

SECRET
SWORN STATEMENT

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

PRIVACY ACT STATEMENT

AUTHORITY: Title 10 USC Section 301; Title 5 USC Section 2951; E.O. 9397 dated November 22, 1943 (SSN).
PRINCIPAL PURPOSE: To provide commanders and law enforcement officials with means by which information may be accurately identified.
ROUTINE USES: Your social security number is used as an additional/alternate means of identification to facilitate filing and retrieval.
DISCLOSURE: Disclosure of your social security number is voluntary.

1. LOCATION Camp Delta, Guantanamo, Bay, Cuba	2. DATE (YYYYMMDD) 20020824	3. TIME 2330	4. FILE NUMBER 02-108144
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(b)(3):10 USC §130b,(b)(6),(b)(7)(C)

8. ORGANIZATION OR ADDRESS
(b)(3):10 USC §130b,(b)(6)

9. (b)(3):10 USC §130b,(b)(6),(b)(7)(C)

WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH:

On 17 August 2002, at / approx. 1930-1945, we were serving chow to the Detainees in (b)(2) block. I (b)(3):10 USC §130b,(b)(6),(b)(7)(C)) was the block NCO, and was working with (b)(3):10 USC §130b,(b)(6),(b)(7)(C)) and (b)(3):10 USC §130b,(b)(6),(b)(7)(C)) had just tried to spit on me, while walking out of the block. (b)(2) had earlier lost his (b)(2) by 3 days. This was a result of his actions earlier. (b)(1),(b)(2),(b)(1) Sec 1.4 A had repeatedly talked across the block, and throwing water on (b)(3):10 USC §130b,(b)(6),(b)(7)(C)) spit on (b)(3):10 USC §130b,(b)(6),(b)(7)(C)) an interpreter and myself. (b)(2) as he walked out of the cell block. When he turned to look at the detainee he was spit on again. I told him that we were going to (b)(2) with the (b)(2). I gave him the (b)(2) and had (b)(2) The detainee (b)(2) was (b)(2) for a short period and he then sat on his (b)(3):10 USC §130b,(b)(6),(b)(7)(C)) bunk. The hose was put up and (b)(3):10 USC §130b,(b)(6),(b)(7)(C)) was sent to Medical to be cleaned and checked. I then requested the duty officer and guard commander to the block. Upon their arrival they were brief on what happened. I was directed by (b)(3):10 USC §130b,(b)(6),(b)(7)(C)) the GC to have (b)(3):10 USC §130b,(b)(6),(b)(7)(C)) go to the CP and ~~write~~ write a statement. The GC said he only needed one statement and to put us as witnesses to the entire event.

10. EXHIBIT	11. INITIALS OF PERSON MAKING STATEMENT (b)(3):10 USC §130b,(b)(6),(b)(7)(C))	PAGE 1 OF <u>2</u> PAGES
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ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT OF _____ TAKEN AT _____ DATED _____"
THE BOTTOM OF EACH ADDITIONAL PAGE MUST BEAR THE INITIALS OF THE PERSON MAKING THE STATEMENT, AND PAGE NUMBER MUST BE BE INDICATED.

STATEMENT OF _____

TAKEN AT _____

DATED _____

9. STATEMENT (Continued)

(b)(3):
10
USC

Not used

(b)(3):
10
USC

(b)(3):10 USC §130b,(b)(6),(b)(7)(C)

AFFIDAVIT

I, _____, HAVE READ OR HAVE HAD READ TO ME THIS STATEMENT WHICH BEGINS ON PAGE 1, AND ENDS ON PAGE 3. I FULLY UNDERSTAND THE CONTENTS OF THE ENTIRE STATEMENT MADE BY ME. THE STATEMENT IS TRUE. I HAVE INITIALED ALL CORRECTIONS AND HAVE INITIALED THE BOTTOM OF EACH PAGE CONTAINING THE STATEMENT. I HAVE MADE THIS STATEMENT FREELY WITHOUT HOPE OF BENEFIT OR REWARD, WITHOUT THREAT OF PUNISHMENT, AND WITHOUT COERCION, UNLAWFUL INFLUENCE, OR UNLAWFUL INDUCEMENT.

