUSPECT						

[2] 3 rd BN, 7 th MAR, 1 st MARDIV, 1 MEF	15 May 03	Original ly reported 20 May 03. [REDACTED] [REDACTED] also reported it to CNN 11 May 04, & to WCQS reporter	SUSPECTS: (1) [REDACTED] (2) [REDACTED] (3) [REDACTED] LOCATION: Karbala, Iraq (Logistics Base West of Karbala) ALLEGATION: [REDACTED] mistreated a bound detainee ([REDACTED]) [REDACTED] by holding a 9mm pistol to the back of the detainee's head while another Marine took a picture. [REDACTED] also admitted to pouring a glass of water on the detainee's head. [REDACTED] took a photograph of the detainee while an American Flag was draped over	Command (JAGMAN)	(1) SPCM 7 Jan 04 Guilty of dereliction, maltreatment, assault SENTENCE Conf 90 days, forf \$500 x 3 mos, red E-1 (2) SCM 2 Jan 04 Guilty of Art 92	Closed
1 SUBSTANTIATED INCIDENT; 3 SUSPECTS						

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the detainee's body. [redacted] failed to properly guard the detainee in the execution of his duties during these occurrences of maltreatment.

SENTENCE Conf 30 days, forf 2/3 pay x 1 mo, red E-1

[redacted] Ashville NC
23 Mar 04.
[redacted] is former 3/7 SSgt separated 31 Dec 03 on combat related physical disability)

(3) SCM 15 Jan 04 FINDINGS Guilty of dereliction, maltreatment SENTENCE Conf 20 days, forf 2/3 pay x 1 mo, red E-1

[3] 3rd BN, 5th MAR, 1st MARDIV, 1 MEF
1 Jun - 6 Jul 03
3
SUBSTANTIATED INCIDENTS;
4 ORIGINAL SUSPECTS;
CHARGES WITHDRAWN AGAINST 1 SUSPECT

SUSPECTS: (1) [redacted]
(2) [redacted]
(3) [redacted]
(4) [redacted]
LOCATION: Adwaniyan, Iraq

NCIS

(1) Pending SPCM

- (1) Pending SPCM- continue to 14Jun
- (2) SPCM 29Mar04 Guilty of dereliction SENTENCE: Red E-3; 30 days hard labor w/o conf
- (3) SCM 26 Jan 04 Guilty of detainee abuse (spraying detainee w/ fire extinguisher) SENTENCE: Red E-3; forf 2/3 pay x 1 mo; 14 days restr
- (2) & (3) disciplin y action complet
- (4) Clos

[4] [redacted]

6 Jun 03

SUSPECTS: (1) [redacted]
(2) [redacted]
(3) [redacted]
(4) [redacted]
(5) [redacted]

NCIS

(4) Chrgs withdrawn

[redacted]

LOCATION: [redacted]

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ALLEGATION:

[REDACTED]

b-1A

Case No.	Date	Location	Allegation	Command	Disposition
[5]	(1) 23 Jun 03 (2) 29 Jun 03	Al Kut, Iraq	(1) 23 Jun 03 - SNO, as Combined Anti-Armor (CAAT) Platoon Commander, detained 4 Iraqi males for looting brass from the Ammunition Supply Point. After the 4 th time of detaining them the same day, SNO had them searched, stripped of clothing except shoes & underwear, & released. SNO failed to account for their personal property & currency. (2) 29 Jun 03 - SNO's Platoon fired in self-defense at a semi-truck attempting to run a checkpoint on 28 Jun 03. The two occupants were injured & transported to the hospital for treatment of minor injuries. On 29 Jun 03, the Iraqis returned to recover their personal effects, but SNO denied them access & ordered his Marines to burn their property.	Command (JAGMAN)	CG's NJP 1 Aug 03 Guilty of Conduct Unbecoming an Officer, & Failing to Report & Turn Over Captured Property SENTENCE: Forfeiture of \$2,034 for 1 mo & Letter of Censure. MARFORRES Board of Inquiry on 040406 substantiated misconduct & recommended separation w/ Honorable discharge. Closed to disciplinary Separation pending MARFC RES Report c Board of Inquiry; Dep CM Manpow & Reser Affairs Reconm -dation SECNA Final Action.
[6]	3 Aug 03	Al Mumudiyah, Iraq (LSA Dogwood)	Mistreated detainee by causing 2 nd degree burns (blisters) to the back of the detainee's hands. Detainee requested to use hand sanitizer following a head call. As the detainee squatted down, resting his thighs on his heels, a Marine guard squirted some of the alcohol-based hand sanitizer into the detainee's hands; some of the excess hand cleaner formed a puddle on the floor. As the Marine guard turned to dispose of the empty bottle, [REDACTED] lit a match & threw it onto the puddle of hand sanitizer. The liquid ignited, & flames burned the detainee's	Command (JAGMAN)	SPCM 5 Apr 04 Guilty of Art 128, assault with means likely to produce death or grievous bodily harm. SENTENCE: Confinement 90 days, Red to E-2

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hands, causing large blisters.

