

DATE: 28 JAN 04

FROM: SAC, ABU GRHUYEB PRISON COMPLEX (CID)
TO: DIRECTOR, USACRC, USACIDC, FORT BELVOIR, VA
CDR, HQUSACIDC //CIOF-ZA//
CDR, 10TH MP BN (CID) (ABN) (FWD) //OPS//
CDR, 3D MP GROUP (CID) //OPS//
SJA, 4ID
LNO CID, CJTF-7 (FOR FURTHER DISTRIBUTION)
CDR, 800TH MP BDE
CDR, 320TH MP BN
CDR, 205TH MI BDE

SUBJECT: CID REPORT - 7TH STATUS/SSI - 0003-04-CID
83130-6C/5C2B/5Y2B/5Y2D/5Y2E/5X1/5M3/5X5/5X7

DRAFTER: PIERON, TYLER M.
RELEASER: ARTHUR, PAUL D.

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1. DATES/TIMES/LOCATIONS OF OCCURRENCES:

1. 10 SEP 03/0001 - 9 NOV 03/2400; WING 1A, DETENTION
AREA, BAGHDAD CORRECTIONAL FACILITY, ABU GHRUYEB, IRAQ

2. 15 JAN 04/1520 - 19 JAN 04/2400; UNKNOWN DETENTION,
BAGHDAD CORRECTIONAL FACILITY, ABU GHRUYEB, IRAQ

3. 14 JAN 04/0656 - 14 JAN 04/1115; ABU GHRUYEB
OFFICE; ABU GHRUYEB, IRAQ

2. DATE/TIME REPORTED: 13 JAN 04/2215

3. INVESTIGATED BY: SA PAUL D. ARTHUR, 5474; SA TYLER M.
PIERON, 6128; SA MANORA IEM, 5914; SA JAMES BOERNER, 5116;
SA WARREN WORTH, 5434; SA SCOTT BOBECK, 5684

4. SUBJECT: 1. [ADD] GRANER JR., CHARLES ALLAN;
[REDACTED]; M; WHITE; [REDACTED]; PITTSBURG, PA; 372
MILITARY POLICE COMPANY, CUMBERLAND, MD 21502; CT;
(DEPLOYED TO ABU GHRUYEB PRISON, IRAQ); [ASSAULT]; [RECENT
ACTS] [DERELICTION OF DUTY] [FAILURE TO OBEY AN ORDER OR
REGULATION] [CRUELTY AND MALTREATMENT] [CONSPIRACY] [RECKLESS
ENDANGERMENT]

2. [ADD] FREDERICK II, IVAN LOWELL; S; [REDACTED]; M; WHITE; [REDACTED]; OAKLAND, MD; 372ND MILITARY POLICE COMPANY, CUMBERLAND, MD 21502; CT; (DEPLOYED TO ABU GHURYEB PRISON, IRAQ); [ASSAULT] [INDECENT ACTS] [DERELICTION OF DUTY] [FAILURE TO OBEY AN ORDER OR REGULATION] [CRUELTY AND MALTREATMENT] [CONSPIRACY] [OBSTRUCTION OF JUSTICE] [RECKLESS ENDANGERMENT]

3. ENGLAND, LYNNDIE RANA; PFC; [REDACTED]; F; WHITE; [REDACTED]; MOREHEAD, KY; 372ND MILITARY POLICE COMPANY, CUMBERLAND, MD 21502; CT; (DEPLOYED TO ABU GHURYEB PRISON, IRAQ); [ASSAULT] [INDECENT ACTS] [DERELICTION OF DUTY] [FAILURE TO OBEY AN ORDER OR REGULATION] [CRUELTY AND MALTREATMENT] [CONSPIRACY]

4. AMBUHL, MEGAN MARY; SPC; [REDACTED]; F; WHITE; [REDACTED]; TROY, NY; 372ND MILITARY POLICE COMPANY, CUMBERLAND, MD 21502; CT; (DEPLOYED TO ABU GHURYEB PRISON, IRAQ); [INDECENT ACTS] [DERELICTION OF DUTY] [FAILURE TO OBEY AN ORDER OR REGULATION] [CRUELTY AND MALTREATMENT] [CONSPIRACY]

5. DAVIS, JAVAL SHAWNITA; SGT; [REDACTED]; M; BLACK; [REDACTED]; ELIZABETH, NJ; 372ND MILITARY POLICE COMPANY, CUMBERLAND, MD 21502; CT; (DEPLOYED TO ABU GHURYEB PRISON, IRAQ); [ASSAULT] [INDECENT ACTS] [DERELICTION OF DUTY] [FAILURE TO OBEY AN ORDER OR REGULATION] [CRUELTY AND MALTREATMENT] [CONSPIRACY] [FALSE OFFICIAL STATEMENTS]

6. [REDACTED]; [REDACTED]; [REDACTED]; M; WHITE; [REDACTED]; CHARLESTON, WV; 372ND MILITARY POLICE COMPANY, CUMBERLAND, MD 21502; CT; (DEPLOYED TO ABU GHURYEB PRISON, IRAQ); [DERELICTION OF DUTY (UNFOUNDED)] [FAILURE TO OBEY AN ORDER OR REGULATION (UNFOUNDED)] [CONSPIRACY (UNFOUNDED)]

7. HARMAN, SABRINA DAWN; SPC; [REDACTED]; F; WHITE; [REDACTED]; FREDERICKSBURY, VA; 372ND MILITARY POLICE COMPANY, CUMBERLAND, MD 21502; CT; (DEPLOYED TO ABU GHURYEB PRISON, IRAQ); [INDECENT ACTS] [DERELICTION OF DUTY] [FAILURE TO OBEY AN ORDER OR REGULATION] [CRUELTY AND MALTREATMENT] [CONSPIRACY] [FALSE OFFICIAL STATEMENTS]

8. SIVITS, JEREMY CHARLES; SPC; [REDACTED]; M; WHITE; [REDACTED]; JONESBORO, AR; 372ND MILITARY POLICE COMPANY, CUMBERLAND, MD 21502; CT; (DEPLOYED TO ABU GHURYEB PRISON, IRAQ); [INDECENT ACTS] [DERELICTION OF DUTY]

[FAILURE TO OBEY AN ORDER OR REGULATION][CRUELTY AND MALTREATMENT][CONSPIRACY]

9. UNKNOWN; M; WHITE (NFI); 372ND MILITARY POLICE COMPANY, CUMBERLAND, MD 21502; CT; (PREVIOUSLY DEPLOYED TO ABU GHURYEB PRISON, IRAQ); [DERELICTION OF DUTY][FAILURE TO OBEY AN ORDER OR REGULATION][CRUELTY AND MALTREATMENT][CONSPIRACY][INDECENT ASSAULT]

10. NAKHLA, ADEL LOUIS; CIV; ██████████; M; OTHER: ██████████; CAIRO, EGYPT; TITAN CORPORATION, ██████████, VA; ZZ; (DEPLOYED TO ABU GHURYEB PRISON, IRAQ); [INDECENT ACTS][DERELICTION OF DUTY][FAILURE TO OBEY AN ORDER OR REGULATION][CRUELTY AND MALTREATMENT][CONSPIRACY]

11. RIVERA, ISRAEL NMN; SPC; ██████████; M; OTHER: ██████████; CHICAGO, IL; B COMPANY, 325TH MILITARY INTELLIGENCE BATTALION, APO AE 09335 (DEPLOYED TO ABU GHURYEB PRISON, IRAQ); [DERELICTION OF DUTY][FAILURE TO OBEY AN ORDER OR REGULATION][CRUELTY AND MALTREATMENT][CONSPIRACY][INDECENT ACTS]

12. [ADD] CRUZ, ARMIN JOHN, ██████████; M; OTHER: ██████████; ELIZABETH TOWN, KY; 325TH MILITARY INTELLIGENCE BATTALION, APO AE 09335 (DEPLOYED TO ABU GHURYEB PRISON, IRAQ); [DERELICTION OF DUTY][FAILURE TO OBEY AN ORDER OR REGULATION][CRUELTY AND MALTREATMENT][CONSPIRACY][INDECENT ACTS]

5. VICTIM: 1. A ██████████, A ██████████ ██████████; DE TAINEE; ISN: 151362; M; OTHER: ██████████; SYRIA; ZZ; (NFI); [ASSAULT][INDECENT ASSAULT (UNFOUNDED)][CRUELTY AND MALTREATMENT]

2. A ██████████, S ██████████ ██████████ ██████████; DE TAINEE; ISN: 18470; M; OTHER: IRAQ; ZZ; (NFI) [ASSAULT][INDECENT ASSAULT (UNFOUNDED)][CRUELTY AND MALTREATMENT]

3. A ██████████, I ██████████ ██████████; FORMER DE TAINEE; ISN: 20092; M; OTHER: IRAQ; ZZ; (NFI) [ASSAULT][INDECENT ACTS][CRUELTY AND MALTREATMENT]

4. A ██████████, Y ██████████ ██████████; DE TAINEE; ISN: 17009; M; OTHER: ██████████; IRAQ; ZZ; (NFI) [ASSAULT][INDECENT ACTS][CRUELTY AND MALTREATMENT]

5. A [REDACTED], W [REDACTED];
DETAINEE; ISN: 17008; M; OTHER; [REDACTED]; IRAQ; ZZ; (NFI)
[ASSAULT] [INDECENT ACTS] [CRUELTY AND MALTREATMENT]

6. A [REDACTED], N [REDACTED]; DETAINEE; ISN:
7787; M; OTHER; [REDACTED]; IRAQ; ZZ; (NFI) [ASSAULT]
[INDECENT ACTS] [CRUELTY AND MALTREATMENT]

7. Y [REDACTED], A [REDACTED]; DETAINEE; ISN:
[REDACTED]; M; OTHER; [REDACTED]; IRAQ; ZZ; (NFI) [ASSAULT] [INDECENT
ACTS] [CRUELTY AND MALTREATMENT]

8. D [REDACTED], T [REDACTED]; DETAINEE; ISN:
150427; M; OTHER; [REDACTED]; IRAQ; ZZ; (NFI)
[ASSAULT] [CRUELTY AND MALTREATMENT]

9. H [REDACTED], A [REDACTED]; DETAINEE; ISN:
152529; M; OTHER; [REDACTED]; IRAQ; ZZ; (NFI)
[ASSAULT] [CRUELTY AND MALTREATMENT]

10. H [REDACTED], K [REDACTED]; DETAINEE; ISN:
151108; M; OTHER; IRAQ; ZZ; (NFI) [ASSAULT] [CRUELTY AND
MALTREATMENT]

11. J [REDACTED], M [REDACTED]; DETAINEE; ISN:
152307; M; OTHER; IRAQ; ZZ; (NFI) [ASSAULT] [CRUELTY AND
MALTREATMENT]

12. A [REDACTED], H [REDACTED];
DETAINEE; ISN: 19446; M; OTHER; [REDACTED]; IRAQ; ZZ; (NFI)
[ASSAULT] [INDECENT ACTS] [CRUELTY AND MALTREATMENT]

13. A [REDACTED], H [REDACTED];
DETAINEE; ISN: 16155; M; OTHER; [REDACTED]; IRAQ; ZZ; (NFI)
[ASSAULT] [INDECENT ACTS] [CRUELTY AND MALTREATMENT]

14. A [REDACTED], K [REDACTED];
DETAINEE; ISN: 14152; M; OTHER; [REDACTED]; IRAQ; ZZ; (NFI)
[ASSAULT] [INDECENT ACTS] [CRUELTY AND MALTREATMENT]

15. K [REDACTED], N [REDACTED]; FORMER DETAINEE; ISN:
20506; F; OTHER; [REDACTED]; IRAQ; ZZ; (NFI) [ASSAULT]
[UNFOUNDED] [INDECENT ACTS] [CRUELTY AND MALTREATMENT]

16. UNKNOWN; F; OTHER; IZ; (NFI) [ASSAULT]
[INDECENT ACTS] [CRUELTY AND MALTREATMENT]

17. U.S. GOVERNMENT (372ND MILITARY POLICE COMPANY, CUMBERLAND, MD 21502 (DEPLOYED TO IRAQ); [CONSPIRACY] [DERELICTION OF DUTY] [FAILURE TO OBEY ORDER OR REGULATION] [OBSTRUCTION OF JUSTICE]

18. A [REDACTED], H [REDACTED]; FORMER DETAINEE; ISN: 15227; M; OTHER; [REDACTED]; (NFI) [ASSAULT] [INDECENT ACTS] [CRUELTY AND MALTREATMENT]

19. M [REDACTED], M [REDACTED]; FORMER DETAINEE; ISN: 7559; M; OTHER; [REDACTED]; IRAQ; ZZ; (NFI) [ASSAULT] [INDECENT ACTS] [CRUELTY AND MALTREATMENT]

20. M [REDACTED], H [REDACTED], [REDACTED]; DETAINEE; ISN: 13077; M; OTHER; [REDACTED]; IRAQ; ZZ; (NFI) [ASSAULT] [INDECENT ACTS] [CRUELTY AND MALTREATMENT]

21. K [REDACTED], A [REDACTED]; DETAINEE; ISN: [REDACTED]; M; OTHER; IRAQ; ZZ; (NFI) [ASSAULT] [INDECENT ACTS] [CRUELTY AND MALTREATMENT]

22. W [REDACTED], A [REDACTED]; DETAINEE; ISN: 151365; M; OTHER; IRAQ; ZZ; (NFI) [ASSAULT] [CRUELTY AND MALTREATMENT] [INDECENT ASSAULT]

23. (ADD) M [REDACTED], B [REDACTED]; DETAINEE; ISN: 152678; M; OTHER; IRAN; ZZ; (NFI) [CRUELTY AND MALTREATMENT] [RECKLESS ENDANGERMENT]

6. INVESTIGATIVE SUMMARY: THE INFORMATION IN THIS REPORT IS BASED UPON AN ALLEGATION OR PRELIMINARY INVESTIGATION AND MAY CHANGE PRIOR TO THE COMPLETION OF THE INVESTIGATION.

THIS IS AN "OPERATION IRAQI FREEDOM" INVESTIGATION.

THIS OFFICE WAS NOTIFIED BY SPC JOSEPH M. DARBY, [REDACTED], [REDACTED], 372ND MILITARY POLICE COMPANY, CUMBERLAND, MD 21502 (DEPLOYED TO ABU GHRUYEB PRISON, IRAQ) THAT GUARDS WORKING IN THE ISOLATION AREA WERE ABUSING IRAQI SECURITY DETAINEES. ADDITIONALLY, SPC DARBY PROVIDED A COMPASSION DISK DEPICTING THE AFOREMENTIONED SUBJECTS IN VIDEO CLIP AND DIGITAL IMAGES COMMITTING THE OFFENSES LISTED IN THE REPORT.

BASED ON THE NUMBER OF IRAQI SECURITY DETAINEE VICTIMS IDENTIFIED AND THE POTENTIAL FOR MEDIA INQUIRES, THE

INVESTIGATION WAS FLAGGED AS A SERIOUS SENSITIVE INVESTIGATION (SSI).

7TH STATUS:

THIS STATUS REPORT WAS GENERATED TO ADD SPC CRUZ AS SUBJECT OF THE LISTED OFFENSES; ADD M [REDACTED] AS A VIM OF RECKLESS ENDANGERMENT AND CRUELTY AND MALTREATMENT; RE ADD THE OFFENSE OF RECKLESS ENDANGERMENT AS IT PERTAINS SPC CRUZ GRANER AND SSG FREDERICK.

ON 23 JAN 04, SPC CRUZ WAS ADVISED OF HIS LEGAL RIGHTS, WHICH HE WAIVED AND PROVIDED A VERBAL STATEMENT, WHEREIN HE CONFESSED HE WAS PRESENT WHEN ANOTHER SOLDIER STRUCK A DETAINEE WITH A NERF-TYPE FOOTBALL. SPC CRUZ SUBSEQUENTLY INVOKED HIS RIGHTS AND REQUESTED LEGAL COUNSEL.

ON 24 JAN 04, SPC CRUZ WAS RE-ADVISED OF HIS LEGAL RIGHTS IN THE PRESENCE OF HIS ATTORNEY, WHICH HE INVOKED AND REQUESTED LEGAL COUNSEL.

ON 27 JAN 04, SGT MICHAEL J. SMITH, [REDACTED], MILITARY WORKING DOG HANDLER, 320TH MILITARY POLICE BATTALION (APO AE 09335 (DEPLOYED TO ABU GHRAIB PRISON, IRAQ) WAS INTERVIEWED AND PROVIDED A SWORN STATEMENT, WHEREIN HE RELATED THAT SSG FREDERICK AND CPL GRANER REQUESTED THE USE OF MILITARY WORKING DOGS TO ASSIST IN AN INTERVIEW OF A DETAINEE DURING WHICH TIME THE DETAINEE WAS BITTEN ON BOTH LEGS WHEN THE DETAINEE CHARGED CPL GRANER. A REVIEW OF THE CIRCUMSTANCES SURROUNDING THIS INCIDENT DISCLOSED THAT THE USE OF A MILITARY WORKING DOG IN THIS SITUATION WAS NOT NECESSARY. IT APPEARS CPL GRANER AND SSG FREDERICK ATTEMPTED TO CREATE A PHOTO OPPORTUNITY, WITHOUT THE KNOWLEDGE OF THE DOG HANDLER, INITIATED THE SITUATION. SEVERAL IMAGES DEPICTING THIS INCIDENT WERE SEIZED FROM THE COMPUTER OF CPL GRANER. THERE WAS NO EVIDENCE OF CRIMINAL WRONGDOING ON THE PART OF THE MILITARY WORKING DOG HANDLER.

ON 28 JAN 04, DETAINEE M [REDACTED] WAS INTERVIEWED AND RELATED HE WAS BITTEN ON BOTH LEGS BY A MILITARY WORKING DOG. DETAINEE M [REDACTED] PROVIDED IN THE PERSIAN FARSI LANGUAGE, WHICH IS PENDING TRANSLATION.

NAME CHECK REQUESTED ON SPC CRUZ

6TH STATUS:

THIS STATUS REPORT WAS GENERATED TO ADD SPC RIVERA AS SUBJECT OF THE LISTED OFFENSES AND UNFOUND THE LISTED OFFENSES AS THEY PERTAIN TO SSG ELLIOTT.

THIS OFFICE INTERVIEWED SSG DARREL J. WILLIAMS, [REDACTED] B COMPANY, 325TH MILITARY INTELLIGENCE BATTAL, APO AE 09335 (DEPLOYED TO ABU GHRAIB PRISON, IRAQ) WHO WAS REVIEWING THE IMAGES PROVIDED BY SPC DARBY, POSITIVELY IDENTIFIED SPC RIVERA AS APPEARING IN A DIGITAL IMAGE DEPICTING NUDE DETAINEES.

ON 26 JAN 04, SPC RIVERA WAS ADVISED OF HIS LEGAL RIGHTS, WHICH HE INVOKED, REQUESTING LEGAL COUNSEL.

ON 27 JAN 04, SPC SIVITS WAS RE-ADVISED OF HIS LEGAL RIGHTS, WHICH HE WAIVED AND PROVIDED A SWORN STATEMENT IN WHICH HE RELATED SSG ELLIOTT DEPARTED THE ISOLATION CELL PRIOR TO ANY OF THE ABUSE OCCURRING.

ON 27 JAN 04, THIS OFFICE COORDINATED WITH CPT BRENNAN, STAFF JUDGE ADVOCATE, 205TH MILITARY INTELLIGENCE BATTAL, APO AE 09335 (DEPLOYED TO ABU GHRAIB PRISON, IRAQ) WHO OPINED PROBABLE CAUSE DID NOT EXIST TO BELIEVE SSG ELLIOTT COMMITTED THE LISTED OFFENSES AS PREVIOUSLY REPORTED.

NAME CHECK REQUESTED ON SPC RIVERA

5TH STATUS:

THIS STATUS REPORT WAS GENERATED TO ADD FORMER DETAINEE K [REDACTED] AND DETAINEE W [REDACTED] AS A VICTIMS OF THIS INVESTIGATION; ADD THE OFFENSE OF INDECENT ASSAULT WHICH PERTAINS TO W [REDACTED]; UNFOUND THE OFFENSE OF ASSAULT WHICH PERTAINS TO K [REDACTED]; AND FULLY IDENTIFY DETAINEE KA [REDACTED] WHO WAS PREVIOUSLY LISTED AS A [REDACTED]. DURING AN ADMINISTRATIVE REVIEW OF THIS FILE THE INCIDENT DATE FOR THE OFFENSE OF FALSE OFFICIAL STATEMENT WAS INADVERTITENTLY NOT LISTED.

ON 21 JAN 04, A REVIEW OF THE BIOMETRIC AUTOMATED IDENTIFICATION SYSTEM (BATS) REVEALED THE MUGSHOT OF DETAINEE K [REDACTED] AS BEING THE FEMALE WHO WAS POSING FOR SOLDIERS AND ON ONE OCCASION SHE EXPOSE HER BREASTS FOR A SOLDIER TO TAKE HER PICTURE. A REVIEW OF THE NATIONAL DETAINEE REPORTING SYSTEM REVEALED DETAINEE K [REDACTED] WAS RELEASED ON 19 NOV 03. EFFORTS ARE ONGOING TO LOCATE AND INTERVIEW DETAINEE K [REDACTED].

ON 21 JAN 04, DETAINEE W [REDACTED] WAS INTERVIEWED AND [REDACTED] AN UNKNOWN GUARD TOOK HIM INTO A ROOM COVERED HIM IN [REDACTED] LIGHT LIQUID AND INSERTED A BROOM STICK INTO HIS AN [REDACTED] DETAINEE W [REDACTED] FURTHER STATED HE WAS STRUCK NUMERO [REDACTED] TIMES IN THE HEAD, STOMACH AND LEGS.

A REVIEW OF THE CAMP GANCI DETAINEE MOVEMENT LOGS [REDACTED] DETAINEE K [REDACTED] AS THE SEVENTH DETAINEE INVOLVED IN [REDACTED] HIS CLOTHES STRIPPED OFF, BEATEN AND FORCED TO MAST [REDACTED] HIMSELF. A REVIEW OF THE NATIONAL DETAINEE REPORTING SYSTEM REVEALED DETAINEE K [REDACTED] IS CURRENTLY BEING DE [REDACTED] AT RUSTAFA II DETENTION FACILITY, BAGHDAD, IRAQ. [REDACTED] ARE ONGOING TO INTERVIEW DETAINEE K [REDACTED]

4TH STATUS:

THIS REPORT WAS GENERATED TO ADD THE OFFENSE OF OB [REDACTED] OF JUSTICE AS IT PERTAINS TO SSG FREDERICK; ADD AN [REDACTED] ADDITIONAL INCIDENT DATE PERTAINING TO THIS OFFENSE [REDACTED] ADD FORMER DETAINEES A [REDACTED], M [REDACTED], DETAINEE M [REDACTED] AND A [REDACTED] AS VICTIMS OF THE LISTED OFFENSES.

ON 19 JAN 04, SPC HARMAN AND PFC ENGLAND WERE RE-ADV [REDACTED] THEIR LEGAL RIGHTS AND REQUESTED LEGAL COUNSEL. BO [REDACTED] HARMAN AND PFC ENGLAND MADE SPONTANEOUS STATEMENTS [REDACTED] AT SSG FREDERICK HAD TALKED TO THEM ABOUT THIS INVESTIGATION [REDACTED] AND CONVINCED THEM THEY SHOULD REQUEST LEGAL COUNSEL.

ON 19 JAN 04, SSG FREDERICK WAS RE-ADVISED HIS LEGAL [REDACTED] AND REQUESTED LEGAL COUNSEL.

ALL SUBJECTS LISTED IN THIS INVESTIGATION HAD BEEN [REDACTED] PREVIOUSLY INSTRUCTED NOT TO DISCUSS THIS INVESTIGATION [REDACTED] WITH ANYONE OTHER THEN THIS OFFICE AND LEGAL COUNSEL

ON 20 JAN 04, DETAINEE M [REDACTED] WAS INTERVIEWED AND ST [REDACTED] HE ALONG WITH DETAINEES A [REDACTED], A [REDACTED], A [REDACTED], A [REDACTED], M [REDACTED] AND A [REDACTED] WERE SENT TO WING 1A WH [REDACTED] THEY WERE STRIPPED OF THEIR CLOTHING, BEATEN, AND FORCED [REDACTED] MASTURBATE THEMSELVES.

A REVIEW OF THE NATIONAL DETAINEE REPORTING SYSTEM [REDACTED] DETAINEE A [REDACTED] WAS RELEASED FROM COALITION CUS [REDACTED] BY ON 4 DEC 03, AND M [REDACTED] WAS RELEASED ON 23 NOV 03. EFFO [REDACTED] TO LOCATE AND INTERVIEW A [REDACTED], M [REDACTED] AND A [REDACTED] [REDACTED] ONGOING.

3D STATUS:

THIS REPORT WAS GENERATED TO CORRECT THE INCIDENT ID IS:
ADD NAKHLA AS A SUBJECT OF THE LISTED OFFENSES; AND INDEX
DETAINEES A [REDACTED], A [REDACTED], A [REDACTED], A [REDACTED],
Y [REDACTED], D [REDACTED], H [REDACTED], H [REDACTED], J [REDACTED], A [REDACTED], A [REDACTED]
AND A [REDACTED] AS VICTIMS OF THIS INVESTIGATION.

On 17 JAN 04, A REVIEW OF THE NATIONAL DETAINEE REFERENCE
SYSTEM REVEALED DETAINEE A [REDACTED] WAS RELEASED FROM
COALITION CUSTODY ON 19 NOV 03. EFFORTS TO LOCATE A
INTERVIEW HIM ARE ON ONGOING.

ON 17 JAN 04, DETAINEES A [REDACTED] AND A [REDACTED] WERE
INTERVIEWED AND STATED THEY ALONG WITH ANOTHER UNKNOWN
DETAINEE WERE TAKEN FROM THEIR CELLS, STRIPPED OF THEIR
CLOTHING AND HANDCUFFED TO EACH OTHER. DETAINEES A [REDACTED]
AND A [REDACTED] STATED THEY WERE PLACED ON THE GROUND AND
FORCED TO LIE ON EACH OTHER WHILE PHOTOGRAPHS WERE TAKEN OF
THEM. DETAINEE A [REDACTED] FURTHER STATED PRIOR TO BEING
HANDCUFFED AN UNKNOWN FEMALE STRUCK HIS GENITAL AREA WITH A
FLASHLIGHT.

ON 17 JAN 04, DETAINEE A [REDACTED] WAS INTERVIEWED AND
STATED HE ALONG WITH SIX OTHER DETAINEES WERE SENT TO
1A WHERE THEY WERE STRIPPED OF THEIR CLOTHING AND BEATEN.
A [REDACTED] FURTHER STATED THEY WERE FORCED TO MASTURBATE
THEMSELVES WHILE ANOTHER DETAINEE WAS PLACED ON HIS KNEES
IN FRONT OF THEM.

ON 17 JAN 04, DETAINEE Y [REDACTED] WAS INTERVIEWED AND STATED
GRANER STRIPPED HIM OF HIS CLOTHING, AND UNKNOWN GUARD
BEAT HIM AND FORCED HIS HEAD INTO URINE. DETAINEE Y [REDACTED]
FURTHER STATED THEY PRESSED A BROOM STICK AGAINST HIS
BUTTOCKS.

ON 17 JAN 04, DETAINEE D [REDACTED] WAS INTERVIEWED AND STATED
GRANER STRUCK HIM IN THE CHEST. DETAINEE D [REDACTED] FURTHER
STATED HE WITNESSED CPL GRANER PARADING TWO NUDE DETAINEES
CUFFED TO EACH OTHER AROUND THE TIER, WHILE THEY WERE BEING
BEATEN.

ON 17 JAN 04, DETAINEE H [REDACTED] WAS INTERVIEWED AND STATED
HE WAS STRIPPED OF HIS CLOTHING, HIT IN THE FACE, AND
AND MADE TO CRAWL ON THE GROUND.

ON 18 JAN 04, DETAINEE H [REDACTED] WAS INTERVIEWED AND STATED HE WAS STRIPPED OF HIS CLOTHING AND BEATEN TO THE POINT OF ALMOST LOST CONSCIOUS.

ON 18 JAN 04, DETAINEE J [REDACTED] WAS INTERVIEWED AND STATED CPT GRANER PUNCHED, CHOKED, STRUCK HIM WITH A CHAIR AND THREW PEPPER ON HIS FACE ON NUMEROUS OCCASIONS.

ON 18 JAN 04, DETAINEE A [REDACTED] WAS INTERVIEWED AND STATED HE WAS TAKEN FROM HIS CELL, STRIPPED OF HIS CLOTHING AND HANDCUFFED TO TWO UNKNOWN DETAINEES. DETAINEE A [REDACTED] STATED THEY WERE PLACED ON THE GROUND AND FORCED TO LIE ON EACH OTHER WHILE PHOTOGRAPHS WERE TAKEN OF THEM.

ON 18 JAN 04, DETAINEES A [REDACTED] AND A [REDACTED] WERE INTERVIEWED AND STATED THEY ALONG WITH FIVE OTHER DETAINEES WERE SENT TO WING 1A WHERE THEY WERE STRIPPED OF THEIR CLOTHING AND BEATEN. DETAINEES A [REDACTED] AND A [REDACTED] FURTHER STATED THEY WERE FORCED TO MASTURBATE THEMSELVES.

ON 18 JAN 04, A NON-CUSTODIAL INTERVIEW WAS CONDUCTED WITH MR NAKHLA WHO ADMITTED HE ASSISTED IN HOLDING DOWN THE DETAINEES THAT WERE NUDE, HANDCUFFED TO EACH OTHER, AND PLACED IN SEXUAL POSITIONS.

2D STATUS:

THIS STATUS REPORT WAS GENERATED TO CORRECT THE SPELLING OF CPL GRANER'S MIDDLE NAME; ADD THE OFFENSE OF FALSE OFFICIAL STATEMENT AS IT PERTAINS TO SGT DAVIS AND SPC HARMAN AND A [REDACTED] AND A [REDACTED] AS VICTIMS OF THIS INVESTIGATION; AND UNFOUND THE OFFENSE OF INDECENT ASSAULT AS IT PERTAINS TO THEM.

ON 15 JAN 04, PFC ENGLAND WAS RE-ADVISED OF HER LEGAL RIGHTS AND CONFESSED SHE STOMPED ON THE FEET OF AN UNKNOWN DETAINEE. PFC ENGLAND FURTHER CONFESSED TO BEING PRESENT WHEN SSG FREDERICK PUNCHED AN UNKNOWN DETAINEE IN THE CHEST.

ON 15 JAN 04, SPC HARMAN WAS RE-ADVISED OF HER LEGAL RIGHTS AND CONFESSED SHE PLACED A SANDBAG OVER DETAINEE A [REDACTED] HEAD, HAD HIM STAND ON TOP OF A BOX WITH HIS ARMS EXTENDED AND ATTACH WIRES TO HIS FINGERS. SPC HARMAN FURTHER CONFESSED SHE PROVIDED A SWORN STATEMENT WHICH WOULD BE FALSE.

ON 15 JAN 04, SGT DAVIS WAS RE-ADVISED OF HIS LEGAL RIGHTS AND CONFESSED HE JUMPED ON DETAINEES WHILE THEY WERE LYING ON THE FLOOR. SGT DAVIS FURTHER CONFESSED HE PROVIDED A SWORN STATEMENT HE KNEW TO BE FALSE.

ON 15 JAN 04, DETAINEE A [REDACTED] WAS INTERVIEWED AFTER HE RETURN FROM HAVING MEDICAL TREATMENT ON HIS HEAD. CPL GRANER ENTERED HIS CELL AND STRUCK HIS INJURED HEAD WITH AN ASP. DETAINEE A [REDACTED] DENIED HE WAS INDECENTLY ASSAULTED AT ANY TIME.