(b)(3):10 USC §130b,(b)(6),(b)(7)(C)

(Signature of Person Making Statement)

WITNESSES:

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 24 day of August, 2002 at Camp Delta, Guantanamo Bay, Cuba

(b)(3):10 USC §130b,(b)(6),(b)(7)(C)

ORGANIZATION OR ADDRESS

(Typed Name of Person Administering Oath)

Art 136 (b)(4) UCMJ
(Authority To Administer Oaths)

ORGANIZATION OR ADDRESS

INITIALS OF PERSON MAKING STATEMENT

(b)(3):10
USC
§130b (b)(6)

PAGE 2 OF 2 PAGES

~~SECRET~~ #693

REPORT OF / OR RECOMMENDATION FOR DISCIPLINARY ACTION (b)(2)			
TO: Installation Commander	INSTALLATION Camp Delta I, GTMO Bay, Cuba	DATE 18SEP02	
<input checked="" type="checkbox"/> REPORT IS SUBMITTED OF DISCIPLINARY ACTION TAKEN IN THE CASE OF THE FOLLOWING PRISONER			
<input type="checkbox"/> RECOMMEND DISCIPLINARY ACTION IN THE CASE OF THE FOLLOWING PRISONER FOR THE REASONS STATED			
LAST NAME - FIRST NAME - MIDDLE INITIAL (b)(2)	GRADE N/A	SVC NO./SSAN N/A	ORGANIZATION N/A
DEPT OF MILITARY SERVICE N/A	STATUS <input type="checkbox"/> OFFICER <input checked="" type="checkbox"/> DETAINED <input type="checkbox"/> ADJUDGED <input type="checkbox"/> SENTENCED		(b)(2)
OFFENSE (Describe in detail giving date, violation, name of participants or witnesses)			
17SEP02, at approximately 2130, all the detainees in (b)(2) were hitting, kicking, and banging on their cells and yelling. They also threw water on (b)(2),(b)(3):10 USC guard. Both Block gates were locked and the water was turned off per the Guard Commander, (b)(3):10 USC. All detainees on the block were involved per the block NCOIC, (b)(3):10 USC.			
(b)(2)			
IT IS RECOMMENDED THAT 0 DAYS OF ACCRUED GOOD CONDUCT TIME BE FORFEITED			
NUMBER OF PREVIOUS OFFENSES DURING CURRENT CONFINEMENT	(b)(3):10 USC §130b,(b)(6),(b)(7)(C)		
0			
1ST IND			
HEADQUARTERS, JTF-160, (b)(3):10 USC GTMO Bay, Cuba		(Date) 18SEP02	
TO: Confinement Officer			
THE DISCIPLINARY ACTION RECOMMENDED ABOVE IS <input checked="" type="checkbox"/> APPROVED <input type="checkbox"/> DISAPPROVED			
FOR THE COMMANDER			
(b)(3):10 USC §130b,(b)(6),(b)(7)(C)			

~~SECRET~~

REPORT OF / OR RECOMMENDATION FOR DISCIPLINARY ACTION

TO: Installation Commander	INSTALLATION CAMP DELTA 1	DATE 17 AUG 02
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REPORT IS SUBMITTED OF DISCIPLINARY ACTION TAKEN IN THE CASE OF THE FOLLOWING PRISONER
 RECOMMEND DISCIPLINARY ACTION IN THE CASE OF THE FOLLOWING PRISONER FOR THE REASONS STATED

LAST NAME - FIRST NAME - MIDDLE INITIAL ISN: (b)(2), (-00693DP	GRADE N/A	SVC NO./SSAN N/A	ORGANIZATION N/A
DEPT OF MILITARY SERVICE N/A	STATUS <input type="checkbox"/> OFFICER <input checked="" type="checkbox"/> DETAINED <input type="checkbox"/> ADJUDGED <input type="checkbox"/> SENTENCED		(b)(2)

OFFENSE (Describe in detail giving date, violation, name of participants or witnesses)

On 17 AUG 02 at approx. 2002, (b)(2) was conducting detainee chow. Detainee became very agitated upon being handed an MRE for a dinner meal. As block guard (b)(3):10 walked by the cell, detainee spit on the guard. Block guard (SPC (b)(3):) was examined by Medical personnel and sustained no injuries. Detainee was subsequently moved to maximum security.

Witnesses: (b)(3):10 (Block guard)

(b)(2)

IT IS RECOMMENDED THAT	DAYS OF ACCRUED GOOD CONDUCT TIME BE FORFEITED
NUMBER OF PREVIOUS OFFENSES DURING CURRENT CONFINEMENT 6	(b)(3):10 USC §130b,(b)(6),(b)(7)(C)

1ST IND

HEADQUARTERS, (b)(3):10 USC GUANTANAMO BAY, CUBA (Date) 17 AUG 02

TO: Confinement Officer

THE DISCIPLINARY ACTION RECOMMENDED ABOVE IS **APPROVED** **DISAPPROVED**

FOR THE COMMANDER (b)(3):10 USC §130b,(b)(6),(b)(7)(C)	SIGNATURE OF AUTHENTICATING OFFICER AS PER PHONE CALL
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