[7]

2nd Bn, 2d MAR, 1st
MARDIV, I MEF

13 Apr - 15 Apr 04

NCIS

SUSPECTS: (1) [redacted] shocked victim.

(2) [redacted] helped [redacted] operate transformer.

(3) [redacted] escort for victim while he was shocked.

(4) [redacted] MET NCO, present during incident

(5) [redacted] discussed shocking detainees before

LOCATION: Al Mahmudiya, Iraq (2/2 holding area)

ALLEGATION: [redacted] reported he witnessed [redacted] & [redacted] shock an Iraqi detainee with an electric transformer; that [redacted] held the wires against the shoulder area of the detainee & that the detainee "danced" as he was shocked. The detainee-victim was released on 14 April & cannot be located.

**1 SUBSTANTIATED
INCIDENT;
5 SUSPECTS**

(1) GCM 14 May 04
Camp Fallujah, Iraq
Guilty of assault,
cruelty & maltreatment,
dereliction of duty, &
conspiracy to assault an
Iraqi detainee.
SENTENCE: 1 yr conf;
red to E-1; total forf;
BCD

(1) & (2)
disciplin
ry actor
completi

(3)
Pending
SPCM (32
completi

(2) SPCM 14 May 04
Camp Fallujah, Iraq
Guilty of cruelty &
maltreatment,
dereliction, false
official stnt, orders
violation, & conspiracy
to commit assault.
SENTENCE: 8 months
conf (PTA cap at 6
months), red to E-1,
total forf, BCD

(4)
Pending
p11 (Art
32
completi

(5)
Pending
GCM
(Arraign
ment 8 J
04, Cam
Fallujah

(3) Pending.

(4) Pending p11 (Art 32
complete). Evidence
that SNM was not in
room during incident,
ordered Marines to stop
when he heard the
commotion, & reported
it to others.

(5) Pending.

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UNSUBSTANTIATED

[1]	No dates were provided	4 Jan 02	<p>(1) Excessive force by guards when moved from transport aircraft to TF-58 Short Term Holding Facility (STHF) at Kandahar International Airport</p> <p>(2) Harsh physical treatment during interrogations – including interrogators hitting the head of a detainee on a table and squeezing testicles. Allegation made in Afghanistan to CTF-58, though unclear where interrogations occurred.</p>	Preliminary Inquiry (Oral), which requested names of detainees/ suspects & dates but did not receive further information from complainant	Unsubstantiated Feb 02	Close
2	CTF-58 Suspects' ranks/units/service/ names were not provided by complainant					
	UNSUBSTANTIATED INCIDENTS; UNKNOWN # SUSPECTS					

[2]	Task Force Tarawa, I MEF	29 Mar 03	30 Mar 03	SUSPECT: Marine Guard LOCATION: Detainee Collection Point An Nasiriyah, Iraq ALLEGATION: Detainee (Hamdan Shibey ISN 0408400C) was shot & killed by a Marine guard. Investigation determined that the detainee attacked the Marine guard and the guard acted in self-defense when he shot the detainee that was lunging for the guard's service rifle.	Preliminary Inquiry	Unsubstantiated 31 Mar 03 Close
1	UNSUBSTANTIATED INCIDENT; 1 SUSPECT					

[3]	2 nd BN, 23 rd MAR, 1 st MARDIV, 1 MEF	8 Apr 03	Jan 04 (open source – news article)	<p>SUSPECT: [REDACTED] USMCR</p> <p>LOCATION: Baghdad, Iraq</p> <p>ALLEGATION: [REDACTED] told Las Vegas Newspaper that he personally executed 2 Iraqis that were out of combat.</p>	NCIS	Unsubstantiated for abuse/homicide Substantiated for False Official Statement, NJP 28 Apr 04 Guilty of False Official Statement – false allegation SENTENCE Forf I mo pay. SNM to retire. Close
1	UNSUBSTANTIATED INCIDENT; 1 SUSPECT; NJP FOR FALSE OFFICIAL STATEMENT					

