

INTERROGATOR OIC/NCOIC

Rank ES Branch AR/97E Date: 03/09/04 Unit 325 MI B CO
Duty Position INTERROGATOR How Long in Job 1 YR
Interviewer _____ How Long in Country 1 YR.

1. What references/standards/publications/SOPs do you use to conduct interrogation Operations? (1.1, 1.2, 2.1, 4.1) AR 190-8, DoD Directive 5100.77, 1949 Geneva Convention, FM 34-52 Intelligence Interrogation, FM 3-19.40, These are the primary source for standards and doctrine concerning Detainee Operations).

USED DIFFERENT.

2. How does the command ensure that interrogation Operations is conducted in compliance with the international Law of war? (OPORD/FRAGO, ROE, Interrogation Techniques, general orders, humane treatment, etc) (1.1, 1.2, 1.6, 4.1) AR 190-8,

GEN SANCHEZ - SEND LTRS OF APPROACH TO AD ON DETAINEES -

3. Did you and your soldiers undergo Level B Law of War training prior to deployment? Explain what training occurred. Is there a plan to train new Soldiers (replacements) to the unit? Did this training include the treatment of Detainees? Explain. (1.1, 1.2, 1.4, 1.6, 4.1) (AR 350-1 para 4-14c. (2) and table G-1 Refresher training, dated 9 April 2003), Level B of such knowledge to be commensurate with each individual's duties and responsibilities.)

MANY BRIEFS AND REBRIEFS. HAD A 10 DAY TRNG FOR NEW PEOPLE. (TALKED ABOUT IT)

4. What Home Station/Mob Site Training did you and your soldiers receive prior to deployment to help your unit prepare for Detainee/interrogation Operations? Describe it. How did the training prepare you to conduct Detainee/interrogation Operations for this deployment? How did this training distinguish between the different categories of Detainees (EPWs, RPs, CIs, etc.)? (1.1, 1.2, 1.4, 4.1) DoDD 2310.1 (The U.S. Military

STARTED UP 97E TRNG AT HOME STATION / JUST SRP AT IIX

5. What training did you receive on the established Rules of Engagement (ROE)? How often does this occur? Does this training include Rules of Interaction (ROI)? (1.4, 4.1) (DoD Directive 5100.77, para 5.5.1, The Secretaries of the Military Departments shall provide directives,

WENT OVER ROE.

6. What procedures are in place to ensure your Soldiers do not violate the rules of engagement for the interment facility/collection point? (1.1, 1.2, 1.4, 1.6, 4.1) FM 3-19.40,

OPS BRIEFS & REBRIEFS. THEY STOP NIGHT

7. What guidance or policies are there to ensure fraternization is not taking place between U.S military personnel and the detainees? (1.1, 1.2, 1.4, 1.6, 4.1) AR 190-8,

US INTERPRETERS & DETAINEES

8. What training have you and your subordinates received to ensure your knowledge of DO is IAW the provisions under the Geneva Convention? (1.1, 1.2, 1.3, 4.1) DoDD 2310.1

COMBINED IN INTERNATIONAL LAW

9. What is the OIC/NCOICs overall role in detainee operation process? What involvement do the OIC/NCOICs have in the interrogation process of detainee operations? Do the OIC/NCOICs provide a means to validate detainee's information? Do the OIC/NCOICs provide input as to the disposition of the detainee? (1.1, 1.2, 1.6, 4.1) (FM 34-52 page 2-12 Battalion S2 Controls Interrogation employed for temporary period at battalion

SR INTERROGATION - LOOKED AT PLANS. YES - BUT VALIDATE WAS COMPLICATED - RECOMMENDATIONS FROM INTERROGATORS ON DISPOSITION - BUT THE CAC MAKES FINAL DISPOSITION

10. What is the procedure on how to identify a detainee who may have intelligence information? Who performs this procedure? Are MPs involved in the decision-making? Are PIRs used as a basis for the identification of detainees of interest, personality lists used, etc? (1.1, 1.2, 2.1) (FM 34-52 Intelligence Interrogation, page 3-2) If time permits, screeners

DURING A SIKHAWUNG PROCESS (HOW THEY WERE CAPTURED). NO INVOLVEMENT IN (DMP) - YES - SOME PIRs OR PERSONALITY LISTS

2938

11. How many people are authorized to be present in the room when interrogating/ screening a detainee? Under what circumstances are you required and authorized to have more people? (1.7) (no standard)

SCREENING - ONE BIG WAREHOUSE (2) - INTERROGATOR - 2/1 - INTERPRETER
ON SPECIAL OCCASIONS -

12. Are the personal effects of a detainee released to the interrogator or is the interrogator allowed to examine the items? (DOCUMENT HANDLING) (1.1, 1.2) (FM 34-52)

