

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. #397 dated November 22, 1943 (SSN).
PRINCIPAL PURPOSE: To provide commanders and law enforcement officials with means by which information may be accurately
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: Fort Carson, Colorado
2. DATE (YYYYMMDD): 2004/06/29
3. TIME
4. FILE NUMBER
5. LAST NAME, MIDDLE NAME
6. SSN
7. GRADE/STATUS
8. ORGANIZATION OR ADDRESS: Group, Fort Carson, Colorado

I, [redacted], WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH:
I am the Operations Sergeant for [redacted] As the Operations Sergeant my tactical and operational duties are to serve as the chief advisor to the detachment commander on all the operational matters as well as to be the chief administrator for the rest of the enlisted men.

We would do tactical interrogations on sight, to gather intel for force protection, and then we would go ahead and bring detainees back to the coalition forces detention facilities (1st or 4th ID) or our team house. [redacted] If we did take them over to coalition forces we could always retrieve them later. Although we had fewer resources than the detention facilities, [redacted] we had the ability to quickly conduct the interrogations without having the detainees collaborate with one another like they could in the general population of the detention facilities. At times we simply had too many to deal with at one time, therefore we would go ahead and turn them over to 1st ID or 4th ID if we didn't have too many, my first choice would be to bring them to the team house.

The commander, myself, [redacted], and [redacted] were authorized to do interrogations. 99% of the time I would conduct interrogations in civilian clothes.

During our deployment time we interrogated about 15-30 detainees [redacted] At any given time, we would have anywhere from one to about 11 detainees at the team house. We could only hold detainees at the team house for 72 hours unless we asked for an extension. A request for an extension would go up through the AOB commander and then on to the FOB, then up to the CJCSOTF. If I determined that we needed to keep the guy longer than 72 hours I would tell [redacted] and [redacted] would forward it if he agreed with me. I would talk to [redacted] personally. I'm not familiar with the request process and was not responsible for it. I believe [redacted] would talk to [redacted] and [redacted] could either make a decision to deny the request or forward it up. I wasn't there for decisions. It was a command issue.

We kept [redacted] over 72 hours. He was our number one target because of his involvement in the death of four Americans and in killing an Iraqi National as well as injuring U.S. soldiers in combat. He signed two confessions admitting to killing four American Soldiers. He was also a cell leader for a cell there in Tikrit. We asked for and received permission to keep him longer than 72 hours. I think we kept him around 11 day to 14 days, but we were waiting on transportation to Abu Gharib for about six days.

[redacted] was captured by Iraqi police on a tip and turned over [redacted] I'm not sure how long the Iraqi police had him before they turned him over. He did come to us after the 1-18th let us know that [redacted] had been captured. According to the 1-18th personnel, at one point he was fighting the Iraqi police and an Iraqi policeman busted in with a pistol and beat [redacted] with the pistol at the point where his head was split open in a number of different directions. Like a starfish on his head. They ended up turning him over to the 1-18th. The 1-18th guys took him over to their aid station and he received staples in his head. We picked up [redacted] from their facility and brought him over to our facility and then we proceeded to interview him and let our command know that we had [redacted] As soon as we put him in the truck he started banging his head on the window [redacted] was driving and so I dragged him to the center of the back seat and sat him in there and held his head down to calm him down. When we got back to [redacted] in the detention facility. Our medic took a look down to [redacted] head and said he was fine. He also had ligature marks on his wrists. We documented his condition in his packet.

10. EXHIBIT
11. [redacted] MAKING STATEMENT
PAGE 1 OF 3 PAGES
ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT" TAKEN AT [redacted] DATED [redacted]

THE BOTTOM OF EACH ADDITIONAL PAGE MUST BEAR THE INITIALS OF THE PERSON MAKING THE STATEMENT, AND PAGE NUMBER MUST BE INDICATED.

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USE THIS PAGE IF NEEDED. IF THIS PAGE IS NOT NEEDED, PLEASE PROCEED TO FINAL PAGE OF THIS FORM.

STATEMENT OF [REDACTED] Day

TAKEN AT Fort Carson, CO DATED 2004/06/29

9. STATEMENT (Continued)

We kept [REDACTED] for about five days. [REDACTED] was a leader of a cell in Al Winal, a small town outside of Tikrit. He is also responsible for the death of Americans. I captured [REDACTED] When I apprehended him, he grabbed my rifle barrel. I could have shot him right through the head at that point, but I chose not to because his pregnant wife was in the room. I also felt that I could get my rifle away, which I did. After a short struggle, [REDACTED] and I were able to flex cuff him. [REDACTED] was taken straight to the team house after we completed the series of raids in Al Winal.

