

**NAVAL CRIMINAL INVESTIGATIVE SERVICE**

**INVESTIGATIVE FILE (A)**

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**RECORDS MANAGEMENT DIVISION**  
**LAW ENFORCEMENT RECORDS**

Package ID # <b>Name:</b>  AKA:		
<b>Social Security Number:</b>		Context: Victim
Date of Birth:	State of Birth:	Country of Birth: IZ - Iraq
<b>Case Number:</b>		<b>Dossier:</b>
DCII INDEX CODE: K - 50 years	RECORD SERIES #: 5580/4a(1)(b)	Date Closed: 08/02/2008
<b>RECORD SERIES (FILE PLAN)</b> by Svcs - Law Enforcement - NCIS Criminal Investigative - Controlled Death, Sex Investigations, & Case Files (Created on or after 1 January 1958) <b>Criminal Investigative Reports</b>		
Comments: CREATED NEW COVER SHEET. ORIGINAL COVER SHEET DELETED FROM RIMS.		
<input type="checkbox"/> No Polygraph Examination Conducted	<input type="checkbox"/> No Sexual Offender Registry Completed	
<input type="checkbox"/> No Finger Prints Submitted to Code 24B3	<input type="checkbox"/> No Final Disposition Report to FBI	
CIS - _____ / _____ Closed Status    Dup Title    Dup CCN		
Distribution/Accountability Statement: If this investigation is disseminated outside NCIS, complete NCIS Form 007/10-80, and ensure it is retained in the case file.		
_____		
I, _____, certify that this document has been reviewed and is complete. _____ Typed Name of SSA		
_____ DATE		_____ SIGNATURE

Not included when separated from attachment unless otherwise indicated.

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**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

REPORT OF INVESTIGATION (SUPP)

26OCT06

DEATH (II)

CONTROL: 20SEP05-MEBJ-0651-7HMA/C

V/ABDULLAH, HASKEM SHEFI/CIVILIAN  
M/W/FNIZ/N//01JAN76/FALLUJAH, IRAQ

COMMAND/SECOND MARINE DIVISION/12000

MADE AT/0023/NCISHQ/ [REDACTED] REPRESENTATIVE

REFERENCES

- (A) NCISFO Middle East ROI (CLOSED)/11Feb06
- (B) NCISFO Middle East ROI (ROPEN)/01Mar06
- (C) NCISFO Middle East ROI (CLOSED)/18Mar06

NARRATIVE

1. Reference (A) closed this investigation, reference (B) reopened this investigation and reference (C) closed this investigation. On 15Aug06 and 21Sep06, Code 23B advised [REDACTED] NCISFO Middle East Field Office Support Officer, that Code 23B has not received the complete case file with the Closed Case Certification Release Sheet signed by the supervisor. Code 23B advised this investigation has a pending Freedom of Information Act (FOIA) request and requested expeditious submission of the complete case file to NCISHQ, Code 23B. Code 23B has not received the complete case file from the NCISFO Middle East.

ACTION

MEBJ: Please forward the complete case file to Code 23B,  
Attn: [REDACTED] Expeditious handling is requested  
due to a pending FOIA request.

DISTRIBUTION

NCISHQ: 0023  
ACTION: MEBJ  
INFO: MEIZ

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# U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

REPORT OF INVESTIGATION (CLOSED)

18MAR06

DEATH (II)

CONTROL: 20SEP05-MEBJ-0651-7HMA/C

V/ABDULLAH, HASKEM SHEFI/CIV  
M/W/FNIZ/N//01JAN76/FALLUJAH, IRAQ

COMMAND/SECOND MARINE DIVISION/12000

MADE AT/MEBJ/CAMP FALLUJAH IRAQ/[REDACTED], SPECIAL AGENT

## REFERENCE(S)

(A) MEBJ Case File/V/ABULLAH, HASKEM SHEFI/CIV  
CCN: 20SEP05-MEBJ-0651-7HMA (Contains Exhibits 1-32)

## EXHIBIT(S)

(33) IA: Results of Contact with [REDACTED] 17Mar06... (Copy All)

## EXECUTIVE SUMMARY

1. On 20Sep05, V/ABDULLAH was detained by members of Regimental Combat Team 8, as a suspected insurgent at Entry Control Point 5 (ECP-5) located in the city of Fallujah, Iraq. Following his arrest, V/ABDULLAH was handcuffed and placed in a small wooden building known as a "swahut" awaiting processing, and was guarded by [REDACTED] USMC. V/ABDULLAH's handcuffs were later removed after he complained they were too tight, however, [REDACTED], USMC, 1st Intelligence Battalion, Counter Intelligence/HUMINT Company, subsequently entered the swahut for the purpose of conducting an interview with an individual unrelated to V/ABDULLAH. [REDACTED] asked [REDACTED] to remain in the room and guard V/ABDULLAH for a moment so he could leave and check on a prisoner located nearby, and [REDACTED] agreed. Just after [REDACTED] left the room, [REDACTED] realized his 9mm handgun was not in Condition 1 (meaning loaded with a full magazine and 1 round in the chamber), which is SOP when guarding detainees. He reportedly unholstered his weapon while standing in close proximity to V/ABDULLAH and chambered a round, at which time V/ABDULLAH reached out and grabbed [REDACTED] left hand. [REDACTED] reportedly struggled with V/ABDULLAH and was unable to break his grip. [REDACTED] then pushed the barrel of his weapon into V/ABDULLAH's chest in an effort to break free from him but V/ABDULLAH pushed forward toward [REDACTED] at which time, [REDACTED] discharged a round into V/ABDULLAH's chest. Corpsmen administered medical treatment to V/ABDULLAH, who succumbed to his wound approximately one hour later while awaiting a MEDEVAC. NCIS agents responded, processed the death scene, collected potential evidence, affected photographic coverage, and obtained statements. V/ABDULLAH's remains were transported to AFIP for autopsy. [REDACTED] was interviewed and provided the above information, further stating he shot V/ABDULLAH in self-defense.

2. On 21Dec05, lab results were received from USACIL on submitted evidence. Analysis disclosed no latent prints suitable for comparison to V/ABDULLAH were found on [REDACTED] weapon. On 22Dec05, V/ABDULLAH's final autopsy results were received from AFIP reporting cause of death as contact wound to the chest, and manner of death as

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SUBJ: V/ABDULLAH, HASKE. SHEFI/CIV

**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

homicide. On 11Feb06, [REDACTED], USMC, SJA, II MEF (FWD), Camp Fallujah, Iraq was apprised of the status of the investigation. [REDACTED] advised the command was not pursuing any form of administrative or judicial action against [REDACTED] or other command members concerning the death of V/ABDULLAH. This investigation was closed on 11Feb06, Reference (A) pertains.

3. Since the closure of this investigation, NCISHQ Code 0023B directed this investigation be reopened only for the purpose of offering [REDACTED] a polygraph examination to corroborate his account of the death of V/ABDULLAH. On 17Mar06, [REDACTED] was recontacted concerning his willingness to undergo further interrogation, and declined. This investigation is closed.

**NARRATIVE**

1. On 17Mar06, [REDACTED] USMC, [REDACTED] was located on Camp Fallujah and offered the opportunity to undergo further interrogation concerning the death of V/ABDULLAH, and declined. Exhibit (33) pertains. This investigation is closed.

**PARTICIPANT(S)**

[REDACTED] SA, Marine Corps West FO, Camp Pendleton, CA

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INFO: MEBJ

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# U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

INVESTIGATIVE ACTION

17MAR06

CONTROL: 20SEP05-MEBJ-0651-7HMA

V/ABDULLAH, HASKEM SHEFI/CIV  
M/W/FNIZ/N//01JAN76/FALLUJAH, IRAQ

RESULTS OF CONTACT WITH [REDACTED]

1. On 17Mar06, at approximately 1500, Reporting Agent made contact with [REDACTED] USMC, [REDACTED] 1STINTELBN, Camp Fallujah, IZ, at his office aboard Camp Fallujah. [REDACTED] at this time was offered the opportunity to undergo further interrogation concerning his involvement in the death of V/ABDULLAH at ECP 5, Fallujah, on 20Sep05. [REDACTED] at this time declined further interrogation. No additional information is provided.

REPORTED BY: [REDACTED]  
OFFICE: NCIS Camp Fallujah, Iraq

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Page 1 LAST [REDACTED] V21NY

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# U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

REPORT OF INVESTIGATION (ACTION)

15MAR06

DEATH (II)

CONTROL: 20SEP05-MEBJ-0651-7HMA

V/ABDULLAH, HASKEM SHEFI/CIV  
M/W/FNIZ/N//01JAN76/FALLUJAH, IRAQ

COMMAND/SECOND MARINE DIVISION/12000

MADE AT/MWPE/CAMP PENDLETON CA [REDACTED] SPECIAL AGENT

## REFERENCE

(A) MEBJ ROI(ROPEN)/01MAR06

## NARRATIVE

1. Pursuant to tasking set forth in Reference (A), on 15Mar06 [REDACTED] USMC, 1st Intelligence Battalion (BN), First Marine Expeditionary Force (IMEF), Marine Corps Base (MCB) Camp Pendleton, CA (CPC), was contacted. [REDACTED] advised on 04Mar06, [REDACTED] USMC [REDACTED] was redeployed to Camp Fallujah, Iraq. Additionally, [REDACTED] commented [REDACTED] USMC, Executive Officer, 1st Intelligence BN, was the point of contact for the command in Iraq.

2. Lead tasking complete.

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# U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

REPORT OF INVESTIGATION (ROPEN)

01MAR06

DEATH (II)

CONTROL: 20SEP05-MEBJ-0651-7HMA

V/ABDULLAH, HASKEM SHEFI/CIV  
M/W/FNIZ/N//01JAN76/FALLUJAH, IRAQ

COMMAND/SECOND MARINE DIVISION/12000

MADE AT/MEBJ/CAMP FALLUJAH IRAQ/[REDACTED], SPECIAL AGENT

## REFERENCE(S)

- (A) MEBJ Case File/V/ABULLAH, HASKEM SHEFI/CIV/CCN:  
20SEP05-MEBJ-0651-7HMA (Contains Exhibits 1-32)

## NARRATIVE

1. On 20Sep05, V/ABDULLAH was detained by members of Regimental Combat Team 8, as a suspected insurgent at Entry Control Point 5 (ECP-5) located in the city of Fallujah, Iraq. Following his arrest, V/ABDULLAH was handcuffed and placed in a small wooden building known as a "swahut" awaiting processing, and was guarded by [REDACTED] USMC. V/ABDULLAH's handcuffs were later removed after he complained they were too tight, however, [REDACTED]

[REDACTED], USMC, 1st Intelligence Battalion, Counter Intelligence/HUMINT Company, subsequently entered the swahut for the purpose of conducting an interview with an individual unrelated to V/ABDULLAH. [REDACTED] asked [REDACTED] to remain in the room and guard V/ABDULLAH for a moment so he could leave and check on a prisoner located nearby, and [REDACTED] agreed. Just after [REDACTED] left the room, [REDACTED] realized his 9mm handgun was not in Condition 1 (meaning loaded with a full magazine and 1 round in the chamber), which is SOP when guarding detainees. He reportedly unholstered his weapon while standing in close proximity to

V/ABDULLAH and chambered a round, at which time V/ABDULLAH reached out and grabbed [REDACTED] left hand. [REDACTED] reportedly struggled with V/ABDULLAH and was unable to break his grip. [REDACTED] then pushed the barrel of his weapon into V/ABDULLAH's chest in an effort to break free from him but V/ABDULLAH pushed forward toward [REDACTED] at which time, [REDACTED] discharged a round into V/ABDULLAH's chest. Corpsmen administered medical treatment to V/ABDULLAH, who succumbed to his wound approximately one hour later while awaiting a MEDEVAC. NCIS agents responded, processed the death scene, collected potential evidence, affected photographic coverage, and obtained statements. V/ABDULLAH's remains were transported to AFIP for autopsy. [REDACTED] was interviewed and provided the above information, further stating he shot V/ABDULLAH in self-defense.

2. On 21Dec05, lab results were received from USACIL on submitted evidence. Analysis disclosed no latent prints suitable for comparison to V/ABDULLAH were found on [REDACTED] weapon. On 22Dec05, V/ABDULLAH's final autopsy results were received from AFIP reporting cause of death as contact wound to the chest, and manner of death as homicide. On 11Feb06, [REDACTED] USMC, SJA, II MEF (FWD), Camp Fallujah, Iraq was apprised of the status of the investigation. [REDACTED] advised the command was not pursuing any form of

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20SEP05-MEBJ-0651-7HMA

SUBJ: V/ABDULLAH, HASKER SHEFI/CIV

**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

administrative or judicial action against [REDACTED] or other command members concerning the death of V/ABDULLAH. This investigation was closed on 11Feb06, Reference (A) pertains.

3. Since the closure of this investigation, NCISHQ Code 0023B has directed this investigation be reopened only for the purpose of offering [REDACTED] a polygraph examination to corroborate his account of the death of V/ABDULLAH. [REDACTED] has redeployed from Iraq to Camp Pendleton, CA.

**ACTION**

R.MWPE: Contact [REDACTED] USMC, SSN: [REDACTED]  
DOB: [REDACTED] 1st Intelligence BN, and offer him an polygraph examination concerning this incident. If [REDACTED] agrees to the polygraph, amplifying exhibits will be forwarded by NCIS Camp Fallujah.

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NCISHQ: 0023B  
ACTION: MWPE  
INFO: MEBJ/MWPE

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# U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

REPORT OF INVESTIGATION (CLOSED)

11FEB06

DEATH (II)

CONTROL: 20SEP05-MEBJ-0651-7HMA/C

V/ABDULLAH, HASKEM SHEFI/CIV  
M/W/FNIZ/N//01JAN76/FALLUJAH, IRAQ

COMMAND/SECOND MARINE DIVISION/12000

MADE AT/MEBJ/CAMP FALLUJAH IRAQ/[REDACTED] SPECIAL AGENT

## REFERENCE(S)

- (A) NCISFO Middle East ROI (INTERIM)/28Sep05 (Contains Exhibits 1-24)
- (B) NCISFO Middle East ROI (INTERIM)/22Oct05 (Contains Exhibit 25-29)
- (C) NCISFO Middle East ROI (INTERIM)/20Nov05
- (D) NCISFO Middle East ROI (INTERIM)/01Dec05
- (E) NCISFO Middle East ROI (INTERIM)/04Jan06 (Contains Exhibit 30-31)
- (F) NCISFO Middle East ROI (INTERIM)/16Jan06

## EXHIBIT(S)

(32) IA: Contact/SJA (FWD)/11Feb06... (Copy all)

## EXECUTIVE SUMMARY

1. On 20Sep05, V/ABDULLAH was detained by members of Regimental Combat Team 8, as a suspected insurgent. [REDACTED], USMC, 1st Intelligence Battalion, Counter Intelligence/HUMINT Company, was left alone in a room with V/ABDULLAH, who was not restrained but [REDACTED]. V/ABDULLAH reportedly attacked [REDACTED]. After a brief struggle, [REDACTED] shot V/ABDULLAH once in the chest with his M9. Corpsmen administered medical treatment to V/ABDULLAH, who succumbed to his wound approximately one hour later while awaiting a MEDEVAC. NCIS agents responded, processed the death scene, collected potential evidence, affected photographic coverage, and obtained statements. V/ABDULLAH's remains were transported to AFIP for autopsy. Command interviews were later conducted and [REDACTED] was interviewed at which time he admitted to shooting V/ABDULLAH, however, claimed it was in self-defense. On 24Sep05, II MEF SJA was briefed on the status of the investigation. V/ABDULLAH's remains were later returned to his father.

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2. On 21Dec05, lab results were received from USACIL on submitted evidence. Analysis disclosed no latent prints suitable for comparison relative to V/ABDULLAH were found on [REDACTED] weapon. On 22Dec05, V/ABDULLAH's final autopsy results were received from AFIP reporting cause of death as contact wound to the chest, and manner of death as homicide. On 11Feb06, [REDACTED], USMC, SJA, II MEF (FWD), Camp Fallujah, Iraq, was apprised of the status of this investigation. [REDACTED] advised command is not pursuing any form of administrative or judicial action against [REDACTED] or other command members relative to the death of V/ABDULLAH. This investigation is closed.

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## NARRATIVE

1. This case was initiated to determine the circumstances

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20SEP05-MEBJ-0651-7HMA/

SUBJ: V/ABDULLAH, HASKEE SHEFI/CIV

**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

surrounding the death of V/ABDULLAH while in US custody.

2. Since the submission of Reference (F), on 11Feb06, command SJA, [REDACTED], USMC, II MEF (FWD), Camp Fallujah, was apprised that investigative activity on this investigation was complete. [REDACTED] advised command is not pursuing any form of administrative or judicial action against [REDACTED] or any other command members relative to the death of V/ABDULLAH, Exhibit (32) pertains. This investigation is closed.

**PARTICIPANT(S)**

[REDACTED] SA, NCIS Camp Fallujah  
[REDACTED], SA, NCIS Camp Fallujah  
[REDACTED] SA, NCIS Camp Fallujah  
[REDACTED] LCPL, USMC, Combat Cameraman, II MEF  
[REDACTED] SA, NCIS Camp Fallujah  
[REDACTED], SA, NCIS Representative, AFIP  
[REDACTED] SA, NCIS Camp Fallujah

**ACTION**

MEBJ: Cancel request via Reference (F) for DRP review.

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ACTION: MEBJ (M)

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# U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

INVESTIGATIVE ACTION

11FEB06

CONTROL: 20SEP05-MEBJ-0651-7HMA

V/ABDULLAH, HASKEM SHEFI/CIV  
M/W/FNIZ/N//01JAN76/FALLUJAH, IRAQ

CONTACT WITH II MEF SJA

1. On 11Feb06, Reporting Agent briefed [REDACTED] USMC, SJA (FWD), Camp Fallujah, Iraq, that all investigative activity on this investigation was complete. When questioned regarding command's plans for any administrative or judicial action in this case, [REDACTED] reported that command is not pursuing any administrative or punitive action against [REDACTED] or any other command members, and considers this matter closed. No further information was provided.

REPORTED BY: [REDACTED] Special Agent  
OFFICE: NCIS Camp Fallujah, Iraq

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EXHIBIT (92)

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# U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

//23B/BJ//

REPORT OF INVESTIGATION (INTERIM)

16JAN06

DEATH (II)

CONTROL: 20SEP05-MEBJ-0651-7HMA

V/ABDULLAH, HASKEM SHEFI/CIV  
M/W/FNIZ/N//01JAN76/FALLUJAH, IRAQ

COMMAND/SECOND MARINE DIVISION/12000

MADE AT/MEBJ/CAMP FALLUJAH IRAQ [REDACTED] SPECIAL AGENT

## REFERENCE(S)

- (A) NCISFO Middle East ROI (INTERIM)/28SEP05 (Contains Exhibits 1-24)
- (B) NCISFO Middle East ROI (INTERIM)/22OCT05 (Contains Exhibit 25-29)
- (C) NCISFO Middle East ROI (INTERIM)/20NOV05
- (D) NCISFO Middle East ROI (INTERIM)/01DEC05
- (E) NCISFO Middle East ROI (INTERIM)/04JAN06 (Contains Exhibit 30-31)

## EXECUTIVE SUMMARY

1. On 20Sep05, V/ABDULLAH was detained by members of Regimental Combat Team 8, as a suspected insurgent. [REDACTED] USMC, 1st Intelligence Battalion, Counter Intelligence/HUMINT Company, was left alone in a room with V/ABDULLAH, who was not restrained but [REDACTED] V/ABDULLAH reportedly attacked [REDACTED]. After a brief struggle, [REDACTED] shot V/ABDULLAH once in the chest with his M9. Corpsmen administered medical treatment to V/ABDULLAH, who succumbed to his wound approximately one hour later while awaiting a MEDEVAC. NCIS agents responded, processed the death scene, collected potential evidence, affected photographic coverage, and obtained statements. V/ABDULLAH's remains were transported to AFIP for autopsy. Command interviews were later conducted and BROWN was interviewed at which time he admitted to shooting V/ABDULLAH, however, claimed it was in self-defense. On 24Sep05, II MEF SJA was briefed on the status of the investigation. V/ABDULLAH's remains were later returned to his father.

2. On 21Dec05, lab results were received from USACIL on submitted evidence. Analysis disclosed no latent prints suitable for comparison relative to V/ABDULLAH were found on [REDACTED] weapon. On 22Dec05, V/ADBULLAH's final autopsy results were received from AFIP reporting cause of death as contact wound to the chest, and manner of death as homicide. Completion of this investigation is pending submission of this case to the MEBJ Field Office Death Review Panel (DRP) for review, subsequent submission to the NCISHQ Death Review Board (DRB), and receipt of authorization to close this case.

## NARRATIVE

1. This case was initiated to determine the circumstances surrounding the death of V/ABDULLAH while in US custody. No criminal statutes apply at this time.

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SUBJ: V/ABDULLAH, SKEM SHEFI/CIV

**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

2. All submitted evidence has been examined and results returned for inclusion in the case file. Since the submission of Reference (A), autopsy photos have been located at MEBJ.

3. Active investigation is complete. This case is being forwarded to the MEBJ Death Review Panel (DRP) for review prior and subsequent submission to the NCISHQ Death Review Board (DRB) for authority to close.

**PARTICIPANT(S)**

- ██████████ SA, NCIS Camp Fallujah
- ██████████ SA, NCIS Camp Fallujah
- ██████████ SA, NCIS Camp Fallujah
- ██████████ USMC, Combat Cameraman
- ██████████ SA, NCIS Camp Fallujah
- ██████████ SA, NCIS Representative, AFIP

**ACTION**

DIST: Active investigation complete. Completion of investigation pending Field Office DRP, subsequent submission to NCISHQ DRB, and authority to close.

R.MEBJ: Conduct Field Office Death Review Panel. If the Field Office's findings determine that all investigative activity has been completed, request NCISHQ DRB review and authority to close the investigation.

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# U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

REPORT OF INVESTIGATION (ACTION)

11JAN06

DEATH (II)

CONTROL: 20SEP05-MEBJ-0651-7HMA

V/ABDULLAH, HASKEM SHEFI/CIV  
M/W/FNIZ/N//01JAN76/FALLUJAH, IRAQ

COMMAND/SECOND MARINE DIVISION/12000

MADE AT/0023/WASHINGTON DC [REDACTED] SPECIAL AGENT

### REFERENCES

- (A) NCISHQ Washington, DC ROI (Action)/26Sep05
- (B) GEN 23B-0035: Special Interest Investigations/23Oct03
- (C) NCIS 1, Chapter 25-10, Special Interest "SI" Investigations

### NARRATIVE

1. Reference (A) designated this case as "Special Interest" (SI) by NCISHQ. On 10Jan06, Deputy Assistant Director of the General Crimes Department, [REDACTED] advised this investigation no longer merited a "SI" status. Therefore, this investigation has been reverted to a standard status.

### ACTION

MEBJ: As per guidance provided in References (B) and (C), this case is returned to a standard status for reporting writing and briefing requirements.

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# U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

//23/BJ/YK/OK//

REPORT OF INVESTIGATION (INTERIM)

04JAN06

DEATH (II)

CONTROL: 20SEP05-MEBJ-0651-7HMA

V/ABDULLAH, HASKEM SHEFI/CIV  
M/W/FNIZ/N//01JAN76/FALLUJAH, IRAQ

COMMAND/SECOND MARINE DIVISION/12000

MADE AT/MEBJ/CAMP FALLUJAH IRAQ/██████████, SPECIAL AGENT

### REFERENCE(S)

- (A) NCISFO Middle East ROI(INTERIM)/28SEP05 (Contains Exhibits 1-24)
- (B) NCISFO Middle East ROI(INTERIM)/22OCT05 (Contains Exhibit 25-29)
- (C) NCISFO Middle East ROI(INTERIM)/20NOV05
- (D) NCISFO Middle East ROI(INTERIM)/01DEC05

### EXHIBITS

- (30) IA: Forensic Examination of Evidence/22Dec05...(Copy all)
- (31) IA: Final Autopsy Results/V/ABDULLAH/24Dec05...(Copy all)

### EXECUTIVE SUMMARY

1. On 20Sep05, V/ABDULLAH was detained by members of Regimental Combat Team 8, as a suspected insurgent. ██████████ USMC, 1st Intelligence Battalion, Counter Intelligence/HUMINT Company, was left alone in a room with V/ABDULLAH, who was not restrained but ██████████ V/ABDULLAH reportedly attacked ██████████ After a brief struggle, ██████████ shot V/ABDULLAH once in the chest with his M9. Corpsmen administered medical treatment to V/ABDULLAH, who succumbed to his wound approximately one hour later while awaiting a MEDEVAC. NCIS agents responded, processed the death scene, collected potential evidence, affected photographic coverage, and obtained statements. V/ABDULLAH's remains were transported to AFIP for autopsy. Command interviews were later conducted and ██████████ was interviewed at which time he admitted to shooting V/ABDULLAH, however, claimed it was in self-defense. On 24Sep05, II MEF SJA was briefed on the status of the investigation. V/ABDULLAH's remains were later returned to his father.

2. On 21Dec05, lab results were received from USACIL on submitted evidence. Analysis disclosed no latent prints suitable for comparison relative to V/ABDULLAH were found on ██████████ weapon. On 22Dec05, V/ADBULLAH's final autopsy results were received from AFIP reporting cause of death as contact wound to the chest, and manner of death as homicide. Completion of investigation is pending receipt of autopsy photos and submission of this case to the NCISHQ Death Review Board.

### NARRATIVE

1. This case was initiated to determine the circumstances surrounding the death of V/ABDULLAH while in US custody. No criminal

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**WARNING**

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SUBJ: V/ABDULLAH, M. SKEM SHEFI/CIV

**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

statutes apply at this time.

2. Case control has been assumed by Reporting Agent due to the previous case agent's redeployment to CONUS.

3. On 21Dec05, USACIL lab results were received relative to the testing of submitted evidence, Exhibit (30) pertains.

4. On 22Dec05, the final autopsy results from AFIP were received for V/ABDULLAH. [REDACTED], M.D., MC USN, AFIP, conducted the autopsy and concluded that V/ABDULLAH died of a contact range gunshot wound to the chest, and the manner of death is homicide.

**PARTICIPANT(S)**

[REDACTED] SA, NCIS Camp Fallujah  
[REDACTED], SA, NCIS Camp Fallujah [REDACTED], SA,  
NCIS Camp Fallujah [REDACTED], LCPL, USMC, Combat Cameraman [REDACTED]  
[REDACTED] SA, NCIS Camp Fallujah [REDACTED] SA, NCIS  
Representative, AFIP

**DISTRIBUTION**

NCISHQ (SI): 0023(E)  
INFO: MBEJ(E) [REDACTED] II MEF SJA, Camp Fallujah,  
IZ(H)

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**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

//23/BJ//

INVESTIGATIVE ACTION

22DEC05

CONTROL: 20SEP05-MEBJ-0651-7HMA

V/ABDULLAH, HASKEM SHEFI/CIV  
M/W/FNIZ/N//01JAN76/FALLUJAH, IRAQ

FORENSIC EXAMINATION OF EVIDENCE

1. On 21DEC05, NCIS DET Fallujah, Iraq received results from the United States Army Criminal Investigation Laboratory (USACIL) regarding the testing of submitted evidence.
2. Previously seized items of evidence were submitted to USACIL for fingerprint analysis with negative results, Enclosure (A) pertains.
3. A Beretta M9 (Serial #65490, USACIL log #A 292-05) along with a 9MM bullet (USACIL Item# B 329-05) were submitted for ballistics comparison. Lab analysis determined the submitted 9mm bullet was fired from the submitted Beretta M9, Enclosure (B) pertains.

REPORTED BY: [REDACTED]  
OFFICE: NCIS DET CAMP FALLUJAH, IRAQ

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Exhibit (39)

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A17



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DEPARTMENT OF THE ARMY  
US ARMY CRIMINAL INVESTIGATION LABORATORY  
4930 N 31<sup>ST</sup> STREET  
FOREST PARK, GA 30297-5205

DEC 18 2005

CILA-EP

7 December 2005

MEMORANDUM FOR SPECIAL AGENT IN CHARGE, NAVAL CRIMINAL  
INVESTIGATIVE SERVICE FIELD OFFICE, MIDDLE EAST BAHRAIN,  
PSC 451, BOX 32, FPO AE 09834-2800

SUBJECT: Forensic Branch Report(s)  
USACIL Case Number 2005-CID131-2027-R1  
Submitter Case Number 20SEP05-MEBJ-0651-7HMA

1. Enclosed are the Final Laboratory Exhibit List (Encl 1) and  
Final Branch Report for the Firearms (Encl 2) Branch.

2. Two original reports have been produced. These reports were  
completed at or near the time of the forensic examination(s) and  
prepared in the ordinary course of business by the forensic  
examiner(s) assigned to the case. These reports were made by  
the regularly conducted activity as a regular practice of the  
United States Army Criminal Investigation Laboratory. One  
original report is enclosed and the other is kept in the  
official files of this laboratory and maintained IAW AR 25-400-2  
and CIDR 195-1.

3. All items received in the laboratory for examination are  
returned to the submitting agency upon completion of laboratory  
testing.

4. IAW AR 195-2, requests and fund cites for court appearances  
of Laboratory Examiners will be made at least 10 working days  
prior to the date of court proceedings.

5. Point of contact is the Evidence Processing Branch,  
DSN 797-7082/7109/7110/4612/4613/4614, Commercial (404) 469-  
7082/7109/7110/4612/4613/4614, Fax DSN 797-4615, or Email:  
usacil@usacil.army.mil.

2 Encls



Deputy Records Custodian

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ENCLOSURE (A)

AN ASCLD/LAB ACCREDITED LABORATORY (SINCE 1985)

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1 of 1

A 18

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7 December 2005

FINAL LABORATORY EXHIBIT LISTING

SUBJECT: USACIL Case Number 2005-CID131-2027-R1  
Submitter Case Number 20SEP05-MEBJ-0651-7HMA

EXHIBITS:

- 1 - Previously submitted. Not resubmitted.
- 2 - Pistol, Beretta, Model M9, 9mm caliber, slide SN: 65490, receiver SN: 1136976 with lanyard and magazine containing 14 cartridges (Item A, Log 292-05).
- 3 - Bullet (Item B, Log 329-05).
- 4 - Post mortem record fingerprints of ABDULLAH (Item F, Log 329-05).

A 19



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FOREST PARK, GA 30297-5205

CILA-FA

5 December 2005

MEMORANDUM FOR SPECIAL AGENT IN CHARGE, NAVAL CRIMINAL  
INVESTIGATIVE SERVICE FIELD OFFICE, MIDDLE EAST BAHRAIN,  
PSC 451, BOX 32, FPO AE 09834-2800

SUBJECT: Firearms Branch - Final Report  
USACIL Case Number 2005-CID131-2027-R1  
Submitter Case Number 20SEP05-MEBJ-0651-7HMA

EXHIBITS:

- 2 - Pistol, serial number 65490 (Item A, Log 292-05).
- 3 - Bullet (Item B, Log 329-05).

FINDINGS:

1. Examination of Exhibit 2 (pistol) disclosed that it is operational with its incorporated safety features working properly. The trigger pull for Exhibit 2 was determined to be within manufacturer specifications. Exhibit 2 was test fired and the test fired bullets and cartridges were recovered.

---

2. Microscopic examination of Exhibit 3 (bullet) disclosed that it was fired through the barrel of Exhibit 2.
3. Two original reports have been produced. These reports were completed at or near the time of the forensic examination(s) and prepared in the ordinary course of business by the undersigned.

AN ASCLD/LAB ACCREDITED LABORATORY (SINCE 1985)

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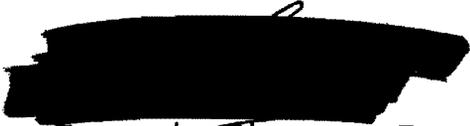
1 of 2

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CILA-FA

SUBJECT: Firearms Branch - Final Report  
USACIL Case Number 2005-CID131-2027-R1  
Submitter Case Number 20SEP05-MEBJ-0651-7HMA

These reports were made by the regularly conducted activity as a regular practice of the United States Army Criminal Investigation Laboratory. Point of contact is the Evidence Processing Branch, DSN 797-7082/7109/7110/4612/4613/4614, Commercial (404) 469-7082/7109/7110/4612/4613/4614, Fax DSN 797-4615, or Email: usacil@usacil.army.mil.

  
Forensic Firearms Examiner

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US ARMY CRIMINAL INVESTIGATION LABORATORY  
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DEC 11 2005

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30 November 2005

MEMORANDUM FOR SPECIAL AGENT IN CHARGE, NAVAL CRIMINAL  
INVESTIGATIVE SERVICE FIELD OFFICE, MIDDLE EAST BAHRAIN,  
PSC 451, BOX 32, FPO AE 09834-2800

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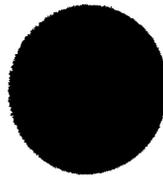
SUBJECT: Forensic Branch Report(s)  
USACIL Case Number 2005-CID131-2027-R1  
Submitter Case Number 20SEP05-MEBJ-0651-7HMA

1. Enclosed are the Interim Laboratory Exhibit List (Encl 1) and Final Branch Report for the Latent Print (Encl 2) Branch. The Firearms Branch Report is pending.
2. Two original reports have been produced. These reports were completed at or near the time of the forensic examination(s) and prepared in the ordinary course of business by the forensic examiner(s) assigned to the case. These reports were made by the regularly conducted activity as a regular practice of the United States Army Criminal Investigation Laboratory. One original report is enclosed and the other is kept in the official files of this laboratory and maintained IAW AR 25-400-2 and CIDR 195-1.
3. All items received in the laboratory for examination are returned to the submitting agency upon completion of laboratory testing.
4. IAW AR 195-2, requests and fund cites for court appearances of Laboratory Examiners will be made at least 10 working days prior to the date of court proceedings.
5. Point of contact is the Evidence Processing Branch, DSN 797-7082/7109/7110/4612/4613/4614, Commercial (404) 469-7082/7109/7110/4612/4613/4614, Fax DSN 797-4615, or Email: usacil@usacil.army.mil.

2 Encls



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30 November 2005

INTERIM LABORATORY EXHIBIT LISTING

SUBJECT: USACIL Case Number 2005-CID131-2027-R1  
Submitter Case Number 20SEP05-MEBJ-0651-7HMA

EXHIBITS:

- 1 - Previously submitted. Not resubmitted.
- 2 - Pistol, Beretta, Model M9, 9mm caliber, slide SN: 65490, receiver SN: 1136976 with lanyard and magazine containing 14 cartridges (Item A, Log 292-05).
- 3 - Bullet (Item B, Log 329-05).
- 4 - Post mortem record fingerprints of ABDULLAH (Item F, Log 329-05).