ON 15 JAN 04, DETAINEE A [REDACTED] WAS INTERVIEWED AFTER HE WAS TAKEN OUT OF HIS CELL NAKED, HAD A SAND BAG PLACED ON HIS HEAD AND MADE TO STAND ON A BOX, ARMS EXTENDED WITH WIRES ATTACHED TO HIS FINGERS. DETAINEE A [REDACTED] STATED WHILE HE WAS IN THIS POSITION HE COULD NOT SEE THROUGH THE SANDBAG AS NUMEROUS PICTURES WERE TAKEN OF HIM IN THIS POSITION. DETAINEE A [REDACTED] DENIED HE WAS INDECENTLY ASSAULTED AT ANY TIME.

INITIAL:

PRELIMINARY INVESTIGATION REVEALED BETWEEN THE ABOVE DATES U.S. SOLDIERS ASSIGNED TO THE ISOLATION CELL AREA, GHUYEB PRISON COMPLEX, CONSPIRED WITH EACH OTHER TO ABUSE SECURITY DETAINEES UNDER THEIR DIRECT CONTROL. DETAINEES BROUGHT TO THE ISOLATION AREA WERE ASSAULTED BY BEING PUNCHED, DRAGGED, PUSHED AND SLAPPED WHEN THEY DID NOT COMPLY WITH ORDERS GIVEN, EVEN THOUGH THERE WAS A 10 FOOT BARRIER. THE DETAINEES WERE FURTHER FORCED TO STRIP THEIR CLOTHING OFF AND PERFORM INDECENT ACTS ON EACH OTHER IN THE PRESENCE OF THE LISTED SUBJECTS. DURING THIS ABUSE THE DETAINEES HAD EMPTY SANDBAGS OVER THEIR HEADS AND AT TIMES WERE HANDCUFFED.

THE FEMALE DETAINEES WERE MADE TO POSE FOR SOLDIERS TAKING PICTURES AND ON ONE OCCASION ONE FEMALE WAS INSTRUCTED TO EXPOSE HER BREASTS FOR A SOLDIER TO TAKE HER PICTURE.

ON 14 JAN 04, PFC ENGLAND WAS ADVISED OF HER LEGAL RIGHTS, WHICH SHE WAIVED AND PROVIDED A SWORN STATEMENT, WHEREIN SHE CONFESSED SHE ASSISTED SSG FREDERICK AND CPL GRANER IN THE ASSAULT SECURITY DETAINEES BY FORCIBLY PUSHING THEM AGAINST THE WALLS, WHILE THEIR HANDS WERE BOUND BEHIND THEIR BACKS. PFC ENGLAND FURTHER CONFESSED SHE PARTICIPATED ALONG WITH SSG FREDRICK, SGT SIVITS, CPL GRANER, SPC HARMAN, SPC

AMBUHL, AND SGT DAVIS, IN HAVING THE MALE DETAINEES STRIPPED OF THEIR CLOTHING OFF AND MASTURBATE. PFC ENGLAND FURTHER STATED SSG ELLIOTT OBSERVED THE DETAINEES BEING STRIPPED OF THEIR CLOTHING AND BEING FORCED TO PERFORM INDECENT ACTS WITH EACH OTHER.

ON 14 JAN 04, SGT SIVITS WAS ADVISED OF HIS LEGAL RIGHTS WHICH HE WAIVED AND PROVIDED A SWORN STATEMENT, WHEREIN HE CONFESSED TO BEING PRESENT WHEN CPL GRANER AND SSG FREDERICK HAD THE DETAINEES STRIP THEIR CLOTHING OFF IN FRONT OF SPC AMBUHL, SPC HARMAN, SGT DAVIS, AND PFC ENGLAND. SGT SIVITS FURTHER CONFESSED HE WITNESSED CPL GRANER STRIKE AN UNKNOWN DETAINEE IN THE TEMPLE REGION OF HIS HEAD, FINDING HIM UNCONSCIOUS, AS WELL AS SSG FREDERICK STRIKE ANOTHER UNKNOWN DETAINEE IN THE CHEST WHERE THE DETAINEE COMPLAINED OF HAVING DIFFICULTY BREATHING.

ON 14 JAN 04, SPC HARMAN WAS ADVISED OF HER LEGAL RIGHTS WHICH SHE WAIVED AND PROVIDED A SWORN STATEMENT, WHEREIN SHE CONFESSED TO BEING PRESENT WHEN THE DETAINEES WERE STRIPPED OF THEIR CLOTHING AND MADE TO FORM A HUMAN PYRAMID WHILE SHE, CPL GRANER, AND PFC ENGLAND POSED BEHIND THE DETAINEES.

ON 14 JAN 04, SGT DAVIS WAS ADVISED OF HIS LEGAL RIGHTS WHICH HE WAIVED AND PROVIDED A SWORN STATEMENT, WHEREIN HE CONFESSED HE WAS PRESENT WHEN CPL GRANER AND SSG FREDERICK FORCED THE DETAINEES TO MASTURBATE THEMSELVES IN FRONT OF PFC ENGLAND, SPC HARMAN, SPC AMBUHL, AND SGT SIVITS.

ON 14 JAN 04, SPC AMBUHL, SSG FREDRICK, CPL GRANER, AND SGT ELLIOT WERE ALSO ADVISED OF THEIR LEGAL RIGHTS AND ALL OF THEM REQUESTED LEGAL COUNSEL.

EFFORTS TO LOCATE AND INTERVIEW THE DETAINEES INVOLVED ARE ON GOING. ALL DETAINEES DEPICTED IN THE PICTURES TAKEN HAD THEIR HEADS COVERED WITH EMPTY SANDBAGS AND COULD NOT BE IDENTIFIED.

A PRELIMINARY REVIEW OF ADDITIONAL COMPACT DISKS AND A COMPUTER SEIZED FROM CPL GARNER, AS WELL AS A THUMB DRIVE SEIZED FROM SSG FREDRICK, DISCLOSED THEY CONTAINED DUPLICATE IMAGES OF THOSE PROVIDED BY SPC DARBY. ADDITIONAL ANALYSIS OF THE ITEMS SEIZED IS PENDING.

REQUEST NAME CHECKS ON ALL LISTED SUBJECTS.

INVESTIGATION CONTINUES BY USACIDC.

7. COMMANDERS ARE REMINDED OF THE PROVISIONS OF AR 15-8 AND 15-9 PERTAINING TO SUSPENSION OF FAVORABLE PERSONNEL ACT AND AR 300-67 FOR THE SUSPENSION OF SECURITY CLEARANCES FOR PERSONS UNDER INVESTIGATION.

8. CID REPORTS ARE EXEMPT FROM AUTOMATIC TERMINATION OF PROTECTIVE MARKINGS IN ACCORDANCE WITH CHAPTER 3, AR 15-8 AND 15-9.

Sworn Statements

File Number : 0013-04-CID609-
Location : Kuwait BO, 3D MP GRP (CID)
Date : 26 Jan 2004 Time: 1211
Statement Of: WALLIN, NEIL ALLEN
SSN : ██████████ Grade/Status: E5/SGT
Org/Address : B CO, 109TH AREA SUPPORT MEDICAL BATTALION (ASMB),
VERMILLION, SD 57069

I, NEIL A. WALLIN, WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH:

I was assigned as a medic at the Abu Ghryeb, Prison, in Baghdad, Iraq from Aug 03 to Dec 03. During that time I observed a couple incidents that occurred in the Hard Cell area of Camp Vigilant, Iraq. Camp Vigilant was one of four areas within the prison and it contained the Hard Cell area where priority prisoners were detained. Also the Hard Cells were used to house any person(s) who were considered to be high risk, either to themselves or others. Cell 1A was used to house high priority detainee's and cell 1B was used to house the high risk or trouble making detainee's. During my tour at the prison I observed that when the male detainee's were first brought to the facility, some of them were made to wear female underwear, which I think was was to somehow break them down. This practiced was not continued after their integration to the prison. Sometime in Oct 03, I was asked to to evaluate a detainee we called "one of the three stooges" or "one of the three wise men". I do not know his real name. This detainee, who was in cell 1A, had a 2 1/2 inch laceration on his chin, which ran along his jaw bone and required about 13 stitches. At the time I evaluated the detainee, I observed blood on the wall near a metal weld, which I believed to be the place where the detainee received his injury. I do not know how he was injured or if it was done by himself or another. Later during my tour I also observed SGT ██████████ slap the face of a detainee we called "Jihad Jerry" or "Gus". I believe his name was H█████████. This detainee, who was in cell 1B, had taken several swings at SGT ██████████ and was often times placed in restraints. This detainee was being evaluated because he refused to eat or drink and had to be sustained by intravenous means. I do not think that SGT ██████████ struck the detainee out of anger but rather to show the detainee that his assaults upon the corrections personal would not be allowed to go unpunished. Also this detainee had made verbal threats on several occasions that he would kill members of the prison staff. There was also another incident where I observed a video tape of a detainee we called "Shitboy". This detainee was known for inserting various objects into his rectum. This detainee was also known for consuming and throwing his feces and urine. The video tape contained a segment where this detainee was seen in four point restraints chained to a door. The detainee was seen banging his head against the wall, about five or six times, very hard.

Q: SA JONES

A: SGT WALLIN

Q: Do you know of any other instances where detainee's have been assaulted, abused or degraded?

A: No.

Q: Have you observed or have heard anything pertaining to the abuse or degradation of any of the detainee's?

A: No.

Q: Do you have anything to add to this statement?

A: No.///End of Statement///

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 <i>MJS</i> 27 Jan 04	TIME <i>MJS</i> 1717	FILE NUMBER
LAST NAME, FIRST NAME, MIDDLE NAME SMITH, Michael Joseph	SOCIAL SECURITY NUMBER [REDACTED]		GRADE/STATUS SGT

ORGANIZATION OR ADDRESS
320 MPFN deployed with duty at Abu Ghraib, Iraq

I, *Michael J. Smith* want to make the following statement under oath:

Q. Explain the incident with your dog when SSG ASHTON asked you to be present?

A. We were in one of the tiers at the hard site that was not being used, for controlled aggression training, when SSG ASHTON approached me about using my dog for an interview. It just so happened that I saw COL PAPPAS in the parking lot right after he asked about using my dog for the interview and he had stated that it was allowed. So myself and SGT CARDONA took our dogs over to the interrogation house they have. SSG KLESOWITCH briefed me on how he wanted the dog used. He wanted me to have the dog go and bark by the door, so I told him I would conduct a building search and the dog would sniff the door and sense there was someone there and then the dog would start barking. So at that point I took my dog over to the room where the detainee was and he did sniff under door and started barking. I took my dog out of the area. A little while later they came back to us and asked this time for us to bring both dogs over to the site of the interrogation. They explained the detainee would be sitting ~~at~~ the door and the door open. We had both of our dogs at a 45-degree to him and they proceeded to bark. Prior to us bringing the dogs over to the room this time they said that we could not take the dogs into the room without a muzzle. When we got to the room the detainee was sitting in the doorway, with his feet in the doorway and the door was open. My dog and SGT CARDONA's dog were both barking at the detainee and we never got closer then 18 inches. Neither dog had a muzzle on.

Q. Did you ever see a written permission slip that a dog could be used for this interview?

A. No.

Q. Did you know at this time that a written memo was needed to use the dogs?

A. I did not know you needed a memo, COL PAPPAS had not told me anything about a memo when I had talked with him.

Q. Did it appear the detainee was afraid of the dogs?

A. I could not tell, because all of my concentration was on controlling my dog.

Q. Was your dog barking and growling at the detainee?

A. Yes.

Q. Did anyone ever ask you to muzzle your dog?

A. No.

Q. Were there any other events when you used your dog during an interview of a detainee?

A. Yes.

Q. Explain that incident?

A. SGT CARDONA and I were at the hard site doing patrol. SSG FREDERICK asked us if we could come by with the dogs because they SSG FREDERICK wanted to question a detainee about a window. We waited out side while they pulled the detainee outside into the hallway. Someone said OK, bring them in, when went in. I was the first one in, the detainee was lying down flat on the floor and he was nude. As I entered the room the detainee rose to his feet, took a 90-degree turn and went against the wall. I took a 45 degree angle on the inside of the building and SGT CARDONA was at the other 45 angle with an exit, CPL GRANER was directly in front of him, telling him to get down, get down. The man went to his knees for a couple of seconds and then *MJS*

MJS

Page 1 of 2

Got up and went at CPL GRANER. The prisoner kicked GRANER one time in the chin. I peeled my dog off and CARDONA peeled his dog off at first. Since the prisoner was attacking an MP, he allowed his dog to go in and bite the detainee. CARDONA then called his dog off the detainee and pulled the dog back. GRANER then told the man again to get down, and the prisoner continues to be combative and went back at GRANER. CARDONA let his dog go again on the detainee and the dog bit the detainee again. CARDONA called the dog off and by that point there was 5 to 6 MP's who took the prison to the floor and cuffed him.

Q. Was the detainee combative when you first walked into the area?

A. Not when he was lying on the ground. Once he saw the dogs he was not combative he was just not listening.

Q. Do you know if the detainee understood English?

A. No.

Q. Did the detainee show any emotion that you can recall?

A. He showed fear.

Q. Was the detainee crying?

A. I do not recall.

Q. Why do you think the detainee charged at GRANER?

A. I have no idea.

Q. Do you recall how many MP's were present when you first got there?

A. No.

Q. Were you present when they gave the detainee medical attention?

A. Yes.

Q. DO you know who stitched up his wounds?

A. No.

Q. DO you know if anyone took any pictures during this event?

A. Yes.

Q. Who took the pictures?

A. I do not know, but I have seen the pictures. SGT CARDONA needed the pictures for his documentation.

Q. Do you have anything to add to this statement?

A. No.///End of Statement/// *MSS*

AFFIDAVIT

I, Michael J. Smith 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 OR PUNISHMENT, AND WITHOUT COERCION, UNLAWFUL INFLUENCE, OR UNLAWFUL INDUCEMENT.

WITNESSES:

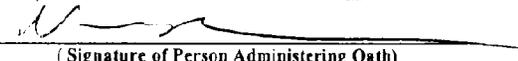
ORGANIZATION OR ADDRESS

ORGANIZATION OR ADDRESS



(Signature of Person Making Statement)

SUBSCRIBED AND SWORN BEFORE ME, A PERSON BY LAW TO ADMINISTER OATHS, THIS 27th DAY OF Jan 04 AT Abu Gharib Prison, Iraq



(Signature of Person Administering Oath)

Warren D. Worth
(Name of Person Administering Oath)

Article 136, UCMJ
(Authority to Administer Oath)

INITIALS OF PERSON MAKING STATEMENT

MSS

PAGES 2 OF 2 PAGES

SWORN STATEMENT

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

LOCATION Abu Ghraib, Iraq, APO AE 09335	DATE <i>SAS</i> 22 Jul 04	Time <i>SAS</i> 1204	FILE NUMBER
LAST NAME, FIRST NAME, MIDDLE NAME STEFANOWICZ, Steven Anthony	SOCIAL SECURITY NUMBER [REDACTED]	GRADE/STATUS CIV	
ORGANIZATION OR ADDRESS CACI, Abu Ghraib Correctional Facility, Abu Ghraib, Iraq, APO AE 09335			

I Steven A. STEFANOWICZ, want to make the following Statement under oath:
 Incident with hearing unusual sounds coming from the Segregation Hole in isolation wing alpha, around or about 20 DEC 03. After the conclusion of an interrogation that included SGT Mike Eckroth, Steve Stefanowicz and John Israel (terp) in the stairwell of Segregation. The detainee was returned into MP custody of SGT Cathcart and SSG Elloit. After the detainee was received by the two MP's, the interrogation team walked ahead of the MP's and detainee. The detainee was being placed into the Segregation Hole according to the approved interrogation plan and the sound of the detainee falling or possibly being struck was heard. The interrogation team looked back and the MP's were coming out of the facility and closed the door. Both SGT Eckroth and I looked at each other and asked what was the sound as we walked up the steps to the MP office area. Both of us (SGT Eckroth and Steve Stefanowicz) felt very uncomfortable with what we had heard and when the two MP's returned to the MP office area, located on the second deck, in between section alpha and bravo, we confronted the MP's. The reaction of SGT Cathcart was that he was agitated with the comment or suggestion. SGT Cathcart did reply to our questioning, but I can't recall the exact words of his statement, other than he was not happy. Explanation of an approved interrogation plan. When an interrogation plan outside the approved Interrogation Rules of Engagement (IROE) is requested by an interrogator, the plan must be reviewed and approved by Col Tom Papus and the Jag Officer. However, in some circumstance, this approval must go up to the office of General Sanchez for direct approval. In response to questions by the investigator and the special treatment of a detainee. The following is a description of the process of an ongoing interrogation. A detainee that I am actively interrogating was placed on an approved Sleep Meal Management Program. This program, has very specific and detailed rules required for implementation. In terms of what I have used recently over a 25 day period of time to interrogate the detainee. In this case, the detainee is provided with 4 hours of sleep per 24 hour period. The configuration of this sleep//wake program can be divided in any configuration and needs to be written out in detail for each day and approved through the appropriate chain of command, OIC, COL Papus and Jag. In this example, the final approving authority was COL Tom Papus. To elaborate on a typical 72 hour program recently used, the sleep/meal management portion cannot continue more that 72 consecutive hours. At which point, a 12 hour uninterrupted sleep session is mandatory before the program can continue. During a typical SMMS program, the MP's are responsible for administering the written program provided by the interrogator. A copy of the detailed, written program that they receive and keep on record in the office, during the duration of the session. In all cases, the NCO managing the alpha wing or responsible for the section are verbally briefed about the program, the details of the program, the detainee and intelligence value of the detainee (background). In addition, the MP's are advised that during the awake time period of an approved SMMS program, the MP's are allowed to do what is necessary to keep the detainee awake in the allotted period of time as long it adheres to approved rules of engagement and *SAS*

EXHIBIT	INITIALS OF PERSON MAKING STATEMENT <i>SAS</i>	PAGE 1 OF 2 PAGES
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ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT OF ___ TAKEN AT ___ DATED ___ CONTINUED."
 THE BOTTOM OF EACH ADDITIONAL PAGE MUST BEAR THE INITIALS OF THE PERSON MAKING THE STATEMENT AND BE INITIALED AS "PAGE ___ OF ___ PAGES." WHEN ADDITIONAL PAGES ARE UTILIZED, THE BACK OF PAGE 1 WILL BE LINED OUT AND THE STATEMENT WILL BE CONCLUDED ON THE REVERSE SIDE OF ANOTHER COPY OF THIS FORM.

proper treatment of the detainee. For example, this current detainee does not like to conform to proper grooming standards. So, I've referred to the MP's to give the detainee his special treatment. This is to include, showering of the detainee (not excessively) daily if necessary, having the detainee brush his teeth and the maintaining of short hair and no facial hair. Hence, the MP's are not directed when and how this is to be administered, but that it can be used to keep the detainee awake when the detainee is more prone to sleep.

Q. Have you ever had an incident where one of your detainees was bruised or complained of being assaulted by any of the guards?

A. No.

Q. Have you ever verbally requested one of the guards to assault one of your detainees?

A. No.

Q. Have you seen or heard any other type of suspicious incidents that would indicate abuse of the prisoners besides what you have listed in the above statement?

A. No.

Q. Do you know of any type of pictures that show abuse of detainees?

A. No.

Q. Do you have anything else to add to this statement concerning the matters under investigation?

A. No.

//////////////////////////////////////End of Statement//////////////////////////////////////

SAS

AFFIDAVIT

I, Steven A. STEFANOWICZ, HAVE READ OR 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 OR BENEFIT OR REWARD, WITHOUT THREAT OF PUNISHMENT, AND WITHOUT COERCION, UNLAWFUL INFLUENCE, OR UNLAWFUL INDUCEMENT.

Steven A. Stefanowicz
(Signature of Person Making Statement)

WITNESSES

Subscribed and sworn to before me, a person authorized by Law to administer oaths, this 22nd day of January, 2004 at Abu Ghraib, Iraq, APO AE 09335.

Neal C. Gruhn
(Signature of Person Administering Oath)

ORGANIZATION OR ADDRESS
10TH Military Police Battalion (CID)
Baghdad, Iraq, APO AE 09335

SA NEAL C. GRUHN

(Typed Name of Person Administering Oath)

Article 136, UCMJ or 5 USC 903

(Authority to Administer Oaths)

ORGANIZATION OR ADDRESS

INITIALS OF PERSON MAKING STATEMENT

SAS

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
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 Abu Ghraib Prison, Abu Ghraib, Iraq	2. DATE (YYYYMMDD) 2004/01/21	3. TIME 1949 LS	4. FILE NUMBER
5. LAST NAME, FIRST NAME, MIDDLE NAME SPENCER, LUCIANA NMN	6. SSN [REDACTED]	7. GRADE/STATUS SPC	
8. ORGANIZATION OR ADDRESS 66TH MILITARY INTELLIGENCE GROUP, WURZBURG, GM APO AE 09244 (DEPLOYED TO ABU GHRAIB PRISON)			

9. I, LUCIANA SPENCER, WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH:

When I began working the night shift I discussed with the MP's what their SOP was for detainee treatment. They informed me that they had no SOP. I informed them of my IROE and made clear to them what i was and wasn't allowed to do or see. I made clear to them that their prison was their prison and they can handle buisness how they see fit, however i follow different rules and i asked them to respect the fact that i have to follow those rules. I am good friends with the MP's that work at this detention facility and they trust me. I also am very specific with those MP's as to what level of knowledge i want to have concerning this detention facility. I didn't see any acts of torture or mistreatment. The MP's did prepare prisoners prior to interrogations by haveing them do physical exercises and yelling at them. The interrogators would verbally discuss, with a MP, a detainee and his cooperativeness and various methods to deal with a detainee such as physical exercise at random hours of the night and yelling. I was aware that some MP's were taking pictures of detainees and had them on their computers. I have seen detainees naked. When a detainee threw his feces, the MP's had him take a cold shower then roll in the dirt outside then stand until he was dry then they showered him in cold water again. When the detainee was naked he was laughed at and yelled at. I have seen an MP slap a detainee. When a detainee was doing physical exercises as punishment then refused to continue after given a rest a MP encouraged him to continue.

- Q. What does IROE?
A. Interrogation Rule of Engement.
- Q. What shift did you work on?
A. When I first got here I worked day shift for the first week. After that we moved to night shift.
- Q. How much time did you spend in the Isolation area during the night shift?
A. It depended on how many detainees we had in the isolation area. On average it would be two hours. Some nights longer depended on the interview.
- Q. Where did the interrogations occur?
A. In the showers, stair well, or property room.
- Q. Was there any MP's present during the interrogations?
A. No.
- Q. Were the detainees clothed or unclothed during the interrogations?
A. During all mine they were.
- Q. Is removing the clothing of the detainee a MI interrogation tactic?
A. I used it on one interrogation and my Team Leader did not approve of it. She thought it shoul dhave been more specified. Statements were taken and it was brought up to CPT WOODS and LTC JORDAN.
- Q. What was the outcome of?
A. I was moved out of the Tiger Team and placed in Operations.
- Q. What is a Tiger Team?
A. It is an interrogator and an analyst.
- Q. Who were the MP's that worked on the night shift?
A. SSG FREDERICK, SGT GRANER and AMBUHL. These are the ones that i saw mostly working.
- Q. Who was the MP that struck the detainee?
A. GRANER.
- Q. Who else was present when this occurred?
A. Two other detainees, CPT BRINSON might have been there, I can not remember who else was there. I am really unsure if CPT BRINSON was even there.
- Q. How many times did GRANER strike the detainee?
A. Just once with a open hand.
- Q. Who was the detainec?

10. EXHIBIT	11. INITIALS OF PERSON MAKING STATEMENT LS.	PAGE 1 OF <u>4</u> PAGES
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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 BE INDICATED.

- A. He had a beard and dark hair. I did not know his name or NDRS #.
- Q. Did you see GRANER strike, push to the floor, punch, kick or slap any other detainee?
- A. No.
- Q. Did you see GRANER posing detainees in sexual positions at any time?
- A. No.
- Q. Did you see GRANER engaged in sexual intercourse with detainees in the isolation area?
- A. No.
- Q. Did you see GRANER engaged in sexual intercourse with anyone else in the isolation area?
- A. No.
- Q. Was there anyone in the isolation area that was not authorized?
- A. No.
- Q. What time did your shift start in the isolation area?
- A. It started about 2200 to 0800.
- Q. Were pictures taken of the detainees in the isolation area?
- A. Yes, I believe so. I never saw anyone, but there were cameras in the area. I know they took pictures of me in the area.
- Q. Did you ever see FREDERICK strike, kick, punch, push to the floor, and/or slap detainees?
- A. No.
- Q. Were you present at any time when detainees were beaten?
- A. Other than the one slap, No.
- Q. Did you punch, slap, kick, push to the floor, and/or jump on detainees?
- A. No.
- Q. Did you see anyone else punch, slap, kick, push to the floor, and/or jump on detainees?
- A. Just the slap and then they are transporting detainees.
- Q. What was the uniform for your team in the isolation area?
- A. We would wear DCU's without nametags.
- Q. Did you observe pictures of the detainees in sexual positions?
- A. I saw a screen saver for a computer that was up in the isolation area. The screen saver had detainees naked in a pyramid.
- Q. Do you know who took the picture?
- A. No.
- Q. Do you know whose computer it was?
- A. No.
- Q. Do you know who the detainees were?
- A. No. All you saw was Asses.
- Q. Did you see other soldiers who were not MP's in the isolation area after hours?
- A. Just other MI soldiers.
- Q. Were you involved in any abuse of the detainees?
- A. No.
- Q. Were you present for any of the abuse against the detainee?
- A. Only the slap.

Initials LS.

Page 2 of 4 Pages

Q Did you report it to anyone?

A. No.

Q. Why did you not report it?

A. I did not think it was abusive.

Q. Do you recall when it occurred?

A. That was after I was working in operations, some time in Dec 03, before CPT BRISNSON left. I know it was on a Sunday as I watched football after I left.

I think it was a Carolina game against possibly Green Bay.

Q. Did anyone else show you photo's of the detainees in the hard site?

A. No.

Q. Has anyone discussed this case with you other than this office?

A. Yes, I was talking to SSG FREDERICK and he told me there was an investigation into detainee abuse.

Q. Do you wish to add anything else to your statement?

A. No.//END OF STATEMENT///

Initials LS.

Page 3 of 4 Pages

STATEMENT OF Luciana Spencey TAKEN AT Abu Ghraib DATED 21 Jan 04

9. STATEMENT (Continued)

AFFIDAVIT

I, Luciana Spencey, HAVE READ OR HAVE HAD READ TO ME THIS STATEMENT WHICH BEGINS ON PAGE 1, AND ENDS ON PAGE 4. 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.

[Signature]

(Signature of Person Making Statement)

WITNESSES:

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 21 day of JAN, 2004 at Abu Ghraib Prison, Abu Ghraib

[Signature]

(Signature of Person Administering Oath)

PAUL D. ARTHUR

(Typed Name of Person Administering Oath)

ART 136 UCMJ

(Authority To Administer Oaths)

ORGANIZATION OR ADDRESS

ORGANIZATION OR ADDRESS

INITIALS OF PERSON MAKING STATEMENT

LS.

PAGE 4 OF 4 PAGES

SWORN STATEMENT

File Number : 0003-04-CID149-83130
Location : Baghdad Correctional Facility, Baghdad, Iraq
Date : 21 Jan 04 SP
Time : 1520 SP
Statement of : Samuel Jefferson PROVANCE
Grade/Status : E5/RA
SSN : ██████████
Org/Address : A 302nd MI BN

2 I Samuel Jefferson PROVANCE, WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH:
Around the middle to the end of October I was talking to a female from the Nevada National Guard MP unit that was stationed here. She was very skinny, she was white, but very tanned, she had black and gray hair, and she was old, I don't remember her rank, but she was made the unit armorer during this time. She told me that they were the first unit here, and they were the ones who started setting this place up. She was the oldest female among that unit. She was telling me about writing these journals that talked about all of her experiences here in Iraq and the wrongdoings she witnessed (and their cover up). In those journals she said there were killings, torture, you name it she said it. She was referring to all of the things that had been done here. She told me that the commander and the first sergeant hated her because she would voice opposition to them about the treatment of the people. She also told me that she mailed the journals home (to a friend or to herself) before they could be found so that the commander could not take them from her.

In late October SPC SCHLEGEL said that the MP's told her that these two detainees had raped a 14-year-old boy, so the MP's were handcuffing the detainees in contorted positions to each other and making it look like the two detainees were having sex with each other. I SPC SCHLEGEL told me that the detainees may have been naked at the time. She also said that the MP's made the detainees in isolation take their clothes off and wear women's underwear.

Around the end of October I was just discussing with SPC Hannah SCHLEGEL about how there were some bad things going on, as far as the prisoners are getting treated. She said yeah and she told me about a detainee who had gotten his eye busted open. SPC SCHLEGEL said that she asked the MP how his eye got busted, and the MP replied that he fell down.

When I returned from leave in the middle of December I was eating at the chow hall at Camp Victory, when I overheard SPC ██████████ and three other people talking about what's going on at Abu Gharib. He was telling them about the things that the MP's were doing to the detainees. He said that he was invited to join in on these things, so he did. The MP's were using the detainees as practice dummies, like they would show each other how to knock someone out by knocking the detainee out. They did this while another detainee would watch, when the other detainee would start to get scared, the MP's would calm him down,

and then hit him in some other way. He was also saying that the MP's were telling him how to hit the detainees so that you didn't leave a mark, and telling him what instruments to use so that they didn't leave marks.

After I came back from leave in the beginning of December I was talking to SPC [REDACTED], and she was telling me how the guards would bring the dogs down to the cells and use them to scare the detainees. She told me that she thought it was funny because after they would take the dogs away, one MP would bark like a dog, and they would all watch as the detainees would run from him because they thought there was a dog in the room.

When the people from my unit came up here to fill slots and act as guards, they were taken on a tour of the isolation area, when they were down there the MP's would tell them that they could do whatever they wanted to the detainees. I was told that all they ended up doing is yelling at the detainees and make them do PT. SGT BROWN told me that he was worried about his soldiers being exposed to that kind of behavior, and being encouraged to do so. SPC DELGADO, SPC HEIDENRICH, SPC GRIFFIN, SPC PAZDERSKI, SPC CAUDILL, and SPC KERSEY were all present for that. SPC KERSEY and SPC CAUDILL are not on the guard force; they are still doing analysis.

Q: SA Ryan D. BOSTAIN.

A: SGT Samuel J. PROVANCE.

Q: Do you know anybody specifically who was abusing the detainees?

A: Everything I know is what I've heard, all of these things take place down in isolation or in the booth.

Q: Do you know if anybody has taken any unauthorized photographs?

A: I know SPC [REDACTED] had photos of the facility, but not of the detainees. I'm sure they were for sentimental value. Those photos were on the common drive, and I was told by my chain of command to delete the photos, so I did.

Q: Did SPC [REDACTED] ever tell you if she was involved with the abuse of the detainees?

A: Just being there for the dog incident. She seemed really apathetic every time I said anything about it. She thought it was really funny to see the detainees run back into their cells from the dogs.

Q: Do you have anything else you wish to add to this statement?

A: Every time I said something about how I was worried about the treatment of the detainees, they would either say, they are the enemy and if I was out there they would kill me, so they didn't care. I'm glad that something is finally being done, it's kind of shameful what's been going on.

Q: Do you have anything else you wish to add to this statement?

A. No.///END OF STATEMENT///JP

STATEMENT OF: **Samuel Jefferson PROVANCE**; TAKEN AT: 1520; DATED: January 21, 2004 CONTINUED:

AFFIDAVIT

I, **Samuel Jefferson PROVANCE** 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.

Samuel Jefferson Provance
(Signature of Person Making Statement)

Subscribed and sworn to before me, a person authorized by law to administer oath, this January 21, 2004, at Baghdad, Iraq.

[Signature]
(Signature of Person Administering Oath)

**SPECIAL AGENT RYAN D. BOSTAIN, 6117
323RD MILITARY POLICE DETACHMENT (CID) (DSE)**

(Typed Name of Person Administering Oath)

ARTICLE 136 UCMJ

(Authority to Administer Oath)

WITNESS:

TRANSLATION OF SWORN STATEMENT PROVIDED BY A [REDACTED] W [REDACTED]
Detainee # 151365, 1430/21 JAN 04:

"I am the person named above. I entered Abu Ghraib prison on 10 Jul 2003, that was after they brought me from Baghdadi area. They put me in the tent area and then they brought me to Hard Site. The first day they put me in a dark room and started hitting me in the head and stomach and legs.

