

# COMMANDER'S REPORT OF DISCIPLINARY OR ADMINISTRATIVE ACTION

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

## PRIVACY ACT STATEMENT

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

### 1. Control Information

<b>Thru:</b>  <b>To:</b> Commander 3rd Special Forces Group, Attn: COL Benton Ft Bragg, NC 28311  <b>Referred By:</b> SAC CID Office: Afghanistan CID Office (b)(6),(b)(7)(C)	<b>USACRC Number:</b> 0065-2008-CID369-43686-5H1A <b>MP Report Number:</b> N/A <b>Sub-Installation:</b> AF09354DC  <b>Referral Date:</b> 8/4/2008 <b>Suspense Date:</b> 9/18/2008
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The first Lieutenant Colonel in the chain of command is responsible and accountable for completing DA Form 4833 with support documentation (copies of Article 15s, court-martial orders, reprimands, etc) for all USACIDC investigations. The unit and brigade commander or their equivalent will also receive a copy of the DA Form 4833 for all USACIDC investigations.

Company, troop, and battery level commanders are responsible and accountable for completing DA Form 4833 with supporting documentation in all cases investigated by MPI, civilian detectives employed by the Department of the Army, and the PMO. Accurate and complete DA 4833 disposition reports are required to meet installation, command, HQDA, DOD, and federal statutory reporting requirements. The data is used to identify crime trends, establish command programs in law enforcement and other activities, and to ensure that resources are made available to support commanders who must address issues of soldier and family member indiscipline.

In court-martial cases, a conviction of an offense at court-martial may be for a different, or lesser included offense. List the offense for which the individual was convicted at court-martial in the remarks section. Provost Marshals must enter the "MP Report Number" (Block-1) for all cases referred to commanders. "Sub-Installation" (Block-1) is used to enter report number from a civilian law enforcement agency police report. Other information on the civilian law enforcement agency (e.g. civilian law enforcement agency address) may be entered in the remarks section.

### 2. Offender Identification

<b>Last Name:</b> (b)(6),(b)(7)(C) <b>First Name:</b> <b>Middle Name:</b> <b>Cadency:</b>	<b>Grade:</b> E-8 U.S. Army (MSG)  (b)(6),(b)(7)(C) <b>SSN:</b> <b>Date of Birth:</b>
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### 3. Referral Information

**Commander Decision Date:** 8/4/2008

No.	Offense	Basis	Date	Sexual Harassment	Action Taken	Reason
1	Murder [5H1A]	UCMJ Article 118	2/29/2008	Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>	Accepted
2				Yes <input type="checkbox"/> No <input type="checkbox"/>	Yes <input type="checkbox"/> No <input type="checkbox"/>	
3				Yes <input type="checkbox"/> No <input type="checkbox"/>	Yes <input type="checkbox"/> No <input type="checkbox"/>	
4				Yes <input type="checkbox"/> No <input type="checkbox"/>	Yes <input type="checkbox"/> No <input type="checkbox"/>	
5				Yes <input type="checkbox"/> No <input type="checkbox"/>	Yes <input type="checkbox"/> No <input type="checkbox"/>	

b(6), b(7)(C)

**3. Referral Information (continued)**

No.	Offense	Basis	Date	Sexual Harassment	Action Taken	Reason
6				Yes <input type="checkbox"/> No <input type="checkbox"/>	Yes <input type="checkbox"/> No <input type="checkbox"/>	
7				Yes <input type="checkbox"/> No <input type="checkbox"/>	Yes <input type="checkbox"/> No <input type="checkbox"/>	
8				Yes <input type="checkbox"/> No <input type="checkbox"/>	Yes <input type="checkbox"/> No <input type="checkbox"/>	
9				Yes <input type="checkbox"/> No <input type="checkbox"/>	Yes <input type="checkbox"/> No <input type="checkbox"/>	
10				Yes <input type="checkbox"/> No <input type="checkbox"/>	Yes <input type="checkbox"/> No <input type="checkbox"/>	

NOTE: For each offense marked NO for action taken, you must supply a reason.

If you selected "YES" for any offense, continue to "Action Taken" (Block-4). If you selected "NO" for ALL offenses, go directly to "Commander's Remarks" (Block-10), sign, date, and return the form to the agent specified in "Referred By" (Block-1).

**4. Action Taken**

- Administrative**  
 Non-Adverse Referrals  
 Adverse Personnel Actions
- Non-Judicial (Article 15)**  
 (see details below)
- Judicial**  
 Court Martial or Civilian Criminal Court

**Non-Judicial Punishment Authority (select one):**

- Summarized  
 Company Grade  
 Field Grade  
 Principal Assistant
- GCMCA Imposed  
 General Officer Imposed

**Judicial Punishment Authority (select one):**

- Summary Court Martial  
 Special Court Martial  
 Civilian Criminal/Magistrate
- General Court Martial

**5. NJP/Court-Martial/Civilian Criminal Court Proceeding Outcome**

No.	Charged Offense	Plea	Finding Offense	Trial Finding
1	Murder [5H1A] [5H1A]	N	Murder [5H1A] [5H1A]	N
2				
3				
4				
5				

PLEA: G=Guilty, C=No Contest, N=Not Guilty, D=Pre-Trial Diversion, TRIAL FINDING: DCV=Dismissed (Civil), DCR=Dismissed (Criminal)  
 P=Finding for Plaintiff, F=Finding for Respondent, G=Guilty, C=No Contest, N=Not Guilty, S=Settlement

**5. NJP/Court-Martial/Civilian Criminal Court Proceeding Outcome (continued)**

No.	Charged Offense	Plea	Finding Offense	Trial Finding
6				
7				
8				
9				
10				

PLEA: G=Guilty, C=No Contest, N=Not Guilty, D=Pre-Trial Diversion, TRIAL FINDING: DCV=Dismissed (Civil), DCR=Dismissed (Criminal), P=Finding for Plaintiff, F=Finding for Respondent, G=Guilty, C=No Contest, N=Not Guilty, S=Settlement

**6. Administrative Actions**

**Non-Adverse**

Agency	Referred	Responded
Family Advocacy		
Drug/Alcohol Abuse		
Special Referral		
Equal Opportunity		
Legal Office		
Mental Health		
Relief Agency		

Date Imposed	Type of Action	Oral	Written	
			Local	OMPF
	Counseling/Concern	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Reprimand	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Censure	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Admonition	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

**Adverse**

Date Imposed	Description
	Withholding of Privileges
	Adverse Performance Evaluation (OER/NCOER/Academic Report)
	Relief for Cause (OER/NCOER)
	Mandatory Reassignment
	Transfer (such as rehabilitative)
	Adverse Record Entry - Flag
	Denial of Reenlistment or Continued Service
	Withholding of Promotion
	Delay of Promotion
	Promotion Revocation
	Clearance Revocation
	Control Roster (downgrade of clearance, PRP reclassification)
	Resignation
	Retirement
	Retirement at Lower Grade From: To:
	Transfer to Inactive Reserve

**6. Administrative Actions (continued)**

Date Imposed	Description
	Military Occupational Specialty Reclassification
	Debarment Duration: <input type="checkbox"/> Days <input type="checkbox"/> Months <input type="checkbox"/> Years
	Job Termination
	Job Suspension Duration: <input type="checkbox"/> Days <input type="checkbox"/> Months <input type="checkbox"/> Years
	Leave Without Pay Duration: <input type="checkbox"/> Days <input type="checkbox"/> Months <input type="checkbox"/> Years
	Loss of Warrant
	Voluntary Disclosure
	Restitution (to US Government) Amount :
	Restitution (to third party Non-US Government) Amount :
	Civil-Civil Action Initiation
	Other (return to states, etc.)
	Contract Suspension Duration: <input type="checkbox"/> Days <input type="checkbox"/> Months <input type="checkbox"/> Years
	Contract Termination
	Cost Adjustment Amount :
	Bid Rejection
	Recoupment Amount :
	Denial of Continuation
	Other Contract Action

**7. Details of Administrative Separation**

Date Imposed	
Regulation	
Chapter	
Characterization	
Effective Date	

Proceed to Commander's Remarks (Block-10) if you chose Administrative Action

**8. Non-Judicial/Judicial Sanctions**

Date Adjudged	Sanction
	Fine Amount :
	Forfeiture Amount : Duration: <input type="checkbox"/> Days <input type="checkbox"/> Months
	Extra Duty Days:
	Restriction Days:
	Correctional Custody Days:
	Confinement Duration: <input type="checkbox"/> Days <input type="checkbox"/> Months <input type="checkbox"/> Years <input type="checkbox"/> Life
	Bad Conduct Discharge Effective Date:
	Dishonorable Discharge Effective Date:
	Reduction in Grade From: To:
	Probation Duration: <input type="checkbox"/> Days <input type="checkbox"/> Months <input type="checkbox"/> Years
	Special Assignment Duration: <input type="checkbox"/> Days <input type="checkbox"/> Months <input type="checkbox"/> Years
	Total Forfeiture (all pay/allowance) Duration: <input type="checkbox"/> Days <input type="checkbox"/> Months <input type="checkbox"/> Years <input type="checkbox"/> Life
	Death
	Civil Recovery Amount :
	Civil Award Amount :

**9. Suspended Sanctions**

Were Any Sanctions Suspended?  Yes  No  
 If no sanctions were suspended, proceed to "Commander's Remarks" (Block-10)

Suspended Sanction	Suspended Sanction Information	
Fine	Date Suspended:	Suspension Duration:
	Suspended Portion US\$:	
	Suspension Conditions:	
Forfeiture	Date Suspended:	Suspension Duration:
	Suspended Portion US\$:	Suspended Portion Time:
	Suspension Conditions:	
Extra Duty	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Restriction	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Correctional Custody	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Confinement	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Reduction in Grade	Date Suspended:	Suspension Duration:
	Suspension Conditions:	
Probation	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Special Assignment	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Total Forfeiture	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Civil Recovery	Date Suspended:	Suspension Duration:
	Suspended Portion US\$:	
	Suspension Conditions:	
Civil Award	Date Suspended:	Suspension Duration:
	Suspended Portion US\$:	
	Suspension Conditions:	

**10. Commander's Remarks**

USASCRC Number: 0065-2008-CID369-43686-5H1A

Sanction: A2 2009/02/28

**11. Commanding Officer**

Was a DNA sample collected from the offender?  Yes  No

(b)(6),(b)(7)(C)

Name and Grade:

Signature:

Signature Date: 2/28/2009

AKO e-Mail Address:



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**DEPARTMENT OF THE ARMY**  
U.S. ARMY CRIMINAL INVESTIGATION COMMAND  
Afghanistan CID Office  
APO AE 09354

03 Aug 2008

MEMORANDUM FOR: SEE DISTRIBUTION

SUBJECT: CID REPORT OF INVESTIGATION - FINAL (C)/SSI - 0065-2008-CID369-43686 -  
5H1A / 9G2F

DATES/TIMES/LOCATIONS OF OCCURRENCES:

1. 01 MAR 2008, 0001 - 19 MAR 2008, 1800; UNKNOWN LOCATION VICINITY OF  
FOB ROBINSON, APO, AE

DATE/TIME REPORTED: 19 MAR 2008, 1625

INVESTIGATED BY:

SA (b)(2),(b)(6),(b)(7)(C)  
SA

SUBJECT:

1 (b)(6),(b)(7)(C) MSG (b)(6),(b)(7)(C) DOB); (POB); MALE;  
WHITE; C CO, OPERATIONAL DETACHMENT ALPHA 3232, 2ND BATTALION, 3RD  
SPECIAL FORCES GROUP (A), APO, ARMED FORCES AFRICA, CANADA, EUROPE &  
MIDDLE EAST 09314; CT ; [MURDER]

VICTIM:

1. UNKNOWN, ; FRCIV; (POB); MALE; [MURDER] (NFI)

INVESTIGATIVE SUMMARY:

This is an Operation Enduring Freedom Investigation.

This office was notified by MAJ (b)(6),(b)(7)(C) Office of the Staff Judge Advocate, Special

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b(2), b(6), b(7)(C)

1

Operations Task Force 32 (SOTF32), Bagram Airfield, Afghanistan, that an Operational Detachment Alpha (ODA) member reported a murder to the chain of command.

Investigation determined MSG (b)(6),(b)(7)(C) committed the offense of Murder when he shot and killed an unarmed Afghan male. SSG (b)(6),(b)(7)(C) SSG (b)(6) and (b)(6),(b)(7)(C) witnessed the incident and forensic examination of evidence collected corroborated their accounts of the incident.

STATUTES:

Article 188, UCMJ: Murder

EXHIBITS:

Attached:

1. Agent's Investigation Report (AIR) of SA (b)(6),(b)(7)(C) 28 Mar 08.
2. Sworn Statement of CPT (b)(6),(b)(7)(C) 20 Mar 08.
3. Sworn Statement of CSM (b)(6),(b)(7)(C) 23 Mar 08.
4. DA Form 3745, Search and Seizure Authorization, 24 Mar 08.
5. Affidavit supporting Search and Seizure Authorization, 24 Mar 08.
6. Sworn Statement and sketch of SSG (b)(6),(b)(7)(C) 25 Mar 08.
7. Sworn Statement of SFC (b)(6),(b)(7)(C) 25 Mar 08.
8. Sworn Statement of SSC (b)(6),(b)(7)(C) 25 Mar 08.
9. Non-Waiver Certificate of MSC (b)(6),(b)(7)(C) 26 Mar 08.
10. Photographic Packet. (recovery scene)



11. Recovery Scene Sketch, 26 Mar 08.
12. Recovery Scene Sketch, 26 Mar 08.
- 13.(13-1 thru 13-2) DA Form 4137, Evidence/Property Custody Document (EPCD) Document Number (DN) 043-08, 26 Mar 08, and DN 044-08, 26 Mar 08.
14. Photographic Packet. (recovery scene)
15. Recovery Scene Sketch, 27 Mar 08.
16. EPCD DN 045-08, 27 Mar 08.
17. Sworn Statement of SGT (b)(6),(b)(7)(C) 8 Mar 08.
18. Canvass Interview Worksheet, 28 Mar 08.
19. EPCD DN 046-08, 29 Mar 08.
20. DD Form 2922, Laboratory Examination Request, 1 Apr 08.
21. AIR of SA (b)(6),(b)(7)(C) 10 Apr 08.
22. DA Form 3745, Search and Seizure Authorization, 1 Apr 08.
23. Affidavit supporting Search and Seizure Authorization, 1 Apr 08.
24. EPCD DN 049-08, 2 Apr 08.
25. DD Form 2922, Laboratory Examination Request, 3 Apr 08.
26. Sworn Statement and sketch of (b)(6),(b)(7)(C) 10 Apr 08.
27. AIR of SA (b)(6),(b)(7)(C) 2 May 08.
28. Sworn Statement and sketch of (b)(6),(b)(7)(C) 21 Apr 08.

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29. Pashtu language interview notes and translation of interview with (b)(6),(b)(7)(C) 21 Apr 08.

30. Photographic Packet. (Evidence)

31. CD containing all original images associated with Exhibits 10, 14, and 29. (USACRC and file copies only)

32. EPCD DN 067-08, 26 Apr 08.

33. Final Report (USACIL), 22 Apr 08.

34. DA Form 3745, Search and Seizure Authorization, 30 Apr 08.

35. Affidavit supporting Search and Seizure Authorization, 30 Apr 08.

36. Translation, 2 May 08.

37. AIR of SA (b)(6),(b)(7)(C) 4 Jun 08.

38. Translation, 17 May 08.

39. Sworn Statement of SGT (b)(6),(b)(7)(C) 27 May 08.

40. Sworn Statement and sketch of SGT (b)(6),(b)(7)(C) 27 May 08.

41. Final Report (USACIL), 8 May 08.

42. AIR of SA (b)(6),(b)(7)(C) 19 Jul 08.

Not Attached:

None.

The originals of Exhibits 1, 9, 11, 12, 15, 21, 27, 31, 37, and 42 are forwarded with the

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USACRC copy of this report. The originals of Exhibits 2 thru 8, 17, 18, 22, 23, 26, 28, 29, 33 thru 36, and 38 thru 41 are retained in the case files of this office, pending adjudication. The original of Exhibits 13, 16, 19, and 24 are retained within the files of the Evidence Depository, this office. The originals of Exhibits 20 and 25, and a second original of Exhibits 33 and 41 are retained in the files of the U.S. Army Criminal Investigation Laboratory.

STATUS: This is a Final (C) Report. Commander's Report of Disciplinary or Administrative Action (DA Form 4833) is pending.

CID reports of investigation may be subject to a Quality Assurance Review by CID higher headquarters.