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CILA-LP

30 November 2005

MEMORANDUM FOR SPECIAL AGENT IN CHARGE, NAVAL CRIMINAL  
INVESTIGATIVE SERVICE FIELD OFFICE, MIDDLE EAST BAHRAIN,  
PSC 451, BOX 32, FPO AE 09834-2800

SUBJECT: Latent Print Branch - Final Report  
USACIL Case Number 2005-CID131-2027-R1  
Submitter Case Number 20SEP05-MEBJ-0651-7HMA

EXHIBITS:

- 1 - Previously submitted. Not resubmitted.
- 2 - Pistol, Beretta, Model M9, 9mm caliber, slide SN: 65490,  
receiver SN: 1136976 with lanyard and magazine containing 14  
cartridges (Item A, Log 292-05).
- 3 - Bullet (Item B, Log 329-05).
- 4 - Post mortem record fingerprints of ABDULLAH (Item F, Log  
329-05).

FINDINGS:

1. No latent prints suitable for identification were present or  
~~developed on the submitted evidence.~~

2. Two original reports have been produced. These reports were  
completed at or near the time of the forensic examination(s) and  
prepared in the ordinary course of business by the undersigned.  
These reports were made by the regularly conducted activity as a  
regular practice of the United States Army Criminal

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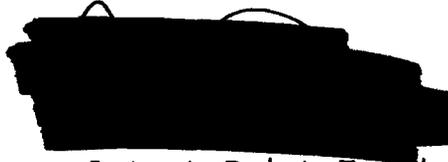
1 of 2

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CILA-LP

SUBJECT: Latent Print Branch - Final Report  
USACIL Case Number 2005-CID131-2027-R1  
Submitter Case Number 20SEP05-MEBJ-0651-7HMA

Investigation Laboratory. Point of contact is the Evidence Processing Division, DSN 797-7082/7109/7110, Commercial (404) 469-7082/7109/7110, Fax DSN 797-7112, or Email: usacil@usacil.army.mil.



Latent Print Examiner

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CILA-EP

21 November 2005

MEMORANDUM FOR SPECIAL AGENT IN CHARGE, NAVAL CRIMINAL  
INVESTIGATIVE SERVICE FIELD OFFICE, MIDDLE EAST BAHRAIN,  
PSC 451, BOX 32, FPO AE 09834-2800

SUBJECT: Forensic Branch Report(s)  
USACIL Case Number 2005-CID131-2027  
Submitter Case Number 20SEP05-MEBJ-0651-7HMA

1. Enclosed are the Final Laboratory Exhibit List and Final Branch Report for the Trace Evidence Branch.
  2. Two original reports have been produced. These reports were completed at or near the time of the forensic examination(s) and prepared in the ordinary course of business by the forensic examiner(s) assigned to the case. These reports were made by the regularly conducted activity as a regular practice of the United States Army Criminal Investigation Laboratory. One original report is enclosed and the other is kept in the official files of this laboratory and maintained IAW AR 25-400-2 and CIDR 195-1.
  3. All items received in the laboratory for examination are returned to the submitting agency upon completion of laboratory testing.
- 
4. IAW AR 195-2, requests and fund cites for court appearances of Laboratory Examiners will be made at least 10 working days prior to the date of court proceedings.
  5. Point of contact is the Evidence Processing Branch, DSN 797-7082/7109/7110, Commercial (404) 469-7082/7109/7110, Fax DSN 797-4615, or Email: usacil@usacil.army.mil.

Encl

[Redacted Signature]  
Deputy Records Custodian

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FOREST PARK, GA 30297-5205

CILA-TE

16 November 2005

MEMORANDUM FOR SPECIAL AGENT IN CHARGE, NAVAL CRIMINAL  
INVESTIGATIVE SERVICE FIELD OFFICE, MIDDLE EAST BAHRAIN,  
PSC 451 BOX 32, FPO AE 09834-2800

SUBJECT: Trace Evidence Branch - Final Report  
USACIL Case Number 2005-CID131-2027  
Submitter Case Number 20SEP05-MEBJ-0651-7HMA

EXHIBIT:

1 - Gunshot residue kit (Item A, Log 291-05).

FINDINGS:

1. The gunshot residue kit identified as Exhibit 1 was analyzed by scanning electron microscopy/energy dispersive x-ray spectroscopy. No particles characteristic of primer gunshot residue were detected. Based on these results, the following possibilities exist:

- 
- ~~a. The subject did not handle/discharge a firearm.~~
  - b. The subject handled/discharged a firearm but gunshot residue was not deposited on the hands.
  - c. The subject handled/discharged a firearm that deposited gunshot residue on the hands; however, due to washing, wiping, or other activity, the particles deposited were removed.

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1 of 2

A27

CILA-TE

SUBJECT: Trace Evidence Branch - Final Report  
USACIL Case Number 2005-CID131-2027  
Submitter Case Number 20SEP05-MEBJ-0651-7HMA

2. Two original reports have been produced. These reports were completed at or near the time of the forensic examination(s) and prepared in the ordinary course of business by the undersigned. These reports were made by the regularly conducted activity as a regular practice of the United States Army Criminal Investigation Laboratory. Point of contact is the Evidence Processing Branch, DSN 797-7082/7109/7110, Commercial (404) 469-7082/7109/7110, Fax DSN 797-7112, or Email: usacil@usacil.army.mil.

  
Forensic Chemist

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**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

INVESTIGATIVE ACTION

24DEC05

CONTROL: 20SEP05-MEBJ-0651-7HMA

V/ABDULLAH, HASKEM SHEFI/CIV  
M/W/FNIZ/N//01JAN76/FALLUJAH, IRAQ

FINAL AUTOPSY RESULTS OF V/ABDULLAH

1. On 22DEC05, final autopsy results of V/ABDULLAH were received at NCIS DET Fallujah, Iraq, Enclosure (A) pertains. V/ABDULLAH's autopsy was conducted by [REDACTED] M.D., MC USN, at the Armed Forces Institute of Pathology (AFIP), Rockville, MD on 29SEP05. Autopsy results concluded that V/ABDULLAH died of a contact range gunshot wound to the chest and the manner of death is homicide.

ENCLOSURE

(A) Copy of V/ABDULLAH's autopsy report/21DEC05

REPORTED BY: [REDACTED] SPECIAL AGENT  
OFFICE: NCIS DET CAMP FALLUJAH, IRAQ

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Exhibit (31)

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Page 1

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**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

REPORT OF INVESTIGATION (ACTION)

28DEC05

DEATH (II)

CONTROL: 20SEP05-MEBJ-0651-7HMA

V/ABDULLAH, HASKEM SHEFI/CIV  
M/W/FNIZ/N//01JAN76/FALLUJAH, IRAQ

COMMAND/SECOND MARINE DIVISION/12000

MADE AT/0023/NCISHQ WASHINGTON DC [REDACTED] REPRESENTATIVE

REFERENCE

(A) NCISHQ Washington DC ROI (ACTION)/20Oct05

EXHIBIT(S)

- (1) Final Autopsy Examination Report/21Dec05... (Copy MEBJ/0023B Only)
- (2) Report of Toxicological Examination/11Oct05... (Copy MEBJ/0023B Only)

NARRATIVE

1. Reference (A) reflected lead tasking to 23B was pending the receipt of the final autopsy report. The Final Autopsy Examination Report was received identifying V/ABDULLAH's cause of death as "Gunshot wound of the chest" and the manner of death as "Homicide." Toxicology examinations of V/ABDULLAH's blood and urine did not detect any drugs or alcohol. Exhibits (1) and (2) provide amplifying details. Lead tasking is complete.

DISTRIBUTION

NCISHQ: 0023B

INFO: MEBJ (M)

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AUTHORIZATION FROM THE NAVAL CRIMINAL INVESTIGATIVE SERVICE.

*1.36*

//23/BJ/YK/OK//

**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

REPORT OF INVESTIGATION (INTERIM)

01DEC05

DEATH (II)

CONTROL: 20SEP05-MEBJ-0651-7HMA

V/ABDULLAH, HASKEM SHEFI/CIV  
M/W/FNIZ/N//01JAN76/FALLUJAH, IRAQ

COMMAND/SECOND MARINE DIVISION/12000

MADE AT/MEBJ/CAMP FALLUJAH IRAQ/[REDACTED] SPECIAL AGENT

REFERENCE(S)

- (A) NCISFO Middle East ROI(INTERIM)/28SEP05 (Contains Exhibits 1-24)
- (B) NCISFO Middle East ROI(INTERIM)/22OCT05 (Contains Exhibit 25-29)
- (C) NCISFO Middle East ROI(INTERIM)/20NOV05

1. On 20SEP05, V/ABDULLAH was shot and killed in Fallujah, Iraq, in the vicinity of [REDACTED] Entry Control Point (ECP) 5, manned by members of Regimental Combat Team 8, detained V/ABDULLAH for being a suspected member of anti-coalition forces. [REDACTED] USMC, SSN: [REDACTED] DOB: [REDACTED] 1st Intelligence Battalion, Counter Intelligence/HUMINT Company, was left alone in a room with V/ABDULLAH, who was not restrained but [REDACTED]. Reportedly, V/ABDULLAH attacked [REDACTED]. After a brief struggle, [REDACTED] shot V/ABDULLAH once with his M9 in the chest. Corpsmen administered medical treatment to V/ABDULLAH who succumbed to his wound approximately one hour later while awaiting a MEDEVAC. NCIS agents responded, processed the death scene, collected potential evidence, effected photographic coverage, and obtained statements taken by the command. V/ABDULLAH's remains were transported by NCIS to mortuary affairs at Camp Fallujah, Iraq where they were summarily sent to the Armed Forces Institute of Pathology for an autopsy. An initial interview of [REDACTED] was conducted using the witness statements provided by the command and information obtained via the death scene exam. [REDACTED] admitted to shooting V/ABDULLAH and claimed it was in self-defense. Follow on interviews were then conducted with witnesses and a subsequent re-interview of [REDACTED] was conducted. On 24SEP05, II MEF SJA was advised of the status of the investigation and that no information had been developed which indicated that the shooting of V/ABDULLAH was anything other than self-defense. On 24SEP05, [REDACTED] was redeployed to the Camp Pendleton, CA, as scheduled, with the rest of his unit. After the death scene exam was conducted, [REDACTED] were located and seized, as they had been removed from the scene by their owner. Subsequent to the completion of an autopsy by Office of the Armed Forces Medical Examiner, V/ABDULLAH's remains were returned to his father. This investigation is pending receipt of autopsy results and the results of the forensic examination of potential evidence.

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NARRATIVE

1. This case was initiated to determine the full circumstances surrounding the death of V/ABDULLAH. No criminal statutes apply at this time.

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**WARNING**

SUBJ: V/ABDULLAH, HASKEM SHEFI/CIV  
**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

2. Subsequent to the submission of references (A) through (C), there has been no investigative effort. On 23NOV05, US Army Criminal Investigation Laboratory (USACIL) reported receiving the remaining evidence. All evidence needing analysis/examination has been received by USACIL.

3. Case control is transferred to Special Agent [REDACTED] due to Reporting Agent's redeployment from Iraq.

4. Investigation is pending receipt of the final results of V/ABDULLAH's autopsy and results of USACIL analysis and examination of evidentiary items.

**PARTICIPANT(S)**

[REDACTED], Special Agent, NCIS Det Iraq  
[REDACTED], Special Agent, NCIS Det Iraq  
[REDACTED], Special Agent, NCIS Det Iraq  
[REDACTED], USMC, Combat Cameraman  
[REDACTED], Special Agent, NCIS Det Iraq  
[REDACTED], Special Agent, NCIS Representative to Armed Forces Institute of Pathology

**DISTRIBUTION**

NCISHQ (SI): 0023(E)  
INFO: MBEJ(E) [REDACTED] IIMEF SJA, Camp Fallujah,  
IZ(H)/FEYK(E)/FEOK (ATTN: [REDACTED]) (E)

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//23/BJ/YK/OK//

**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

REPORT OF INVESTIGATION (INTERIM)

20NOV05

DEATH (II)

CONTROL: 20SEP05-MEBJ-0651-7HMA

V/ABDULLAH, HASKEM SHEFI/CIV  
M/W/FNIZ/N//01JAN76/FALLUJAH, IRAQ

COMMAND/SECOND MARINE DIVISION/12000

MADE AT/MEBJ/CAMP FALLUJAH IRAQ/ [REDACTED] SPECIAL AGENT

REFERENCE(S)

- (A) NCISFO Middle East ROI(INTERIM)/28SEP05 (Contains Exhibits 1-24)
- (B) NCISFO Middle East ROI(INTERIM)/22OCT05 (Contains Exhibit 25-29)

1. On 20SEP05, V/ABDULLAH was shot and killed in Fallujah, Iraq, in the vicinity of [REDACTED]. Entry Control Point (ECP) 5, manned by members of Regimental Combat Team 8, detained V/ABDULLAH for being a suspected member of anti-coalition forces. [REDACTED]

[REDACTED] USMC, SSN: [REDACTED] DOB: [REDACTED] 1st Intelligence Battalion, Counter Intelligence/HUMINT Company, was left alone in a room with V/ABDULLAH, who was not restrained but [REDACTED]. Reportedly, V/ABDULLAH attacked [REDACTED]. After a brief struggle, [REDACTED] shot V/ABDULLAH once with his M9 in the chest. Corpsmen administered medical treatment to V/ABDULLAH who succumbed to his wound approximately one hour later while awaiting a MEDEVAC. NCIS agents responded, processed the death scene, collected potential evidence, effected photographic coverage, and obtained statements taken by the command. V/ABDULLAH's remains were transported by NCIS to mortuary affairs at Camp Fallujah, Iraq where they were summarily sent to the Armed Forces Institute of Pathology for an autopsy. An initial interview of [REDACTED] was conducted using the witness statements provided by the command and information obtained via the death scene exam. [REDACTED] admitted to shooting V/ABDULLAH and claimed it was in self-defense. Follow on interviews were then conducted with witnesses and a subsequent re-interview of [REDACTED] was conducted. On 24SEP05, II MEF SJA was advised of the status of the investigation and that no information had been developed which indicated that the shooting of V/ABDULLAH was anything other than self-defense. On 24SEP05, [REDACTED] was redeployed to the Camp Pendleton, CA, as scheduled, with the rest of his unit. After the death scene exam was conducted, [REDACTED] were located and seized, as they had been removed from the scene by their owner. Subsequent to the completion of an autopsy by Office of the Armed Forces Medical Examiner, V/ABDULLAH's remains were returned to [REDACTED]. This investigation is pending receipt of autopsy results and the results of the forensic examination of potential evidence.

[REDACTED]

NARRATIVE

1. This case was initiated to determine the full circumstances surrounding the death of V/ABDULLAH. No criminal statutes apply at this time.

2. Subsequent to the submission of references (A) and (B), the only

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**WARNING**

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DTD TO CCS 11/21/05 INITIALS  
DTD XMIT 11/21/05 INITIALS  
DTD MAILED 11/21/05 INITIALS

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39

SUBJ: V/ABDULLAH, HASKEM SHEFI/CIV

**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

investigative effort has been the transfer of evidence and the submission of evidence to the US Army Criminal Investigation Laboratory (USACIL) for analysis. On 04NOV05, USACIL reported receiving Item A (USACIL Gunshot Residue Kit) from ECD 291-05 for analysis. Reporting Agent has submitted all other evidence requiring examination and analysis to USACIL and awaits confirmation of receipt.

3. Investigation is pending receipt of the final results of V/ABDULLAH's autopsy and results of USACIL analysis and examination of evidentiary items.

PARTICIPANT(S)

- ██████████ Special Agent, NCIS Det Iraq
- ██████████ Special Agent, NCIS Det Iraq
- ██████████ Special Agent, NCIS Det Iraq
- ██████████ USMC, Combat Cameraman
- ██████████ Special Agent, NCIS Det Iraq
- ██████████ Special Agent, NCIS Representative to Armed Forces Institute of Pathology

DISTRIBUTION

NCISHQ (SI): 0023 (M)

INFO: MEBJ (M) / ██████████ IIMEF SJA, Camp Fallujah,  
IZ (H) / FYK / FEOK (ATTN: ██████████) (M)

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**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

REPORT OF INVESTIGATION (INTERIM)

23OCT05

DEATH (II)

CONTROL: 20SEP05-MEBJ-0651-7HMA

V/ABDULLAH, HASKEM SHEFI/CIV  
M/W/FNIZ/N//01JAN76/FALLUJAH, IRAQ

COMMAND/SECOND MARINE DIVISION/12000

MADE AT/MEBJ/CAMP FALLUJAH IRAQ/ [REDACTED] SPECIAL AGENT

REFERENCE

(A) NCISFO Middle East ROI (INTERIM)/28SEP05 (Contains Exhibits 1-24)

EXHIBITS

- (25) Results of Seizure of [REDACTED] 10OCT05... (Copy All)
- (26) Copy of DD2064/29SEP05... (Copy All)
- (27) Results of Returning Remains/20OCT05... (Copy All)
- (28) Results of Evidence Review from ECD 0316-05/18OCT05... (Copy All)
- (29) Results of Autopsy/20OCT05... (Copy All)

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1. On 20SEP05, V/ABDULLAH was shot and killed in Fallujah, Iraq, in the vicinity of [REDACTED] Entry Control Point (ECP) 5, manned by members of Regimental Combat Team 8, detained V/ABDULLAH for being a suspected member of anti-coalition forces. [REDACTED]

[REDACTED] USMC, SSN: [REDACTED] DOB: [REDACTED] 1st Intelligence Battalion, Counter Intelligence/HUMINT Company, was left alone in a room with V/ABDULLAH, who was not restrained but [REDACTED]. Reportedly, V/ABDULLAH attacked [REDACTED]. After a brief struggle, [REDACTED] shot V/ABDULLAH once with his M9 in the chest. Corpsmen administered medical treatment to V/ABDULLAH who succumbed to his wound approximately one hour later, while awaiting a MEDEVAC. NCIS agents responded, processed the death scene, collected potential evidence, effected photographic coverage, and obtained statements taken by the command. V/ABDULLAH's remains were transported by NCIS to mortuary affairs at Camp Fallujah, Iraq where they were summarily sent to the Armed Forces Institute of Pathology for an autopsy. An initial interview of [REDACTED] was conducted using the witness statements provided by the command and information obtained via the death scene exam. [REDACTED] admitted to shooting V/ABDULLAH and claimed it was in self-defense. Follow-on interviews were then conducted with witnesses and a subsequent re-interview of [REDACTED] was conducted. On 24SEP05, II MEF SJA was advised of the status of the investigation and that no information had been developed which indicated that the shooting of V/ABDULLAH was anything other than self-defense. On 24SEP05, [REDACTED] was redeployed to the Camp Pendleton, CA, as scheduled, with the rest of his unit. After the death scene exam was conducted, [REDACTED] were located and seized, as their owner had removed them from the scene. Subsequent to the completion of an autopsy by Office of the Armed Forces Medical Examiner, V/ABDULLAH's remains were returned to [REDACTED]. This investigation is pending receipt of autopsy results and the results of the forensic examination of potential evidence.

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SUBJ: V/ABDULLAH, HASKEM SHEFI/CIV  
U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

NARRATIVE

1. This case was initiated to determine the full circumstances surrounding the death of V/ABDULLAH. No criminal statutes apply at this time.
2. On 08OCT05, Participating Agent (PA) [REDACTED] seized [REDACTED] and entered them into the NCIS evidence custody system under ECD log number 0316-05. Exhibit (25) details.
3. On 15OCT05, Reporting Agent (RA) obtained a copy of V/ABDULLAH's DD2064 from the inside his remains container. Exhibit (26) pertains.
4. On 17OCT05, [REDACTED] USMC, released V/ABDULLAH's remains to [REDACTED] CIV. Exhibit (27) details.
5. On 18OCT05, RA examined and effected photographic coverage of the [REDACTED] seized by PA [REDACTED] RA observed the majority of the suspected blood droplets were located centrally on the under side of the right side of the [REDACTED] As background, V/ABDULLAH was shot in his upper right chest with a 9mm pistol and the wound was delivered at contact distance. Exhibit (28) pertains.
6. On 22OCT05, RA received the preliminary autopsy findings pertaining to V/ABDULLAH. PA [REDACTED] reported that on 29Sep05, she attended the autopsy of V/ABDULLAH, which was conducted [REDACTED] MC, USN, Forensic Pathologist, Assistant Medical Examiner. Examination disclosed a penetrating gunshot wound of the chest with a trajectory that was from right to left, front to back and downward. The projectile traveled through the right upper chest in a downward track through the heart, lung, liver, inferior vena cave, thoracic vertebrae, and severed the spinal cord. The projectile was found imbedded in the back of thoracic vertebra (T10/11). Evidence collected during the postmortem examination included fingernail clippings, copper colored projectile, small white fibers attached to V/ABDULLAH's shirt, black t-shirt, navy blue shorts and a 10-print fingerprint card and palm prints. Seized evidence was entered into the NCIS evidence log #184-05. Photographic coverage was effected. Exhibit (29) details.
7. Investigation is pending receipt of the final results of V/ABDULLAH's autopsy and receipt of the bullet and finger print cards recovered from V/ABDULLAH so that the firearm seized from [REDACTED] can undergo testing at USACIL.

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PARTICIPANTS

- [REDACTED] Special Agent, NCIS Det Iraq
- [REDACTED] Special Agent, NCIS Det Iraq
- [REDACTED] Special Agent, NCIS Det Iraq
- [REDACTED] USMC, Combat Cameraman

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SUBJ: V/ABDULLAH, HASKEM SHEFI/CIV

**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

[REDACTED] Special Agent, NCIS Det Iraq

[REDACTED] Special Agent, NCIS Representative to Armed Forces  
Institute of Pathology

DISTRIBUTION

NCISHQ (SI): 0023 (M)

INFO: MEBJ (M) [REDACTED] IIMEF SJA, Camp Fallujah,  
IZ(H)/FEYK/FEOK (ATTN: [REDACTED]) (M)

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**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

INVESTIGATIVE ACTION

10OCT05

CONTROL: 20SEP05-MEBJ-0651-7HNA

V/ABDULLAH, HASKEM SHAFI/CIV  
M/W/IZXX/N///

RESULTS OF SEIZURE OF [REDACTED]

1. On 08OCT05, Reporting Agent (RA) along with Supervisory Special Agent (SSA) [REDACTED] arrived at Camp Mercury, Fallujah, Iraq. RA and SSA met with Staff Judge Advocate (SJA) 2/7 Marines, [REDACTED] USMC, and retrieved a plastic bag containing a [REDACTED]

[REDACTED] during the incident in which he was later shot. [REDACTED] were entered into evidence; log number 0316-05, and stored at Camp Fallujah temporary evidence. Enclosure (A) pertains.

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ENCLOSURE(S)

(A) Copy of ECD 0316-05/08OCT05

REPORTED BY: [REDACTED]

OFFICE: CAMP FALLUJAH, IRAQ

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EXHIBIT (2)

A 44

# U.S. NAVAL INVESTIGATIVE SERVICE EVIDENCE CUSTODY DOCUMENT

CODE: **MEBJ**      CONTROL: **DOSEP05-MEBS-01051-7HNA**      LOG NUMBER: **0316-05**      DATE AND TIME OF SEIZURE: **080010Z 0854**

NAME OF PERSON FROM WHOM PROPERTY SEIZED: **[REDACTED] SJA**      LOCATION WHERE PROPERTY SEIZED: **CAMP MILKWAY, IRAQ**

RI TITLE: **N/ABDULLAH, HADHM STAFF / CIV (DECEASED)**

ITEM	QUANTITY	DISPOSAL ACTION	DESCRIPTION OF ARTICLE - MODEL NUMBER, SERIAL NUMBER, IDENTIFYING MARKS, CONDITION, AND VALUE WHEN APPROPRIATE
A	1		<b>BRICK BAG (PLAIN W/OUT)</b> - (1) plastic bag containing a <b>[REDACTED]</b> <b>[REDACTED]</b>

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NAME AND SIGNATURE OF WITNESS (IF AVAILABLE): **[REDACTED]**

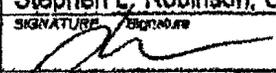
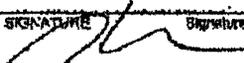
## CHAIN OF CUSTODY

ITEM	DATE & TIME	RELEASED BY		RECEIVED BY		PURPOSE
		NAME	ORGANIZATION	NAME	ORGANIZATION	
A	080010Z 1500	[REDACTED]	[REDACTED]	Temp	[REDACTED]	Seizure
		CAMP MILKWAY	[REDACTED]	[REDACTED]	[REDACTED]	

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ENCLOSURE (A)

AIX

CERTIFICATE OF DEATH (OVERSEAS) Acte de décès (D'Outre-Mer)			
NAME OF DECEASED (Last, First, Middle) Nom du décédé (Nom et prénoms) <b>BTB Abdullah, Haskem, Shefi</b>		GRADE Grade <b></b>	BRANCH OF SERVICE Arme <b>Civilian</b>
ORGANIZATION Organisation <b></b>		NATION (e.g., United States) Pays <b>United States</b>	SOCIAL SECURITY NUMBER Numéro de l'Assurance Social <b>NCIS-MEBJ-0661</b>
DATE OF BIRTH Date de naissance <b></b>		SEX Sexe <input checked="" type="checkbox"/> MALE <input type="checkbox"/> FEMALE	
RACE Race <b>CAUCASOID Caucasique</b>	MARITAL STATUS État civil <b>SINGLE Célibataire</b>		RELIGION Culte <b>OTHER (Specify) Autre (Spécifier)</b>
<b>OTHER (Specify) Autre (Spécifier)</b>	<b>MARRIED Marié</b>	<b>DIVORCED Divorcé</b>	<b>PROTESTANT Protestant</b>
<b>OTHER (Specify) Autre (Spécifier)</b>	<b>WIDOWED Veuf</b>	<b>SEPARATED Séparé</b>	<b>CATHOLIC Catholique</b>
NAME OF NEXT OF KIN Nom du plus proche parent <b></b>		RELATIONSHIP TO DECEASED Parenté du décédé avec le sur <b></b>	
STREET ADDRESS Domicile à l'étranger <b></b>		CITY OR TOWN OR STATE (include ZIP Code / Ville (Code postal compris) <b></b>	
MEDICAL STATEMENT Déclaration médicale			
CAUSE OF DEATH (Enter only one cause per line) Cause du décès (Indiquer qu'une cause par ligne) <b>Gunshot wound of the chest</b>			INTERVAL BETWEEN ONSET AND DEATH Intervalle entre l'apparition et le décès <b>Minutes</b>
DISEASE OR CONDITION DIRECTLY LEADING TO DEATH Maladie ou condition directement responsable de la mort <b></b>		<b>Gunshot wound of the chest</b>	
ANTECEDENT CAUSES Symptômes précurseurs de la mort	SIBICID CONDITION, IF ANY, LEADING TO PRIMARY CAUSE Condition morbide, s'il y a lieu, menant à la cause primaire <b></b>		
	UNDERLYING CAUSE, IF ANY, GIVING RISE TO PRIMARY CAUSE Condition morbide, s'il y a lieu, menant à la cause primaire <b></b>		
OTHER SIGNIFICANT CONDITIONS Autres conditions significatives <b></b>			
MODE OF DEATH Cause de la mort	AUTOPSY PERFORMED Autopsie effectuée <input checked="" type="checkbox"/> YES Oui <input type="checkbox"/> NO Non		CIRCUMSTANCES SURROUNDING DEATH DUE TO EXTERNAL CAUSES Circonstances de la mort associées par des causes extérieures
NATURAL Mort naturelle	MAJOR FINDINGS OF AUTOPSY Conclusions principales de l'autopsie <b></b>		
ACCIDENT Mort accidentelle	NAME OF PATHOLOGIST Nom du pathologiste <b>Stephen L. Robinson, CAPT, MC, USN</b>		
SUICIDE Suicide	SIGNATURE Signature 	DATE Date <b>29 September 2005</b>	AVIATION ACCIDENT Accident à l'Avion <input type="checkbox"/> YES Oui <input checked="" type="checkbox"/> NO Non
X. HOMICIDE Homicide	DATE OF DEATH (Hour, day, month, year) Date de décès (heure, le jour, le mois, l'année) <b>20 September 2005</b>		PLACE OF DEATH Lieu de décès <b></b>
I HAVE VIEWED THE REMAINS OF THE DECEASED AND DEATH OCCURRED AT THE TIME INDICATED AND FROM THE CAUSES AS STATED ABOVE. J'ai examiné les restes mortels du défunct et je conclus que le décès est survenu à l'heure indiquée et à la suite des causes énumérées ci-dessus.			
NAME OF MEDICAL OFFICER Nom du médecin militaire ou du médecin civil <b>Stephen L. Robinson</b>		TITLE OR DEGREE Titre ou diplôme <b>Deputy Medical Examiner</b>	
GRADE Grade <b>CAPT</b>	INSTALLATION OR ADDRESS Installation ou adresse <b>Dover AFB, Dover DE</b>		
DATE Date <b>29 Sept 05</b>	SIGNATURE Signature 		
<small>1. State disease, injury or condition which caused death, but not mode of dying such as heart failure, etc. 2. State conditions contributing to the death, but not related to the disease or condition causing death. 3. Indicate the nature of the malady, the pleasure or the in contemplation of death, or the manner of death, such as an act of the heart, etc. 4. Indicate the condition of the body, such as a wound, at the time of death, if such as to the condition of the body.</small>			

DD FORM 1 APR 77 2064

REPLACES DA FORM 2064, 1 JAN 72 AND DA FORM 2064-R (PAL), 28 SEP 75, WHICH ARE OBSOLETE.

Exhibit (26) 46

**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

INVESTIGATIVE ACTION

20OCT05

CONTROL: 20SEP05-MEJ-0651-7HMA

V/ABDULLAH, HASKEM SHEFI/CIV  
M/W/FNIZ/N//01JAN76/FALLUJAH, IRAQ

RESULTS OF RETURNING REMAINS

1. On 15OCT05 V/ABDULLAH's remains landed at Camp Fallujah, Iraq.  
On 17OCT05 at 0900 hrs [REDACTED] USMC, Deputy Director  
for Civil Military Affairs, returned the remains of V/ABDULLAH to [REDACTED]  
[REDACTED] The return took place at the Civil  
Military Operations Center in Fallujah, Iraq. [REDACTED] also released  
V/ABDULLAH's wristwatch, ration card and Iraqi Dinar to [REDACTED]

REPORTED BY: [REDACTED]  
OFFICE: NCIS DET CAMP FALLUJAH, IRAQ

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EXHIBIT (27)

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**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

INVESTIGATIVE ACTION

18OCT05

CONTROL: 20SEP05-MEBJ-0651-7HMA

V/ABDULLAH, HASKEM SHEFI/CIV  
M/W/FNIZ/N//01JAN76/FALLUJAH, IRAQ

RESULTS OF EVIDENCE REVIEW FROM ECD 0316-05

1. As background, V/ABDULLAH was reportedly [redacted] just prior to and possibly at the time he was shot. Witness statements provided that [redacted]

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[redacted] During the death scene exam, Reporting Agent (RA) did not observe the presence of [redacted] RA later determined, through interviews, that [redacted] were the property of [redacted] USMC. [redacted] reported that he recovered [redacted] after the death of V/ABDULLAH, from the floor underneath the cot on which V/ABDULLAH died. [redacted] advised RA he recovered [redacted] from a pool of blood under the cot on which V/ABDULLAH died and placed them in a box in his room and had not touched them since. RA effected coordination and obtained [redacted] which were entered into the NCIS evidence custody system under log number 0316-05.

2. On 18OCT05, RA removed [redacted] from their packaging. RA observed what appeared to be dried blood on the [redacted] [redacted] RA noted that th [redacted] appeared to have been saturated with blood. RA observed multiple tiny droplets of blood on the outside and bottom edge of the [redacted] RA observed no blood droplets on the inside or top edge of the [redacted] RA observed a large light-colored blood stain on the top of th [redacted] Additionally, RA noted the majority of the blood was located centrally on the under side of the right side of the [redacted]

[redacted] As background, V/ABDULLAH was shot in his upper right chest with a 9mm pistol and the wound was delivered at contact distance.

3. RA affected photographic coverage of the [redacted] [redacted] Enclosures (A) through (M) pertain.

ENCLOSURES

- (A) Overall view of front of [redacted] /undated
- (B) Overall view of back of [redacted] /undated
- (C) Overall view of top of [redacted] undated
- (D) Overall view of underside of [redacted] undated
- (E) Overall view of front of [redacted] with references diagramed/undated
- (F) Close up view of right side of [redacted] with scale/undated
- (G) Close up view of center of [redacted] with scale/undated
- (H) Close up view of left side of [redacted] with scale/undated
- (I) Close up view of right underside of [redacted] with scale/undated
- (J) Close up view of left underside of [redacted] with

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EXHIBIT (28)

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SUBJ: V/ABDULLAH, HASKEM SHEFI/CIV  
U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

scale/undated

- (K) Close up view of top right side of [REDACTED]/undated
- (L) Close up view of top center of [REDACTED]/undated
- (M) Close up view of top left side of [REDACTED] undated

REPORTED BY: [REDACTED]  
OFFICE: NCIS DET CAMP FALLUJAH, IRAQ

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**NAVAL CRIMINAL INVESTIGATIVE SERVICE**

**DELETED PAGE INFORMATION SHEET**

Page(s) A50-62, Encl (A) - (m)

withheld entirely at this location. One or more of following explain this decision:

Deleted under exemption(s) b6, b7C, b7E

Documents originated with other government agency(ies). Referred for review and direct response to you.

Pages contain information furnished by other government agency(ies). We will advise you of releasability of information following consultation with agency(ies).

Comments: \_\_\_\_\_  
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**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

INVESTIGATIVE ACTION

20OCT05

CONTROL: 20SEP05-MEBJ-0651-7HMA

V/ABDULLAH, HASKEM SHEFI/CIV  
M/W/FNIZ/N//01JAN76/FALLUJAH, IRAQ

RESULTS OF AUTOPSY

1. On 29Sep05, Reporting Agent attended the autopsy of V/ABDULLAH at the Charles C. Carson Center for Mortuary Affairs, Dover Air Force Base, Dover, Delaware. [REDACTED], MC, USN, Forensic Pathologist, Assistant Medical Examiner, conducted the autopsy. The case number is ME05-0893. The examination disclosed a penetrating gunshot wound of the chest. Trajectory was from right to left, front to back and downward. The projectile traveled through the right upper chest in a downward track through the heart, lung, liver, inferior vena cave, thoracic vertebrae, and severed the spinal cord. The projectile was found imbedded in the back of thoracic vertebra (T10/11). A copy of the Preliminary Autopsy Report is appended as enclosure (A).

2. Evidence collected during the postmortem examination included fingernail clippings, copper colored projectile, small white fibers attached to V/ABDULLAH's shirt, black t-shirt, navy blue shorts and a 10-print fingerprint card and palm prints. Seized evidence was entered into the NCIS evidence log #184-05.

3. [REDACTED] Photographer, Office of the Armed Forces Medical Examiner, photographed the postmortem examination. [REDACTED] utilized a Nikon D1H digital camera. The autopsy photographs are attached as enclosure (B).

4. During the autopsy, it was noted that V/ABDULLAH had several non-professional tattoos on his arms. [REDACTED] MC, USAF translated the writings as follows: left upper arm: "Where is happiness my brother [REDACTED] left forearm: "2225 11 11", a possible date, cannot fully read the tattoo; upper right arm: "2225".