They made me raise my hands and sit on my knees. I was like that for four hours. Then the interrogator came and he was looking at me while they were beating me. Then I stayed in this room for 5 days, naked with no clothes. They then took me to another cell on the upper floor. On 15 Oct 2003 they replaced the Army with the Iraqi Police and after that time they started punishing me in all sorts of ways. And the first punishment was bringing me to Room #1, and they put handcuffs on my hand and they cuffed me high for 7 or 8 hours. And that caused a rupture to my right hand and I had a cut that was bleeding and had pus coming from it. They kept me this way on 24, 25 and 26 October. And in the following days, they also put a bag over my head, and of course, this whole time I was without clothes and without anything to sleep on. And one day in November, they started different type of punishment, where an American Police came in my room and put the bag over my head and cuffed my hands and he took me out of the room into the hallway. He started beating me, him, and 5 other American Police. I could see their feet, only, from under the bag. A couple of those police they were female because I heard their voices and I saw two of the police that were hitting me before they put the bag over my head. One of them was wearing glasses. I couldn't read his name because he put tape over his name. Some of the things they did was make me sit down like a dog, and they would hold the string from the bag and they made me bark like a dog and they were laughing at me. And that policeman was a tan color, because he hit my head to the wall. When he did that, the bag came off my head and one of the police was telling me to crawl in Arabic. so I crawled on my stomach and the police were spitting on me when I was crawling and hitting me on my back, my head and my feet. It kept going on until their shift ended at 4 o'clock in the morning. The same thing would happen in the following days.

And I remember also one of the police hit me on my ear, before the usual beating, cuffing, bagging, dog position and crawling until 6 people gathered. And one of them was an Iraqi translator named [REDACTED], he is a tan color, he has a mustache. Then the police started beating me on my kidneys and then they hit me on my right ear and it started bleeding and I lost consciousness. Then the Iraqi translator picked me up and told me "You are going to sleep". The when I went into the room, I woke up again. I was unconscious for about two minutes. The policeman dragged me into the room where he washed my ear and they called the doctor. The Iraqi doctor came and told me he couldn't take me to the clinic, so he fixed me in the hallway. When I woke up, I saw 6 of the American Police.

A few days before they hit me on my ear, the American police, the guy who wears glasses, he put red woman's underwear over my head. And then he tied me to the window

[REDACTED]

TRANSLATION OF SWORN STATEMENT PROVIDED BY A [REDACTED] W [REDACTED],
Detainee # 151365, 1430/21 JAN 04: (CONTINUED)

that is in the cell with my hands behind my back until I lost consciousness. And also when I was in Room #1 they told me to lay down on my stomach and they were jumping from the bed onto my back and my legs. And the other two were spitting on me and calling me names, and they held my hands and legs. After the guy with the glasses got tired, two of the American soldiers brought me to the ground and tied my hands to the door while laying down on my stomach. One of the police was pissing on me and laughing on me. He then released my hands and I went and washed, and then the soldier came back into the room, and the soldier and his friend told me in a loud voice to lie down, so I did that. And then the policeman was opening my legs, with a bag over my head, and he sat down between my legs on his knees and I was looking at him from under the bag and they wanted to do me because I saw him and he was opening his pants, so I started screaming loudly and the other police starting hitting me with his feet on my neck and he put his feet on my head so I couldn't scream. Then they left and the guy with the glasses comes back with another person and he took me out of the room and they put me inside the dark room again and they started beating me with the broom that was there. And then they put the loudspeaker inside the room and they closed the door and he was yelling in the microphone. Then they broke the glowing finger and spread it on me until I was glowing and they were laughing. They took me to the room and they signaled me to get on to the floor. And one of the police he put a part of his stick that he always carries inside my ass and I felt it going inside me about 2 centimeters, approximately. And I started screaming, and he pulled it out and he washed it with water inside the room. And the two American girls that were there when they were beating me, they were hitting me with a ball made of sponge on my dick. And when I was tied up in my room, one of the girls, with blonde hair, she is white, she was playing with my dick. I saw inside this facility a lot of punishment just like what they did to me and more. And they were taking pictures of me during all these instances."

TRANSLATED BY:



Mr. Johnson ISHO
Translator, Category II
Titan Corporation

Assigned to:

Prisoner Interview/Interrogation Team (PIT)(CID)(FWD)
10TH Military Police Battalion (CID)(ABN)(FWD)
3rd Military Police Group (CID), USACIDC
Abu Ghraib Prison Complex (ABPC)
Abu Ghraib, Iraq APO AE 09335

VERIFIED BY:



Mr. Abdelilah ALAZADI
Translator, Category II
Titan Corporation

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 21 Jan 04 TSN	TIME 11:44 TSN	FILE NUMBER
LAST NAME, FIRST NAME, MIDDLE NAME NELSON, Torin, Steed	SOCIAL SECURITY NUMBER [REDACTED]		GRADE/STATUS Contractor
ORGANIZATION OR ADDRESS [REDACTED], deployed with duty at Abu Ghraib, Iraq			

I, Torin S Nelson want to make the following statement under oath:

As far as some of the things we talked about yesterday. The people I suggest you look at is [REDACTED] J [REDACTED], [REDACTED] D [REDACTED]. these two gentlemen, I have looked at their files. I sat next to an interrogation that J [REDACTED] was doing one day, where he was breaking a tables and chairs in the room with the detainee. MR D [REDACTED] has a reputation for breaking the tables in the room.. Look into file 155215, K [REDACTED] A [REDACTED]. He is my detainee now. One of the first times I interviewed him at the beginning of Jan 04, he showed me a large bruise to his left forearm that was about six to eight inches long, and he stated he got it from being grabbed and being thrown around. He had a bump on his forehead over his left eye that he related he received that from being thrown into a wall. He said that the interrogator grabbed him and threw him down. He is evasive and deceptive, but when he is talking about how people have treated him, I tend to believe it based on the stuff that I have heard and seen. Evidently the people who talking to him before I was working him were very hard on him. [REDACTED] J [REDACTED] was the person working him before. M [REDACTED] M [REDACTED] I think his number is 155800. I would look at the interrogation on 12 Jan 04, of this detainee, and talk to the interpreter of that helped interview him. He should be able to give you more information. I am working his brother at the time. His story is very forth coming and very cooperative. Talk to SPC SCHLAGEL was working another detainee who is the brother of my detainee; this person related to SPC SCHALGELS detainee, I think the number is 155794, as well about this incident. Pull up the fill on this detainee M [REDACTED]. After the first interview, [REDACTED] J [REDACTED] says to put this guy in isolation because he is not being forthright in his information. [REDACTED] J [REDACTED] is a young interrogator, he is very excited and motivated, and he believes everyone here should be broken. Ali Darwiche, and interpreter he might have info. Simon has seen a lot of stuff that goes on. Simon is an interpreter with Titan as well. He has stated that he has witnessed some of the interrogators being ruff. I do not know if it was abuse. There is another incident SPC LUCIANA SPENCER was involved in where one of her detainees, she wanted to degrade him; she stripped him naked and made him walk back. She was moved into Bn Ops, and taken out of the interrogation role. LTC JORDAN would know more about that. I would really look at the files for the detainees of D [REDACTED] and J [REDACTED]. A [REDACTED] was the detainee that was allegedly taken and thrown out of the vehicle handcuffed. I believe the incident was witness by Ali Darwiche. He is on leave in the states and is getting married. You would have to go through Titan to get his info. A [REDACTED] was sitting in the vehicle sandbagged, the interrogator who I think might have been D [REDACTED] or J [REDACTED], grabbed him and threw him out of the vehicle to the ground, the interrogator then yells at him for falling on the ground, and then started dragging or pulling the detainee by the cuffs. This information came from Ali Darwiche. We were doing an interview and he provided this information out side of what he was interpreting.

Q. Do you have anything to add to this statement?

A. No.///End of Statement/// TSN

Not Used TSN

AFFIDAVIT

I, Tarin S. Nelson 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 OR PUNISHMENT, AND WITHOUT COERCION, UNLAWFUL INFLUENCE, OR UNLAWFUL INDUCEMENT.

T. S. Nelson
(Signature of Person Making Statement)

SUBSCRIBED AND SWORN BEFORE ME, A PERSON BY LAW TO ADMINISTER OATHS, THIS 21ST DAY OF Jan 04 AT Abu Gharib Prison, Iraq

Warren D. Worth
(Signature of Person Administering Oath)

Warren D. Worth
(Name of Person Administering Oath)

UCMJ, Art 36 136
(Authority to Administer Oath)

WITNESSES:

ORGANIZATION OR ADDRESS

ORGANIZATION OR ADDRESS

INITIALS OF PERSON MAKING STATEMENT

TSN

PAGES 2 OF 2 PAGES

LOCATION Rusafa II Prison Compound, Baghdad	DATE 20 Jan 04	Time 1520	FILE NUMBER 0003-04-CID149-83130
LAST NAME, FIRST NAME, MIDDLE NAME A [REDACTED] H [REDACTED] [REDACTED]	SOCIAL SECURITY NUMBER ISN #13077		GRADE/STATUS CIV/DETAINEE

ORGANIZATION OR ADDRESS
Rusafa II Prison Compound, Baghdad, Iraq

I, H [REDACTED] A [REDACTED] want to make the following Statement under oath:
 When first I went to the hard site, the Americans soldiers took me, there were two soldiers, a translator named Abu Hamed. We stood in the hallway before the hard site and they started taking off our clothes one after another. After they took off my clothes the American soldier removed who was wearing glasses, night guard, and I saw an American female soldier which they call her Ms. Maya, in front of me they told me to stroke my penis in front of her. And then they covered my head again, and as I was doing whatever they asked me to do, they removed the bag off my head, and I saw my friend, he was the one in front of me on the floor. And then they told me to sit on the floor facing the wall. They brought another prisoner on my back and he was also naked. Then they ordered me to bend onto my knees and hands on the ground. And then they placed three others on our backs, naked. And after that they order me to sleep on my stomach and they ordered the other guy to sleep on top of me in the same position and the same way to all of us. And there were six of us. They were laughing, taking pictures, and they were stepping on our hands with their feet. And they started taking one after another and they wrote on our bodies in English. I don't know what they wrote, but they were taking pictures after that. Then, after that they forced us to walk like dogs on our hands and knees. And we had to bark like a dog and if we didn't do that, they start hitting us hard on our face and chest with no mercy. After that, they took us to our cells, took the mattresses out and dropped water on the floor and they made us sleep on our stomachs on the floor with the bags on our head and they took pictures of everything. Mr. Joyner shows up in the morning and give us our mattresses, blankets and food, but the second guy who wears the glasses was the opposite; he takes the mattresses, tie our hands, hit us and don't give us food. All that lasted for 10 days and the translator Abu Hamed was there. I only saw him when I arrived, but after that I knew he was there because I heard his voice during all of that. ///End of Statement///

EXHIBIT	INITIALS OF PERSON MAKING STATEMENT	PAGE 1 OF 2 PAGES
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ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT OF ___ TAKEN AT ___ DATED ___ CONTINUED."
 THE BOTTOM OF EACH ADDITIONAL PAGE MUST BEAR THE INITIALS OF THE PERSON MAKING THE STATEMENT AND BE INITIALED AS "PAGE ___ OF ___ PAGES." WHEN ADDITIONAL PAGES ARE UTILIZED, THE BACK OF PAGE 1 WILL BE LINED OUT AND THE STATEMENT WILL BE CONCLUDED ON THE REVERSE SIDE OF ANOTHER COPY OF THIS FORM.

Translated By:

Verified By:

Lauriene H. DICE
Interpreter, Category II
Titan Corporation Inc.
Camp Doha, Kuwait

Johnson ISHO
Interpreter, Category II
Titan Corporation Inc.
Camp Doha, Kuwait

Prisoner Interview/Interrogation Team (PIT)(CID)(FWD)
Baghdad Correctional Facility
Abu Ghraib, IZ APO AE 09335

AFFIDAVIT

I, H [REDACTED] A [REDACTED] HAVE READ OR 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 OR BENEFIT OR REWARD, WITHOUT THREAT OF PUNISHMENT, AND WITHOUT COERCION, UNLAWFUL INFLUENCE, OR UNLAWFUL INDUCEMENT

(Signature of Person Making Statement)

WITNESSES:

Johson ISHO
Laureine H. DICE

Subscribed and sworn to before me, a person authorized by Law to administer oaths, this 20 day of January, 2003 at Rusafa II Prison Compound, Baghdad, IZ APO AE 09336

ORGANIZATION OR ADDRESS

(Signature of Person Administering Oath)

SA MANORA IEM

(Typed Name of Person Administering Oath)

Article 136, UCMJ or 5 USC 303

(Authority to Administer Oaths)

INITIALS OF PERSON MAKING STATEMENT

PAGE 2 OF 2 PAGES

SWORN STATEMENT

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

LOCATION ABU GHURAYB CID	DATE 20 JAN	TIME 0945	FILE NUMBER
LAST NAME, FIRST NAME, MIDDLE NAME LANGIANESE, SETH A	SOCIAL SECURITY NUMBER [REDACTED]		GRADE/STATUS E-4/SFC/ACTIVE DUTY
ORGANIZATION OR ADDRESS 323 MC, JFDC, AG			

I SETH ANTHONY LANGIANESE WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH:

I was at the internet cafe, it was in December or January I am not sure when I was with SFC Parker and we were just checking our Emails, ect. When Parker started looking at ~~the~~ Pictures an MP had down loaded from her camera > some were of the detainees on there knees - it looked like Ganci Prisoners, she had taken some from the sky above AG and she had some pics of her by a water buffalo. I cannot remember what computer they were downloaded on and I am positive they won't still be there. The pictures were of the prisoners (looked like a whole camp) of the prisoners on ~~the~~ knees, hands behind ~~their~~ heads - possibly why their camp was being searched - poss. by 2-3 pics

Q. Describe the mp you saw?

A. A female, by a water buffalo - hats about all I remember

Q. Do you know who this mp female is?

A. No, an MP

Q. Do you have anything to add to this statement?

A. No /// END OF STATEMENT /// *[Signature]*

EXHIBIT	INITIALS OF PERSON MAKING STATEMENT <i>SAL</i>	PAGE 1 OF <u>2</u> PAGES
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ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT OF ___ TAKEN AT ___ DATED ___ CONTINUED." THE BOTTOM OF EACH ADDITIONAL PAGE MUST BEAR THE INITIALS OF THE PERSON MAKING THE STATEMENT AND BE INITIALED AS "PAGE ___ OF ___ PAGES." WHEN ADDITIONAL PAGES ARE UTILIZED, THE BACK OF PAGE 1 WILL BE LINED OUT, AND THE STATEMENT WILL BE CONCLUDED ON THE REVERSE SIDE OF ANOTHER COPY OF THIS FORM.

LA

STATEMENT OF SPC LANGIANCE^{SE} TAKEN AT Abu G,

FILE NUMBER:

DATED 20 JANUARY CONTINUED:

STATEMENT (Continued)

NOT USED

AFFIDAVIT

I, SCOTT ANTHONY LANGIANCE 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.

[Signature]
(Signature of Person Making Statement)

WITNESSES:

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 20 day of JAN, 20 01 at

ORGANIZATION OR ADDRESS

W. D. [Signature]
(Signature of Person Administering Oath)

ORGANIZATION OR ADDRESS

SA Warren D. Wortz
(Typed Name of Person Administering Oath)
Article 136, UCM 2
(Authority To Administer Oaths)

INITIALS OF PERSON MAKING STATEMENT

SAL

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 CP 20 Jan 04	TIME CP 1025	FILE NUMBER
LAST NAME, FIRST NAME, MIDDLE NAME Porter, Canyon Elijah	SOCIAL SECURITY NUMBER [REDACTED]		GRADE/STATUS E4
ORGANIZATION OR ADDRESS JIDC, deployed with duty at Abu Ghraib, Iraq			

I, SPC Canyon Porter want to make the following statement under oath:

At some point in the last two weeks to a month, I witnessed some pictures of detainees being stored on a computer at the internet cafe. At 1100 I left the FAC at the JIDC building to take my lunch internet break. As usual, I stop by the internet cafe to check my email and on this occasion I also sent some pictures ~~to~~ from my digital camera. I went to the folder I thought my pictures were stored in and came across 5-10 pictures that weren't mine, but I recognized as photos of the Vigilant and Ganci camps. Several of the photos were of detainees, some praying. At the time I didn't think to check the clarity of the pictures, and I'm unsure if the detainees could be identified. Two of the pictures were of a female soldier, age 18-25, PFC-SFC, though I cannot recall her name. She had red hair and seemed to be of medium build. I assume that it was her photos, though they could have been taken by a friend. I am not certain that these pictures were sent via email, but that is almost always the case, as there would be no other reason to save them on a computer. I sent off my emails and then went to lunch with a couple friends whom I don't recall at this time. As we were sitting to eat, the soldier in the pictures stood up at the table in front of me. As she put her gear on, I recognized her as the female from the pictures and pointed her out to my friends. I have not seen her since, but I would recognize her or her name if I did. At the time I thought it was incredibly stupid to do what she had done, but did not consider it terribly wrong as the photos did not appear to be demeaning. This is the first time I have brought this matter to anyone's attention, with the exception of my friends that day. end of statement CP

CP

Page 1 of 2 CP

Statements on 19 Jan 2004

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 19 Jan 04	TIME 1108 JAK	FILE NUMBER
LAST NAME, FIRST NAME, MIDDLE NAME KENNER, Jason A.	SOCIAL SECURITY NUMBER [REDACTED]		GRADE/STATUS SPC, Ad Res.
ORGANIZATION OR ADDRESS 372 nd MP Co, Cumberland, MD, deployed with duty at Abu Ghraib, Iraq			

- I, JASON A. KENNER want to make the following statement under oath:
- Q. Have you ever been present when any detainees were abused?
- A. I saw them nude, but MI would tell us to take away their mattress, sheets, and clothes.
- Q. Who at MI instructed you to do this?
- A. I do not really remember their names. I told them if they wanted me to do that they needed to give me paperwork. *A few times prior to requiring paperwork I did take away mattresses and sheets. JAK*
- Q. Is paperwork required in order to take away clothes, mattresses and sheets?
- A. Before I left on leave it had started to be required.
- Q. Did you ever take any thing away from a detainee that MI told you to without paperwork?
- A. A few times before the paperwork stuff started. I don't believe anyone told me specifically that I could not do that; it is I just know not to do that. At one point we were informed that we could not do anything to embarrass the prisoners. As it was explained to me, if it would embarrass me, do not do it.
- Q. What shift do you work on?
- A. Day shift.
- Q. Would you ever come to work and find prisoners that were handcuffed, nude, or both?
- A. Yes.
- Q. Would you give them their clothes back?
- A. It would depend on if I were briefed if I could give them the clothes back.
- Q. Did you ever work on the same tier as CPL GARNER and SSG FREDERICK?
- A. A few times I did relieve GARNER, and a few times when I was a runner, SSG FREDERICK would be in the office at the same time.
- Q. Did you ever find that GRANER had taken something from a prisoner he should not have?
- A. No.
- Q. Have you ever seen any pictures that were taken of detainees?
- A. No.
- Q. Is there any events at the prison you feel CID should know about?
- A. No.
- Q. Do you have anything to add to this statement?
- A. No///End of Statement/// *JAK*

JAK

PAGE 1 OF 2

NOT USED JAK

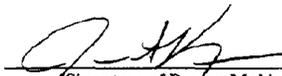
AFFIDAVIT

I, Jason A. KENNER 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 OR PUNISHMENT, AND WITHOUT COERCION, UNLAWFUL INFLUENCE, OR UNLAWFUL INDUCEMENT.

WITNESSES:

ORGANIZATION OR ADDRESS

ORGANIZATION OR ADDRESS



(Signature of Person Making Statement)

SUBSCRIBED AND SWORN BEFORE ME, A PERSON BY LAW TO ADMINISTER OATHS, THIS 9th DAY OF Jan 04 AT Abu Gharib Prison, Iraq

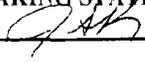


(Signature of Person Administering Oath)

Warren D. Worth
(Name of Person Administering Oath)

Article 136, UCMJ
(Authority to Administer Oath)

INITIALS OF PERSON MAKING STATEMENT



PAGES 2 OF PAGES

Statements on 18 Jan 2004



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 18 Jan 04 <i>red</i>	TIME 15:10 <i>pm</i>	FILE NUMBER
LAST NAME, FIRST NAME, MIDDLE NAME NAKHLA, Adel L.	SOCIAL SECURITY NUMBER [REDACTED]		GRADE/STATUS CIV
ORGANIZATION OR ADDRESS Titan Corporation, Abu Ghraib Correctional Facility, Abu Ghraib, Iraq 99335			

I, *Adel Nakhla* want to make the following statement under oath:

Q. Are you making this statement on your own free will?

A. Yes.

Q. Have you been advised that you do not have to answer or questions or say anything?

A. Yes.

Q. Are you able to leave at this time if you decide to terminate this interview?

A. Yes.

Q. Has anyone threatened you in anyway?

A. No.

Q. Are you currently taking any medications that would impede your ability to answer these questions?

A. No.

Q. On 14 Jan 04, when you gave CID a sworn statement, was that a truthful statement?

A. I did not say the part of how I held the detainees foot that was on the floor so he would not run away.

Q. Why did you hold the foot down of the detainee?

A. So he would not run away and he would answer the question. I held it with my hand. Not in any powerful way.

Q. Did anyone ask you to hold the foot of the detainee?

A. No.

Q. Did anyone force you to hold the foot of the detainee?

A. No. I thought I was helping the MP's to get to the truth.

Q. How many interrogations have you been a part of since arriving at Abu Ghraib?

A. Maybe between 80 and 100 interviews.

Q. What agencies do you assist in the interviews?

A. MI and MP's, and some OGA.

Q. Have many times have you seen MI, MP, or OGA interrogate three detainees at the same time, handcuffed and nude, on the floor?

A. One time.

Q. Are you aware of the guidelines that are allowed by MI, MP and OGA when they are interviewing a detainee?

A. We were briefed on the guidelines. CPT WOOD briefed us back in November sometime.

Q. Was this briefing prior to the incident mentioned above?

A. After this incident.

Q. Do you think that what the MPs and the MI were doing to the three detainees was a correct form of interrogation?

A. No. I think they took matters into their own hands.

Q. Why was it not the correct form of interrogations?

A. Well first of all they wanted to interview the detainees they should have let MI talk to them. I do not think

Adel

Page 3

MPs are qualified here to do these interviews.

Q. So you realize this was an unauthorized interrogation?

A. ~~Yes.~~ I did not know if it was authorized or not.

Q. Did any of the men the detainees in this incident speak English?

A. No.

Q. Were you the only translator at this incident?

A. Yes. I even apologized to the detainees after this was down. I told them I thought what had happened was very degrading.

Q. What specifically did you tell the detainees to do?

A. Don't try to run away. stop right there, are you gay, do you like what is happening to you, are you all gays, you must like that position. These were some of the questions or things that I told them.

Q. Did you realize at the time that you were saying these things to the detainees that it was wrong to tell them these things the soldiers wanted you to say?

A. I do realize it was wrong at that time to say these things.

Q. Why was it was wrong to say these thing to the detainees?

A. Because it was degrading to them.

Q. Why did you translate these things anyway?

A. I thought that was what I was required to do as a translator.

Q. Did you ever receive any briefing how detainees would be treated?

A. No.

Q. Were you ever told who you could report detainee abuse to?

A. No. The only thing that is logical is to report it to your boss or ~~to~~ ^{to} the unit.

Q. Do you feel what you said to these detainees was wrong?

A. Yes.

Q. Did you ever translate for GRANER or FREDERICK on any other occasion when they abused the detainees?

A. Just when they would shake them. Nothing that was significant.

Q. Have you ever hit or assaulted any detainee?

A. I just held his foot, and I shook them by grabbing their clothes.

AFFIDAVIT

I, Adel L. NAKHLA 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 OR PUNISHMENT, AND WITHOUT COERCION, UNLAWFUL INFLUENCE, OR UNLAWFUL INDUCEMENT.

WITNESSES:

ORGANIZATION OR ADDRESS

ORGANIZATION OR ADDRESS

Adel Nakhla

(Signature of Person Making Statement)

SUBSCRIBED AND SWORN BEFORE ME, A PERSON BY LAW TO ADMINISTER OATHS, THIS 18th DAY OF Jan 04 AT Abu Gharib Prison, Iraq

Warren D. Worth

(Signature of Person Administering Oath)

Warren D. Worth

(Name of Person Administering Oath)

Article 136, UCMJ

(Authority to Administer Oath)

INITIALS OF PERSON MAKING STATEMENT

PAGES 2 OF 3 PAGES

STATEMENT OF Adel NAKHLA TAKEN AT Abu Ghraib DATED 18 Jan 04 CONTINUED:

- Q. Was there ever a time when you were in a cell with a detainee alone?
A. I do not recall ever being alone in a cell with any detainee. I always have a guard present when I am in the cell.
- Q. Have you ever been in a cell alone and the detainee was nude?
A. No not alone. Only when they were being questioned by MI or someone and I was translating.
- Q. Did you ever engage in sexual intercourse with a male detainee?
A. No.
- Q. Were you ever present when photographs of detainees were taken?
A. When they took the picture of the detainee that busted his chin, I was present for that.
- R. Who took this picture?
A. GRANER.
- Q. Why did GRANER take the picture?
A. I do not know. Maybe to prove he was injured.
- Q. How did this detainee get injured?
A. GRANER pushed the detainee against the wall.
- Q. Did you witness this act?
A. No. I was upstairs at the time.
- Q. Who else was there?
A. I think Megan AMBUHL was in the office up stairs; maybe FREDERICK or he came after.
- Q. Why did GRANER push this detainee into the wall?
A. I do not know. GRANER did not say why he did it.
- Q. Who stitched the detainee's chin up?
A. The medics and GRANER helped sew up the wound.
- Q. Did you ever witness GRANER or FREDERICK assault any other detainees?
A. To the extent of injury no, but they would shake the detainee around. Especially when they detainee was a high-ranking officer or political value.
- Q. Did you ever take any pictures of the detainees?
A. No.
- Q. Do you have a personal computer here?
A. No.
- Q. Have you ever seen any other MP's conduct interviews of the detainees?
A. I have seen AMBUHL shake some of the detainees.
- Q. Do you have anything to add to this statement?
A. No.///End of Statement///*←

INITIALS OF PERSON MAKING STATEMENT

PAGES 3 OF 3 PAGES

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TRANSLATION OF STATEMENT PROVIDED BY H [REDACTED] A [REDACTED]
[REDACTED] Detainee # 19446, 1242/18 JAN 04:

"I was in the solitary confinement, me and my friends. We were treated badly. They took our clothes off, even the underwear and they beat us very hard, and they put a hood over my head. And when I told them I am sick they laughed at me and beat me. And one of them brought my friend and told him "stand here" and they brought me and had me kneel in front of my friend. They told my friend to masturbate and told me to masturbate also, while they were taking pictures. After that they brought my friends, H [REDACTED] A [REDACTED] N [REDACTED] A [REDACTED] H [REDACTED] M [REDACTED] and I, and they put us 2 on the bottom, 2 on top of them, and 2 on top of those and one on top. They took pictures of us and we were naked. After the end of the beating, they took us to our separate cells and they opened the water in the cell and told us to lay face down in the water and we stayed like that until the morning, in the water, naked, without clothes. Then one of the other shift gave us clothes, but the second shift took the clothes away at night and handcuffed us to the beds.

The number of the guards was 4. Two of them male, and one of them had a chain tattoo on his arm and wearing eyeglasses. The other one had a tattoo on his back like a dragon. The female wearing eyeglasses was short and had short hair. The second female hair was yellow and she was medium height.

Q: IEM

A: H [REDACTED] A [REDACTED]

Q: How did you feel when the guards were treating you this way?

A: I was trying to kill myself but I didn't have any way of doing it.

Q: Did the guards force you to crawl on your hands and knees on the ground?

A: Yes. They forced us to do this thing.

Q: What were the guards doing while you were crawling on your hands and knees?

A: They were sitting on our backs like riding animals.

Q: When you were on each other, what were the guards doing?

A: They were taking pictures and writing on our asses.

Q: How many times did the guards treat you this way?

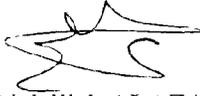
A: The first time, when I just go in, and the second day they put us in the water and handcuffed us.

Q: Did you see the guards treat the other inmates this way?

A: I didn't see, but I heard screams and shouts in another area."



TRANSLATED BY:



Mr. Abdelilah ALAZADI
Translator, Category II
Titan Corporation
Assigned to:

VERIFIED BY:



Mr. Johnson ISHO
Translator, Category II
Titan Corporation

Prisoner Interview/Interrogation Team (PIT)(CID)(FWD)
10TH Military Police Battalion (CID)(ABN)(FWD)
3rd Military Police Group (CID), USACIDC
Abu Ghraib Prison Complex (ABPC)
Abu Ghraib, Iraq APO AE 09335

"In the name of God, I swear to God that everything I witnessed everything I am talking about. I am not saying this to gain any material thing, and I was not pressured to do this by any forces. First, I am going to talk only about what happened to me in Abu Ghraib Jail. I will not talk about what happened when I was in jail before, because they did not ask me about that, but it was very bad.

1. They stripped me of all my clothes, even my underwear. They gave me woman's underwear, that was rose color with flowers in it and they put the bag over my face. One of them whispered in my ear, "today I am going to fuck you", and he said this in Arabic. Whoever was with me experienced the same thing. That's what the American soldiers did, and they had a translator with them, named Abu Hamid and a female soldier, who's skin was olive colored and this was on October 3 or 4, 2003 around 3 or 4 in the afternoon. When they took me to the cell, the translator Abu Hamid came with an American soldier and his rank was sergeant (I believe). And he called told me "faggot" because I was wearing the woman's underwear, and my answer was "no". Then he told me "why are you wearing this underwear", then I told them "because you make me wear it". The transfer from Camp B to the Isolation was full of beatings, but the bags were over our heads, so we couldn't see their faces. And they forced me to wear this underwear all the time, for 51 days. And most of the days I was wearing nothing else.

2. I faced more harsh punishment from Grainer. He cuffed my hands with irons behind my back to the metal of the window, to the point my feet were off the ground and I was hanging there. for about 5 hours just because I asked about the time, because I wanted to pray. And then they took all my clothes and he took the female underwear and he put it over my head. After he released me from the window, he tied me to my bed until before dawn. He took me to the shower room. After he took me to the shower room, he brought me to my room again. He prohibited me from eating food that night, even though I was fasting that day. Grainer and the other two soldiers were taking pictures of every thing they did to me. I don't know if they took a picture of me because they beat me so bad I lost consciousness after an hour or so.

3. They didn't give us food for a whole day and a night, while we were fasting for Ramadan. And the food was only one package of emergency food.

Now I am talking about what I saw:

1. They brought three prisoners completely naked and they tied them together with cuffs and they stuck one to another. I saw the American soldiers hitting them with a football and they were taking pictures. I saw Grainer punching one of the prisoners right in his face very hard when he refused to take off his underwear and I heard them begging for help. And also the American soldiers told to do like homosexuals (fucking). And there was one of the American soldiers they called Sergeant (black skin) there was 7 to 8 soldiers there also. Also female soldiers were taking pictures and that was in the first day

of Ramadan. And they repeated the same thing the second day of Ramadan. And they were ordering them to crawl while they were cuffed together naked.

2. I saw [REDACTED] fucking a kid, his age would be about 15 – 18 years. The kid was hurting very bad and they covered all the doors with sheets. Then when I heard the screaming I climbed the door because on top it wasn't covered and I saw [REDACTED] who was wearing the military uniform putting his dick in the little kid's ass. I couldn't see the face of the kid because his face wasn't in front of the door. And the female soldier was taking pictures. [REDACTED] I think he is [REDACTED] because of his accent, and he was not skinny or short, and he acted like a homosexual (gay). And that was in cell #23 as best as I remember.