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Report Prepared By:

Report Approved By:

(b)(6),(b)(7)(C)

(b)(6),(b)(7)(C)

Special Agent

Special Agent in Charge

DISTRIBUTION:

Dir, USACRC, Ft Belvoir, VA

11th MP BN CID

SJA, CJSOTF (MAJ (b)(6),(b)(7)(C))

3rd MP Group, USACIDC, Fort Gillem, GA (email only)

CG, USACIDC, FT BELVOIR CIOP-ZA

CHIEF MILITARY JUSTICE, CJTF-101 (MAJ (b)(6),(b)(7)(C)) (email only)

CHIEF OF STAFF, CJTF-101, BAGRAM AIR FIELD (COI (b)(6),(b)(7)(C)) (email only)

CJTF 101 CMD GRP (MAJ (b)(6),(b)(7)(C)) (email only)

CJTF 101, CMD GRP (LTC (b)(6),(b)(7)(C)) (email only)

DCG-S, 101 (BG (b)(6),(b)(7)(C)) (email only)

PM DEP, CJTF-101 (LTC (b)(6),(b)(7)(C)) (email only)

PM SGM, CJTF-101 (SGM (b)(6),(b)(7)(C)) (email only)

PMO, CJTF-101 OPS NCO (SFC (b)(6),(b)(7)(C)) (email only)

PROVOST MARSHAL, CJTF-101 (COL (b)(6),(b)(7)(C)) (email only)

SAC, AFGHANISTAN CID OFFICE

DEPUTY SJA, CJTF-101 (MAJ (b)(6),(b)(7)(C)) (email only)

STAFF JUDGE ADVOCATE, CJTF-101 (COI (b)(6),(b)(7)(C)) (email only)

CDR, 3rd SFG (CPT (b)(6),(b)(7)(C)) (email only) (b)(6),(b)(7)(C)@ahqb.soc.mil

CDR, 3rd SFG (COL (b)(6),(b)(7)(C))@ahqb.soc.mil

SJA, SOC, FT Bragg (CPT (b)(6),(b)(7)(C))@ahqb.soc.mil

FILE

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DEPARTMENT OF THE ARMY  
U.S. ARMY CRIMINAL INVESTIGATION COMMAND  
Afghanistan CID Office  
APO AE 09354

21 Jul 2008

MEMORANDUM FOR: SEE DISTRIBUTION

SUBJECT: CID REPORT OF INVESTIGATION - 1ST CORRECTED FINAL/SSI -  
0142-2008-CID369-43734 - 5H9B

DATES/TIMES/LOCATIONS OF OCCURRENCES:

1. 23 JUN 2008, 1722; U.S. ARMY HOSPITAL, BAGRAM AIRFIELD,  
AFGHANISTAN, APO, AE 09354

DATE/TIME REPORTED: 23 JUN 2008, 1900

INVESTIGATED BY:

SA (b)(2),(b)(6),(b)(7)(C)  
SA

SUBJECT:

1. NONE, ; [UNDETERMINED MANNER OF DEATH] (NFI)

VICTIM:

1. PROTECTED IDENTITY, (DECEASED); MALE; [UNDETERMINED MANNER  
OF DEATH] (NFI)

INVESTIGATIVE SUMMARY:

~~SECRET/NOFORN~~

(U) This is an Operation Enduring Freedom Investigation.

(U) This report was generated to correct the classification of the investigative summary from

**b(2),b(6),b(7)(C)**

1

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(b)(6),(b)(7)(C)

Regrade For Official Use Only - Law Enforcement Sensitive  
when separated from exhibits 1 thru 11.

**ACLU DETAINEE DEATH 2 CID 1227**

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secret (S) to unclassified (U).

(U) FINAL REPORT:

This report is for ACI2 purposes only. The original Report of Investigation (ROI) contained classified data.

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(U) This office, was notified by the Office of the Staff Judge, Task Force (TF) 373, BAF, a person died while receiving medical treatment at the Medical Treatment Facility, Bagram Airfield (BAF).

(U) Investigation determined the protected identities cause and manner of death are Undetermined. Investigation established he was approximately 70 years old and was hospitalized at the Medical Treatment Facility, BAF on 17 Jun 08, after complaining of chest pains and having an apparent heart attack. He underwent treatment for several days and had several subsequent heart attacks. Testing revealed he suffered from a pre-existing heart condition. On 23 Jun 08, he had another heart attack and all lifesaving measures met with negative results. He was pronounced dead at 1722, 23 Jun 08. An autopsy was not conducted.

(U) STATUTES:

(U) None.

(U) Exhibits:

(U) Attached:

(b) (6), (b) (7)(C) 1. Agent's Investigation Report (AIR) of SA (b)(6),(b)(7)(C) 24 Jun 08.  
(SECRET/NOFORN)

(b) (6), (b) (7)(C) 2. DA Form 3894, Hospital Report of Death, 23 Jun 08. (b)(6),(b)(7)(C)

(b) (6), (b) (7)(C) 3. DD Form 2064, Certificate of Death (Overseas), 23 Jun 08. (b)(6),(b)(7)(C)

b(6), b(7)(C)

2

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(b)(6),(b)(7)(C)

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**ACLU DETAINEE DEATH 2 CID 1228**

- (b)(6),  
(b)(7)  
(C)
4. CD containing all images. (deceased) (USACRC and file copies only)  
(b)(6),(b)(7)(C)
  5. Medical treatment records, Medical Treatment Facility, BAF. (b)(6),(b)(7)(C)
  6. Serious Incident Report, 23 Jun 08. (b)(6),(b)(7)(C)
  7. Commander's Critical Information Report, 22 Jun 08. (b)(6),(b)(7)(C)
  8. Medical treatment records, TF 373 (b)(6),(b)(7)(C)
  9. Sworn Statement of G086, 24 Jun 08. (b)(6),(b)(7)(C)
  10. AIR of SA (b)(6),(b)(7)(C) 26 Jun 08
  11. Memorandum from the Secretary of Defense, 25 Jun 08. (b)(6),(b)(7)(C)

(U) Not Attached:

(U) None.

(U) The originals of Exhibits 1, 4, 9 and 10 are forwarded with the CRC copy of this report. The originals of Exhibits 2, 3 and 5 are retained in the files of the Medical Treatment Facility, BAF. The originals of Exhibits 5, 6 and 8 are retained in the files of TF 373. The original of Exhibit 11 is retained in the files of the Secretary of Defense.

(U) STATUS: This is a Final Report. The Commander's Report of Disciplinary or Administrative Action (D4833) is not required.

(U) CID reports of investigation may be subject to a Quality Assurance Review by CID higher headquarters.

b(6), b(7)(C)

3

(b)(6),(b)(7)(C)

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Report Prepared By:

(b)(6),(b)(7)(C)

Report Approved By:

(b)(6),(b)(7)(C)

Special Agent

Special Agent in Charge

DISTRIBUTION:

Dir, USACRC, Ft Belvoir, VA

11th MP BN CID

CG, USACIDC, FT BELVOIR CIOP-ZA

CHIEF MILITARY JUSTICE, CJTF-101 (MAJ (b)(6),(b)(7)(C) (email only)

CHIEF OF STAFF, CJTF-101 BAGRAM AIR FIELD (COL (b)(6),(b)(7)(C) (email only)

CJTF 101 CMD GRP (MAJ (b)(6),(b)(7)(C) (email only)

CJTF 101, CMD GRP (LTC (b)(6),(b)(7)(C) (email only)

CG, CJTF 101 (MG (b)(6),(b)(7)(C) (email only)

DCG-S, 101 (BC (b)(6),(b)(7)(C) (email only)

PM DEP, CJTF-101 (LTC (b)(6),(b)(7)(C) (email only)

PM SGM, CJTF-101 (SGM (b)(6),(b)(7)(C) (email only)

PMO OPERATIONS OFFICER (MAJ (b)(6),(b)(7)(C) (email only)

PMO, BAGRAM (MAJ (b)(6),(b)(7)(C) (email only)

PMO, CJTF-101 OPS NCO (SFC (b)(6),(b)(7)(C) (email only)

PROVOST MARSHAL, CJTF-101 (COL (b)(6),(b)(7)(C) (email only)

SAC, AFGHANISTAN CID OFFICE

DEPUTY SJA, CJTF-101 (MAJ (b)(6),(b)(7)(C) (email only)

STAFF JUDGE ADVOCATE, CJTF-101 (COL (b)(6),(b)(7)(C) (email only)

SPECIAL OPERATIONS COMMAND LIAISON (SA (b)(6),(b)(7)(C)

CDR TF 373

FILE

b(6), b(7)(C)

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(b)(6),(b)(7)(C)

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when Separated from exhibits 1 thru 11.



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~~Law Enforcement Sensitive~~

**DEPARTMENT OF THE ARMY**  
U.S. ARMY CRIMINAL INVESTIGATION COMMAND  
Afghanistan CID Office  
APO AE 09354

19 Jul 2008

MEMORANDUM FOR: SEE DISTRIBUTION

SUBJECT: CID REPORT OF INVESTIGATION - FINAL/SSI - 0142-2008-CID369-43734 - 5H9B

**DATES/TIMES/LOCATIONS OF OCCURRENCES:**

1. 23 JUN 2008, 1722; U.S. ARMY HOSPITAL, BAGRAM AIRFIELD,  
AFGHANISTAN, APO, AE 09354

**DATE/TIME REPORTED:** 23 JUN 2008, 1900

**INVESTIGATED BY:**

SA (b)(2),(b)(6),(b)(7)(C)  
SA

**SUBJECT:**

1. NONE, ; [UNDETERMINED MANNER OF DEATH] (NFI)

**VICTIM:**

1. PROTECTED IDENTITY, (DECEASED); MALE; [UNDETERMINED MANNER  
OF DEATH] (NFI)

**INVESTIGATIVE SUMMARY:**

This report is for ACI2 purposes only. The original Report of Investigation (ROI) contained  
classified data.

(b)(6),(b)(7)(C)

**b(2),b(6),b(7)(C)**

1

~~FOR OFFICIAL USE ONLY~~  
~~Law Enforcement Sensitive~~

(b)(6),(b)(7)(C)

Regrade for Official Use Only - Law Enforcement Sensitive  
when separated from exhibits 1 thru 11.

**ACLU DETAINEE DEATH 2 CID 1231**

~~FOR OFFICIAL USE ONLY~~  
~~Law Enforcement Sensitive~~

Regrade For Official Use Only - Law Enforcement Sensitive when separated from Exhibits 1 thru 11.

(U) This is an Operation Enduring Freedom Investigation.

(b)(6),  
(b)(7)  
(C) This office, was notified by the Office of the Staff Judge, Task Force (TF) 373, BAF, a person died while receiving medical treatment at the Medical Treatment Facility, Bagram Airfield (BAF).

(b)(6),  
(b)(7)  
(C) Investigation determined the protected identities cause and manner of death are Undetermined. Investigation established he was approximately 70 years old and was hospitalized at the Medical Treatment Facility, BAF on 17 Jun 08, after complaining of chest pains and having an apparent heart attack. He underwent treatment for several days and had several subsequent heart attacks. Testing revealed he suffered from a pre-existing heart condition. On 23 Jun 08, he had another heart attack and all lifesaving measures met with negative results. He was pronounced dead at 1722, 23 Jun 08. An autopsy was not conducted.

(U) STATUTES:

(U) None.

(U) Exhibits:

(U) Attached:

1. Agent's Investigation Report (AIR) of SA (b)(6), (b)(7)(C) 24 Jun 08.  
(b)(6), (b)(7)(C)
2. DA Form 3894, Hospital Report of Death, 23 Jun 08. (b)(6), (b)(7)(C)
3. DD Form 2064, Certificate of Death (Overseas), 23 Jun 08. (b)(6), (b)(7)(C)
4. CD containing all images. (deceased) (USACRC and file copies only)  
(b)(6), (b)(7)(C)
5. Medical treatment records, Medical Treatment Facility, BAF. (b)(6), (b)(7)(C)

b(6), b(7)(C)

2

~~FOR OFFICIAL USE ONLY~~  
~~Law Enforcement Sensitive~~

(b)(6), (b)(7)(C)

Regrade For Official Use Only - Law Enforcement Sensitive when separated from exhibits 1 thru 11.

~~FOR OFFICIAL USE ONLY~~  
~~Law Enforcement Sensitive~~

- (b)  
(6),  
(b)(7)  
(C)
6. Serious Incident Report, 23 Jun 08. (b)(6),(b)(7)(C)
  7. Commander's Critical Information Report, 22 Jun 08. (b)(6),(b)(7)(C)
  8. Medical treatment records, TF 373. (b)(6),(b)(7)(C)
  9. Sworn Statement of G086, 24 Jun 08. (b)(6),(b)(7)(C)
  10. AIR of SA (b)(6),(b)(7)(C) 26 Jun 08. (b)(6),(b)(7)(C)
  11. Memorandum from the Secretary of Defense, 25 Jun 08. (b)(6),(b)(7)(C)

(U) Not Attached:

(U) None.

(U) The originals of Exhibits 1, 4, 9 and 10 are forwarded with the CRC copy of this report. The originals of Exhibits 2, 3 and 5 are retained in the files of the Medical Treatment Facility, BAF. The originals of Exhibits 5, 6 and 8 are retained in the files of TF 373. The original of Exhibit 11 is retained in the files of the Secretary of Defense.

(U) STATUS: This is a Final Report. The Commander's Report of Disciplinary or Administrative Action (D4833) is not required.

(U) CID reports of investigation may be subject to a Quality Assurance Review by CID higher headquarters.

b(6), b(7)(C)

3

~~FOR OFFICIAL USE ONLY~~  
~~Law Enforcement Sensitive~~

(b)(6),(b)(7)(C)

Regrade For Official Use Only - Law Enforcement Sensitive  
when separated from exhibits 1 thru 11.

~~FOR OFFICIAL USE ONLY~~  
~~Law Enforcement Sensitive~~

Report Prepared By:

(b)(6),(b)(7)(C)

Special Agent

Report Approved By:

(b)(6),(b)(7)(C)

Special Agent in Charge

DISTRIBUTION:

Dir, USACRC, Ft Belvoir, VA  
11th MP BN CID

CG, USACIDC, FT BELVOIR CIOP-ZA

CHIEF MILITARY JUSTICE, CJTF-101 (MAJ (b)(6),(b)(7)(C) (email only)

CHIEF OF STAFF, CJTF-101, BAGRAM AIR FIELD (COL (b)(6),(b)(7)(C) (email only)

CJTF 101 CMD GRP (MAJ (b)(6),(b)(7)(C) (email only)

CJTF 101, CMD GRP (LTC (b)(6),(b)(7)(C) (email only)

CG, CJTF 101 (MG (b)(6),(b)(7)(C) (email only)

DCG-S, 101 (BG (b)(6),(b)(7)(C) (email only)

PM DEP, CJTF-101 (LTC (b)(6),(b)(7)(C) (email only)

PM SGM, CJTF-101 (SGM (b)(6),(b)(7)(C) (email only)

PMO OPERATIONS OFFICER (MAJ (b)(6),(b)(7)(C) (email only)

PMO, BAGRAM (MAJ (b)(6),(b)(7)(C) (email only)

PMO, CJTF-101 OPS NCO (SFC (b)(6),(b)(7)(C) (email only)

PROVOST MARSHAL, CJTF-101 (COL (b)(6),(b)(7)(C) (email only)

SAC, AFGHANISTAN CID OFFICE

DEPUTY SJA, CJTF-101 (MAJ (b)(6),(b)(7)(C) (email only)

STAFF JUDGE ADVOCATE, CJTF-101 (COL (b)(6),(b)(7)(C) (email only)

SPECIAL OPERATIONS COMMAND LIAISON (SA (b)(6),(b)(7)(C)

CDR TF 373

FILE

b(6), b(7)(C)

4

~~FOR OFFICIAL USE ONLY~~  
~~Law Enforcement Sensitive~~

(b)(6),(b)(7)(C)

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~~Law Enforcement Sensitive~~

**DEPARTMENT OF THE ARMY**  
U.S. ARMY CRIMINAL INVESTIGATION COMMAND  
Afghanistan CID Office  
APO AE 09354

30 Dec 2008

MEMORANDUM FOR: SEE DISTRIBUTION

SUBJECT: CID REPORT OF INVESTIGATION - 1ST FINAL SUPPLEMENTAL/SSI -  
0145-2008-CID369-43736 - 5H8

DATES/TIMES/LOCATIONS OF OCCURRENCES:

1. 24 JUN 2008, 2030 - 24 JUN 2008, 2030; AFGHAN NATIONAL POLICE  
STATION, MIZAN DISTRICT, AFGHANISTAN

DATE/TIME REPORTED: 26 JUN 2008, 2100

INVESTIGATED BY:

SA (b)(2),(b)(6),(b)(7)(C)  
SA  
SA  
SA

SUBJECT:

1. [DELETE]
2. [DELETE]
3. [DELETE]
4. NONE, ; [ACCIDENTAL DEATH] (NFI)

VICTIM:

1. TOR JAN, (DECEASED); FRCIV; AFGHANISTAN; MALE; OTHER; XZ ;  
[ACCIDENTAL DEATH] (NFI)

1

~~FOR OFFICIAL USE ONLY~~  
~~Law Enforcement Sensitive~~

(b)(6),(b)(7)(C)

b(2),b(6),b(7)(C)

*Regrade for Official Use Only - LES when separated  
from Exhibit 3*

**ACLU DETAINEE DEATH 2 CID 1235**

INVESTIGATIVE SUMMARY:

(b)(6),(b)(7)(C)

REGRADE FOR OFFICIAL USE ONLY-LAW ENFORCEMENT SENSITIVE WHEN SEPERATED FROM EXHIBIT 3.

(U) THIS IS AN OPERATION ENDURING FREEDOM INVESTIGATION.

(U) COL (b)(6),(b)(7)(C) SJA, CJTF-101, Bagram Airfield, reported an Afghan civilian detained by the Afghan National Police (ANP) was killed during a struggle with members of Operational Detachment Alpha (ODA) 7115.

(U) Investigation determined Mr. TOR JAN died as a result of blunt force trauma to the head due to a fall while being restrained, and the manner of death was accidental.

(U) Further investigation determined CW2 (b)(6),(b)(7)(C) A CO, 1/7 Special Forces Group, Fort Bragg, NC 28310, corroborated the accidental manner of death.

(U) EXHIBITS:

(U) Added Attached:

(U) 14. Agent's Investigation Report of SA (b)(6),(b)(7)(C), 4 Dec 08.