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

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<p>[7] 1st BN, 4th MAR 1stMARDIV, 1 MEF 1 UNSUBSTANTIATED INCIDENT; 1 SUSPECT; NJP FOR FALSE OFFICIAL STATEMENT</p>	<p>TBD</p>	<p>TBD</p>	<p>SUSPECT: ██████████ LOCATION: Iraq ALLEGATION: SNM was medevaced with a broken hand. He told the BN surgeon that he broke it "punching an EPW in the face" & told another officer he broke it punching an EPW "in the back of the head." In CONUS, he recanted, stating he punched the ground.</p>	<p>bl Preliminary Inquiry (JAGMAN)</p>	<p>Unsubstantiated for detainee abuse. Substantiated for False Official Statement (false allegation) & infliction of self-injury. NJP Date TBD.</p>	<p>Close</p>
<p>[8] Combined Anti-Armor Tm (CAAT), Wpns Co, 1st BN 1stMARDIV 1 UNSUBSTANTIATED INCIDENT; 1 SUSPECT</p>	<p>N/A - False Allegation</p>	<p>Oct 03</p>	<p>SUSPECT: HM3 Navy Corpsman detailed from Naval Hospital Oak Harbor, Washington, in support of 1stMARDIV in OIF from 21 Feb 03 to 13 Sep 03. LOCATION: Iraq. ALLEGATION: That suspect claimed to have "roughed up some EPWs while in Iraq."</p>	<p>NCIS NAS Whidbey Island WA</p>	<p>Unsubstantiated. Suspect said he never abused or assaulted any EPWs, though admitted pushing one EPW's face in the dirt & tripping other difficult EPWs to put them on the ground while assisting USMC members conducting "pat-down" searches.</p>	<p>Close Case for to have prosecutive or disciplinary merit Trial Sv Office-West N/Whidbey Island.</p>
<p>[9] 1st Intel BN, 1st MARDIV, 1 MEF 1 UNSUBSTANTIATED INCIDENT; 1 SUSPECT</p>	<p>12 Apr 04</p>	<p>15 Apr 04 Serious Incident Report, 1 MEF FWD 15 Apr 04</p>	<p>SUSPECT: SSgt, Counterintelligence Specialist LOCATION: Division Interrogation Facility, Camp Fallujah, Iraq ALLEGATION: That detainee was kicked & struck during screening.</p>	<p>Preliminary Inquiry</p>	<p>Unsubstantiated. Inquiry found evidence limited & conflicting. SIR indicated immediate medical exam of detainee found no associated injury.</p>	<p>Close</p>

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OTHER

			NCIS	Investigation pending	Investigation pending
[1]	[REDACTED]	14 Jun 04	[REDACTED]	[REDACTED]	Investigation pending
	SUSPECT: [REDACTED]				Investigation pending
	LOCATION: [REDACTED]				Investigation pending
	ALLEGATION: [REDACTED]				Investigation pending
[2]	2d Bn, 2d MAR 1st MARDIV, 1 MEF	Apr 04	[REDACTED]	[REDACTED]	Investigation pending
	SUSPECT: [REDACTED]	14 Jun 04	[REDACTED]	[REDACTED]	Investigation pending
	LOCATION: Iraq				Investigation pending
	ALLEGATION: Death of 2 detainees who tried to attack the [REDACTED]				Investigation pending
[3]	3rd Bn, 7th MAR 1st MARDIV, 1 MEF	19 Apr 04	[REDACTED]	[REDACTED]	Investigation pending
	SUSPECT: N/A	19 Apr 04	[REDACTED]	[REDACTED]	Investigation pending
	LOCATION: Husaybah, Iraq (3/7 holding area)				Investigation pending
	ALLEGATION: On 19 Apr 04, a detainee (suspected Muj martyr) captured during heavy combat operations died of unknown causes 36 hours after he was apprehended. The detainee is suspected to have died from head injuries suffered during one of over 20 escape attempts, including one in which he escaped from his restraints and threw himself through a window, landing on his head. Subsequent examination by a medical officer (MO) had him conscious, with good pupils, and responsive. However, a few hours later he took a turn for the worse and died with a Corpsman present. The examining MO surmised that the detainee died from internal cranial bleeding from the fall that was slow to kill him. The entire period of the detainee's captivity occurred during an intense combat engagement. Since the fall out the window did not appear to have caused any injury, the detainee was not evacuated due to military necessity.				Investigation pending
	NON-INCIDENT				Investigation pending
[4]	2nd Bn, 2d MAR 1st MARDIV, 1 MEF	Apr 04	[REDACTED]	[REDACTED]	Investigation pending
	SUSPECT(S): Unknown	2 & 6 May 04	[REDACTED]	[REDACTED]	Investigation pending
	LOCATION: Iraq				Investigation pending
	ALLEGATIONS: 2 detainees reported they were beaten & abused by U.S. military members.				Investigation pending
	INVESTIGATION PENDING				Investigation pending