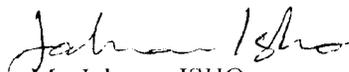
3. In the cell that is almost under it, on the North side, and I was right across from it on the other side. They put the sheets again on the doors. Grainer and his helper they cuffed one prisoner in Room #1, named A [REDACTED], he was Iraqi citizen. They tied him to the bed and they were inserted the phosphoric light in his ass and he was yelling for God's help. A [REDACTED] used to get hit and punished a lot because I heard him screaming and they prohibited us from standing near the door when they do that. That was Ramadan, around 12 midnight approximately when I saw them putting the stick in his ass. The female soldier was taking pictures.

4. I saw more than once men standing on a water bucket that was upside down and they were totally naked. And carrying chairs over their heads standing under the fan of the hallway behind the wooden partition and also in the shower.

Not one night for all the time I was there passed without me seeing, hearing or feeling what was happening to me

And I am repeating the oath / I swear on Allah almighty on the truth of what I said. Allah is my witness.”

TRANSLATED BY:



Mr. Johnson ISHO
Translator, Category II
Titan Corporation

Assigned to:

Prisoner Interview/Interrogation Team (PIT)(CID)(FWD)
10TH Military Police Battalion (CID)(ABN)(FWD)
3rd Military Police Group (CID), USACIDC
Abu Ghraib Prison Complex (ABPC)
Abu Ghraib, Iraq APO AE 09335

VERIFIED BY:



Mr. Abdelilah ALAZADI
Translator, Category II
Titan Corporation

TRANSLATION OF STATEMENT PROVIDED BY M [REDACTED] J [REDACTED] Detainee # 152307, 1200/18 JAN 04:

"I am going to start from the first day I went into A1. They stripped me from my clothes and all the stuff that they gave me and I spent 6 days in that situation. And then they gave me a blanket only. 3 days after that, they gave me a mattress, and after a short period of time, approximately at 2 at night, the door opened and Grainer was there. He cuffed my hands behind my back and he cuffed my feet and he took me to the shower room. When they finished interrogating me, the female interrogator left. And then Grainer and another man, who looked like Grainer but doesn't have glasses, and has a thin mustache, and he was young and tall, came into the room. They threw pepper on my face and the beating started. This went on for a half hour. And then he started beating me with the chair until the chair was broken. After that they started choking me. At that time I thought I was going to die, but it's a miracle I lived. And then they started beating me again. They concentrated on beating me in my heart until they got tired from beating me. They took a little break and then they started kicking me very hard with their feet until I passed out.

In the second scene at the night shift, I saw a new guard that wears glasses and has a red face. He charged his pistol and pointed it at a lot of the prisoners to threaten them with it. I saw things no one would see, they are amazing. They come in the morning shift with two prisoners and they were father and son. They were both naked. They put them in front of each other and they counted 1, 2, 3, and then removed the bags from their heads. When the son saw his father naked he was crying. He was crying because of seeing his father. And then at night, Grainer used to throw the food into the toilet and said "go take it and eat it". And I saw also in Room #5 they brought the dogs. Grainer brought the dogs and they bit him in the right and left leg. He was from Iran and they started beating him up in the main hallway of the prison."

TRANSLATED BY:



Mr. Johnson ISHO
Translator, Category II
Titan Corporation

Assigned to:

Prisoner Interview/Interrogation Team (PIT)(CID)(FWD)
10TH Military Police Battalion (CID)(ABN)(FWD)
3rd Military Police Group (CID), USACIDC
Abu Ghraib Prison Complex (ABPC)
Abu Ghraib, Iraq APO AE 09335

VERIFIED BY:

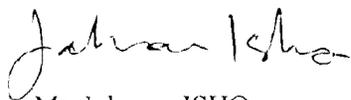


Mr. Abdelilah ALAZADI
Translator, Category II
Titan Corporation

TRANSLATION OF STATEMENT PROVIDED BY M [REDACTED] M [REDACTED],
Detainee # 150542, 1140/18 JAN 04:

"Before Ramadan, Grainer started covering all the rooms with bed sheets. Then I heard screams coming from Room #1, at that time I was in Room #50 and it's right below me so I looked into the room. I saw A [REDACTED] in Room #1, who was naked and Grainer was putting the phosphoric light up his ass. A [REDACTED] was screaming for help. There was another tall white man who was with Grainer, he was helping him. There was also a white female soldier, short, she was taking pictures of A [REDACTED]. A [REDACTED] is now in cell #50."

TRANSLATED BY:



Mr. Johnson ISHO
Translator, Category II
Titan Corporation

VERIFIED BY:



Mr. Abdelilah ALAZADI
Translator, Category II
Titan Corporation

Assigned to:

Prisoner Interview/Interrogation Team (PIT)(CID)(FWD)
10TH Military Police Battalion (CID)(ABN)(FWD)
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Abu Ghraib Prison Complex (ABPC)
Abu Ghraib, Iraq APO AE 09335

Statements on 17 Jan 2004



TRANSLATION OF STATEMENT PROVIDED BY S [REDACTED] A [REDACTED]
Detainee # 150422, 1630/17 JAN 04:

"One of those days the guards tortured the prisoners. Those guards are Grainer, Davis and another man. First they tortured the man whose name is Amjid Iraqi. They stripped him of his clothes and beat him until he passed out and they cursed him and when they took off of his head I saw blood running from his head. They took him to solitary confinement and they were beating him every night.

The evening shift was sad for the prisoners. They brought three prisoners handcuffed to each other and they pushed the first one on top of the others to look like they are gay and when they refused, Grainer beat them up until they put them on top of each other and they took pictures of them. And after that they beat up an Iraqi whose name is A [REDACTED] whom they ordered to stand on a food carton and they were pouring water on him and it was the coldest of times. When they torture him they took gloves and they beat his dick and testicles with the gloves and they handcuffed him to the cell door for half a day without food or water. After that they brought young Iraqi prisoners and Grainer tortured them by pouring water on them from the second floor until one of them started crying and screaming and started saying "my heart". They brought the doctors to treat him and they thought he was going to die. After they brought six people and they beat them up until they dropped on the floor and one of them his nose was cut and the blood was running from his nose and he was screaming but no one was responding and all this beating from Grainer and Davis and another man, whom I don't know the name. The Doctor came to stitch the nose and the Grainer asked the doctor to learn how to stitch and it's true, the guard learned how to stitch. He took the string and the needle and he sat down to finish the stitching until the operation succeeded. And then the other man came to take pictures of the injured person who was laying on the ground. And after that they beat up the rest of the group until they fall to the ground. Every time one of them fell on the ground they drag them up to stand on his feet. Grainer beat up a man whose name is A [REDACTED] S [REDACTED] and he was beating him until he gotten almost crazy. And he was telling him go up to the second floor as he was naked. And they opened the prisoners cells to see him running naked. And after they put him in his cell for four days they were pouring water on him and he couldn't sleep. Before that he was in cell number 4. They hanged him and he was screaming but no one helped him.

There was a translator named A [REDACTED] A [REDACTED] the [REDACTED] He was helping Grainer and Davis and others whom I don't know, like they were watching a live movie of three young guys being put up by A [REDACTED] A [REDACTED] on top of each other. And everyone was taking pictures of this whole thing with cameras. This is what I saw and what I remember to be true."

TRANSLATION OF STATEMENT PROVIDED BY S [REDACTED] A [REDACTED]
Detainee # 150422, 1630/17 JAN 04: (CONTINUED)

TRANSLATED BY:



Mr. Abdelilah ALAZADI
Translator, Category II
Titan Corporation
Assigned to:

VERIFIED BY:



Mr. Johnson ISHO
Translator, Category II
Titan Corporation

Prisoner Interview/Interrogation Team (PIT)(CID)(FWD)
10TH Military Police Battalion (CID)(ABN)(FWD)
3rd Military Police Group (CID), USACIDC
Abu Ghraib Prison Complex (ABPC)
Abu Ghraib, Iraq APO AE 09335

TRANSLATION OF STATEMENT PROVIDED BY A [REDACTED] Y [REDACTED] Detainee #
150425, 1445/17 JAN 04:

"One day while in the prison the guard came and found a broken toothbrush, and they said that I was going to attack the American Police; I said that the toothbrush wasn't mine. They said we are taking away your clothes and mattress for 6 days and we are not going to beat you. But the next day the guard came and cuffed me to the cell door for 2 hours, after that they took me to a closed room and more than five guards poured cold water on me, and forced me to put my head in someone's urine that was already in that room. After that they beat me with a broom and stepped on my head with their feet while it was still in the urine. They pressed my ass with a broom and spit on it. Also a female soldier, whom I don't know the name was standing on my legs. They used a loudspeaker to shout at me for 3 hours, it was cold. But to tell the truth in daytime Joiner gave me my clothes and at night Grainer took them away. The truth is they gave me my clothes after 3 days, they didn't finish the 6 days and thank you."

TRANSLATED BY:

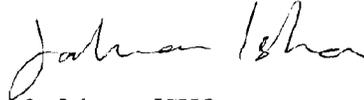


Mr. Abdelilah ALAZADI
Translator, Category II
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Assigned to:

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Abu Ghraib, Iraq APO AE 09335

VERIFIED BY:



Mr. Johnson ISHO
Translator, Category II
Titan Corporation

TRANSLATION OF STATEMENT PROVIDED BY M [REDACTED] M [REDACTED],
Detainee # 150542, 1610/17 JAN 04:

"Two days before Ramadan Grainer the guard came with the other guards, they brought two prisoners and they made them take off all their clothes down to naked by the two guards Grainer and Davis and then they were beating them a lot. One of the prisoners was bleeding from a cut he got over his eye. Then they called the doctor who came and fixed him. After that they stated beating him again.

They removed all my clothes down to naked for seven days and they were bringing a group of people to watch me naked.

They brought a prisoner with a civil case, his name is S [REDACTED]. He was brought by Grainer the guard and Davis and there was a third guard, I don't know his name. They beat him a lot then they removed all his clothing then they put wire up his ass and they started taking pictures of him.

Grainer used to hang the prisoners by hand to the doors and windows in a way that was very painful for several hours and we heard them screaming.

One day Grainer and Davis brought 6 generals and they stripped them down to naked. They started torturing them and taking pictures and they were enjoying that. When the doctor came to fix the injured person, Grainer took the needle from the doctor and started stitching the cut on the injured person.

A few days before Ramadan, Grainer and Davis, and another person that came with them used beat up a man named "A [REDACTED]" who was in room number one. They were beating him very hard with a stick and Grainer was pissing on him and beating him for about a week until they injured his eye and the doctor came.

Grainer and Davis, and a third man, used to beat up a prisoner who was from [REDACTED] and strip him all night. We heard him screaming all night.

Every time a new prisoner came Grainer and Davis stripped them, beat them and took pictures. I remember one prisoner named "W [REDACTED]".

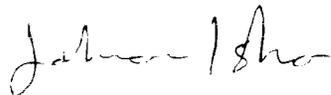
Important Point:

All the guards excluding Grainer and Davis are very good with the prisoners and the prisoners like them and respect them and are very happy with them. They give a good image of the United States and they prove by their good treatment the big difference between the Baath Party and the United States."



TRANSLATION OF STATEMENT PROVIDED BY M [REDACTED] M [REDACTED]
Detainee # 150542, 1610/17 JAN 04: (Continued)

TRANSLATED BY:



Mr. Johnson ISHO
Translator, Category II
Titan Corporation

VERIFIED BY:



Mr. Abdelilah ALAZADI
Translator, Category II
Titan Corporation

Assigned to:

Prisoner Interview/Interrogation Team (PIT)(CID)(FWD)
10TH Military Police Battalion (CID)(ABN)(FWD)
3rd Military Police Group (CID), USACIDC
Abu Ghraib Prison Complex (ABPC)
Abu Ghraib, Iraq APO AE 09335

TRANSLATION OF VERBAL STATEMENT PROVIDED BY A [REDACTED] [REDACTED]
H [REDACTED], Detainee # 152529, 1605/17 JAN 04:

"One the date of November 5, 2003, when the US forces transferred to Isolation, when they took me out of the car, an American soldier hit me with his hand on my face. And then they stripped me naked and they took me under the water and then he made me crawl the hallway until I was bleeding from my chest to my knees and my hands. And after that he put me back into the cell and an hour later he took me out from the cell the second time to the shower room under cold water and then he made me get up on a box, naked, and he hit me on my manhood. I don't know with what, then I fell down on the ground. He made me crawl on the ground. And then he tied my hands in my cell naked until morning time until Joyner showed up and released my hands and took me back to my room and gave me my clothes back. About two days later my interrogation came up, when it was done a white soldier wearing glasses picked me from the room I was in. He grabbed my head and hit it against the wall and then tied my hand to the bed until noon the next day and then two days later the same soldier and he took all my clothes and my mattress and he didn't give me anything so I can sleep on except my jump suit for 3 days. Then Joyner came and gave me a blanket and my clothes a second time."

TRANSLATED BY:



Mr. Johnson ISHO
Translator, Category II
Titan Corporation

Assigned to:

Prisoner Interview/Interrogation Team (PIT)(CID)(FWD)
10TH Military Police Battalion (CID)(ABN)(FWD)
3rd Military Police Group (CID), USACIDC
Abu Ghraib Prison Complex (ABPC)
Abu Ghraib, Iraq APO AE 09335

VERIFIED BY:



Mr. Abdelilah ALAZADI
Translator, Category II
Titan Corporation

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 <i>MSB</i> 17 Jan 04	TIME 1950 <i>MSB</i>	FILE NUMBER
LAST NAME, FIRST NAME, MIDDLE NAME BOLINGER, Matthew Scott	SOCIAL SECURITY NUMBER [REDACTED]		GRADE/STATUS CPL/E4
ORGANIZATION OR ADDRESS 372 nd MP Co, Cumberland, MD, deployed with duty at Abu Ghraib, Iraq			

I, *Matthew Scott Bolinger MSB* want to make the following statement under oath:

Maybe around the middle part of November 04, I was going to CPL GRANER's room with SPC ENGLAND, because she had to get something out of GRANER's room. SPC ENGLAND was under restriction from seeing GRANER for an inappropriate relationship. After we enter the room, we saw then [REDACTED] now [REDACTED], who was playing a video game in the room, and GRANER was also there. GRANER told me to check this out and that is when he pulled a CD out from under his mattress in a CD case. GRANER put the CD in the computer and then walk away to help ENGLAND find whatever it was she was looking for. As GRANER got up to walk away, the video popped up, it did not having any sound to it. There was a female bent over, kind of leaning over, she was in the prison, and [REDACTED] was behind her. At one point the camera popped up and that is when I saw the person behind the girl and recognize that it was [REDACTED] who was having sex with her. Then the camera moved to her face and I could really only see her eyes, and then it went back to showing both of them. I could not really see [REDACTED] penetrating her, but his pants were around his ankles, and I could tell that he had no underwear at least that I could see. The underwear could have been with the pants around his ankles. The girl was completely nude. I got to see about 20 to 25 seconds of this video, and then GRANER quickly shut it off. GRANER was just moving very quick to get that video off the screen.

Q. Why do you think that [REDACTED] and her were having sex?

A. Mostly from the motion of the girl's body. She would bounce, as his mid section would hit her. I have seen other people having sex before in videos and it looked like that.

Q. Do you know whom the girl was?

A. No.

Q. How do you know it was in the prison?

A. Cause you could see the corner of the jail cell through out the video.

Q. Do you know who was holding the camera?

A. I have no idea.

Q. What kind of pants did [REDACTED] have on?

A. DCU.

Q. How far away did it appear the camera was from them when they were having sex?

A. It looked like it was really close. That is why you could only see a little at a time. They filled up the frame of the camera.

Q. Have you ever seen any other videos or images of the prison or detainees?

A. Just the ones of the females acting like they are urinating in the jail cells. I think it was in tier one in the back left hand side where the urinals in the floor are. The pictures were of both [REDACTED] and [REDACTED] they had their hands across their knees and their DCU pants around their ankles and they were acting like they were pissing in the toilets.

Q. Do you have anything to add to this statement?

A. No ///END OF STATEMENT///

MSB

Not used
MSB

AFFIDAVIT

I, Matthew Scott Bolinger 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 OR PUNISHMENT, AND WITHOUT COERCION, UNLAWFUL INFLUENCE, OR UNLAWFUL INDUCEMENT.

WITNESSES:

ORGANIZATION OR ADDRESS

ORGANIZATION OR ADDRESS

Matthew Bolinger
(Signature of Person Making Statement)

SUBSCRIBED AND SWORN BEFORE ME, A PERSON BY LAW TO ADMINISTER OATHS, THIS 17th DAY OF Jan 04 AT Abu Gharib Prison, Iraq

Warren D. Worth
(Signature of Person Administering Oath)

Warren D. Worth
(Name of Person Administering Oath)

ART 136 (ucms)
(Authority to Administer Oath)

INITIALS OF PERSON MAKING STATEMENT

MSB

PAGES 2 OF 2 PAGES

LOCATION Baghdad Correctional Facility	DATE 17 JAN 04	TIME 1731	FILE NUMBER 0003-04-CID149-83130
LAST NAME, FIRST NAME, MIDDLE NAME A [REDACTED] N [REDACTED] [REDACTED]	SOCIAL SECURITY NUMBER ISN #7787		GRADE/STATUS CIV/INTERNEE

ORGANIZATION OR ADDRESS
Prison 2A, Baghdad Correction Facility, Abu Ghraib, APO AE 09335

I, N [REDACTED] A [REDACTED] want to make the following Statement under oath:
 One day in Ramadan, I don't know the exact date; we were involved in a fight in Compound 2, so they transferred us to the hardsite. As soon as we arrived, they put sandbags over our heads and they kept beating us and called us bad names. After they removed the sandbags they stripped us naked as a newborn baby. Then they ordered us to hold our penises and stroke it and this was only during the night. They started to take photographs as if it was a porn movie. And they treated us like animals not humans. They kept doing this for a long time. No one showed us mercy. Nothing but cursing and beating. Then they started to write words on our buttocks, which we didn't know what it means. After that they left us for the next two days naked with no clothes, with no mattresses, as if we were dogs. And every single night this military guy comes over and beat us and handcuffed us until the end of his shift at 0400. This was for three days and he didn't serve us dinner except for bread and tea. If we had chicken, he would throw it away. The first night when they stripped us naked they made us get on our hands and knees and they started to pile us one on top of the other. They started to take pictures from the front and from the back. And if anyone want to know the details of this, take the negative from the night guard and you will find everything I said was true. The next day the day shift gave us clothes and when the night shift started, the same guard who tortured us the night before came and took the clothes and left us naked and handcuffed to the bed. At the end of his shift he uncuffed us and then he punch us in the stomach and hit us on the head and face. Then he goes home. I kept thinking what is he going to do to us the next night, this white man with the white glasses. When I see him I'm scared to death. Again, watch the pictures in his belongings. He and the two short female soldiers and the black soldier during this dark night. When we were naked he ordered us to stroke, acting like we're masturbating and when we start to do that he would bring another inmate and sit him down on his knees in front of the penis and take photos which looked like this inmate was putting the penis in his mouth. Before that, I felt that someone was playing with my penis with a pen. After this they make H [REDACTED] stand in front of me and they forced me to slap him on the face, but I refused cause he is my friend. After this they asked H [REDACTED] to hit me, so he punched my stomach. I asked him to do that, so they don't beat him like they had beaten me when I refused to hit H [REDACTED] N [REDACTED] S [REDACTED] H [REDACTED] M [REDACTED] S [REDACTED] H [REDACTED] H [REDACTED] H [REDACTED] A [REDACTED] S [REDACTED], those are the names of the people who were there at this night which we felt like 1000 nights.

Q: IEM
 A: N [REDACTED] A [REDACTED]
 Q: How many soldiers were there that night?
 A: 3 men and 2 women.
 Q: Do you know the names of the soldiers?
 A: I don't know the soldiers names, but I know what one of them looks like and this was their supervisor. The reason why I know him because I saw him every single night I spent there.
 Q: What did the supervisor look like?
 A: He's white, muscular, wearing clear medical glasses. He had a blu tattoo on one of his shoulders. I don't know which shoulder and I don't know what tattoo it resembled. And he works every night from 4 pm to 4 am. ///End of Statement///

EXHIBIT	INITIALS OF PERSON MAKING STATEMENT	PAGE 1 OF 2 PAGES
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ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT OF [REDACTED] TAKEN AT [REDACTED] DATED [REDACTED] CONTINUED."
 THE BOTTOM OF EACH ADDITIONAL PAGE MUST BEAR THE INITIALS OF THE PERSON MAKING THE STATEMENT AND BE INITIALED AS "PAGE [REDACTED] OF [REDACTED] PAGES." WHEN ADDITIONAL PAGES ARE UTILIZED, THE BACK OF PAGE 1 WILL BE LINED OUT AND THE STATEMENT WILL BE CONCLUDED ON THE REVERSE SIDE OF ANOTHER COPY OF THIS FORM.

Translated By:



Gawdat HUSSEIN
Interpreter, Category II
Titan Corporation Inc.
Camp Doha, Kuwait
Date: 17 Jan 04

AFFIDAVIT

I, N. [REDACTED] A. [REDACTED] HAVE READ OR 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 OR BENEFIT OR REWARD, WITHOUT THREAT OF PUNISHMENT, AND WITHOUT COERCION, UNLAWFUL INFULENCE, OR UNLAWFUL INDUCEMENT.

Original signed

(Signature of Person Making Statement)

WITNESSES:

Gawdat Hussein

Subscribed and sworn to before me, a person authorized by Law to administer oaths, this 14th day of January, 2004 at Prisoner Interrogation Team (PIT)(CID)(FWD), Baghdad Correctional Facility, Abu Ghraib, 09335

(Signature of Person Administering Oath)

ORGANIZATION OR ADDRESS

SA MANORA IEM

(Typed Name of Person Administering Oath)

Article 136, UCMJ or 5 USC 303

(Authority to Administer Oaths)

INITIALS OF PERSON MAKING STATEMENT

PAGE 2 OF 2 PAGES

LOCATION Abu Ghraib, Iraq, APO AE 09335	DATE #J 17 Jan 04	Time 1404 15	FILE NUMBER
LAST NAME, FIRST NAME, MIDDLE NAME JOYNER, Hydrue S.	SOCIAL SECURITY NUMBER [REDACTED]		GRADE/STATUS E5/Reserves
ORGANIZATION OR ADDRESS 372 nd Military Police Company, Abu Ghraib Correctional Facility, Abu Ghraib, Iraq, APO AE 09335			

J I, Hydrue S. JOYNER, want to make the following Statement under oath:
I am assigned to the 372nd Military Police Company, currently assigned to the Abu Ghraib Correctional Facility located in Abu Ghraib, Iraq. I work at the hard site in the 1A Military Intelligence (M.I.) tier during the day shift; which is from 0400 to 1600 hours. On January 16th 2004 on or about 1400 hours I was interviewed by Agent PIERON about a situation of suspected prisoner abuse by Military Police personnel. As I stated in my interview I never personally witnessed any abuse by Military Police personnel. I was next asked to view digital pictures and video for identification of suspected Military Police personnel that may have been involved and any inmates that I may be able to identify. After viewing the digital pictures and video I did make positive identification on the following Military personnel, SSG FREDERICK; CPL GRANER; SPC ENGLAND; SPC HARMAN; and SPC SIVITS. I was also able to recognize the following inmates from the same digital pictures and video, inmate #20092 who was nicknamed "Gus" this inmate was released from the prison approximately two months ago, and two inmates who were suspected of committing rape; whose names I do not recall but their inmate numbers are [REDACTED] and [REDACTED]

Q: SA BOBECK
A: SGT JOYNER

Q: Did you ever see "Gus" having to crawl around like a dog?
A: No that didn't happen on my shift..

Q: Prior to this incident, did you ever hear of any rumors that abuse was occurring during the night shift?
A: I heard rumors, I thought it was prisoners making that up and I didn't think anyone would be that stupid.

Q: Do you know the inmate who had "rapest" written on him?
A: No.

Q: Do you of any other inmates who may have been abused by the night shift?
A: Maybe "trigger".

Q: How did you feel when you saw the pictures on the CD?
A: It made me want to throw-up, I couldn't believe what I was seeing.

Q: Do you know who any of the Military Intelligence personnel were in the pictures?
A: No.

Q: Have you ever been directed by the Military Intelligence personnel or any other government agency to "soften-up" a prisoner prior to the interrogation?
A: Yes, I would have them do physical training to tire them out.

Q: Do you know Steve (NFI)?
A: Yes, he would come in and interview prisoners and sometimes ask me show a prisoner "special attention".

Q: What did "special attention" mean to you?
A: Basically it meant to give the prisoner physical training or to making sure they were awake.

EXHIBIT	INITIALS OF PERSON MAKING STATEMENT HJ	PAGE 1 OF 2 PAGES
<p>ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT OF ___ TAKEN AT ___ DATED ___ CONTINUED." THE BOTTOM OF EACH ADDITIONAL PAGE MUST BEAR THE INITIALS OF THE PERSON MAKING THE STATEMENT AND BE INITIALED AS "PAGE ___ OF ___ PAGES." WHEN ADDITIONAL PAGES ARE UTILIZED, THE BACK OF PAGE 1 WILL BE LINED OUT AND THE STATEMENT WILL BE CONCLUDED ON THE REVERSE SIDE OF ANOTHER COPY OF THIS FORM.</p>		

Q: Can you describe what the Military Intelligence personnel looked like?

A: I did not know any of their names and they did not use their names. They were all males, but none of them had any scars or tattoos or any distinctive mark that I could identify.

Q: Do you know anyone who still has any pictures of the abuse?

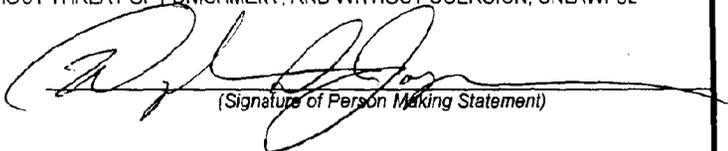
A: No.

Q: Do you have anything else to add to this statement?

A: No.////END OF STATEMENT//// HJ

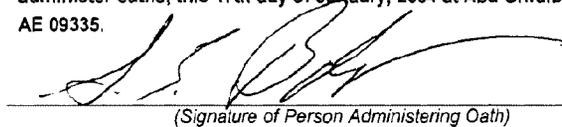
AFFIDAVIT

I, Hydrue S. JOYNER, HAVE READ OR 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 OR BENEFIT OR REWARD, WITHOUT THREAT OF PUNISHMENT, AND WITHOUT COERCION, UNLAWFUL INFULENCE, OR UNLAWFUL INDUCEMENT.


(Signature of Person Making Statement)

WITNESSES

Subscribed and sworn to before me, a person authorized by Law to administer oaths, this 17th day of January, 2004 at Abu Ghraib, Iraq, APO AE 09335.


(Signature of Person Administering Oath)

ORGANIZATION OR ADDRESS

12TH Military Police Detachment (CID)

Baghdad International Airport (BIAP), Iraq, APO AE 09335

SA Scott E. BOBECK

(Typed Name of Person Administering Oath)

Article 136, UCMJ or 5 USC 903

(Authority to Administer Oaths)

ORGANIZATION OR ADDRESS

INITIALS OF PERSON MAKING STATEMENT HJ

PAGE 2 OF 2 PAGES

TRANSLATION OF STATEMENT PROVIDED BY T [REDACTED] D [REDACTED], Detainee
150427, 1440/17 JAN 04:

"I went to the Solitary Confinement on the Sep/10/2003. I was there for 67 days of suffering and little to eat and the torture I saw myself. When I asked the guard Joyner about the time and he cuffed my hand to the door then when his duty ended the second guard came, his name is Grainer, he released my hand from the door and he cuffed my hand in the back. Then I told him I did not do anything to get punished this way so when I said that he hit me hard on my chest and he cuffed me to the window of the room about 5 hours and did not give me any food that day and I stayed without food for 24 hours. I saw lots of people getting naked for a few days getting punished in the first days of Ramadan. They came with two boys naked and they were cuffed together face to face and Grainer was beating them and a group of guards were watching and taking pictures from top and bottom and there was three female soldiers laughing at the prisoners. The prisoners, two of them, were young. I don't know their names."

TRANSLATED BY:



Mr. Johnson ISHO
Translator, Category II
Titan Corporation

VERIFIED BY:



Mr. Abdelilah ALAZADI
Translator, Category II
Titan Corporation

Assigned to:

Prisoner Interview/Interrogation Team (PIT)(CID)(FWD)
10TH Military Police Battalion (CID)(ABN)(FWD)
3rd Military Police Group (CID), USACIDC
Abu Ghraib Prison Complex (ABPC)
Abu Ghraib, Iraq APO AE 09335

Statements on 16 Jan 2004



LOCATION TIRE 1A, Baghdad Correctional Facility	DATE 16 Jan 04	Time 1722	FILE NUMBER 0003-04-CID149-83130
LAST NAME, FIRST NAME, MIDDLE NAME A [REDACTED] A [REDACTED]	SOCIAL SECURITY NUMBER NDRS #151362		GRADE/STATUS CIV/DETAINEE
ORGANIZATION OR ADDRESS Baghdad Correctional Facility, Abu Ghraib, Iraq APO AE 09335			
<p>I, A [REDACTED] A [REDACTED] want to make the following Statement under oath: I am A [REDACTED] A [REDACTED]. I was arrested on the 7 Oct 2003. They brought me over to Abu Ghraib Prison they put me in a tent for one night. During this night the guards every one or two hours and threaten me with torture and punishment. The second day they transferred me to the hard site. Before I got in, a soldier put a sand bag over my head. I didn't see anything after that. They took me inside the building and started to scream at me. The stripped me naked, they asked me, "Do you pray to Allah?" I said, "Yes." They said, "Fuck you" and "Fuck him." One of them said, "You are not getting out of here health, you are getting out of here handicap." And he said to me, "Are you married?" I said, "Yes." They said, "If your wife saw you like this, she will be disappointed." One of them said, "But if I saw her now, she would not be disappointed now because I would rape her." Then one of them took me to the shower, removed the sand bag, and I saw him: a black man, he told me to take a shower and he said he would come inside and rape me and I was very scared. Then they put the sand bag over my head and took me to cell #5. And for the next five days I didn't sleep because they use to come to my cell, asking me to stand up for hours and hours. And they slammed the outer door, which made a loud scary noise inside the cell. And this black soldier took me once more to the showers, stood there staring at my body. And he threaten he was going to rape me again. After that, they started to interrogate me. I lied to them so they threaten me with hard punishment. Then other interrogators came over and told me, "If you tell the truth, we will let you go as soon as possible before Ramadan," so I confessed and said the truth. Four days after that, they took me to the camp and I didn't see those interrogators anymore. New interrogators came and re-interrogated me. After I told them the truth they accused me of being lying to them. After 18 days in the camp, they sent me to the hard site. I asked the interrogators why? They said they did not know. Two days before led (End of Ramadan), an interrogator came to me with a women and an interpreter. He said I'm one step away from being in prison forever. He started the interrogation with this statement and end it with this statement. The first day of led, the incident of "Firing" happened, I got shot with several bullets in my body and got transferred to the hospital. And there, the interrogator "Steve" came to me and threaten me with the hardest torture when I go back to the prison. I said to him, "I'm sorry about what happened." He said to me, "Don't be sorry now, because you will be sorry later." After several days he came back and said to me, "If I put you under torture, do you think this would be fair?" I said to him, "Why?" He said he needed more information from me. I told him, "I already told you everything I know." He said, "We'll see when you come back to the prison." After 17 or 18 days, I was released from the hospital, went back to Abu Ghraib, he took me somewhere and the guard put a pistol to my head. He said, "I wish I can kill you right now." I spend the night at this place and next morning they took me to the hard site. They received me there with screaming, shoving, pushing and pulling. They forced me to walk from the main gate to my cell. Otherwise they would beat my broken leg. I was in a very bad shape. When I went to the cell, they took my crutches and I didn't see it since. Inside the cell, they asked me to strip naked; they didn't give me blanket or clothes or anything. Every hour or two, soldiers came, threatening me they were going to kill me and torture me and I'm going to be in prison forever and they might transfer me to Guantanamo Bay. One of them came and told me that he failed to shoot me the first time, but he will make sure he will succeed next time. And he said to me they were going to throw a pistol or a knife in my cell, then</p>			
EXHIBIT	INITIALS OF PERSON MAKING STATEMENT		PAGE 1 OF 3 PAGES
<p>ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT OF ___ TAKEN AT ___ DATED ___ CONTINUED." THE BOTTOM OF EACH ADDITIONAL PAGE MUST BEAR THE INITIALS OF THE PERSON MAKING THE STATEMENT AND BE INITIALED AS "PAGE ___ OF ___ PAGES." WHEN ADDITIONAL PAGES ARE UTILIZED, THE BACK OF PAGE 1 WILL BE LINED OUT AND THE STATEMENT WILL BE CONCLUDED ON THE REVERSE SIDE OF ANOTHER COPY OF THIS FORM.</p>			

shoot me. Sometime they said, "We will make you wish to die and it will not happen." The night guard came over, his name is GRANER, open the cell door, came in with a number of soldiers. They forced me to eat pork and they put liquor in my mouth. They put this substance on my nose and forehead and it was very hot. The guards started to hit me on my broken leg several times with a solid plastic stick. He told me he got shot in his leg and he showed me the scare and he would retaliate from me for this. They stripped me naked. One of them told me he would rape me. He drew a picture of a woman to my back and makes me stand in shameful position holding my buttocks. Someone else asked me, "Do you believe in anything?" I said to him, "I believe in Allah." So he said, "But I believe in torture and I will torture you." When I go home to my country, I will ask whoever comes after me to torture you. Then they handcuffed me and hung me to the bed. They ordered me to curse Islam and because they started to hit my broken leg, I cursed my religion. They ordered me to thank Jesus that I'm alive. And I did what they ordered me. This is against my belief. They left me hang from the bed and after a little while I lost consciousness. When I woke up, I found myself still hang between the bed and the floor. Until now, I lost feeling in three fingers in my right hand. I sat on the bed, one of them stood by the door and pee'd on me. And he said, "GRANER, your prisoner pee'd on himself." And then GRANER came and laughed. After several hours GRANER came and uncuffed me, then I slept. In the morning until now, people I don't know come over and humiliate me and threaten that they will torture me. The second night, GRANER came hand hung me to the cell door. I told him, "I have a broken shoulder, I'm afraid it will break again, cause the doctor told me 'don't put your arms behind your back.'" He said, "I don't care." Then he hung me to the door for more than eight hours. I was screaming from pain the whole night. GRANER and others use to come and ask me, "does it hurt." I said, "Yes." They said, "Good." And they smack me on the back of the head. After that, a soldier came and uncuffed me. My right shoulder and my wrist was in bad shape and great pain. (When I was hung to the door, I lost consciousness several times) Then I slept. In the morning I told the doctor that I think my shoulder is broken because I can't my hand. I feel sever pain. He checked my shoulder and told me, "I will bring another doctor to see you tomorrow." The next day, the other doctor checked my shoulder and said to me, he's taking me to the hospital the next day for X-rays. And the next day he took me to the hospital and X-rayed my shoulder and the doctor told me, "Your shoulder is not broke, but your shoulder is badly hurt." Then they took me back to the hard site. Every time I leave and come back. I have to crawl back to my cell because I can't walk. The next day, other soldiers came at night and took photos of me while I'm naked. They humiliated me and made of me and threaten me. After that, the interrogators came over and identify the person who gave me the pistols between some pictures. And this guy wasn't in the pictures. When I told them that, they said they will torture me and they will come every single night to ask me the same question accompanied with soldiers having weapons and they point a weapon to my head and threaten that they will kill me; sometime with dogs and they hang me to the door allowing the dogs to try to bite me. This happened for a full week or more.