(U) 15. Waiver Certificate/Statement of CW2 (b)(6),(b)(7)(C) 17 Nov 08.

(U) 16. Digital video disc containing the interview of CW2 (b)(6),(b)(7)(C) 17 Nov 08.

(U) Added Not Attached:

(U) None

(U) The originals of Exhibits 14 through 16 are forwarded with the USACRC copy of this report.

~~FOR OFFICIAL USE ONLY~~  
~~—Law Enforcement Sensitive—~~

(U) STATUS: This is a 1st Final Supplemental Report. No further investigative activity is anticipated at this time. Commander's Report of Disciplinary or Administrative Action Taken (DA Form 4833) is not required.

(U) CID Reports of Investigation may be subject to a Quality Assurance Review by CID higher headquarters.

~~FOR OFFICIAL USE ONLY~~  
~~—Law Enforcement Sensitive—~~

~~FOR OFFICIAL USE ONLY~~  
~~Law Enforcement Sensitive~~

Report Prepared By:

(b)(6),(b)(7)(C)

Special Agent

Report Approved By:

(b)(6),(b)(7)(C)

Special Agent in Charge

DISTRIBUTION:

Dir, USACRC, Ft Belvoir, VA

10th MP BN CID

CG, USACIDC, FT BELVOIR CIOP-ZA

3rd MP Group, USACIDC, Fort Gillem, GA (email only)

AFIP, DIR, AFME, WASH, DC

CDR, BASOPS, KAF (LTC (b)(6),(b)(7)(C)) (email only)

CHIEF MILITARY JUSTICE, CJTF-101 (LTC (b)(6),(b)(7)(C)) (email only)

CHIEF OF STAFF, CJTF-101, BAGRAM AIR FIELD (COL (b)(6),(b)(7)(C)) (email only)

CJTF 101 CMD GRP (MAJ (b)(6),(b)(7)(C)) (email only)

CJTF 101, CMD GRP (LTC (b)(6),(b)(7)(C)) (email only)

CG, CJTF 101 (MSGT (b)(6),(b)(7)(C)) (email only)

DCG-S, 101 (BG (b)(6),(b)(7)(C)) (email only)

Deputy Commander, CJSOTF-A, Bagram Airfield, Afghanistan

PM DEP, CJTF-101 (LTC (b)(6),(b)(7)(C)) (email only)

PM SGM, CJTF-101 (SGM (b)(6),(b)(7)(C)) (email only)

PMO OPERATIONS OFFICER (MAJ (b)(6),(b)(7)(C)) (email only)

PMO, BAGRAM (LTC (b)(6),(b)(7)(C)) (email only)

PMO, CJTF-101 OPS NCO (SEC (b)(6),(b)(7)(C)) (email only)

PMO, KANDAHAR (MSGT (b)(6),(b)(7)(C)) (email only)

DEPUTY SJA, CJTF-101 (MAJ (b)(6),(b)(7)(C)) (email only)

SJA, CJSOTF (MAJ (b)(6),(b)(7)(C)) (email only)

STAFF JUDGE ADVOCATE, CJTF-101 (LTC (b)(6),(b)(7)(C)) (email only)

AFIP, DOVER FACILITY, DOVER AFB, DE

AFIP (SA (b)(6)) (email only)

FILE

~~FOR OFFICIAL USE ONLY~~  
~~Law Enforcement Sensitive~~

b(6), b(7)(C)



~~FOR OFFICIAL USE ONLY~~  
~~Law Enforcement Sensitive~~

**DEPARTMENT OF THE ARMY**  
U.S. ARMY CRIMINAL INVESTIGATION COMMAND  
Afghanistan CID Office  
APO AE 09354

20 Nov 2008

MEMORANDUM FOR: SEE DISTRIBUTION

SUBJECT: CID REPORT OF INVESTIGATION - FINAL (C)/SSI - 0145-2008-CID369-43736 -  
5H8

DATES/TIMES/LOCATIONS OF OCCURRENCES:

1. 24 JUN 2008, 2030 - 24 JUN 2008, 2030; AFGHAN NATIONAL POLICE  
STATION, MIZAN DISTRICT, AFGHANISTAN

DATE/TIME REPORTED: 26 JUN 2008, 2100

INVESTIGATED BY:

SA (b)(2),(b)(6),(b)(7)(C)  
SA  
SA

SUBJECT:

1. [DELETE]
2. [DELETE]
3. [DELETE]
4. NONE, ; [ACCIDENTAL DEATH] (NFI)

VICTIM:

1. TOR JAN, (DECEASED); FRCIV; AFGHANISTAN; MALE; OTHER; XZ ;  
[ACCIDENTAL DEATH] (NFI)

~~FOR OFFICIAL USE ONLY~~  
~~Law Enforcement Sensitive~~

b(2),b(6),b(7)(C)

INVESTIGATIVE SUMMARY:

(b)(6),(b)(7)(C)

(U) THIS IS AN OPERATION ENDURING FREEDOM INVESTIGATION.

(U) COI (b)(6),(b)(7)(C) SJA, CJTF-101, Bagram Airfield, reported an Afghan civilian detained by the Afghan National Police (ANP) was killed during a struggle with members of Operational Detachment Alpha (ODA) 7115.

(U) Investigation determined Mr. TOR JAN died as a result of blunt force trauma to the head due to a fall while being restrained, and the manner of death was accidental.

(U) EXHIBITS/SUBSTANTIATION:

(U) Attached:

(U) 1. Agent's Investigation Report (AIR) of SA (b)(6),(b)(7)(C) 30 Jun 08.

(U) 2. CD containing images of the remains of Mr. TOR JAN. (USACIDC and AFIP copies only)

(b)(6) AR 15-6 Investigation prepared by COL (b)(6),(b)(7)(C) 28 Jun 08. (USACIDC and AFIP copies only)

(U) 4. AIR of SA (b)(6),(b)(7)(C) 1 Jul 08.

(U) 5. CD containing autopsy photographs. (USACIDC copies only)

(U) 6. AIR of SA (b)(6),(b)(7)(C) 13 Aug 08.

(U) 7. AIR of SA 30 Sep 08.

(U) 8. AIR of SA (b)(6),(b)(7)(C) 0 Oct 08.

(U) 9. Waiver Certificate/Statement/Sketch of SSG (b)(6),(b)(7)(C) 5 Oct 08.

~~FOR OFFICIAL USE ONLY~~  
~~Law Enforcement Sensitive~~

(U) 10. Autopsy/Toxicology Report of Mr. TOR JAN, 6 Oct 08.

(U) 11. Death Certificate of Mr. TOR JAN, 8 Oct 08.

(U) 12. AIR of SA (b)(6),(b)(7)  
(C) 9 Nov 08.

(U) 13. Waiver Certificate/Statement/Sketch of SSG (b)(6),(b)  
(7)(C) 9 Nov 08.

(U) Not Attached:

(U) None.

(U) The originals of Exhibits 1, 2, 4, 6 - 9, 12, and 13 are forwarded the USACRC copy of this report. The originals of Exhibits 3 are retained within the files of the Combined Joint Special Operations Task Force - Afghanistan (CJSOTF-A), Bagram Airfield, Afghanistan, APO AE 09354. The originals of Exhibits 10 and 11 are retained in the files of the Office of the Armed Forces Medical Examiner, Rockville, MD 20850.

(U) STATUS: This is a Final (C) Report.

(U) CID Reports of Investigation may be subject to a Quality Assurance Review by CID higher headquarters.

~~FOR OFFICIAL USE ONLY~~  
~~Law Enforcement Sensitive~~

b(6), b(7)(C)

**ACLU DETAINEE DEATH 2 CID 1241**

~~FOR OFFICIAL USE ONLY~~  
~~Law Enforcement Sensitive~~

Report Prepared By:

(b)(6),(b)(7)(C)

Special Agent

Report Approved By:

(b)(6),(b)(7)(C)

Special Agent in Charge

DISTRIBUTION:

Dir, USACRC, Ft Belvoir, VA  
10th MP BN CID

CG, USACIDC, FT BELVOIR CIOP-ZA

3rd MP Group, USACIDC, Fort Gillem, GA (email only)

AFIP, DIR, AFME, WASH, DC

CDR, BASOPS, KAF (LTC (b)(6),(b)(7)(C)) (email only)

CHIEF MILITARY JUSTICE, CJTF-101 (MAJ (b)(6),(b)(7)(C)) (email only)

CHIEF OF STAFF, CJTF-101, BAGRAM AIR FIELD (COL (b)(6),(b)(7)(C)) (email only)

CJTF 101 CMD GRP (MAJ (b)(6),(b)(7)(C)) (email only)

CJTF 101, CMD GRP (LTC (b)(6),(b)(7)(C)) (email only)

CG, CJTF 101 (MG (b)(6),(b)(7)(C)) (email only)

DCG-S, 101 (BG (b)(6),(b)(7)(C)) (email only)

Deputy Commander, CJSOTF-A, Bagram Aifield, Afghanistan

PM DEP, CJTF-101 (LTC (b)(6),(b)(7)(C)) (email only)

PM SGM, CJTF-101 (SGM (b)(6),(b)(7)(C)) (email only)

PMO OPERATIONS OFFICER (MAJ (b)(6),(b)(7)(C)) (email only)

PMO, BAGRAM (MAJ (b)(6),(b)(7)(C)) (email only)

PMO, CJTF-101 OPS NCO (SFC (b)(6),(b)(7)(C)) (email only)

PMO, KANDAHAR (CPT (b)(6),(b)(7)(C)) (email only)

PROVOST MARSHAL, CJTF-101 (COL (b)(6),(b)(7)(C)) (email only)

DEPUTY SJA, CJTF-101 (MAJ (b)(6),(b)(7)(C)) (email only)

SJA, CJSOTF (MAJ (b)(6),(b)(7)(C))

STAFF JUDGE ADVOCATE, CJTF-101 (LTC (b)(6),(b)(7)(C)) (email only)

FILE

# COMMANDER'S REPORT OF DISCIPLINARY OR ADMINISTRATIVE ACTION

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

## PRIVACY ACT STATEMENT

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

### 1. Control Information

<b>Thru:</b>  <b>To:</b>  <b>Referred By:</b> SAC, CID Office: Afghanistan CID Office (b)(6),(b)(7)(C)	<b>USACRC Number:</b> 0238-2008-CID369-43873-5H-1K <b>MP Report Number:</b> N/A <b>Sub-Installation:</b> AF09354DC  <b>Referral Date:</b> 5/10/2009 <b>Suspense Date:</b> 6/24/2009
---	--

The first Lieutenant Colonel in the chain of command is responsible and accountable for completing DA Form 4833 with support documentation (copies of Article 15s, court-martial orders, reprimands, etc) for all USACIDC investigations. The unit and brigade commander or their equivalent will also receive a copy of the DA Form 4833 for all USACIDC investigations.

Company, troop, and battery level commanders are responsible and accountable for completing DA Form 4833 with supporting documentation in all cases investigated by MPI, civilian detectives employed by the Department of the Army, and the PMO. Accurate and complete DA 4833 disposition reports are required to meet installation, command, HQDA, DOD, and federal statutory reporting requirements. The data is used to identify crime trends, establish command programs in law enforcement and other activities, and to ensure that resources are made available to support commanders who must address issues of soldier and family member indiscipline.

In court-martial cases, a conviction of an offense at court-martial may be for a different, or lesser included offense. List the offense for which the individual was convicted at court-martial in the remarks section. Provost Marshals must enter the "MP Report Number" (Block-1) for all cases referred to commanders. "Sub-Installation" (Block-1) is used to enter report number from a civilian law enforcement agency police report. Other information on the civilian law enforcement agency (e.g. civilian law enforcement agency address) may be entered in the remarks section.

### 2. Offender Identification

<b>Last Name:</b> (b)(6),(b)(7)(C) <b>First Name:</b> <b>Middle Name:</b> <b>Cadency:</b>	<b>Grade:</b> DOD Contractor (DODCR)  <b>SSN:</b> (b)(6),(b)(7)(C) <b>Date of Birth:</b>
--	---

### 3. Referral Information

**Commander Decision Date:** 5/10/2009

No.	Offense	Basis	Date	Sexual Harassment		Action Taken		Reason
1	Murder [5H1A]	UCMJ Article 118	11/4/2008	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>	Accepted
2				Yes <input type="checkbox"/>	No <input type="checkbox"/>	Yes <input type="checkbox"/>	No <input type="checkbox"/>	
3				Yes <input type="checkbox"/>	No <input type="checkbox"/>	Yes <input type="checkbox"/>	No <input type="checkbox"/>	
4				Yes <input type="checkbox"/>	No <input type="checkbox"/>	Yes <input type="checkbox"/>	No <input type="checkbox"/>	
5				Yes <input type="checkbox"/>	No <input type="checkbox"/>	Yes <input type="checkbox"/>	No <input type="checkbox"/>	

b(6), b(7)(C)

**3. Referral Information (continued)**

No.	Offense	Basis	Date	Sexual Harassment	Action Taken	Reason
6				Yes <input type="checkbox"/> No <input type="checkbox"/>	Yes <input type="checkbox"/> No <input type="checkbox"/>	
7				Yes <input type="checkbox"/> No <input type="checkbox"/>	Yes <input type="checkbox"/> No <input type="checkbox"/>	
8				Yes <input type="checkbox"/> No <input type="checkbox"/>	Yes <input type="checkbox"/> No <input type="checkbox"/>	
9				Yes <input type="checkbox"/> No <input type="checkbox"/>	Yes <input type="checkbox"/> No <input type="checkbox"/>	
10				Yes <input type="checkbox"/> No <input type="checkbox"/>	Yes <input type="checkbox"/> No <input type="checkbox"/>	

NOTE: For each offense marked NO for action taken, you must supply a reason.

If you selected "YES" for any offense, continue to "Action Taken" (Block-4). If you selected "NO" for ALL offenses, go directly to "Commander's Remarks" (Block-10), sign, date, and return the form to the agent specified in "Referred By" (Block-1).

**4. Action Taken**

Administrative

Non-Adverse Referrals

Adverse Personnel Actions

Non-Judicial (Article 15)

(see details below)

Judicial

Court Martial or Civilian Criminal Court

**Non-Judicial Punishment Authority (select one):**

Summarized

GCMCA Imposed

Company Grade

General Officer Imposed

Field Grade

Principal Assistant

**Judicial Punishment Authority (select one):**

Summary Court Martial

General Court Martial

Special Court Martial

Civilian Criminal/Magistrate

Virginia Criminal

**5. NJP/Court-Martial/Civilian Criminal Court Proceeding Outcome**

No.	Charged Offense	Plea	Finding Offense	Trial Finding
1	Voluntary Manslaughter	G	Murder [5H1A]	G
2				
3				
4				
5				

PLEA: G=Guilty, C=No Contest, N=Not Guilty, D=Pre-Trial Diversion, TRIAL FINDING: DCV=Dismissed (Civil), DCR=Dismissed (Criminal), P=Finding for Plaintiff, F=Finding for Respondent, G=Guilty, C=No Contest, N=Not Guilty, S=Settlement

**5. NJP/Court-Martial/Civilian Criminal Court Proceeding Outcome (continued)**

No.	Charged Offense	Plea	Finding Offense	Trial Finding
6				
7				
8				
9				
10				

PLEA: G=Guilty, C=No Contest, N=Not Guilty, D=Pre-Trial Diversion, TRIAL FINDING: DCV=Dismissed (Civil), DCR=Dismissed (Criminal), P=Finding for Plaintiff, F=Finding for Respondent, G=Guilty, C=No Contest, N=Not Guilty, S=Settlement

**6. Administrative Actions**

**Non-Adverse**

Agency	Referred	Responded
Family Advocacy		
Drug/Alcohol Abuse		
Special Referral		
Equal Opportunity		
Legal Office		
Mental Health		
Relief Agency		

Date Imposed	Type of Action	Oral	Written	
			Local	OMPF
	Counseling/Concern	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Reprimand	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Censure	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Admonition	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

**Adverse**

Date Imposed	Description
	Withholding of Privileges
	Adverse Performance Evaluation (OER/NCOER/Academic Report)
	Relief for Cause (OER/NCOER)
	Mandatory Reassignment
	Transfer (such as rehabilitative)
	Adverse Record Entry - Flag
	Denial of Reenlistment or Continued Service
	Withholding of Promotion
	Delay of Promotion
	Promotion Revocation
	Clearance Revocation
	Control Roster (downgrade of clearance, PRP reclassification)
	Resignation
	Retirement
	Retirement at Lower Grade From: To:
	Transfer to Inactive Reserve

**6. Administrative Actions (continued)**

Date Imposed	Description
	Military Occupational Specialty Reclassification
	Debarment Duration: <input type="checkbox"/> Days <input type="checkbox"/> Months <input type="checkbox"/> Years
	Job Termination
	Job Suspension Duration: <input type="checkbox"/> Days <input type="checkbox"/> Months <input type="checkbox"/> Years
	Leave Without Pay Duration: <input type="checkbox"/> Days <input type="checkbox"/> Months <input type="checkbox"/> Years
	Loss of Warrant
	Voluntary Disclosure
	Restitution (to US Government) Amount :
	Restitution (to third party Non-US Government) Amount :
	Civil-Civil Action Initiation
	Other (return to states, etc.)
	Contract Suspension Duration: <input type="checkbox"/> Days <input type="checkbox"/> Months <input type="checkbox"/> Years
	Contract Termination
	Cost Adjustment Amount :
	Bid Rejection
	Recoupment Amount :
	Denial of Continuation
	Other Contract Action