5. A copy of V/ABDULLAH's death certificate is attached as enclosure (C).

ENCLOSURES

- (A) Preliminary Autopsy Report/30Sep05
- (B) Autopsy Photographs/29Sep05
- (C) Certificate of Death (Overseas)/29Sep05

REPORTED BY: [REDACTED], SPECIAL AGENT  
OFFICE: NCISHQ WASHINGTON DC

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**EXHIBIT (29)**

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**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

REPORT OF INVESTIGATION (ACTION)

20OCT05

DEATH (II)

CONTROL: 20SEP05-MEBJ-0651-7HMA

V/ABDULLAH, HASKEM SHEFI/CIV  
M/W/FNIZ/N//01JAN76/FALLUJAH, IRAQ

COMMAND/SECOND MARINE DIVISION/12000

MADE AT/0023/NCISHQ WASHINGTON DC/ [REDACTED], SPECIAL AGENT

REFERENCE

(A) MIDDLE EAST FIELD OFFICE ROI (OPEN)/21Sep05

EXHIBIT

(1) IA: Results of Autopsy/12Oct05... (Copy MEBJ only)

NARRATIVE

1. On 29Oct05, Participating Agent [REDACTED], attended the autopsy of V/ABDULLAH. The autopsy was conducted by [REDACTED] [REDACTED] USN MC, Assistant Medical Examiner, Office of the Armed Forces Medical Examiner. The preliminary autopsy report lists the cause of death as a gunshot wound to the chest and the manner of death as homicide. Lead tasking to 23B is pending the receipt of the final autopsy report.

PARTICIPANT

[REDACTED] Special Agent, NCISHQ Washington, DC (AFIP)

DISTRIBUTION

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INFO: MEBJ

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MSA

//23/BJ/OK/WA//

**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

REPORT OF INVESTIGATION (INTERIM)

28SEP05

DEATH(II)

CONTROL: 20SEP05-MEBJ-0651-7HMA

V/ABDULLAH, HASKEM SHEFI/CIV  
M/W/FNIZ/N//01JAN76/FALLUJAH, IRAQ

COMMAND/SECOND MARINE DIVISON/12000

MADE AT/MEBJ/CAMP FALLUJAH IRAQ/[REDACTED] SPECIAL AGENT

EXHIBIT(S)

- (1) IA: Results of Death Scene Exam/22SEP05...(Copy All)
- (2) IA: Results of Receipt of Documents/25SEP05...(Copy All)
- (3) IA: Results of Seizure/25SEP05...(Copy All)
- (4) IA: Results of Interview with [REDACTED] 25SEP05...(Copy All)
- (5) IA: Results of Retrieval of Umbrella CI Force Protection Source Operation Proposal and CI/Human Intelligence Guidelines/21SEP05...(Copy All Less DCWA and FEOK)
- (6) IA: Results of Retrieval of II MEF Detainee Handling and Detention Facility SOP/21SEP05...(Copy All Less DCWA and FEOK)
- (7) IA: Results of [REDACTED] Service Record Book/21SEP05...(Copy All)
- (8) Military Suspect's Acknowledgment and Cleansing Waiver of Rights/21SEP05...(Copy All)
- (9) Sworn Statement of [REDACTED]/21SEP05...(Copy All)
- (10) Sworn Statement of [REDACTED] 23SEP05...(Copy All)
- (11) Sworn Statement of [REDACTED] 23SEP05...(Copy All)
- (12) Sworn Statement of [REDACTED] 23SEP05...(Copy All)
- (13) Sworn Statement of [REDACTED] 23SEP05...(Copy All)
- (14) Sworn Statement of [REDACTED] 23SEP05...(Copy All)
- (15) Sworn Statement of [REDACTED] 23SEP05...(Copy All)
- (16) Military Suspect's Acknowledgment and Cleansing Waiver of Rights/24SEP05...(Copy All)
- (17) Sworn Statement of [REDACTED] 24SEP05...(Copy All)
- (18) IA: Results of Interview with [REDACTED] 25SEP05...(Copy All)
- (19) IA: Results of Indices Checks on [REDACTED] 25SEP05...(Copy All)
- (20) Sworn Statement of [REDACTED] 27SEP05...(Copy All)
- (21) IA: Results of Translation/27SEP05...(Copy All)
- (22) IA: Results of Interview with [REDACTED] 27SEP05...(Copy All)
- (23) IA: Results of Review of Records on V/ABDULLAH/27SEP05...(Copy All)
- (24) IA: Results of Photographic Coverage of Death Scene/27SEP05...(Copy All)

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## EXECUTIVE SUMMARY

1. On 21SEP05, V/ABDULLAH was shot and killed in Fallujah, Iraq, in the vicinity of [REDACTED] Entry Control Point (ECP) 5, manned by members of Regimental Combat Team 8, detained V/ABDULLAH for being a suspected member of anti-coalition forces. [REDACTED], USMC, SSN: [REDACTED], DOB: [REDACTED] 1st Intelligence Battalion, Counter Intelligence/HUMINT Company, was left alone in a room with V/ABDULLAH, who was not restrained but [REDACTED]. Reportedly, V/ABDULLAH attacked [REDACTED]. After a brief struggle, [REDACTED] shot V/ABDULLAH once with his M9 in the chest. Corpsmen administered medical treatment to V/ABDULLAH who succumbed to his wound approximately one hour later while awaiting a MEDEVAC. NCIS agents responded, processed the death scene, collected potential evidence, effected photographic coverage, and obtained statements taken by the command. V/ABDULLAH's remains were transported by NCIS to mortuary affairs at Camp Fallujah, Iraq where they were summarily sent to the Armed Forces Institute of Pathology for an autopsy. An initial interview of [REDACTED] was conducted using the witness statements provided by the command and information obtained via the death scene exam. [REDACTED] admitted shooting V/ABDULLAH and claimed it was in self defense. Follow up interviews were then conducted with witnesses and a subsequent re-interview of [REDACTED] was conducted. On 24SEP05, II MEF SJA was advised of the status of the investigation and that no information had been developed which indicated that the shooting of V/ABDULLAH was anything other than self defense. On 24SEP05, [REDACTED] was redeployed to the Camp Pendleton, CA, as scheduled, with the rest of his unit. This investigation is pending results from the autopsy of V/ABDULLAH, the toxicology and the forensic examination of potential evidence.

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## NARRATIVE

1. This case was initiated to determine the full circumstances surrounding the death of V/ABDULLAH. No criminal statutes apply at this time.

2. On 20SEP05, Reporting Agent (RA), Participating Agent (PA) [REDACTED] and [REDACTED], USMC, Combat Cameraman responded to the death scene, effected photographic coverage, collected potential evidence and documented the scene. RA observed that V/ABDULLAH had been shot once in the upper right chest. RA noted that a hole in V/ABDULLAH's shirt corresponded in approximate location with the apparent entrance wound in his chest. RA noted the apparent entrance wound was elliptical in shape with the lower portion of the hole coming to a slight point. The upper half of the hole had a black in color semi-circle along the edge. RA and team noted no other recent injuries on V/ABDULLAH. RA and team then collected the remains of V/ABDULLAH and transported them to mortuary affairs at Camp Fallujah. Exhibit (1) pertains.

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3. On 20SEP05, RA obtained witness statements generated by the command from the ECP Commander. Exhibit (2) details.

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4. On 20SEP05, RA seized the BDU top and holster worn by [REDACTED] at the time of the shooting from [REDACTED]. Exhibit (3) pertains.

5. On 20SEP05, RA interviewed [REDACTED] CIV, another detainee to determine if he possessed any knowledge about the incident. [REDACTED] related he had not heard or seen anything. Exhibit (4) details.

6. On 21SEP05, PA [REDACTED] obtained copies of pertinent policy documents governing use of force, use of force against detainees and Human Exploitation Team operations. PA also obtained and reviewed [REDACTED] Service Record Book. Exhibits (5) through (7) pertain.

7. On 21SEP05, RA advised [REDACTED] of his UCMJ Article 31b rights, which he waived and rendered a sworn statement wherein he admitted to shooting V/ABDULLAH in self defense when the unrestrained, but [REDACTED] V/ABDULLAH, attacked him. Exhibits (8) and (9) detail.

8. On 23SEP05, PA [REDACTED] obtained a sworn statement from [REDACTED] USMC, [REDACTED] wherein he related that he had personally cut off V/ABDULLAH's flex cuffs, as they were too tight, prior to leaving V/ABDULLAH in the custody of [REDACTED] USMC, [REDACTED]. Exhibit (10) pertains.

9. On 23SEP05, RA obtained a sworn statement from [REDACTED] where in he related that V/ABDULLAH was [REDACTED] and not restrained. [REDACTED] also provided that V/ABDULLAH had been non-compliant in that he would not sit still and kept removing his hands from his lap to his upper chest. [REDACTED] added that V/ABDULLAH would also move his feet and body towards sounds generated by [REDACTED] as he moved around the room. [REDACTED] stated that he intended to leave [REDACTED] guarding V/ABDULLAH only for a few moments as he was just going outside to check on another Marine who was watching [REDACTED]. [REDACTED] did not provide any information on V/ABDULLAH's non-compliance to [REDACTED]. [REDACTED] stated that he had only been out of the room occupied by V/ABDULLAH for a few seconds when he heard the gunshot and ran back in to find [REDACTED] standing over V/ABDULLAH with his M9 in his hand. Exhibit (11) details.

10. On 23SEP05, PA [REDACTED] obtained a sworn statement from [REDACTED] USN, [REDACTED] provided that while guarding V/ABDULLAH for approximately 15 minutes V/ABDULLAH was flex cuffed and [REDACTED] but that V/ABDULLAH would point his toes at every sound he heard in the room. [REDACTED] related that this made him very nervous. [REDACTED] related that he was relieved of his guard post by [REDACTED]. Exhibit (12) pertains.

11. On 23SEP05, PA [REDACTED] obtained a sworn statement from [REDACTED] USMC, [REDACTED] who related that as per RA's telephonic directions to his platoon

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leader, he had seized the M9, magazine and spent shell casing from ██████████ placed them in a clean and empty MRE box and carried it to the death scene. ██████████ stated that he had spoken with ██████████ soon after the incident and ██████████ had stated to him that the ammunition in his weapon had been non US ammunition and that ██████████ had given him an account of the shooting, which RA observed closely, matched the description of events provided by ██████████ in his statement. Exhibit (13) details.

12. On 23SEP05, PA ██████████ obtained a sworn statement from ██████████ ██████████, DOB ██████████, who related that he spoke with ██████████ shortly after the shooting. ██████████ reported that ██████████ stated that he had almost made it through the deployment without having to fire a shot. Exhibit (14) details.

13. On 23SEP05, PA ██████████ obtained a sworn statement from ██████████ ██████████, USMC, ██████████, who spoke with ██████████ shortly after the shooting. ██████████ related that he has never heard ██████████ make comments about wanting to kill someone and that he considered ██████████ to be a calm person who would use deadly force as a last resort. Exhibit (15) details.

14. On 24SEP05, RA advised ██████████ of his UCMJ Article 31b rights, which he waived and rendered a sworn statement wherein he provided additional details pertaining to shooting V/ABDULLAH and his escalation of force, perception of V/ABDULLAH's actions and his back ground as it pertains to self defense training and experiences in Iraq. Exhibits (16) and (17) pertain.

15. On 21SEP05, RA and ██████████ jointly prepared a sketch of the room V/ABDULLAH was shot in, as it appeared just before the attack. Exhibit (18).

16. On 23SEP05, RA accomplished appropriate indices checks and a check of DEIDS. RA found no criminal records associated with ██████████ identifying information. Exhibit (19) pertains.

17. On 27SEP05, RA interviewed ██████████, USMC, ██████████ ██████████ related that he was the first person into the HET room after the gunshot, in direct opposition to information provided by ██████████ and ██████████, and that V/ADBULLAH did ██████████ also provided information on ██████████ comments shortly after the shooting which correspond with those provided by ██████████ and ██████████ Exhibit (20) details.

18. On 27SEP05, RA had the tattoos found on V/ABDULLAH and his Iraqi identity document translated. RA noted that the tribe and birth date were different than that provided by Multi-National Forces-Iraq West Biometric Automated Tool Set (BATS) Data Base. RA observed the tattoos appeared to be a memorial to deceased persons. Exhibit (21) pertains.

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19 On 27SEP05, RA interviewed [REDACTED], CIV, [REDACTED] interpreter, who provided that he never told [REDACTED] source that [REDACTED] shot V/ABDULLAH. Enclosure (22) details.

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20. On 21SEP05, RA reviewed V/ABDULLAH's file in the Multi-National Forces-Iraq West Biometric Automated Tool Set (BATS) Data Base, the data in which is classified. RA learned that V/ABDULLAH was detained FEB05 through JUL05 under detainee number [REDACTED]. An unclassified summary of the information is appended at Exhibit (23) pertains.

21 On 27SEP05, RA received the results of photographic coverage from [REDACTED] Exhibit (24) details.

22. This investigation is pending results from the autopsy of V/ABDULLAH, the toxicology and the forensic examination of potential evidence.

**PARTICIPANT(S)**

- [REDACTED], Special Agent, NCIS Det Iraq
- [REDACTED], Special Agent, NCIS Det Iraq
- [REDACTED], Special Agent, NCIS Det Iraq
- [REDACTED], USMC, Combat Cameraman
- [REDACTED], Special Agent, NCIS Det Iraq

**ACTION**

R.MEJ: Due to technical difficulties Combat Camera can not currently produce appropriately sized quality photos. Coordinate with Fleet Imaging Services, NSA Bahrain, to produce four copies each, 5X7 inch semi-gloss photos utilizing the attached CD. Transfer one set of photos to NCIS DET Camp Fallujah and retain the other three for use in preparation of copies for distribution.

**DISTRIBUTION**

NCISHQ: 0023 (M)

ACTION: MEJ (M)

INFO: MEJ (M)/[REDACTED], IIMEF SJA, Camp Fallujah, IZ(H)/FEOK (ATTN: [REDACTED]),(M)/DCWA(ATTN: SA [REDACTED])

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FOR OFFICIAL USE ONLY  
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//23/BJ/OK/WA//

**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

INVESTIGATIVE ACTION

22SEP05

DEATH(II)

CONTROL: 20SEP05-MEBJ-0651-7HMA

V/ABDULLAH, HASKEM SHEFI/CIV  
M/W/FNIZ/N//01JAN76/FALLUJAH, IRAQ

**RESULTS OF DEATH SCENE EXAMINATION**

**NOTIFICATION**

1. On 20SEP05, at 1210 hours local, this office was notified by the II Marine Expeditionary Force (MEF) Command Operations Center (COC) that V/ABDULLAH had been shot and killed while in the custody of US Marines from Company F, 2/7 Marines at Entry Control Point (ECP) 5 in the city of Fallujah, Iraq. Initial information indicated that V/ABDULLAH had been detained for insurgent activities and was subsequently shot once in the chest by a 9mm pistol when he attacked a Marine guarding him. Reportedly V/ABDULLAH was shot at 0945 hrs and succumbed to his injuries at 1052 hrs. SSA [REDACTED] directed Reporting Agent (RA) and Participating Agent (PA) [REDACTED] to respond to the scene of V/ABDULLAH's death. RA coordinated for Combat Cameraman [REDACTED], USMC, to provide photographic support during the death scene exam. RA, PA and [REDACTED] departed Camp Fallujah in a military convoy at approximately 1450 hrs and arrived at ECP 5 at 1520 hrs. Enclosure (A) pertains.

**AREA OVERVIEW**

2. The scene was located at ECP 5 to the city of Fallujah Iraq in the vicinity of [REDACTED]. The ECP is an outpost manned by a single platoon of US Marines who are supplemented by four soldiers from the Iraqi Army. The ECP is actually two compounds which straddle Main Supply Route (MSR) MICHIGAN. The compound to the North of MSR Michigan is secured from the general Iraqi public and is manned 24 hours a day. The Northern compound houses the command and control and life support facilities for the Marines stationed there. The Southern Compound is open to the general Iraqi public and is open only until 1700 hrs daily. This compound is manned by three to four Marines whose function is to operate the Biometric Automated Tool Set (BATS) and issue ID cards to Iraqi citizens who are qualified to obtain one. The Southern compound is surrounded by an eight foot HESCO barrier wall and has only foot traffic access, but access to the compound is not controlled. The Southern compound is immediately adjacent to MSR Michigan and is located down a steep embankment in the flood plain of the Euphrates river. Within the Southern compound are two wood framed plywood buildings whose long axis are roughly parallel to MSR Michigan. The northern building is where the BATS operators are located and the southern building is used as a

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EXHIBIT 11 285

multipurpose building. Uses of the southern building include source meets, detainee holding/screening area and break room. Enclosures (B), (C) and (D) pertain.

#### DEATH SCENE OVERVIEW

3. The scope of this death scene exam was limited to description of the incident scene, documentation, collection and preservation of physical evidence, preparation of a scene diagram and scene photography. Limiting factors of this scene exam included threat of insurgent attack, lack of readily available investigative support, and less than four hours of day light. No medical doctor was available to pronounce the death of V/ABDULLAH. Prior coordination with Camp Fallujah Mortuary Affairs results in the agreement that RA and team would retrieve body of V/ABDULLAH and transport it to Camp Fallujah Mortuary Affairs for processing and on ward movement to the Armed Forces Institute of Pathology, Office of the Medical Examiner for an autopsy.

4. RA and team arrived on scene at 1520 hrs. [REDACTED] USMC, SSN: [REDACTED] briefed the RA on the facts of the death of V/ABDULLAH as he knew them and also provided the RA with the written statements obtained by the command. Statements provided by [REDACTED] will be appended via a separate investigative action. [REDACTED] took the RA and team from the northern compound to the southern compound of the ECP where [REDACTED] identified the southern most building in the compound as being the location of the death of V/ABDULLAH. [REDACTED] related that as per the instructions he received from the RA, over the phone at approximately 1430 hrs, he had secured the weapon, magazine and spent casing, used to shoot V/ABDULLAH, placed it in a clean cardboard box and set it inside the southern building which was under guard in such a manner as not to interfere with the scene.

5. RA observed that the scene was completely contained within the southern most building. RA noted that the southern most building was a rectangular plywood structure which was raised approximately one foot of the ground. RA observed that the building had a gable roof and a single door at each end of the building. RA determined that the door at the western end was secured from the inside and that the door at the eastern end was closed but not secured. RA observed the ground outside the building was dirt and sand, there was significant vegetation and insect activity in area likely due to the proximity of the Euphrates river. The outside temperature was over 100 degrees F, it was humid and the sky was clear.

6. RA opened the door to the southern building and observed a cot in the center of the room closer to the eastern end of the building and the long axis of the cot was parallel with the long axis of the building, running east to west. RA observed the body of V/ABDULLAH laying on the cot face up with his head to the west and his feet to the east. V/ABDULLAH's hands were at his sides and he was wearing a pair of blue shorts. RA observed the box containing the pistol used to shoot V/ABDULLAH against the southern wall. RA noted two blankets lying near V/ABDULLAH and numerous artifacts of the medical treatment provided to V/ABDULLAH on the floor. Apparent blood was on the plywood floor and multiple sets of boot prints were evident in the blood as were

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bloody boot prints around the cot. RA noted that a body bag had been propositioned parallel to the cot on the south side of the cot. RA also noted the presence of pieces of flex cuffs at various locations in the room. Lighting was provided by a single fluorescent tube light under which V/ABDULLAH was centered.

7. RA entered the building and noted that it was cooled by two wall unit AC's and that the noticeably temperature was cooler than it was outside. RA observed that the building had no interior walls subdividing it and that it was effectively one large room. RA observed three white plastic yard furniture type chairs at various locations throughout the room and a large piece of foam rubber at the western end of the building. RA also noted a pile of water bottles in the southeast corner of the building. RA observed that there was also general litter on the floor and the floor was dusty.

8. RA exited the building and briefed PA on the scene inside. RA directed PA and [REDACTED] to begin photographic coverage of scene while the RA located [REDACTED] for the purpose of seizing potential evidence and examining [REDACTED] for possible injuries related to the altercation with V/ABDULLAH. This investigative action will be reported separately.

9. [REDACTED] under the direction of PA, effected photographic coverage of the death scene and V/ABDULLAH. This investigative action will be reported separately.

10. Upon RA's return to the death scene, RA effected measurements of the room and triangulated the location of key pieces of potential evidence and V/ABDULLAH. Death scene sketch is appended as enclosure (E). Sketches depict conditions noted at the scene on 20SEP05. The sketches contain pertinent measurements so as to identify the location of items within the scene and their respective relationship.

11. PA observed that V/ABDULLAH was cool too the touch, his eyes were open and fixed, rigor had set in, no lividity was present, no significant odor was present, and blood had pooled on the cot and floor around V/ABDULLAH. PA noted the presence of an apparent single bullet hole in V/ABDULLAH's right pectoral. PA observed that the bullet hole was slightly oblong as to denote a downward trajectory of the bullet. PA observed a black semicircle along the upper edge of the of the top (towards V/ABDULLAH's head) of the apparent bullet hole. PA noted there was no detectable exit wound visible and no other obvious recent injuries. PA observed the presence of medical products on and around V/ABDULLAH which were likely artifacts of the medical treatment provided by Corpsmen on scene. PA closely studied V/ABDULLAH's hands, finger nails, forearms and wrists for signs of self defense wounds or indications that restraints had been present at the time of death, none were observed. PA noted that V/ABDULLAH's right lower leg had a scar and deformation approximately 2-3 inches above the ankle. PA observed tattoos in Arabic on both the left and right outer biceps.

12. RA and PA bagged and sealed the hands of V/ABDULLAH with paper bags, rubber bands and evidence tape to preserve potential DNA evidence and potential gunshot residue (GSR). RA and PA did not conduct a GSR on scene, to prevent cross

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contamination, as they had both been handling ammunition and their personal weapons and had no way clean their hands thoroughly. RA and PA, with assistance from Marines on scene, loaded V/ABDULLAH into a body bag. PA noted that upon moving V/ABDULLAH clear liquid flowed out of the entrance wound followed by red liquid. RA sealed the body bag with a serial numbered seal reading "N-712912". RA released the death scene at 1706 and RA and team departed the scene at 1715.

13. V/ABDULLAH was loaded into an M998 HMMWV for transport to Mortuary Affairs at Camp Fallujah. RA and team departed ECP 5 at 1735 hrs in a four vehicle convoy which included the vehicle containing V/ABDULLAH.

14. RA and team arrived at 1806 at Camp Fallujah Mortuary Affairs, who custody of V/ABDULLAH from NCIS. Mortuary Affairs broke the seal on the body bag in the presence of PA at 1815. SSA ██████████, removed the paper bags from V/ABDULLAH's hands and conducted a USACIL GSR kit on them. The original paper bags were taken into evidence and a new pair of bags were placed on V/ABDULLAH's hands and sealed. A new seal was affixed to the body bag by Mortuary Affairs reading "N-658629" at 1844 hrs. RA and team departed Mortuary Affairs at 1850 hrs.

#### PHYSICAL EVIDENCE DOCUMENTATION

15. All physical evidence collected at the scene was listed on NCIS evidence custody documents (ECDs) prior to being entered into the NCIS DET Camp Fallujah Temporary Evidence Locker under evidence log numbers 292-05 and 294-05. Enclosures (F) and (G) pertain. Items seized included, but were not limited to, V/ABDULLAH's clothing, V/ABDULLAH's person affects, four pieces of flex cuffs, an M9 pistol with magazine and ammunition, and apprehension list and scrap of paper, found underneath the body on the cot, with V/ABDULLAH's name on it. Enclosure (I) details the particulars of the M9 seized. Of note no expended shell casing was recovered despite and exhaustive search of the scene. RA conducted inquiries to determine the whereabouts of the expended shell casing. ██████████ related he had retained the expended shell casing on his person as it failed to eject from his pistol and subsequently surrendered it to SSG ██████████ (NFI), who placed it in box with the ██████████ pistol and transported it to the death scene. RA noted the box used to carry the shell casing and pistol to the scene had a 1 inch X 6 inch gap in the bottom of the box. No other participants were identified that had any knowledge of the location of the shell casing. Presumably the shell casing fell out of the box over the course of the over 400 meter walk from the northern compound to the southern compound. A search of the route the shell casing was transported over was not conducted due to the shifting sand, loose soil and rocks and the prevalence spent shell casings in the area due to previous and ongoing combat operations.

#### WEATHER AND ILLUMINATION DATA

16. Weather and illumination data for 20SEP05, were obtained for Fallujah, Iraq, from the II MEF Meteorological Tactical Operations Center. Enclosure (H) pertains.

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ENCLOSURES

- (A) Duty Call In Take Sheet/20SEP05
- (B) Map Depicting ECP 5/circa 2002
- (C) Diagram of ECP 5/23SEP05
- (D) Diagram of Southern Compound of ECP/23SEP05
- (E) Diagram of Death Scene/23SEP05
- (F) Copy of ECD 292-05/20SEP05
- (G) Copy of ECD 294-05/20SEP05
- (H) Firearms Documentation Worksheet/23SEP05
- (I) 20SEP05 Weather and Illumination data/23SEP05

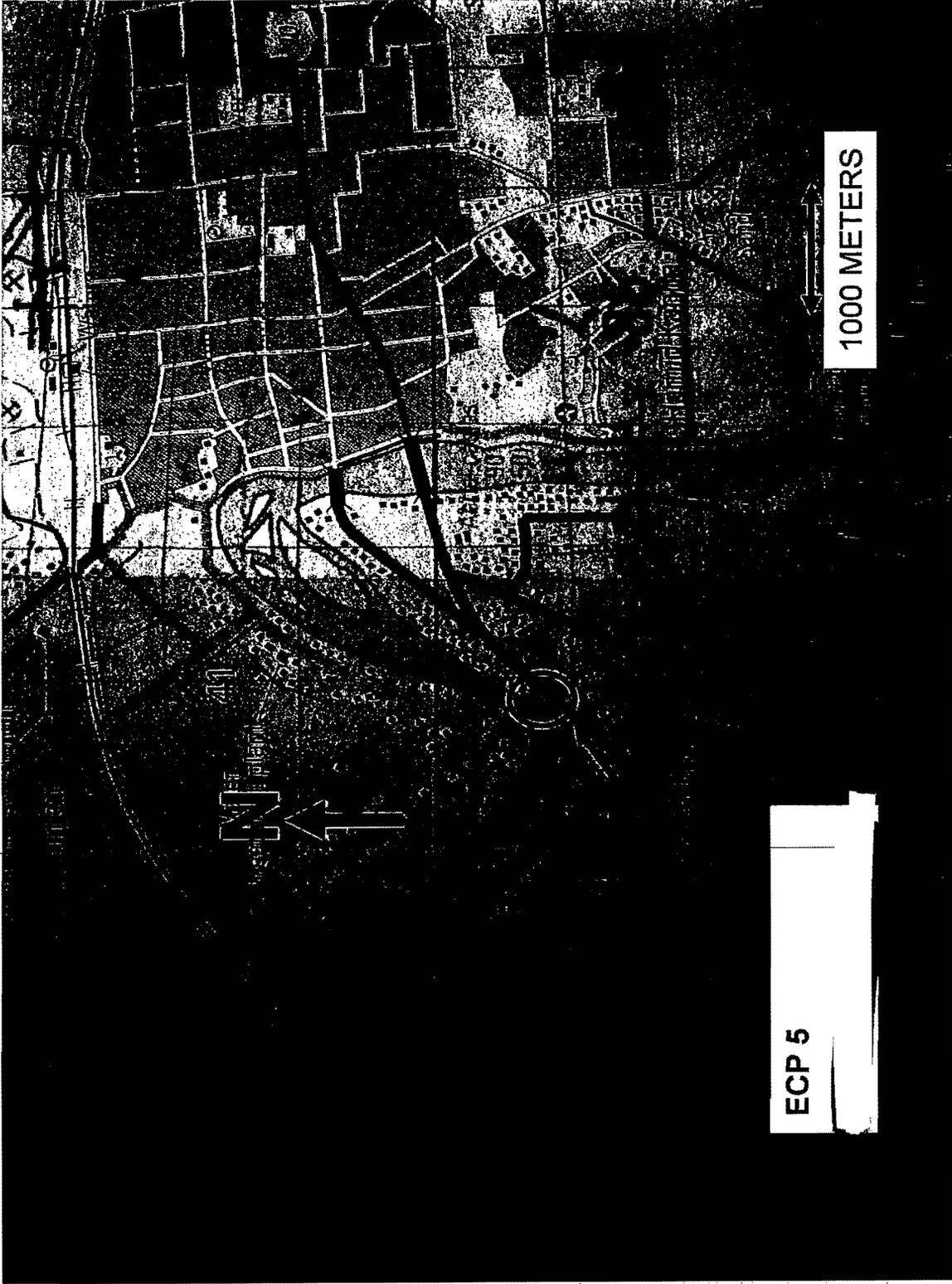
REPORTED BY: [REDACTED] SPECIAL AGENT  
OFFICE: MIDDLE EAST FIELD OFFICE, BAHRAIN

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ECP 5

1000 METERS

V/ABDULLAH, HASKEM  
SHEFI/CIV  
20SEP05-MEBJ-0651-  
7HMA  
25SEP05 SA

TO SCALE

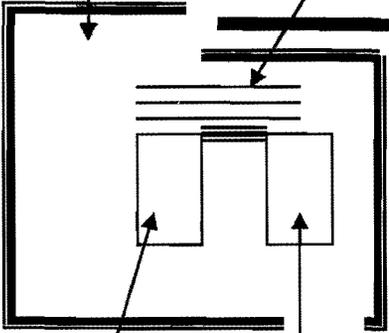
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VEHICLE CHECK POINT

UNSECURED SOUTHERN COMPOUND

CONCERTINA WIRE



HET BLDG / DEATH SCENE

BATS BLDG

GENERATOR

ENCLOSURE (c)

FALLUJAH IN  
BOUND TRAFFIC

FALLUJAH OUT  
BOUND TRAFFIC

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SECURED US NORTHERN COMPOUND

CMD OPS CENTER

GUARD TOWERS

V/ABDULLAH, HASKEM SHEFI/CIV

20SEP05-MEBJ-0651-7HMA

25SEP05 SA [REDACTED]

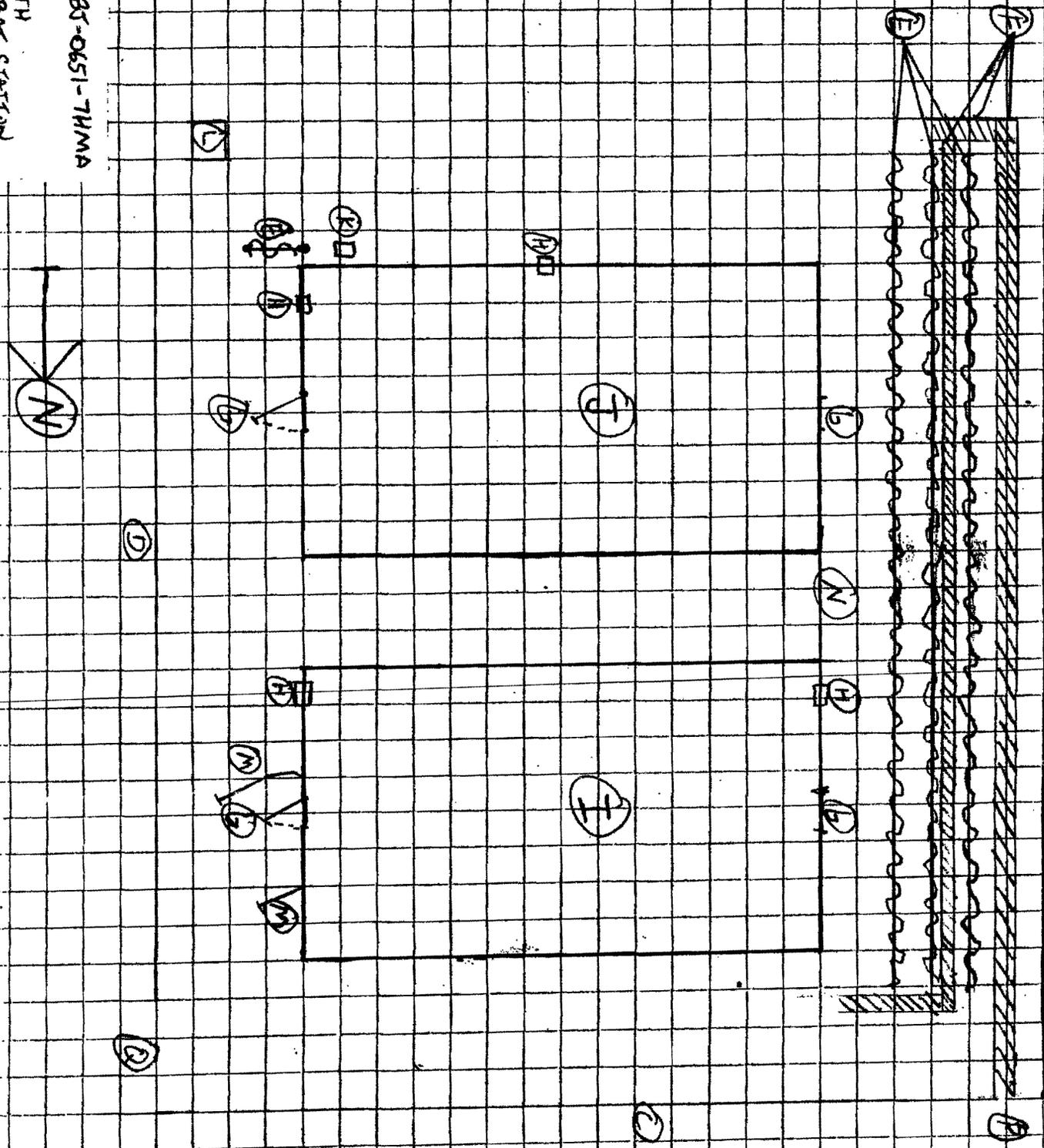


NOT TO SCALE

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CASE #: 2051905-ME85-0651-7HMA  
 DATE: 2066PUS  
 TYPE OF CASE: DEATH  
 LOCATION: ECP 5, BAT STATION  
 FALLUJAH IRAQ

SKETCHER:                       
 ASSISTANT: N/A  
 NOT TO SCALE



**LEGEND FOR SKETCH 1**

CASE# 20SEP05-MEBJ-0651-7HMA

SKETCHER: ██████████

DATE: 20SEP05

ASSISTANT: N/A

TYPE OF CASE: DEATH

LOCATION: ACROSS FROM ENTRY CONTROL POINT 5, FALLUJAH, IRAQ

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**LETTERS**

**REPRESENTED**

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PERIMETER SOUTH WALL- 8 FEET  
PERIMETER WEST WALL- 8 FEET  
PERIMETER NORTH WALL- 8 FEET  
PERIMETER EAST WALL- 8 FEET  
ROWS OF CONSTANTINE WIRE  
DIRT TRAILS LEADING TO AREA  
WOODEN DOORS  
WINDOW TYPE AIR CONDITIONERS  
WOODEN SHED FOR BATS AREA  
WOODEN SHED DEATH SCENE  
GENERATOR  
HEAD  
2 FOOT WALLS  
HESCO BARRIER BETWEEN SHEDS  
MAJOR SUPPLY ROUTE-MICHIGAN  
ENTRANCE/EXIT- FOOT TRAFFIC  
BROKEN WALL-EXIT/ENTRANCE  
TO MOTOR VEHICLE TRAFFIC