Q: IEM

A: A [REDACTED] A [REDACTED]

Q: Have you ever seen GRANER beating a prisoner?

A: No.

Q: Have you ever seen GRANER/any guards pile naked prisoners over each other?

A: No.

Q: Have you ever seen GRANER/any guards taking photographs of prisoners?

A: No.

Q: Have you ever seen GRANER/any guards taking photographs during punishment time?

A: No.

Q: Have you ever seen GRANER/any soldiers taking photographs while beating prisoners?

INITIALS OF PERSON MAKING STATEMENT

PAGE 2 OF 3 PAGES

U.S. Government Printing Office: 1993 - 342-027/80494

STATEMENT OF Hidar Saber Abed Miktub AL-ABOODI TAKEN AT BAGHDAD CORRECTIONAL FACILITY, IRAQ DATED 20 JAN 04 CONTINUED

Q: Have you ever seen any soldier positioning naked prisoners on top of each other?

A: No.

Q: Have you ever seen any guard/American soldier position naked prisoners in sexual positions?

A: No. ///End of Statement///

Translated By:


Gawdat HUSSEIN
Interpreter, Category II
Titan Corporation Inc
Camp Doha, Kuwait

Prisoner Interview/Interrogation Team (PIT)(CID)(FWD)
Baghdad Correctional Facility
Abu Ghraib, IZ APO AE 09335

AFFIDAVIT

I, H [REDACTED] A [REDACTED] HAVE READ OR 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 OR BENEFIT OR REWARD, WITHOUT THREAT OF PUNISHMENT, AND WITHOUT COERCION, UNLAWFUL INFLUENCE, OR UNLAWFUL INDUCEMENT.

(Signature of Person Making Statement)

WITNESSES

Gawdat Hussein

Subscribed and sworn to before me, a person authorized by Law to administer oaths, this 20 day of January, 2003 at Baghdad Correctional Facility, Abu Ghraib, IZ APO AE 09335

ORGANIZATION OR ADDRESS

(Signature of Person Administering Oath)

SA MANORA IEM

(Typed Name of Person Administering Oath)

Article 136, UCMJ or 5 USC 303

(Authority to Administer Oaths)

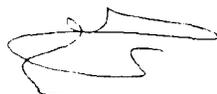
INITIALS OF PERSON MAKING STATEMENT

PAGE 3 OF 3 PAGES

TRANSLATION OF STATEMENT PROVIDED BY A [REDACTED] [REDACTED] [REDACTED] F [REDACTED]
Detainee # 18470, 1610/16 JAN 04:

"On the third day, after five o'clock, Mr. Grainer came and took me to Room #37, which is the shower room, and he started punishing me. Then he brought a box of food and he made me stand on it with no clothing, except a blanket. Then a tall black soldier came and put electrical wires on my fingers and toes and on my penis, and I had a bag over my head. Then he was saying "which switch is on for electricity." And he came with a loudspeaker and he was shouting near my ear and then he brought the camera and he took some pictures of me, which I knew because of the flash of the camera. And he took the hood off and he was describing some poses he wanted me to do, and the I was tired and I fell down. And then Mr. Grainer came and made me stand up on the stairs and made me carry a box of food. I was so tired and I dropped it. He started screaming at me in English. He made me lift a white chair high in the air. Then the chair came down and then Mr. Joyner took the hood off my head and took me to my room. And I slept after that for about an hour and then I woke up at the headcount time. I couldn't go to sleep after that because I was very scared."

TRANSLATED BY:



Mr. Abdelilah ALAZADI
Translator, Category II
Titan Corporation

Assigned to:

Prisoner Interview/Interrogation Team (PIT)(CID)(FWD)
10TH Military Police Battalion (CID)(ABN)(FWD)
3rd Military Police Group (CID), USACIDC
Abu Ghraib Prison Complex (ABPC)
Abu Ghraib, Iraq APO AE 09335

VERIFIED BY:



Mr. Johnson ISHO
Translator, Category II
Titan Corporation

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 ⁵⁴ 15 Jan 04	TIME ⁵⁴ 1227	FILE NUMBER
LAST NAME, FIRST NAME, MIDDLE NAME HARMAN, Sabrina D	SOCIAL SECURITY NUMBER [REDACTED]	GRADE/STATUS SPC, Ad Res.	
ORGANIZATION OR ADDRESS 372 nd MP Co, Cumberland, MD, deployed with duty at Abu Ghraib, Iraq			

- I, Sabrina D Harman want to make the following statement under oath:
- Q. Were you truthful in your first statement to CID?
A. No.
- Q. What did not tell the truth about?
A. Writing rapist on the guy's leg.
- Q. Was there anything else that you did not tell CID about?
A. Just stuff I did not remember.
- Q. Did you take any of the photographs of the detainee's home during R&R leave?
A. Yes.
- Q. Where are the photographs now?
A. In my apartment. The photographs are by the computer. They are on a CD rom. The CD is located in the CD rack, on the right hand side of the computer. I think it is blue or green case, all of the rest of them are red. It may have the word picture wrote on the outside of it.
- Q. Did you show these photographs to anyone while home?
A. Kelly, ~~your~~ roommate.
- Q. Whose apartment are these photographs in?
A. Mine. I pay the rent for the apartment.
- Q. Will you give Army CID consent to retrieve the photographs from the apartment?
A. Yes.
- Q. Did you email or show anyone else the photographs?
A. No.
- Q. Do you have any more copies of the photographs here or anywhere else?
A. No.
- Q. Who else has copies of these photographs?
A. FREDERICK, GRANER, M [REDACTED], Ops 4th Platoon, 372nd; DARBY, L [REDACTED], and R [REDACTED] there are [REDACTED]; I am not sure which one has them.
- Q. Who else might have copies of these photographs?
A. I know that people from MI have them because they were swapping pictures.
- Q. Who was swapping pictures?
A. FREDERICK and I think GRANER as well. I do not know what type of pictures they were swapping.
- Q. Did you ever talk to anyone else while home about the photographs?
A. Just the girl from CNN. We were at a club called Cobalt in DC. Somehow we got introduced and I told her ^{what} I worked. She told me were she worked. She gave me her business card, and we went our separate ways.
- Q. DO you have her business card still?
A. Probably not, but Kelly might know her.
- Q. Did you tell her the substance of the photographs?
A. I am sure I did, but I do not remember what I said. ⁵⁴

Q. DO you have anything to add to this statement?

A. No.///End of Statement/// SH

AFFIDAVIT

I, Sabrina D. HARMAN 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 OR PUNISHMENT, AND WITHOUT COERCION, UNLAWFUL INFLUENCE, OR UNLAWFUL INDUCEMENT.

WITNESSES:

ORGANIZATION OR ADDRESS

ORGANIZATION OR ADDRESS

S. Harman
(Signature of Person Making Statement)

SUBSCRIBED AND SWORN BEFORE ME, A PERSON BY LAW TO ADMINISTER OATHS, THIS 16th DAY OF Jan 04 AT Abu Gharib Prison, Iraq

Warren D. Worth
(Signature of Person Administering Oath)

Warren D. Worth
(Name of Person Administering Oath)

Article 136, UCMJ
(Authority to Administer Oath)

INITIALS OF PERSON MAKING STATEMENT

SH

PAGES 2 OF 2 PAGES

Statements on 15 Jan 2004

SWORN STATEMENT

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

LOCATION Abu Ghraib, Iraq, APO AE 09335	DATE <i>MCW</i> 15 Jun 04	Time 2045 <i>MCW</i>	FILE NUMBER
LAST NAME, FIRST NAME, MIDDLE NAME WISDOM, Matthew C.	SOCIAL SECURITY NUMBER [REDACTED]		GRADE/STATUS E4/SPC/Reserves

ORGANIZATION OR ADDRESS
372nd Military Police Company, Abu Ghraib Correctional Facility, Abu Ghraib, Iraq, APO AE 09335

I, Matthew C. WISDOM, want to make the following statement under oath:
 During the first week of November 2003, I had just come back off of R&R Leave, and I was assigned to the night shift at the Hard Site. A day or two after I got back form leave, I was escorting new detainees that had been transferred from Ganci because they had rioted. Once the detainees had been processed, we took them into the ISO area. I was the last person in a line of guards escorting the detainees, who were all flex-cuffed with their arms behind their backs and hooded with empty sandbags. When I arrived at ISO, I saw all the detainees in a pile on the ground. I then saw CPL GRAINER pull one detainees hood up slightly and he punched the detainee in the jaw. CPL GRAINER then punched different detainees in either the head or chest. I don't know if he hit every single one, but pretty close because he hit a lot of people. During the time he was hitting the detainees, he posed for a photograph in which it looked like he was going to hit the detainee. After the photo was taken, he continued to hit the detainees. The photo was staged to look like he was going to hit the detainee, but before and after the photo, he was really hitting them. I never saw CPL GRAINER jump on the detainees or step on their hands or feet. I then saw SSG FREDERICK punch one detainee in the side of his chest. During this time SSG FREDERICK told me "You have to come get some of this." I didn't see SSG FREDERICK jump on the detainees or step on their hands or feet. I also saw SGT DAVIS walk around the group of detainees and stomp on their feet. He was stomping pretty hard and the detainees were crying out in pain while he did that. I then saw SFC SYNDER motion to SGT DAVIS to stop what he was doing and he did. SGT DAVIS then stepped away from the detainees. I was disgusted with what I saw, so I left and went to my regular assigned cell area. I never hit anyone and never would. Later on during that night, I went to the ISO area looking for SSG FREDERICK, because I needed him for something, and he is the NCOIC. I don't remember why I was looking for him exactly, but I think someone sent me to go find him. When I arrived at the ISO area I saw one prisoner on his knees with his mouth open and another prisoner masturbating with his penis in the prisoner on his knees face. Both of the prisoners were entirely naked. The only person I saw near these two prisoners was SSG FREDERICK. I called out for SSG FREDERICK, and he turned towards me and said "See what these animals do when we leave them alone for two seconds". I also heard SPC ENGLAND voice call out "He's getting hard." I couldn't see where SPC ENGLAND was, but it sounded like she was in the cell behind the prisoners. I asked SSG FREDREICK a quick question and then I left the area. I then immediately went to Tower #5 so I could speak with my Team Leader, SGT JONES about everything that I saw. After I told him everything that I saw, SGT JONES told me that he would talk to SSG FREDERICK about this incident. I had also requested to not work in the Hard Site at all, and I was then reassigned to the towers.

Q: SA PIERON
 A: SPC WISDOM
 Q: Do you know the identity of the detainees that were assaulted?
 A: No clue.
 Q: When SSG FREDERICK said to you "You have to come get some of this", what do you believe he meant by that statement?
 A: To help out in the beating of the prisoners.
 Q: Besides SSG FREDEFICK, CPL GRAINER, SGT DAVIS, SPC ENGLAND and SFC SNYDER, who else was present in the ISO area that night?
 A: SPC HARMON and SPC AMBUHL. I think it was SPC HARMON that took the picture of CPL GRAINER when he was posing with the prisoner as if he was going to hit him. *MCW*

EXHIBIT	INITIALS OF PERSON MAKING STATEMENT <i>MCW</i>	PAGE 1 OF 2 PAGES
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ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT OF ___ TAKEN AT ___ DATED ___ CONTINUED."
 THE BOTTOM OF EACH ADDITIONAL PAGE MUST BEAR THE INITIALS OF THE PERSON MAKING THE STATEMENT AND BE INITIALED AS "PAGE ___ OF ___ PAGES" WHEN ADDITIONAL PAGES ARE UTILIZED, THE BACK OF PAGE 1 WILL BE LINED OUT AND THE STATEMENT WILL BE CONCLUDED ON THE REVERSE SIDE OF ANOTHER COPY OF THIS FORM.

Q: Why do you think that the prisoners were being assaulted that night?

A: I don't know exactly. I thought it was weird that they would do it in front of me as they didn't know me at all. They seemed like they thought it was cool to hit the prisoners.

Q: Did you see SPC HARMON, SFC SNYDER or SPC AMBUHL assault the prisoners in any way?

A: No.

Q: Did you see an incident where SSG FREDERICK punched a detainee in the chest and the detainee had difficulty breathing afterwards?

A: No.

Q: Did you ever see the medics in the ISO area that night?

A: No.

Q: Did you see an incident that night in which CPL GRAINER struck a detainee in the head, causing the detainee to lose consciousness?

A: No. I never saw that either. I was only in the ISO area for less than 5 minutes, or even less. The second time I went to the ISO area that night I was only there for a maximum of 30 seconds.

Q: Did you see any other abuse of prisoners that you haven't mentioned?

A: No, that's it.

Q: Other than the picture in which CPL GRAINER posed with a detainee, did you see any other pictures being taken?

A: No.

Q: Who took the picture of CPL GRAINER?

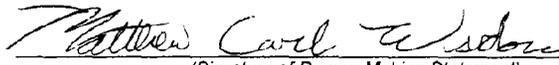
A: I believe it was SPC HARMON.

Q: Is there anything you wish to add to this statement?

A: No.///END OF STATEMENT/// MCW

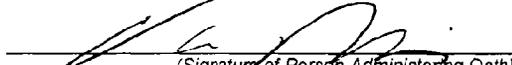
AFFIDAVIT

I, MATTHEW C. WISDOM, HAVE READ OR 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 OR BENEFIT OR REWARD, WITHOUT THREAT OF PUNISHMENT, AND WITHOUT COERCION, UNLAWFUL INFLENCE, OR UNLAWFUL INDUCEMENT. MCW


(Signature of Person Making Statement)

WITNESSES

Subscribed and sworn to before me, a person authorized by Law to administer oaths, this 15th day of January, 2004 at Abu Ghraib, Iraq, APO AE 09335. 15 MCW


(Signature of Person Administering Oath)

SA TYLER M. PIERON

(Typed Name of Person Administering Oath)

Article 136, UCMJ or 5 USC 903

(Authority to Administer Oaths)

ORGANIZATION OR ADDRESS

10th Military Police Battalion (CID)

Baghdad, Iraq, APO AE 09335

ORGANIZATION OR ADDRESS

INITIALS OF PERSON MAKING STATEMENT MCW

SWORN STATEMENT

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

LOCATION Bagdad Correctional Facility, Abu Ghraib, Iraq	DATE 15 Jan 01	TIME 1652	FILE NUMBER
LAST NAME, FIRST NAME, MIDDLE NAME Davis, Jason Shawn	SOCIAL SECURITY NUMBER [REDACTED]		GRADE/STATUS E5 / Reserve
ORGANIZATION OR ADDRESS 372nd Military Police Company, APO AE 09335			

I, Jason S. Davis, WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH:

Yesterday Jan 14 I was brought in for questioning by (CIA). I did not know what for until I was being questioned. I told the agent everything I saw, but was vague about some parts out of fear. Today Jan 15 I was asked to come in for more questioning to elaborate on what I saw during an incident. The evening that the Visillet camp (not started) were brought in I saw SSG Frederick Jumb on inmates, hit them. I saw SFC England, Corporal Grainer, SFC Herman, SFC Snyder, other people may have been there but, I don't remember. Everything I've stated prior to now, I did do. I did fall on the inmates on Pulpage and not on Pulpage. I did step on the inmates hands and feet on Pulpage and not on Pulpage while dealing with an inmate. I was very upset at the inmates for wanting to kill some of my fellow soldiers from my Company. I wanted to scare them. When SFC Snyder felt that things were out of hand or beyond use of force for me to let it go and I did. I then left the team. I just want to take this statement and get everything out. I am and was embarrassed about what I did. I did what I shouldn't have out of anger. However, I did leave the team before going out further. I felt that I needed to leave before I got myself into trouble. I guess I left to late.

Q: SA Pieren

A: SGT Davis

Q: When you provided a statement yesterday, did you lie and say you never intentionally hurt the prisoners?

A: Yes, I was not honest completely.

Q: Did you know it was wrong to lie?

A: Yes

Q: Why did you not tell the truth in your previous statement but decided to tell the truth today?

EXHIBIT	INITIALS OF PERSON MAKING STATEMENT 	PAGE 1 OF 20 PAGES
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ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT OF ___ TAKEN AT ___ DATED ___ CONTINUED." THE BOTTOM OF EACH ADDITIONAL PAGE MUST BEAR THE INITIALS OF THE PERSON MAKING THE STATEMENT AND BE INITIALED AS "PAGE ___ OF ___ PAGES." WHEN ADDITIONAL PAGES ARE UTILIZED, THE BACK OF PAGE 1 WILL BE LINED OUT, AND THE STATEMENT WILL BE CONCLUDED ON THE REVERSE SIDE OF ANOTHER COPY OF THIS FORM.

STATEMENT (Continued)

A: It bothered me that I did not tell the truth yesterday when I was asked about it today, I decided I needed to be honest and maintain my integrity and admit my fault.

Q: How many times did you intentionally jump on the detainees?

A: Once for sure, but maybe twice. Another time, the first time, it really was an accident.

Q: How many times did you step on detainees hands and feet?

A: I did it once by accident and another time on purpose. I may have stepped on their hands, but I wasn't paying attention and I did not care. As I stepped on one detainee foot on purpose, SFC SAWYER said "that's enough" and I stopped, and left the room.

Q: Did anyone else jump on the prisoners?

A: Yes, SSG Frederick, CPL Grazier, SPC Ambul, SPC Herman and SPC England all jumped on them. There may have been more, but I don't know. These same people are the ones who stepped on the prisoners hands and feet.

Q: Did anyone hit, kick, punch or strike the prisoners?

A: I saw SSG Frederick hit a prisoner in the chest. I didn't personally see any other guards hit prisoners, but I think CPL Grazier hit a prisoner.

Q: Do you have anything to add to this statement?

A: NO. !!! END OF STATEMENT !!!

AFFIDAVIT

I, James S. Davis, 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.

[Signature]
(Signature of Person Making Statement)

WITNESSES

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 15 day of January, 2004 at Abu Ghraib, Iraq

[Signature]
(Signature of Person Administering Oath)

ORGANIZATION OR ADDRESS

S4 Tyler M. Pieren
(Typed Name of Person Administering Oath)

ORGANIZATION OR ADDRESS

Art 136, UCMJ
(Authority To Administer Oaths)

INITIALS OF PERSON MAKING STATEMENT

[Initials]

Statements on 14 Jan 2004

SWORN STATEMENT

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

LOCATION Abu Ghraib, Iraq, APO AE 09335	DATE <i>Feb</i> 1/14/04	Time 19:05 <i>AM</i>	FILE NUMBER
LAST NAME, FIRST NAME, MIDDLE NAME NAKHLA, Adel L.	SOCIAL SECURITY NUMBER [REDACTED]		GRADE/STATUS CIV

ORGANIZATION OR ADDRESS
Titan Corporation, Abu Ghraib Correctional Facility, Abu Ghraib, Iraq, APO AE 09335

I, Adel L. NAKHLA, want to make the following Statement under oath:

About 2 month ago as I was working in the hard site I was called to translate an incident, which took place in the Iraqi side of the prison. The story was a rape incident claimed by a juvenile who was transferred from Ganci with other inmates and he claimed that they raped him while in camp and they raped him as they were put in the same cell when they were transferred to jail. When the inmates were questioned they denied the allegations and the MP on duty called the cell across out to question them and they stated that they saw after 1am those 2 guys in the juvenile's cell covering the youngster's bed with a sheet and they got into his bed from behind the sheet and forced him to have sex and they put a towel on his mouth to quiet him down. They also accused a 3rd guy who attempted to rape him but when he heard the soldiers getting into the tier, he ran into his bed. After the questioning the MP's decided to transfer the 2 raping guys to the first tier, which is the ISO. They were left naked for about 10 days. They also transferred the youngster to the ISO with the juveniles in tier 1. MI did question the 2 guys repeatedly and I attended most of the questioning. One night the 2 guys were brought into the walkway between the cells and the third guy which was told by the inmates in the cell across from the cell where the raping took place and they were all naked, a bunch of people from MI, the MP's were there that night and the inmates were ordered by Sgt Grainer and Sgt Frederick ordered the guys while questioning them to admit what they did. They made them to do strange exercises by sliding on their stomach, jump up and down, throw water on them and made them some wet, called them all kinds of names such as gays, do they like to make love to guys, then they hand cuffed their hands together and their legs with shackles and started to stacked them on top of each other by insuring that the bottom guys penis will touch the guy on top's butt. The inmates tried to push away from that position and in the midst of this the inmates hands were twisted in uncomfortable positions. I tried to help them to straighten out their hand positions as I was translating the questioning to help ease their pain. I also noticed the other inmates in the other cells were watching the humiliations and the screaming of those guys and I advised the MP's (Sgt Grainer and Sgt Frederick) that this is not an acceptable behavior in this society and that ~~they~~ *they* other inmates are not happy with what is happening which finally convinced the MP's to stop doing this. Another incident occurred about 1 1/2 month ago, I saw Sgt Grainer admitting some prisoners. They were wearing sand bags covering their heads. SGT Grainer kept pushing them around and did hit them on the wall. One guy's chin got busted on the wall. SGT Grainer called the Medic's and they came and put stitches on this guy's chin and SGT Grainer took pictures of that. The same night he took another guy and hit him hard on the bars of the cell door. This happed while I was in the top floor but SGT Grainer came up and was bragging about it to Megan Abuhle. (Other SGT on the shift)

Q: SA PIERON
A: Mr. NAKHLA
Q: Did you type the above narrative and is it in your own words?
A: Yes it is.
Q: Why did you not report what you felt was abuse towards the prisoners?
A: I have seen soldiers get in trouble for reporting abuse, and I was scared. I didn't want to loose my job.
Q: Who is SGT GRAINER?
A: He is part of the 372nd MP Company and he used to work at the Hard Site. He was in charge of the ISO section at night. I don't know anything else about him. *Adel*

EXHIBIT	INITIALS OF PERSON MAKING STATEMENT <i>Adel</i>	PAGE 1 OF 2 PAGES
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ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT OF ___ TAKEN AT ___ DATED ___ CONTINUED."
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A: Isolation. It's where the Military Intelligence prisoners are kept.
 Q: Who were the Military Intelligence personnel that conducted the interviews of the alleged rapists?
 A: I recognize the faces, but I don't know their names. I know that one of the MI people has left Iraq, but the other one is still here. I don't know his name though.
 Q: Who else was present when you saw the detainee's handcuffed together?
 A: There was a bunch of other MI people there, but I don't know their names. There was also other MP's there, but I don't know their names either.
 Q: Did anyone other than SGT FREDERICK or SGT GRAINER hit any detainee's that night?
 A: No, the only people that hit the detainees was SGT FREDERICK and SGT GRAINER.
 Q: Do you recall anyone throwing anything at the detainees while they were handcuffed together?
 A: I saw SGT FREDERICK throw a football at the prisoners. He was pretty close and it hit one of the detainee's in the stomach.
 Q: Did you ever see anyone jump on or kick the detainees that night?
 A: No. Like I said, I only saw SGT FREDERICK and SGT GRAINER hit the detainees with their hands, not their feet.
 Q: Why were you there that night?
 A: I was ordered to work at the ISO area to translate between the guards and the detainees.
 Q: Why do you think SGT GRAINER and SGT FREDERICK placed the alleged rapists in a sexual position after undressing them?
 A: I think they were trying to humiliate them.
 Q: Did anyone at Military Intelligence order SGT FREDERICK or SGT GRAINER to do these things to the detainees?
 A: I don't know, but I do know I never heard anyone tell them to do anything like they did.
 Q: How were SGT FREDERICK and SGT GRAINER acting when they placed the detainees together in a sexual manner?
 A: They were laughing and having a good time.
 Q: When you heard SGT GRAINER brag about hitting a prisoner into the cell door, how was he acting?
 A: He seemed happy to have caused a lot of pain for the detainee.
 Q: Do you have anything to add to this statement?
 A: No.///END OF STATEMENT/// *Adel*

AFFIDAVIT

I, Adel L. NAKHLA, HAVE READ OR 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 OR BENEFIT OR REWARD, WITHOUT THREAT OF PUNISHMENT, AND WITHOUT COERCION, UNLAWFUL INFLUENCE, OR UNLAWFUL INDUCEMENT. *Adel*

Adel Nakhla

(Signature of Person Making Statement)

WITNESSES

Subscribed and sworn to before me, a person authorized by Law to administer oaths, this 14th day of January, 2004 at Abu Ghraib, Iraq, APO AE 09335.

Sgt Tyler M. Pieron

(Signature of Person Administering Oath)

SA TYLER M. PIERON

(Typed Name of Person Administering Oath)

Article 136, UCMJ or 5 USC 903

(Authority to Administer Oaths)

ORGANIZATION OR ADDRESS
10TH Military Police Battalion (CID)
Baghdad, Iraq, APO AE 09335

ORGANIZATION OR ADDRESS

INITIALS OF PERSON MAKING STATEMENT

Adel

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 14 Jan 04	TIME 18:35	FILE NUMBER
LAST NAME, FIRST NAME, MIDDLE NAME LAYTON, Reuben R.	SOCIAL SECURITY NUMBER [REDACTED]		GRADE/STATUS SSG/AD RES
ORGANIZATION OR ADDRESS			

want to make the following statement under oath:

I, Reuben R. Layton

There was an event when I was called to the cell of the detainee who had been shot in the legs during a riot. We got a call that a prisoner was complaining of pain. I went down to the cell, and found it was the detainee who had been shot some time prior, during the riot at the prison. The detainee had bandages on his legs. When I got to the cell, SSG GRAINER was there and the detainee was handcuff to the upper bed of a bunk bed. SSG GRAINER was taking the asp and poking at his legs and asking the detainee if it hurt. The detainee was saying that it did hurt. The detainee speaks very good English. As I was walking down the tier on the way to the detainees cell I could him saying "my legs" and making loud noises as if in pain. As soon as I saw that he was handcuffed and made to stand, I told GRAINER to uncuff him and let him sit, as he should not be standing. GRAINER did uncuff him and the detainee was sat on the bed. I assessed his pain, and I gave him some percocet for pain. Then we left the cell. When I came back down the next morning or the day after that I found him handcuffed again about shoulder level, high enough where the detainee had to stand. I do not think GRAINER was there at that time. This was on a day shift. A few days after this, I went down to assess him, and found him handcuffed to the cell. The detainee was complaining of shoulder pain. I called LTC ACKERSON to come down and access the detainee. CPT WILLIAMS I think was there as well. We all thought the detainee's shoulder was dislocated. We sent him to Camp Mercury to be assessed. After they got him to Camp Mercury, the shoulder was ok. We think it went back into position when the detainee relaxed from the medications the doctors gave him. I do not know who was responsible for handcuffing the patient on this occasion. GRAINER was using my computer to download pictures from his camera. I was one of the few people who had a computer that is why they would use mine. GRAINER would sometime come in the morning when I was sleeping and download the pictures. One time I saw some pictures and at that point I told him not to use my computer anymore. Some of the pictures I saw were of two girls that I believe they were security detainees. Some of the pictures had a girl posed in different positions with her clothes on in a chair. In one picture though the girl had her shirt up and both or her breast were exposed. I saw a picture of the detainees lying on top of each other, and they were all nude, they were other military personnel standing around in this picture, but I do not know who they were. That was the only picture I saw.

Q. Are there any pictures still on your computer from GRAINER?
 A. I have deleted what I think was most of the pictures of the detainees that he showed me.
 Q. Did GRAINER know he should not handcuff the detainee up high, who was shot in the legs?
 A. I do not know.
 Q. Who took the pictures that GRAINER showed you on his computer?
 A. I assume it was he. I believe he used his own digital camera.
 Q. Did you report these photographs to anyone?
 A. No. I had seen them one other time. Someone in operations had the photos as well. I am not sure who it was that had the photos.
 Q. Do you feel that you should have reported these photographs?
 A. I believe in the photographs I saw there were MI folks in them and I have seen MI do things with folks.

EXHIBIT	INITIALS OF PERSON MAKING STATEMENT <u>RL</u>	PAGE 1 OF 2 PAGES
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Q. Do you have anything you want to add to this statement?

A. I feel that I did that right thing when I told GRAINER to get the detainee uncuffed from the bed. ///End of Statement/// *RZF*.

AFFIDAVIT

I, *Reuben R. Luyten* 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 OR PUNISHMENT, AND WITHOUT COERCION, UNLAWFUL INFLUENCE, OR UNLAWFUL INDUCEMENT.