> <<8Jul04 JAD Spreadsheet USMC Alleged Detainee Abuse Cases.doc>>
>

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USMC ALLEGED DETAINEE ABUSE CASES SINCE 11 SEP 01**

Total as of 8 Jul 04: 10 Substantiated incidents; 11 Unsubstantiated incidents

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

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

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

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**INCIDENT;
3 SUSPECTS**

May 04, & while another Marine took a picture. [redacted] also admitted to pouring a glass of water on the detainee's head. [redacted] took a photograph of the detainee while an American Flag was draped over the detainee's body. [redacted] failed to properly guard the detainee in the execution of his duties during these occurrences of maltreatment.

Ashville NC
23 Mar 04.
([redacted] is former 3/7 SSgt separated 31 Dec 03 on combat related physical disability)

(2) **SCM 2 Jan 04**
Guilty of Art 92
SENTENCE Conf 30 days, forf 2/3 pay x 1 mo, red E-1

(3) **SCM 15 Jan 04**
FINDINGS Guilty of dereliction, maltreatment
SENTENCE Conf 20 days, forf 2/3 pay x 1 mo, red E-1

[3]

3rd BN, 5th MAR,
1st MARDIV, I MEF

1 Jun -
6 Jul 03

TBD

SUSPECTS: (1) [redacted]
(2) [redacted]
(3) [redacted]
(4) [redacted]

LOCATION: Adiwanyah, Iraq

ALLEGATIONS:

- (1) Locked two Iraqi male looters in an abandoned tank with a water bottle & hatch open.
- (2) Sprayed Iraqi looters w/fire extinguisher;
- (3) Ordered 4 juvenile Iraqi looters to kneel beside 2 shallow fighting holes & a pistol was discharged to conduct a mock execution.

**3 SUBSTANTIATED
INCIDENTS;
4 ORIGINAL
SUSPECTS;
CHARGES
WITHDRAWN
AGAINST 1
SUSPECT**

(1) **SPCM 17 Jun 04**
Close:

NCIS (vice Command)

Guilty of Art 93 maltreatment related to allegation (3)
SENTENCE: Red E-3, 30 days hard labor w/o conf; Forf \$1056/mo x 6 mos

(2) **SPCM 29 Mar 04**
Guilty of dereliction
SENTENCE: Red E-3; 30 days hard labor w/o conf

(3) **SCM 26 Jan 04**
Guilty of detainee abuse (spraying detainee w/ fire extinguisher)
SENTENCE: Red E-3; forf 2/3 pay x 1 mo; 14 days restr

(4) Chrgs withdrawn

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[4]

6 Jun 03

SUSPECTS:

[REDACTED]

LOCATION:

[REDACTED]

NCIS

[REDACTED]

[5]

(1) 23 Jun 03

3rd BN, 23rd MAR, 1st MARDIV, 1 MEF (SNO is Reservist, Parent command is 4th MARDIV, MARFORRES)

Jun/Jul 03

SUSPECT: [REDACTED]
LOCATION: Al Kut, Iraq
ALLEGATIONS:

- (1) 23 Jun 03 - SNO, as Combined Anti-Armor (CAAT) Platoon Commander, detained 4 Iraqi males for looting brass from the Ammunition Supply Point. After the 4th time of detaining them the same day, SNO had them searched, stripped of clothing except shoes & underwear, & released. SNO failed to account for their personal property & currency.
- (2) 29 Jun 03 - SNO's Platoon fired in self-defense at a semi-truck attempting to run a checkpoint on 28 Jun 03. The two occupants were injured & transported to the hospital for treatment of minor injuries. On 29 Jun 03, the Iraqis returned to recover their personal effects, but SNO denied them access & ordered his Marines to burn their property.