YES

13. Are you receiving sufficient information from the capture paperwork to properly conduct screenings and interrogations? Are the current requirements for documentation of a captured person sufficient or excessive? Did the changes in procedures as far as documenting captured person improve your ability to gather intelligence? (1.1, 1.2, 2.2, 4.1) ((FM 3-19.40, paragraph 2-3, The commander is responsible for

NO - MISSING A LOT OF INFORMATION OR CONFLICTING. NOT EXCESSIVE
MORE IS BETTER

14. What are the procedures for the transfer of custody of Detainees from the MP/Guard personnel to Military Intelligence personnel? When the detainee is returned to the guard force, what procedures occur? (what info is passed on to the Guard Force (type of reward?)...observation report, paper trail audit) (1.1,1.2, 4.1) (FM 3-19-40, chapter 3/3--68)

If a captive or his equipment or documents are removed from the receiving/processing line, account for them on DD Form 2708 and DA Form 4137. 3-68. The site is located where screeners can observe captives as they are segregated and processed. It is shielded from the direct view of captives and is far enough away that captives cannot overhear screeners' conversations. The site has an operation, administrative, and interrogation area. The interrogation area accommodates, a captive, a guard, and an interpreter as well as furniture. Lights are available for night operations. Accountability procedures are implemented and required forms are available.)

MI REQUEST FOR PRISONER - MI TRANSPORT TO INTERROGATION BOOTH.
THE GUARDS GET THEM AT THE HOLDING AREA. FOR PROPERTY
HAD TO SIGN FOR

15. Describe the screening /background checks required prior to hiring interpreters. Are they trusted by U.S. Soldiers? (1.3, 1.7, 4.1) (FM 34-52, FM 3-19.40, para 4-6, Request interpreters from MI, PSOP, allied forces, or local authorities as necessary.)

NOT MUCH. MOST WERE TRAINED - SOME WERE NOT - STRANGE
ANSWERS, LENGTHY CONV WITH DETAINEE, HANGING AROUND
FACILITY

2939

16. What is your perception of the contract interrogators training and capabilities to conduct proper interrogations of detainees? (1.4) (No Standards apply on perceptions.) -

INTERPRETERS - SOME WERE AWESOME

17. How are translators/linguists used during the screening/interrogation process? Do you trust the interpreter? How are MPs/Guards used during this process? (1.1, 1.2, 1.7, 2.1) (FM 34-52 Intelligence Interrogation, use of interpreter page 3-30 Interpreter briefing: Once the

18. Do counterintelligence agents conduct interrogations of detainees? What training have they received for conducting interrogations? What is their understanding of the laws of war as it pertains to interrogating detainees? (1.1, 1.2, 1.5) (Counterintelligence agents are not authorized to interrogate detainees unless they are trained on FM 34-52, FM 27-10)

19. What do you perceive to be doctrinal shortcomings pertaining to Interrogation Operations? How would you fix/incorporate into updated doctrine/accomplish differently? How about Force Structure to ensure Interrogation Operations can be successfully accomplished? What are the shortcomings and how do we fix the problem at the Army-level? (1.1, 1.3, 1.5, 1.7, 4.1)

FELT LIKE HANDS WERE TIED, VERY FEW APPROACHES USED
WAS NOT WELL SUPPLIED (LACK OF COMPUTERS)

20. What are the procedures if a detainee in U.S. custody dies? (1.1, 1.2, 4.1) AR 190-8,

GET THE MEDICS - OBSERVED

21. Do you know of the procedures to get stress counseling (Psychiatrist, Chaplain, Medical)? Do your Soldiers know of the procedures to get counseling (Psychiatrist, Chaplain, Medical)? (1.1, 1.2, 1.6, 2.1, 4.1) FM 3-19.40, paragraph 2-48: Personnel assigned

GOING TO CHAPLAIN, AND SUPERVISOR, SALAIERS, MCOIC

22. Are you aware of your requirement to report abuse or suspected abuse of detainees? (1.1, 1.2, 1.6, 4.1) AR 190-40 para 2-1, Military and civilian personnel assigned to or

YES

23. Do your subordinates know the reporting procedures if they observe or become aware of a Detainee being abused? (1.2, 1.6) (AR 190-40, Appendix B, Category 1 Reportable Serious Incidents, B-1.

YES

24. What steps would you take if a subordinate reported to you an incident of alleged Detainee abuse? (1.2, 1.6, 4.1) (AR 190-40, Appendix B, Category 1 Reportable Serious Incidents, B-1.