**7. Details of Administrative Separation**

Date Imposed	
Regulation	
Chapter	
Characterization	
Effective Date	

Proceed to Commander's Remarks (Block-10) if you chose Administrative Action

**8. Non-Judicial/Judicial Sanctions**

Date Adjudged	Sanction
5/10/2009	Fine Amount : \$12,500.00
	Forfeiture Amount : Duration: <input type="checkbox"/> Days <input type="checkbox"/> Months
	Extra Duty Days:
	Restriction Days:
	Correctional Custody Days:
	Confinement Duration: <input type="checkbox"/> Days <input type="checkbox"/> Months <input type="checkbox"/> Years <input type="checkbox"/> Life
	Bad Conduct Discharge Effective Date:
	Dishonorable Discharge Effective Date:
	Reduction in Grade From: To:
5/10/2009	Probation Duration: 5 <input type="checkbox"/> Days <input type="checkbox"/> Months <input checked="" type="checkbox"/> Years
	Special Assignment Duration: <input type="checkbox"/> Days <input type="checkbox"/> Months <input type="checkbox"/> Years
	Total Forfeiture (all pay/allowance) Duration : <input type="checkbox"/> Days <input type="checkbox"/> Months <input type="checkbox"/> Years <input type="checkbox"/> Life
	Death
	Civil Recovery Amount :
	Civil Award Amount :



**9. Suspended Sanctions**

Were Any Sanctions Suspended?  Yes  No  
 If no sanctions were suspended, proceed to "Commander's Remarks" (Block-10)

Suspended Sanction	Suspended Sanction Information	
Fine	Date Suspended:	Suspension Duration:
	Suspended Portion US\$:	
	Suspension Conditions:	
Forfeiture	Date Suspended:	Suspension Duration:
	Suspended Portion US\$:	Suspended Portion Time:
	Suspension Conditions:	
Extra Duty	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Restriction	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Correctional Custody	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Confinement	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Reduction in Grade	Date Suspended:	Suspension Duration:
	Suspension Conditions:	
Probation	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Special Assignment	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Total Forfeiture	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Civil Recovery	Date Suspended:	Suspension Duration:
	Suspended Portion US\$:	
	Suspension Conditions:	
Civil Award	Date Suspended:	Suspension Duration:
	Suspended Portion US\$:	
	Suspension Conditions:	

10. Commander's Remarks

USASCRC Number: 0238-2008-CID369-43873-5H1K

Sanction: E1 2009/05/10

11. Commanding Officer

Was a DNA sample collected from the offender?  Yes  No

Name and Grade:

(b)(6),(b)(7)(C)

SA

Signature:

Signature Date: 5/10/2009

AKO e-Mail Address:

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~~Law Enforcement Sensitive~~

**DEPARTMENT OF THE ARMY**  
U.S. ARMY CRIMINAL INVESTIGATION COMMAND  
Afghanistan CID Office  
APO AE 09354

06 May 2009

MEMORANDUM FOR: SEE DISTRIBUTION

SUBJECT: CID REPORT OF INVESTIGATION - FINAL (C)/SSI - 0238-2008-CID369-43873 -  
5H1K / 5H1A

DATES/TIMES/LOCATIONS OF OCCURRENCES:

1. 04 NOV 2008, 1000 - 04 NOV 2008, 1015; HUTAL CITY, GRID COORDINATE  
PR948003, AFGHANISTAN

2. 04 NOV 2008, 0950 - 04 NOV 2008, 1000; HUTAL CITY, GRID COORDINATE  
PR948003, AFGHANISTAN

DATE/TIME REPORTED: 04 NOV 2008, 1310

INVESTIGATED BY:

SA (b)(2),(b)(6),(b)(7)(C)  
SA  
SA

SUBJECT:

1. SALAM, ABDUL (DECEASED); FRCIV; (POB); (POB); MALE; WHITE;  
[MURDER] (NFI)

2 (b)(6),(b)(7)(C) (DOB); (POB); MALE;  
WHITE; BAE SYSTEMS, FORWARD OPERATING BASE HUTAL, AFGHANISTAN, APO,  
ARMED FORCES AFRICA, CANADA, EUROPE & MIDDLE EAST 09355; CT ;  
[MURDER]

VICTIM:

1. LOYD, PAULA GENE (DECEASED); DODCR; (b)(6),(b)(7)(C) (DOB); (POB);

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~~Law Enforcement Sensitive~~

b(2), b(6), b(7)(C)

**ACLU DETAINEE DEATH 2 CID 1249**

7

FEMALE; WHITE; DF ; [MURDER]

2. SALAM, ABDUL (DECEASED); FRCIV; (POB); (POB); MALE; WHITE;  
[MURDER] (NFI)

INVESTIGATIVE SUMMARY:

MAJ (b)(6),(b)(7)(C) Forward Operating Base Ramrod, Afghanistan, reported the murder of a Local National by a U.S. contractor.

Investigation disclosed Mr. SALAM doused Ms. LOYD with a petrol substance and then lit her on fire, which resulted in her receiving severe burns throughout her entire body. On 14 Jan 09, Ms. LOYD died as a result of the injuries she received.

Investigation disclosed (b)(6),(b)(7)(C) shot Mr. SALAM in the head, at close range, with a handgun. (b)(6),(b)(7)(C) actions were a result of Mr. SALAM severely injuring Ms. LOYD.

STATUTES:

18 U.S.C. 1111: Murder

Chapter 1, Section 2, Article 394, Afghan Penal Code: Murder/Attempted Murder

EXHIBITS:

Attached:

1. Agent's Investigation Report (AIR) of SA (b)(6),(b)(7)(C) 13 Nov 08.
2. Waiver Certificate of (b)(6),(b)(7)(C) 4 Nov 08.
3. Sketch prepared by (b)(6),(b)(7)(C) 4 Nov 08.
4. Evidence/Property Custody Document, 4 Nov 08.
5. CD containing original recording of incident during patrol conducted on 4 Nov 08.

(USACRC and file copies only)

6. Transcript of digital recording associated with Exhibit 5.
7. Photographic Packet comprised of 14 photographs. (death scene)
8. Statement of SSG (b)(6),(b)(7)(C) 4 Nov 08.
9. Statement of SSG (b)(6),(b)(7)(C) 4 Nov 08.
10. Statement of PFC (b)(6),(b)(7)(C) 4 Nov 08.
11. Statement of PFC (b)(6),(b)(7)(C) 4 Nov 08.
12. Statement of SSG (b)(6),(b)(7)(C) 4 Nov 08.
13. Statement of SPC (b)(6),(b)(7)(C) 4 Nov 08.
14. Statement of SGT (b)(6),(b)(7)(C) 4 Nov 08.
15. Statement of SSG (b)(6),(b)(7)(C) 4 Nov 08.
16. Statement of SGT (b)(6),(b)(7)(C) Nov 08.
17. Statement of SPC (b)(6),(b)(7)(C) 4 Nov 08.
18. Statement of SPC (b)(6),(b)(7)(C) 4 Nov 08.
19. Statement of SPC (b)(6),(b)(7)(C) Nov 08.
20. Statement of 1LT (b)(6),(b)(7)(C) 4 Nov 08.
21. Statement of SSG (b)(6),(b)(7)(C) 4 Nov 08.
22. Statement of 1SG (b)(6),(b)(7)(C) 4 Nov 08.

b(6), b(7)(C)

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23. Statement of SSG (b)(6),(b)(7)(C) 4 Nov 08.
24. Daily Staff Journal Logs, 4 Nov 08.
25. Emergency Treatment Record of Ms. LOYD, 4 Nov 08. (USACIDC only)
26. Statement of SPC (b)(6),(b)(7)(C) 5 Nov 08.
27. Sketch prepared by SPC (b)(6),(b)(7)(C) 5 Nov 08.
28. Statement of 1LT (b)(6),(b)(7)(C) 5 Nov 08.
29. Sketch prepared by 1LT (b)(6),(b)(7)(C) 5 Nov 08.
30. Statement of SSG (b)(6),(b)(7)(C) 5 Nov 08.
31. Sketch prepared by SSG (b)(6),(b)(7)(C) 5 Nov 08.
32. Statement of SPC (b)(6),(b)(7)(C) 5 Nov 08.
33. Evidence/Property Custody Document, 6 Nov 08.
34. Photographic Packet comprised of 19 photographs. (Evidence)
35. Statement of SSG (b)(6),(b)(7)(C) 6 Nov 08.
36. Sketch prepared by SSG (b)(6),(b)(7)(C) 6 Nov 08.
37. Statement of PFC (b)(6),(b)(7)(C) 6 Nov 08.
38. Sketch prepared by PFC (b)(6),(b)(7)(C) 6 Nov 08.
39. Statement of SGT (b)(6),(b)(7)(C) 6 Nov 08.
40. Sketch prepared by SGT (b)(6),(b)(7)(C) 6 Nov 08.

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b(6), b(7)(C)

41. Statement of PFC (b)(6),(b)(7)(C) 6 Nov 08.
42. Sketch prepared by PFC (b)(6),(b)(7)(C) 6 Nov 08.
43. Statement of SSG (b)(6),(b)(7)(C) 6 Nov 08.
44. Statement of SPC (b)(6),(b)(7)(C) 6 Nov 08.
45. Sketch prepared by SPC (b)(6),(b)(7)(C) 6 Nov 08.
46. Statement of PFC (b)(6),(b)(7)(C) 6 Nov 08.
47. Sketch prepared by PFC (b)(6),(b)(7)(C) 6 Nov 08.
48. Statement of SSG (b)(6),(b)(7)(C) Nov 08.
49. Sketch prepared by SSC (b)(6),(b)(7)(C) 6 Nov 08.
50. Statement of SPC (b)(6),(b)(7)(C) 6 Nov 08.
51. Statement of SPC (b)(6),(b)(7)(C) 6 Nov 08.
52. CD Recorded interview of (b)(6),(b)(7)(C) 6 Nov 08. (USACRC and file copies only)
53. CD Recorded interview of (b)(6),(b)(7)(C) 6 Nov 08. (USACRC and file copies only)
54. Statement of PFC (b)(6),(b)(7)(C) 6 Nov 08.
55. Sketch prepared by PFC (b)(6),(b)(7)(C) 6 Nov 08.
56. Evidence/Property Custody Document, Document Number (DN) 184-08.
57. Photographic Packet comprised of 8 photographs. (Evidence)
58. Evidence/Property Custody Document, DN 186-08.

59. Photographic Packet comprised of 6 photographs. (Evidence)
60. Statement of CPL (b)(6),(b)(7)(C) 6 Nov 08.
61. Statement of SPC (b)(6),(b)(7)(C) 6 Nov 08.
62. Statement of SGT (b)(6),(b)(7)(C) 6 Nov 08.
63. Statement of CPT (b)(6),(b)(7)(C) 8 Nov 08.
64. USACIL Laboratory Request, 13 Nov 08. (USACIDC only)
65. Hand Receipt, 22 Oct 08, of (b)(6),(b)(7)(C)
66. AIR of SA (b)(6),(b)(7)(C) 5 Nov 08.
67. (2) Death Scene Sketches, 5 Nov 08, prepared by SA (b)(6),(b)(7)(C)
68. Photographic Packet comprised of 16 photographs. (Death Scene)
69. CD containing the original images of Exhibits 7, 34, 57, 59 and 68. (USACIDC only)
70. Evidence/Property Custody Document, DN 183-08.
71. AIR of SA (b)(6),(b)(7)(C) 28 Nov 08.
72. USACIL Laboratory Request, 17 Nov 08. (USACIDC only)
73. AIR of SA (b)(6),(b)(7)(C) 6 Dec 08.
74. AIR of SA (b)(6),(b)(7)(C) 20 Feb 09.
75. Statement of (b)(6),(b)(7)(C) 15 Jan 09.
76. Department of Justice (DOJ) Memorandum, Criminal Information, 3 Feb 09.



- 77. DOJ Memorandum, Plea Agreement, 3 Feb 09.
- 78. DOJ Memorandum, Statement of Facts, 3 Feb 09.
- 79. USACIL Examination Report, 2008-CID131-2392, 9 Feb 09.
- 80. AIR of SA (b)(6),(b)(7)(C) 9 Apr 09.
- 81. AIR of SA (b)(6),(b)(7)(C) 17 Mar 09.
- 82. CD containing Medical Records. (USACIDC only)
- 83. Autopsy Report, 9 Jan 09.
- 84. CD containing Autopsy Photos. (USACIDC only)
- 85. Death Certificate pertaining to Ms. LOYD, 17 Mar 09.
- 86. AIR of SA (b)(6),(b)(7)(C) 27 Apr 09.
- 87. USACIL Examination Report, 2008-CID131-2392, 17 Dec 08.
- 88. USACIL Examination Report, 2008-CID131-2392, 6 Mar 09.

Not Attached:

None

The originals of Exhibits 1-23, 25-55, 57, 59-63, 66-69, 71, 73-75, 80-82, and 86 are forwarded with the USACRC copy of this report. The originals of Exhibits 64, 72, 79, 87 and 88 are retained in the files of the U.S. Army Criminal Investigation Laboratory, Forest Park, GA. The originals of Exhibits 76-78 are retained in the files of Mr (b)(6),(b)(7) AUSA, DOJ, 2100 Jamieson Avenue, Alexandria, Virginia 22314. The originals of Exhibits 24 and 65 are retained in the files of the CDR, HHC 2-2 Inf. BN. The originals of Exhibits 56, 58 and 70 are retained in the files of the Evidence Depository, this office. The originals of Exhibits 83 and 84 are retained in the files of the Bexar County Medical Examiner's Office, San Antonio, TX. The original of

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Exhibit 85 is retained in the files of the Vital Statistics Office, Bexar County, San Antonio, TX.

STATUS: This a Final (C) Report. On 4 Feb 09, coordination with Mr. (b)(6),(b)(7)  
(C) Assistant United States Attorney, DOJ, revealed (b)(6),(b)(7)(C) agreed to waive indictment and plead guilty to a single count of voluntary manslaughter and was pending sentencing. A Commander's Report of Disciplinary Action Taken is pending.

CID reports of investigation may be subject to a Quality Assurance Review by CID Higher Headquarters.

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Report Prepared By:

Report Approved By:

(b)(6),(b)(7)(C)

(b)(6),(b)(7)(C)

Special Agent

Special Agent in Charge

DISTRIBUTION:

Dir, USACRC, Ft Belvoir, VA

10th MP BN CID

3rd MP Group, USACIDC, Fort Gillem, GA (email only)

AFIP (SA (b)(6),(b)(7)(C)) (email only)

AFIP, DIR, AFME, WASH, DC

AFIP, DOVER FACILITY, DOVER AFB, DE

CG, USACIDC, FT BELVOIR CIOP-ZA

CHIEF MILITARY JUSTICE, CJTF-101 (MAJ (b)(6),(b)(7)(C)) (email only)

CHIEF OF STAFF, CJTF-101, BAGRAM AIR FIELD (COL (b)(6),(b)(7)(C)) (email only)

CJTF 101 CMD GRP (MAJ (b)(6),(b)(7)(C)) (email only)

CJTF 101, CMD GRP (LTC (b)(6),(b)(7)(C)) (email only)

CG, CJTF 101 (MG (b)(6),(b)(7)(C)) (email only)

DCG-S, 101 (BG (b)(6),(b)(7)(C)) (email only)

PM SGM, CJTF-101 (SGM (b)(6),(b)(7)(C)) (email only)

PMO OPERATIONS OFFICER (MAJ (b)(6),(b)(7)(C)) (email only)

PMO, BAGRAM (LTC (b)(6),(b)(7)(C)) (email only)

PROVOST MARSHAL, CJTF-101 (COL (b)(6),(b)(7)(C)) (email only)

SAC, AFGHANISTAN CID OFFICE

DEPUTY SJA, CJTF-101 (MAJ (b)(6),(b)(7)(C)) (email only)

USFOR-A Chief of Staff

USFOR-A J3

USFOR-A POLICE ADVISOR

SAUSA, (b)(6),(b)(7)(C)@usdoj.gov

SAUSA, (b)(6),(b)(7)(C)@usdoj.gov

PM DEP, CJTF-101 (MAJ (b)(6),(b)(7)(C)) (email only)

FILE

b(6), b(7)(C)

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**DEPARTMENT OF THE ARMY**  
U.S. ARMY CRIMINAL INVESTIGATION COMMAND  
Afghanistan CID Office  
APO AE 09354

16 Jan 2009

MEMORANDUM FOR: SEE DISTRIBUTION

SUBJECT: CID REPORT OF INVESTIGATION - FINAL (C)/SSI - 0266-2008-CID369-43892 -  
5H9A

DATES/TIMES/LOCATIONS OF OCCURRENCES:

1. 19 DEC 2008, 0919 - 19 DEC 2008, 0920; CRAIG JOINT THEATER HOSPITAL,  
BAGRAM AIRFIELD, AFGHANISTAN, APO, AE 09354

DATE/TIME REPORTED: 19 DEC 2008, 0950

INVESTIGATED BY:

SA (b)(2),(b)(6),(b)(7)(C)  
SA [REDACTED]

SUBJECT:

1. NONE, ; [DEATH BY NATURAL CAUSES] (NFI)

VICTIM:

1. WALI, ABDUL (DECEASED); AFGHANISTAN; (DOB); (POB); MALE; WHITE;  
INTERNMENT SERVICE NUMBER (b)(6),(b)(7)(C) THEATER INTERNMENT  
FACILITY, BAGRAM AIRFIELD, ARMED FORCES AFRICA, CANADA, EUROPE &  
MIDDLE EAST 09354; XZ ; [DEATH BY NATURAL CAUSES]

INVESTIGATIVE SUMMARY:

(b)(6),(b)(7)(C)

REGRADE FOR OFFICIAL USE ONLY-LAW ENFORCEMENT SENSITIVE WHEN  
SEPARATED FROM EXHIBITS 15 AND 26.