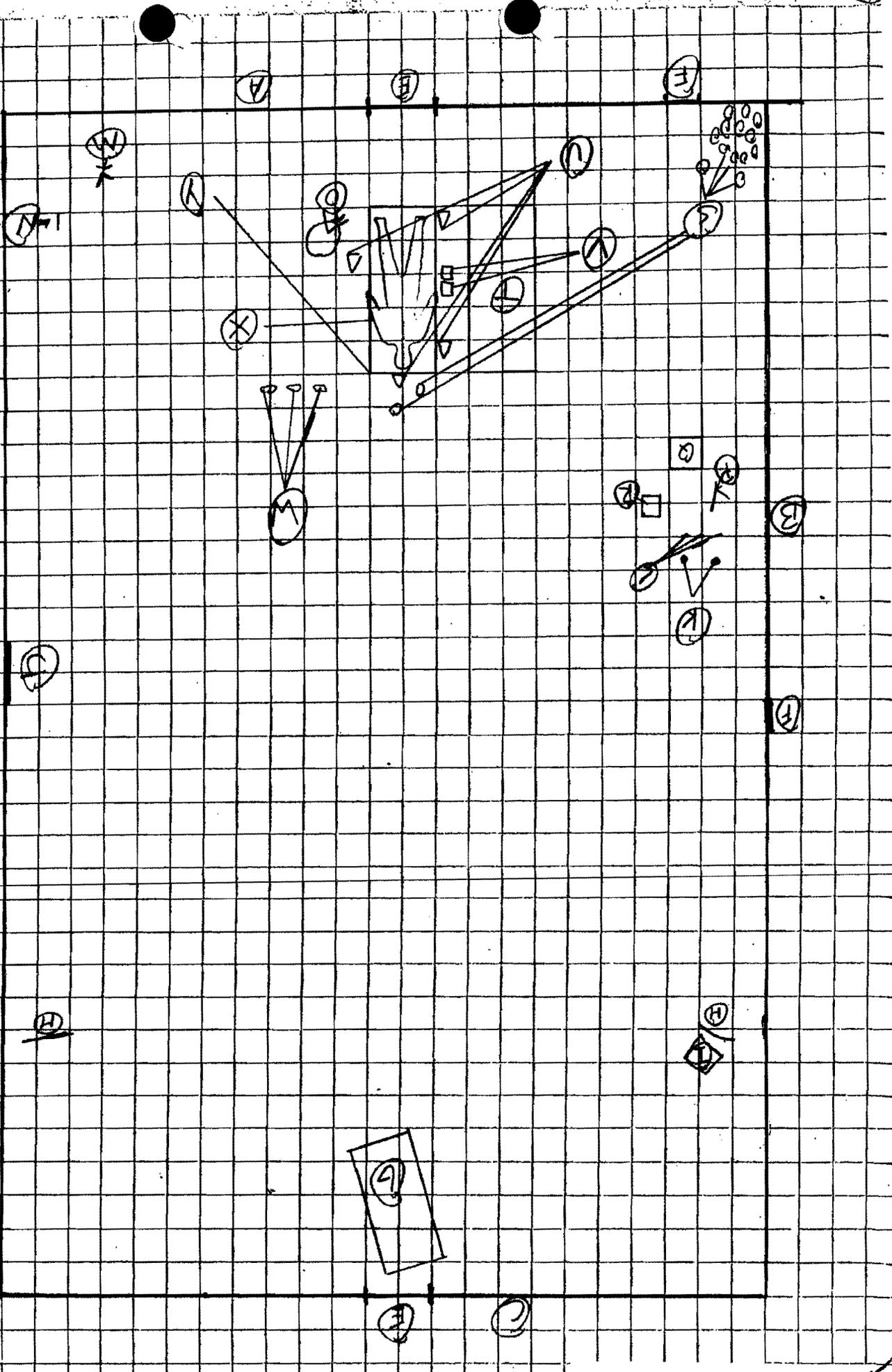
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CASE #: JOSEPHS-MEETS-0651-7HMA  
DATE: 9/25/80  
TYPE OF CASE: DEATH  
LOCATION: ECP 5, 8th STATION  
TALWATER DEPT.  
SKETCHER: [REDACTED]  
ASSISTANT: [REDACTED]  
NOT TO SCALE



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**LEGEND FOR SKETCH 2**

CASE# 20SEP05-MEBJ-0651-7HMA

SKETCHER: [REDACTED]

DATE: 20SEP05

ASSISTANT: [REDACTED]

TYPE OF CASE: DEATH

LOCATION: ACROSS FROM ENTRY CONTROL POINT 5, FALLUJAH, IRAQ

**LETTERS**

**REPRESENTED**

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EAST WALL OF SHED  
SOUTH WALL OF SHED  
WEST WALL OF SHED  
NORTH WALL OF SHED  
DOORWAYS LEADING INTO SHED  
WINDOW AIR CON UNITS  
FOAM MATERIAL ON FLOOR  
LONG SECTIONS OF GREEN GRASS  
UPSIDE DOWN WHITE CHAIR WITH  
BROKEN AND MISSING LEG  
INTERIOR EQUIPMENT RACK  
CRUSHED PAPERS ON FLOOR  
CRUSHED CIGARETTE BUTTS  
PORTION OF FLEX CUFFS #1  
PORTION OF FLEX CUFFS #2  
PORTION OF FLEX CUFFS #3  
PORTION OF FLEX CUFFS #4  
WHITE CHAIR-UPRIGHT  
MRE BOX WITH PISTOL AND  
MAGAZINE CONTAINED WITHIN  
PLASTIC BOTTLES OF WATER  
BODY BAG (FOUND AT SCENE)  
POOLS OF DRIED BLOOD AT SCENE  
PAIR OF SANDALS  
FIRST AID ARTICLES  
BODY-FACING UP ON COT  
GREEN MILITARY COT

**FIXED POINTS/REFERENCE**

**DISTANCE**

TOTAL LENGTH FOR A AND C  
TOTAL LENGTH FOR B AND D  
M (FLEX CUFF #1) A AND D  
N (FLEX CUFF #2) A AND D  
O (FLEX CUFF #3) A AND D  
P (FLEX CUFF #4) B AND C  
Y (TIP OF NOSE) CORNERS AB AND AD  
Y (RIGHT FOOT) CORNERS AB AND AD

16 FEET 5 INCHES  
32 FEET  
A-31" D-42"  
A-5'6" D-12"  
A-4'4" D-5'5"  
B-8" C-20'7"  
AB-13'3" AD-12'6.5"  
AB-8'7" AD-8'5"

A96

**BACK OF HEAD TO FLOOR**

**12.5"**

A97

# U.S. NAVAL INVESTIGATIVE SERVICE EVIDENCE CUSTODY DOCUMENT

CODE <b>MEBS</b>	CONTROL <b>20SEP05-MEBS-0651-7HMA</b>	LOG NUMBER <b>292-05</b>	DATE AND TIME OF SEIZURE <b>20SEP05 1906</b>
NAME OF PERSON FROM WHOM PROPERTY SEIZED <b>Death scene</b>		LOCATION WHERE PROPERTY SEIZED <b>ECP#5, Fallujah Iraq</b>	
TITLE <b>V/Abdullah, Haskem Sfeir / CIV (Deceased)</b>			
ITEM <b>A</b>	QUANTITY <b>1</b>	DISPOSAL ACTION	DESCRIPTION OF ARTICLE - MODEL NUMBER, SERIAL NUMBER, IDENTIFYING MARKS, CONDITION, AND VALUE WHEN APPROPRIATE. <b>One cardboard box containing one Beretta m9 9mm pistol bearing serial # "65490" on both the slide and receiver and serial # "1136976" on the receiver only with pistol lanyard attached and one 15 round magazine with ammunition it as found in its original condition /</b>
<b>Last</b>			

NAME AND SIGNATURE OF WITNESS (IF AVAILABLE)	NAME AND SIGNATURE OF AGENT

## CHAIN OF CUSTODY

ITEM	DATE & TIME	RELEASED BY		RECEIVED BY		PURPOSE
		NAME	ORGANIZATION	NAME	ORGANIZATION	
<b>A</b>	<b>20SEP05 2232</b>		<b>NCS-MEBS-Fallujah</b>	<b>Temp Evid</b>	<b>NCS-MEBS-Fallujah</b>	<b>Temp Custody</b>

**b6**  
**b7c**

U.S. NAVAL INVESTIGATIVE SERVICE EVIDENCE CUSTODY DOCUMENT

CODE <b>MEBT</b>	LOG NUMBER <b>294-05</b>	DATE AND TIME OF SEIZURE <b>20SEP05 1706</b>
NAME OF PROPERTY SEIZED <b>SEARCH SCENE</b>		LOCATION WHERE PROPERTY SEIZED <b>ECP #5, Fallujah Iraq</b>
NAME TITLE <b>V/Abdelhak, Haskem shefi / CIV (Deceased)</b>		
ITEM	QUANTITY	DISPOSAL ACTION
A	1	DESCRIPTION OF ARTICLE - MODEL NUMBER, SERIAL NUMBER, IDENTIFYING MARKS, CONDITION, AND VALUE WHEN APPROPRIATE. <b>one plastic bag containing one XINJIA digital watch</b>
B	1	<b>One brown paper bag containing one pair of black pants cut off of victim</b>
C	1	<b>One brown paper bag containing one pair of Al sayyaf brand sandals sizes 8 (eight)</b>
D	1	<b>One paper envelope containing one white piece of 11x8 paper bearing "APACHE Automated Apprehension List" dated 20050322 and one scraper of white paper bearing "Hisseem Shife Abdelih 1976-m11"</b>
E		<b>one paper envelope containing a piece of white paper bearing ser# [redacted] and an ID card from Rep. of Iraq mol</b>
NAME AND SIGNATURE OF WITNESS (IF AVAILABLE)		NAME AND SIGNATURE OF RECEIVING OFFICER

CHAIN OF CUSTODY

DATE	INITIALS	RELEASED TO	RECEIVED BY	PURPOSE
20SEP05	2235	[redacted]	Temp Evidence	Temp custody
		NLIS-MEBJ-Fallujah	NLIS-MEBJ-Fallujah	
		SIGNATURE [redacted]	SIGNATURE [redacted]	
		NAME	NAME	
		ORGANIZATION	ORGANIZATION	
		SIGNATURE	SIGNATURE	
		NAME	NAME	
		ORGANIZATION	ORGANIZATION	
		SIGNATURE	SIGNATURE	
		NAME	NAME	
		ORGANIZATION	ORGANIZATION	
		SIGNATURE	SIGNATURE	

b6  
b7c

U.S. NAVAL INVESTIGATIVE SERVICE EVIDENCE CUSTODY DOCUMENT

CASE NO. <b>MEBS</b>		CONTACT NO. <b>20SEP05-MEBS-0651-7HMA</b>		LOG NUMBER <b>294-05</b>	DATE AND TIME OF SEIZURE <b>20SEP05 1706</b>
NAME OF PERSON FROM WHOM PROPERTY SEIZED				LOCATION WHERE PROPERTY SEIZED	
				<b>ECP</b>	
NAME AND TITLE					
ITEM	QUANTITY	DISPOSAL ACTION	DESCRIPTION OF ARTICLE - MODEL NUMBER, SERIAL NUMBER, IDENTIFYING MARKS, CONDITION, AND VALUE WHEN APPROPRIATE.		
<b>F</b>	<b>1</b>		<b>One envelope containing (9) 5000 Iraqi Dinars, (1) 1000 Iraqi Dinars, (4) 250 Iraqi Dinars.</b>		
<b>G</b>	<b>1</b>		<b>one brown paper bag marked "flex cuff #1" containing a white piece of flex cuff</b>		
<b>H</b>	<b>1</b>		<b>One brown paper bag marked "Flexcuff #2" containing a white piece of flexcuff</b>		
<b>I</b>	<b>1</b>		<b>One brown paper bag marked "flex cuff #3" containing a white piece of flexcuff</b>		
<b>J</b>	<b>1</b>		<b>one brown paper bag marked "flexcuff #4" containing a white piece of flex cuff</b>		
<b>K</b>	<b>1</b>		<b>One brown <del>paper</del> paper bag containing <del>five</del> <sup>four</sup> brown paper bags and one shirt w/ suspected blood on it cut from victim</b>		
NAME AND SIGNATURE OF WITNESS (IF AVAILABLE)			NAME AND SIGNATURE OF RECEIVING OFFICER		
			[REDACTED]		

CHAIN OF CUSTODY

ITEM	DATE	NAME	RECEIVED BY	PURPOSE
<b>A-M</b>	<b>20SEP05 2235</b>	<b>NEIS-MEBS-Fallujah</b>	<b>Temp Evidence</b>	<b>Temp custody</b>
		SIGNATURE	SIGNATURE	
		NAME	NAME	
		ORGANIZATION	ORGANIZATION	
		SIGNATURE	SIGNATURE	
		NAME	NAME	
		ORGANIZATION	ORGANIZATION	
		SIGNATURE	SIGNATURE	
		NAME	NAME	
		ORGANIZATION	ORGANIZATION	
		SIGNATURE	SIGNATURE	

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# U.S. NAVAL INVESTIGATIVE SERVICE EVIDENCE CUSTODY DOCUMENT

CODE	CONTROL	LOG NUMBER <b>294-05</b>	DATE AND TIME OF SEIZURE
NAME OF PERSON FROM WHOM PROPERTY SEIZED		LOCATION WHERE PROPERTY SEIZED	

NI TITLE

ITEM	QUANTITY	DISPOSAL ACTION	DESCRIPTION OF ARTICLE - MODEL NUMBER, SERIAL NUMBER, IDENTIFYING MARKS, CONDITION, AND VALUE WHEN APPROPRIATE.
L	1		One brown paper bag containing one brown paper bag with red NCIS evidence tape inside removed from victim's right hand
M	1		One brown paper bag containing one brown paper bag with red NCIS evidence tape inside removed from victim's left hand / Last Item /
			[REDACTED]

NAME AND SIGNATURE OF WITNESS (IF AVAILABLE) [REDACTED]

## CHAIN OF CUSTODY

ITEM	DATE & TIME	RELEASED BY	RECEIVED BY	PURPOSE
A M	20 SEP 05 2235	[REDACTED] NCIS-MEBF-Fallujah	NAME: Temp Evidence ORGANIZATION: NCIS-MEBF-Fallujah	Temp custody
		[REDACTED]	[REDACTED]	

b6

b7c

A101

# FIREARMS DOCUMENTATION WORKSHEET

TITLE: VIABDULLA, Haskem Shafi / CIV  
 CCN: 20SEP05-ME0J-0651-74MA

DATE: 23SEP05

Circumstances Of Recovery: Phononup [redacted] told him to secur [redacted] pistol, mag + brass in clear box + place under guard at scene

**WEAPON:**

Handgun:  Automatic  Semi-Automatic  Revolver  Bolt Action  Break Action:  Single shot  Double shot  
 Rifle:  Automatic  Semi-Automatic  Magazine Fed  Tube Fed  Lever Action  Break Action  Pump  
 Shotgun:  Automatic  Semi-Automatic  Pump  Break Action:  Single Barrel  Double Barrel  Bolt Action  
 Double Action  Single Action

Manufacturer: Beretta Model: (M9) 92FS Serial Number: 65490 (slide + frame)

Other: Stamped # on frame 1136976

Safety:  On  Off  Left Handed  Right Handed

Decock Lever:  Left Handed  Right Handed

Magazine Release:  Left Handed  Right Handed

Magazine:  Fully Seated  Partially Seated  Removed Manufacturer: \_\_\_\_\_

Slide:  Forward  Locked to the Rear

Hammer:  Fully Cocked  3/4 Cocked  1/2 Cocked  1/4 Cocked  Not Cocked

**b6/b7c**

**AMMUNITION TYPE**

Note: If ammunition differs, designate by cylinder number, magazine number or evidence item number.

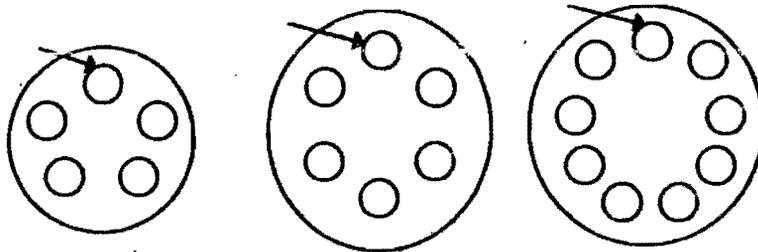
Ball  Hollow Point  Wad Cutter  Specialty: \_\_\_\_\_  
 Not Jacketed  Jacket  Semi-Jacketed  Other: \_\_\_\_\_

Caliber:  .22  .25  .32  .38/357  .380  .41  .44  .45

Millimeter:  9mm  10mm

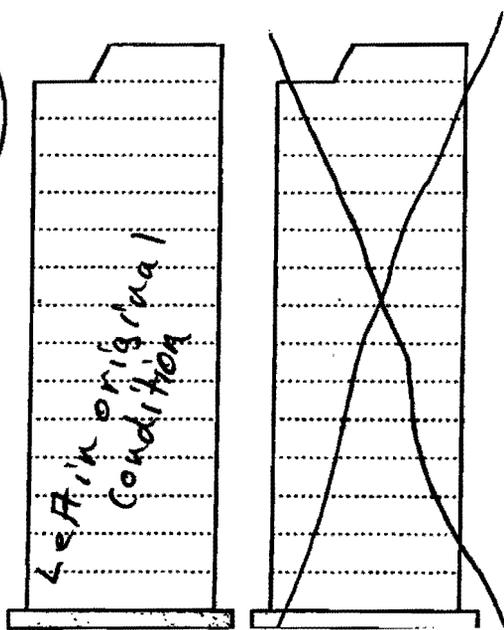
Gauge:  12  16  20  28  410 Shot Size: \_\_\_\_\_

Manufacturer: Various Make: Various Lot Number: Various ← Per [redacted]



Begin #1 with cylinder chamber which is in line with the barrel. Continue numbering clockwise or counterclockwise based upon the direction the cylinder turns. Package each round separately

1.  Fired  Misfire  Not Fired  Empty HeadStamp: \_\_\_\_\_
2.  Fired  Misfire  Not Fired  Empty HeadStamp: \_\_\_\_\_
3.  Fired  Misfire  Not Fired  Empty HeadStamp: \_\_\_\_\_
4.  Fired  Misfire  Not Fired  Empty HeadStamp: \_\_\_\_\_
5.  Fired  Misfire  Not Fired  Empty HeadStamp: \_\_\_\_\_
6.  Fired  Misfire  Not Fired  Empty HeadStamp: \_\_\_\_\_
7.  Fired  Misfire  Not Fired  Empty HeadStamp: \_\_\_\_\_
8.  Fired  Misfire  Not Fired  Empty HeadStamp: \_\_\_\_\_
9.  Fired  Misfire  Not Fired  Empty HeadStamp: \_\_\_\_\_



**Reported Weather Observations for Camp Fallujah 20 SEPTEMBER 2005**

**TIMES:**

0555z / 0955D	280	6	6sm	Haze / Smoke	FEW 1,500ft
0655z / 1055D	290	6	5sm	Haze	Clear
0755z / 1155D	VRB	5	5sm	Haze	Clear
0855z / 1255D	280	6	6sm	Haze	Clear
0955z / 1355D	240	9	6sm	Haze	Clear
1055z / 1455D	260	8	6sm	Haze	Clear

**ASTRO DATA:**

<u>Sunrise</u>	<u>Sunset</u>	<u>Moonrise</u>	<u>Moonset</u>	<u>Illumination%</u>
0651D	1904D	2028D	0912D	92%

	DEWPTS	ALTIMETER	
	C / F	(inmg)	
31c / 88f	13c / 55f	2970	29.570
33c / 92f	11c / 52f	2970	29.580
35c / 95f	11c / 52f	2967	29.550
36c / 97f	11c / 52f	2968	29.550
38c / 101f	09c / 48f	2964	29.510
38c / 101f	08c / 46f	2962	29.490

A104

//23/BJ//

**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

INVESTIGATIVE ACTION

25SEP05

DEATH(II)

CONTROL: 20SEP05-MEBJ-0651-7HMA

V/ABDULLAH, HASKEM SHEFI/CIV  
M/W/FNIZ/N//01JAN76/FALLUJAH, IRAQ

**RESULTS OF RECEIPT OF DOCUMENTS**

1. On 20SEP05, at Entry Control Point 5 to the city of Fallujah, IZ, [REDACTED] USMC, provided the Reporting Agent (RA) with informally taken statements from members of his platoon, 2 PLT, F CO, 2/7 Marines, that had direct knowledge of the circumstances surrounding the shooting of V/ABDULLAH. RA noted that one statement was from [REDACTED] who had shot V/ABDULLAH. [REDACTED] related that [REDACTED] had not been advised of his legal rights prior to being asked to provide a statement. Enclosures (A) through (F) pertain.

**BIOGRAPHICAL**

SSN: [REDACTED]

DOB: [REDACTED]

POB: [REDACTED]

PH: DSN: [REDACTED]

**ENCLOSURES**

- (A) Statement of [REDACTED]/20SEP05
- (B) Statement of [REDACTED]/20SEP05
- (C) Statement of [REDACTED] 20SEP05
- (D) Statement of [REDACTED] 0SEP05
- (E) Statement of [REDACTED] 20SEP05
- (F) Statement of [REDACTED] 20SEP05

REPORTED BY: [REDACTED] SPECIAL AGENT  
OFFICE: Middle East Field Office, Bahrain

OFFICIAL USE ONLY  
PAGE [REDACTED] LAST

b6  
b7c

EXHIBIT (A) 105



//23/BJ//

**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

INVESTIGATIVE ACTION

25SEP05

DEATH(II)

CONTROL: 20SEP05-MEBJ-0651-7HMA

V/ABDULLAH, HASKEM SHEFI/CIV  
M/W/FNIZ/N//01JAN76/FALLUJAH, IRAQ

**RESULTS OF SEIZURE**

1. On 20SEP05 at 1605 hrs, at Entry Control Point (ECP) 5, to the city of Fallujah Iraq, Reporting Agent (RA) seized the BDU blouse and holster of [REDACTED] [REDACTED] USMC, [REDACTED] [REDACTED] provided verbal authorization for the seizure.
2. RA recorded the items on evidence custody documents, package and sealed them appropriately and entered the items into the NCIS evidence custody system under log number 293-05.

b6 b7c

REPORTED BY: [REDACTED] SPECIAL AGENT  
OFFICE: MIDDLE EAST FIELD OFFICE, BAHRAIN

EXHIBIT ( 3 )

A114

//23/BJ//

**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

INVESTIGATIVE ACTION

25SEP05

DEATH(II)

CONTROL: 20SEP05-MEBJ-0651-7HMA

V/ABDULLAH, HASKEM SHEFI/CIV  
M/W/FNIZ/N//01JAN76/FALLUJAH, IRAQ

RESULTS OF INTERVIEW WITH [REDACTED]

1. On 20SEP05 at 1545 hrs, at Entry Control Point (ECP) 5, to the city of Fallujah Iraq, Reporting Agent (RA) interviewed [REDACTED] CIV, who had been detained a short time after V/ABDULLAH at ECP 5 and was being guarded just outside the building that V/ABDULLAH was shot in at the time of the shooting. [REDACTED] related that he did not hear or see anything as he [REDACTED] at the time of the shooting.

b7E

2. RA utilized [REDACTED] DOB: [REDACTED] as his interpreter during this interview.

3. Later RA learned that [REDACTED] had been detained erroneously due to an old apprehension alert being left in the Biometric Automated Tool Set.

BIOGRAPHICAL

DOB: [REDACTED]  
POB: [REDACTED]  
Residence: [REDACTED]  
Affiliation: Suni  
Tribe: Albu Azam  
Alias: [REDACTED]

REPORTED BY: [REDACTED] SPECIAL AGENT  
OFFICE: MIDDLE EAST FIELD OFFICE, BAHRAIN

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PAGE 1 LAST

b6  
b7C

EXHIBIT (4) A115

//23/BJ//

**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

INVESTIGATIVE ACTION

21SEP05

CONTROL: 20SEP05-MEBJ-0651-7HNA

V/ABDULLAH, HASKEM SHEFI/CIV  
M/W/FNIZ/N///01JAN76/FALLUJAH, IRAQ

**RESULTS OF RETRIEVAL OF UMBRELLA CI FORCE PROTECTION SOURCE  
OPERATION PROPOSAL AND CI/HUMAN INTELLIGENCE GUIDELINES**

1. On 21SEP05, Reporting Agent (RA) met with [REDACTED]  
[REDACTED] USMC, who provided the RA a copy of II MEF's Classified Umbrella CI Operations  
Proposal. RA reviewed both documents and determined they were administrative  
guidelines and did not provide specific information relative to this investigation. The  
photocopies would be kept in the case file, vice being amended as an exhibit.

REPORTED BY: [REDACTED]  
OFFICE: NCIS CAMP FALLUJAH, IZ

b6  
b7c

EXHIBIT (5)  
A 116

//23/BJ//

**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

INVESTIGATIVE ACTION

21SEP05

CONTROL: 20SEP05-MEJB-0651-7HNA

V/ABDULLAH, HASKEM SHEFI/CIV  
M/W/FNIZ/N///01JAN76/FALLUJAH, IRAQ

**RESULTS OF RETREIVAL OF II MEF DETAINEE HANDLING AND DETENTION  
FACILITY SOP**

1. On 21SEP05, Reporting Agent (RA) met with [REDACTED] USMC, RCT 8 SJA, and retrieved a photocopy of II MEF's Detainee Handling and Detention Facility (DHDF) SOP, along with two appendixes. Enclosure (A) pertains.

**ENCLOSURE(S)**

(A) Photocopy of II MEF's Detainee Handling and Detention SOP/21SEP05

REPORTED BY: [REDACTED]  
OFFICE: NCIS CAMP FALLUJAH, IZ

b6

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EXHIBIT (6)

117



//23/BJ//

**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

INVESTIGATIVE ACTION

21SEP05

CONTROL: 20SEP05-MEBJ-0651-7HNA

V/ABDULLAH, HASKEM SHEFI/CIV  
M/W/FNIZ/N///01JAN76/FALLUJAH, IRAQ

RESULTS OF [REDACTED] SERVICE RECORDS BOOK (SRB)

1. On 21SEP05, Reporting Agent (RA) met with [REDACTED] USMC, II MEF RCT 8 Administrative Section, and retrieved an electronic version of [REDACTED] SRB. [REDACTED] informed RA that [REDACTED] SRB hard copy was kept in CONUS. Enclosure (A) pertains.

ENCLOSURE(S)

(A) Photocopy of [REDACTED] SRB/21SEP05

REPORTED BY: [REDACTED]  
OFFICE: NCIS CAMP FALLUJAH, IZ

b6  
b7c

EXHIBIT (7)

A 170

**NAVAL CRIMINAL INVESTIGATIVE SERVICE**

**DELETED PAGE INFORMATION SHEET**

Page(s) A 171-178, Encl. (A)

withheld entirely at this location. One or more of the following explain this decision:

Deleted under exemption(s) b6, b7c

Documents originated with other government agency(ies).  
Referred to them for review and direct response to you.

Pages contain information furnished by other government  
agency(ies). We will advise you of releasability of information  
following consultation with agency(ies).

Comments: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

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No duplication fee for this page

**MILITARY SUSPECT'S ACKNOWLEDGEMENT AND CLEANSING WAIVER OF RIGHTS**

Place: NCIS DET (Bldg 36) Camp Fallujah, Iraq  
Date: 21 SEP 05

I, [REDACTED] USMC [REDACTED] have been advised by SPECIAL Agent [REDACTED] that I am suspected of shooting Haskem Skefi Abdullah an Iraqi civilian suspected of insurgent/terrorist activity while he was in custody at ECP #5 on 20 SEP 05. [REDACTED]

I have also been advised that:

- (1) Any prior illegal admissions or other improperly obtained evidence which incriminated me cannot be used against me in a trial by court-martial;
- (2) I have the right to remain silent and make no statement at all;
- (3) Any statement I do make can be used against me in a trial by court-martial or other judicial administrative proceeding;
- (4) I have the right to consult with a lawyer prior to any questioning. This lawyer may be a civilian lawyer retained by me at no cost to the United States, a military lawyer appointed to act as my counsel at no cost to me, or both;
- (5) I have the right to have my retained civilian lawyer and/or appointed military lawyer present during this interview; and
- (6) I may terminate this interview at any time, for any reason.

I understand my rights as related to me and as set forth above. With that understanding, I have decided that I do not desire to remain silent, consult with a retained or appointed lawyer, or have a lawyer present at this time. I make this decision freely and voluntarily. No threats or promises have been made to me.

Signature : [REDACTED]

Date & Time: 21 SEP 05 @ 1632 D.

Witnessed: [REDACTED]

b6  
b7c

At this time, I, [REDACTED], desire to make the following voluntary statement. This statement is made with an understanding of my rights as set forth above. It is made with no threats or promises having been extended to me.

A 179

STATEMENT

b6  
b7C

PLACE: NCIS DET (TRAILER 36), CAMP FALLUJAH, IRAQ  
DATE: 21SEP05

[REDACTED], make the following free and voluntary statement to Special Agent [REDACTED] whom I know to a representative of the Naval Criminal Investigative Service. I make this statement of my own free will and without any threats made to me or promises extended. I fully understand that this statement is given concerning my knowledge the shooting of an Iraqi detainee by myself on 20SEP05 at ECP 5 in Fallujah, Iraq.

For purposes of identification I am [REDACTED] male, born on [REDACTED] in [REDACTED] and my SSN is [REDACTED]. I am [REDACTED] inches tall and weigh [REDACTED] lbs. I have [REDACTED] hair and [REDACTED] eyes. I am enlisted in the USMC as a SGT and I am currently assigned to 1<sup>st</sup> Intelligence BN, 1<sup>st</sup> CI/HUMINT Company. I have a top secret/SCI security clearance. I am stationed at Camp Pendleton, CA.

On the morning of 20SEP05, I awoke at approximately 0730 hours. That day I had a lot to do as I was training my replacement, [REDACTED] handing off one of my sources and then an area familiarization patrol, and I had to coordinate a meeting with the advisory support team. I started working on a source contact report and about 0846 I realized we were going to be late for our source meet with [REDACTED] at ECP 5. Myself, [REDACTED] and [REDACTED] (my interpreter) all geared up and loaded up into our vehicle and [REDACTED] drove. We were delayed for various reasons and arrived at around 0930 at ECP 5. Our source meet was set for 0900 but the sources usually run late also. Myself, [REDACTED] and [REDACTED] walked directly over to the "Het shed" which is the plywood building that is immediately adjacent to the south of the BATS building and parallel to it. As we passed the space between the two buildings I saw a White male medic whose last name starts with a "V" guarding a detainee who was sitting on the ground [REDACTED] and wearing a brown shirt. We entered the "Het Shed" and I was surprised to find another detainee sitting in a room. I was also surprised how close the detainee was to the door. The detainee was sitting on a cot facing south [REDACTED]. He was sitting leaning forward with his elbows on his thighs and his hands were in front of him in his lap close together. I don't recall seeing anything on his hands. He was very alert and listening to everything that was said. [REDACTED] and I went over to the wall and hung up our gear. I left my M16 there in condition 3 and [REDACTED] left his AK-47 there too.

b7E

[REDACTED] was guarding the detainee and he showed me an old apprehension list from ¼ Marines that was from back in APR05 and it was very old as they put a new one out every few weeks. [REDACTED] told me that the guy popped hot for support of anti coalition forces in the BATS. [REDACTED] showed me a scrap of white paper too that the interpreter, either [REDACTED] or [REDACTED], had written the translation of this guy's name on. I compared the scrap of paper to the apprehension list and noted that the spellings were different but the names were phonetically the same. I asked where [REDACTED] was [REDACTED].

Continuation of statement of [REDACTED], USMC [REDACTED]  
on 21 September 2005

[REDACTED] and was told that he had been notified about 15 minutes ago and was on his way. I was relieved that he was in route because I did not have time to do a spur of the moment interrogation today. I saw the words "Abu Hatem" written next to the guys' name on the apprehension list and couldn't remember if it was a tribe or district in the city. So I tapped him on the shoulder and asked the detainee in Arabic (I only speak a few common phrases) what tribe he was and he replied "Abu Issa" paused and said "Al Issawi" [REDACTED]

[REDACTED] wanted to get the detainee out of there so I could use the space for my source meet but I didn't say anything. Then [REDACTED] and [REDACTED] left, I assume to go next store to say high to the Marines that run the BATS. I can't remember if [REDACTED] said anything about the detainees flex cuffs. [REDACTED] asked me to watch the detainee and stepped out of the door very quickly. I decided I needed to be in condition one with my pistol as I was now effectively guarding this detainee. [REDACTED]

[REDACTED] I was facing west towards the door that was nailed shut and the detainee was on my right. I was only about a foot away from the detainee and easily within arms reach. I drew my M9 and chambered a round before I got to ensure the weapon was on safe the detainee was up and lunging at me. I don't even remember seeing the detainee get up and move from the cot. He knocked me to my left and I had to step with my left foot to keep my balance and then I pivoted to my right and squared up to him. The detainee grabbed my left wrist with one of his hands and I couldn't get free from his grasp. I pointed my M9 pistol at him, as I had not returned it to my holster, and I pushed it towards him. I put the pistol to his chest and pushed against him. The detainee did not back down and pushed back against the pistol. I pulled the trigger and shot the detainee because I felt him still coming at me. I had no doubt he was trying to get my weapon. I was scared for my own personal safety. I felt that if the detainee had gotten my gun I would have been killed. [REDACTED]

[REDACTED] After I shot the detainee he sort of sat back down on the cot as he had never really fully stood up. [REDACTED] He rocked back moaning and at sometime he had let go of my left wrist. I looked at my weapon and saw the hammer was forward and knew that something was wrong. [REDACTED] came through the door then. I don't think he had been out of the room for just a couple of seconds. I don't remember saying anything and I don't know why I called for help. I don't remember hearing the detainee say anything during the struggle. I told [REDACTED] that my weapon had jammed and he asked me what happened and I told him that the detainee had come at me. Then I said get a Doc and [REDACTED] yelled for a medic. The white male medic that had been guarding the other prisoner came in and he and [REDACTED] moved the detainee so that he was laying length wise on the cot with his head towards the door that was nailed shut. The medics began treating the detainee and the SOG told everyone that wasn't helping to get out. [REDACTED] were taken off by the medics. I think they actually belong to [REDACTED] Just after shooting the detainee while the medics were first starting to treat the detainee I put my pistol back into [REDACTED]

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Continuation of statement of [REDACTED], USMC [REDACTED]  
on 21 September 2005

[REDACTED] Condition three and cleared the spent shell casing from my weapon. It did not eject and did not stove pipe. It seems like the slide did not come back either. [REDACTED]

[REDACTED] Once outside I talked to [REDACTED] and [REDACTED] and talked to them about what had happened. I saw [REDACTED] guarding the other detainee. Then the SOG locked down the site. My source called [REDACTED] on his cell phone and told us he was going to be late and then we advised him the meet was off as something had happened. I was then told to go to the COC. While in the COC I heard the radio call for help to help subdue the detainee as he was resisting and tried to grab a medic's pistol. I talked with [REDACTED] who is a big guy and has lots of tats. The Battalion Commander came out and asked me why I only shot the detainee once. I told him that after I shot him he went down and I wasn't scared any more. I remember hearing over the radio that the detainee had died and that just sucked. After the shooting the Line SOG (No [REDACTED] or [REDACTED]) told me he had removed the flex cuffs because they were too tight. [REDACTED]

[REDACTED] I think the detainee heard me charging my M9 and thought he had a chance to get out. After the shooting [REDACTED] told me that the detainee [REDACTED] [REDACTED] I think the detainee heard [REDACTED] leave and thought he could take me when I was alone. I don't know [REDACTED] had left the room or if someone had come in as he acted so quickly. [REDACTED]

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[REDACTED] I was not trying to interrogate the detainee and I was not violating the Regimental Policy on Interrogations. My co-workers from here in Iraq will support that I have never violated our regimental policy on interrogations. I did not shot the detainee by having and accidental discharge while chambering the round in my pistol. If I had, the weapon would not have been touching him, it would have been away from him. [REDACTED]

[REDACTED] I normally leave my pistol in condition three, mag in the well and no round in the chamber with the weapon on safe. I do this for several reasons. I am always protected by an infantry squad, my M16 is my primary weapon and I would probably have plenty of time to make my pistol condition 1, plus I ride in an armored vehicle.. It is just too big of a hassle to have to unload it every time I come into a fire base or camp. When I wind up pulling security on detainee's, which is not my normal role or function but I sometimes have to cover down on it briefly, I do chamber a round in my pistol as I don't take my M16 to interrogations. Many times, depending on the location I rely on external security for my protection during interviews. [REDACTED]

[REDACTED] When I shot the detainee the barrel of my pistol was touching him and it looked as if the bullet hole smoked after I shot him. People commented to me that the gunshot was quiet. The 15 rounds of ammunition that I had loaded the magazine that I had in my weapon when I shot the detainee was some old foreign ammunition that [REDACTED] scrounged from the armory where it was loose in an ammo can. The 15 rounds in the magazine that [REDACTED]

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Continuation of statement of [REDACTED], USMC [REDACTED]  
on 21 September 2005

[REDACTED] was in the pouch on my Black Hawk Holster was US ammo. After the incident I placed my M9, the magazine and the spent shell casing that I had cleared from my weapon into an MRE box at the request of [REDACTED]. When I did that the magazine that came from my weapon had 14 rounds in it.

