

SWORN STATEMENT

For use of this form, see AR 190-45: The proponent agency of the Deputy Chief of Staff for Personnel.

LOCATION Abu Ghraib, Baghdad Iraq	DATE 28 Jun 04	TIME 019	FILE NUMBER 0005-04-CTD/AF-83/31
LAST NAME, FIRST NAME, MIDDLE NAME [REDACTED] b6-4, b7c-4	SOCIAL SECURITY NUMBER [REDACTED] b6-4, b7c-4		GRADE/STATUS E-5 / VANG
ORGANIZATION OR ADDRESS 229 th MP Co. , deployed with duty at Abu Ghraib, Iraq			

[REDACTED] b6-4, b7c-4 want to make the following statement under oath:

Approximately 23 August 2003, was assigned to the Internal Reaction Force. On various occasions the team is required to respond to various types of situations at Camp Ganci, Camp Vigilance, and the Prison. Our mission is to quell inmate disturbances and to stand guard while the compound MP's search the inmates. In September Camp Vigilance was attacked by enemy mortar fire. Some soldiers were seriously injured. At approximately 2100hrs, IRF was called out to assist the QRF (Quick Reaction Force). Upon arrival at the south wall where the base exit is located, the team was staged approximately three hundred meters east of the exit where there were two GP medium tents set up. The QRF turned over two Iraqi citizens, one male and one female. I was told that the two suspects may know something about the mortar attack. Major [REDACTED] b6-4, b7c and a Sergeant Major was also present. I was assigned to look over the male suspect to await the Military Intelligence personnel (MI). Before MI arrived I took my flashlight and shined it in the male suspects face. I wanted to see who I was guarding. The suspect appeared to be scared. At approximately 2115hrs, Military Intelligence arrived to take over the suspects. An unknown person from MI went straight to the male suspect and started to yell profanity at the male. The MI person hit the male in the back of the head with a closed fist causing the suspect to fall forward. The suspect was handcuffed, on his knees and a towel wrapped around his head. The MI soldier kept yelling eyes down, get up while knocking the suspect back down and repeated verbal abuse towards the suspect. Another MI soldier came to assist the first MI soldier. The second MI soldier put an arm lock around the suspects neck pulling the suspect from the ground. While pulling the suspect from the ground by the neck, the MI soldier was twisting left and right yelling at the suspect while the first MI soldier struck the suspect in the mid section of the stomach. 1st LT [REDACTED] b6-4, b7c-4 (IRF Commander) approached the soldiers and asked if this treatment was necessary. The MI soldier told the LT that he is a trained professional and to let him handle the situation. The LT reminded the soldiers that these suspects maybe innocent. The MI soldiers continued their verbal abuse and excessive force. Lt [REDACTED] b6-4, b7c stated to the MI soldiers that this behavior is not necessary. The MI soldiers ignored the LT and continued to verbally abuse the suspect and drag the suspect off by the neck. The LT approached Major [REDACTED] b6-4, b7c and asked the Major if he was going to let this continue. The Major said nothing. The LT stated that he was not going to allow this abuse to continue. The LT went to the MI vehicle and wanted to know who was the NCOIC. I was then ordered back to the vehicle that I arrived in. There was a lot of loud talking between the LT, SFC [REDACTED] b6-4, b7c (IRF NCOIC) and the MI personnel. MI drove off with the suspects. This same night I wrote a statement on the events and turned them into LT [REDACTED] b6-4, b7c and SFC [REDACTED] b6-4, b7c. In November at an unknown time and date, the IRF responded to the prison site because of a shooting. We were informed that an inmate shot a soldier. Our mission was to assist the guards in searching the prison for more weapons and the possibility of hand grenades. I assisted the dog handler [REDACTED] b6-4, b7c. During the searching I saw a soldier dragging an inmate by a choking hold. The soldier was a Captain. I then went to the top tear to assist searching rooms. On the top tear, I had a view of the Captain throwing the inmate against the wall. The inmate fell to the ground. The Captain began kicking the inmate in the mid section yelling at the inmate. At this time I assisted [REDACTED] b6-4, b7c because [REDACTED] b6-4, b7c was asked to assist MI personnel to interrogate a prisoner. [REDACTED] b6-4, b7c was instructed by MI to let the dog scare the inmate for some information. The MI person told [REDACTED] b6-4, b7c three different times to let the dog in on the

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77-0-111

bb-4, b7c-4

Statement of [REDACTED] taken on 20 Jan 04, at the Abu Ghraib Prison, Abu Ghraib, Iraq

with the searches.

Q. Regarding the incident at the ECP, do you know if the situation was ever handled by unit personnel?

A. I was never present when the MI chain of command discussed the issue with MAJ [REDACTED] and ILT [REDACTED]. I was aware it happened, but not the outcome. I was told that I may be talked to about it, but to this date no one has approached me. bb-4, b7c-4

Q. Do you know who the MI personnel were?

A. No not at all. We tried to get a name, but were unsuccessful. Everyone one that was at the incident provided sworn statements, and are maintained with ILT [REDACTED] bb-4, b7c-4

Q. Do you recall the date of the second incident?

A. It was the day all the riots occurred. There was a lot of rock throwing at the towers.

Q. Why were you called to the hard site?

A. Because of a shooting. We were briefed an inmate had shot a guard with a pistol. We were called to assist in the searching of the rooms for suspected grenades. We were working both sides of the wings upper and lower tiers.