1

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b(2), b(6), b(7)(C)

(U) THIS IS AN OPERATION ENDURING FREEDOM INVESTIGATION

(U) COI (b)(6), (b)(7)(C) Brigade Commander (BDE CDR), Combined Joint Task Force (CJTF) 101, TF Guardian, and Chief, Detainee Operations, Bagram Airfield, Afghanistan, APO, AE 09354 (BAF), reported the death of detainee WALI, #US9AF-003082.

(U) Investigation determined detainee WALI died as a result of a Subarachnoid Hemorrhage. The manner of death was natural causes.

EXHIBITS:

Attached:

- (U) 1. Agent's Investigation Report (AIR) of SA (b)(6), (b)(7)(C) 19 Dec 08.
- (U) 2. Statement of SGT (b)(6), (b)(7)(C) 8 Dec 08.
- (U) 3. Statement of MA1 (b)(6), (b)(7)(C) 18 Dec 08.
- (U) 4. Statement of SGT (b)(6), (b)(7)(C) 18 Dec 08.
- (U) 5. Statement of SSG (b)(6), (b)(7)(C) 18 Dec 08.
- (U) 6. Statement of SSG (b)(6), (b)(7)(C) 18 Dec 08.
- (U) 7. Statement of SGT (b)(6), (b)(7)(C) 18 Dec 08.
- (U) 8. Statement of SRA (b)(6), (b)(7)(C) 18 Dec 08
- (U) 9. Statement of LTC (b)(6), (b)(7)(C) 18 Dec 08
- (U) 10. Statement of SGT (b)(6), (b)(7)(C) 18 Dec 08.
- (U) 11. Statement of SSGT (b)(6), (b)(7)(C) 18 Dec 08.

b(6), b(7)(C)

~~FOR OFFICIAL USE ONLY~~  
~~Law Enforcement Sensitive~~

(U) 12. Statement of PFC (b)(6),(b)(7)(C) 19 Dec 08.

(U) 13. Statement of PFC (b)(6),(b)(7)(C) 19 Dec 08.

(U) 14. Medical records pertaining to detainee WALI, 17 Jun 08 through 18 Dec 08.  
(USACRC, AFIP, BN and file copies only)

(b)(6),(b)(7)(C) 15. Surveillance video, 18 Dec 08. (USACRC and file copies only)

(U) 16. Guard log, 18 through 19 Dec 08.

(U) 17. Death Scene AIR of SA (b)(6),(b)(7)(C) 19 Dec 08.

(U) 18. Death Scene Sketch, 19 Dec 08, prepared by SA (b)(6),(b)(7)(C)

(U) 19. Photographic Packet comprised of 36 photographs. (Death Scene)

(U) 20. CD containing all original images associated with Exhibit 19. (USACRC, AFIP, BN and file copies only)

(U) 21. AIR of SA (b)(6),(b)(7)(C) 26 Dec 08.

(U) 22. Death Certificate pertaining to detainee WALI, 19 Dec 08.

(U) 23. Afghan Attorney General Request, #255.

(U) 24. English Translation of Exhibit 23, 21 Dec 08.

(U) 25. Medical treatment records pertaining to detainee WALI, 18 through 19 Dec 08.  
(USACRC, AFIP, BN and file copies only)

(b)(6),(b)(7) 26. CENTCOM action memorandum, 22 Dec 08.

(U) Not Attached:

(U) None

b(6), b(7)(C)

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~~Law Enforcement Sensitive~~

~~FOR OFFICIAL USE ONLY~~  
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(U) The originals of Exhibits 1 through 13 and 17 through 21 are forwarded with the USACRC copy of this report. The originals of Exhibits 14, 22 and 25 are retained in the files of the Craig Joint Theater Hospital (CJTH), BAF. The originals of Exhibits 23 and 24 are maintained in the files of the Attorney General, Islamic Republic of Afghanistan. The original of Exhibit 26 is retained within the files of CENTCOM. The originals of Exhibits 15 and 16 are retained in the files of the Bagram Theater Internment Facility (BTIF), BAF.

(U) STATUS: This is a Final (C) Report. Commander's report of disciplinary action is not required.

(U) CID reports of investigation may be subject to a Quality Assurance Review by CID higher headquarters.

(b)(6),(b)(7)(C)

REGRADE FOR OFFICIAL USE ONLY-LAW ENFORCEMENT SENSITIVE WHEN SEPARATED FROM EXHIBITS 15 AND 26.

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~~Law Enforcement Sensitive~~

~~FOR OFFICIAL USE ONLY~~  
~~Law Enforcement Sensitive~~

Report Prepared By:

Report Approved By:

(b)(6),(b)(7)(C)

Special Agent

(b)(6),(b)(7)(C)

Special Agent in Charge

DISTRIBUTION:

Dir, USACRC, Ft Belvoir, VA

10th MP BN CID

3rd MP Group, USACIDC, Fort Gillem, GA (email only)

AFIP (SA (b)(6),(b)(7)(C) (email only)

AFIP, DIR, AFME, WASH, DC

AFIP, DOVER FACILITY, DOVER AFB, DE

CG, USACIDC, FT BELVOIR CIOP-ZA

CHIEF MILITARY JUSTICE, CJTF-101 (LTC (b)(6),(b)(7)(C) (email only)

CHIEF OF STAFF, CJTF-101, BAGRAM AIR FIELD (CO (b)(6),(b)(7)(C) (email only)

CJTF 101, CMD GRP (LTC (b)(6),(b)(7)(C) (email only)

CJTF 101 CMD GRP (MAJ (b)(6),(b)(7)(C) (email only)

PM DEP, CJTF-101 (LTC (b)(6),(b)(7)(C) (email only)

PM SGM, CJTF-101 (SGM (b)(6),(b)(7)(C) (email only)

PMO, BAGRAM (LTC (b)(6),(b)(7)(C) (email only)

PMO OPERATIONS OFFICER (MAJ (b)(6),(b)(7)(C) (email only)

SAC, AFGHANISTAN CID OFFICE

STAFF JUDGE ADVOCATE, CJTF-101 (LTC (b)(6),(b)(7)(C) (email only)

SJA, TF GUARDIAN, DETAINEE OPS (CPT (b)(6),(b)(7)(C)

DEPUTY SJA, CJTF-101 (MAJ (b)(6),(b)(7)(C) (email only)

FILE



# COMMANDER'S REPORT OF DISCIPLINARY OR ADMINISTRATIVE ACTION

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

## PRIVACY ACT STATEMENT

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

### 1. Control Information

<b>Thru:</b>  <b>To:</b> CDR, HHC, 1ST BCT FORT CAMPBELL, KY 42223  <b>Referred By:</b> SAC, CID Office: Tikrit CID Office (b)(6),(b)(7)(C)	<b>USACRC Number:</b> 0066-2008-CID469-51978-5H1A <b>MP Report Number:</b> N/A <b>Sub-Installation:</b> AE09393DC  <b>Referral Date:</b> 2/22/2009 <b>Suspense Date:</b> 4/8/2009
--	--

The first Lieutenant Colonel in the chain of command is responsible and accountable for completing DA Form 4833 with support documentation (copies of Article 15s, court-martial orders, reprimands, etc) for all USACIDC investigations. The unit and brigade commander or their equivalent will also receive a copy of the DA Form 4833 for all USACIDC investigations.

Company, troop, and battery level commanders are responsible and accountable for completing DA Form 4833 with supporting documentation in all cases investigated by MPI, civilian detectives employed by the Department of the Army, and the PMO. Accurate and complete DA 4833 disposition reports are required to meet installation, command, HQDA, DOD, and federal statutory reporting requirements. The data is used to identify crime trends, establish command programs in law enforcement and other activities, and to ensure that resources are made available to support commanders who must address issues of soldier and family member indiscipline.

In court-martial cases, a conviction of an offense at court-martial may be for a different, or lesser included offense. List the offense for which the individual was convicted at court-martial in the remarks section. Provost Marshals must enter the "MP Report Number" (Block-1) for all cases referred to commanders. "Sub-Installation" (Block-1) is used to enter report number from a civilian law enforcement agency police report. Other information on the civilian law enforcement agency (e.g. civilian law enforcement agency address) may be entered in the remarks section.

### 2. Offender Identification

<b>Last Name:</b> (b)(6),(b)(7)(C) <b>First Name:</b> <b>Middle Name:</b> <b>Cadency:</b>	<b>Grade:</b> O-2 U.S. Army (1LT)  <b>SSN:</b> (b)(6),(b)(7)(C) <b>Date of Birth:</b>
--	--

### 3. Referral Information

**Commander Decision Date:** 2/27/2009

No.	Offense	Basis	Date	Sexual Harassment		Action Taken		Reason
				Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>	
1	Murder [5H1A]	UCMJ Article 118	5/16/2008	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>	Accepted
2	Obstruction of Justice [5X5]	UCMJ Article 134	5/16/2008	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>	Accepted
3	Conspiracy [5X1]	UCMJ Article 81	5/16/2008	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>	Accepted
4				Yes <input type="checkbox"/>	No <input type="checkbox"/>	Yes <input type="checkbox"/>	No <input type="checkbox"/>	
5				Yes <input type="checkbox"/>	No <input type="checkbox"/>	Yes <input type="checkbox"/>	No <input type="checkbox"/>	

b(6), b(7)(C)

**3. Referral Information (continued)**

No.	Offense	Basis	Date	Sexual Harassment	Action Taken	Reason
6				Yes <input type="checkbox"/> No <input type="checkbox"/>	Yes <input type="checkbox"/> No <input type="checkbox"/>	
7				Yes <input type="checkbox"/> No <input type="checkbox"/>	Yes <input type="checkbox"/> No <input type="checkbox"/>	
8				Yes <input type="checkbox"/> No <input type="checkbox"/>	Yes <input type="checkbox"/> No <input type="checkbox"/>	
9				Yes <input type="checkbox"/> No <input type="checkbox"/>	Yes <input type="checkbox"/> No <input type="checkbox"/>	
10				Yes <input type="checkbox"/> No <input type="checkbox"/>	Yes <input type="checkbox"/> No <input type="checkbox"/>	

NOTE: For each offense marked NO for action taken, you must supply a reason.

If you selected "YES" for any offense, continue to "Action Taken" (Block-4). If you selected "NO" for ALL offenses, go directly to "Commander's Remarks" (Block-10), sign, date, and return the form to the agent specified in "Referred By" (Block-1).

**4. Action Taken**

- Administrative**  
 Non-Adverse Referrals  
 Adverse Personnel Actions
- Non-Judicial (Article 15)**  
 (see details below)
- Judicial**  
 Court Martial or Civilian Criminal Court

**Non-Judicial Punishment Authority (select one):**

- Summarized  
 Company Grade  
 Field Grade  
 Principal Assistant
- GCMCA Imposed  
 General Officer Imposed

**Judicial Punishment Authority (select one):**

- Summary Court Martial  
 Special Court Martial  
 Civilian Criminal/Magistrate
- General Court Martial

**5. NJP/Court-Martial/Civilian Criminal Court Proceeding Outcome**

No.	Charged Offense	Plea	Finding Offense	Trial Finding
1	Murder - Intent to Kill or Harm - Shooting [5H1A]	N	Murder [5H1A] [5H1A]	G
2	Obstruction of Justice [5X5] [5X5]	N	Obstruction of Justice [5X5] [5X5]	N
3	Conspiracy [5X1] [5X1]	N	Conspiracy [5X1] [5X1]	N
4				
5				

PLEA: G=Guilty, C=No Contest, N=Not Guilty, D=Pre-Trial Diversion, TRIAL FINDING: DCV=Dismissed (Civil), DCR=Dismissed (Criminal), P=Finding for Plaintiff, F=Finding for Respondent, G=Guilty, C=No Contest, N=Not Guilty, S=Settlement

**5. NJP/Court-Martial/Civilian Criminal Court Proceeding Outcome (continued)**

No.	Charged Offense	Plea	Finding Offense	Trial Finding
6				
7				
8				
9				
10				

PLEA: G=Guilty, C=No Contest, N=Not Guilty, D=Pre-Trial Diversion, TRIAL FINDING: DCV=Dismissed (Civil), DCR=Dismissed (Criminal), P=Finding for Plaintiff, F=Finding for Respondent, G=Guilty, C=No Contest, N=Not Guilty, S=Settlement

**6. Administrative Actions**

**Non-Adverse**

Agency	Referred	Responded
Family Advocacy		
Drug/Alcohol Abuse		
Special Referral		
Equal Opportunity		
Legal Office		
Mental Health		
Relief Agency		

Date Imposed	Type of Action	Oral	Written	
			Local	OMPF
	Counseling/Concern	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Reprimand	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Censure	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Admonition	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

**Adverse**

Date Imposed	Description
	Withholding of Privileges
	Adverse Performance Evaluation (OER/NCOER/Academic Report)
	Relief for Cause (OER/NCOER)
	Mandatory Reassignment
	Transfer (such as rehabilitative)
	Adverse Record Entry - Flag
	Denial of Reenlistment or Continued Service
	Withholding of Promotion
	Delay of Promotion
	Promotion Revocation
	Clearance Revocation
	Control Roster (downgrade of clearance, PRP reclassification)
	Resignation
	Retirement
	Retirement at Lower Grade From: To:
	Transfer to Inactive Reserve

**6. Administrative Actions (continued)**

Date Imposed	Description
	Military Occupational Specialty Reclassification
	Debarment Duration: <input type="checkbox"/> Days <input type="checkbox"/> Months <input type="checkbox"/> Years
	Job Termination
	Job Suspension Duration: <input type="checkbox"/> Days <input type="checkbox"/> Months <input type="checkbox"/> Years
	Leave Without Pay Duration: <input type="checkbox"/> Days <input type="checkbox"/> Months <input type="checkbox"/> Years
	Loss of Warrant
	Voluntary Disclosure
	Restitution (to US Government) Amount :
	Restitution (to third party Non-US Government) Amount :
	Civil-Civil Action Initiation
	Other (return to states, etc.)
	Contract Suspension Duration: <input type="checkbox"/> Days <input type="checkbox"/> Months <input type="checkbox"/> Years
	Contract Termination
	Cost Adjustment Amount :
	Bid Rejection
	Recoupment Amount :
	Denial of Continuation
	Other Contract Action

**7. Details of Administrative Separation**

Date Imposed	
Regulation	
Chapter	
Characterization	
Effective Date	

Proceed to Commander's Remarks (Block-10) if you chose Administrative Action

**8. Non-Judicial/Judicial Sanctions**

Date Adjudged	Sanction
	Fine Amount :
	Forfeiture Amount : Duration: <input type="checkbox"/> Days <input type="checkbox"/> Months
	Extra Duty Days:
	Restriction Days:
2/27/2009	Correctional Custody Days: 9125
	Confinement Duration: <input type="checkbox"/> Days <input type="checkbox"/> Months <input type="checkbox"/> Years <input type="checkbox"/> Life
	Bad Conduct Discharge Effective Date:
2/27/2009	Dishonorable Discharge Effective Date: 2/27/2044
	Reduction in Grade From: To:
	Probation Duration: <input type="checkbox"/> Days <input type="checkbox"/> Months <input type="checkbox"/> Years
	Special Assignment Duration: <input type="checkbox"/> Days <input type="checkbox"/> Months <input type="checkbox"/> Years
2/27/2009	Total Forfeiture (all pay/allowance) Duration : 25 <input type="checkbox"/> Days <input type="checkbox"/> Months <input checked="" type="checkbox"/> Years <input type="checkbox"/> Life
	Death
	Civil Recovery Amount :
	Civil Award Amount :

**9. Suspended Sanctions**

Were Any Sanctions Suspended?  Yes  No  
 If no sanctions were suspended, proceed to "Commander's Remarks" (Block-10)

Suspended Sanction	Suspended Sanction Information	
Fine	Date Suspended:	Suspension Duration:
	Suspended Portion US\$:	
	Suspension Conditions:	
Forfeiture	Date Suspended:	Suspension Duration:
	Suspended Portion US\$:	Suspended Portion Time:
	Suspension Conditions:	
Extra Duty	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Restriction	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Correctional Custody	Date Suspended: 2/27/2009	Suspension Duration: 25 Years
	Suspended Portion Time: 50 Days	
	Suspension Conditions:	
Confinement	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Reduction in Grade	Date Suspended:	Suspension Duration:
	Suspension Conditions:	
Probation	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Special Assignment	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Total Forfeiture	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Civil Recovery	Date Suspended:	Suspension Duration:
	Suspended Portion US\$:	
	Suspension Conditions:	
Civil Award	Date Suspended:	Suspension Duration:
	Suspended Portion US\$:	
	Suspension Conditions:	

**10. Commander's Remarks**

Not Guilty of Premeditated Murder but Guilty of the lesser included offense of Murder with intent to kill or inflict great bodily harm in violation of UCMJ Article 118(2).