2 **SUBSTANTIATED INCIDENTS;**
1 **SUSPECT**

Command (JAGMAN)

CG's NJP 1 Aug 03

Guilty of Conduct Unbecoming an Officer, & Failing to Report & Turn Over Captured Property SENTENCE: Forfeiture of \$2,034 for 1 mo & Letter of Censure. MARFORRES Board of Inquiry on 040406 substantiated misconduct & recommended separation w/ Honor discharge.

Closed a to disciplinary action. Separately pending MARFORRES Report c Board of Inquiry; - Dep CM Manpow & Reser Affairs Recommit -ation; SECNA Final Action.

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	3 Aug 03	3 Aug 03	SUSPECT:	Command	Closer
[6] 4thLARBn, 1 st MARDIV, 1 MEF			<p>LOCATION: Al Mumudiyah, Iraq (LSA Dogwood)</p> <p>ALLEGATION: Mistreated detainee () by causing 2nd degree burns/blisters to back of detainee's hands. Detainee requested to use hand sanitizer following a head call. As the detainee squatted down, a Marine guard squirted alcohol-based sanitizer into detainee's hands; excess cleaner formed puddle on floor. As the Marine guard turned to dispose of the empty bottle, lit a match & threw it onto the puddle of hand sanitizer. The liquid ignited, & flames burned the detainee's hands, causing large blisters.</p>	(JAGMAN)	<p>SPCM 5 Apr 04 Guilty of Art 128, assault with means likely to produce death or grievous bodily harm. SENTENCE: Confinement 90 days, Red to E-2</p>
1 SUBSTANTIA- TED INCIDENT; 1 SUSPECT					
[7] 2 nd Bn, 2d MAR 1 st MARDIV, 1 MEF (2/2 is based at Camp Lejeune NC with 2d MARDIV)	13 Apr 04	15 Apr 04	<p>SUSPECTS: (1) shocked victim. (2) helped PFC Sting operate transformer. (3) -escort for victim while he was shocked. (4) HET NCO, present during incident (5) discussed shocking detainees before</p> <p>LOCATION: Al Mahmudiya, Iraq (2/2 holding area)</p> <p>ALLEGATION: reported he witnessed & shock an Iraqi detainee with an electric transformer; that held the wires against the shoulder area of the detainee & that the detainee "danced" as he was shocked. The detainee-victim was released on 14 April & cannot be located.</p>	Command (vice NCIS)	<p>(1) & (2) disciplin ry actor completi (3) Pending SPCM 8 Jul 04 (4) Pending p11 (5) Pending GC 24-28 Ju 04</p>
1 SUBSTANTIA- TED INCIDENT; 5 SUSPECTS					<p>(1) GCM 14 May 04 Camp Fallujah, Iraq Guilty of assault, cruelty & maltreatment, dereliction, & conspiracy to assault Iraqi detainee. SENTENCE: 1 yr conf; red E-1; total forf; BCD (2) SPCM 14 May 04 Camp Fallujah, Iraq Guilty of cruelty & maltreatment, dereliction, false official stmt, orders violation, & conspiracy to commit assault. SENTENCE: 8 mos conf, red E-1, total forf, BCD (3) Pending SPCM (4) Pending p11. SNM not in room, ordered Marines to stop when heard commotion, & reported it to others. (5) Pending GCM.</p>

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UNSUBSTANTIATED

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

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

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

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SUSPECTS

- b. Move small rocks from 1 pile to another.
- c. Stand with extended arms for long periods.
- d. Kneel in place for long periods.
- e. Kneel with feet propped up on 2x4.
- f. Kneel while holding large rock overhead.
- g. Kneel on small pebble.
- h. Lay with chest across wooden board.

measures for sleep deprivation & as punishment for breaking camp rules, lasting 2 to 20 minutes only (e.g. 1 detainee had tried to grab guard's pistol. Little to no evidence of (e)-(h). Investigative efforts supported Marines' actions as appropriate & within SOP, guidance & training.

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

[REDACTED]
From: [REDACTED]@hqmc.usmc.mil
Sent: Thursday, July 29, 2004 2:05 PM
To: [REDACTED]
Cc: [REDACTED]
Subject: FW: USMC Alleged Detainee Abuse Cases



29Jul04 JAD
spreadsheet USMC A.

Pls review the attached for accuracy. The attached is the HQMC version of current and closed Detainee investigations involving Marines.