[REDACTED] was captured in a separate raid. He was a mid-level financier from up in Tikrit. I don't think he was there at the same time Haidem was there. I'm guessing that we had him for three days. I interrogated him but he didn't give us anything.

[REDACTED] was captured the same time as [REDACTED]. He was also taken [REDACTED]. He stayed probably around three days. I did not interview him.

I interviewed [REDACTED] and he was not mistreated. No one suffocated him, electrocuted him, stabbed him, or used knives during the interrogation process. We did not put duct tape around his mouth and nose to suffocate him. I never threatened to have sex with [REDACTED] wives in front of him in the interrogation room and I highly doubt the [REDACTED] ever said anything like that. We did put duct tape around his eyes so that he couldn't see. I believe that by the time we had [REDACTED] we were told we could no longer use hoods. They could see right through the hoods so we would tape around the eyes of the snaddag as well. By April, we only used 100 miles per hour tape. He would close his eyes and I would go ahead and put it around his head. If we had cravats we would put a cravat on and then tape it. We didn't want anyone to suffocate, so we didn't put tape around their mouths. We didn't want anyone to die. We were absolutely careful to make sure that prisoners would not die. I could have shot him legitimately and I chose not to and so obviously I didn't want this guy to die.

[REDACTED] was not pleasant to interview. He was non-compliant and combative. There was one time that we needed to restrain him during an investigation and that's when [REDACTED] and I just sat on him for a short while until he stopped. At no time was [REDACTED] in danger of injury while we restrained him.

The Kurdish Iraqi guards did not have any role in the interrogation of the detainees. The guard force was never in the room during the interrogation. The interpreters were in the room since the detainees did not speak English. There are three interpreters. One is an American citizen named [REDACTED]. The other two are [REDACTED] and [REDACTED]. [REDACTED] is 28 years old, he is about 5 foot 6 or 7, weighs about 140 pounds and he had a small mustache and salt and pepper hair with a dark complexion. [REDACTED] age 34, 5 foot 4 or 5, weighs about 150 or 155 pounds, has a mustache and dark skin. The interpreters never had any physical contact with the detainees.

Several interrogation techniques were authorized. I could question detainees as often as I wanted. We had some of the detainees stand for a few minutes, but not for extended periods of time. I did not use any other stress position like the push-up position or kneeling or arms up or anything. You can have them sit down or stand, but not for extended periods of time. [REDACTED] arms were behind his back since he was restrained. We did not use temperature control as an interrogation technique. We did not even have an air conditioner.

Sleep management was implemented by waking detainees up at different hours to interview them and for food and showers. We could limit their sleep to four hours per 24 hour period for up to 72 hours. We would bang on the cell door to wake detainees up.

I feel that the cells were to standards for the situation that we were in. The cell has a thin steel door. There were five cells and each was about two feet wide, three to three and half feet tall and no more than about 4 to 6 feet in depth. The inner walls were made of cinder block. We maintained some of the detainees in the cell area except for latrine breaks, eating, showers, as well as interviewing. The detainees could sit and some could lay down in the cells. When we went to talk to [REDACTED] he was always asleep against the wall. Not all of the detainees entered the cells, there are 2 different rooms and in the bigger room some would sit and look at the wall. For example, some of the older guys or if we were crowded, I would have the detainees sit in the large room. I had to calculate as to who would go into a cell the decision with direct threats to my guards or my ODA. We did not want to lock the door because the detainees might start fighting or talking. The front door was generally open and the guard could look inside and see what was happening. There were two separate closed circuit TV cameras for the main room and the cell area that were monitored by the operation room in the team house.

All of the detainees received three meals a day and they were served the same food that we ate at the team house. There were only two times that I served them MREs. The detainees were not denied food. [REDACTED] was not deprived of food for any time and there was plenty of water. We never restricted the detainees to a diet of bread and water.