USASCRC Number: 0066-2008-CID469-51978-5H1A

Sanction: A1 2009/02/27

**11. Commanding Officer**

Was a DNA sample collected from the offender?  Yes  No

Name and Grade:	SA (b)(6),(b)(7)(C)	CW2
Signature:		
AKO e-Mail Address:	(b)(6),(b)(7)(C)	@us.army.mil

**b(6), b(7)(C)**

# COMMANDER'S REPORT OF DISCIPLINARY OR ADMINISTRATIVE ACTION

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

## PRIVACY ACT STATEMENT

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

### 1. Control Information

<b>Thru:</b>  <b>To:</b> Commander 1st BCT Fort Campbell, KY 42223  <b>Referred By:</b> SAC, CID Office: Tikrit CID Office (b)(6), (b)(7)(C)	<b>USACRC Number:</b> 0066-2008-CID469-51978-5H1A <b>MP Report Number:</b> N/A <b>Sub-Installation:</b> AE09393DC  <b>Referral Date:</b> 2/18/2009 <b>Suspense Date:</b> 4/4/2009
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The first Lieutenant Colonel in the chain of command is responsible and accountable for completing DA Form 4833 with support documentation (copies of Article 15s, court-martial orders, reprimands, etc) for all USACIDC investigations. The unit and brigade commander or their equivalent will also receive a copy of the DA Form 4833 for all USACIDC investigations.

Company, troop, and battery level commanders are responsible and accountable for completing DA Form 4833 with supporting documentation in all cases investigated by MPI, civilian detectives employed by the Department of the Army, and the PMO. Accurate and complete DA 4833 disposition reports are required to meet installation, command, HQDA, DOD, and federal statutory reporting requirements. The data is used to identify crime trends, establish command programs in law enforcement and other activities, and to ensure that resources are made available to support commanders who must address issues of soldier and family member indiscipline.

In court-martial cases, a conviction of an offense at court-martial may be for a different, or lesser included offense. List the offense for which the individual was convicted at court-martial in the remarks section. Provost Marshals must enter the "MP Report Number" (Block-1) for all cases referred to commanders. "Sub-Installation" (Block-1) is used to enter report number from a civilian law enforcement agency police report. Other information on the civilian law enforcement agency (e.g. civilian law enforcement agency address) may be entered in the remarks section.

### 2. Offender Identification

(b)(6), (b)(7)(C) <b>Last Name:</b> <b>First Name:</b> <b>Middle Name:</b> <b>Cadency:</b>	<b>Grade:</b> E-6 U.S. Army (SSG)  <b>SSN:</b> (b)(6), (b)(7)(C) <b>Date of Birth:</b>
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### 3. Referral Information

**Commander Decision Date:** 2/18/2009

No.	Offense	Basis	Date	Sexual Harassment		Action Taken		Reason
1	Murder [5H1A]	UCMJ Article 118	5/16/2008	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>	Accepted
2	Obstruction of Justice [5X5]	UCMJ Article 134	6/7/2008	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>	Accepted
3	Conspiracy [5X1]	UCMJ Article 81	5/16/2008	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>	Accepted
4				Yes <input type="checkbox"/>	No <input type="checkbox"/>	Yes <input type="checkbox"/>	No <input type="checkbox"/>	
5				Yes <input type="checkbox"/>	No <input type="checkbox"/>	Yes <input type="checkbox"/>	No <input type="checkbox"/>	

b(6), b(7)(C)

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**3. Referral Information (continued)**

No.	Offense	Basis	Date	Sexual Harassment	Action Taken	Reason
6				Yes <input type="checkbox"/> No <input type="checkbox"/>	Yes <input type="checkbox"/> No <input type="checkbox"/>	
7				Yes <input type="checkbox"/> No <input type="checkbox"/>	Yes <input type="checkbox"/> No <input type="checkbox"/>	
8				Yes <input type="checkbox"/> No <input type="checkbox"/>	Yes <input type="checkbox"/> No <input type="checkbox"/>	
9				Yes <input type="checkbox"/> No <input type="checkbox"/>	Yes <input type="checkbox"/> No <input type="checkbox"/>	
10				Yes <input type="checkbox"/> No <input type="checkbox"/>	Yes <input type="checkbox"/> No <input type="checkbox"/>	

NOTE: For each offense marked NO for action taken, you must supply a reason.

If you selected "YES" for any offense, continue to "Action Taken" (Block-4). If you selected "NO" for ALL offenses, go directly to "Commander's Remarks" (Block-10), sign, date, and return the form to the agent specified in "Referred By" (Block-1).

**4. Action Taken**

- Administrative**  
 Non-Adverse Referrals  
 Adverse Personnel Actions
- Non-Judicial (Article 15)**  
 (see details below)
- Judicial**  
 Court Martial or Civilian Criminal Court

**Non-Judicial Punishment Authority (select one):**

- Summarized  
 Company Grade  
 Field Grade  
 Principal Assistant
- GCMCA Imposed  
 General Officer Imposed

**Judicial Punishment Authority (select one):**

- Summary Court Martial  
 Special Court Martial  
 Civilian Criminal/Magistrate
- General Court Martial

**5. NJP/Court-Martial/Civilian Criminal Court Proceeding Outcome**

No.	Charged Offense	Plea	Finding Offense	Trial Finding
1	Murder [5H1A] [5H1A]	N	Murder [5H1A] [5H1A]	DCR
2	Obstruction of Justice [5X5] [5X5]	N	Obstruction of Justice [5X5] [5X5]	DCR
3	Conspiracy [5X1] [5X1]	N	Conspiracy [5X1] [5X1]	DCR
4				
5				

PLEA: G=Guilty, C=No Contest, N=Not Guilty, D=Pre-Trial Diversion, TRIAL FINDING: DCV=Dismissed (Civil), DCR=Dismissed (Criminal), P=Finding for Plaintiff, F=Finding for Respondent, G=Guilty, C=No Contest, N=Not Guilty, S=Settlement

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**5. NJP/Court-Martial/Civilian Criminal Court Proceeding Outcome (continued)**

No.	Charged Offense	Plea	Finding Offense	Trial Finding
6				
7				
8				
9				
10				

PLEA: G=Guilty, C=No Contest, N=Not Guilty, D=Pre-Trial Diversion, TRIAL FINDING: DCV=Dismissed (Civil), DCR=Dismissed (Criminal), P=Finding for Plaintiff, F=Finding for Respondent, G=Guilty, C=No Contest, N=Not Guilty, S=Settlement

**6. Administrative Actions**

**Non-Adverse**

Agency	Referred	Responded
Family Advocacy		
Drug/Alcohol Abuse		
Special Referral		
Equal Opportunity		
Legal Office		
Mental Health		
Relief Agency		

Date Imposed	Type of Action	Oral	Written	
			Local	OMPF
	Counseling/Concern	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Reprimand	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Censure	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Admonition	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

**Adverse**

Date Imposed	Description
	Withholding of Privileges
	Adverse Performance Evaluation (OER/NCOER/Academic Report)
	Relief for Cause (OER/NCOER)
	Mandatory Reassignment
	Transfer (such as rehabilitative)
	Adverse Record Entry - Flag
	Denial of Reenlistment or Continued Service
	Withholding of Promotion
	Delay of Promotion
	Promotion Revocation
	Clearance Revocation
	Control Roster (downgrade of clearance, PRP reclassification)
	Resignation
	Retirement
	Retirement at Lower Grade From: To:
	Transfer to Inactive Reserve

**6. Administrative Actions (continued)**

Date Imposed	Description
	Military Occupational Specialty Reclassification
	Debarment Duration: <input type="checkbox"/> Days <input type="checkbox"/> Months <input type="checkbox"/> Years
	Job Termination
	Job Suspension Duration: <input type="checkbox"/> Days <input type="checkbox"/> Months <input type="checkbox"/> Years
	Leave Without Pay Duration: <input type="checkbox"/> Days <input type="checkbox"/> Months <input type="checkbox"/> Years
	Loss of Warrant
	Voluntary Disclosure
	Restitution (to US Government) Amount :
	Restitution (to third party Non-US Government) Amount :
	Civil-Civil Action Initiation
	Other (return to states, etc.)
	Contract Suspension Duration: <input type="checkbox"/> Days <input type="checkbox"/> Months <input type="checkbox"/> Years
	Contract Termination
	Cost Adjustment Amount :
	Bid Rejection
	Recoupment Amount :
	Denial of Continuation
	Other Contract Action

**7. Details of Administrative Separation**

Date Imposed	
Regulation	
Chapter	
Characterization	
Effective Date	

Proceed to Commander's Remarks (Block-10) if you chose Administrative Action

**8. Non-Judicial/Judicial Sanctions**

Date Adjudged	Sanction
	Fine Amount :
	Forfeiture Amount : Duration: <input type="checkbox"/> Days <input type="checkbox"/> Months
	Extra Duty Days:
	Restriction Days:
2/18/2009	Correctional Custody Days: 17
	Confinement Duration: <input type="checkbox"/> Days <input type="checkbox"/> Months <input type="checkbox"/> Years <input type="checkbox"/> Life
2/18/2009	Bad Conduct Discharge Effective Date: 8/1/2010
	Dishonorable Discharge Effective Date:
2/18/2009	Reduction in Grade From: Staff Sergeant (SSG) To: Private (E1) (PVT)
	Probation Duration: <input type="checkbox"/> Days <input type="checkbox"/> Months <input type="checkbox"/> Years
	Special Assignment Duration: <input type="checkbox"/> Days <input type="checkbox"/> Months <input type="checkbox"/> Years
2/18/2009	Total Forfeiture (all pay/allowance) Duration : 17 <input type="checkbox"/> Days <input checked="" type="checkbox"/> Months <input type="checkbox"/> Years <input type="checkbox"/> Life
	Death
	Civil Recovery Amount :
	Civil Award Amount :

**9. Suspended Sanctions**

Were Any Sanctions Suspended?  Yes  No  
 If no sanctions were suspended, proceed to "Commander's Remarks" (Block-10)

Suspended Sanction	Suspended Sanction Information	
Fine	Date Suspended:	Suspension Duration:
	Suspended Portion US\$:	
	Suspension Conditions:	
Forfeiture	Date Suspended:	Suspension Duration:
	Suspended Portion US\$:	Suspended Portion Time:
	Suspension Conditions:	
Extra Duty	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Restriction	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Correctional Custody	Date Suspended: 2/18/2009	Suspension Duration: 59 Days
	Suspended Portion Time: 59 Days	
	Suspension Conditions: Received 59 days of credit of a 17 month sentence	
Confinement	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Reduction in Grade	Date Suspended:	Suspension Duration:
	Suspension Conditions:	
Probation	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Special Assignment	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Total Forfeiture	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Civil Recovery	Date Suspended:	Suspension Duration:
	Suspended Portion US\$:	
	Suspension Conditions:	
Civil Award	Date Suspended:	Suspension Duration:
	Suspended Portion US\$:	
	Suspension Conditions:	

**10. Commander's Remarks**

To be reduced to E1; forfeit all pay and allowances; confined for 17 months; to be discharged from the service with a BCD; received 59 days of credit towards confinement.

Plead guilty and found guilty of ART 107, 128, and 93 of the UCMJ.

Plead not guilty and found not guilty (dismission motion by Trial Counsel w/prejudice) of ART 78, 117 and 134 of the UCMJ.

(b)(6),(b)(7)(C) is due to testify against (b)(6),(b)(7)(C)

USASCRC Number: 0066-2008-CID469-51978-5H1A

Sanction: A2 2009/02/18

**11. Commanding Officer**

Was a DNA sample collected from the offender?  Yes  No

Name and Grade:	(b)(6),(b)(7)(C)	Special Agent in Charge/CW2
Signature:	(b)(6),(b)(7)(C)	Signature Date: 2/18/2009
AKO e-Mail Address:	(b)(6),(b)(7)(C)	@us.army.mil

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~~Law Enforcement Sensitive~~

**DEPARTMENT OF THE ARMY**  
U.S. ARMY CRIMINAL INVESTIGATION COMMAND  
Tikrit CID Office  
38th MP DET (CID) (FWD), COB Speicher, Tikrit, IZ APO, APO AE 09393

15 Apr 2009

MEMORANDUM FOR: SEE DISTRIBUTION

SUBJECT: CID REPORT OF INVESTIGATION - FINAL/SSI - 0066-2008-CID469-51978 - 5H1A /  
5X5 / 5X1 / 9G2B / 9G2C / 9G2F

DATES/TIMES/LOCATIONS OF OCCURRENCES:

1. 16 MAY 2008, 1715 - 16 MAY 2008, 2004; GRID LD 59625 61025, ALBU  
TU'MAH, BAYJI, IRAQ

2. 07 JUN 2008, 2100 - 07 JUN 2008, 2200; D COMPANY AREA, 1/327TH  
INFANTRY REGIMENT, FOWARD OPERATING BASE SUMMERALL, BAYJI, IZ, AE  
09393

3. 16 MAY 2008, 2000 - 21 MAY 2008, 2359; D COMPANY AREA, 1/327TH  
INFANTRY REGIMENT, FOWARD OPERATING BASE SUMMERALL, BAYJI, IZ, AE  
09393

DATE/TIME REPORTED: 13 JUN 2008, 1300

INVESTIGATED BY:

SA (b)(2),(b)(6),(b)(7)(C)  
SA  
SA  
SA  
SA  
SA

SUBJECT:

1. (b)(6),(b)(7)(C) SSC (b)(6),(b)(7)(C) (DOB); (POB); MALE;  
WHITE; D COMPANY, 1/327TH INFANTRY REGIMENT, 1/101ST BRIGADE COMBAT

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b(2), b(6), b(7)(C)

**ACLU DETAINEE DEATH 2 CID 1275**

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TEAM, (HOME STATION: FORT CAMPBELL, KY 42223), FOWARD OPERATING BASE SUMMERALL, BAYJI, IZ, ARMED FORCES AFRICA, CANADA, EUROPE & MIDDLE EAST 09393; CT ; [OBSTRUCTION OF JUSTICE], [MURDER], [CONSPIRACY]

2 (b)(6),(b)(7)(C) 1LT (b)(6),(b)(7)(C) (DOB); (POB); MALE; WHITE; D COMPANY, 1/327TH INFANTRY REGIMENT, 1/101ST BRIGADE COMBAT TEAM, (HOME STATION: FORT CAMPBELL, KY 42223), FOWARD OPERATING BASE SUMMERALL, BAYJI, IZ, ARMED FORCES AFRICA, CANADA, EUROPE & MIDDLE EAST 09393; CT ; [OBSTRUCTION OF JUSTICE], [MURDER], [CONSPIRACY]

VICTIM:

1. AL JOBOURI, ALI MANSOUR MUHAMMAD (DECEASED); FRCIV; IRAQ; (DOB); (POB); MALE; OTHER; VILLAGE OF ALBU-TU'MAH, BAYJI, IZ; XZ ; [MURDER], [CONSPIRACY]

2. U.S. GOVERNMENT; [OBSTRUCTION OF JUSTICE]

INVESTIGATIVE SUMMARY:

THIS IS AN OPERATION IRAQI FREEDOM INVESTIGATION.

The Provost Marshal, 1st AD, COB Speicher, reported the suspected shooting of an Iraqi detainee by a U.S. Soldier.

Investigation disclosed 1LT (b)(6),(b)(7)(C) conspired with SSG (b)(6),(b)(7)(C) to murder Mr. MANSOUR. 1LT (b)(6),(b)(7)(C) and SSG (b)(6),(b)(7)(C) transported Mr. MANSOUR to a remote culvert and 1LT (b)(6),(b)(7)(C) then shot Mr. MANSOUR two times with a 9mm pistol. SSG (b)(6),(b)(7)(C) then activated an incendiary grenade and placed it on Mr. MANSOUR's remains. 1LT (b)(6),(b)(7)(C) and SSG (b)(6),(b)(7)(C) then left the area and instructed unit members to provide false statements pertaining to their actions on patrol that evening.

STATUTES:

Article 81, UCMJ: Conspiracy  
Article 118, UCMJ: Murder

Article 134, UCMJ: Obstruction of Justice

EXHIBITS:

ATTACHED:

1. Agent's Investigation Report (AIR) of SA (b)(6),(b)(7)(C) 22 Jun 08.
2. Serious Incident Report, 11 Jun 08.
3. Timeline / Sequence of Events, prepared by MAJ (b)(6),(b)(7)(C)
4. Notes for LTC (b)(6),(b)(7)(C) and CPT (b)(6),(b)(7)(C) prepared by SGT (b)(6),(b)(7)(C)
5. Arabic Report of Investigation. (USACRC and USACIDC copies only)
6. English translation of the Report of Investigation, translated by (b)(6),(b)(7)(C)
7. Arabic Reply to Bayji Investigation Judge by the Criminal Investigation Office of Bayji, Iraq, 29 May 08. (USACRC and USACIDC copies only)
8. English translation of Reply to Bayji Investigation Judge, 29 May 09, translated by (b)(6),(b)(7)(C)
9. Arabic Autopsy Report of Mr. MANSOUR, 27 May 08. (USACRC and USACIDC copies only)
10. English translation of the Autopsy Report of Mr. MANSOUR, 27 May 08, translated by Mr. MINASIAN.
11. Arabic Death Certificate of Mr. MANSOUR, 27 May 08. (USACRC and USACIDC copies only)
12. English translation of the Death Certificate of Mr. MANSOUR, translated by (b)(6),(b)(7)(C)

13. Arabic Requests for Investigation, 27 May 08. (USACRC and USACIDC copies only)
14. English translation of the Requests for Investigation, 27 May 08, translated by Mr. MINASIAN.
15. Waiver Certificate and Statement of SSG (b)(6),(b)(7)(C) 11 Jun 08.
16. Statement of PV2 (b)(6),(b)(7)(C) 12 Jun 08.
17. Statement of 1SG (b)(6),(b)(7)(C) 12 Jun 08.
18. Statement of PV2 (b)(6),(b)(7)(C) 12 Jun 08.
19. Arabic Statement of (b)(6),(b)(7)(C) 12 Jun 08. (USACRC and USACIDC copies only)
20. English translation of (b)(6),(b)(7)(C) 12 Jun 08 statement, translated by (b)(6),(b)(7)(C)
21. Waiver Certificate and Arabic Statement of (b)(6),(b)(7)(C) 13 Jun 08. (USACRC and USACIDC copies only)
22. English translation of (b)(6),(b)(7)(C) 13 Jun 08 statement, translated by (b)(6),(b)(7)(C)
23. Arabic Statement of (b)(6),(b)(7)(C) 9 Jun 08. (USACRC and USACIDC copies only)
24. English translation of (b)(6),(b)(7)(C) 9 Jun 08 statement, translated by (b)(6),(b)(7)(C)
25. Compact disc containing images and video files pertaining to Mr. MANSOUR. (USACRC, USACIDC, SJA, and file copies only)
26. Statement of SPC (b)(6),(b)(7)(C) 13 Jun 08.
27. Non-Waiver Certificate of SSG (b)(6),(b)(7)(C) 13 Jun 08.
28. Statement of PV2 (b)(6),(b)(7)(C) 13 Jun 08.
29. Waiver Certificate and Statement of (b)(6),(b)(7)(C) 13 Jun 08.