WITNESSES:

ORGANIZATION OR ADDRESS

ORGANIZATION OR ADDRESS

[Signature]
(Signature of Person Making Statement)

SUBSCRIBED AND SWORN BEFORE ME, A PERSON BY LAW TO ADMINISTER OATHS, THIS 14th DAY OF Jan 04 AT Abu Garib Prison, Iraq

[Signature]
(Signature of Person Administering Oath)

Warren D. Worth
(Name of Person Administering Oath)

ARCC 136, DMT
(Authority to Administer Oath)

INITIALS OF PERSON MAKING STATEMENT

RZF

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SWORN STATEMENT

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

LOCATION Abu Ghraib Prison Complex, ^{Abu Ghraib} Iraq	DATE 14 Jan 04	TIME ^{AKC} 0840	FILE NUMBER
LAST NAME, FIRST NAME, MIDDLE NAME ENGLAND, LYNDIE RANA	SOCIAL SECURITY NUMBER [REDACTED]		GRADE/STATUS PFC
ORGANIZATION OR ADDRESS 372nd MP Co Cumberland, MD (deployed to Abu Ghraib, Iraq)			

I, Lyndie Rana England, WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH:

Around the end of October 2003, I went to the Hardsite to visit with the soldiers working there. When I arrived at IA/IB wing CPL Greener and SPC Ambuhl were the only ones there. CPL Greener and SPC Ambuhl had said that there was a prisoner named "Gus" in ~~the~~ ^{AKC} solitude. He was arrested for attacks on Coalition Forces and was telling the soldiers working at the Hardsite that he "hated Americans and wanted to kill us." CPL Greener had suggested he take a picture of me with Gus pretending to hang him on a leash type thing. CPL Greener then got out a tie down strap and went downstairs to solitude. He opened the door and got Gus out. Gus was not handcuffed, but he was naked. CPL Greener had Gus lay down on the floor and he made a big loop in the tie-down strap. He then placed the tie-down strap loosely around Gus' head and neck. He gave me the end of the strap and took a picture. At any time, I did not drag or pull on the leash. I simply stood with the strap in my hand. Gus started to crawl on the floor and CPL Greener took another picture. We then took the strap off of him and placed back in his cell. SPC Ambuhl during that time was observing. On or about the 24th of October, I went back to the Hardsite to visit again. I got off work at 2200 and walked over to the prison. I arrived at about 2215. Shortly after I arrived SSG Frederick, SSG Elliott and SSG Davis had brought two prisoners from another block to IA/IB. The two prisoners had supposedly raped a 15 year old boy in the prison the night before. They were brought to IA/IB to be questioned about the incident. Prior to this, MI had told us to "rough them up", to get answers from the prisoners. When they were brought in the prisoners were handcuffed ^{AKC} wearing their civilian clothes and had sand bags on their hands. [REDACTED] and SSG Davis had ~~them~~ ^{AKC} shoved the two prisoners at myself, CPL Greener and SSG Frederick. So when they were shoved at us we shoved them towards the wall. They hit the wall, but it wasn't a really hard hit.

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ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT OF ___ TAKEN AT ___ DATED ___ CONTINUED." THE BOTTOM OF EACH ADDITIONAL PAGE MUST BEAR THE INITIALS OF THE PERSON MAKING THE STATEMENT AND BE INITIALED AS "PAGE ___ OF ___ PAGES." WHEN ADDITIONAL PAGES ARE UTILIZED, THE BACK OF PAGE 1 WILL BE LINED OUT, AND THE STATEMENT WILL BE CONCLUDED ON THE REVERSE SIDE OF ANOTHER COPY OF THIS FORM.

Lynndie R England
STATEMENT OF

Abu Ghariib Prison Complex
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TAKEN AT

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DATED 14 Jan 03 CONTINUED

were handcuffed together the third guy was brought over and handcuffed between the other two. They then were laying on the floor handcuffed together so all the ~~off~~^{off} other prisoners could see them. CPT Croner and SSG Frederick then asked me to start taking pictures with the camera. At this time, SPC Hansen arrived and came upstairs to join SPC Ambuhl and I. She had brought her camera as well and started taking pictures too. I took the pictures from the top tier of the three prisoners handcuffed together and laying on the floor. After that they all started admitting to do it and we unhandcuffed them from each other. Then they were re-handcuffed themselves and placed in solitaire. After awhile CPT Croner and SPC Ambuhl took out of solitaire one at a time and gave them jump suits and returned the first two to their cells and gave the third guy a cell as well. SSG Davis, SPC Hansen and SSG Frederick left after they ~~left~~^{were} placed in solitaire. Adile, Michael the Interpreter and an MI person were all present during this incident. They all left after the prisoners were placed into solitaire. I left again at shift change with everyone else. Shift change was at 0400. On 0810V03, at 2300 I went back to the Hardsite to visit because it was my birthday and I wanted to see the soldiers who worked at the Hardsite. When I arrived at 2215 SPC Ambuhl was the only one on the block. I stayed there with her ~~the~~^{the} then at about 2400 CPT Croner and SSG Frederick returned and said that there was a riot at Campi and they were bringing 7 prisoners over for isolating the riot. When they arrived they were escorted by SSG Davis, SSG Frederick and SSG Elliott. The prisoners were brought in in handcuffs and bags on their heads and wearing civilian clothes. They appeared to be exhausted from the riot. When they were brought in SPC Ambuhl and I stayed on the top tier. Everyone else was downstairs pushing the prisoners into each other and the wall. Until they all ended up in a dog pile. They just layed there because they were exhausted I guess. CPT Croner and SSG Frederick told me to grab the camera and get some pictures of them pretending to hit the prisoners. While I was taking the pictures at no time did they actually hit the prisoners. At that time I went down stairs to get the paperwork. We started sorting through the dog pile of prisoners to make them with the paperwork. We'd get one at a time and stand them up, unhandcuff them and tell them to strip their clothes off. Once we had them all

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Lymdie K England
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lined up against the wall naked with legs on floor heads up. We decided not to PT them cause they were already exhausted. At this time SPC Herman came by and remained down stairs to observe. They started to sit one prisoner ^{at} facing the wall and have another sit on his back. They were lined up like that for awhile. Then they started to have the prisoners get in a pyramid. We started taking pictures of the prisoners. At this time again SPC Herman took a picture of CPL Graver and myself standing behind ~~the~~ the pyramid. SSG Frederick was taking with his camera as well as ~~CPL Graver~~ SPC Herman with her own camera. During this whole time various people had stopped cause they'd heard about the riot in Camp. I can't remember who all stopped by, but they were only there for a few minutes at a time. We then told them to stand back against the wall facing us. Everyone had left except SPC Ambuhl, CPL Graver, SSG Frederick and myself. CPL Graver and SPC Ambuhl had went up stairs in the office to find out where they had room to put them on the block. SSG Frederick and myself stayed to keep ~~an~~ an eye on the prisoners. SSG Frederick then walked up to the first prisoner and started to move his left arm in the motion of masturbating. He let go of the prisoners arm and the prisoner continued to masturbate. SSG Frederick thought it was amusing and told CPL Graver and SPC Ambuhl to come see. I was surprised that he continued to masturbate. CPL Graver and SPC Ambuhl came down stairs and we started to take more pictures. CPL Graver and SSG Frederick wanted me to get beside him and pose pointing at him masturbating for a picture. I really didn't want to get that close him masturbating, but posed for the picture anyway. SPC Herman had returned at this time and she started taking picture too. They started making 15 second ^{long} recordings of the prisoners masturbating. SPC Herman left after we were done taking pictures. ~~the~~ SSG Frederick wanted to see if the other six prisoners would do the same. They all started to, but stopped after a few minutes. The first guy continued to masturbate while CPL Graver and SPC Ambuhl started taking the prisoners one by one to their cells. SSG Frederick and I took the guy standing next to the one

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Lyndie R England
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masterbating. We positioned him so that he was sitting down directly in front of the other guy masterbating. He was facing with his back towards him. CPL Graner and SPC Ambuhl continued to escorted one prisoner at a time to their cell. SSG Frederick and I then ~~we~~^{we} turned the prisoners sitting down around to actually face the other prisoner masterbating. The sand bags were still on their head at this time. After everyone else was in their cells we took the prisoner sitting down to his cell and after that we had to tell the last prisoner to stop masterbating. We then took him to his cell. At this time it was probably about 0300. I then left at shift change again at 0400.

Q How long have you worked at Prison?

A. Since 12 October 03 roughly.

Q How often did you go into the hard site?

A. Probably three ^{times} a week.

Q How many times did participate ~~was~~^{ARE} in the cruelty of the detainee's?

A. During these 4 incidents.

Q Who is CPL Graner?

A. CPL Graner was the NCO of nightshift for 1A wing with the 372nd MP Co.

Q Who is SSG Frederick's?

A. SSG Frederick is the NCO for nightshift at the hardsite with the 372nd MP Co.

Q Who is SPC Ambuhl?

A. SPC Ambuhl is the NCO of nightshift for 1B with the 372nd MP Co.

Q Who is SPC Harmon?

A. SPC Harmon works as a guard in one of the other blocks in the ^{hardsite} Hardsite with the 372nd MP Co.

Q Who is SSG Davis?

A. SSG Davis is one of the NCO's for nightshift in one of the other blocks in the Hardsite with 372nd MP Co.

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Lyndee R. England
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Q. Who is SSG Elliott?

A. SSG Elliott is the NCO who works in the office at the Hardsite who keeps accountability of all the prisoners with 372nd MFCO.

Q. Who was involved in assaulting the detainees?

A. SSG Frederick, CPL Garner, SSG Davis and myself.

Q. What was the extent of the assaults committed by the above individuals?

A. Shoving and pushing the prisoners around or into the wall.

Q. Was any prisoner struck with a closed fist?

A. No, not that I know of.

Q. Was there any sexual acts committed against the detainees?

A. Detainees continued masturbating once his arm was moved in that motion by SSG Frederick. One detainee sitting on other's back while being ~~pushed~~^{pushed}. All were doing that at one point. Sitting a prisoner into front of another prisoner who is masturbating.

Q. Did you observe any acts against the female detainees?

A. No.

Q. Did you witness CPL Garner slap, punch, kick or drag any detainees?

A. He would grab their arm if while they were running and would start to slack off, but he wouldn't drag them cause he was running with them.

Q. Did you witness any detainees with wires connected to them as to appear as though they might be electrocuted?

A. No.

Q. Who has the photos you took?

A. I took the pictures for other people ^{with} ^{the} ^{AKC} ~~camera~~ with their camera. So they probably have the pictures.

Q. Do you have any pictures?

A. Yes, CPL Garner gave 2 CDs with pictures on them. I haven't been able to look at the disks, but they probably have some pictures from the prison.

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Lynette R. England
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Q. Where did he get the CD's from?

A. He took the pictures off of his camera and put them in his computer. He then burned pictures onto the CD's he brought and gave them to me.

Q. Who else did he give CD's to?

A. I don't know.

Q. Do you ~~wish to~~ ^{are} Did you pose for any photos while the detainee's were being mistreated?

A. Yes, I posed while I was pointing at the one detainee who was masturbating. I also posed for a picture that looked like I ~~had~~ ^{was} had a detainee on a leash. And I posed with CPL Gross behind the naked pyramid for a picture.

Q. Do you wish to add anything to your statement?

A. No. // END OF STATEMENT //

INITIALS OF PERSON MAKING STATEMENT: LEE

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Lynndie R. England

STATEMENT OF

Abu Ghraib Prison Complex
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STATEMENT (Continued)

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AFFIDAVIT

I, Lynndie R. England, HAVE READ OR HAVE HAD READ TO ME THIS STATEMENT WHICH BEGINS ON PAGE 1 AND ENDS ON PAGE 8. 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.

WITNESSES

ORGANIZATION OR ADDRESS

ORGANIZATION OR ADDRESS

INITIALS OF PERSON MAKING STATEMENT

ORE

Lynndie R. England

(Signature of Person Making Statement)

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 14 day of Jan, 20 04 at Abu Ghraib Prison Complex, Abu Ghraib, Iraq

Paul D. Arthur

(Signature of Person Administering Oath)

Paul D. Arthur

(Typed Name of Person Administering Oath)

Art 136 UCMJ

(Authority To Administer Oaths)

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SWORN STATEMENT

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

LOCATION Abu Ghraib, Iraq, APO AE 09335	DATE <i>14 Jan 2004</i> Time <i>0250 PM</i>	FILE NUMBER
LAST NAME, FIRST NAME, MIDDLE NAME DARBY, Joseph M.	SOCIAL SECURITY NUMBER [REDACTED]	GRADE/STATUS E4/SPC/AD

ORGANIZATION OR ADDRESS
372nd Military Police Company, Abu Ghraib Correctional Facility, Abu Ghraib, Iraq, APO AE 09335

I, Joseph M. DARBY, want to make the following Statement under oath:
I arrived at Abu Ghraib sometime around 25 or 26 Oct 03. Shortly after I arrived, I was talking with CPL GRAINER and he showed me pictures on his digital camera of a prisoner chained to his cell. The prisoner's arms were chained above his head and he was naked. At the time I didn't think too much of it, as I thought perhaps it was procedure in the Hard Site. CPL GRAINER told me "The Christian in me says it's wrong, but the Corrections Officer in me says 'I love to make a grown man piss himself'."

I went on Emergency leave from 9 Nov 03 until 26 Nov 03. When I returned, I learned of a shooting that occurred in the hard site, so I asked CPL GRAINER if he had pictures of the cell where the inmate was shot because I was curious. CPL GRAINER told me that he did have pictures of the cell, and he handed me two Compact Disks. I think Compact Disks that he gave me were marked "Pics 1" and "Pics 2". The Compact Disks had a greenish color overlay and were in a green case labeled "Memorex". I took the disks with me so I could download the contents to my computer. I thought the disks just had pictures of Iraq, the cell where the shooting occurred and other personal photos. I downloaded the contents of the disks and then I looked at the images that were there. I discovered a bunch of pictures of palaces in Iraq, photos of the city of Hilla, and pictures of Abu Ghraib. I also found a bunch of folders that had dates on them. Within these folders were a bunch of photos that showed naked female prisoners, naked male prisoners and other photos of male prisoners in sexual positions. I also saw a pyramid of naked prisoners. I returned the disks that I borrowed from CPL GRAINER two or three days after I initially borrowed them. I kept a copy of all the photos on my hard drive and then I made two Compact Disks with all the photos. After I made the Compact Disks, I deleted the photos from my hard drive. I thought about the pictures showing the prisoners in sexual positions and I thought that it was just wrong. When I learned CPL GRAINER was going to go back and work at the Hard Site, which is where the photos showing the prisoners being abused occurred, I knew I had to do something. I didn't want to see any more prisoners being abused because I knew it was wrong. So I created another Compact Disk with the photos showing the prisoners being abused and wrote an anonymous letter and gave it to CID.

Q: SA PIERON
A: SPC DARBY
Q: Why did you want to be anonymous?
A: I was worried about retaliation from other people in my company if they found out I gave these pictures to CID.
Q: Why did you decide to come forward?
A: I felt the pictures were morally wrong, and I was worried that if CPL GRAINER went back to the Hard Site, he would abuse more prisoners. When you asked if I was the one who originally had the pictures, I said I was, because I know that I need to do the right thing and help the investigation.
Q: What do you mean by the Hard Site?
A: I mean Tier 1 of the Baghdad Correctional Facility, Abu Ghraib, Iraq, APO AE 09335.
Q: Have you talked with anyone about these pictures showing prisoners being abused?
A: Yes, my roommate, SGT MCGUIRE.
Q: Other than CPL GRAINER, who knows you have these images?
A: My roommate, SGT Jeremy MCGUIRE. I showed him the pictures today (13 Jan 04) and we talked about what happened to the prisoners and he said that is was wrong. I told him that I was giving the pictures to CID and he didn't object or anything. *JMD*

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ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT OF ___ TAKEN AT ___ DATED ___ CONTINUED."
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Q: Did CPL GRAINER tell you what was on the Compact Disks he gave you?

A: No, but it was my understanding that they had pictures on them. He didn't mention anything about pictures of prisoners or anything like that.

Q: Other than the Compact Disks have a green tint to them and are marked "Pics 1" and "Pics 2", do you remember anything else about them?

A: No.

Q: Do you know who took the photos?

A: No, but I think CPL GRAINER took most of them. In the photo's where CPL GRAINER is present, I don't know who took them.

Q: What type of camera does CPL GRAINER have?

A: I think it's a Sony. It's gray. I also think it's a 5.0 mega pixel camera. I remember that because I admired it.

Q: Do you know where CPL GRAINER keeps the Compact Disks?

A: When CPL GRAINER gave me the disks, he pulled them out of a computer bag about the size of an attaché case.

Q: Do you know if CPL GRAINER, or anyone else, has other pictures of prisoners being abused?

A: I believe CPL GRAINER has other pictures on his computer, but I haven't seen them. I have heard rumors that in addition to the pictures on the disks, CPL GRAINER has pictures of two female prisoners taking a shower together and shaving each other's pubic area. [REDACTED]

Q: Do you know if these two female prisoners were forced to perform these actions?

A: No, I do not.

Q: Do you know if the male prisoners depicted in the photos performed these actions voluntarily?

A: No, but I seriously doubt it.

Q: Why do you think CPL GRAINER and the other soldiers undressed the prisoners and took pictures of them?

A: I think they undressed the prisoners as a form of punishment. I don't know why they would take pictures of them.

Q: Do you know who any of the prisoners in the picture are?

A: No, I couldn't identify any of them. I just don't know them.

Q: Do you know who the soldiers in the pictures are?

A: In most of the pictures, yes I do. Some of the pictures are just too blurry or too far away, but I know most of the soldiers involved.

Q: On the Compact Disk you provided, there is a folder labeled "28 Oct". Do you know the name of the female soldier in the photos named "DSC00003", "DSC00004" and "DSC00005", in which it depicts the soldier holding a naked male prisoner by what appears to be a leash tied around the prisoner's neck?

A: SPC ENGLAND. She is an admin clerk assigned to 372nd Military Police Company, which is my company. She was, at some time, CPL GRAINER's girlfriend. I don't think they are going out anymore. I don't know her first name or anything else about her.

Q: In the same pictures, there is another female soldier. Do you know who this soldier is?

A: SPC Megan AMBUL. She is also in my company.

Q: In the folder labeled "28 Oct", there is a picture named "DSC00008". Do you recognize anyone in this photo?

A: Yes, the large man with his hand on the head of this prisoner is an interpreter named "Addle". I don't know his full name or how to spell it, but that's definitely him. I don't know where he works, but I see him around the prison.

Q: In the folder labeled "28 Oct 03", there is a picture named "DSC00042". Do you recognize anyone in this photo?

A: SPC HARMON. She is also in my company. I don't know anything else about her. I don't know the other female in the picture other than she is a prisoner.

Q: In the folder labeled "7a nov", there is a picture named "DSC04256". Do you recognize anyone in this photo?

A: The two soldiers are CPL GRAINER and SPC ENGLAND. I don't know who the naked males are.

Q: In the folder labeled "nov 5a", there is a picture named "DSC00050". Do you recognize anyone in this photo?

A: Yes, I recognize SGT Ivan FREDERICK. He is also in my company.

Q: In the folder labeled "nov 7d", there is a picture named "DSC04251". Do you recognize anyone in this photo?

A: Yes, in the photo I recognize SGT FREDERICK on the left, CPL GRAINER on the right, SPC Jeremy SIVITS in the middle. SPC SIVITS is a mechanic in my company. There is also a movie image on the disk that shows CPL GRAINER striking the prisoner with his fist into what appears to be the prisoner's head.

Q: Do you know why other than Military Police personnel would be in the Hard Site?

A: I don't think they would have any legitimate reason to be there, other than CPL GRAINER inviting them. [REDACTED]

Q: Why do you think CPL GRAINER would invite them to the Hard Site?

A: I don't know.

Q: Other than the soldiers you have already identified, do you know any of the other soldiers depicted in the photos?

A: No, but I think some they are probably Military Intelligence soldiers, because only the MI soldiers would have any reason to be there.

Q: Do you have anything to add to this statement?

A: No.////END OF STATEMENT/// *JMD*

AFFIDAVIT

I, Joseph M. DARBY, HAVE READ OR 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 OR BENEFIT OR REWARD, WITHOUT THREAT OF PUNISHMENT, AND WITHOUT COERCION, UNLAWFUL INFLUENCE, OR UNLAWFUL INDUCEMENT. *JMD*

Joseph M. Darby
(Signature of Person Making Statement)

WITNESSES.

Subscribed and sworn to before me, a person authorized by Law to administer oaths, this 14th day of January, 2004 at Abu Ghraib, Iraq, APO AE 09335.

T. M. Pieron
(Signature of Person Administering Oath)

SA TYLER M. PIERON

(Typed Name of Person Administering Oath)

Article 136, UCMJ or 5 USC 903

(Authority to Administer Oaths)

ORGANIZATION OR ADDRESS
10TH Military Police Battalion (CID)
Baghdad, Iraq, APO AE 09335

ORGANIZATION OR ADDRESS

INITIALS OF PERSON MAKING STATEMENT *JMD*

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LOCATION Baghdad Correctional Facility, Abu Ghraib, APO AE 09335	DATE 14 JAN 04 <i>JA</i>	Time <i>1400 J</i>	FILE NUMBER
LAST NAME, FIRST NAME MIDDLE NAME DAVIS, Javal Shawnta	SOCIAL SECURITY NUMBER [REDACTED]		GRADE/STATUS E-5/AD-RSRV
ORGANIZATION OR ADDRESS 372 ND Military Police Co, Baghdad Correction Facility, Abu Ghraib, APO AE 09335			

I, Javal S. DAVIS, want to make the following Statement under oath:

About two months ago when I worked in the hard site I witnessed prisoners in the MI hold section, wing 1A being made to do various things that I would question morally. I was in charge of wing 3A-B, regular prisoners. In wing 1A we were told that they had different rules and different SOP for treatment. I never saw a set of rules or SOP for that section just word of mouth. I did see paperwork provided by the MI soldiers regulating sleep and meals for some of the MI hold prisoners. I witnessed prisoners come in escorted with sand bags on there heads. They would be sent to 1A to be processed and readied for interrogation. On the night shift FBI, OGA, CID, MI would be in and out of the wing interrogating prisoners, bringing them in, or taking them away to the wood hut behind the hard site or away period. Someone was always there from the other agencies or military personnel it seemed. If anything was going on not within the guidelines of the SOP, if it existed I assume someone would have said something to the MP on duty or NCOIC/OIC. The soldier in charge of 1A was corporal Grainer. He stated that the Agents, and MI soldiers would ask him to do things, but nothing was ever in writing he would complain. I witnessed from time to time friends of Grainer would stop by to say hello or pick something up. I witnessed one time I was coming to the section for some cheese and crackers that an inmate was standing on top of an MRE box, sand bag on his head, wearing a poncho style blanket with his arms outstretched to his sides. Corporal GRAINER and SSG FREDDRICK were there in the shower room with the inmate at that time. On another occasion I witnessed some inmates being in-processed, but I noticed one masturbating against the wall with a sand bag on his head. Another inmate was on the ground in front of him kneeling with a sand bag on his head. The inmate on the floor looked like he was praying. I found the site of that disgusting. I got what I came to get and left the cellblock. Our company did a right seat ride with the 72nd MP CO who we replaced. This being a non EPW MP CO we just continued what they passed on to us.

Q: IEM

A: DAVIS

Q: Did you write the above statement?

A: Yes.

Q: You mentioned you saw various things you thought were immoral. What things are you referring to?

A: The sleep and food plan that was the majority of the crap. You see inmates stand all day and not get food until they are scheduled to sleep. They stand for 3-4 hours and sleep for 3 hours. I guess it was in their SOP, but I never seen that.

Q: Do you recall when you witnessed the prisoner you described in a poncho-like blanket with his arms outstretched?

A: At nighttime, two months ago. That's all I can remember.

Q: Did you ever transport prisoners to wing 1A/1B?

A: Yes.

Q: Did you ever push, pull, shove, kicked or abuse the prisoners you transport in anyway?

A: We pull them to guide them into the blocked because they have sand bags on their heads and we push them down so they would sit down because of the language barrier. If they resist, we would use the MP arm-bar to

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ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT OF *JA* TAKEN AT DATED CONTINUED."
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take down and re-subdued if they are un-handcuffed.

Q: Did you witness any prisoner, which you transported get injured as a result from MP handling?

A: GRAINER tried to put a rape offender down in a kneeling position and he lost his balance and hit the wall and cut his around his eye.

Q: Where is the inmate with the cut eye now?

A: Deceased.

Q: How did this come about?

A: He was killed by an Improvised Explosive Device (IED) coming back from court.

Q: Was the inmate alone when you transported him?

A: There was he and another inmate for the same offense.

Q: Did the second inmate sustain any injuries?

A: No.

Q: Where is he now?

A: I think he was release to go home.

Q: Were there any other inmates whom you transported to 1A/1B?

A: Yes.

Q: How many others?

A: I can't recall. Not a lot. More than 8.

Q: Did any of them sustain injures after you released them to the Wing Guards, other than the rape offender?

A: I wouldn't know because I'm not down there.

Q: Have you ever stayed to witness abuse of the inmates after releasing them to the Wing 1A/1B Guards?

A: I stayed to watch them get processed a couple times. As far as abuse I don't know what was SOP or out of the ordinary. Like I said, Things are different down there.

Q: Why are the rules different in 1A/1B than the rest of the wings?

A: The rest of the wings are regular prisoners and 1A/1B are Military Intelligence (MI) holds.

Q: Other than GRAINER and FREDDRICK, who did you see present during the treatment you deemed immoral and abusive?

A: Nobody, but ENGLAND could have been there. Ambul was on her side and her friends coming in and out. But if anyone, ENGLAND would more than likely be there?

Q: Why did you not inform your Chain of Command about this abuse?

A: Because I assumed that if they were doing anything out of the ordinary or outside the guidelines, someone would have said something. Also the wing belongs to MI and it appeared MI personnel approved of the abuse.

Q: Has anyone asked you to participate in the physical abuse of the inmates?

A: Not directly and I would say no and leave the area.

Q: Who would ask you to participate?

A: GRAINER or FREDDRICK, but like I said, they would not ask directly. They would just tell me about the inmate and try to coax me to physically abuse them. I stayed away from that. Occasionally I yell at them but I would not abuse them.

Q: Did you see anyone take photographs of the inmates while engaged in physical abuse?

A: Yes, GRAINER and FREDDRICK took pictures their digital camera and I've heard rumors that the pictures were bad.

Q: Where are those photographs now?

A: I have no clue.

Q: Do you have any of the photographs you previously spoke of?

INITIALS OF PERSON MAKING STATEMENT



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A: No.

Q: Do you have anything else to add to this statement?

A: Yeah. the MI staffs, to my understanding have been giving GRAINER compliments on the way he has been handling the MI holds. Example being statements like, "Good job, they're breaking down real fast"; "They answer every question"; "They're giving out good information. Finally"; and "Keep up the good work". stuff like that.

Q: Do you recall the names of the MI staff that made these statements?

A: Names. I would remember at this time or they keep changing personnel, and they cover their name with tape.

Q: Did you make any attempts at all to tell your superiors?

A: No.

Q: Have you heard of any other acts of Cruelty, Maltreatment, Indecent Acts, or Assault of inmates?

A: Yes. I heard GRAINER and FREDDRICK, more so GRAINER would strike the inmates.

Q: Would they strike them with a close fist, open palm, or kicked?

A: I heard they did all of that.

Q: What else did you hear?

A: Pictures were taken of the inmates after abusive acts were conducted.

Q: Were any of the acts considered sexually indecent?

A: Yes, it was indecent for them to make the inmate to masturbate in the open bay. Pictures of and with the female prostitutes. It was speculated GRAINER and FREDDRICK might have had sex with the prostitutes.

Q: Did you witness the inmates being placed in sexually indecent positions?

A: No.

Q: Have you heard MI insinuate to the guards to abuse the inmates of any type or manner?

A: Yes.

Q: What was said?

A: "Loosen this guy up for us." "Make sure he has a bad night." "Make sure he gets the treatment."

Q: Who were the MI staff speaking to when the previous comments were made?

A: MP Guard CPL GRAINER and SSG FREDDRICK.

Q: Who would have knowledge of any or additional information pertaining to the previously mentioned incidents?

A: Anybody that work on the nightshift.

Q: Who do you believe would have the most reliable information?

A: The people who work in Wing 1A/1B.

Q: What is the name the MI staff member who made the previously stated comments?

A: I don't know the name because they often don't wear uniforms and if they do they don't have nametapes.

Q: Are there any other person(s) you believed contributed to the abuse and maltreatment of the inmates?

A: Steve.

Q: Who is Steve?

A: I don't know who he works for, I just know that he is an investigator/interrogator.

Q: Describe Steve.

A: White male, dark hair, dark beard, about 6'7 - 6'8 tall.

Q: Who do you hear the rumors from?

A: Various soldiers, but I heard the masturbating thing from SGT JONES.

Q: Did you personally photograph any of the inmates during the maltreatment?

A: No, but I did take a picture of the Generals who were coming in for processing into 1A/1B.

INITIALS OF PERSON MAKING STATEMENT

J.A.

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Q: Did you contribute in any way to the photography of the inmates?

A: I let camera be borrowed, but I didn't know they were taking pictures of inmates.

Q: Who did you allow to borrow your camera?

A: Pretty much any of the MP's over there in the office in Wing 1A/1B.

Q: Did you see any other inmates in any provocative, sexual, indecent, or obscene positions directed by the MP guards?

A: No.

Q: Did you dive on top of an inmate while he was on the floor?

A: No. I might have stumbled over a person on the floor trying to get my detainee in to process.

Q: Did you stomp, kick, or grind your boot on any part of an inmate's body?

A: I stepped a guys feet and he didn't have any shoes on.

Q: Did you intend to step on the inmate's feet?

A: No, I didn't intend to step on his feet. The inmate was combative and I restrained him to the ground with the use of an arm bar. I un-intentionally stepped on his foot while trying to restrain him so I could take his flex-cuffs off, sit him up against the wall, calm him down, so he could get process and I can leave, but the language barrier hindered the process.

Q: Who else was present for the processing of inmates

A: SFC SNYDER, he told me to just let the inmate be and I did.

Q: Where was SFC SNYDER standing when he told you to release the inmate?

A: He was on the top tear to look over the cellblock floor.

Q: Who participated in the transport and processing during that day?

A: SSG ELLIOT, SSG FREDDRICK, CPL GRAINER, SFC SNYDER, SGT CATHCART and I think SPC AMBUL was there.

Q: Was there anyone helping with the transport or processing who was not an MP?

A: I don't recall, but the most likely people who would be there was SPC ENGLAND, SGT LAYTON, SPC SIVITS, and SPC STROTHERS.

Q: What are their jobs if they are not MP's, SPC ENGLAND was an admin clerk, SGT LAYTON and SPC STROTHERS were the medics, and SPC SIVITS was a mechanic.

Q: Did you strike any of the inmates for amusement and out of anger?

A: No, I've never struck an inmate for amusement or out of anger.

Q: Other than the masturbation incident, did you witness any of the MP guards place the inmates, while nude, in compromising positions in the center of the cellblock floor?

A: Yes, I've seen the inmates handcuffed to their cells and made to do exercises.

Q: Do you have anything further to add to this statement?

A: ///End of Statement. /// *JD*

INITIALS OF PERSON MAKING STATEMENT

JD

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////NOT USED//// J2

AFFIDAVIT

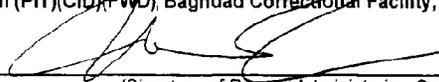
I, Javal S. DAVIS, HAVE READ OR HAD READ TO ME THIS STATEMENT, WHICH BEGINS ON PAGE 1, AND ENDS ON PAGE 5. I FULLY UNDERSTAND THE CONTENTS OF THE ENTIRE STATEMENT MADE BY ME. THE STATEMENT IS TRUE. I HAVE INITIALED ALL CORRECTIONS AND HAVE INITIALED THE BOTTOM OF EACH PAGE CONTAINING THE STATEMENT. I HAVE MADE THIS STATEMENT FREELY WITHOUT HOPE OR BENEFIT OR REWARD, WITHOUT THREAT OF PUNISHMENT, AND WITHOUT COERCION, UNLAWFUL INFULNCE, OR UNLAWFUL INDUCEMENT.