[REDACTED] This statement consisting of this page and 3 others was typed for my by Special Agent [REDACTED] as we discussed it. I have read this statement and have made any changes and or corrections I so desire. This statement is true and correct to the best of my knowledge and belief. [REDACTED]

[REDACTED]

21 SEP 05 1624 D  
Date and Time

Sworn/affirmed to and subscribed before me this the 21<sup>th</sup> day of September in the year 2005, Camp Fallujah, Iraq.

[REDACTED]

Witnessed by

[REDACTED]

Representative, Naval Criminal  
Investigative Service  
AUTH: DERIVED FROM ARTICLE 136,  
UCMJ (10USC 936) and 5 USC 303

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STATEMENT

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PLACE: NCIS DET (TRAILER 36), CAMP FALLUJAH, IRAQ  
DATE: 23SEP05

I, [REDACTED] USMC, make the following free and voluntary statement to Special Agent [REDACTED], whom I know to a representative of the Naval Criminal Investigative Service. I make this statement of my own free will and without any threats made to me or promises extended. I fully understand that this statement is given concerning my knowledge of the events that transpired between [REDACTED] and the Iraqi detainee that was shot [REDACTED]

For purposes of identification I am [REDACTED] male, born on [REDACTED], in [REDACTED] and my SSN is [REDACTED]. I am [REDACTED] inches tall and weigh [REDACTED] lbs. I have [REDACTED] hair and [REDACTED] eyes. I am enlisted in the USMC as a [REDACTED] Series and I am currently assigned to 2<sup>nd</sup> Battalion, 7<sup>th</sup> Marine Regiment, F Company, 2<sup>nd</sup> Platoon. I do not have a security clearance. My stateside residence is [REDACTED]

This statement is intended to elaborate upon information provide in my 20SEP05, statement given by myself to my Command regarding the shooting at the BATs area near ECP 5, Fallujah, Iraq. [REDACTED]

[REDACTED] was Sergeant of the Guard (SOG) between 0630 and 1800 on 20SEP05 [REDACTED]

Around 0830 I was at the CoC at ECP 5. This around the time that we have a shift change between personnel conducting searches through the ECP. [REDACTED]

Around 0850 [REDACTED] came up to the CoC and told me that there was a person being detained who the BATs system hit on. Since everyone was pretty busy with the change I walked out and grabbed [REDACTED] and walked across the street to the BATs area. [REDACTED]

Around 0852 we arrived over at the entrance way (near the Constantine wire) to the BATs area and found [REDACTED] (he left after we picked up the detainee) standing next to the Iraqi detainee who the BATs system hit on. The Iraqi was sitting on the cement barricade and [REDACTED] and I escorted the Iraqi to the second shack, located next to the shack which holds the BATs system. After all three of us stopped there, [REDACTED] had entered into the shack and had brought with him a zip tie and [REDACTED]

Around 0855 or 0900, [REDACTED] zip tied the detainee behind the back and [REDACTED] The detainee was sitting on the cot. At this time there was the detainee, [REDACTED] myself and [REDACTED]

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Continuation of statement of [REDACTED], USMC [REDACTED] on  
23 September 2005

Around 0905 myself along with [REDACTED] left the shack, leaving [REDACTED] with the detainee. We had gone over to the BATs shack and I relieved [REDACTED] who ran across the street to the ECP to grab something [REDACTED]

Between 0905 and 0920 [REDACTED] and I would periodically go back over to the second shack to check on [REDACTED]. During one of this checks, I noticed the detainee was complaining of his zip tie being too tight (calling out mista, mista, and it appeared to me that he was in pain). So I cut off his zip tie and gave him water (I routinely give detainees water). It was at this time the detainee started rubbing his chest like he was in pain (the best way I can describe it is when you have heart burn). I then left the shack leaving the detainee with [REDACTED] and went back to the BATs shack. [REDACTED]

Around 0920 a second detainee popped on the BATs system. We detained the second guy and our interpreter, [REDACTED] felt the guy was staring at him, like he was trying to remember or figure out his face. So myself, [REDACTED] moved the second guy out of the BATs shack and placed him in between the two shacks near the HESCOs. I then went back into the BATs shack. [REDACTED]

Around 0930, while in the BATs shack I heard a soft pop, sort of like a gunshot in the distance, really muffled. At that time [REDACTED] comes inside the BATs area and tells me they need a corpsman with the other medical kit. I ask him why and he tells me the detainee was shot. I immediately kicked everyone out of the BATs area and started to call for the corpsman and went to check on the detainee [REDACTED]

At this time things start to get crazy, I started assessing the situation calling up relaying the information on his wound to the CoC and passing up the information. I assisted helping the Doc with a pressure bandage (chest area). I noticed the detainee's mouth was dry and so I put some water into his mouth. [REDACTED] came in and switched with me and he started helping the Doc. I went outside and started coordinating the other detainee and the medi-vac team. [REDACTED]

During my coordination [REDACTED] came down and assessed the situation and called the CoC and then left the area. I kept calling in on the status of the medi-vac and even asked if we could throw the detainee into a civilian vehicle to get him to a hospital, but they kept telling me to stand by for the QRF [REDACTED]

Just for clarification after I cut off the detainee's zip tie, I didn't use another zip tie because the detainee had already been searched and he had no weapons. Besides that Marines are taught to keep their distance from detainees. My opinion was the detainee at that time didn't appear to be dangerous. Plus the whole BATs system Alerts are not always correct. For example we had an alert on one guy and when we checked on the alert it was because the individual had a poor iris scan in the system. Also sometimes they've been rescanned before or just not taken off the alert list. Besides everyone w [REDACTED]

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[REDACTED]

Continuation of statement of [REDACTED], USMC [REDACTED] on  
23 September 2005

[REDACTED] HET interviews aren't always on detainee status and we don't use zip ties on all the individuals that are brought down there. After hearing about how the detainee went for [REDACTED] gun and how the detainee had a hold of his blouse or hand, I would have shot the detainee repeatedly. That's what I teach my Marines, if deadly force is justified they're to ensure the threat is stopped by all means. In my mind I would have at least shot the detainee twice [REDACTED]

[REDACTED] Overall I would characterize [REDACTED] as being a real mellow person, not high strung, he was happy he was going home and he was happy he was turning over his source. [REDACTED] [REDACTED] would always try and be nice to the Iraqis he meets at the BATs by trying to talk to them in Arabic [REDACTED]

[REDACTED] Immediately after the incident he really looked shook up, sweating really badly, over all he looked like I said shook up that he shot the guy [REDACTED]

[REDACTED] This statement consisting of this page and [REDACTED] other was typed for my by Special Agent [REDACTED] as we discussed it. I have read this statement and have made any changes and or corrections I so desire. This statement is true and correct to the best of my knowledge and belief. [REDACTED]

[REDACTED]  
2104 050923  
Date and Time

Sworn/affirmed to and subscribed before me this the 23rd day of September in the year 2005, Camp Fallujah, Iraq.

Witnessed by \_\_\_\_\_

[REDACTED]  
Representative, Naval Criminal  
Investigative Service  
AUTH: DERIVED FROM ARTICLE 136,  
UCMJ (10USC 936) and 5 USC 303

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STATEMENT

PLACE: NCIS DET (TRAILER 36), CAMP FALLUJAH, IRAQ

DATE: 23SEP05

[REDACTED] USMC, make the following free and voluntary statement to Special Agent [REDACTED] whom I know to a representative of the Naval Criminal Investigative Service. I make this statement of my own free will and without any threats made to me or promises extended. I fully understand that this statement is given concerning my knowledge of the events that transpire the morning of 20SEP05 at ECP 5 when [REDACTED] shot and a killed a detainee [REDACTED]

For purposes of identification I am [REDACTED] male, born on [REDACTED], in [REDACTED] and my SSN is [REDACTED]. I am [REDACTED] inches tall and weigh [REDACTED] lbs. I have [REDACTED] hair and [REDACTED] eyes. I am enlisted in the USMC as a CPL and I am currently assigned to Fox Company, 2/7 Marines. I do not have a security clearance. I currently reside at ECP 5 in the city of Fallujah, Iraq. My home of record is [REDACTED]

This statement is intended to elaborate upon information provide in my 20SEP05, hand written statement [REDACTED]

The detainee that was shot came in to the BAT Cave where I was working as a BATs operator. I scanned his retina and then I saw that there was an alert on him and I checked the black list. The detainee was calm until I got up and started looking through papers to find the black list. I told my translator "[REDACTED] to tell the detainee to be calm and not to do anything stupid because if he runs we will take him down. After I did that I walked him up to personnel where we could put a guard on him. I can't remember who I left him with. I then went to go to the COC and get the HET guy code named [REDACTED]. I told [REDACTED] what was going on and he said to put the guy in the HET room (same room as where he was shot) and let him "marinate" for a while and he would be down there. Then I went to the COC and informed [REDACTED] and [REDACTED] the current SOG. While I was up there [REDACTED] called for [REDACTED] and went to grab the detainee and transport him to the HET room. I grabbed the flex cuffs and caught up to [REDACTED] and [REDACTED]. I went down to the BAT cave and the [REDACTED]

[REDACTED] If he could see anything it would have been strait down. I made sure the flex cuffs were on. The flex cuffs were white. The flex cuff was just a single large loop placed over his wrists that crossed over each other. After I applied the flex cuffs I did a two finger test to ensure they were not too tight. After that [REDACTED] was on guard for him. The detainee was already in the HET room when I [REDACTED] and cuffed him. I then went back to the BAT Cave. I don't know what time that was [REDACTED]

Then [REDACTED] got the second detainee that was suspected of motor attacks. As I understand it at that time [REDACTED] took some water to the first detainee who had been [REDACTED]

As a force of habit I ask people if they were ever in jail. I would have remembered if he had said anything different than "The Marines came page 1 of 4 and got no [REDACTED] [REDACTED]

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Continuation of statement of on [REDACTED]

23 September 2005

[REDACTED] complaining about the flex cuffs and said he needed some water. [REDACTED] took off the flex cuffs, I just don't know when he did it. Then I brought out the second detainee and sat him down on the ground between the BAT Cave and the Het room. I stayed on him there as the guard. Then I knocked on the door to the HET room to tell [REDACTED] that we had a second detainee for suspected motor attacks. DOC was in with the first detainee by himself. I told DOC that we should switch guys so that I could talk to the first detainee so I could practice my Arabic by asking some basic questions. I went to two months of classes to learn to speak Arabic, I learned some from my wife who is a USN Arabic linguist and I learned some from [REDACTED]. So we switched. I can't remember what DOC said to me but he related that the first detainee was shady or nerve [REDACTED]

[REDACTED] When I went into the Het Room I saw the detainee was unflex cuffed and I asked DOC why and DOC told me it was because [REDACTED] had given him water. I then alone with first detainee. In Arabic I asked him if he was mujadeen and I told him not to lie to me. He understood me so I knew that I had my phases down. The guy was nervous and kept rubbing his hands together and kept putting his hand to his upper chest and was scratching his chest. Every sound that I made his head would snap towards it. He never said anything to me besides answering my questions with "No". While I was walking around the room he kept moving his feet and pointing his toes towards me. I kept telling him to stop and relax in Arabic. Once I got behind him and he could no longer turn towards me sat up taller where he had been slouched before [REDACTED]

[REDACTED] I think I was still behind him when [REDACTED] walked in. [REDACTED] came with [REDACTED] and the new HET guy. After they came in I told them the situation with the first detainee and the second outside. I showed [REDACTED] the black list and a scrap of paper that the translator had written the detainee's name on so he could check the name because he is always getting on me to make sure the names are spelled correctly. The new Het guy and [REDACTED] walked out to look at the other guy. I told [REDACTED] it was good to see him so that he could interrogate the detainee. [REDACTED] told me he was there for an appointment and that a [REDACTED] was coming down. I think [REDACTED] asked him what tribe he was from but I don't remember what he said. Then I told [REDACTED] I was going to check and see where they moved the other detainee to and I stepped out side. I think I said he's all yours. I can't remember where his rifle was but I know he had his 9mm on his leg. I walked out and took about four steps and the door had just shut and a second or two later the "pop" went off [REDACTED]

[REDACTED] I knew immediately that the pop was a gun shot and I realized it came from inside the building. I immediately turned around and ran back inside. [REDACTED] had his pistol in his hand and he said the detainee had lunged at him and grabbed him. When I came through door I was holding my weapon at the ready on fire in Condition one because I was expecting [REDACTED] to be down. The detainee was laying on his back like half off the cot. He was not in the middle of the cot where he had been sitting he was now closer to the door. I heard the detainee moan when he got shot but now he wasn't saying. I did [REDACTED]

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Continuation of statement of on [REDACTED]  
23 September 2005

[REDACTED] not here [REDACTED] chamber a round but I was already yeling at DOC, the generator was running and the door rattles when it shuts so it may have masked the sound of the pistol being charged. [REDACTED] when the new HET guy came in and yelled for DOC. I was looking at [REDACTED] to see if he was OK. [REDACTED] didn't look angry he just looked shocked. [REDACTED] said he couldn't believe the guy had lunged at him and I said so he lunged at you and [REDACTED] said yeah. The [REDACTED] came in and I started to help perform first aide. I think [REDACTED] walked out of the room or he was standing behind me because I was concentrating on the detainee. I don't remember seeing the brass from the bullet that [REDACTED] fired and remember even smelling any smoke.

In less than a minute DOC had the guy patched up with Asherman chest seal and some gauze. We also rolled the guy to check for an exit wound and there wasn't one. The detainee's eyes were rolled into the back of his head. I poked my head out the door and told [REDACTED] that we had a guy shot and [REDACTED] got on the horn and called for help. Then I continued to help [REDACTED]. We put a blanket on the detainee because he was getting cold. During that time he DOC told me to slap the guy in the face and keep him awake. I was smacking the guy on both sides of his face and asking him his name in Arabic. I was not hitting him hard. The guy was barely breathing and his eyes were rolled back into his head. While I was doing that DOC started to apply the green field dressing. The detainee started to come around and was whispering and I couldn't understand what he was saying. The detainee started moving his hand coming up towards my face. 2 or 3 times I put his hand back under the blanket on his stomach. I was putting a lot of pressure on the dressing and kept him from moving around and squirming while DOC was tying off the pressure dressing. Then other people arrived and then someone told me to go do something so I left. And I think that's when the detainee started coming to and really knew what was going on. That is the last time I saw the detainee while he was alive.

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As I was leaving the room I grabbed all my gear and I picked up [REDACTED]. I remember the detainee [REDACTED] until I got up to the COC but I then noticed the when DOC and I [REDACTED] we must have let them land in a pool of blood as there was blood on the [REDACTED]. I am pretty sure I have [REDACTED] still but we did a field day cleaning and they could have been thrown out but I don't think so. *ant remember if [REDACTED] before or after we moved the detainee*

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I have worked with [REDACTED] for the last three weeks. He is a very honest guy and and friendly. He was very friendly with the Iraqi's that came in and he treated people fairly. He would help us organize stuff and learn to spell Iraqi names while he would wait on his sources to me him. He encouraged us to hand out candy to the kids. He always told us to let people see us give candy to the kids because it will help him get more people inside his door as sources. [REDACTED] never told any war stories. He just talked about [REDACTED]

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Continuation of statement of on [REDACTED]  
23 September 2005

[REDACTED] his wife and kids back home. I have never heard any rumors that [REDACTED] had abused prisoners or used unlawful methods to extract information. [REDACTED] never did interrogations or screenings for he just met sources there. [REDACTED] is the one who did [REDACTED] for interrogations.

[REDACTED] don't believe [REDACTED] could identify the exact set of flex cuffs I used to secure the detainee once they had been cut off. I did not hear [REDACTED] call for help while I was outside. The pistol shot did seem kind of muffled but I thought it might have been because it was inside but the walls of the HET room are just a single piece of plywood [REDACTED]

This statement consisting of this page and 3 other was typed for my by Special Agent [REDACTED] as we discussed it. I have read this statement and have made any changes and or corrections I so desire. This statement is true and correct to the best of my knowledge and belief [REDACTED]

[REDACTED]

23 sep 2005 2126  
Date and Time

Sworn/affirmed to and subscribed before me this the 23rd day of September in the year 2005, Camp Fallujah, Iraq.

[REDACTED]

Witnessed by \_\_\_\_\_

Investigative Service  
AUTH: DERIVED FROM ARTICLE 136,  
UCMI (10USC 936) and 5 USC 303

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## STATEMENT

PLACE: NCIS Det Fallujah, Iraq

DATE: 23SEP05

[REDACTED] USN, [REDACTED] make the following free and voluntary statement to Special Agent [REDACTED] whom I know to be a representative of the Naval Criminal Investigative Service. I make this statement of my own free will and without any threats made to me or promises extended to me. I full understand this statement is given concerning my knowledge of the shooting of detainee later identified as Haskem Shefi ABDULLAH inside the Human Explotation Team (HET) room on 20SEP05 [REDACTED]

For purposes of identification, I'm a [REDACTED] male with [REDACTED] hair and [REDACTED] eyes. I'm [REDACTED] tall, [REDACTED] pounds and I was born on [REDACTED] in [REDACTED] GA. I'm a Hospital Corpsman in the USN and am currently assigned to 27 Fox Company, 2<sup>nd</sup> Platoon, USMC aboard Camp Fallujah, Iraq [REDACTED]

On 20SEP05, I reported to duty at 0700 and was assigned duties as the corpsman which entailed roving the line and making sure everyone was OK. When not actually roving, I station myself in the female search area due to it's location in the middle of the line. As a rover, I'm considered an extra body and am used as needed [REDACTED]

I'm not exactly sure what time it was, but sometime during the mid-morning, [REDACTED] called me in order to assist with moving a detainee who I will refer to as ABDULLAH. ABDULLAH was located behind the female search area and we had to move him down to an area which is known as the BAT cave, this is the area where badges are issued out. Once there, ABDULLAH's retina was scanned and we received a notice that he was considered a high value individual and was to be further detained. As a result of that, I escorted ABDULLAH to the HET room and was guarding him while we were waiting for HET personnel to arrive and interview him. At that time ABDULLAH [REDACTED]

PAGE 1 of 3

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Exhibit (12)

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SWORN STATEMENT OF [REDACTED] (CONT)

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[REDACTED] was flex-cuffed by [REDACTED] and [REDACTED]. Up until the point ABDULLAH was cuffed he was very compliant but he appeared to become nervous. I was pretty much left alone with ABDULLAH while another detainee was being processed and I estimate I guarded ABDULLAH for approximately fifteen minutes until I switched detainees with [REDACTED]. During the time I was guarding ABDULLAH, he would move his feet in the direction of any noise that he heard and it made me pretty uncomfortable because I did not know what he was doing.

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Shortly after I changed detainees with [REDACTED] the HET personnel arrived. Since I had changed detainees with [REDACTED] I was located outside the HET room but could still hear what was being said inside the HET room. As a security precaution, I moved the detainee I was now guarding to an area away from the HET room where he would not be able to overhear what was being said. I would say approximately 10-15 minutes after I moved the detainee I was guarding, I heard a noise that reminded me of a cap gun being fired and a couple of seconds after that [REDACTED] came running out and shouted "shots fired, corpsman up". Once [REDACTED] had the detainee I was guarding secured I ran into the HET room and observed [REDACTED] standing to my left and ABDULLAH lying perpendicular on a cot. I didn't noticed whether [REDACTED] had anything in his hands or not because I was focused on ABDULLAH. I asked where ABDULLAH was shot and [REDACTED] replied he was shot in the chest. I placed ABDULLAH horizontal on the cot on his back, got my scissors from my pack and started cutting his shirt off. Once his shirt was off, I noticed a gunshot wound to the upper left portion of his right breast. I immediately placed a Asherman chest seal over the wound along with a compression bandage in order to soak up the blood that was coming from the wound. I told [REDACTED] to check for an exit wound as I turned ABDULLAH towards me and [REDACTED] advised there was no exit wound visible. At that point, myself and [REDACTED] took turns applying pressure to the wound and checking his vital signs. Shortly after that, ABDULLAH seemed to come around and started fighting trying to get off the cot. On two different occasions, ABDULLAH seemed to try and grab my pistol but I think it was as a result of him going into shock and being confused. At some point, Corpsman [REDACTED] came into the room and assisted me with ABDULLAH. It seemed like we treated ABDULLAH for approximately [REDACTED] before the medvac personnel [REDACTED]

[REDACTED] arrived, however, shortly before they arrived ABDULLAH's pulse stopped. We attempted to resuscitate him but were unsuccessful [REDACTED]

[REDACTED] This statement consisting of this page and two others was typed for me by Special Agent [REDACTED] after we discussed it. I have read this statement and have made any changes and or corrections I desire. This statement is true and correct to the best of my knowledge and belief [REDACTED]

23 SEP 05 2104

Date and Time

Sworn/affirmed to and subscribed before me this 23<sup>rd</sup> day of SEPTEMBER in the year 2005, Camp Fallujah, Iraq

\_\_\_\_\_  
Witnessed by

[REDACTED]  
[REDACTED] Representative, Naval Criminal  
Investigative Service  
AUTH: DERIVED FROM ARTICLE  
136 UCMJ (10 USC 936) and 5 USC 303

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**STATEMENT**

By [REDACTED] USMC

Date: 23Sep05

Place: NCIS Det Camp Fallujah, IZ

I, [REDACTED] USMC [REDACTED] make the following free and voluntary statement to [REDACTED] whom I know to be a Special Agent of the U.S. Naval Criminal Investigative Service. I make this statement of my own free will, without any threats and or promises extended. This statement is provided regarding my knowledge surrounding the fatal shooting at Entry Control Point (ECP) 5, Fallujah, Iraq, on 20Sep05 and my role after the shooting [REDACTED]

For purposes of identification, I am a [REDACTED] male, enlisted Marine, assigned to 2nd Bn, 7th Marines, RCT-8, II MEF. I was born on [REDACTED] in [REDACTED]. I weigh approximately [REDACTED] lbs and my height is approximately [REDACTED]. My home of record is [REDACTED]. I am due to rotate back to Twenty-nine Palms, CA in Jan06 [REDACTED]

On Tuesday, 20Sep05, I was at my post in the COC at Entry Control Point 5, on route Michigan in Fallujah, IZ. Early in the morning two male Iraqi nationals had been processed by the Biometric Automated Tool Set (BATS) and positive hits came up on each. This meant that both had been processed in the past and were noted to be affiliated with anti-coalition activities. Based on this, each local national were detained and separated. The BATS processing center, commonly referred to as the "BAT CAVE" is located across the street from ECP 5, as is the Humit Exploitation Team building. One detainee, known as Haskem Shafi ABDULLA was taken into the HET bldg, while the other was staged outside the BAT CAVE. This same morning [REDACTED] a HET member assigned to G Co, was to meet a source at the HET bldg. Another HET member was summoned to assist in the interviews of the detained LN's [REDACTED]

At approximately 0935 or 40, I received radio traffic in the COC that a HET G Co member shot a detainee in the HET bldg across the street. Corpsman [REDACTED] was directed to the scene to render any medical assistance. In a short time, radio traffic regarding the shooting was being directed to the COC. I was fielding calls from BN and other locations. At approx. 0947 or 50, a call went out to F Co, for a Quick Reaction Force to assist in a MEDVAC of the detainee. At approximately 1005/10, two vehicles arrived at my location, which I thought was the MEDVAC; however, I learned that they were there for another reason and were not capable of doing a MEDVAC, because more than two vehicles are required for such a movement. At the same time, I received radio traffic in the COC that the detainee (Abdulla) was resisting aid to those at the scene attempting to aid him, being combative, even though he had been shot. I also learned that [REDACTED]

[REDACTED]

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Continuation of STATEMENT

By [REDACTED], USMC

[REDACTED] within approximately 10 minutes after being shot, Corpsman [REDACTED] and [REDACTED] were able to stop the bleeding from the gunshot wound on Abdulla.

[REDACTED] At approximately 1010/15, I did a turnover with [REDACTED], who subsequently made a second call for a QRF/MEDVAC. I subsequently departed ECP 5/COC and crossed the street to the HET bldg. Upon entering the HET bldg, I observed [REDACTED] and [REDACTED] alongside the detainee Abdulla who was on the cot. Almost simultaneously, the MEDVAC/QRF arrived. At the same time, both Corpsmen noticed that detainee Abdulla had stopped breathing; however, he had a slight pulse. [REDACTED] performed breath resuscitation for approximately 2-3 minutes at which time both Corpsmen noted that the detainee had no pulse. Full CPR was given by both for another 3 minutes. At approximately 1050, they ceased life saving efforts.

[REDACTED] ensured the scene was secured and the COC at ECP 5 was notified of the death. Within approx. 40 minutes or 1120, [REDACTED] (phonetic), BN CO, arrived at the scene. He instructed [REDACTED] to take photographs of any tattoos on Abdulla, while I assisted. I cut the trouser off of Abdulla to look for other tattoos. I recall three were found on his arms. A photo of the entry wound was also taken. The photos or camera were passed to the BN SJA, to the best of my knowledge. The XO also took photos.

[REDACTED] At approx. 1200, I returned to the ECP/COC and provided a written statement concerning the events as directed by the BN SJA. I also received, at about the same time, a call from NCIS. The agent directed me to seize the weapon used by [REDACTED], the HET G Co Marine, who shot detainee Abdulla as well as any shell casings. I took the M9, 15 round magazine and the spent cartridge and placed them into a MRE box. I took the box across the street and placed it on the floor of the HET bldg, which is where the shooting took place. I recall seeing the spent cartridge being in poor condition. The rim was fine. According to [REDACTED], the casing was lying in the chamber, as if there was not enough powder to eject the shell from the chamber. I suspect it was a "Haji" round, meaning that it was local or Iraqi ammo. [REDACTED] mentioned that he had been issued this ammo.

[REDACTED] After the incident and while waiting for NCIS to arrive on scene, I had a brief conversation with [REDACTED] and [REDACTED]. I learned from this conversation that prior to the shooting; [REDACTED] and [REDACTED] were in the HET building with the detainee.

The detainee had restrained with FLEX CUFFS and [REDACTED]. [REDACTED] The detainee complained that the cuffs were too tight, he was thirsty and he had chest pains. I was told that [REDACTED] left the room, leaving [REDACTED] alone with the detainee. Soon, almost immediately, after [REDACTED] left the room/bldg, the detainee lunged at [REDACTED] who was within a matter of feet from him. The detainee was still [REDACTED] at the time. The detainee grasped the right shoulder of [REDACTED] and was going for his pistol. [REDACTED] said he had his pistol (M9) out just prior to [REDACTED]

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Continuation of STATEMENT

By [REDACTED] USMC

[REDACTED] the incident. He was taking the pistol out of Condition 3 and into Condition 1, when the detainee lunged at him. In the mist of the confrontation, [REDACTED] said he twisted and aimed his weapon across the front of himself, towards the detainee, and shot the detainee once in the chest. The detainee (Abdulla) fell back onto the nearby cot, which was used earlier to position or seat the detainee. [REDACTED]

[REDACTED] I have met [REDACTED] on approximately two prior occasions. I have had no working relationship with him in the past. He has his own business, unrelated to my duties. I have not noticed how or in what condition [REDACTED] carries his weapon. When he relinquished his weapon to me, he did so in the correct manner. [REDACTED] was somewhat shaken by the incident, but later he was "pumped, but under control." [REDACTED]

[REDACTED] was in the middle of a RIP (relief in place) with another HET member. His role in the events of that day was nil, but he and [REDACTED] replacement, were to interview the detainees. Both of these Marines are HET members. [REDACTED]

[REDACTED] I have been given the opportunity to read this statement, consisting of 3 pages, which was prepared by SA [REDACTED] in my presence. I have made all necessary corrections and placed my initials adjacent to any corrections. This statement is true and correct to the best of my knowledge and belief. [REDACTED]

[REDACTED]  
2111 Sept 26 2005  
Date and Time

Sworn/affirmed to and subscribed before me this the 23rd day of September in the year 2005, Camp Fallujah, Iraq.

Witnessed by

[REDACTED]  
[REDACTED], Naval Criminal  
Investigative Service  
AUTH: DERIVED FROM ARTICLE 136,  
UCMJ (10USC 936) and 5 USC 303

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STATEMENT

Place : Al Asad, Iraq  
Date : 22 Sep 05

[redacted], make the following free and voluntary statement to [redacted] whom I know to be a Representative of the United States Naval Criminal Investigative Service. I make this statement of my own free will and without any threats made to me or promises extended. I fully understand that this statement is given concerning my knowledge of [redacted] shooting a detainee [redacted]

For the purposes of investigation I am a [redacted] male, approximately [redacted] and weigh approximately [redacted] pounds. I was born on [redacted] in [redacted]. I currently am assigned 1<sup>st</sup> Intel Battalion, Camp Pendleton, CA. I was stationed out of the Fallujah Peninsula in Iraq [redacted]

I have known [redacted] since his assignment to Humint Exploitation Team Eight (HET08) approximately ten months ago. During the time I have known [redacted] he has never appeared to have the capacity or made any comments indicating that he would kill or cause bodily injury to any individual without justification [redacted]

On 20050920, while at Entry Control Point Five (ECP5) conducting business pertinent to HET08's turnover with the oncoming team, I was present in the billeting space where [redacted] FNU, MNU entered the room and stated that a detainee had just been shot over in the interview room adjacent to the Biometric Analytical Tool Set (BATS) facility. At this point I put on my body armor and helmet and proceeded from where I initially heard about the shooting to the interviewing facility and BATS facility which was on the east side of the compound of ECP5 [redacted]

[redacted] entered the BATS facility and immediately approached [redacted], who on the far side of the room. He appeared slightly distraught but in-control of himself and was not talking to anyone at the time. I approached [redacted] and asked him how he was doing to which he replied that he was fine. We discussed briefly what had happened, at which time [redacted] stated that he had shot the detainee. He then volunteered that the detainee had grabbed his arm shortly after [redacted] had placed his M9 service pistol at condition one (per ECP5 policy while outside the main compound). My initial concern was how [redacted] was doing at the time so I did not question him in detail regarding the incident [redacted]

The officer-in-charge (OIC) of ECP5 arrived on the scene several minutes later and entered the interviewing room where the detainee who was shot was still alive and being attended to by several individuals including a Navy Corpsman. While the OIC addressed the situation with the wounded detainee in the interviewing facility I along with [redacted] waited with [redacted] until he was summoned to the ECP5 combat operation center (COC). During this time [redacted] made a comment to the effect of "I almost made it through this entire deployment without have fired a shot." [redacted] and I wished him well and encouraged him while we waited with him and did not discuss what had happened in any detail [redacted]

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Continuation of voluntary sworn statement of

[REDACTED]

on

This statement, consisting of this page and 1 other page(s) was typed for me by [REDACTED] as we discussed its contents. I have read and understand the above statement. I have been given the opportunity to make any changes or corrections I desire to make and have placed my initials over the changes or corrections. This statement is the truth to the best of my knowledge and belief.