Q. Where were you when you observed the CPT striking the detainee?

A. As I proceeded to the top tier, I observed this CPT with a choke hold on a detainee. He was dragging the detainee to the shower room on the lower level. I proceed to the upper tier, and observed the detainee come out from under the tier and the CPT approached him and kicked several times in the mid section. The detainee was screaming while this was going on. The CPT stated "you like hurting my soldiers". The kicks were full force into the detainee.

Q. Were there any other soldiers assisting with this assault?

A. No, not that I saw.

Q. Describe the detainee?

A. Approx 5'7, small frame, short dark hair, and a jump suit. The detainee being drug had a sandbag covering his head and I can not be for sure he is the same detainee being assaulted by the CPT. When he was in the shower room he was naked.

Q. What is the time frame between being drug to being kicked?

A. Approximately 10 minutes.

Q. Did you see anyone else assaulting this detainee?

A. No. I heard people but did not see anything.

Q. Approximately how many people (soldiers) were in this area at the time of the incident?

A. I would say about 10.

Q. Describe the CPT?

A. About 5'8-5'9, white, thin but fit, athletic type, mid 30's, dirty blonde flat top style haircut, clean cut. I was later told he was a CPT.

Q. Have you this CPT since the incident?

A. Yes, at the chow hall.

Q. Do you know his name?

Initials [REDACTED] bb-4, b7c-4 Page 2 of 5 Pages

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b6-4, b7c-4

Statement of [REDACTED] taken on 20 Jan 04, at the Abu Ghraib Prison, Abu Ghraib, Iraq

A. No.

Q. Did you report this to anyone?

A. Yes, ILT [REDACTED] and SFC [REDACTED] We always have an AAR to discuss the b6-4, b7c-4 mission.

Q. Do you know what actions he took after being notified?

A. No.

Q. Describe the incident with the K-9?

A. The MI person (tall, dark hair, possible Asian appearance) kept calling the K-9 handler and the K-9 into the cell. The MI stated to the K-9 handler to allow the dog into the cell as a method of obtaining information. The dog would go into the cell for about a minute, and then MI would call them out. I saw the dog during this strike the detainee. The detainee was bound and could not move, and the K-9 handler would allow the K-9 to approach within inches his face, and one time the dog bit the detainee's arm. When I saw the detainee later it appeared the detainee was bitten multiple times. The K-9 handler stated he did not think the dog could be used in this fashion and we departed the area. During the time I was in the cell the detainee never resisted. The MI was calling the dog into the cell as a scare tactic to gather information.

Q. Do you know if this was report to anyone?

A. Other than the AAR, I do not know.

Q. Has anyone approached you regarding this incident?

A. No, other than [REDACTED] b6-4, b7c-4

Q. Where did the dog bite the detainee?

A. Upper right arm.

Q. Do you know who the detainee was?

A. No.

Q. Do you remember the cell this occurred in?

A. Wing 1A and it was either the second or third cell on the upper tier.

Q. Was there anyone else there that witnessed this incident?

A. A male interrogator, female interpreter and [REDACTED] (K-9 Handler). b6-4, b7c-4

Q. Describe the female interpreter?

A. Dark hair, shoulder length, and she was approximately 5'4, thin and possibly Iraqi.

Q. How many K-9 handlers were present on the Wing?

A. Just [REDACTED] There were two others on the other Wing. b6-4, b7c-4

Q. At any time did you observe the detainee resist the CPT?

A. I did not see any resistance, but I did not see the entire altercation.

Q. At any time did you see the detainee in the cell resist or provoke the K-9?

A. No, I did see the entire incident.

Q. What was the MI interrogators reaction to the K-9 biting the detainee?

A. He did not seem concerned for the detainee, he entered the cell and continued his interrogation and again he would call the K-9 in. This went on approximately three times.

Q. Was medical aid rendered to the detainee?

A. At the time there was no medical attention. I know when the interpreter was bitten they attempted to get medical aid for her on the spot.

Initials [REDACTED] b6-4, b7c-4

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b6-4, b7c-4

Statement of [REDACTED] taken on 20 Jan 04, at the Abu Ghraib Prison, Abu Ghraib, Iraq

- Q. Did you witness any further assaults this evening?
- A. No.
- Q. Do you wish to add anything else to your statement?
- A. No.///END OF STATEMENT///

b6-4, b7c-4

Initials [REDACTED]

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ACLU-RDI 2425 p.4

DOD055987

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AFFIDAVIT

I, [REDACTED] b6-4, b7c-4 HAVE READ OR HAVE HAD READ TO ME THIS STATEMENT WHICH BEGINS ON PAGE 1 AND ENDS ON PAGE 5. 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 OR PUNISHMENT, AND WITHOUT COERCION, UNLAWFUL INFLUENCE, OR UNLAWFUL INDUCEMENT.

WITNESSES:

ORGANIZATION OR ADDRESS _____

ORGANIZATION OR ADDRESS _____

 (Signature of Person Administering Oath) b6-4, b7c-4

 (Name of Person Administering Oath) b6-1, b7c-1
Art 134 UCMJ
 (Authority to Administer Oath) b6-1, b7c-1

INITIALS OF PERSON MAKING STATEMENT [REDACTED] b6-4, b7c-4 PAGES 5 OF 5 PAGES b6-4, b7c-4

DA Form 2823 (AUTOMATED)