30. Sketch prepared by (b)(6),(b)(7)(C) 13 Jun 08, translated by (b)(6),(b)(7)(C)

31. Arabic Report of Statements provided by Bayji Iraqi Police. (USACRC and USACIDC copies only)

32. English translation of Report of Statements provided by Bayji Iraqi Police, translated by Mr. (b)(6),(b)(7)(C)

33. Arabic Iraqi Police Seize Report (collection of evidence), 17 May 08. (USACRC and USACIDC copies only)

34. English translation of Iraqi Police Seize Report, translated by (b)(6),(b)(7)(C)

35. Arabic Iraqi Police Drawing and Plan of Crime Scene, prepared by the Criminal Investigation Office of Bayji, Iraq, 21 May 08. (USACRC and USACIDC copies only)

36. English translation of Iraqi Police Drawing and Plan of Crime Scene, 21 May 08, translated by (b)(6),(b)(7)(C)

37. Arabic Iraqi Police Identification Document of the Criminal Investigation Office of Bayji, Iraq, 21 May 08. (USACRC and USACIDC copies only)

38. English translation of the Iraqi Police Identification Document, 21 May 08, translated by (b)(6),(b)(7)(C)

39. Statement of SPC (b)(6),(b)(7)(C) 14 Jun 08.

40. Statement of CPT (b)(6),(b)(7)(C) 4 Jun 08.

41. Arabic Statement of Mr. (b)(6),(b)(7)(C) 4 Jun 08. (USACRC and USACIDC copies only)

42. English translation of Mr. (b)(6),(b)(7)(C) 4 Jun 08 statement, translated by Mr. (b)(6),(b)(7)(C)

43. Arabic Sketch prepared by Mr. (b)(6),(b)(7)(C) 14 Jun 08.
44. English translation of Mr. (b)(6),(b)(7)(C) 14 Jun 08 sketch, translated by Mr. (b)(6),(b)(7)(C)
45. Statement of SPC (b)(6),(b)(7)(C), 14 Jun 08.
46. Statement of SFC (b)(6),(b)(7)(C) 14 Jun 08.
47. Statement of PV2 (b)(6),(b)(7)(C) 15 Jun 08.
48. Arabic Statement of Mr. (b)(6),(b)(7)(C) 15 Jun 08. (USACRC and USACIDC copies only)
49. English translation of Mr. (b)(6),(b)(7)(C) 15 Jun 08 statement, translated by Mr. (b)(6),(b)(7)(C)
50. Arabic Statement of Mr. (b)(6),(b)(7)(C) 15 Jun 08. (USACRC and USACIDC copies only)
51. English translation of Mr. (b)(6),(b)(7)(C) 15 Jun 08 statement, translated by Mr. (b)(6),(b)(7)(C)
52. Statement of SPC (b)(6),(b)(7)(C) 15 Jun 08.
53. Statement of SPC (b)(6),(b)(7)(C) 15 Jun 08.
54. Statement of SPC (b)(6),(b)(7)(C) 15 Jun 08.
55. Statement of SPC (b)(6),(b)(7)(C) 16 Jun 08.
56. Statement of SGT (b)(6),(b)(7)(C) 16 Jun 08.
57. Statement of PFC (b)(6),(b)(7)(C) 16 Jun 08.
58. Statement of 1LT (b)(6),(b)(7)(C) 16 Jun 08.
59. Statement of SPC (b)(6),(b)(7)(C) 17 Jun 08.

- 60. Statement of PV2 (b)(6),(b)(7)(C) 7 Jun 08.
- 61. Statement of SPC (b)(6),(b)(7)(C) 7 Jun 08.
- 62. Statement of SPC (b)(6),(b)(7)(C) 7 Jun 08.
- 63. Statement of SPC (b)(6),(b)(7)(C) 7 Jun 08.
- 64. Statement of SGT (b)(6),(b)(7)(C) 7 Jun 08.
- 65. Statement of PFC (b)(6),(b)(7)(C) 7 Jun 08.
- 66. Statement of PV2 (b)(6) 7 Jun 08.
- 67. Statement of PFC (b)(6),(b)(7)(C) Jun 08.
- 68. Statement of SPC (b)(6),(b)(7)(C) 7 Jun 08.
- 69. Statement of SPC (b)(6),(b)(7)(C) 7 Jun 08.
- 70. Statement of SPC (b)(6),(b)(7)(C) Jun 08.
- 71. Statement of PV2 (b)(6),(b)(7)(C) Jun 08.
- 72. Statement of SSC (b)(6),(b)(7)(C) 7 Jun 08.
- 73. Statement of SFC (b)(6),(b)(7)(C) 7 Jun 08.
- 74. Statement of PV2 (b)(6),(b)(7)(C) 6 Jun 08.
- 75. Statement of SGT (b)(6),(b)(7)(C) 7 Jun 08.
- 76. Trip Ticket of 5th PLT, D CO, 1/327th INF REG, pertaining to mission # 8, 16 May 08.
- 77. Mission Patrol Tracker pertaining to mission # 8, 16 May 08.

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78. Trip Ticket of 5th PLT, D CO, 1/327th INF REG, pertaining to mission # 11, 5 May 08.
79. Mission Patrol Tracker pertaining to mission # 11, 5 May 08.
80. Statement of SPC (b)(6),(b)(7)(C) 7 Jun 08.
81. Statement of SPC (b)(6),(b)(7)(C) 17 Jun 08.
82. Compact disc containing video of demonstration with AN-M14 TH3 Incendiary Grenade.
83. Statement of SGT (b)(6),(b)(7)(C) 18 Jun 08.
84. Search and Seizure Affidavit and Authorization pertaining to SSG (b)(6),(b)(7)(C) 8 Jun 08.
85. Search and Seizure Affidavit and Authorization pertaining to 1LT (b)(6),(b)(7)(C) 18 Jun 08.
86. Photographic Packet (Incendiary Grenade Test 2, 18 Jun 08). (USACRC, USACIDC, SJA, and file copies only)
87. Detainee Packet of (b)(6),(b)(7)(C) 5 May 08.
88. Statement of SFC (b)(6),(b)(7)(C) 21 Jun 08.
89. Statement of SPC (b)(6),(b)(7)(C) 21 Jun 08.
90. Non-Waiver Certificate of 1LT (b)(6),(b)(7)(C) 21 Jun 08.
91. AIR of SA (b)(6),(b)(7)(C) 18 Jun 08.
92. Aerial Photographs of Death Scene.
93. Death Scene Sketches prepared by SA (b)(6),(b)(7)(C) 18 Jun 08.
94. Photographic Packet (Death Scene). (USACRC, USACIDC, SJA, and file copies only)

- 95. AIR of SA (b)(6),(b)(7)(C), 10 Jul 08.
- 96. Statement of SPC (b)(6),(b)(7)(C) 9 Jun 08.
- 97. Statement of SPC (b)(6),(b)(7)(C) 9 Jun 08.
- 98. Statement of SPC (b)(6),(b)(7)(C) 9 Jun 08.
- 99. Statement of SSG (b)(6),(b)(7)(C) Jun 08.
- 100. Waiver Certificate and Statement of SPC (b)(6),(b)(7)(C) 30 Jun 08.
- 101. Non-Waiver Certificate of SPC (b)(6),(b)(7)(C) 1 Jul 08.
- 102. Non-Waiver Certificate of SGT (b)(6),(b)(7)(C) 1 Jul 08.
- 103. Non-Waiver Certificate of SPC (b)(6),(b)(7)(C) Jul 08.
- 104. Non-Waiver Certificate of SPC (b)(6),(b)(7)(C) 1 Jul 08.
- 105. Non-Waiver Certificate of SPC (b)(6),(b)(7)(C) 1 Jul 08.
- 106. Waiver Certificate and Statement of SFC (b)(6),(b)(7)(C) 1 Jul 08.
- 107. Statement of SSG (b)(6),(b)(7)(C) 2 Jul 08.
- 108. Hand Receipt of SFC (b)(6),(b)(7)(C) 4 May 08.
- 109. AIR of SA (b)(6),(b)(7)(C) 3 Jul 08.
- 110. Search and Seizure Affidavit and Authorization pertaining to SSC (b)(6),(b)(7)(C) 2 Jul 08.
- 111. Search and Seizure Affidavit and Authorization pertaining to 1LT (b)(6),(b)(7)(C) 12 Jul 08.
- 112. Search and Seizure Affidavit and Authorization pertaining to 1LT (b)(6),(b)(7)(C) 13 Jul 08.

113. Photographic Packet (Evidence). (USACRC, USACIDC, SJA, and file copies only)
114. AIR of SA (b)(6),(b)(7)(C) 25 Jul 08.
115. AIR of SA (b)(6),(b)(7)(C) 10 Aug 08.
116. AIR of SA (b)(6),(b)(7)(C) 22 Aug 08.
117. USACIL Latent Print Branch Final Report # 2008-CID131-1346, 21 Jul 08.
118. AIR of SA (b)(6),(b)(7)(C) Monterey CID Office, Presidio of Monterey, CA, 20 Aug 08.
119. Compact disc containing recorded interview of (b)(6),(b)(7)(C) 20 Aug 08.
120. AIR of SA (b)(6),(b)(7)(C) Fort Campbell CID Office, Fort Campbell, KY, 22 Aug 08.
121. Statement of SFC (b)(6),(b)(7)(C) 18 Aug 08.
122. Statement of SSG (b)(6),(b)(7)(C) 18 Aug 08.
123. AIR of SA (b)(6),(b)(7)(C), 3 Sep 08.
124. Unit Roll Number (URN) spreadsheet.
125. Compact disc containing URN spreadsheet and Blue Force Tracker Report, 16 May 08.
126. USACIL Trace Evidence Branch Final Report # 2008-CID131-1346, 18 Aug 08.
127. USACIL DNA Branch Final Report # 2008-CID131-1346, 13 Aug 08.
128. AIR of SA (b)(6),(b)(7)(C) Fort Sill CID Office, Fort Sill, OK, 9 Sep 08.
129. AIR of SA (b)(6),(b)(7)(C) 14 Oct 08.

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130. USACIL Firearms Branch Final Report # 2008-CID131-1346, 27 Aug 08.
131. AIR of SA (b)(6),(b)(7)(C) 17 Nov 08.
132. USACIL Garries Notice, 29 Oct 08.
133. USACIL Garries Notice, 13 Nov 08.
134. AIR of SA (b)(6),(b)(7)(C) 20 Feb 09.
135. USACIL DNA Branch Final Report # 2008-CID131-1346-A2/A3/A4, 3 Dec 08.
136. USACIL DNA Branch Final Report # 2008-CID141-1346-A5/A6/A7, 11 Feb 09.
137. Department of the Army Report of Results of Trial pertaining to SSG (b)(6),(b)(7)(C) 18 Feb 09.
138. AIR of SA (b)(6),(b)(7)(C) 13 Apr 09.
139. Department of the Army Report of Results of Trial pertaining to 1LT (b)(6),(b)(7)(C) 27 Feb 09.
140. USACIL Examination Requests, 21 and 26 Jun 08, 1 and 4 Jul 08, 12 Aug 08, 17 Nov 08, and 3 Feb 09.
141. Compact disc containing all photographic originals of Exhibits 86, 94, and 113. (USACRC and file copies only)
142. Evidence/Property Custody Documents, Document Numbers 0585-08, 0586-08, 0587-08, 0588-08, 0589-08, 0590-08, 0591-08, 0592-08, 0593-08, 0594-08, 0733-08, 0734-08, and 0790-08.

NOT ATTACHED:

None.

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b(6), b(7)(C)

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The originals of 1, 6, 8, 10, 12, 14-32, 34, 36, 38-76, 78-86, 88-91, 93-95, 100-116, 118-123, 128, 129, 131, 134, 138, and 141 are forwarded with the USACRC copy of this report. The originals of Exhibits 2-4, 77, 87, 96-99, 124, 125, 137 and 139 are retained in the files of the 1/327th Infantry Regiment, 1/101st Brigade Combat Team, Fort Campbell, KY. The originals of Exhibits 5, 7, 9, 11, 13, 33, and 37 are retained in the files of the Bayji Police Station, Bayji, IZ. The original of Exhibit 92 is maintained in the files of Task Force Odin, COB Speicher, Tikrit, IZ. There are two originals of Exhibits 117, 126, 127, 130, 132, 133, 135, 136 and 140; one was maintained in the files of USACIL, Fort Gilliam, GA and the other original was forwarded with the USACRC copy of this report. The original of Exhibit 142 is retained in the files of the 10th MP BN (CID) (ABN), Camp Victory, Baghdad, IZ

STATUS: This is a Final Report. On 18 Feb 09, under a General Court-Martial, SSG (b)(6),(b)(7)  
(C) received a sentence to be reduced to E1; forfeit all pay and allowances; confined for 17 months; and to be discharged from the service with a bad-conduct discharge. On 27 Feb 09, under a General Court-Martial, 1LT (b)(6),(b)(7)  
(C) received a sentence to forfeit all pay and allowances; confined for 25 years; and to be discharged from the service. Commander's Report of Disciplinary or Administrative Action (DA Form 4833) is not required.

CID Reports of Investigation may be subject to a Quality Assurance Review by CID higher headquarters.

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**b(6), b(7)(C)**



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Report Prepared By:

Report Approved By:

(b)(6),(b)(7)(C)

(b)(6),(b)(7)(C)

Special Agent in Charge

Special Agent in Charge

DISTRIBUTION:

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CDR, 3RD MP GRP USACIDC, Forest Park, GA

CDR, 10th MP Bn (CID), Camp Victory, APO AE 09342

CDR, 38th MP DET (CID), Joint Base Balad, APO AE 09391

Garrison Cdr, COB Speicher, APO AE 09393

PMO, 25TH ID, COB Speicher, APO AE 09393

SJA, Chief of Justice, 25th STB, COB Speicher, APO AE 09393

Commander, 1st Battalion, 327th Infantry Regiment, Fort Campbell, KY 42223

Commander, 1st Brigade Combat Team, 101st Airborne Division (AASLT), Fort  
Campbell, KY 42223

CDR, USAF Law & Order Det, COB Speicher, APO AE 09393

FILE

13

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b(6), b(7)(C)

**ACLU DETAINEE DEATH 2 CID 1287**

**25**

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**DEPARTMENT OF THE ARMY**  
U.S. ARMY CRIMINAL INVESTIGATION COMMAND  
Camp Bucca CID Office  
CAMP BUCCA CID OFFICE, 3D MILITARY POLICE GROUP (CID), Camp  
Bucca, Umm Qasr, Iraq, APO AE, Iraq

15 May 2008

MEMORANDUM FOR: SEE DISTRIBUTION

SUBJECT: CID REPORT OF INVESTIGATION - FINAL/SSI - 0019-2008-CID579-53597 - 5H9A

DATES/TIMES/LOCATIONS OF OCCURRENCES:

1. 15 MAR 2008, 1937 - 15 MAR 2008, 2007; 31ST COMBAT SUPPORT HOSPITAL,  
THEATER INTERNMENT FACILITY (TIF), CAMP BUCCA, APO, AE 09375

DATE/TIME REPORTED: 15 MAR 2008, 2035

INVESTIGATED BY:

SA (b)(2),(b)(6),(b)(7)(C)  
SA  
SA

SUBJECT:

1. NONE, ; [DEATH BY NATURAL CAUSES] (NFI)

VICTIM:

1. HUSSEIN, HYDER ABDUL (DECEASED); FRCIV: IRAQ; (DOB); (POB); MALE;  
OTHER; INTERNMENT SERIAL NUMBER (ISN) (b)(6),(b)(7)(C) THEATER  
INTERNMENT FACILITY (TIF), CAMP BUCCA, APO, ARMED FORCES AFRICA,  
CANADA, EUROPE & MIDDLE EAST 09375; FC ; [DEATH BY NATURAL CAUSES]

INVESTIGATIVE SUMMARY:

"This is an Operation Iraqi Freedom Investigation"

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b(2), b(6), b(7)(C)

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About 2035, 15 Mar 08, SA (b)(6),(b)(7)(C) was notified by SPC (b)(6),(b)(7)(C) 31st Combat Support Hospital, Theater Internment Facility (TIF), Camp Bucca, APO AE 09376, that detainee HUSSEIN died at the TIF Hospital after being admitted on 11 Mar 08.