Signature: [REDACTED]

Sworn to and subscribed before me this 23<sup>RD</sup> day of SEPTEMBER in the year 2005 at

AL ASAD AIR BASE IRAQ

Witnessed [REDACTED]

[REDACTED]

[REDACTED]

ive Service  
VED FROM ARTICLE 136,  
UCMJ (10 U.S.C. 936) AND 5 U.S.C. 303

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STATEMENT

Place : Al Asad, Iraq  
Date : 23 Sep 05

I, [REDACTED], make the following free and voluntary statement to [REDACTED] whom I know to be a Representative of the United States Naval Criminal Investigative Service. I make this statement of my own free will and without any threats made to me or promises extended. I fully understand that this statement is given concerning my knowledge of [REDACTED] *shooting of a detainee*

[REDACTED] For the purposes of investigation I am of other decent. I was born on [REDACTED] in [REDACTED] I am currently assigned to 1<sup>st</sup> Intell Battalion, Camp Pendleton, CA. I currently have a Top Secret Clearance. I do not have a home address because I have been TAD and deployed. [REDACTED]

[REDACTED] I [REDACTED] first met [REDACTED] on February of 2005. The pre-deployment training took a total of three weeks in which I saw [REDACTED] for a duration of five to six hours five days a week. On October 28, [REDACTED] and the rest of the team drove to march air force base destined for Fallujah Iraq. Once in Iraq, I saw [REDACTED] about once or twice a week. [REDACTED] would make multiple trips to ECP5 for source meetings due to the cover for action it provided. On total, I would estimate that I had between 15 and 20 actual sit-downs with [REDACTED] never showed any indication nor did he ever express that he intended to eventually kill any one. I profiled [REDACTED] as a calm Marine who would use lethal force as a last resort. I never had any personal talks with [REDACTED]. The extent of my knowledge pertaining to his relationship is as follows: He is married to a female in the navy, He is upset that they will not let her get stationed in the west coast, and that he just had a baby. I am currently unsure if it's a boy or a girl. [REDACTED]

[REDACTED] On 20 September, 2005 I was contacted by the BAT cave "computer room in which all Iraqis are registered and issued Iraqi identification cards" Marines at the BAT cave informed me that an Iraqi male came up on Alert status and was currently on the 3 battalion 4<sup>th</sup> marines automatic apprehension list. I was coaching [REDACTED] who was taking over my duties at ECP5 "Entry Control Point Five in Fallujah" I advised [REDACTED] to contact his chief warrant officer and request reports which led to detainee status on the AAL. A few minutes later, the BAT Cave got on the radio and stated that the Golf HET guy [REDACTED] had shot the detainee who was now been worked on by corpsman [REDACTED]. I made my way to the BAT cave and saw [REDACTED]. I asked what happened and [REDACTED] stated that the detainee had made an attempt to use his pistol and there for he shot him. I went back to my room which is across the street from the BAT cave inside a fallujah house which was turned into a combat outpost for Marines operating the Entry Control Point. [REDACTED]

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ECP5 is split into two different Areas. Majority of ECP5 is considered outside the wire and therefore, All marines must operate in condition one. Once inside the compound where the living quarters exist, All marines must go to condition 4. BAT cave is outside the wire. Upon exiting the living quarters, a Marine would have to cross a military traffic lane, then a Fallujah outgoing lane, then a fallujah incoming lane. Past the incoming lane is the personnel lane which is used for pedestrian traffic. A hill attached to this lane extended for about 75 meters and leads to the BAT cave and HET Hooch. An Hour or two after the event took place, [redacted] came into my room and sat beside me on the couch. I was playing video clips on my computer and occasionally advising [redacted] who was prepping to interrogate/interview the second detainee. Minutes later, [redacted] came to the room and requested that [redacted] turn over his Pistol and Magazine. [redacted] did then came back in the room. About 20 minutes later, NCIS came into the room and asked [redacted] some questions. NCIS then left the room with the pistol, magazine, Blouse and holster. [redacted] left my room about 30 minutes later with [redacted] who is in charge of Combined Armor Team Alpha one. [redacted]

This statement, consisting of this page and 1 other page(s) was typed for me by [redacted] as we discussed its contents. I have read and understand the above statement. I have been given the opportunity to make any changes or corrections I desire to make and have placed my initials over the changes or corrections. This statement is the truth to the best of my knowledge and belief. [redacted]

Signature

Sworn to and subscribed before me this 23 day of sep in the year 2005 at

Al-Asad Iraq

Witnessed

Special Investigative Service  
 DERIVED FROM ARTICLE 136,  
 UCMJ (10 U.S.C. 936) AND 5 U.S.C. 303

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**MILITARY SUSPECT'S ACKNOWLEDGEMENT AND CLEANSING WAIVER OF RIGHTS**

Place: NCIS DET Camp Fallujah (Bldg 36), Iraq  
Date: 24 SEP 05

I, [REDACTED], have been advised by Special Agent [REDACTED] that I am suspected of violating the law of armed conflict Article 92 of the UCMJ (Failure to obey an order or regulation) specifically IIMEF Detainee Handling & Detention Facility SOP; IIMEF Policy 05-02 (Interrogation Policy) and MNF-I Rules of Engagement and Article 134 of the UCMJ (Homicide, negligent) [REDACTED]

I have also been advised that:

- (1) Any prior illegal admissions or other improperly obtained evidence which incriminated me cannot be used against me in a trial by court-martial;
- (2) I have the right to remain silent and make no statement at all;
- (3) Any statement I do make can be used against me in a trial by court-martial or other judicial or administrative proceeding;
- (4) I have the right to consult with a lawyer prior to any questioning. This lawyer may be a civilian lawyer retained by me at no cost to the United States, a military lawyer appointed to act as my counsel at no cost to me, or both;
- (5) I have the right to have my retained civilian lawyer and/or appointed military lawyer present during this interview; and
- (6) I may terminate this interview at any time, for any reason.

I understand my rights as related to me and as set forth above. With that understanding, I have decided that I do not desire to remain silent, consult with a retained or appointed lawyer, or have a lawyer present at this time. I make this decision freely and voluntarily. No threats or promises have been made to me.

Signature : [REDACTED]

Date & Time: 24 SEP 05 1411D

Witnessed: [REDACTED]

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At this time, I, [REDACTED], desire to make the following voluntary statement. This statement is made with an understanding of my rights as set forth above. It is made with no threats or promises having been extended to me.

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STATEMENT

PLACE: NCIS DET (TRAILER 36), CAMP FALLUJAH, IRAQ  
DATE: 24SEP05

I, [REDACTED], make the following free and voluntary statement to Special Agent [REDACTED] whom I know to be a representative of the Naval Criminal Investigative Service. I make this statement of my own free will and without any threats made to me or promises extended. I fully understand that this statement is given concerning my knowledge the shooting of an Iraqi detainee by myself on 20SEP05 at ECP 5 in Fallujah, Iraq. [REDACTED]

For purposes of identification I am [REDACTED] male, born on [REDACTED], in [REDACTED] and my SSN [REDACTED]. I am [REDACTED] inches tall and weigh [REDACTED] lbs. I have [REDACTED] hair and [REDACTED] eyes. I am enlisted in the USMC as a SGT and I am currently assigned to 1<sup>st</sup> Intelligence BN, 1<sup>st</sup> CI/HUMINT Company. I have a top secret/SCI security clearance. I am stationed at Camp Pendleton, CA. [REDACTED]

This statement is intended to elaborate on the statement I gave to Agent [REDACTED] on 21SEP05. [REDACTED]

[REDACTED] arrived in Iraq on 3 or 4 March 2005. This is my first deployment to Iraq and I have never deployed before as a HET team member. I have never been in any serious fights my whole life. I have received two beatings from groups of assailants. Once while in the 10<sup>th</sup> grade and once when I was 18 or 19. I wrestled for 3 years in high school. I participate in the MCMAP in Bahrain in 2002 where I earned a green belt but the green belt course I went through was very short. It was only 4 days for about 4 hours a day where as the real one is 8 hours a day for two weeks. I have had some basic knife fighting and fighting with the rifle and bayonet but I have never learned how to fight with a pistol in my hand. I have received training on retaining my rifle if some one tries to take it but I have never been taught how to retain my pistol if someone tries to take it. I have probably done about 20-30 interrogations while I have been in Iraq and most were street level tactical interrogations. 90% of my work in Iraq has been source handling and the associated meets that go with them. I have never had an interrogation go bad on me where I was attacked weather I was on the street or in a KDF. One time I was interviewing a guy that was definitely a bad guy and I got another guard to come into the room because I felt uneasy with only one guard. [REDACTED]

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[REDACTED] Once or twice I have been asked to help pull security on people being detained. 2/7 does not have as many people 3/4 did. I help 2/7 run the BATS and issue ID cards to Iraqis while I am waiting on sources to show up. 2/7 seems pretty security conscios. They always put flex cuffs on detainees but I don't remember seeing flex cuffs on the detainee when I walked into the room that day. I don't carry flex cuffs on me as I don't normally detain people and because my security team does the detainee handling for me when I am [REDACTED]

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Page 1 of 4 [REDACTED]

Exhibit (17) [REDACTED]

Continuation of statement of [REDACTED]  
on 24 September 2005

[REDACTED] out in the field. I think I have only detained one guy my entire tour and that guy was really easy. [REDACTED]

[REDACTED] A lot of the alerts in the BATS system are for no reason at all. Often time people appear on alert for a poor iris scan or for old intelligence that is never taken out of the system or they are released from a RDF and no one updates their info in the system. [REDACTED]

[REDACTED] I have never taken direct small arms fire while in Iraq. I had some rounds impact near me but they weren't intended for me. I have been IED'd twice while in Iraq. [REDACTED]

[REDACTED] That day when I went into the HET room I had [REDACTED] and [REDACTED] with me. [REDACTED] was inside the room guarding the detainee. [REDACTED] was excited and told me about how this guy had popped on BATS on alert for suspected terrorist activity. He showed me an apprehension list and a scrap of paper that had the guys name written on it. I saw a name written next to the detainees name on the paper and I thought it may have been his tribe. I asked the detainee in Arabic what his tribe was. Then I tapped him on the shoulder and [REDACTED] my interpreter, ask him and he told us his tribe and sub-tribe which was not the name on the paper. [REDACTED] told me that [REDACTED] had been notified and was on his way down to talk to the detainee which was good because I did not have time to do a spur of the moment screening and I needed to get the detainee out of there so I could have the space for my source meet. I was only in the HET room for 1 and 1/2 to 2 minutes and at sometime [REDACTED] and [REDACTED] left. During that time I also down loaded my gear by hanging it up on the rack on the north wall and I leaned my M16, which in condition 3, up against the wall. I keep my weapon at condition three in the ECP area because we are in close contact with the Iraqi public and you can't effectively do your job with it in your possession. Then [REDACTED] asked me to watch the detainee for a minute while he checked on [REDACTED] who had a second detainee right out side in between the BAT Cave and the HET building. I moved closer to the detainee so that [REDACTED] could get around me and exit via the eastern door of the HET room. I don't recall [REDACTED] telling me anything about the detainee's behavior. Before he left he said he'd be right back. I had only looked at the detainee for about 15 seconds before I found myself guarding him. I did not really notice his hands. [REDACTED]

[REDACTED] I was standing about a foot in front of the detainee and I realized I needed to make my pistol condition one as it was only in condition three. My right side was towards the detainee and I am right handed. I carry my pistol in a Black Hawk thigh holster on my right side. I bought the holster my self because my unit did not issue me a holster at all. People in my unit use the same holster and some even had it issued to them by the unit. I drew my pistol with my right hand. When I drew the safety switched off like it usually does and I pulled the slide back with my left hand and chambered a round. As a result the hammer was back and I was in single action. I brought the weapon in closer to my body preparing to put the safety on/decock the hammer by using my left hand as my hands are too small to reach the safety with my right thumb and that is when the detainee [REDACTED]

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Continuation of statement of [REDACTED]

on 24 September 2005

[REDACTED] attacked me. He grabbed my left wrist with his right hand. I tried to escape from his grasp twice but I could not free my left hand. The detainee lunging at me made me lose my balance and I had to catch myself with my left leg. Then I lowered my center of gravity. I turned to face the detainee and he was still coming at me. I shoved the pistol into the detainee's chest to get him to back down. At this time I think the detainee's left hand and arm were around me like he was trying to grapple with me but I am not sure. He paused for just a split second and then pushed towards me again and I took my finger down from its position high and strait on the frame and pulled the trigger and shot the detainee. This whole event took less than three seconds. [REDACTED]

[REDACTED] I was surprised by the detainee's strength. I could not get away from the detainee. I thought he was going for my weapon and I thought the detainee was going to kill me with my own weapon. I just wanted the guy to stop. I believed that the detainee was trying to knock me down take my pistol and kill me. Everything happened so fast I had no time to yell and I was so surprised. It has been several years since I had my basic martial arts training in 2002. I had no sustainment or refresher training until JAN05 when I had an abbreviated three day course to take me to the green belt level. I never had any of the training to take me to the grey belt level which is in between the level. My 2002 training was the last time I had to use verbal commands while fighting an opponent. I did not consider reholstering because I thought the detainee would stop when I pointed the pistol at him. To my knowledge the detainee never successfully grabbed my pistol but I think that was his intent. I thought the detainee was going to win the fight and once he did that he was going to kill me with my pistol. [REDACTED]

[REDACTED] I don't think this event was my fault. I had a half second <sup>to</sup> assess the situation and the [REDACTED] make a decision on what to do. [REDACTED]

[REDACTED] Things that could have prevented this incident were having him flex cuffed, more guards, having a two guard to one detainee ratio. But I am just a guest in the ECP, I don't dictate policy. It would have also helped if I had been farther away from the detainee. I think the detainee was going attack me no matter what precautions I took. [REDACTED]

[REDACTED] It was absolutely necessary to shoot the detainee because it was him or me. There is no real policy on source meet security, you just use your best judgment and do what is appropriate for the situation. The BATS area is outside the wire and the area it uncontrolled. I have had Iraqi's walk into the HET room during source meets trying to get a badge. [REDACTED]

[REDACTED] The ROE in theater requires a hostile intent or act. There is an escalation of force and the level of force must be proportional to the situation but none of this takes away my right to defend myself. I don't know if the ROE for detainees is different than our general ROE as I am not a detainee guard and don't work at the RDF. I have never had anyone explain what the ROE is for close combat hand to hand. [REDACTED]

Continuation of statement of [REDACTED]  
on 24 September 2005

[REDACTED] In this instance my graduated response that when attacked I maintained my balance and then I pushed my weapon forward into the detainee. I was displaying my weapon and my intent to use it. When the detainee paused and pushed back into my weapon, in my mind I felt that the detainee was intent on getting my pistol and using it on me so I shot him. [REDACTED]

[REDACTED] When the detainee sat back down onto the cot after I shot him I noticed that [REDACTED]. I could tell this by the fact that the [REDACTED].

[REDACTED] My actions were reasonable as I believe that the intention of the detainee was not to escape but to kill me and then kill anyone else. [REDACTED]

[REDACTED] I think it is possible that the detainee was in fear for his life when he heard my pistol being charged. I have never seen anyone react to pistols out in town in that way. I don't think it was probable that the detainee thought he was going to be executed but I do know that under Saddam executions were carried out with pistols. Also, many Iraqi's know the ROE just as well as we do and they know that unless they are doing something specific that we won't shoot. I just learned from Agent [REDACTED] that the detainee had been detained previously in FEB05 and was just released in JUL05 after being held in Abu Ghurayb so that could certainly explain why he reacted the way he did. [REDACTED]

[REDACTED] This statement consisting of this page and 3 others was typed for my by Special Agent [REDACTED] as we discussed it. I have read this statement and have made any changes and or corrections I so desire. This statement is true and correct to the best of my knowledge and belief. [REDACTED]

[REDACTED]  
24 SEP 05 1806 [REDACTED]  
Date and Time

Sworn/affirmed to and subscribed before me this the 24<sup>th</sup> day of September in the year 2005, Camp Fallujah, Iraq.

Witnessed by

bb/b7c

[REDACTED]  
Representative, Naval Criminal  
Investigative Service  
AUTH: DERIVED FROM ARTICLE 136,  
UCMJ (10USC 936) and 5 USC 303

//23/BJ//

**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

INVESTIGATIVE ACTION

25SEP05

DEATH(II)

CONTROL: 20SEP05-MEJ-0651-7HMA

V/ABDULLAH, HASKEM SHEFI/CIV  
M/W/FNIZ/N//01JAN76/FALLUJAH, IRAQ

RESULTS OF INTERVIEW WITH [REDACTED]

1. On 21SEP05, Reporting Agent (RA) and [REDACTED] USMC, together, diagramed the room he shot V/ABDULLAH in, as it would have appeared at the moment of the reported attack. The diagram is based on [REDACTED] recollection of the events and RA's knowledge of the scene. Enclosure (A) pertains.

ENCLSOURE(S)  
(A) Diagram/21SEP05

REPORTED BY: [REDACTED] SPECIAL AGENT  
OFFICE: MIDDLE EAST FIELD OFFICE, BAHRAIN

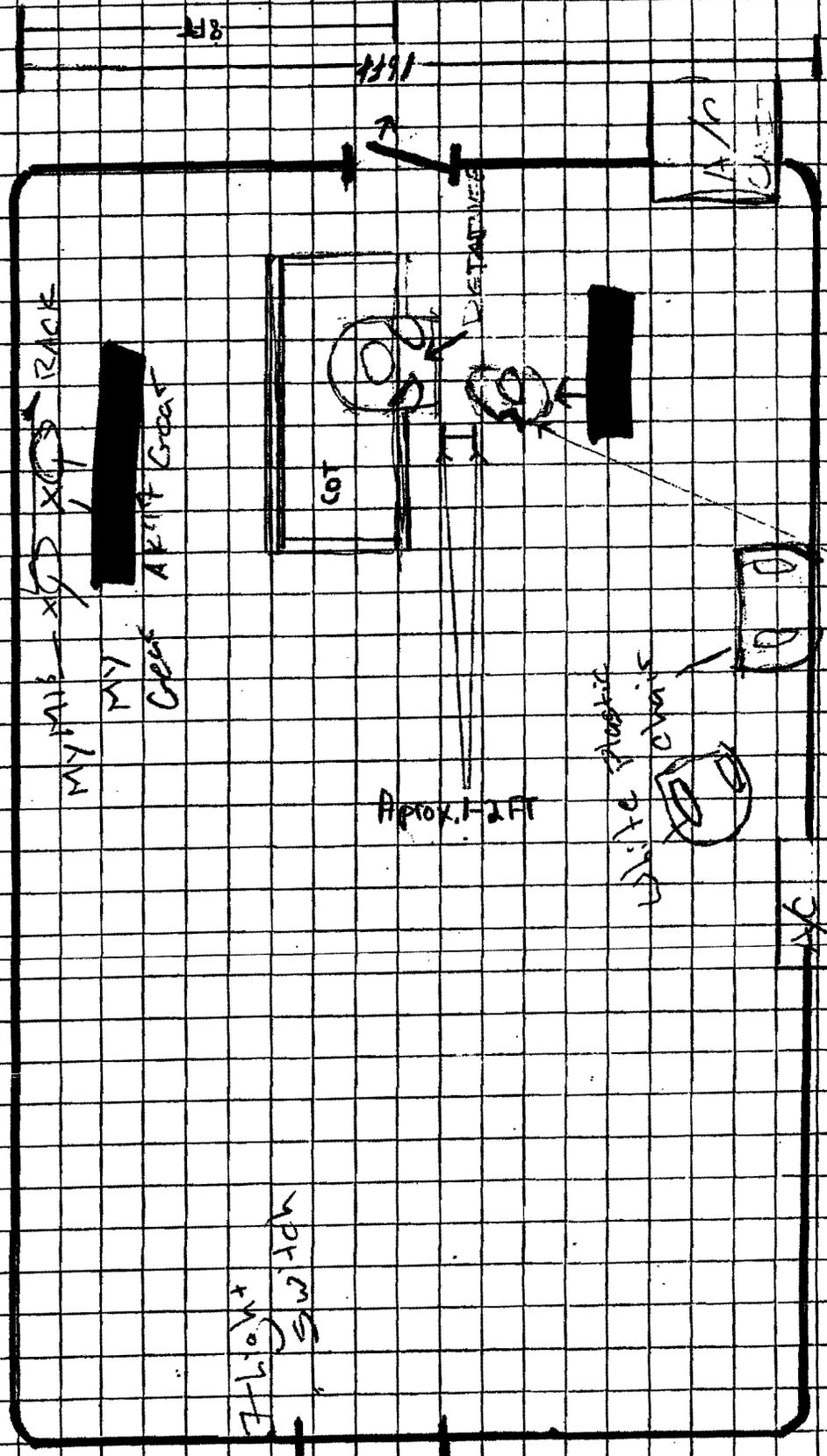
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FOR OFFICIAL USE ONLY  
PAGE 1 LAST

EXHIBIT (18)

A 2nd

CASE # 2015-05-0651-7HMA  
DATE: 7/15/05  
TYPE OF CASE: DEATH  
LOCATION: ECP #3 Interview  
Room ADR 1210  
SKETCHER: [REDACTED]  
ASSISTANT: [REDACTED]  
NOT TO SCALE



60162c  
[REDACTED]

ENCLOSURE (A)

x 207

//23/BJ//

**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

INVESTIGATIVE ACTION

25SEP05

DEATH(II)

CONTROL: 20SEP05-MEBJ-0651-7HMA

V/ABDULLAH, HASKEM SHEFI/CIV  
M/W/FNIZ/N//01JAN76/FALLUJAH, IRAQ

RESULTS OF INDICES CHECKS ON [REDACTED]

1. On 23SEP05, Reporting Agent conducted appropriate indices checks on [REDACTED]. The NCIC was negative for wants/warrants/ and criminal history as was the DCI. DEIDS returned additional information on [REDACTED] dependants. Enclosure (A) pertains.

ENCLSOURE(S)

(A) Indices Checks on [REDACTED] /23SEP05

REPORTED BY [REDACTED] SPECIAL AGENT  
OFFICE: MIDDLE EAST FIELD OFFICE, BAHRAIN

b6/b7c

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EXHIBIT (19)

208

**NAVAL CRIMINAL INVESTIGATIVE SERVICE**

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Page(s) A 209 - 212, Encl. (1A)

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STATEMENT

PLACE: NCIS DET (TRAILER 36), CAMP FALLUJAH, IRAQ  
DATE: 27SEP05

[REDACTED] make the following free and voluntary statement to Special Agent [REDACTED] whom I know to a representative of the Naval Criminal Investigative Service. I make this statement of my own free will and without any threats made to me or promises extended. I fully understand that this statement is given concerning my knowledge the shooting of an Iraqi detainee by [REDACTED] on 20SEP05 at ECP 5 in Fallujah, Iraq [REDACTED]

For purposes of identification I am a male of other decent, born on [REDACTED], in [REDACTED] and my SSN is [REDACTED]. I am [REDACTED] inches tall and weigh [REDACTED] lbs. I have [REDACTED] hair and [REDACTED] eyes. I am enlisted in the USMC as a SGT and I am currently assigned to 2nd Intelligence BN, CI/HUMINT Company. I have an interim top secret security clearance. I am stationed at Camp Lejeune, NC [REDACTED]

I have known [REDACTED] since we went to CI school in MAY04 through AUG04. We are associates but not close friends. For approximately 3 days prior to the shooting I worked with [REDACTED]. I was replacing him as his unit was RIPPING out. [REDACTED] was showing me how to operate in the Fallujah area. [REDACTED] never advised me to use interrogation techniques that were forbidden by Battalion policy or otherwise illegal. [REDACTED] never advised me to threaten people I am interrogating with a weapon or physical violence. [REDACTED]

In the morning of 20SEP05, myself [REDACTED] and [REDACTED] our interpreter, <sup>WENT TO ECP 5</sup> for a source meet at 1000. We arrived about 0930 because of the convoy situation. As we walked over to the HET room a DOC outside guarding another prisoner told us there was another detainee in the HET Room. We went inside and I hung my helmet up and was told the detainee had popped up on the black list. I noticed that the detainee had on [REDACTED] and was not flex cuffed. The guard told us they had taken them off because they had been on too tight. I believe that [REDACTED] was also in the room when this information was conveyed by the guard. [REDACTED] asked the detainee what his name was and what tribe he was from. [REDACTED] did not want to, nor did he try to interrogate the detainee. We have other people to do that and the source meet we were there for took priority. I then walked out of the room and noticed that [REDACTED] and the SOG had come out with me also. [REDACTED]

Not more than 30 seconds later I heard a gunshot but the gunshot was not as loud as a normal gunshot. As soon as I heard it I walked back in to the HET room to see what the sound was. I was the first person to go in to the room after the gunshot. When I came back into the room I saw the detainee laying back on the cot perpendicular to it. The detainee [REDACTED] on and I did not see where [REDACTED] were at and I am positive that [REDACTED]. I saw [REDACTED] holstering his pistol and asked what [REDACTED]

b7E

b6/b7c

Continuation of statement of [REDACTED]  
on 27 September 2005

[REDACTED] happened and he said words to the effect of the detainee had tried to grab his pistol. As soon as I saw the blood I ran out and got the medic. [REDACTED] appeared to be in a state of disbelief and shock [REDACTED]

Later I was talking with [REDACTED] and he again stated that the detainee had tried to grab his pistol and that it had not been in condition 3 and he was in the process of making in it condition 1. [REDACTED] said that the shell casing did not eject from his weapon and that he had to clear it manually. After the incident while I was in the HET room I did not see [REDACTED] or the spent shell casing [REDACTED]

[REDACTED] I also want to add that after I had been guarding the other detainee for 30 to 45 minutes I went back into the HET room and observed the detainee trying to get up off the cot and the Corpsman having to hold him down and then I saw the detainee trying to grab the Corpsman's pistol and the Corpsman told me that was actually the second time he tried to do that [REDACTED]

**b7E**

[REDACTED] This statement consisting of this page and 1 other was typed for my by Special Agent [REDACTED] as we discussed it. I have read this statement and have made any changes and or corrections I so desire. This statement is true and correct to the best of my knowledge and belief [REDACTED]

**b6/b7c**

[REDACTED]

27 SEP 2005 1247  
Date and Time

Sworn/affirmed to and subscribed before me this the 27<sup>th</sup> day of September in the year 2005, Camp Fallujah, Iraq.

Witnessed by

[REDACTED]  
Representative, Naval Criminal  
Investigative Service  
AUTH: DERIVED FROM ARTICLE 136,  
UCMJ (10USC 936) and 5 USC 303

**b6/b7c**

\* 214

//23/BJ//

**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

INVESTIGATIVE ACTION

27SEP05

DEATH(II)

CONTROL: 20SEP05-MEBJ-0651-7HMA

V/ABDULLAH, HASKEM SHEFI/CIV  
M/W/FNIZ/N//01JAN76/FALLUJAH, IRAQ

**RESULTS OF TRANSLATION**

1. On 27SEP05, Reporting Agent (RA) utilized [REDACTED], CIV, a linguist with TITAN, to translate a tattoo on V/ABDULLAH's arm and his Iraqi ID card.

2. [REDACTED] provided that the tattoo read "For the happiness of Yihifye and Gassem" and was possibly a form of memorial to dead loved ones. A second smaller tattoo was unreadable.

3. [REDACTED] provided that pertinent information on the Iraqi ID card read "Hashem Tanniyh Abd-Alan, DOB [REDACTED]"

REPORTED BY: [REDACTED] SPECIAL AGENT  
OFFICE: MIDDLE EAST FIELD OFFICE, BAHRAIN

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b6/b7c

EXHIBIT (21)

215

//23/BJ//

**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

INVESTIGATIVE ACTION

27SEP05

DEATH(II)

CONTROL: 20SEP05-MEBJ-0651-7HMA

V/ABDULLAH, HASKEM SHEFI/CIV  
M/W/FNIZ/N//01JAN76/FALLUJAH, IRAQ

RESULTS OF INTERVIEW WITH [REDACTED]

1. On 27SEP05, Reporting Agent (RA) interviewed [REDACTED] (AKA [REDACTED], CIV, who was the translator assigned to [REDACTED], USMC. [REDACTED] is a CAT II (US citizen with a Secret Clearance) interpreter employed by Titan.

2. [REDACTED] related that [REDACTED] purpose for going to ECP 5 on 20SEP05 was for a source meeting. [REDACTED] stated that while he and [REDACTED] were in the room with V/ABDULLAH that the only thing [REDACTED] asked V/ABDULLAH what tribe he was with and he replied "Eissawi". [REDACTED] related he then left the room to conduct personal relief and then he heard the gunshot. [REDACTED] stated he went back into the room and saw V/ABDULLAH laying back on the cot [REDACTED].

b7E

3. [REDACTED] explained that later [REDACTED] stated that V/ABDULLAH had tried to take his gun. [REDACTED] stated that the source they were meeting called on his cell phone and said he would be late to the meet and [REDACTED] advised him not to come but did not tell him why. [REDACTED] related that he never, at any time, told the source [REDACTED] had shot V/ABDULLAH.

4. [REDACTED] commented that V/ABDULLAH did not look familiar but that he looked nervous as if he was hiding something.

BIOGRAPHICAL

SSN: [REDACTED]

DOB: [REDACTED]

POB: [REDACTED]

RESIDENCE: [REDACTED]

PH: [REDACTED] (Iraqi)

b6/  
b7c

REPORTED BY: J [REDACTED] SPECIAL AGENT  
OFFICE: MIDDLE EAST FIELD OFFICE, BAHRAIN

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//23/BJ//

U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

INVESTIGATIVE ACTION

27SEP05

DEATH(II)

CONTROL: 20SEP05-MEBJ-0651-7HMA

V/ABDULLAH, HASKEM SHEFI/CIV  
M/W/FNIZ/N//01JAN76/FALLUJAH, IRAQ

RESULTS OF REVIEW OF RECORDS ON V/ABDULLAH

1. On 27SEP05, Reporting Agent (RA) effected coordination with [REDACTED], CIV, Multi National Force Iraq- =West Biometric Automated Tool Set (BATS) Program Manager and reviewed V/ABDULLAH's dossier in BATS, a database of local nationals and detainees. V/ABDULLAH had his retina scanned at Entry Control Point 5 which yielded an alert for V/ABDULLAH's detention based on his affiliation with and insurgent/terrorist cell. V/ABDULLAH's photograph was appended to the file. Additionally, V/ABDULLAH was identified as detainee number [REDACTED] and his name was listed as Hashem Shafi Abdullah of the Doulaimee tribe. V/ABDULLAH was detained on 23JAN05, held and interrogated at the Regional Detention Facility at Bucca and Abu Ghurayb, until his release on 02JUL05.

High  
b2

REPORTED BY: [REDACTED] SPECIAL AGENT  
OFFICE: MIDDLE EAST FIELD OFFICE, BAHRAIN

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EXHIBIT (23)

A 217

//23/BJ//

**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

INVESTIGATIVE ACTION

27SEP05

DEATH(II)

CONTROL: 20SEP05-MEBJ-0651-7HMA

V/ABDULLAH, HASKEM SHEFI/CIV  
M/W/FNIZ/N//01JAN76/FALLUJAH, IRAQ

**RESULTS OF PHOTOGRAPHIC COVERAGE**

1. On 20SEP05, photographic coverage of V/ABDULLAH's death scene at Entry Control Point 5 was conducted by [REDACTED], USMC, Combat Cameraman, under the direction of Participating Agent [REDACTED], so as to visually document the condition of the scene at the time. Photographs were taken utilizing a Digital Camera. Aperture, shutter speed, and flash settings were set to automatic. The photographic images were saved by the camera's mechanism, to an internal memory card and were saved to a secure computer hard drive. The images were then saved to a non-re-write able compact disk and provided to Reporting Agent on 27SEP05. The compact disk all the photographic images were saved on is contained within the case notes of this investigation. Pertinent photographs are appended as Enclosures (A) through (AS).