(Signature of Person Making Statement)

WITNESSES

Subscribed and sworn to before me, a person authorized by Law to administer oaths, this 14th day of January, 2004 at Prisoner Interrogation Team (PIT)(CID)(FWD), Baghdad Correctional Facility, Abu Ghraib, 09335



(Signature of Person Administering Oath)

ORGANIZATION OR ADDRESS

SA MANORA IEM

(Typed Name of Person Administering Oath)

Article 136, UCMJ or 5 USC 303

(Authority to Administer Oaths)

INITIALS OF PERSON MAKING STATEMENT

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SWORN STATEMENT

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

LOCATION Baghdad Correctional Facility, Abu Ghraib Iraq	DATE 14 Jan 04	TIME 1545	FILE NUMBER
LAST NAME, FIRST NAME, MIDDLE NAME SIVITS, Jeremy Charles	SOCIAL SECURITY NUMBER [REDACTED]		GRADE/STATUS SPC/AD Reserve
ORGANIZATION OR ADDRESS 372nd MI Co Cumberland MD 21902 JCS			

I, Jeremy C Sivits JCS want to make the following statement under oath:

I would like to make the following statement about things that I have participated in or witnessed while I have been stationed at Abu Ghraib correctional facility. Sometime about the end of Oct 03, I was on generated detail and SSG Frederick came by and asked me to come down to the hard site with him. He said that they had some new detainees come in, and wanted me to come bullshit with him. We got to where the detainees were at a holding cell, and I asked FREDERICK if he wanted me to escort one of them to the tier and he said go ahead. So I took one of the detainees down to the tier. After we got to the tier, they put the detainees in a pile on the floor. The detainees were tossed in the middle of the floor together. That is when SGT DAVIS ran across the room and lunged in the air and landed in the middle of where the detainees were. I believe this is when CPL GRANIER told SPC WISDOM to come in and "get him some". Meaning to come in and be apart of whatever was going to happen. I believe DAVIS ran across the room a total of two times and landed in the middle of the pile of detainees. A couple of the detainees kind of made an AH sound as if this hurt them or caused them some type of pain when DAVIS would land on them. After DAVIS had done this, DAVIS then stumped on either the fingers or toes of the detainees. When he stumped the detainees they were in pain, because the detainee would scream loudly. I know this happened to at least one detainee; maybe it was a second one as well. I know after DAVIS had done this, SFC SNYDER told him that was enough, and DAVIS stopped, and that was when DAVIS left as well. Next GRAINER and FREDERICK had the detainee's strip. GRAINER was the one who told them to strip in Arabic language. During this whole time the detainees had sandbags over their heads. The detainees did not want to take their civilian clothes or jumpsuits off, and were hesitant to strip. There may have been one or two that had a jumpsuit on. GRAINER and FREDERICK would take one of the detainees aside, tell them to strip, and they would strip. After the detainee was stripped, GRAINER would put a sandbag over the head of the detainee, and he would have the detainee sit down. At one point after a couple of the detainees were stripped, and I do not know what provoked GRAINER, but GRAINER knelt down to one of the detainees that was nude and had the sandbag over his head, GRAINER put the detainees head into a cradle position with GRAINERS arm, and GRAINER punched the detainee with a lot of force, in the temple. GRAINER punched the detainee with a closed fist so hard in the temple that it knocked the detainee unconscious. I walked over to see if the detainee was still alive, I could tell that the detainee was unconscious, because his eyes were closed and he was not moving, but I could see his chest rise and fall, so I knew he was still alive. GRAINER checked on him as well once or twice to make sure he was still alive as well. I do not recall GRAINER saying anything. I do remember GRAINER saying, "Damn that hurt", referring to GRAINER hurting his hand when he punched the detainee. After about two minutes the detainee moved for the first time, like he was coming to. After GRAINER had done this he went over to the pile of detainees that were still clothed and he put his knees on them and had his picture taken. I took this photo. SSG FREDERICK about this point struck one of the detainees in the chest with a closed fist. The detainee was standing in front of FREDERICK and for no reason FREDERICK punched the detainee in the chest. The detainee took a real deep breath and kind of squatted down. The detainee said he could not breath. They called for a medic to come down, to try and get the detainee to breath right. FREDERICK said he thought he put the detainee in cardiac arrest. I also tried to show the detainee how to breathe slowly. It was if

EXHIBIT	INITIALS OF PERSON MAKING STATEMENT <u>JCS</u>	PAGE 1 OF 5 PAGES <u>JCS</u>
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ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT OF ___ TAKEN AT ___ DATED ___ CONTINUED." THE BOTTOM OF EACH ADDITIONAL PAGE MUST BEAR THE INITIALS OF THE PERSON MAKING THE STATEMENT AND BE INITIALED AS "PAGE ___ OF ___ PAGES " WHEN ADDITIONAL PAGES ARE UTILIZED, THE BACK OF PAGE 1 WILL BE LINED OUT, AND THE STATEMENT WILL BE CONCLUDED ON THE REVERSE OF ANOTHER COPY OF THIS FORM.

was gone

His breath. GRAINER then had the rest of the detainees strip down, and after they were all nude and had sandbags on, GRAINER made them make a tower, by making several detainees be on the bottom, and then the next ones get on top of them, while all of them were in a kneeling position. FREDERICK and GRAINER then tried to get several of the inmates to masturbate themselves. SSG FREDERICK would take the hand of the detainee and place it on the detainees penis, and make the detainee's hand go back and fourth, as if masturbating. He did this to about three of the detainees before one of them did it right. This detainee masturbated himself for about five minutes. FREDERICK finally told him to stop. I do not recall if any pictures were taken of this. I do not remember this detainee ejaculating either. GRAINER had them all get up and get against the wall, and GRAINER positioned one of the detainees on his knees in front of the other detainee, so that from behind the detainee that was kneeling, it would look like the detainee kneeling had the penis of the detainee standing, in his mouth, but he did not. This went on for maybe about two minutes. I do not know about pictures that were taken. SPC HARMAN and SPC ENGLAND had their pictures taken with the detainees. They would stand in front of the detainees and ENGLAND and HARMAN would put their thumbs up and have the picture taken. That is about it for that incident. I left about that time.

- Q. How many detainees were involved in the above-mentioned incident?
- A. There was seven.
- Q. Who is GRAINER?
- A. Charles GRAINER, last I heard he is a CPL. He is in 372nd MP Co. Everyone there that night is in the 372nd.
- Q. Who is FREDERICK?
- A. SSG Ivan FREDERICK, same unit.
- Q. Who is DAVIS?
- A. SGT Javal DAVIS, same unit.
- Q. Who is ENGLAND?
- A. SPC Lindy ENGLAND, same unit.
- Q. Who is HARMAN?
- A. SPC Sabrina HARMAN, same unit.
- Q. Who is WISDOM?
- A. SPC WISDOM, same unit, but I do not know his first name.

AFFIDAVIT

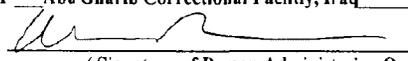
I, Jeremy S. Sluts HAVE READ OR HAVE HAD READ TO ME THIS STATEMENT WHICH BEGINS ON PAGE 1 AND ENDS ON PAGE 2 I FULLY UNDERSTAND THE CONTENTS OF THE ENTIRE STATEMENT MADE BY ME. THE STATEMENT IS TRUE. I HAVE INITIALED ALL CORRECTIONS AND HAVE INITIALED THE BOTTOM OF EACH PAGE CONTAINING THE STATEMENT. I HAVE MADE THIS STATEMENT FREELY WITHOUT HOPE OF BENEFIT OR REWARD, WITHOUT THREAT OR PUNISHMENT, AND WITHOUT COERCION, UNLAWFUL INFLUENCE, OR UNLAWFUL INDUCEMENT.

WITNESSES:

ORGANIZATION OR ADDRESS

ORGANIZATION OR ADDRESS


 (Signature of Person Making Statement)
 SUBSCRIBED AND SWORN BEFORE ME, A PERSON BY LAW
 TO ADMINISTER OATHS, THIS 14th DAY OF Jan 04
 AT Abu Gharib Correctional Facility, Iraq


 (Signature of Person Administering Oath)

SA WARREN D. WORTH
 (Name of Person Administering Oath)

ARTICLE 136, UCMJ
 (Authority to Administer Oath)

INITIALS OF PERSON MAKING STATEMENT JCS

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STATEMENT OF TAKEN AT DATED CONTINUED:

- Q. Who is SNYDER?
A. SFC Shannon SNYDER, same unit.
- Q. Did you see SNYDER after he told DAVIS to stop stumping on the detainees?
A. No, that was the last I saw of him.
- Q. Was this in an area where any of the other detainees could see what was going on?
A. No, because it was on the bottom floor of isolation where you cannot see out.
- Q. Why did this event take place?
A. I do not know. I do not know if someone had a bad day or what. It was a normal day for me; aside from the stuff I told you about.
- Q. What was GRAINER's attitude during this event?
A. He was joking, laughing, pissed off a little, acting like he was enjoying it.
- Q. What was FREDERICK's attitude during this event?
A. Same as always, mellow. He really was not saying too much. Just kind of standing there.
- Q. What was ENGLAND's attitude during this event?
A. She was laughing at the different stuff that they were having the detainees do.
- Q. What was HARMAN's attitude during this event?
A. There was a few times she was smiling, there was a few times she had a look of disgust on her face. She did write the word rapist on the side of the leg of one of the inmates. She did this after she had found out from the processing sheets that he had raped someone. She wrote it with a dry erase black marker. She really did not say anything, she just wrote it down.
- Q. What was your attitude during this event?
A. I was kind of surprised by the actions of GRAINER and FREDERICK. I was laughing at some of the stuff that they had them do. I was disgusted at some of the stuff as well. As I think about it now I do not think any of it was funny.
- Q. What part did you think then was funny?
A. The tower thing.
- Q. Who took pictures of the events that occurred?
A. GRAINER, ENGLAND, and I took one photo of GRAINER, when he was cradling one of the detainee's head. Not the one that he punched. I think I am in one picture; it was when I was trying to take the flex cuffs off one of the detainee's because it was too tight.
- Q. Have you ever helped escort other prisoners?
A. NO.
- Q. Are there any other incidents of abuse you witnessed?
A. Back in I believe December, there was an incident. There was a guy that had got bit by a dog. I am not sure why. GRAINER told me that the detainee came at him, and the dog then bit the detainee. I believe this guy was provoked to go at GRAINER. I based this on what I have seen before with GRAINER.
- Q. Are there any other incidents?
A. Yes. There was a time that I saw a detainee handcuffed to the bed, and

INITIALS OF PERSON MAKING STATEMENT

JCS

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GRAINER was in the room with him. This detainee had wounds on his legs from where he had been shot with the buckshot. GRAINER would take the asp and strike the detainee with a half baseball swing, and hit the wounds of the detainee. There is no doubt that this hurt the detainee because he would scream he got hit. The detainee would beg GRAINER To stop by saying, "Mister, Mister please stop", or words to that effect. I saw GRAINER strike him twice. SSG Ruben LAYTON was in the room as well and witnessed this, and there was one other medic also. LAYTON is in 372nd MP Co, and I am not sure about the other. The other medic was kind of heavier set, glasses, E5. The medics were there to check out the guy's wounds, to make sure that they were healing properly.

Q. Why was GRAINER striking this detainee?

A. I think GRAINER was still angry because this detainee had tried to kill one of our soldiers.

Q. Did GRAINER say anything while he was striking this detainee?

A. I think one time GRAINER said in a baby type voice, "Ah, does that hurt"?.

Q. Was there anything else that happened the night of the first incident you talked about?

A. Yes, FREDERICK had two of the inmate punch each other in the head. FREDERICK showed them by using his hands and fist that he wanted one inmate to punch the other inmate. A first neither of them would do it, but then one of the inmates punched the other, then the other struck that one back. They hit each other once each.

Q. When GRAINER knocked the detainee unconscious, did any call for a medic?

A. No.

Q. Did any of the mentioned soldiers in this statement, ever say they knew what they were doing was wrong?

A. No.

Q. Do you think the incidents you witnessed were wrong?

A. All of them were.

Q. Why were they wrong?

A. To be honest it was mistreating the prisoners. I know the war has stopped, but I know if they are POW's that is abuse of the Geneva Convention.

Q. Why did you not report this to the Chain of Command?

A. I was asked not to, and I try to be friends with everyone. I see now where trying to be friends with everyone can cost ya.

Q. Who asked you not to tell?

A. GRAINER. He pretty much said, "You did not see shit".

Q. Did anyone say anything to you before you came here today?

A. No.

Q. Is there anything else you want to add to this statement?

A. Yes. There was a night up in an office space they built between 1A and 1B. I was looking at a laptop computer, I do not know whose it was or if the photographs they were showing were on a hard drive or disk, but they had the pictures of the first incident I spoke of that I was present for, and there were pictures of some other time that I do not know when that stuff happened. The pictures were of prisoners from the incident with the dog. There was a picture of the detainee's leg where the dog had bit it,

Exhibit

INITIALS OF PERSON MAKING STATEMENT

JCS

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... as stated up I was in the wrong when the above incidents happened; I should of said something.///END OF STATEMENT JCS

Exh.b.4 INITIALS OF PERSON MAKING STATEMENT
JCS

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SWORN STATEMENT

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

LOCATION <i>Abu Ghraib Prison complex IRA</i>	DATE <i>14 Jan 04</i>	TIME <i>6M</i>	FILE NUMBER
LAST NAME, FIRST NAME, MIDDLE NAME <i>Harman Sabrina Dawn</i>	SOCIAL SECURITY NUMBER [REDACTED]		GRADE/STATUS <i>E-4/RA</i>
ORGANIZATION OR ADDRESS <i>372nd MPCO, APO AE 09355-1322</i>			

I, Sabrina D. Harman, WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH:

LATE OCTOBER / EARLY NOVEMBER AROUND 12:30AM I WAS THE RUNNER FOR THE NIGHT. I WENT TO 1-B TO GET SPC AMBUHL TO SO USE THE PHONES. WHEN I GOT THERE FIVE PRISONERS WERE ESCORTED INTO 1A. THEY WERE MANOEUVERED AND BRAGGED FROM GRACER ABOUT STARTING A RIOT. FOR SOME TIME THEY WERE LAYING ON THE FLOOR, I ENDED UP TAKING A PICTURE OF CPL GRACER POSING FOR A PICTURE. THEY WENT TO THE WALL WHERE THEY WERE STRIPPED. I CAME BACK IN WHEN THEY WERE GETTING INTO THE PYRAMID. MYSELF AND GRACER POSED FOR A THUMBS UP PICTURE. I WENT BACK TO 1-B, AMBUHL AND I GOT READY TO LEAVE, CAME DOWN THE STEPS AND SAW ONE ON HIS KNEES AND THE OTHER STANDING. WE LEFT AND SHE RETURNED ABOUT 1 1/2 HOURS LATER. NOTHING FOLLOWS THAT NIGHT. A MAN WAS IN THE SHOWER OF 1B WHEN NIGHTSHIFT ARRIVED. THEY SAID HE WAS DEAD AND ON ICE. HE STARTED TO DEFROST AND Melt OUTSIDE THE SHOWER INTO THE HALLWAY. WE GOT THE KEY AND TOOK PHOTOS OF HIM. NOTHING FOLLOWS THAT DAY. TWO FEMALES WERE BROUGHT INTO 1B. I GOT A PICTURE WITH BOTH. NOTHING FOLLOWS THAT DAY.

Q: DURING THE NIGHT OF THE "PYRAMID" YOU DISCUSSED ABOVE, WHO ORDERED THE FIVE MEN TO STRIP THEIR CLOTHES OFF?

A: I DON'T REMEMBER.

Q: IS IT STANDARD PROCEDURE TO HAVE THEM REMOVE THEIR CLOTHES WHEN THEY ENTER CELL BLOCK 1A?

A: YES.

Q: WHO ORDERED THEM INTO THE HUMAN "PYRAMID"?

A: I LEFT THE BOTTOM FLOOR OF BLOCK 1A WHEN THE PRISONERS WERE TAKING OFF THEIR CLOTHES. WHEN I WALKED UPSTAIRS TO TALK TO SPC AMBUHL, WHEN AND RETURN CPL GRACER'S DIGITAL CAMERA TO THE OFFICE. SPC AMBUHL AND I TALKED FOR A WHILE AND I LOOKED DOWN STAIRS AND NOTICE THE FIVE PRISONERS WERE NAKED AND GETTING INTO A HUMAN PYRAMID. I THEN WALKED BACK DOWN STAIRS WITH THE DIGITAL CAMERA BUT SPC

EXHIBIT	INITIALS OF PERSON MAKING STATEMENT <i>SH</i>	PAGE 1 OF <u>6</u> PAGES
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ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT OF ___ TAKEN AT ___ DATED ___ CONTINUED." THE BOTTOM OF EACH ADDITIONAL PAGE MUST BEAR THE INITIALS OF THE PERSON MAKING THE STATEMENT AND BE INITIALED AS "PAGE ___ OF ___ PAGES." WHEN ADDITIONAL PAGES ARE UTILIZED, THE BACK OF PAGE 1 WILL BE LINED OUT, AND THE STATEMENT WILL BE CONCLUDED ON THE REVERSE SIDE OF ANOTHER COPY OF THIS FORM.

SPC Harman, Sabrina D. Abu Ghraib prison complex,
Abu Ghraib, Iraq

FILE NUMBER:

STATEMENT OF

TAKEN AT

DATED

14 Jan 04

CONTINUED

Ambuhl stayed up stairs. I then took about two pictures of the naked prisoners in the human pyramid with CPL Granner and SPC England in the photos. I do not know who ordered the prisoners into the human pyramid as they were already getting into the position when I walked back down stairs with CPL Granner's digital camera.

Q: who was present when the prisoners got into the pyramid?

A: myself, CPL Granner, SPC England, SSG Frederick, and I think Simms. I can identify the soldiers in the pictures if you show me the pictures.

Q: was anyone talking to the five prisoners when they were getting into the human pyramid?

A: No because the prisoners do not speak English. CPL Granner was "placing" them into position.

Q: was he the only MP who touched the prisoners?

A: I think so. I'm not sure.

Q: Is SPC "Ambuhl" the same person as SPC Ambuhl?

A: Yes.

Q: Are SSG Frederick, CPL Granner, and SPC England all in the 372 MP Co?

A: Yes.

Q: How long did the human pyramid last?

A: From the time I got to cell block 1A until the time I left with SPC Ambuhl was about 35 minutes?

~~Q:~~ The pyramid lasted about 15 to 20 minutes.

Q: Did you take any photographs prior to the prisoners taking off their clothes and getting into the pyramid?

A: yes: I know I took a photograph of CPL Granner either his right or left arm back (cocked) like he was going to hit one of the prisoners on the floor. The prisoner was laying on the floor, fully clothed (with all the other prisoners) and CPL Granner was holding one down with his hand and

INITIALS OF PERSON MAKING STATEMENT: AA

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SFC Harman, Sabrina D. Abu Ghraib Prison complex,
Abu Ghraib, Iraq

FILE NUMBER:

STATEMENT OF

TAKEN AT

DATED 14 Jan 04 CONTINUED

had his other arm back like he was going to hit the prisoner. He never hit any prisoner though. He then started picking them up off the floor and putting them against the wall. That is when the prisoners took off their clothes.

Q: Do you think any of this was wrong?

A: I don't think the human pyramid was wrong, nor CPL Granner posing like he was going to hit the prisoner. He never hit him.

Q: After you took the pictures at the pyramid, what happened?

A: I went back upstairs to get SFC Ambuhl and when we walked back down stairs the second time, I saw ~~the~~ one male prisoner, naked, on the his knees with another prisoner, naked, standing in front of him. I was standing by the doorway and the two prisoners were in the middle of the cell block. They appeared to be about 6 inches from each other. I do not think that was right for the prisoners to have to do.

Q: Who was present at this incident?

A: SSG Frederick, CPL Granner and SFC England.

Q: Did you see any contact between the two prisoners?

A: No.

Q: Which dead prisoners did you pose for photographs?

A: One dead man that the "OGA" brought into the prison and one dead man at the morgue.

Q: When did this happen?

A: The morgue incident was in August or September of 2003 and the dead OGA I can not remember.

Q: Did you ever give any order for any prisoner to do any sex acts?

A: No.

Q: Have you ever physically abused any prisoner?

A: No.

INITIALS OF PERSON MAKING STATEMENT: SH

PAGE 3 OF 6 PAGES

SFC Harman, Sabrina D.

Abu Ghraib Prison complex
Abu Ghraib, Iraq

FILE NUMBER:

STATEMENT OF

TAKEN AT

DATED 14 Jan 04

CONTINUED

Q: other than what you have told me, have you ever witnessed or heard about any prisoner being physically or sexually abused?

A: I heard that the same five prisoners were told to Sgt Jones entered the room talking about one prisoner on his knees and the other standing above masturbating in front.

Q: who were the prisoners?

A: I assume they were the same five as before.

Q: How do you know this?

A: SGT Jones just walked into the room I was in and told everyone. SGT Diaz, SFC Brown and myself were in the room.

Q: who is Simms?

A: He is a mechanic in the 372nd MP Co. I think he is a spc.

Q: what is the procedure to strip search prisoners?

A: If a female is being searched only female guards can be present. If a male is being strip searched both male and female guards can be present and can conduct the search.

Q: How do you know, it is standard operating procedure to strip search all prisoners in cell block 1A?

A: I just heard it from different people.

Q: Have you ever seen this in writing?

A: No.

Q: Has an officer or NCO ever told you this?

A: No officer has and I don't think any NCO has either.

Q: who told you this then?

A: Either MFI, SSG Frederick or CPL Granner.

Q: Is it SOP to strip the prisoners then put them into a human pyramid?

A: No.

Q: Is it SOP to have prisoner simulate oral sex,

INITIALS OF PERSON MAKING STATEMENT: SH

PAGE 4 OF 6 PAGES

SFC Harman, Sabrina D.

Abu Ghraib Prison Complex
Abu Ghraib, Iraq

FILE NUMBER:

STATEMENT OF

TAKEN AT

DATED 14 Jan 04

CONTINUED

master water, or pose for any photographs either sexually explicit or not?

A: No.

D: Do you have anything to add to this statement?

A: No. (1) End of statement (1/5)

INITIALS OF PERSON MAKING STATEMENT: SH

PAGE 5 OF 6 PAGES

UFC 14-00000, 000000

Abu Ghraib, Iraq

FILE NUMBER:
DATED 14 Jan 07 CONTINUED:

STATEMENT OF

TAKEN AT

STATEMENT (Continued)

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AFFIDAVIT

I, Sabrina B. Harman, HAVE READ OR HAVE HAD READ TO ME THIS STATEMENT WHICH BEGINS ON PAGE 1 AND ENDS ON PAGE 6. 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.

WITNESSES:

S. Harman
(Signature of Person Making Statement)

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 20 day of Jan at Abu Ghraib Prison, Abu Ghraib, Iraq

ORGANIZATION OR ADDRESS

Jan B...
(Signature of Person Administering Oath)

ORGANIZATION OR ADDRESS

SA James Boerner
(Typed Name of Person Administering Oath)
AR+ 136 (b)(4) UCMJ
(Authority To Administer Oaths)

INITIALS OF PERSON MAKING STATEMENT

SH

PAGE 6 OF 6 PAGES

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 15 Jan 04 SH	TIME 1609 SH	FILE NUMBER
LAST NAME, FIRST NAME, MIDDLE NAME HARMAN, Sabrina D	SOCIAL SECURITY NUMBER [REDACTED]		GRADE/STATUS SPC, Ad Res.
ORGANIZATION OR ADDRESS 372 nd MP Co, Cumberland, MD, deployed with duty at Abu Ghraib, Iraq			

I, SABRINA HARMAN want to make the following statement under oath:

- Q. At what point did you enter the prison area on the day that the seven detainees were made into the pyramid?
- A. I got there about the same time as the detainees.
- Q. During the event of the seven detainees that were brought over from the riot, do recall if anyone ran and jumped on top of them while they were lying in the floor?
- A. I saw DAVIS step on the detainee's feet, but I did not see him jump into the pile of detainees. I saw him do this maybe twice.
- Q. Did this cause injury or pain to the detainees?
- A. I am sure it hurt, but I did not hear anything from them.
- Q. Did you see anyone else step on the detainee's feet or hands?
- A. No.
- Q. Were you present when GRAINER punched the detainee in the head?
- A. He posed for a picture like he was hitting the detainee, but I do not recall him hitting the detainee.
- Q. Did you ever see any of the detainee's unconscious?
- A. I did see two of the detainees lying on the floor for a few minutes and they were not moving. I do not know if they were conscious or not.
- Q. Were you present when FREDERICK punched the detainee in the chest?
- A. I remember FREDERICK hitting the detainee in the stomach or chest, and I remember the detainee slumping over and then he went down. I know a medic came shortly after this but I don't know who called the medic. I do not know why FREDERICK punched this guy.
- Q. When FREDERICK punched the guy in the chest, did he have a sand bag over his head?
- A. I can't remember.
- Q. Did you take any photographs during this incident with the seven detainees?
- A. Yes. I took two of GRAINER in the pile of detainees, and some of the pyramid. GRAINER was posing in the picture like he was going to hit them.
- Q. Did you have any pictures taken of yourself?
- A. Yes. One was of me taking a picture, and someone took a picture of GRAINER and me behind the pyramid.
- Q. Do you know who wrote the word rapist on the one detainee?
- A. I did.
- Q. Where did you write this?
- A. On his right side, and I wrote it with a marker.
- Q. Why did you write this on his leg?
- A. Because that is what his sheet said he was.
- Q. Do you recall SFC SNYDER being there the night of this incident?
- A. He just dropped off the detainees.

SH

Q. Did SFC SNYDER ever tell anyone to quit or knock it off in referring to what was being done to the detainees?

A. I do not recall that, but I do not know how long he was there.

Q. Do you recall anybody doing anything else to the detainees on this night?

A. They made the detainees into a pyramid. GRAINER was the person who did this.

Q. Did anyone do anything else with the detainees?

A. Afterwards two were put so that one was on his knees and the other was standing as if he was jacking off in the other ones mouth, that is the one who was sitting. This is when AMBUHL and I left to go use the phones.

Q. Who put the detainees in the standing and kneeling positions?

A. I do not know. I think WISDOM might have been there during this time, I am not sure.

Q. Where there any other incidents you were present for when detainees were not treat correctly?

A. There was one event where someone handcuffed a detainee and the cuffs were not double locked. The detainee was left handcuffed for about 6 hours. I went with AMBUHL to uncuff him. His hands were cold and there were marks on his wrist from the cuffs. SPC [REDACTED] was the person who did this. He is in my unit. I think he was written up for this, but I know he was taken off the tier.

Q. Have you any seen any other photographs of detainees?

A. I know of some with a female detainee and one of a detainee that is standing with wires on his hands.

Q. What is the incident with the female's photographs?

A. There is one with her and me and I have my thumb up. She was a thin and blue clothes. I believe she was in for prostitution.

Q. Describe the incident with the detainee with the wires on his hands?

A. He is nicknamed Gilligan, he is currently on tier 3. He was just standing on the MRE box with the sandbag over his head for about an hour. I put the wires on his hands. I do not recall how. I was joking with him and told him if he fell off he would get electrocuted.

Q. Who took the pictures of this?

A. I took one and FREDERICK took one.

Q. Why did you do this to the detainee "Gilligan"?

A. Just playing with him.

Q. Do you feel it was allowable to do this to the detainee?

AFFIDAVIT

I, Sabrina D. Harmon 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 OR PUNISHMENT, AND WITHOUT COERCION, UNLAWFUL INFLUENCE, OR UNLAWFUL INDUCEMENT.

WITNESSES:

ORGANIZATION OR ADDRESS

ORGANIZATION OR ADDRESS

INITIALS OF PERSON MAKING STATEMENT

SH

S. Harmon
(Signature of Person Making Statement)
SUBSCRIBED AND SWORN BEFORE ME, A PERSON BY LAW
TO ADMINISTER OATHS, THIS 15~~th~~ DAY OF Jan 04
AT Abu Gharib Prison, Iraq

Warren D. Worth
(Signature of Person Administering Oath)

Warren D. Worth
(Name of Person Administering Oath)

Article 136, UCMJ
(Authority to Administer Oath)

PAGES 2 OF 3 PAGES

STATEMENT OF Sabrina HARMAN TAKEN AT Abu Ghraib DATED 15 Jan 04 CONTINUED:

- A. We were not hurting him. It was not anything that bad.
- Q. Was this your idea?
- A. Just the wires part.
- Q. Why did you have the detainee in standing on the box?
- A. Just to keep him awake.
- Q. Did MI ask you to do this?
- A. Not me personally. They were talking to GRAINER. MI wanted to get them to talk. It is GRAINER and FREDERICKS job to do these things for MI and OGA to get these people to talk. I do not recall anyone from MI or OGA saying this. I do not recall GRAINER or FREDERICK ever saying that MI or OGA had told them to do this either.
- Q. Do you have anything to add to this statement?
- A. No.///End of Statement///SH

INITIALS OF PERSON MAKING STATEMENT

SH

PAGES 3 OF 3 PAGES

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 <i>AKC</i> 15 Jan 04	TIME <i>AKC LEE</i> 0310 1510	FILE NUMBER
LAST NAME, FIRST NAME, MIDDLE NAME ENGLAND, Lyndie R	SOCIAL SECURITY NUMBER [REDACTED]		GRADE/STATUS PFC, Ad Res.
ORGANIZATION OR ADDRESS 372 nd MP Co, Cumberland, MD, deployed with duty at Abu Ghraib, Iraq			

I, *Lyndie R. England* want to make the following statement under oath:

Q. During the event of the seven detainees that were brought over from the riot, do recall if anyone ran and jumped on top of them while they were lying in the floor?

A. Yes. I remember DAVIS, ~~GRAINER~~ and FREDERICK did. I do not recall anyone else. I know that DAVIS jumped in the pile at least two times, and GRAINER did at least twice or maybe three times. FREDERICK did for sure once but I do not recall if he did more than once.

Q. Describe how they jumped into the pile of detainees?

A. They would be standing beside them and they would just jump in the air to put their body over the top of the pile so when they came down they would fall on top of the detainees.

Q. Did this cause injury or pain to the detainees?

A. They would grunt as soon as the guys would land on them. I do not think it injured the detainees, just caused them pain.

Q. How were the detainees lying on the floor during this event?

A. All bunched up together, some on their sides and some on their backs. They all had sandbags over their heads and they were still clothed and handcuffed at this point.

Q. Do you recall an event when GRAINER punched one of the detainees in the temple and rendered him unconscious?

A. No I do not remember that, but I do remember them checking on one of the detainees who was lying on the floor. They pulled the sandbag off his head. From what I took of it they were looking for injury because one of them said there was no blood. I do remember GRAINER moving his hand around and saying "Damn that hurt". I think GRAINER had done something to hurt his hand. I remember one of the other detainees apparently had asthma. He was complaining about his chest and hard to breath. This was a different detainee. This detainee kept motioning like he needed an inhaler. There was a medic that came down. The medic came over in PT's; I think she was from the 109th Medical unit. I am not sure if they are still here. This is how then event took place. The detainee was still clothed and he had a sandbag over his head, and I think he was handcuffed. When the papers came in and said who was who, we stood him up, and do not recall why, and he stood up, and FREDERICK was messing with him, and FREDERICK was marking like a fake X on his chest of this detainee with his finger, and then he drew back with t closed fist and hit the detainee in the chest. It hit him so hard it knocked the detainee backward, and he grunted in pain, the detainee then went to his knees, and was breathing heavy, like he was having problems breathing. We uncuffed the detainee at that point. The detainee was motioning to his chest, and we realized he had asthma. SPC AMBUHL stated that one of the other detainees had an inhaler so she got that and gave it to this detainee. He took 5 or 6 puffs. After about 5 or 6 minutes the detainee started to breath normal again, and about that time the medic showed up.

Q. Why did FREDERICKS hit the detainee?

A. I guess just because he wanted to hit him. He just said watch this, and he drew the X and then hit him.

Q. Was anyone scared the detainee was hurt or was going to die?

A. I was. FREDERICKS was to. FREDERICKS got on his hand held radio and quickly called for a medic. I cannot remember if we brought him water or not. I think we might have. When the medic did arrive she

AKC

page 1 of 3

That he was fine and she left.