Investigation determined Detainee HUSSEIN was admitted to the TIF Hospital on 11 Mar 08 due to not feeling well. Over the course of the following four days Detainee HUSSEIN went into Cardiac Arrest twice. Detainee HUSSEIN had a history of heart Failure and was diagnosed with an enlarged heart. During the evening on 15 Mar 08, Detainee HUSSEIN suffered another heart attack and attempts to resuscitate him met with negative results. Detainee HUSSEIN was pronounced dead at 2007, 15 Mar 08, by CPT (b)(6),(b)(7)(C) 31st Combat Support Hospital, TIF, Camp Bucca, APO AE 09376. During a review on the body, there were no signs of unexplained trauma or foul play.

An autopsy by the Armed Forces Medical Examiner's Office determined the Cause of Death to be Dilated Cardiomyopathy and the Manner of Death as Natural. The results of this investigation are consistent with those findings.

STATUTES:

N/A

EXHIBITS/SUBSTANTIATION:

EXHIBITS:

Attached:

1. Agents Investigative Report (AIR) of SA (b)(6),(b)(7)(C) 22 Mar 08.
2. Photographic Packet. (Victim) (USACIDC and file copies only)
3. Compact Disc (CID) containing original images associated with Exhibit 2. (USACRC, USACIDC and file copies only)
4. Death Packet Pertaining to Detainee HUSSEIN.

5. AIR of SA (b)(6),(b)(7)  
(C) 22 Mar 08.
6. Autopsy Photographs of Detainee HUSSEIN. (USACRC, USACIDC and file copies only)
7. AIR of SA (b)(6),(b)(7)(C) 6 May 08.
8. Report of Toxicology Examination, pertaining to Detainee HUSSEIN, 31 Mar 08.
9. Certificate of Death pertaining to Detainee HUSSEIN, 15 Mar 08.
10. Final Autopsy Report, pertaining to Detainee HUSSEIN, 30 Apr 08.

Not Attached:

None

The original of Exhibits 1 thru 3, 5 and 7 are attached to the USACRC copy of this report. The original of Exhibit 4 is retained in the files of the 332nd EMDOS, Air Force Theater Hospital, LSA Anaconda, Balad, Iraq. The original of Exhibits 6 and 8 thru 10 are retained in the files of the Armed Forces Institute of Pathology, Rockville, MD.

STATUS: This is a final report. Commander's Report of Disciplinary or Administrative Action (DA Form 4833) is not required.

CID reports of investigation may be subject to a Quality Assurance review by CID higher headquarters.

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Report Prepared By:

Report Approved By:

(b)(6),(b)(7)(C)

(b)(6),(b)(7)(C)

Special Agent

Special Agent in Charge

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11th MP BN (CID)(OPERATIONS)

68th MP DET (CID), ARIFJAN, KUWAIT

31ST COMBAT SUPPORT HOSPITAL (CSH), CAMP BUCCA, UMM QASR,  
IRAQ, APO AE 09375

CDR, 3D MP GROUP (CID)(OPERATIONS)

COMMANDER, 705TH MP BN, TIF, UMM QASR, IRAQ, APO AE 09375

COMMANDER, FOB BUCCA, UMM QASR, IRAQ, APO AE 09375

DEPUTY COMMANDER, FOB BUCCA, UMM QASR, IRAQ, APO AE 09375

Forensic Science Officer

STAFF JUDGE ADVOCATE, CAMP BUCCA, UMM QASR, IRAQ, APO AE 09375

MNC-I- CJI CASUALTY OPS, ATTN: OIC

CAMP BUCCA CID OFFICE, 68th MP DET (CID), APO AE 09375

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**DEPARTMENT OF THE ARMY**  
U.S. ARMY CRIMINAL INVESTIGATION COMMAND  
Camp Bucca CID Office  
3rd MP Group (CID), Camp Bucca, Iraq, APO, APO AE 09375

06 Oct 2008

MEMORANDUM FOR: SEE DISTRIBUTION

SUBJECT: CID REPORT OF INVESTIGATION - FINAL (C)/SSI - 0021-2008-CID579-53598 - 5H9B

DATES/TIMES/LOCATIONS OF OCCURRENCES:

1. 01 APR 2008, 2200 - 01 APR 2008, 2231; TENT 1, COMPOUND 19C, THEATER INTERNMENT FACILITY, CAMP BUCCA, IZ, APO, AE 09375

DATE/TIME REPORTED: 01 APR 2008, 2248

INVESTIGATED BY:

SA  
SA  
SA  
SA

(b)(2),(b)(6),(b)(7)(C)

SUBJECT:

1. NONE, ; [UNDETERMINED MANNER OF DEATH] (NFI)

VICTIM:

1. MANSUR, ZIYAD HAMID (DECEASED): FRCIV- IRAQ; (DOB); (POB); MALE; OTHER; INTERNMENT SERIAL NUMBER (b)(6),(b)(7)(C) THEATER INTERNMENT FACILITY, CAMP BUCCA, IZ, APO, ARMED FORCES AFRICA, CANADA, EUROPE & MIDDLE EAST 09375; XZ ; [UNDETERMINED MANNER OF DEATH]

INVESTIGATIVE SUMMARY:

THIS IS AN OPERATION IRAQI FREEDOM REPORT.

1

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b(2), b(6), b(7)(C)

**ACLU DETAINEE DEATH 2 CID 1292**

The 31st CSH, Camp Bucca, IZ, reported the death of Detainee MANSUR.

Investigation disclosed Detainee MANSUR died of unknown causes and the manner of death was undetermined. This investigation and an autopsy was unable to determine why Detainee MANSUR died .

STATUTES:

None

EXHIBITS:

ATTACHED:

1. Agent's Investigation Report (AIR) of SA (b)(6),(b)(7)(C) 11 Apr 08.
2. Photographic CD-ROM. (Victim)
3. CD containing the original images of Exhibit 2. (USACIDC only)
4. Medical examination reports of Detainee MANSUR.
5. AIR of SA (b)(6),(b)(7)(C) 2 Apr 08.
6. Photographic CD-ROM. (Death Scene)
7. CD containing the original images of Exhibit 6. (USACIDC only)
8. Death Scene Sketch, 2 Apr 08, prepared by SA (b)(6),(b)(7)(C)
9. AIR of SA (b)(6),(b)(7)(C) 9 Apr 08.
10. Photographic CD-ROM. (Autopsy of victim) (USACIDC only)
11. AIR of SA (b)(6),(b)(7)(C) 24 Sep 08.

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12. Death Certificate pertaining to Detainee MANSUR.
13. Toxicology Report, 16 Apr 08, of Detainee MANSUR.
14. Autopsy Report, 26 Aug 08, pertaining to Detainee MANSUR.

NOT ATTACHED:

None

The original of Exhibits 1-3, and 5-11 are attached to the USACRC copy of this report. The original of Exhibit 4 is retained by 115th CSH, Camp Bucca, APO AE 09375. The original of Exhibits 12-14 are retained in the files of the Armed Forces Institute of Pathology, Rockville, MD.

STATUS: This is a Final (C) Report. Commanders Report of Disciplinary Action Taken is not required.

CID reports of investigation may be subject to a Quality Assurance Review by CID higher headquarters.

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Report Prepared By:

Report Approved By:

(b)(6),(b)(7)(C)

Special Agent

(b)(6),(b)(7)(C)

Special Agent in Charge

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THRU CDR, 3D MP GROUP (CID)(OPERATIONS)  
TO Commander, US Army Criminal Investigation Command, ATTN:  
CIOP-COP-CO, 6010 6th Street, Ft Belvoir,
- 1- CDR, TF-Bucca, Camp Bucca, APO AE 09375
- 1- FILE

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**DEPARTMENT OF THE ARMY**  
U.S. ARMY CRIMINAL INVESTIGATION COMMAND  
Camp Bucca CID Office  
3rd MP Group (CID), Camp Bucca, Iraq, APO, APO AE 09375

04 Aug 2008

MEMORANDUM FOR: SEE DISTRIBUTION

SUBJECT: CID REPORT OF INVESTIGATION - FINAL/SSI - 0022-2008-CID579-53599 - 5H9A

**DATES/TIMES/LOCATIONS OF OCCURRENCES:**

1. 03 APR 2008, 1109 - 03 APR 2008, 1139; COMBAT SUPPORT HOSPITAL (CSH), AL KUT, APO, AE 09331

DATE/TIME REPORTED: 03 APR 2008, 1300

**INVESTIGATED BY:**

SA (b)(2),(b)(6),(b)(7)(C)  
SA  
SA  
SA

**SUBJECT:**

1. NONE, ; [DEATH BY NATURAL CAUSES] (NFI)

**VICTIM:**

1. KARIM, ALA SHNAYWIR (DECEASED); (DOB); (POB); MALE;  
OTHER; INTERNMENT SERIAL NUMBER (ISN) (b)(6),(b)(7)(C) THEATER  
INTERNMENT FACILITY (TIF), CAMP BUCCA, APO, ARMED FORCES AFRICA,  
CANADA, EUROPE & MIDDLE EAST 09375; FC ; [DEATH BY NATURAL CAUSES]

**INVESTIGATIVE SUMMARY:**

This is an "Operation Iraqi Freedom" investigation.

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b(2), b(6), b(7)(C)

On 3 Apr 08, SA (b)(6),(b)(7)(C) was notified by MAJ (b)(6),(b)(7)(C) 42nd Military Police (MP) Bridge, Camp Bucca, APO AE 09375, that Detainee KARIM died at the Combat Support Hospital (CSH), Al Kut, APO AE 09331.

Investigation determined Detainee KARIM was transported to the Theater Internment Facility (TIF) Hospital after he was found vomiting outside his tent in Compound 33B. After being evaluated at the TIF hospital, it was determined Detainee KARIM was suffering from a brain aneurism. Detainee KARIM was evacuated to Balad, but his condition worsened en route and the flight was diverted to Al Kut. Detainee KARIM was pronounced deceased at 1239, 3 Apr 08, by LTC (b)(6),(b)(7)(C) 948th Forward Surgical Team, Al Kut.

An autopsy by the Armed Forces Medical Examiner's Office determined the cause of death to be hemorrhage of the right cerebellum and the manner of death to be natural causes. The results of this investigation are consistent with that opinion.

STATUTES:

None.

EXHIBITS/SUBSTANTIATION:

Attached:

1. Agent's Investigation Report (AIR) of SA (b)(6),(b)(7)(C) 7 Apr 08.
2. Trauma Record of Detainee KARIM, 3 Apr 08.
3. AIR of SA (b)(6),(b)(7)(C) 9 Apr 08.
4. Autopsy Photographs of Detainee KARIM. (USACRC, USACIDC, and file copies only)
5. AIR of SA (b)(6),(b)(7)(C) 26 Jul 08.
6. Final Autopsy Report of Detainee KARIM, 15 Jul 08.

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7. Report of Toxicological Examination of Detainee KARIM, 24 Apr 08.

8. Certificate of Death of Detainee KARIM, 9 Apr 08.

Not Attached:

None.

The originals of Exhibits 1, 3 and 5 are attached to the USACRC copy of this report. The original of Exhibit 2 is retained in the files of the 948th Forward Surgical Team, Camp Delta, APO AE 09331. The originals of Exhibits 6 thru 8 are retained in the files of the Armed Forces Institute of Pathology, Rockville, MD.

STATUS: This is a final report. Commander's Report of Disciplinary or Administrative Action (DA Form 4833) is not required.

CID reports of investigation may be subject to a Quality Assurance review by CID higher headquarters.

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Report Prepared By:

Report Approved By:

(b)(6),(b)(7)(C)

(b)(6),(b)(7)(C)

Special Agent

Special Agent in Charge

DISTRIBUTION:

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11th MP BN (CID)(OPERATIONS)

CDR, TF-Bucca, Camp Bucca, APO AE 09375

COMMANDER, FOB BUCCA, UMM QASR, IRAQ, APO AE 09375

MNC-I- CJI CASUALTY OPS, ATTN: OIC

115TH COMBAT SUPPORT HOSPITAL (CSH), CAMP BUCCA, UMM QASR,  
IRAQ, APO AE 09375

DIR AFIP AFME WASH, DC

STAFF JUDGE ADVOCATE, CAMP BUCCA, UMM QASR, IRAQ, APO AE 09375

CAMP BUCCA CID OFFICE, 68th MP DET (CID), APO AE 09375

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b(6), b(7)(C)

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**DEPARTMENT OF THE ARMY**  
U.S. ARMY CRIMINAL INVESTIGATION COMMAND  
Camp Bucca CID Office  
3rd MP Group (CID), Camp Bucca, Iraq, APO, APO AE 09375

04 Sep 2008

MEMORANDUM FOR: SEE DISTRIBUTION

SUBJECT: CID REPORT OF INVESTIGATION - FINAL/SSI - 0034-2008-CID579-53603 - 5H9A

DATES/TIMES/LOCATIONS OF OCCURRENCES:

1. 23 MAY 2008, 0350 - 23 MAY 2008, 0420; 31ST COMBAT SUPPORT HOSPITAL,  
THEATER INTERNMENT FACILITY (TIF), CAMP BUCCA, APO, AE 09375

DATE/TIME REPORTED: 23 MAY 2008, 0515

INVESTIGATED BY:

SA (b)(2),(b)(6),(b)(7)(C)  
SA  
SA

SUBJECT:

1. NONE, ; [DEATH BY NATURAL CAUSES] (NFI)

VICTIM:

1. ABD, FU'AD ALI (DECEASED); FRCIV; IRAQ; (DOB); (POB); MALE; OTHER;  
INTERNMENT SERIAL NUMBER (ISN) (b)(6),(b)(7)(C) THEATER INTERNMENT  
FACILITY (TIF), CAMP BUCCA, APO, ARMED FORCES AFRICA, CANADA, EUROPE &  
MIDDLE EAST 09375; FC ; [DEATH BY NATURAL CAUSES]

INVESTIGATIVE SUMMARY:

"This is an Operation Iraqi Freedom Investigation"

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About 0515, 22 May 08, SA (b)(6),(b)(7)(C) was notified by SPC (b)(6),(b)(7)(C) (b)(6),(b)(7)(C) 31ST Combat Support Hospital (CSH), Theater Internment Facility (TIF), Camp Bucca, APO AE 09375, that Detainee ABD died at the TIF Hospital after being admitted on 22 May 08.

Investigation Determined between 0430 and 0500, 22 May 08, Detainee ABD was admitted to the TIF Hospital suffering from a severe headache. Hospital personnel conducted a CAT-Scan and determined Detainee ABD was bleeding in his brain and the condition was inoperable.

Detainee ABD died at approximately 0420, 22 May 08, and was pronounced dead by (CPT) Dr. (b)(6),(b)(7)(C) 31ST CSH, TIF, Camp Bucca, APO AE 09375. During a review of the body no signs of foul play or unexplained trauma were noted.

An autopsy by the Armed Forces Medical Examiner's Office determined the cause of death to be Spontaneous Intracranial Hemorrhage due to Atherosclerotic Cardiovascular Disease and the manner of death to be natural causes. The results of this investigation are consistent with that opinion.

STATUTES:

None.

EXHIBITS/SUBSTANTIATION:

EXHIBITS:

Attached:

1. Agents Investigation Report (AIR) of SA (b)(6),(b)(7)(C) 23 May 08.
2. Photographic Packet. (Victim) (USACRC, USACIDC and file copies only)
3. Compact Disc (CD) containing original images associated with Exhibit 2. (USACRC, USACIDC and file copies only)
4. AIR of SA (b)(6),(b)(7)(C) 21 Jun 08.

5. Medical Records of Detainee ABD.
6. AIR of SA (b)(6),(b)(7)  
(C) 31 May 08.
7. Autopsy Photographs of Detainee ABD. (USACRC, USACIDC and file copies only)
8. AIR of SA (b)(6) 3 Sep 08.
9. Final Autopsy Report, 27 Aug 08.
10. Report of Toxicological Examination, 9 June 08.
11. Certificate of Death, 31 May 08.

Not Attached:

None

The original of Exhibits 1 through 4, 6 and 8 are attached to the USACRC copy of this report. The original of Exhibit 5 is retained in the files of the 115th Combat Support Hospital, Camp Bucca, APO AE 09375. The original of Exhibits 7 and 9 through 11 are retained in the files of the Armed Forces Institute of Pathology, Rockville, MD.

STATUS: This is a final report. Commanders Report of Disciplinary or Administrative Action (DA Form 4833) is not required.

CID reports of investigation may be subject to a Quality Assurance review by CID higher headquarters.



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Report Prepared By:

Report Approved By:

(b)(6),(b)(7)(C)

Special Agent

(b)(6),(b)(7)(C)

Special Agent in Charge

DISTRIBUTION:

Dir, USACRC, Ft Belvoir, VA

115TH COMBAT SUPPORT HOSPITAL (CSH), CAMP BUCCA, UMM QASR,  
IRAQ, APO AE 09375

11th MP BN (CID)(OPERATIONS)

CDR, 3D MP GROUP (CID)(OPERATIONS)

COMMANDER, 400TH MP BN (Vigilance TIF), UMM QASR, IRAQ, APO AE  
09375

68th MP DET (CID), ARIFJAN, KUWAIT

COMMANDER, FOB BUCCA, UMM QASR, IRAQ, APO AE 09375

COMMANDER, MNF-I, TASK FORCE 134

CDR, TF-Bucca, Camp Bucca, APO AE 09375

MNC-I- CJI CASUALTY OPS, ATTN: OIC

CAMP BUCCA CID OFFICE, 68th MP DET (CID), APO AE 09375

STAFF JUDGE ADVOCATE, CAMP BUCCA, UMM QASR, IRAQ, APO AE 09375

FILE

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b(6), b(7)(C)

**ACLU DETAINEE DEATH 2 CID 1303**