**ENCLOSURES**

- (A) View of eastern exterior of building containing death scene/undated
- (B) View of northern exterior of building containing death scene/undated
- (C) View of southern side of building containing death scene/undated
- (D) View of western side of building containing death scene/undated
- (E) View of death scene from eastern entrance of building/undated
- (F) View of southern portion of death scene/undated
- (G) Overall view of death scene/undated
- (H) View of northern portion of death scene/undated
- (I) View of southeastern corner of death scene/undated
- (J) Intermediate view of pre-positioned body bag/undated
- (K) Intermediate view of V/ABDULLAH/undated
- (L) Overall view of flex cuff/undated
- (M) Intermediate view of flex cuff/undated
- (N) Intermediate view of flex cuff/undated
- (O) Close view of flex cuff/undated
- (P) Overall view of flex cuff/undated
- (Q) Intermediate view of flex cuff/undated
- (R) Close view of flex cuff/undated
- (S) View of pistol and magazine in box/undated
- (T) Intermediate view of V/ABDULLAH/undated

b6/b7c

- (U) Intermediate view of V/ABDULLAH/undated
- (V) Intermediate view of medical artifacts and blood on floor/undated
- (W) Intermediate view of medical artifacts and blood on floor/undated
- (X) Intermediate view of medical artifacts and blood on floor/undated
- (Y) Overall view of V/ABDULLAH/undated
- (Z) Close view of V/ABDULLAH's face/undated
- (AA) Close view of V/ABDULLAH's left profile/undated
- (AB) Close view of V/ABDULLAH's right profile/undated
- (AC) Close view of V/ABDULLAH's face and apparent entrance wound/undated
- (AD) Close view of apparent entrance wound/undated
- (AE) Close view of apparent entrance wound with scale/undated
- (AF) Intermediate view of left side of V/ABDULLAH's body/undated
- (AG) Intermediate view of right side of V/ABDULLAH's body/undated
- (AH) Close view of V/ABDULLAH's right hand/undated
- (AI) Close view of V/ABDULLAH's left hand/undated
- (AJ) Close view of V/ABDULLAH's top of left wrist/undated
- (AK) Close view of V/ABDULLAH's side of left wrist/undated
- (AL) Close view of V/ABDULLAH's bottom of left wrist/undated
- (AM) Close view of V/ABDULLAH's top of right wrist/undated
- (AN) Close view of V/ABDULLAH's side of right wrist/undated
- (AO) Close view of V/ABDULLAH's bottom of right wrist/undated
- (AP) Intermediate view of V/ABDULLAH's shirt with apparent bullet hole/undated
- (AQ) Close view of apparent bullet hole in shirt with scale/undated
- (AR) Close view of apparent bullet hole in shirt with scale/undated
- (AS) Intermediate view of V/ABDULLAH's back/undated

REPORTED BY: [REDACTED] SPECIAL AGENT  
OFFICE: MIDDLE EAST FIELD OFFICE, BAHRAIN

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b6/b7c

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219

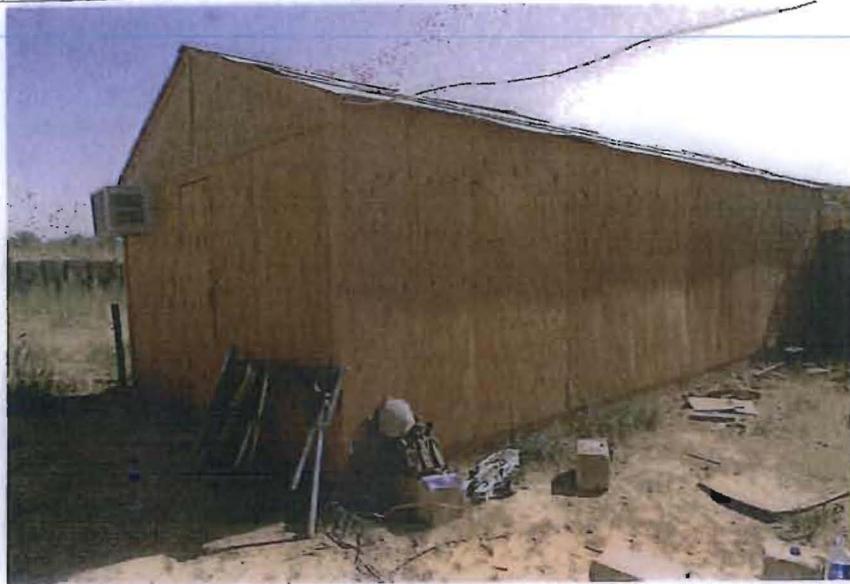


**CONTROL: 20SEP05-MEBJ-0651-7HMA**

**V/ABDULLAH, HASKEM SHEFI/CIV  
M/W/FNIZ/N//01JAN76/FALLUJAH, IRAQ**

**ENCLOSURE ( A )**

x 220

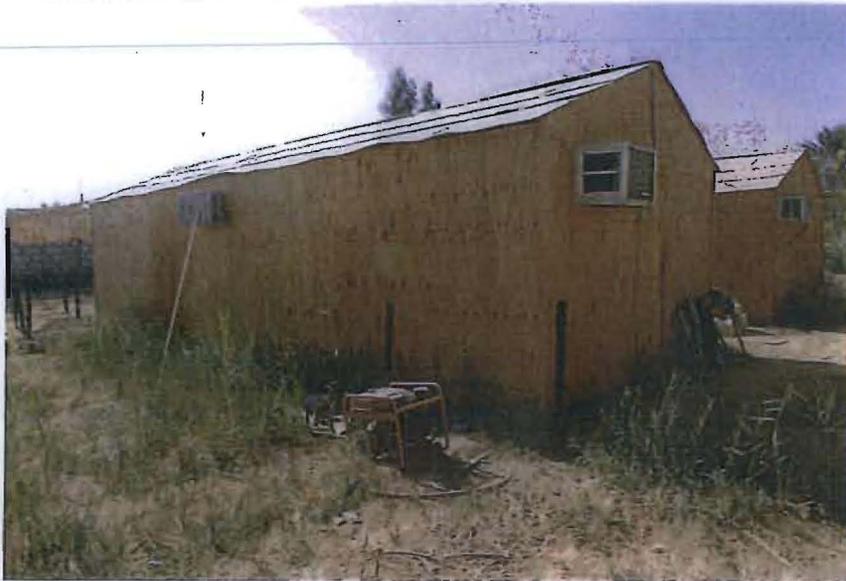


**CONTROL: 20SEP05-MEBJ-0651-7HMA**

**V/ABDULLAH, HASKEM SHEFI/CIV  
M/W/FNIZ/N//01JAN76/FALLUJAH, IRAQ**

**ENCLOSURE ( B )**

4221

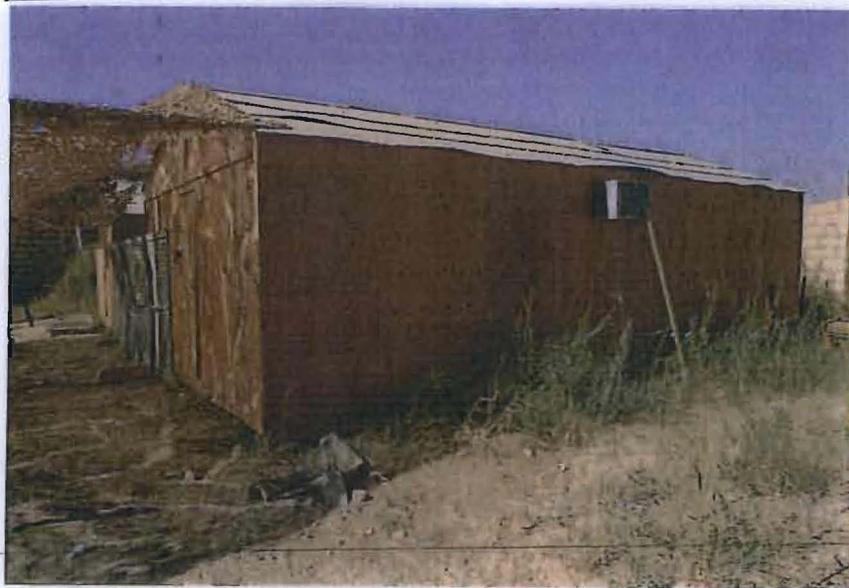


**CONTROL: 20SEP05-MEBJ-0651-7HMA**

**V/ABDULLAH, HASKEM SHEFI/CIV  
M/W/FNIZ/N//01JAN76/FALLUJAH, IRAQ**

**ENCLOSURE ( C )**

4 232



**CONTROL: 20SEP05-MEBJ-0651-7HMA**

**V/ABDULLAH, HASKEM SHEFI/CIV  
M/W/FNIZ/N//01JAN76/FALLUJAH, IRAQ**

**ENCLOSURE ( D )**

A 223

NAVAL CRIMINAL INVESTIGATIVE SERVICE

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**V/ABDULLAH, HASKEM SHEFI/CIV  
M/W/FNIZ/N//01JAN76/FALLUJAH, IRAQ**

**ENCLOSURE ( F )**

A 225

NAVAL CRIMINAL INVESTIGATIVE SERVICE

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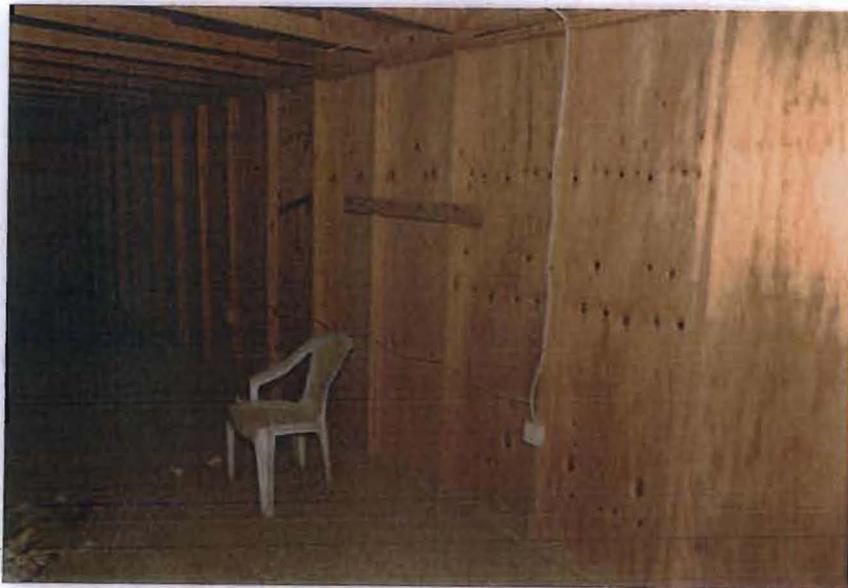
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**V/ABDULLAH, HASKEM SHEFI/CIV  
M/W/FNIZ/N//01JAN76/FALLUJAH, IRAQ**

**ENCLOSURE ( H )**

4 227



**CONTROL: 20SEP05-MEBJ-0651-7HMA**

**V/ABDULLAH, HASKEM SHEFI/CIV  
M/W/FNIZ/N//01JAN76/FALLUJAH, IRAQ**

**ENCLOSURE ( 1 )**

A 228

**NAVAL CRIMINAL INVESTIGATIVE SERVICE**

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**CONTROL: 20SEP05-MEBJ-0651-7HMA**

**V/ABDULLAH, HASKEM SHEFI/CIV  
M/W/FNIZ/N//01JAN76/FALLUJAH, IRAQ**

**ENCLOSURE ( L )**

A231

**NAVAL CRIMINAL INVESTIGATIVE SERVICE**

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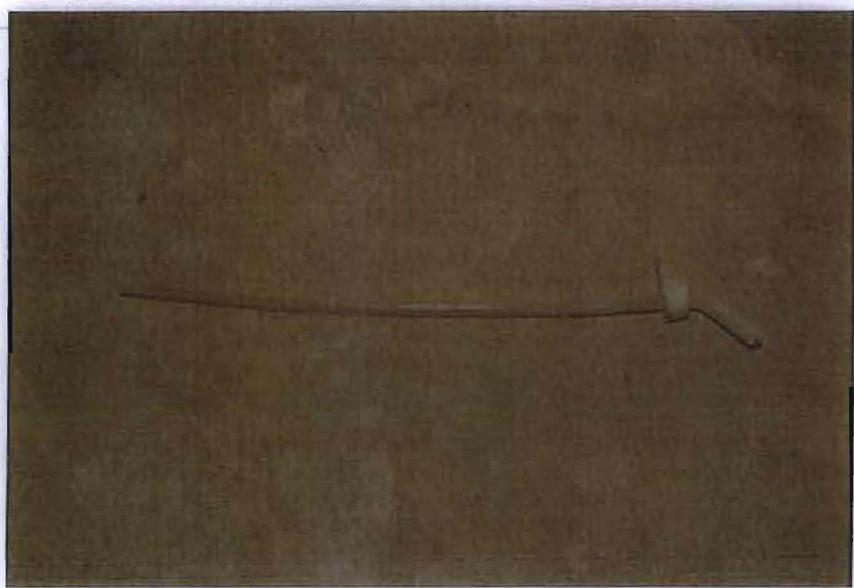


**CONTROL: 20SEP05-MEBJ-0651-7HMA**

**V/ABDULLAH, HASKEM SHEFI/CIV  
M/W/FNIZ/N//01JAN76/FALLUJAH, IRAQ**

**ENCLOSURE ( N )**

233



**CONTROL: 20SEP05-MEBJ-0651-7HMA**

**V/ABDULLAH, HASKEM SHEFI/CIV  
M/W/FNIZ/N//01JAN76/FALLUJAH, IRAQ**

**ENCLOSURE ( O )**

A 234

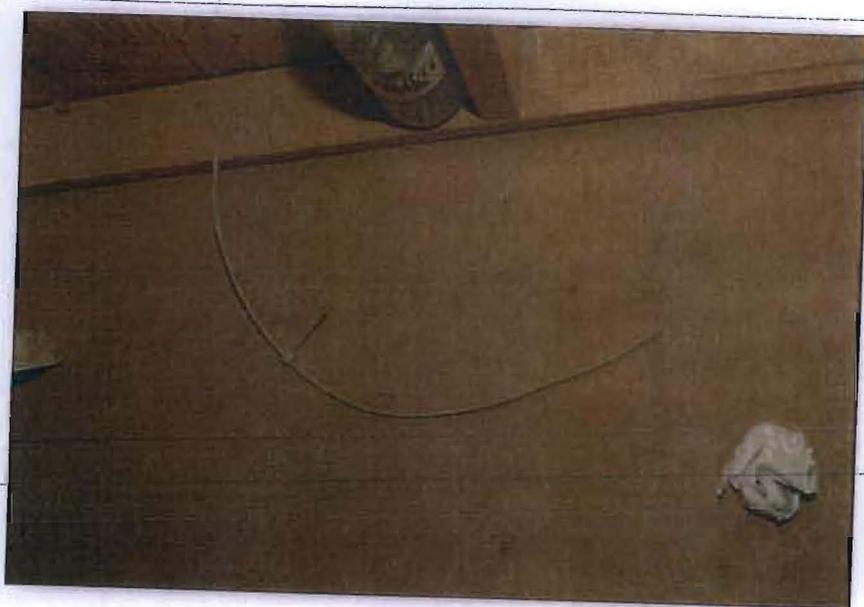


**CONTROL: 20SEP05-MEBJ-0651-7HMA**

**V/ABDULLAH, HASKEM SHEFI/CIV  
M/W/FNIZ/N//01JAN76/FALLUJAH, IRAQ**

**ENCLOSURE ( 8 )**

A 235



**CONTROL: 20SEP05-MEBJ-0651-7HMA**

**V/ABDULLAH, HASKEM SHEFI/CIV  
M/W/FNIZ/N//01JAN76/FALLUJAH, IRAQ**

**ENCLOSURE ( Q )**

*\* 236*

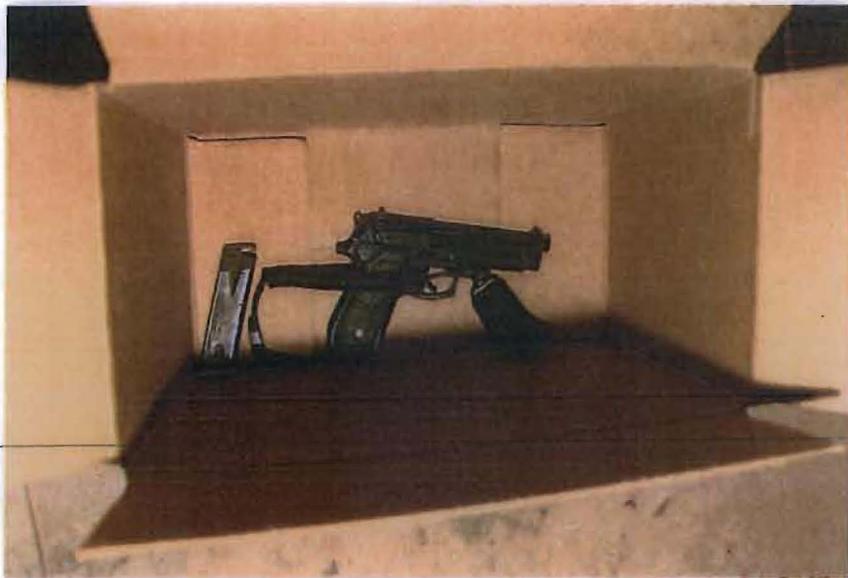


**CONTROL: 20SEP05-MEBJ-0651-7HMA**

**V/ABDULLAH, HASKEM SHEFI/CIV  
M/W/FNIZ/N//01JAN76/FALLUJAH, IRAQ**

**ENCLOSURE (R)**

A 237



**CONTROL: 20SEP05-MEBJ-0651-7HMA**

**V/ABDULLAH, HASKEM SHEFI/CIV  
M/W/FNIZ/N//01JAN76/FALLUJAH, IRAQ**

**ENCLOSURE ( 5 )**

A 238

NAVAL CRIMINAL INVESTIGATIVE SERVICE

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**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

REPORT OF INVESTIGATION (ACTION)

26SEP05

DEATH (II)

CONTROL: 20SEP05-MEBJ-0651-7HMA

V/ABDULLAH, HASKEM SHEFI/CIV  
M/W/FNIZ/N//01JAN76/FALLUJAH, IRAQ

COMMAND/SECOND MARINE DIVISION/12000

MADE AT/0023/WASHINGTON DC [REDACTED] SPECIAL AGENT

REFERENCES

- (A) NCISFO Middle East Bahrain ROI (OPEN)/21Sep05
- (B) NCIS 1, Chapter 25-10, Special Interest "SI" Investigations

NARRATIVE

1. Subsequent to the submission of Reference (A), this case has been given the designation of "Special Interest" (SI) by NCISHQ.

ACTION

MEBJ: As per guidance provided in Reference (B), reporting requirements are to be conducted on a 30-day reporting cycle with all exhibits attached. Annotate distribution section of all SSD documents as "SI" or Special Interest. Ensure NCISHQ Desk Officer, SA [REDACTED] is notified of all significant developments, to include press interest and lead completion, via e-mail and/or telephone contact on a weekly basis for status updates.

DISTRIBUTION

NCISHQ (SI): 0023  
ACTION: MEBJ  
INFO: MEBJ/DCWA

*blb/brc*

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*[Handwritten signature]*

**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

REPORT OF INVESTIGATION (OPEN)

21SEP05

DEATH (II)

CONTROL: 20SEP05-MEBJ-0651-7HMA

V/ABDULLAH, HASKEM SHEFI/CIV  
M/W/FNIZ/N//01JAN76/FALLUJAH, IRAQ

COMMAND/SECOND MARINE DIVISION/12000

MADE AT/MEBJ/CAMP FALLUJAH IRAQ/ [REDACTED] SPECIAL AGENT

**NARRATIVE**

1. This case was initiated to determine the full circumstances surrounding the death of V/ABDULLAH. No criminal statutes apply at this time.

2. On 21SEP05, this office was notified that V/ABDULLAH was shot and killed in Fallujah, Iraq in the vicinity of [REDACTED]. V/ABDULLAH had just been detained at Entry Control Point 5 by members of Regimental Combat Team 8 for being a suspected member of anti-coalition forces. [REDACTED] USMC, SSN: [REDACTED], DOB: [REDACTED] 1st Intelligence Battalion, Counter Intelligence/HUMINT Company, was left alone in a room with V/ABDULLAH whose restraints had been removed. Reportedly, V/ABDULLAH attacked [REDACTED] who subsequently shot and killed V/ABDULLAH.

*High b2*

3. NCIS agents responded, processed the death scene, effected photographic coverage, obtained statements taken by the command, interviewed and obtained a sworn statement from [REDACTED].

4. This investigation is pending additional witness interviews, the autopsy of V/ABDULLAH and the forensic examination of potential evidence.

**ACTION**

R.DCWA: Attend autopsy of Victim at AFIP, Rockville, MD. Follow autopsy investigative protocol, forward results/reports accordingly. Case agent can be contacted at: [REDACTED]@cemnf-wiraq.usmc.mil

*bc/bzc*

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NCISHQ: 0023B  
ACTION: DCWA  
INFO: MEBJ

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**NAVAL CRIMINAL INVESTIGATIVE SERVICE**

**INVESTIGATIVE FILE (B)**

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**RECORDS MANAGEMENT DIVISION**  
**LAW ENFORCEMENT RECORDS**

<b>NAME:</b> NAHAR MUHAMMAD NUMAD				
<b>AKA:</b>				
<b>IDENTIFICATION:</b>	Context: V			
Date of Birth: 19330101 (YYYYMMDD)	State of Birth: Country of Birth: IZ			
<b>FILE IDENTIFICATION #:</b> 02OCT04MEBJ0437				
<b>DCII INDEX CODE</b>	<b>DATE CLOSED</b>			
K C = 5 YEARS F = 15 YEARS G = 25 YEARS K = 50 YEARS	20050610 (YYYYMMDD)			
<b>RECORDS SERIES</b>				
5580/4a(1)(b)	C	F	G	K
	5580/4b(1)(a)	5580/4d(1)(a)	5580/4a(1)(a)	5580/4a(1)(b)
	5580/4d(1)(b)		5580/4b(1)(b)	5580/4a(2)(c)2
	5580/4b(2)(c)2		5580/4c(1)(b)	5580/4c(1)(a)
	5580/4d(2)		5580/4d(5)	
<b>DOD DISSEMINATION:</b>		<b>Other:</b>		
DOD - IG	NAVY - IG	NSGHO	DCIS	
NAVSUPSYSCOM - IG	NAVY - JAG	PERS - 81	CNQ - N29	ONI
NAVSEAYSCOM - IG	NAV COMPT	PERS - 82	NAFCWASH	AFIP
NAVAIRSYSCOM - IG	NAVSPAWAR - IG	PERS - 83	NCIS - 21	DEF LOGISTICS AGY
NAVFACENGCOM - IG	NAVMEDCOM - IG	PERS - 855	DONCAF	MIL POSTALSVCS AGY
				CMC - POS
				CMC - JAM
				CMC - INTO
				NAVRESSO
<b>COMMENTS</b>				
CIS				
66/67c				
CIS (Date/Initials)				
Closed Status X	DUP Titles X	DUP CCN X	DISP	DATA
_____ certify that this document is timely, relevant, accurate and complete and is being retained in strict accordance with SECNAV 5210.1 (Current Edition). 03NOV06 _____ DATE				

NCIS 5000/3 (6-06)

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B1

# U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

REPORT OF INVESTIGATION (CLOSED)

10JUN05

DEATH (II)

CONTROL: 02OCT04-MEBJ-0437-7HMA/C

V/NAHAR, MUHAMMAD NUMAD/CIV  
M/W/FNZZ/N//01JAN33/MUSEL-BAAJ, IRAQ

COMMAND/DOD INTEREST/00000

MADE AT/MEBJ/MANAMA BAHRAIN/ [REDACTED] SPECIAL AGENT

## REFERENCES

- (A) NCISFO Middle East ROI (INTERIM)/08Jan05 (Contains Exhibits 1-9)
- (B) NCISFO Middle East ROI (INTERIM)/28Mar05
- (C) NCISFO Middle East ROI (INTERIM)/01May05

## EXECUTIVE SUMMARY

1. On 01Oct04 V/NAHAR was apprehended and placed inside a detention facility at Camp Al Qaim, Iraq. During his brief stay at Camp Al Qaim, he was diagnosed with stomach ulcers and later found unresponsive inside his cell. V/NAHAR was pronounced dead on 02Oct04 and an autopsy indicated he died of natural causes. The death scene examination and interview of witnesses revealed no signs of criminal activity. The active NCIS investigation has been completed. On 25May05 a Death Review Panel was conducted at the NCIS Middle East Field Office and the authority to close the investigation was granted.

## NARRATIVE

1. 01Oct04 V/NAHAR, a 71 year old Iraqi male, was apprehended for suspicious activities near a Syrian border check point and was subsequently placed in a detention facility at Camp Al Qaim, Iraq. During his stay at Camp Al Qaim he was diagnosed with stomach ulcers and later found unresponsive inside his detainee cell. V/NAHAR was pronounced dead on 02Oct04 and personnel from the Armed Forces Medical Examiner's Office performed the autopsy. The final autopsy indicated V/NAHAR died of natural causes from acute peritonitis due to a perforating gastric ulcer. The death scene examination and interview of witnesses revealed no signs of criminal activity. References (A) through (D) are previous reporting
2. On 25May05 a Death Review Panel was conducted at the NCIS Middle East Field Office. It was determined by ASAC [REDACTED] (Chairman), and SSA's [REDACTED] and [REDACTED] that all logical investigative actions had been completed. The authority to close the case was granted. The active NCIS investigation is complete.

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*bb/b7c*

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**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

REPORT OF INVESTIGATION (ACTION)

27MAY05

DEATH (II)

CONTROL: 02OCT04-MEBJ-0437-7HMA

V/NAHAR, MUHAMMAD NUMAD/CIV  
M/W/FNZZ/N//01JAN33/MUSEL-BAAJ, IRAQ

COMMAND/DOD INTEREST/00000

MADE AT/MEBJ/MANAMA BAHRAIN [REDACTED] SUPERVISORY SPECIAL AGENT

REFERENCE(S)

(A) NCISFO Middle East Bahrain ROI (INTERIM)/01May05

b6/b7c

NARRATIVE

1. IAW lead tasking set forth in Reference (A), on 25May05 a Death Review Panel (DRP), was held at the NCIS Middle East Field Office, Manama, Bahrain. Upon presentation of investigative findings by case agent [REDACTED] and review of the case file by panel members, ASAC [REDACTED] (Chairman) and SSA's [REDACTED] and [REDACTED] it was the determination of the DRP that all logical investigative action had been completed concerning the natural death of V/NAHAR and in keeping with instructions set forth in NCIS-3, Chapter 30, captioned investigation can be closed.

ACTION

R.MEBJ: Authority to close investigation by DRP is hereby granted.

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**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

REPORT OF INVESTIGATION (INTERIM)

01MAY05

DEATH (II)

CONTROL: 02OCT04-MEJ-0437-7HMA

V/NAHAR, MUHAMMAD NUMAD/CIV  
M/W/FNZZ/N//01JAN33/MUSEL-BAAJ, IRAQ

COMMAND/DOD INTEREST/00000

MADE AT/MEJ/MANAMA BAHRAIN ██████████ SPECIAL AGENT

b6/b7c

REFERENCES

- (A) NCISFO Middle East ROI (INTERIM)/08Jan05 (Contains Exhibits 1-9)
- (B) NCISFO Middle East ROI (INTERIM)/28Mar05

EXECUTIVE SUMMARY

1. On 01Oct04 V/NAHAR was apprehended and placed inside a detention facility at Camp Al Qaim, Iraq. During his brief stay at Camp Al Qaim, he was diagnosed with stomach ulcers and later found unresponsive inside his cell. V/NAHAR was pronounced dead on 02Oct04 and an autopsy indicated he died of natural causes. The crime scene examination and interview of witnesses revealed no signs of criminal activity. Active investigation has been completed. Closure is pending review by a Death Review Panel at NCIS Middle East Field Office.

NARRATIVE

1. 01Oct04 V/NAHAR, a 71 year old Iraqi male, was apprehended for suspicious activities near a Syrian border check point and was subsequently placed in a detention facility at Camp Al Qaim, Iraq. During his stay at Camp Al Qaim he was diagnosed with stomach ulcers and later found unresponsive inside his detainee cell. V/NAHAR was pronounced dead on 02Oct04 and personnel from the Armed Forces Medical Examiner's Office performed the autopsy. The final autopsy indicated V/NAHAR died of natural causes from acute peritonitis due to a perforating gastric ulcer. The crime scene examination and interview of witnesses revealed no signs of criminal activity.

2. Subsequent to Refs (A) and (B), in preparation for a Death Review Panel, RA conducted a preliminary death review checklist on 25Mar05. Results of the checklist identified black and white death scene photographs on 8.5" x 11" standard paper instead of color photographs on glossy photographic paper. RA contacted the originating case agent, who reported that the original death scene photos were saved on a computer used in Iraq, which cannot be located. Efforts to locate the original death scene photographs have been unsuccessful and the black and white photographs on the paper are the best copy available.

3. Active investigation is complete, closure is pending review by Death Review Panel at NCIS Middle East Field Office.

ACTION

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02OCT04-MEBJ-0437-7HMA

SUBJ: V/NAHAR, MUHAMMAD NUMAD/CIV  
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✓ R.MEJB: Utilizing case file of V/NAHAR conduct a Death Review Panel.

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# U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

REPORT OF INVESTIGATION (INTERIM)

28MAR05

DEATH (II)

CONTROL: 02OCT04-MEBJ-0437-7HMA

V/NAHAR, MUHAMMAD NUMAD/CIV  
M/W/FNZZ/N//01JAN33/MUSEL-BAAJ, IRAQ

COMMAND/DOD INTEREST/00000

MADE AT/MEBJ/MANAMA BAHRAIN/ [REDACTED] SPECIAL AGENT

## REFERENCE

(1) NCISFO Middle East ROI (INTERIM)/08Jan05 (Contains Exhibits 1-9)

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## EXECUTIVE SUMMARY

1. On 01Oct04 V/NAHAR was apprehended and placed inside a detention facility at Camp Al Qaim, Iraq. During his brief stay at Camp Al Qaim, he was diagnosed with stomach ulcers and later found unresponsive inside his cell. V/NAHAR was pronounced dead on 02Oct04 and an autopsy indicated he died of natural causes. The crime scene examination and interview of witnesses revealed no signs of criminal activity. During a case review in preparation for a Death Review Panel, a sealed package containing evidence, which was seized by Army CID during the autopsy, was discovered inside the case file. The evidence was documented and entered into the NCIS evidence custody system on 28Mar05.

## NARRATIVE

1. 01Oct04 V/NAHAR was apprehended for suspicious activities near a Syrian border check point and was subsequently placed in a detention facility at Camp Al Qaim, Iraq. During his stay at Camp Al Qaim he was diagnosed with stomach ulcers and later found unresponsive inside his detainee cell. V/NAHAR was pronounced dead on 02Oct04 and personnel from the Armed Forces Medical Examiner's Office performed the autopsy. The final autopsy indicated V/NAHAR died of natural causes from acute peritonitis due to a perforating gastric ulcer. The crime scene examination and interview of witnesses revealed no signs of criminal activity.

2. On 25Mar05, a case review was conducted in preparation for a Death Review Panel by Reporting Agent. During this review, a small white envelope entitled "Evidence Property Tag" was discovered inside the case file. The US Army Criminal Investigative Division (CID) control number on the Evidence/Property Custody Document and Evidence Property Tag was listed as 0057-05-CID/0149. Additionally, the Document Number for both was listed as 789-04. Upon further examination, the evidence was a piece of small cardboard with [REDACTED] written on the light brown side. The evidence was found in the body bag of V/NAHAR during the autopsy performed on 04Oct04 by [REDACTED] United States Army (USA), Deputy Medical Examiner, at the Baghdad Mortuary, Baghdad Airport, Iraq. The agent who attended the autopsy and seized the evidence was [REDACTED] Special Agent, 22nd Military Police Battalion Criminal Investigative Division (CID),

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SUBJ: V/NAHAR, MUHAMMAD NUMAD/CIV

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Camp Victory, Iraq, on 04Oct04 at 1000. Subsequently, the evidence was sent to [REDACTED] Special Agent, Evidence Custodian (NFI), and then was sent via registered mail (number R2025211782US) on 13Oct04 to NCISFO Middle East, Bahrain. It is unknown when, where, or who received the evidence at NCIS. The evidence package is unopened and intact and the item appears to have no relevance to this investigation. On 28Mar05, the evidence was documented and entered into the NCIS evidence custody system.

3. Investigation is pending completion of the review of the file in preparation for a Death Review Panel.

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INFO: MEBJ

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# U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

REPORT OF INVESTIGATION (INTERIM)

08JAN05

DEATH (II)

CONTROL: 02OCT04-MEBJ-0437-7HMA

V/NAHAR, MUHAMMAD NUMAN/CIV  
M/W/FNZZ/N//01JAN33/MUSEL-BAAJ, IRAQ

COMMAND/DOD INTEREST/00000

MADE AT/MEBJ/AL ASAD IRAQ ██████████ SPECIAL AGENT

## EXHIBIT(S)

- (1) IA: Receipt of documentation/05Oct04=85(Copy all)
- (2) IA: Results of death scene examination/05Oct04=85(Copy all)
- (3) Statement of ██████████ 02Oct04=85(Copy all)
- (4) IA: Results of interview: ██████████/05Oct04=85(Copy all)
- (5) IA: Results of interview: ██████████/05Oct04=85(Copy all)
- (6) Statement of ██████████ 03Oct04=85(Copy all)
- (7) Statement of ██████████ 03Oct04=85(Copy all)
- (8) Statement of ██████████ 03Oct04=85(Copy all)
- (9) IA: Receipt of documentation/24Dec04=85(Copy all)

## EXECUTIVE SUMMARY

1. V/NAHAR was apprehended on 01Oct04, for suspicious activities near a Syrian border check point. During in-processing into the detention facility at Camp Al Qaim, IZ, he was diagnosed with stomach ulcers by medical staff. At 1250, 02Oct04 V/NAHAR was found unresponsive on the floor of his detainee cell by a guard. V/NAHAR was subsequently pronounced dead by medical personnel at 1308, 02Oct04.

2. On 02Oct04, Reporting Agent (RA) responded to Camp Al Qaim in order to conduct a scene examination and interview witnesses. The scene showed no signs of foul play, nor did it yield any evidence of value. Interviews of the witnesses indicated V/NAHAR was an elderly man who was in poor health. Tribe members interviewed stated V/NAHAR was very ill and his death was expected.

3. Due to V/NAHAR being an Iraqi citizen, the autopsy was performed in the Baghdad area by personnel from the Armed Forces Medical Examiner's Office on 04Oct04. The final autopsy report indicated V/NAHAR died of natural causes. Case pending field office Death Review Panel.

## NARRATIVE

1. This reactive investigation was initiated to determine the circumstances and cause of V/NAHAR's death in accordance with SECNAVINST 5520.3B. No determination of a specific statute can be made at this time.

2. On 02Oct04, RA responded via combat air support to Camp Al Qaim, Iraq to conduct a death scene examination and interview witnesses.

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SUBJ: V/NAHAR, MUHAMMAD NUMAN/CIV

**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

Upon arrival, RA was provided with documentation from the command investigation by [REDACTED] Staff Judge Advocate 1/7 Marines, stationed at Camp Al Qaim. The documentation consisted of statements of Marines involved, detention records and medical records of V/NAHAR, exhibit (1) pertains. RA re-interviewed the Marines who provided statements during the command investigation and they could not provide any further relevant information.

3. On 02Oct04, RA conducted an examination of cell "N", which housed V/NAHAR. The scene was documented with photographs and a sketch. However, there were no signs of foul play and no evidence was collected, exhibit (2) pertains.

4. On 02Oct04, [REDACTED] was interviewed regarding his knowledge of the death of V/NAHAR. [REDACTED] was the attending physician who examined V/NAHAR upon his initial entry into the detention facility. During the initial examination V/NAHAR was causing himself to vomit and complaining of pain. [REDACTED] stated he placed V/NAHAR on observation over night and provided medication for stomach ulcers in the morning. [REDACTED] pronounced V/NAHAR deceased at 1308, 02Oct04, exhibit (3) pertains.

5. On 03Oct04, [REDACTED] and [REDACTED] were interviewed regarding the circumstances surrounding the death of V/NAHAR. All three indicated when V/NAHAR arrived on 01Oct04, he appeared to have stomach pain. However, V/NAHAR did not have any medication with him, so they did not initially provide V/NAHAR any medication. However, after the proper over night observation period, [REDACTED] provided V/NAHAR with one Zantac pill for his stomach. On 02Oct04, at approximately 1250, during the course of his normal guard duty, [REDACTED] found V/NAHAR in his cell unresponsive. [REDACTED] responded and conducted a medical examination. [REDACTED] could not find a pulse or respiration and noted his eyes were slightly open and rigor mortis was starting to set in. [REDACTED] stated he did not attempt CPR based on the obvious signs of death, exhibits (4) through (6) pertain.

6. On 02Oct04 [REDACTED] and [REDACTED] who are elder tribesmen, were interviewed regarding the circumstances surrounding the death of V/NAHAR. Both [REDACTED] and [REDACTED] pleaded with RA not to interview or discuss the death of V/NAHAR with his family, who were also in detention. Their reason was his sons are young and may cause problems for the Marines by having an emotional response of anger towards the Marines, since their father died in detention, alone and not with his family. Based on the gravity of the situation, the decision was made to not interview the children, and rely solely on the information provided by [REDACTED] and [REDACTED]. Both men stated they have known V/NAHAR their entire lives and he had become increasingly ill over the past five years. They expected V/NAHAR to pass away any day and were not surprised to hear he died in his cell. Further, some of the family members stated they thought V/NAHAR was going to die during the transport from the place they were detained to Camp Al Qaim, exhibits (7) and (8) pertain:

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SUBJ: V/NAHAR, MUHAMMAD NUMAN/CIV

**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

7. On 24Dec04, documentation consisting of the final autopsy report, toxicology report, death certificate, autopsy investigative report and photographs were received. Manner of death per the final autopsy report was ruled as natural causes, exhibit (9) pertains.

8. This investigation is pending a Death Review Panel conducted by the Bahrain Field Office (MEBJ) and subsequently transferred to MEBJ final disposition.

**PARTICIPANT(S)**

~~\_\_\_\_\_~~ Special Agent, US Army CID, Baghdad, Iraq

**ACTION**

MEBJ: Please conduct Death Review Panel for this investigation.

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NCISHQ: 0023B12(M)

ACTION: MEBJ

INFO: MEBJ(M), Command(M)

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**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

INVESTIGATIVE ACTION

05OCT04

CONTROL: 02OCT04-MEBJ-0437-7HMA

V/NAHAR, MUHAMMAD NUMAN/CIV  
M/W/FNZZ/N//01JAN33/MUSEL-BAAJ, IRAQ

RECEIPT OF DOCUMENTATION

1. On 02Oct04, Reporting Agent (RA) contacted [REDACTED] USMC, SJA 1/7 Marines regarding the circumstances surrounding the death of V/NAHAR. [REDACTED] provided documentation from the command investigation consisting of detainee records, medical records pertaining to V/NAHAR and statements from the following personnel:

[REDACTED], Third Platoon, D Company, Third LAR Battalion; [REDACTED] Third Platoon, D Company, Third LAR Battalion; [REDACTED] Combat Engineers Battalion, 1/7 Marines; [REDACTED] H&S Company, Communications Platoon, 1/7 Marines; [REDACTED] Weapons Platoon, Charlie Company, 1/7 Marines; [REDACTED] Third Platoon, Charlie Company, 1/7 Marines; enclosure (A) pertains.