REPORT UP SAC, MY SOLDIER REPORT TO CID

25. Do you feel you can freely report an incident of alleged Detainee abuse outside Command channels (IG, CID) (1.6, 4.1) (AR 190-40, Appendix B, Category 1 Reportable Serious Incidents, B-

1 YES

26. What procedures do you have to report suspected detainee abuse (IG, CID, Next Level Commander) (1.2, 1.6, 4.1) (AR 190-40, Appendix B, Category 1 Reportable Serious Incidents, B-1.

31. What do you perceive as the mission of your unit? Describe the importance of your role in that mission. (Insight to the Soldier's understanding and attitude concerning unit mission and their role) AR 600-20 Command Policy 2-1. Chain of Command a. The chain of command

2941

WAS TO GET INTEL AND INFO - MISSION CHANGED
DAILY.

32. Describe your working environment and living conditions since being in Theater.

(Identify physical and psychological impact on Soldier's attitude). (1.2, 1.3, 1.4, 1.5, 1.6, 1.7) FM 10-

BEGINNING, LIVING IN A BORROWED TENT, DAYS HOTTER &
MISERABLE - THEN MOVED IN HARD STANDBY. ENVIRONMENT
NOT FRIENDLY - MURDERED

33. Describe the unit command climate and Soldier morale. Has it changed or evolved since you have been in Theater? (Identifies Soldier's perception of the chain of command and Soldier attitude. Does the Soldier feel supported? Do Soldiers feel the Command cares? Are they getting clear guidance?) 1 AR 600-20 • 13 May 2002 1-5. Command, b. Elements of command.

NOT VERY HIGH. IT WAS CHANGED UNDER NEW CDT
NOW

34. Are you aware of any incidences of detainee or other abuse in your unit? AR 190-8, 1-

NO

ADVISEMENT OF RIGHTS (For military personnel)

The text of Article 31 provides as follows a. No person subject to this chapter may compel any person to incriminate himself or to answer any questions the answer to which may tend to incriminate him. b. No person subject to this chapter may interrogate or request any statement from an accused or a person suspected of an offense without first informing him of the nature of the accusation and advising him that he does not have to make any statement regarding the offense of which he is accused or suspected, and that any statement made by him may be used as evidence against him in a trial by court-martial. c. No person subject to this chapter may compel any person to make a statement or produce evidence before any military tribunal if the statement or evidence is not material to the issue and may tend to degrade him. d. No statement obtained from any person in violation of this article, or through the use of coercion, unlawful influence, or unlawful inducement, may be received in evidence against him in a trial by court-martial. (1.2, 1.6)

I am _____ (grade, if any, and name), a member of the (DAIG). I am part of a team inspecting detainee operations, this is not a criminal investigation. I am reading you your rights because of a statement you made causes me to suspect that you may have committed _____. (specify offense, i.e: aggravated assault, assault, murder). Under Article 31, you have the right to

2942

remain silent, that is, say nothing at all. Any statement you make, oral or written, may be used as evidence against you in a trial by courts-martial or in other judicial or administrative proceedings. You have the right to consult a lawyer and to have a lawyer present during this interview. You have the right to military legal counsel free of charge. In addition to military counsel, you are entitled to civilian counsel of your own choosing, at your own expense. You may request a lawyer at any time during this interview. If you decide to answer questions, you may stop the questioning at any time. Do you understand your rights? Do you want a lawyer? (If the answer is yes, cease all questions at this point). Are you willing to answer questions?

35. Describe what you understand happened leading up to and during the incident(s) of abuse. (No applicable standard) _____

36. Describe Soldier morale, feelings and emotional state prior to and after these incidents? (Identifies unit and Soldier morale, atmosphere, mood, attitude, stress, retaliation, preemption, family crisis) _____

37. Was this incident reported to the chain of command? How, when & what was done? What would you have done? (Identifies compliance, procedure, timeliness, Soldier perception of action taken and effect on unit morale.) (1.2, 1.6) (AR 190-40, Appendix B, Category 1) _____

38. How could the incident have been prevented? (Identifies root cause and perceived solution) (No applicable standard) _____

39. Describe any unit training or other programs that you are aware of that teach leaders and Soldiers how to recognize and resolve combat stress. FM 22-51, para 11-5. _____

Not now

40. What measures are in place to boost morale or to relieve stress? (Identifies perceived solution.) FM 22-51, para 11-5. Prevention of Misconduct Stress Behaviors. The measures which

ORIGINAL COMPANY NOTHING, NOW FOCUS ON GOING HOME

41. What measures could the command enact to improve the morale and command climate of your unit? (Identifies perceived solution.) FM 22-103, Leadership and Command at

A LOT WAS DONE BY OTHER UNITS (MPs ETC) AND UNIT TOOK ON WITH THEM UNIT HAD A PASTA DINNER ANK DAY

SOME AUDIO OR VIDEO FOR INTERROGATORS