INITIALS OF PERSON MAKING STATEMENT [REDACTED]

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STATEMENT OF [REDACTED]

TAKEN AT Fort Carson, CO DATED 2004/06/29

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**B. STATEMENT** *(Continued)*

[REDACTED] as given new clothing because when we pulled him out of the vehicle, he had urinated on himself. [REDACTED] was naked when we washed his clothes, but only for about hour or two. He then urinated again on himself, so we took away his clothes and then gave him some that we had at the team house. He always had clothes on when I interviewed him. [REDACTED] was naked a time or two when I checked on him or fed him because he kept urinating on himself. We continued to clean his clothes because the urinated clothing was dirty and we did not want any issues to raised based on keeping him in dirty clothes. [REDACTED] was not naked for 5 to 7 days, especially since we did not have him that length of time.

We did play music loud enough that they would have to speak loudly to hear each other. There was a time that [REDACTED] as telling the other detainees to keep their mouth shut and the Americans could not do anything, no matter what they did, and that they (meaning the prisoners) would be released no later than 3 months.

No one ever hit [REDACTED] with any object or any part of their bodies. Some detainees came with marks, bruises, or bumps from their detention at the objective. **NOTHING FOLLOWS.**

See attached statement from 01 May 2004

**AFRDAVIT**

I, [REDACTED], 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.

[REDACTED]  
*(Signature of Person Making Statement)*

WITNESSES:

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 29th day of June, 2004 at Fort Carson, Colorado.

[REDACTED]  
*(Signature of Person Administering Oath)*

ORGANIZATION OR ADDRESS

[REDACTED]  
*(Typed Name of Person Administering Oath)*  
Article 136, UCMJ  
*(Authority To Administer Oaths)*

ORGANIZATION OR ADDRESS

INITIALS OF PERSON MAKING STATEMENT

[REDACTED]

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**KNOWN STATEMENT**

For use of this form, see AF 100-45; the payment agency is ODCSOPS

**PRIVACY ACT STATEMENT**

**AUTHORITY:** This 10 USC Section 501; Title 5 USC Section 3961; E.O. 9807 dated November 22, 1949  
**PRINCIPAL PURPOSE:** To provide communication and law enforcement officials with means by which information may be accurately  
**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<br>T20 HOUSE, TEHRIT IRAQ               | 2. DATE (YYYYMMDD)<br>2004/05/01 | 3. TIME<br>2230 | 4. FILE NUMBER |
| 5. LAST NAME<br>[REDACTED]                          | 6. GRADE/STATUS<br>E-9           |                 |                |
| 7. ORGANIZATION OR ADDRESS<br>C2/10 SFG, TEHRIT, IZ |                                  |                 |                |

WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH:

ON 22 APRIL 2004, AT APPROX 01300 HOURS, A MULTIPLE TARGET/MULTIPLE UNIT RAID WAS CONDUCTED NOT CAPTURE OR KILL AN ANTI-COALITION CELL IN AL-WHAT VILLAGE. THE UNITS PARTICIPATING IN THE RAID WERE ODA 055, TF 6-26, 1/15 BDE, 1/77 ABN BDE, AOS 059.

NAMED INDIVIDUALLY  
[REDACTED] NOTHING FOLLOWS [REDACTED]

|             |  |                   |
|-------------|--|-------------------|
| 10. EXHIBIT | 11. INITIALS OF PERSON MAKING STATEMENT<br>[Signature] | PAGE 1 OF 1 PAGES |
|-------------|--|-------------------|

ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT TAKEN AT DATED" THE BOTTOM OF EACH ADDITIONAL PAGE MUST BEAR THE INITIALS OF THE PERSON MAKING THE STATEMENT, AND PAGE NUMBER MUST BE INDICATED.

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STATEMENT OF [REDACTED] TAKEN AT TICRIT, IRAQ DATED 02 MAY 68

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2. STATEMENT CONTINUED

BC

NOTHING TO FOLLOW

**AFFIDAVIT**  
I, [REDACTED], HAVE READ OR HAVE HAD READ TO ME THIS STATEMENT WHICH BEGINS ON PAGE 1, AND ENDS ON PAGE 2. 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.

[REDACTED]  
(Signature of Person Making Statement)

WITNESSES:

Subscribed and sworn to before me, a person authorized by law to administer oaths, this \_\_\_\_\_ day of \_\_\_\_\_ at \_\_\_\_\_

BC

ORGANIZATION OR ADDRESS

(Signature of Person Administering Oath)

(Typed Name of Person Administering Oath)

ORGANIZATION OR ADDRESS

(Authority To Administer Oath)

INITIALS OF PERSON MAKING STATEMENT [REDACTED]

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