> -----Original Message-----

> From: [REDACTED]
> Sent: Thursday, July 29, 2004 1:29 PM
> To: DODIG Team; [REDACTED] JCS SJS; [REDACTED] OSD-CIO;
> JCS SJS; [REDACTED] JCS SJS; [REDACTED] JCS SJS;
> [REDACTED] DoD OGC; [REDACTED] DoD OGC;
> [REDACTED] SIES4 [REDACTED]
> [REDACTED] ES06 [REDACTED]
> Cc: [REDACTED]

b6

[REDACTED]

> Subject: USMC Alleged Detainee Abuse Cases
> Attached is USMC Alleged Detainee Abuse Case Spreadsheet as of 29 Jul 04.
> No substantive changes-minor details updated in blue font.
> For DODIG Overview of Detainee Investigations/Evaluations - Marines
> (Ongoing/Closed) current statistics remain:
> Preliminary Inquiries 0/3
> Criminal Investigations 3/8 (10 are NCIS - DODIG counts under Navy;
> 1 open is joint Army CID & NCIS)
> Non-criminal Investigations 2/7
> Inspections/Reviews 0/0
> Total 23 Investigations 5/18 (2/10 without NCIS/Army CID)
> V/R, [REDACTED] USMC
> Head, Intl & Operational Law, HQMC, Pentagon 5C760
> DSN 224-2793/6799; (703) 614-2793/6799
> FAX: DSN 225-0325, (703) 695-0325
> unclas: [REDACTED]hqmc.usmc.mil
> SIPR: [REDACTED]hqmc.usmc.smil.mil
> <<29Jul04 JAD Spreadsheet USMC Alleged Detainee Abuse Cases.doc>>
>

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Total as of 29 Jul 04: 10 Substantiated incidents; 11 Unsubstantiated incidents

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

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

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

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(2) **SCM 2 Jan 04**
Guilty of Art 92
SENTENCE Conf 30
days, forf 2/3 pay x 1
mo, red E-1

(3) **SCM 15 Jan 04**
FINDINGS Guilty of
dereliction,
maltreatment
SENTENCE Conf 20
days, forf 2/3 pay x 1
mo, red E-1

(1) **SPCM 17 Jun 04**

Guilty of Art 93
maltreatment related to
allegation (3)
SENTENCE: Red E-3,
30 days hard labor w/o
conf; Forf \$1056/mo x
6 mos

(2) **SPCM 29Mar04**
Guilty of dereliction
SENTENCE: Red E-3;
30 days hard labor w/o
conf

(3) **SCM 26 Jan 04**
Guilty of detainee
abuse (spraying
detainee w/ fire
extinguisher)
SENTENCE: Red E-3;
forf 2/3 pay x 1 mo; 14
days restr

(4) Chrgs withdrawn

pouring a glass of water on the detainee's head. [redacted] took a
photograph of the detainee while an American Flag was draped over
the detainee's body. [redacted] failed to properly guard the detainee in
the execution of his duties during these occurrences of maltreatment.

to WCQS
reporter
Adam
McMullin,
Ashville NC
23 Mar 04.
(Massey is
former 3/7
SSgt
separated 31
Dec 03 on
combat
related
physical
disability)

1 Jun -
6 Jul 03

SUSPECTS: (1)
(2)
(3)
(4)

LOCATION: Al Qawmariyah, Iraq

ALLEGATIONS:

- (1) Locked two Iraqi male looters in an abandoned tank with a water
bottle & hatch open.
- (2) Sprayed Iraqi looters w/fire extinguisher;
- (3) Ordered 4 juvenile Iraqi looters to kneel beside 2 shallow fighting
holes & a pistol was discharged to conduct a mock execution.

[3]
3rd BN, 5th MAR,
1st MARDIV, I MEF
3
SUBSTANTIATED
INCIDENTS;
4 ORIGINAL
SUSPECTS;
CHARGES
WITHDRAWN
AGAINST 1
SUSPECT

Closer

[Handwritten initials]

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

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

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UNSUBSTANTIATED

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

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

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66

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

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- a. Forced to repeat stand up & sit down.
- b. Move small rocks from 1 pile to another.
- c. Stand with extended arms for long periods.
- d. Kneel in place for long periods.
- e. Kneel with feet propped up on 2x4.
- f. Kneel while holding large rock overhead.
- g. Kneel on small pebble.
- h. Lay with chest across wooden board.

measures for sleep deprivation & as punishment for breaking camp rules, lasting 2 to 20 minutes only (e.g. 1 detainee had tried to grab guard's pistol). Little to no evidence of (e)-(h). Investigative efforts supported Marines' actions as appropriate & within SOP, guidance & training.

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OTHER

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