Q. Describe this medic?

A. About 5'11", dark hair, pulled back, maybe Puerto Rican, or Hispanic, about 110 to 115lbs. I think she was with the 109th. I know they probably documented this event, because they have to do that when a medic comes to see a detainee.

Q. Do you recall an event where DAVIS was stumping the fingers or hands of any of the detainees?

A. When they were lying in the dog pile, some of the shoes had fallen off the detainees, there was one detainee whose legs who was sticking out, and DAVIS would stand on the toes and feet of the detainee. The prisoner would groan or grunt that it was causing pain and discomfort. DAVIS did this maybe twice; I had done this once as well. For both me and DAVIS it was not like we stumped on the toes, but we would just put all of the weight of our body on our foot that was stepping on the detainee. FREDERICK had done this as well, to the same prisoners feet that me and DAVIS stepped on. There was also one that GRAINER had stepped on his hand. This was a different prisoner in the pile.

Q. Who was taking pictures that night?

A. I took some with GRAINER's camera, GRAINER took some, FREDERICK had a camera and he took some pictures, and HARMAN had a camera, they both took pictures. I took pictures with their cameras as well. They would be like get me in a picture. I took the pictures from the upper tier looking down at the time that I retrieved the camera from the office.

Q. What was the overall mood of everyone?

A. We would joke around, everyone would laugh at the things we had them do. If the prisoners would not do what we wanted them to do, that person would be mad at the moment because the prisoner would not do what they wanted. DAVIS, GRAINER and FREDERICK were the ones telling the prisoners what to do. DAVIS would assist them.

Q. Whose idea was it to do the pyramid?

A. GRAINER. He would one to get on his knees and we did not know what his was doing. After he was getting the nest detainee, he said he was going to make a pyramid with the detainees.

Q. Whose idea was it to make the detainees masturbate?

A. FREDRICK.

Q. Who was the person who placed the detainee on his knees at the groin of the detainee who was standing?

A. I placed him to sit down facing away, in front of the detainee standing. Then FREDERICK turned the

AFFIDAVIT

I, Lyondie R. England 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 OR PUNISHMENT, AND WITHOUT COERCION, UNLAWFUL INFLUENCE, OR UNLAWFUL INDUCEMENT.

WITNESSES:

ORGANIZATION OR ADDRESS

ORGANIZATION OR ADDRESS

INITIALS OF PERSON MAKING STATEMENT

LE

Lyondie R. England
(Signature of Person Making Statement)
SUBSCRIBED AND SWORN BEFORE ME, A PERSON BY LAW TO ADMINISTER OATHS, THIS 15th DAY OF Jan 04 AT Abu Gharib Prison, Iraq

Warren D. Worth
(Signature of Person Administering Oath)

Warren D. Worth
(Name of Person Administering Oath)

Article 136 UCMJ
(Authority to Administer Oath)

PAGES 2 OF 3 PAGES

SFC England
STATEMENT OF

11/11/04
TAKEN AT

15 Jan 04
DATED

CONTINUED:

Said this turn the detainee around, this was the one who was sitting. So the detainee who was sitting was now facing the groin of the one whom as standing.

A. During this event were the detainees nude?

Q. Do you remember anything else about the dog pile incident?

A. Yes, ~~SIBITS~~ ^{SIBITS} was there. But I do not recall him staying long. I do also know after the information sheets on the detainees was read, we found out one of them was rapist. We figured out which one it was by the picture and the ISN number. SFC HARMAN took a black marker and wrote RAPIST on the guy's outer part of the leg, like by his thigh going down. I took a picture of her pointing out at, and she took a picture of me pointing at it. I think she also took a picture of it right after she was done.

Q. Have you talked to GRAINER or FREDERICK since your interview on 14 Jan 04?

A. I saw FREDERICK. I ask him what he thought was going to happen. He just said it was 19 and a half years down the drain for him. He said he did not think he would be leaving Iraq either on time due to this.

Q. Are there any other incidents you want to talk about?

A. There was an incident where we had two rapists that came in. We separated the two, and the one was lying on the floor and we, DAVIS and I, stood on these guys toes, like we did in the above mentioned incident. I think FREDERICK did this as well, I am not sure. Someone also took a bottle of cold water and poured on the back of the guy's neck to get him cold. I do not remember who this was. It was someone that was white. I think it was FREDERICK.

Q. Do you know who took the pictures of the female detainee with her breast exposed?

A. I do not know. I was not there. I had seen the picture. It was either GRAINER or FREDERICK is my guess that took the picture. The other pictures I saw of the two females they were standing by a wall or just sitting in the chair.

Q. Did anyone ever say in any of the listed events, that they knew what they were doing was wrong?

A. Everyone was like "I did not see that", or "I did not see anything" and they would just go back to work.

Q. DO you know about any detainee that was made to stand on an MRE box, and they hooked wires up to the detainee and took pictures of him?

A. No.

Q. Do you recall if SFC SNYDER was ever at the event with the seven detainees?

A. Yes, I remember him yelling and saying to knock it off, when they guys were jumping on top of the pile of detainees. SFC SNYDER then left and I did not see him again.

Q. Do you have anything to add to this statement?

A. No.///End of Statement/// *AKL*

INITIALS OF PERSON MAKING STATEMENT

AKL

PAGES ³ OF ³ PAGES

SWORN STATEMENT

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

LOCATION Abu Ghraib, Iraq, APO AE 09335	DATE <i>27 JAN 04</i>	Time <i>1035 JCS</i>	FILE NUMBER
LAST NAME, FIRST NAME, MIDDLE NAME SIVITS, Jeremy C.	SOCIAL SECURITY NUMBER [REDACTED]		GRADE/STATUS E4/SPC/Reserves
ORGANIZATION OR ADDRESS 372 nd Military Police Company, Abu Ghraib Correctional Facility, Abu Ghraib, Iraq, APO AE 09335			

1. Jeremy C. SIVITS, want to make the following statement under oath:

Q: SA PIERON
A: SPC SIVITS
Q: On the night that 7 detainees were brought into the Hard Site, do you remember how long SSG ELLIOT was there after he brought the detainees into the area?
A: He was there for about 20 seconds or so.
Q: To your knowledge, did SSG ELLIOT see any abuse of the detainees?
A: No, I am sure he didn't see any abuse. He was bringing the detainees into Isolation Area from another part of the Hard Site, and then he left. He never went past the wooden partition, and because of that, he couldn't have seen anything.
Q: Did you see SSG ELLIOT abuse any detainees, including hitting them, pushing them into walls or other fixed objects, kicking them, or assaulting them in any way?
A: No.
Q: How well do you know SSG ELLIOT?
A: I know him, sort of. We aren't friends or anything. But from what I hear of him, he is a hell of a nice guy.
Q: To your knowledge, is there any reason that SSG ELLIOT should have know that the detainees would be abused?
A: No.
Q: Do you believe SSG ELLIOT would have reported the abuse of the detainees if he knew it was going on?
A: Yes. I know he is very honest, and he always make sure things are done the right way. I would be very surprised if he didn't report it if he knew it was going on.
Q: How long was SFC SNYDER in the area while the abuse was going on?
A: From what I saw, he was there for two minutes or less.
Q: What type of abuse do you believe SFC SNYDER witnessed?
A: I know he saw SGT DAVIS stomping on a detainee's foot. When he saw that he ordered SGT DAVIS to stop. I believe that SFC SNYDER thought it was an isolated incident and that when he ordered SGT DAVIS to stop, it was over.
Q: Did SFC SNYDER see SGT DAVIS, or anyone else, abusing the detainees by jumping on them, punching them or any other acts of abuse other than when SGT DAVIS stepped on the detainees foot?
A: No. SFC SNYDER was upstairs in the office area, and I think he happened to look over the railing when SGT DAVIS was stomping on the detainees foot. I know when he saw that, he immediately told SGT DAVIS to stop. When SFC SNYDER told SGT DAVIS to stop, he said it in a very commanding, stern voice. He seemed to be very angry because I have never heard him use that tone of voice before. To be honest, that's why I remember it, because when I heard him say that, I was surprised to hear the tone of voice from him. I know that's the only incident that SFC SNYDER saw because he left shortly afterwards.
Q: When SFC SNYDER left, did the abuse continue?
A: Yes.
Q: In your mind, do you believe SFC SNYDER thought that no more abuse would continue and that what he witnessed was an isolated incident?
A: Yes.
Q: Why is that?
A: Because he is the Platoon Sergeant, and all his people respect him and do what he tells them. He told SGT DAVIS to stop, and I'm sure he thought that was the end of it. *JS*

EXHIBIT	INITIALS OF PERSON MAKING STATEMENT <i>JCS</i>	PAGE 1 OF 2 PAGES
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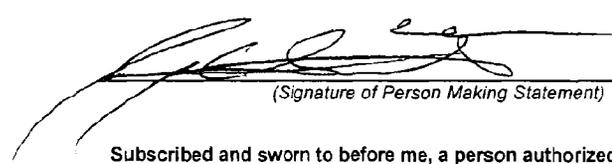
ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT OF ___ TAKEN AT ___ DATED ___ CONTINUED."
THE BOTTOM OF EACH ADDITIONAL PAGE MUST BEAR THE INITIALS OF THE PERSON MAKING THE STATEMENT AND BE INITIALED AS "PAGE ___ OF ___ PAGES." WHEN ADDITIONAL PAGES ARE UTILIZED, THE BACK OF PAGE 1 WILL BE LINED OUT AND THE STATEMENT WILL BE CONCLUDED ON THE REVERSE SIDE OF ANOTHER COPY OF THIS FORM.

JCS Q: Why do you think the abuse continued even though SFC SYNDER told SGT DAVIS to stop when he saw him stomp on the detainees' foot?
A: I think it continued because the detainees caused the riot at Ganci, and they were found with shanks and were probably going to hurt fellow soldiers.
Q: Did you ever believe that the abuse was sanctioned by anyone in the chain of command?
A: No.
Q: If a member of the chain of command, including SFC SNYDER, or SSG ELLIOT, was present, would the abuse have happened?
A: Hell no.
Q: Why not?
A: Because our command would have slammed us. They believe in doing the right thing. If they saw what was going on, there would be hell to pay.
Q: Is there anything you wish to add to this statement?
A: Yes. I gave a statement last week where I said that I took a picture of the detainees with GRAINER's camera, but I now remember that although I took a picture of the detainees, I'm pretty sure it wasn't with GRAINER's camera, but someone else's, I don't know whose. I just want to make sure that everything I tell you is 100% accurate, that's why I'm bringing this up.
Q: At the time you said it was GRAINER's camera, did you believe that to be true?
A: At that time, yes. I was thinking about it after I left, and then I started thinking that maybe it wasn't GRAINER's camera, so I wanted to make sure that everything I have said is the truth.
Q: Is there anything else you wish to add to this statement?
A: No. ///END OF STATEMENT/// JCS

AFFIDAVIT

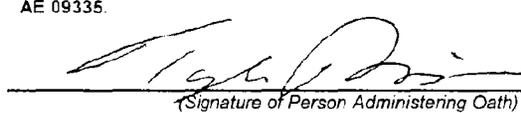
JCS I, JEREMY C. SIVITS, HAVE READ OR HAD READ TO ME THIS STATEMENT, WHICH BEGINS ON PAGE 1, AND ENDS ON PAGE 2. I FULLY UNDERSTAND THE CONTENTS OF THE ENTIRE STATEMENT MADE BY ME. THE STATEMENT IS TRUE. I HAVE INITIALED ALL CORRECTIONS AND HAVE INITIALED THE BOTTOM OF EACH PAGE CONTAINING THE STATEMENT. I HAVE MADE THIS STATEMENT FREELY WITHOUT HOPE OR BENEFIT OR REWARD, WITHOUT THREAT OF PUNISHMENT, AND WITHOUT COERCION, UNLAWFUL INFLUENCE, OR UNLAWFUL INDUCEMENT. JCS

WITNESSES:


(Signature of Person Making Statement)

Subscribed and sworn to before me, a person authorized by Law to administer oaths, this 27th day of January, 2004 at Abu Ghraib, Iraq, APO AE 09335.

ORGANIZATION OR ADDRESS
10TH Military Police Battalion (CID)
Baghdad, Iraq, APO AE 09335


(Signature of Person Administering Oath)

SA TYLER M. PIERON

(Typed Name of Person Administering Oath)

Article 136, UCMJ or 5 USC 903

(Authority to Administer Oaths)

ORGANIZATION OR ADDRESS

INITIALS OF PERSON MAKING STATEMENT

JCS

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
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 ABU GHRAIB PRISON, ABU GHRAIB, IRAQ	2. DATE (YYYYMMDD) 2004/01/20	3. TIME 1045 ³⁰	4. FILE NUMBER
5. LAST NAME, FIRST NAME, MIDDLE NAME POLAK, JOHN VALENTINE	6. SSN [REDACTED]	7. GRADE/STATUS SPC	
8. ORGANIZATION OR ADDRESS 229TH Military Police Company, Virginia Beach, VA (deployed to Abu Ghraib, Iraq)			

9. I, John V. POLAK, WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH:

On the day in which the Abu Ghraib Prison saw the prisoners riot for the first time, I, as a member of the Internal Reaction Force for the prison, was on stand-by for any future incidents. On that night we were called and instructed to go to the hard site and assist the unit running it. No other information was known until we arrived and were briefed by a senior enlisted soldier. We were told that a prisoner had gained access to a handgun and had fired at an American guard. We were instructed that the unit responsible for the hard site wanted our unit to conduct a search of every cell. We entered through the north entrance of the hard site and went to the first bay on the left. We went immediately upstairs and began to search the cells. I was on the top deck with other members of my team when I heard a man screaming from the first deck. I was on the south side of the bay and I looked back to the northwest corner of the bay, through the open center, and observed two soldiers and a prisoner. The prisoner was lying prone on his stomach, dressed in an orange jumpsuit, flex-cuffed behind his back with a sandbag over his head. The prisoner was not resisting in any way. One soldier was standing next to the left side of the prisoner's head with the barrel of his rifle pressed against the prisoner's head. I observed the other soldier kneeling next to the right side of the prisoner at approximately waist level. I observed this soldier begin to strike the prisoner in the small of the back with a closed fist. The soldier struck the prisoner approximately ten times. The soldier then stood up and kicked the prisoner in the right hip and right side approximately three times. I observed that this soldier was a white male with blond hair, cut very close on the sides with a flat-top style on top. This soldier was wearing a solid, olive-green vest with two pouches on the left and right sides at the rear, at the bottom of the vest. I was not able to identify this soldier until I observed him several days later in the dining facility and saw that he was a Captain. I was not able to gain this Captain's name. The other members of my team that were present during this incident were MSG Hopkins, SFC Plude, SGT Clemons, SGT Hardy, and SGT Switzer. SGT Clemons and SGT Switzer have since returned to the states. All others are still assigned to the Internal Reaction Force, 229th MP Company.

- Q. Do you know the date of the incident?
- A. No, sir I do not. I believe it was in Nov 03.
- Q. When were you assigned to the IRF?
- A. Aug 03.
- Q. Did you observe the detainee resisting at any time before, during or after the incident in question?
- A. No, sir.
- Q. Do you know who the soldier was with the weapon?
- A. No, sir. He never looked up. I could not see his face.
- Q. Can you describe the soldier with the weapon?
- A. Other than white male, no sir.
- Q. Was there any other soldiers observing this incident?
- A. From my location I could not tell if anyone was observing what I saw.
- Q. Did anyone from your team observe the incident?
- A. I am not sure, sir.
- Q. How long did the incident last?
- A. No more than five minutes.
- Q. What were you doing when this was going on?
- A. Searching the south side of the second deck. I heard the screaming while conducting the searches, I looked down at the incident. I continued with the searches glancing down at the incident and at some point they had stripped the prisoner and moved him from my view.
- Q. Did anyone say anything to this CPT?
- A. Not that I saw.
- Q. Did you report this to anyone other than this office?

10. EXHIBIT	11. INITIALS OF PERSON MAKING STATEMENT <u>JVP</u>	PAGE 1 OF <u>3</u> PAGES
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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.

Statement of POLAK, taken on 20 Jan 04, at the Abu Ghraib Prison, Abu Ghraib, Iraq

- A. Not officially. I discussed it with certain members of the IRF as a whole.
- Q. Was the CPT striking the detainee with an open or closed fist?
- A. Closed fist.
- Q. Did you see what led up to this incident?
- A. No, sir.
- Q. Could you hear what was being said to the detainee?
- A. No, sir.
- Q. Could you describe the detainee?
- A. Male, dark hair and an orange jumpsuit.
- Q. Where exactly was the detainee struck?
- A. The detainee was struck in the small of the back by the CPT. He was using his right hand.
- Q. After you finished your search did you see the detainee again?
- A. No, sir.
- Q. Did you see the CPT in the isolation area again?
- A. No, sir.
- Q. Have you witnessed any other incidents of concern?
- A. In September of 2003, when we first arrived at the prison complex, I observed that the prisoners at the compounds were receiving punishment in the way of being forced to kneel on gravel until their knees were bleeding. I stopped this punishment whenever I observed it and brought it to the attention of Lieutenant Sutton, the IRF commander. This type of punishment stopped. Also in September of 2003, I observed an MI soldier choke and strike a prisoner in the presence of Major Dennena. This incident was reported to my chain of command. Sworn statements were written and presented to Lieutenant Sutton. I heard nothing more from this incident.
- Q. Do you know what action was taken on the second incident?
- A. I was not present when it was discussed. I heard that MI personnel came over and apologized for their actions.
- Q. Have you heard of any other incidents of maltreatment towards the detainees?
- A. The same night the CPT struck the detainee, I heard one of the navy dogs had bitten a prisoner that was flex-i-cuffed and was not resisting.
- Q. Do you know who witnessed this incident?
- A. SGT SPIKER. [REDACTED] was the dog handler whose dogs bit the detainee.
- Q. Do you know the details of this incident?
- A. No, sir.
- Q. Do you have anything else to add to your statement?
- A. No, sir.///END OF STATEMENT///

Initials JA

Page 2 of 3 Pages

For Official Use Only

Exhibit 2

STATEMENT OF Polak, John Valentine TAKEN AT Abu Ghraib Prison DATED 20 JAN 04

9. STATEMENT (Continued)

AFFIDAVIT

I, John Valentine Polak, 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.

[Signature]
(Signature of Person Making Statement)

WITNESSES:

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 20 day of Jan, 2004 at Abu Ghraib Prison, Abu Ghraib, Iraq

[Signature]
(Signature of Person Administering Oath)

ORGANIZATION OR ADDRESS

Paul D. Arthur
(Typed Name of Person Administering Oath)

ORGANIZATION OR ADDRESS

ART 134 UCMJ
(Authority To Administer Oaths)

INITIALS OF PERSON MAKING STATEMENT
JVP

PAGE 3 OF 3 PAGES

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 20 Jan 04	TIME 019 ⁰⁰	FILE NUMBER 0005-04-CJ0149-83131
LAST NAME, FIRST NAME, MIDDLE NAME Spiker, Gregory Andrew	SOCIAL SECURITY NUMBER [REDACTED]	GRADE/STATUS E-5 / VANG	
ORGANIZATION OR ADDRESS 229 th MP Co. , deployed with duty at Abu Ghraib, Iraq			

I, Gregory A. Spiker want to make the following statement under oath:

Approximately 23 August 2003, I 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 Deninan 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 Sutton (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 Sutton 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 Deninan 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 Plude (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 Sutton and SFC Plude. 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]. 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] because [REDACTED] was asked to assist MI personnel to interrogate a prisoner. [REDACTED] was instructed by MI to let the dog scare the inmate for some information. The MI person told [REDACTED] three different times to let the dog in on the

GR

Page 2 of 5

Statement of SPIKER, 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 DINENA and 1LT SUTTON. 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.

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 1LT SUTTON.

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 chock 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 their any other soldiers assisting with this assault?

A. No, not that I saw.

Q. Describe the detainee?

A. Approx [redacted] 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 GA

Page 2 of 5 Pages

Statement of SPIKER, taken on 20 Jan 04, at the Abu Ghraib Prison, Abu Ghraib, Iraq

A. No.

Q. Did you report this to anyone?

A. Yes. 1LT SUTTON and SFC PLUDE. We always have an AAR to discuss the 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 POLAK.

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).

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.

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 GA

Page 3 of 5 Pages

Statement of SPIKER, 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///

Initials CR

Page 4 of 5 Pages

FOR OFFICIAL USE ONLY

Exhibit 3

[Large empty rectangular box for the statement content]

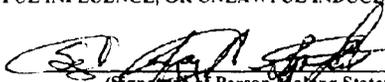
AFFIDAVIT

I, Gregory Andrew Spiker, 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.

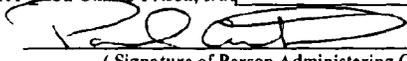
WITNESSES:

ORGANIZATION OR ADDRESS

ORGANIZATION OR ADDRESS


(Signature of Person Making Statement)

SUBSCRIBED AND SWORN BEFORE ME, A PERSON BY LAW TO ADMINISTER OATHS, THIS 20 DAY OF Jan 04 AT Abu Ghariib Prison, Iraq


(Signature of Person Administering Oath)

Paul D. Arthur
(Name of Person Administering Oath)

Art 134 UCMJ
(Authority to Administer Oath)

INITIALS OF PERSON MAKING STATEMENT 

PAGES 5 OF 5 PAGES

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
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 Abu Ghraib Prison, Iraq APO AE 09335	2. DATE (YYYYMMDD) 2003/09/21	3. TIME 0100	4. FILE NUMBER
5. LAST NAME, FIRST NAME, MIDDLE NAME Plude, Daryl J	6. SSN [REDACTED]	7. GRADE/STATUS SFC/E-7	
8. ORGANIZATION OR ADDRESS 229th Military Police Company			

9. I, Daryl J. Plude, WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH.

On 20 Sep 03 at approx. 2145 a mortar attack was received in the vicinity of Camp Vigilant. At approx 2230 the IRF (internal Reaction Force) was called to the 320th BN TOC and advised that a mortar had landed in the MI BN tent and there were approx. 15 wounded that were being medivac. We were told to stand by there and wait for further. Shortly thereafter we were told to go back to our living quarters and stand by to be called again. About 2330 we were called to respond to the ECP (entry control point). Once arriving we were told that the QRF was outside the wire attempting to stop a vehicle which they believed may be involved with the attack. We were told to stand fast and be prepared to be their backup should the need arise. They soon stopped the vehicle and transported it back to the ECP with the 2 occupants a male and female. Once arriving the vehicle was searched searched and the two in custody were taken over to the visitor tent where we responded and watched over the two. A few minutes later at approx. 0030 21 Sep 03 a HMMWV pulled up with approx. 10 soldiers and came over to us. The first soldier wearing a desert camo flak jacket came up to the male prisoner and began screaming at him telling him eyes down and asking "what the fuck are you looking at". He then grabbed him by the back of the head and pushed it down into the dirt. 1Lt Sutton told him that was unnecessary and the soldier looked at him and told him "that he was the professional at this he knew what he was doing". 1Lt Sutton said that doesn't look to professional. I then said that I had never been taught that when I went through interrogator school. At this point another soldier (a very large stocky soldier) came over and started yelling at him to get up. He grabbed him and yanked him up off the ground and secured his arms and began walking him back towards the vehicle. He continued screaming and forcefully moving towards the truck. As he passed me I told him to "at ease and calm down". He continued past me to the back of the truck. Once reaching the back of the truck he began striking the prisoner in the back of the head and back. He continued screaming at him to get into the truck. The soldier then forcefully slammed the prisoner into the bed of the truck. once the prisoner was in the bed of the truck he was struck a few more times and told to put a mask on. When the prisoner turned towards the back of the truck it appeared that he was bleeding from the lip, but I was unsure do to the poor lighting. At this point I asked the NCOIC what unit he was from and he told me the 519th MI. I then realized that these were soldiers from the unit that had been attacked. At this point the vehicle left and the IRF secured back to our living area. After arriving back in our area 1Lt Sutton was called by Maj. Dinnenna and asked that both he and I responded to the TOC. Once arriving we introduced to 1SG McBride who is the 1Sg of the MI group. He told us that this had never happened and that had been doing these operations for 14 months in Afganistan and Iraq. He continued to apologize and remind us that he had people that were wounded and everyone was upset. Maj. Dinnenna told us that Cpt. Woods had been told and she was very upset over the incident. We explained to them that during our many years of law enforcement that you never send a suspect back to a group of officers that were directly effected by an incident because you don't know what they might do and that this case was exactly the same. We were told by the 1SG that they would handle it and we advised that we were going to forward statements of the incident as well. Maj. Dinnenna advised that he would forward that paperwork to the BN CDR so that action could be taken. 1Lt Sutton and I then responded back to the IRF barracks where we advised the team to complete statements of the incident and we advised them of what the 1Sg had told us.

-----End of Statement-----

10. EXHIBIT	11. INITIALS OF PERSON MAKING STATEMENT <u>[Signature]</u>	PAGE 1 OF <u>2</u> PAGES
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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 BE INDICATED.

9. STATEMENT (Continued)
//////////////////////////////////////Not Used//////////////////////////////////////

AFFIDAVIT

I, Daryl J. Plude, HAVE READ OR HAVE HAD READ TO ME THIS STATEMENT WHICH BEGINS ON PAGE 1, AND ENDS ON PAGE 1. 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.

[Signature]
(Signature of Person Making Statement)

WITNESSES:

CPT Timothy Page
CITF-7 Pro
Baghdad Iraq
ORGANIZATION OR ADDRESS

ORGANIZATION OR ADDRESS

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 11 day of February, 2004 at CITF 7 Pro, Baghdad Iraq

[Signature]
(Signature of Person Administering Oath)

Darin F Meyer Sr USAF
(Typed Name of Person Administering Oath)

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

INITIALS OF PERSON MAKING STATEMENT [Initials]

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 (SSM).
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 ABU GHRAIB PRISON, ABU GHRAIB, IRAQ	2. DATE (YYYYMMDD) 2004/01/20	3. TIME 1048	4. FILE NUMBER
5. LAST NAME, FIRST NAME, MIDDLE NAME POLAK, JOHN VALENTINE	6. SSN [REDACTED]	7. GRADE/STATUS SPC	
8. ORGANIZATION OR ADDRESS 229TH Military Police Company, Virginia Beach, VA (deployed to Abu Ghraib, Iraq)			

9. I, John V. POLAK, WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH:

On the day in which the Abu Ghraib Prison saw the prisoners riot for the first time, I, as a member of the Internal Reaction Force for the prison, was on stand-by for any future incidents. On that night we were called and instructed to go to the hard site and assist the unit running it. No other information was known until we arrived and were briefed by a senior enlisted soldier. We were told that a prisoner had gained access to a handgun and had fired at an American guard. We were instructed that the unit responsible for the hard site wanted our unit to conduct a search of every cell. We entered through the north entrance of the hard site and went to the first bay on the left. We went immediately upstairs and began to search the cells. I was on the top deck with other members of my team when I heard a man screaming from the first deck. I was on the south side of the bay and I looked back to the northwest corner of the bay, through the open center, and observed two soldiers and a prisoner. The prisoner was lying prone on his stomach, dressed in an orange jumpsuit, flex-cuffed behind his back with a sandbag over his head. The prisoner was not resisting in any way. One soldier was standing next to the left side of the prisoner's head with the barrel of his rifle pressed against the prisoner's head. I observed the other soldier kneeling next to the right side of the prisoner at approximately waist level. I observed this soldier begin to strike the prisoner in the small of the back with a closed fist. The soldier struck the prisoner approximately ten times. The soldier then stood up and kicked the prisoner in the right hip and right side approximately three times. I observed that this soldier was a white male with blond hair, cut very close on the sides with a flat-top style on top. This soldier was wearing a solid, olive-green vest with two pouches on the left and right sides at the rear, at the bottom of the vest. I was not able to identify this soldier until I observed him several days later in the dining facility and saw that he was a Captain. I was not able to gain this Captain's name. The other members of my team that were present during this incident were MSGT J. Hopkins, SFC Plude, SGT Clemons, SGT Hardy, and SGT Switzer. SGT Clemons and SGT Switzer have since returned to the United States. All others are still assigned to the Internal Reaction Force, 229th MP Company.

- Q. Do you know the date of the incident?
- A. No, sir I do not. I believe it was in Nov 03.
- Q. When were you assigned to the IRF?
- A. Aug 03.
- Q. Did you observe the detainee resisting at any time before, during or after the incident in question?
- A. No, sir.
- Q. Do you know who the soldier was with the weapon?
- A. No, sir. He never looked up. I could not see his face.
- Q. Can you describe the soldier with the weapon?
- A. Other than white male, no sir.
- Q. Was there any other soldiers observing this incident?
- A. From my location I could not tell if anyone was observing what I saw.
- Q. Did anyone from your team observe the incident?
- A. I am not sure, sir.
- Q. How long did the incident last?
- A. No more than five minutes.
- Q. What were you doing when this was going on?
- A. Searching the south side of the second deck. I heard the screaming while conducting the searches, I looked down at the incident. I continued with the searches glancing down at the incident and at some point they had stripped the prisoner and moved him from my view.
- Q. Did anyone say anything to this CPT?
- A. Not that I saw.
- Q. Did you report this to anyone other than this office?

10. EXHIBIT	11. INITIALS OF PERSON MAKING STATEMENT <u>JVA</u>	PAGE 1 OF <u>3</u> PAGES
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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.

For Official Use Only Exhibit 2 ✓

- A. Not officially. I discussed it with certain members of the IRF as a whole.
- Q. Was the CPT striking the detainee with an open or closed fist?
- A. Closed fist.
- Q. Did you see what led up to this incident?
- A. No, sir.
- Q. Could you hear what was being said to the detainee?
- A. No, sir.
- Q. Could you describe the detainee?
- A. Male, dark hair and an orange jumpsuit.
- Q. Where exactly was the detainee struck?
- A. The detainee was struck in the small of the back by the CPT. He was using his right hand.
- Q. After you finished your search did you see the detainee again?
- A. No, sir.
- Q. Did you see the CPT in the isolation area again?
- A. No, sir.
- Q. Have you witnessed any other incidents of concern?
- A. In September of 2003, when we first arrived at the prison complex, I observed that the prisoners at the compounds were receiving punishment in the way of being forced to kneel on gravel until their knees were bleeding. I stopped this punishment whenever I observed it and brought it to the attention of Lieutenant Sutton, the IRF commander. This type of punishment stopped. Also in September of 2003, I observed an MI soldier choke and strike a prisoner in the presence of Major Dennena. This incident was reported to my chain of command. Sworn statements were written and presented to Lieutenant Sutton. I heard nothing more from this incident.
- Q. Do you know what action was taken on the second incident?
- A. I was not present when it was discussed. I heard that MI personnel came over and apologized for their actions.
- Q. Have you heard of any other incidents of maltreatment towards the detainees?
- A. The same night the CPT struck the detainee, I heard one of the navy dogs had bitten a prisoner that was flex-i-cuffed and was not resisting.
- Q. Do you know who witnessed this incident?
- A. SGT SPIKER. [REDACTED] was the dog handler whose dogs bit the detainee.
- Q. Do you know the details of this incident?
- A. No, sir.
- Q. Do you have anything else to add to your statement?
- A. No, sir.///END OF STATEMENT///

STATEMENT OF Polak John Valentine TAKEN AT Abu Ghraib Prison DATED 20 JAN 04

9 STATEMENT (Continued)

AFFIDAVIT

I, John Valentine Polak, 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.

[Signature]
(Signature of Person Making Statement)

WITNESSES:

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 20 day of Jan, 2004 at Abu Ghraib Prison, Abu Ghraib, Iraq

[Signature]
(Signature of Person Administering Oath)

PAUL D. ARTHUR
(Typed Name of Person Administering Oath)

ABT 134 UCMJ
(Authority To Administer Oaths)

ORGANIZATION OR ADDRESS

ORGANIZATION OR ADDRESS

INITIALS OF PERSON MAKING STATEMENT
JVP

PAGE 3 OF 3 PAGES

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Exhibit 2