2. On 03Oct04, RA re-interviewed the above listed personnel. However, they could not provide any further pertinent information regarding the circumstances surrounding the death of V/NAHAR.

ENCLOSURE(S)

(A) Documentation from the Command Investigation/various

REPORTED BY: [REDACTED] Special Agent  
OFFICE: NCISFO Bahrain, Al Asad, Iraq

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# U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

INVESTIGATIVE ACTION

05OCT04

CONTROL: 02OCT04-MEJ-0437-7HMA

V/NAHAR, MUHAMMAD NUMAN/CIV  
M/W/FNZZ/N//01JAN33/MUSEL-BAAJ, IRAQ

## RESULTS OF: DEATH SCENE EXAMINATION

1. On 20Oct04 at approximately 1830, Reporting Agent (RA) conducted a death scene examination within cell # "N" of the detention facility at Camp Al Qaim, Iraq. The scene was documented with photographs and a sketch, enclosures (A) through (H) pertain. The temperature was approximately 90 degrees Fahrenheit. On 20Oct04, 1318, [REDACTED] declared V/NAHAR dead and his body was taken to the mortuary holding refrigerator. The cell was then secured and nothing was disturbed in RA arrived.

2. Description of holding cell "N":  
The cell is approximately three feet by eight feet in dimension and there is a letter "N" stenciled on the wood portion of the chain link door. The walls were made of wood and the top was open with concertina wire across the opening. There was a blue colored mat (which took up most of the floor space) with three multi-colored blankets on it lying on the floor. Next to the mat was a pair of "flip-flop" sandals. Across from the mat, next to the West wall were two bottles of water; one bottle was full and the other half empty. There was a package of meal ready to eat crackers and packages of peanut butter and jelly, next to the water. Lying on the ground next to the food, closest to the door, was one Zantac pill (pink in color). The pill was identified by [REDACTED], as the Zantac pill he was going to give V/NAHAR, just before he was found deceased.

3. Observations of death scene:  
There was not any evidence of a struggle or any blood located in the holding cell. RA utilized the Microblue alternate light source, with negative results. The food packets had not been opened and the food containers from the morning meal had been thrown in the garbage with the rest of the detainee's discards. The bottled water, bottled by Al Janoub Water Factory had been obtained from the same boxes of water issued to the Marines at Camp Al Qaim. There were no complaints of sickness or death from the Marines about the bottled water; therefore a sample was not taken.

4. Observations of V/NAHAR:  
On 20Oct04, at 1910, RA was shown the location of V/NAHAR's body, which was locked in the mortuary affairs refrigerator, next to the Battalion Aid Station. V/NAHAR was the only corpse in the container, and he had been placed in a black body bag. Photographs were taken of the body bag and V/NAHAR after the bag had been opened. V/NAHAR appeared to be an elderly male and was still wearing his orange detainee jumpsuit. Rigor mortis had set in and there were no obvious

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SUBJ: V/NAHAR, MUHAMMAD NUMAN/CIV  
**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

signs of struggle or injury. There were no detectable ligature marks on his neck, nor any marks on his hands/wrists. V/NAHAR's eyes were still open and he appeared to have a smile on his face. At 1930, RA replaced the body bag on V/NAHAR and locked the refrigerator door. V/NAHAR's body was later transported with escorts [REDACTED]

[REDACTED] Military Police, to Baghdad International Airport for autopsy by Armed Forces Institute of Pathology.

ENCLOSURE(S)

- (A) Photograph of detainee cell door labeled "N"/02Oct04
- (B) Photograph of detainee cell door close-up of "N"/02Oct04
- (C) Photograph of detainee cell overall/02Oct04
- (D) Photograph of food and medicine present in cell/02Oct04
- (E) Photograph of medicine (Zantac) close-up/02Oct04
- (F) Photograph of body bag in Mortuary Affairs refrigerator/02Oct04
- (G) Photograph of V/NAHAR in body bag/02Oct04
- (H) Sketch of death scene/06Oct04

REPORTED BY: [REDACTED] Special Agent  
OFFICE: NCISFO Bahrain, Al Asad, Iraq

*b6/b7c*

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Page 2

LAS

[REDACTED] V2 LNY

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AUTHORIZATION FROM THE NAVAL CRIMINAL INVESTIGATIVE SERVICE.

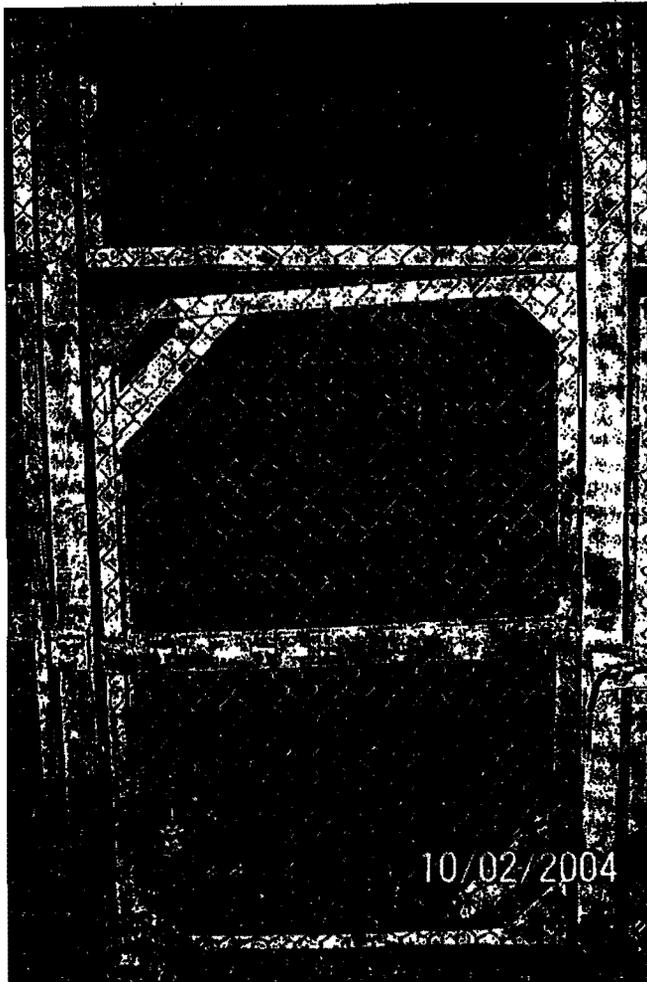
*B32*

Results of the checklist identified black and white death scene photographs on 8.5" x 11" standard paper instead of color photographs on glossy photographic paper. RA contacted the originating case agent, who reported that the original death scene photos were saved on a computer used in Iraq, which cannot be located. Efforts to locate the original death scene photographs have been unsuccessful and the black and white photographs on the paper are the best copy available. - SA [REDACTED] 1May05

b6/b7c

**NAVAL CRIMINAL INVESTIGATIVE SERVICE**

V/NAHAR, MUHAMMAD NUMAN/CIV (DECEASED)  
CCN: 02OCT04-MEBJ-0437-7HMA



ENCLOSURE ( A )

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B34

# NAVAL CRIMINAL INVESTIGATIVE SERVICE

V/NAHAR, MUHAMMAD NUMAN/CIV (DECEASED)  
CCN: 02OCT04-MEBJ-0437-7HMA



ENCLOSURE ( B )

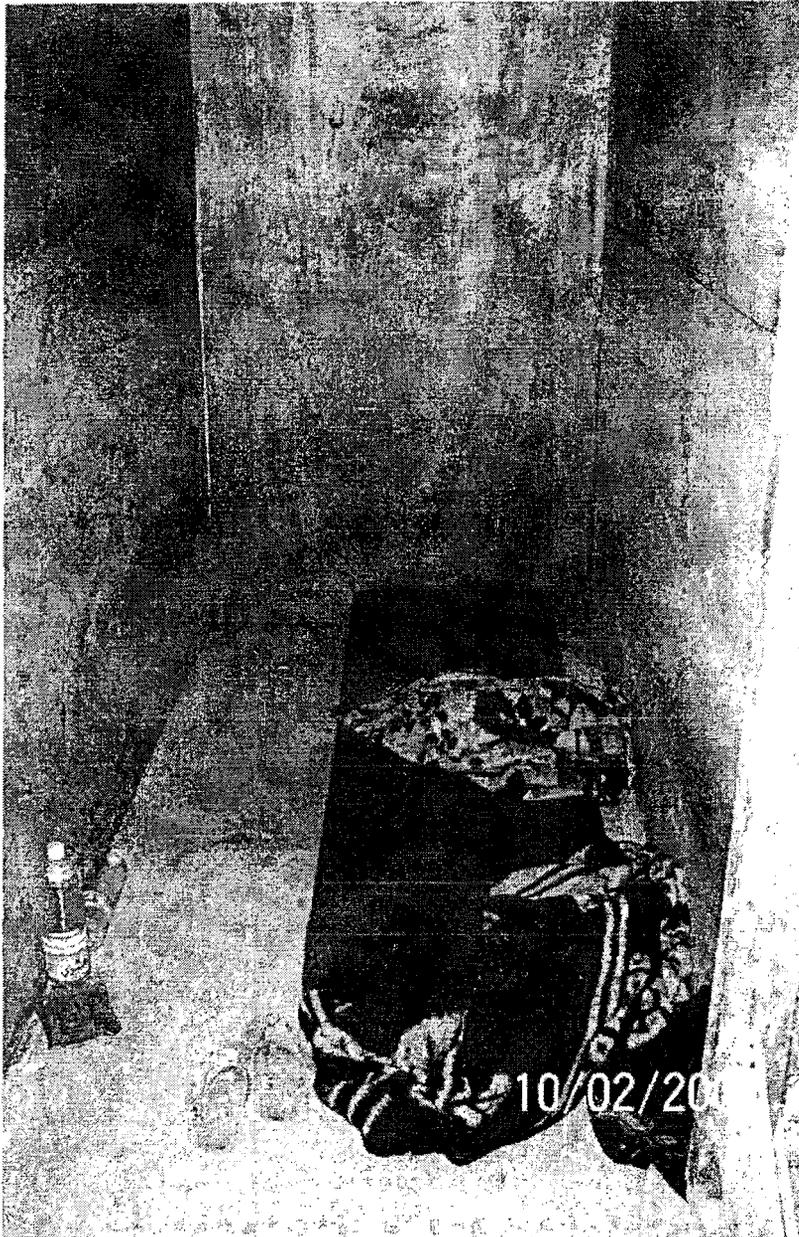
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B 85

**NAVAL CRIMINAL INVESTIGATIVE SERVICE**

V/NAHAR, MUHAMMAD NUMAN/CIV (DECEASED)  
CCN: 02OCT04-MEBJ-0437-7HMA



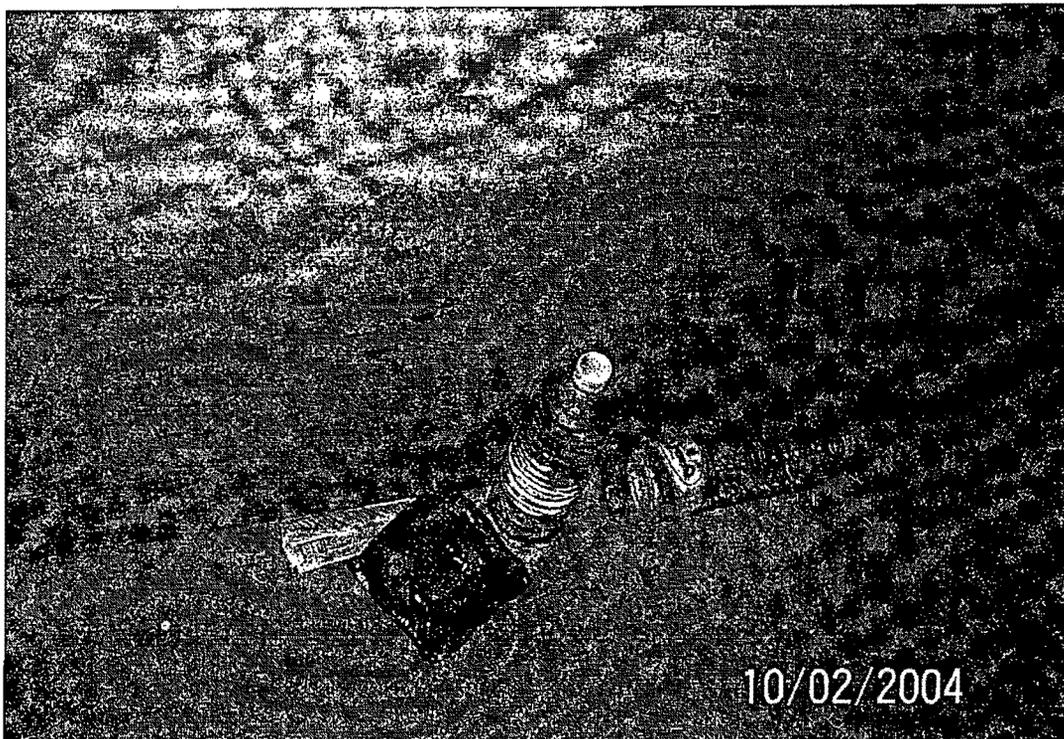
ENCLOSURE ( C )

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# NAVAL CRIMINAL INVESTIGATIVE SERVICE

V/NAHAR, MUHAMMAD NUMAN/CIV (DECEASED)  
CCN: 02OCT04-MEBJ-0437-7HMA



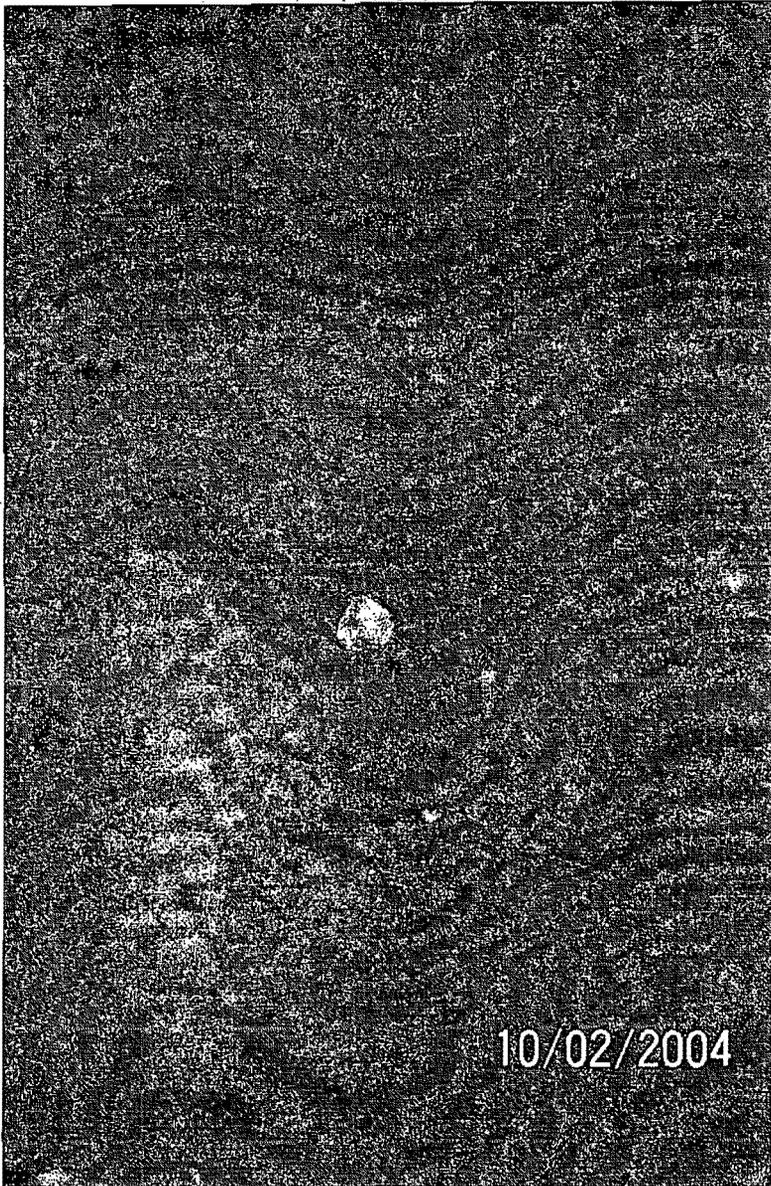
ENCLOSURE ( D )

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NAVAL CRIMINAL INVESTIGATIVE SERVICE

V/NAHAR, MUHAMMAD NUMAN/CIV (DECEASED)  
CCN: 02OCT04-MEBJ-0437-7HMA



ENCLOSURE ( E )

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NAVAL CRIMINAL INVESTIGATIVE SERVICE

DELETED PAGE INFORMATION SHEET

Page(s) B 39-40, Encl. (F) - (G)

withheld entirely at this location. One or more of the following explain this decision:

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Documents originated with other government agency(ies).  
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Comments: \_\_\_\_\_  
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NAVAL CRIMINAL INVESTIGATIVE SERVICE

CCN: 02OCT04-MEJ-0437-7HMA

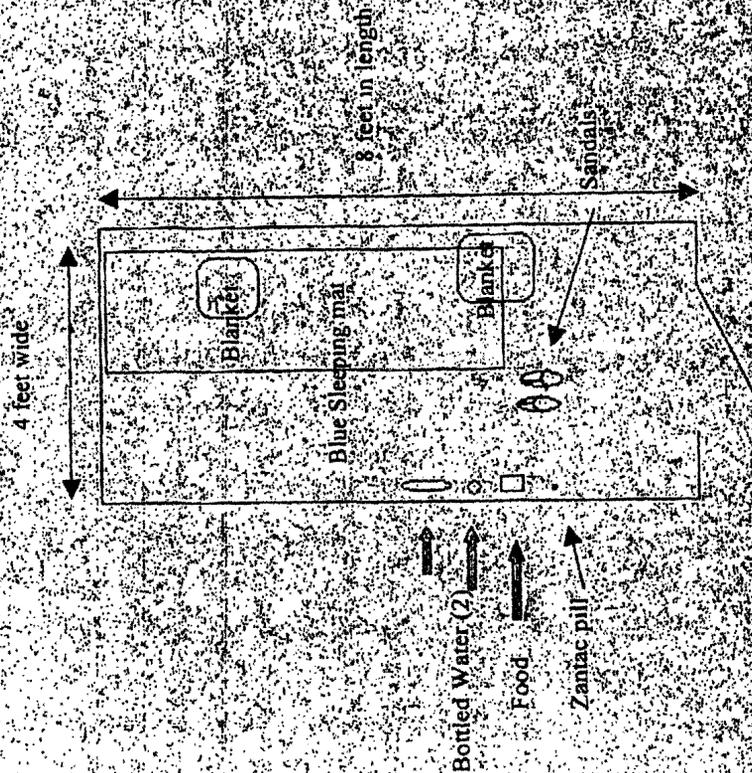
NI Title: V/NAHAR, MUHAMMAD NEUMAN/CIV

Death scene examination conducted on 02Oct04 at the Detention Facility, Camp Al Qaim, Iraq, Cell "N"

Sketch drawn by SA [REDACTED]

Date: 06Oct04

bl/bzl



ENCLOSURE (H)

Bl

STATEMENT

High b2

Place : MCB Al' Qaim, Iraq  
Date : October 2, 2004

I, [REDACTED], make the following free and voluntary statement to SA [REDACTED] whom I know to be a Representative of the United States Naval Criminal Investigative Service. I make this statement of my own free will and without any threats made to me or promises extended. I fully understand that this statement is given concerning my knowledge of the death of detainee [REDACTED].

I am a medical doctor acting as Battalion Surgeon for First Battallion, Seventh Marines, currently stationed in Al' Qaim, Iraq. I attended medical school at Baylor College of Medicine, and I have been practicing medicine for three years in the US Navy. For identification purposes, I am a [REDACTED] male, DOB: [REDACTED] SSN: [REDACTED] POB: [REDACTED].

On 1OCT04 at approximately 1930, I received a phone call from [REDACTED] who was the duty corpsman. He was conducting intake physicals on new detainees. He informed me that during his intake physical, detainee [REDACTED] had complained of abdominal pain, and requested that I come to examine him. I went to the detention facility at that time, and contacted [REDACTED]. [REDACTED] led me to detainee [REDACTED] who was sitting on the floor of the detainee facility office, leaning with his back against the wall. Also present was a younger Iraqi male (possibly [REDACTED]'s nephew), an interpreter, and various other detention facility Marines. With the help of the interpreter, I interviewed [REDACTED] regarding his medical condition. I learned he was a 71 year old male who had a medical history significant for stomach pain, which he attributed to ulcer disease, for the past five years. He apparently either took medicine for his condition currently, or did so in the past, but he did not know the name or type. Additionally, he could not describe the last time he saw a doctor regarding his condition. The majority of this information was provided via the "nephew", and not detainee [REDACTED]. He was also not able to provide any further descriptive information, despite repeated attempts to clarify. It was unclear if this was due to his discomfort at the time, or a lack of understanding of the exact nature of the questions by him or the interpreter. At this time, I learned from [REDACTED] that [REDACTED] had been observed to induce vomiting by gagging himself with his finger on more than one occasion after drinking water. [REDACTED] also told me that there was no blood or the appearance of coagulated blood in the vomitus. [REDACTED]

I physically examined [REDACTED] after the screening interview and found him to be a thin, elderly male, who appeared to be in moderate discomfort. His hand was held over his stomach. His vital signs were within normal limits, except for his temperature, which was approximately 96 degrees F. At the time, I attributed this to his recent ingestion of cool water. His focused exam found his heart to be regular in rate and rhythm, his lungs clear bilaterally, and his abdomen flat. He was voluntarily guarding his abdomen, but did not seem to be in more pain with palpation, and his abdomen was not felt to be rigid. A pulsatile abdominal mass was not felt. His skin turgor (skin tension as a sign of hydration) was normal, and he did not appear to be anemic. He did not appear to be in shock, or to demonstrate signs of peritonitis. At that time I questioned what he and his "nephew" had been doing at the time of their apprehension, and was told that they had been near the border, looking for his sheep (not at home or in the hospital).

b6/b7c

B42

At that time, due to the description of the detainee's activity several hours prior, the history of similar symptoms for the past five years, the lack of any further specific medical or medication history, and most importantly, the exam and appearance of the patient at that time, I felt that it was reasonable to detain him in our facility overnight. Due to his reported self-induced vomiting, I thought that it was possible he was exaggerating his symptoms for our benefit. I asked that he be moved to a cell close to the guard tower for better observation, and planned to reassess him the following day.

On 2 Oct 04, at approximately 1300, I received a message that [redacted] needed my assistance for a "man down" at the detainee facility. He called back shortly thereafter, and informed me that detainee [redacted] had been found dead in his cell. At that time, I went to the detainee facility, was directed to [redacted] cell, and found him deceased. He was recumbant, and some rigor mortis was present. I then declared him dead at 131 [redacted].

Afterwards, I learned from [redacted] that the detainee had had an uneventful night, and was observed to have slept. He was visited for routine sick-call at approximately 0815, and complained of similar stomach pain as the night before. It is the routine at our detainee facility for Corpsman to offer sick-call in the morning, and then discuss patients with me at approximately 1300, when I visit the facility. I had planned that morning to reassess detainee [redacted] ensure he was able to tolerate fluids, and then start him on Zantac for symptomatic relief of his ulcer pain. [redacted] and I discussed that plan at approximately 1000 that morning, while I was conducting sick-call for our Marines [redacted].

This statement consisting of this, and 1 other page(s) was typed by SA [redacted] we discussed its contents. I have read and understand the above statement. I have been given the opportunity to make any changes or corrections I desire to make and have placed my initials over the changes or corrections. This statement is true and correct to the best of my belief and knowledge [redacted].

Signature: [redacted]

Sworn to and subscribed before me this the 3<sup>rd</sup> day of October, 2004

Witness: [redacted]

Special Agent/ U.S. Naval Criminal Investigative Service

AUTH: DERIVED FROM ARTICLE 136 UCMJ (10 USC 36) AND 5 USC 303

High  
b2

b6/b7c

B43

**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

INVESTIGATIVE ACTION

05OCT04

CONTROL: 02OCT04-MEJ-0437-7HMA

V/NAHAR, MUHAMMAD NUMAN/CIV  
M/W/FNZZ/N//01JAN33/MUSEL-BAAJ, IRAQ

RESULTS OF INTERVIEW: [REDACTED]

1. On 20Oct04, [REDACTED] CIV was interviewed regarding the death of V/NAHAR. A statement was not taken from [REDACTED] because he is an Arabic only speaker. The interview was conducted via an interpreter: [REDACTED] CIV, employed by Titan, assigned to the 1/7 Marines at Camp Al Qaim, Iraq.

2. [REDACTED] is an elder in the Shamany tribe, which V/NAHAR is also a member. [REDACTED] is known V/NAHAR for most of his life and they very close. [REDACTED] said he had been near the Syrian border looking for his sheep when the Marines captured him and his tribesman. V/NAHAR has had stomach ulcers for approximately five years. During that time, he has not eaten very much. He usually only drinks milk with a little rice sometimes. V/NAHAR smokes one pack of cigarettes in one or two days. [REDACTED] saw V/NAHAR cough up blood on some occasions and he was taken to a doctor for treatment [REDACTED] was sure V/NAHAR was going to die in the past and it was no surprise to him when V/NAHAR died at the detention facility. "Everyone in the tribe knows about his health problems." [REDACTED] was asked V/NAHAR's sons and nephews would say if asked about V/NAHAR's death. [REDACTED] said they believed he was going to die on the way to Camp Al Qaim and would not be surprised, however they would still be upset that he died.

3. [REDACTED] also requested NCIS not interview the young relatives regarding V/NAHAR's death. He did not know how they would react to discovering the news of their father's death while being detained and may cause problems for the Marines.

BIOGRAPHICAL DATA

EMPLOYMENT: SHEPPARD  
SSN: 000-00-0000  
DOB: [REDACTED]  
POB: [REDACTED]  
RESIDENCE: SHAMANY TRIBE, BAAJ, IRAQ  
OTHER: TRIBE ELDER

REPORTED BY: [REDACTED] Special Agent  
OFFICE: NCISFO Bahrain, Al Asad, Iraq

*66/67c*

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EXHIBIT (4)

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*B 44*

**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

INVESTIGATIVE ACTION

05OCT04

CONTROL: 02OCT04-MEBJ-0437-7HMA

V/NAHAR, MUHAMMAD NUMAN/CIV  
M/W/FNZZ/N//01JAN33/MUSEL-BAAJ, IRAQ

RESULTS OF INTERVIEW: [REDACTED]

1. On 20Oct04, [REDACTED], CIV was interviewed regarding the death of V/NAHAR. A statement was not taken from [REDACTED], because he is an Arabic only speaker. The interview was conducted via an interpreter: [REDACTED], CIV, employed by Titan, assigned to the 1/7 Marines at Camp Al Qaim, Iraq.
2. [REDACTED] is an elder in the Shamany tribe, which V/NAHAR is also a member. [REDACTED] has known V/NAHAR for most of his life and they very close. [REDACTED] said he had been near the Syrian border looking for his sheep when the Marines captured him and his tribesman. [REDACTED] said the trip from the position where they were captured to Camp Al Qaim was very dusty and V/NAHAR was having difficulty breathing.
3. [REDACTED] described V/NAHAR's medical condition as very poor. V/NAHAR has had stomach ulcers for the past five years. During the past two years, V/NAHAR did not eat very much and usually only drank thick milk. V/NAHAR would sometimes drink tea and he smoked too many cigarettes. V/NAHAR was a Sheppard and as part of his duties he would treat camels that were sick.
4. [REDACTED] said he is not surprised V/NAHAR died, but is only sorry that he died while being detained at Camp Al Qaim and not with his family. [REDACTED] does not hold any ill feeling toward the American Marines and understands they were only doing their job when he and his tribesman were detained. [REDACTED] said the two sons and nephews who were also detained with him, said they thought V/NAHAR was going to pass away during the trip to Camp Al Qaim. [REDACTED] described V/NAHAR's living condition, as "he is so sick that he is not living."
5. [REDACTED] requested NCIS not interview V/NAHAR's two sons and two nephews who were being detained also, because he felt they may cause a riot, since they are so young and do not understand.

BIOGRAPHICAL DATA  
 EMPLOYMENT: SHEPPARD  
 SSN: 000-00-0000  
 DOB: [REDACTED]  
 POB: [REDACTED]  
 RESIDENCE: SHAMANY TRIBE, BAAJ, IRAQ  
 OTHER: TRIBE ELDER

b6/b7c

REPORTED BY: [REDACTED], Special Agent  
OFFICE: NCISFO Bahrain, Al Asad, Iraq

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EXHIBIT (5)

13 45

STATEMENT

Place : MCB Al' Qaim, Iraq

Date : October 3, 2004

[REDACTED] make the following free and voluntary statement to SA [REDACTED] whom I know to be a Representative of the United States Naval Criminal Investigative Service. I make this statement of my own free will and without any threats made to me or promises extended. I fully understand that this statement is given concerning my knowledge of the death of V/Muhammad Numan NAHAR, CIV. [REDACTED]

[REDACTED] am a hospital corpsman assigned to the First Marine Division, Seventh Marine Regiment, Battalion Aid Station, stationed at Al' Qaim, Iraq. I have been a corpsman for 2 ½ years, I attended HM "A" school, and field medical service school. For identification purposes, I am a [REDACTED] male, DOB [REDACTED], SSN [REDACTED], POB: [REDACTED]

On 10OCT04 at approximately 1915 I conducted a medical examination of V/NAHAR as he was being processed as a detainee into the detention facility. V/NAHAR was complaining of abdominal pain, curled up in a ball on the floor and was clutching his abdomen. I gave V/NAHAR a bottle of water to drink. He drank half the bottle and proceeded to stick his finger down his throat and forced himself to vomit. I examined the vomit it was clear/whitish and there was no blood or bile in it. V/NAHAR was not responding to my questions via the interpretor, however his nefew was present and told me that V/NAHAR had stomach ulcers and that was the reason he was in pain. I could not determine the cause of the ailment, so I called for [REDACTED] respond and examine V/NAHAR. I was present during the medical examination with [REDACTED] and V/NAHAR. [REDACTED]

After the medical examination conducted by [REDACTED] was finished, I was instructed by him to monitor V/NAHAR throughout the night and have the Marine guards keep an eye on him looking for difficult breathing or any other signs of distress. I checked V/NAHAR periodically between 2030 and 0330. Between 2030 and 0030 he mostly sat on the floor in the cell moaning and holding his abdomen. He refused to eat and only drank water during this time. At 0030 I checked him and he had fallen asleep. At 0330 I left the detention facility and he was still sleeping. I instructed the Marine guards to monitor V/NAHAR for any distress or unusual behavior and to notify me immediately if they notice any of these behaviors. At appximately 0745 on 20OCT04 I was relieved by [REDACTED] and informed him of the current status of all the detainees and specifically the information regarding V/NAHAR. I then went to the Medical Officer to have all the paperwork signed. I wasn't present when V/NAHAR passed away, and I had been informed later that day that he died. [REDACTED]

b6/b7c

This statement consisting of this, and 1 other page(s) was typed by SA [REDACTED] as we discussed its contents. I have read and understand the above statement. I have been given the opportunity to make any changes or corrections I desire to make and have placed my initials over the changes or corrections. This statement is true and correct to the best of my belief and knowledge. [REDACTED]

Signature [REDACTED]

Sworn to and subscribed before me this the 3<sup>rd</sup> day of October, 2004

Witness [REDACTED]

Special Agent in Charge, Criminal Investigative Service

AUTH: DERIVED FROM ARTICLE 136 UCMJ (10 USC 36) AND 5 USC 303

b6/b7c

347

STATEMENT

Place : MCB Al' Qaim, Iraq

Date : October 3, 2004

[REDACTED] make the following free and voluntary statement to SA [REDACTED] whom I know to be a Representative of the United States Naval Criminal Investigative Service. I make this statement of my own free will and without any threats made to me or promises extended. I fully understand that this statement is given concerning my knowledge of the death of V/Muhammad Numan NAHAR, CIV. [REDACTED]

[REDACTED] am a Hospital Corpsman assigned to First Marine Division, Seventh Marine Regiment, Battalion Aide Station, stationed in Al' Qaim, Iraq. I have been a Corpsman for approximately 5 ½ years and I have attended HM "A" school, field medical school and I have 3 years experience in the emergency room at Camp Pendleton, CA. For identification purposes, I am a [REDACTED] male, DOB [REDACTED], SSN [REDACTED], POB [REDACTED]

On 20OCT04 at 0700 I came on duty as a Corpsman at the Al' Qaim Detention Facility. At 0730 I read the passdown log notes regarding the medical status of the detainees. At 0800 I contacted [REDACTED] and inquired about V/NAHAR's medical condition. [REDACTED] said V/NAHAR has a five year history of stomach ulcers and wanted to start him on some medication for the ulcers. [REDACTED] told me he would return to the detention facility at 1300 to re-evaluate V/NAHAR. At 0810 I utilized an interpreter speak with V/NAHAR about his medical condition. V/NAHAR was still complaining about stomach pain and I asked him if he had any other ailments not related to his stomach. V/NAHAR denied having any other ailments and said he had stomach ulcers. I continued on my morning rounds to contact all the detainees and ensure that they didn't need any medical attention [REDACTED]

At 1000, I went to the Battalion Aide Station, and began treating a Marine who had a laceration to his head. At approximately 1100 [REDACTED] issued me some Zantac (anti-acid) for V/NAHAR. After receiving the medicine for V/NAHAR I went to my room and ate lunch. At approximately 1230 I went back to the detention facility. At approximately 1250 [REDACTED], one of the Marine guards, contacted me and told me V/NAHAR wasn't eating lunch. I asked [REDACTED] V/NAHAR had eaten breakfast and he said that he did eat breakfast. I told [REDACTED] that he was probably feeling pain in his stomach from the ulcers and gave him the Zantac pill for V/NAHAR. At approximately 1300 the Marine guards were yelling for me saying "hey doc, I think this guy is dead". At this time, I responded to cell "N" and examined V/NAHAR. I walked in the cell and he was sitting on the floor with his head tilted forward. I first yelled at him to see if he would respond, then I pinched his left breast again looking for a response. V/NAHAR didn't respond so I checked him for a pulse and respiration. He didn't have either, so I laid him down was going to begin CPR, but I noticed his eyes were open slightly and when I laid him down, he was in the beginning state of rigor mortis. At this time I called [REDACTED] and asked him to respond telling him V/NAHAR was dead. At approximately 1310, [REDACTED] pronounced V/NAHAR dead [REDACTED]

bb/brc

248

This statement consisting of this, and 1 other page(s) was typed by SA [REDACTED] as we discussed its contents. I have read and understand the above statement. I have been given the opportunity to make any changes or corrections I desire to make and have placed my initials over the changes or corrections. This statement is true and correct to the best of my belief and knowledge.

Signature: [REDACTED]

Sworn to and subscribed before me this the 3<sup>rd</sup> day of October, 2004

Witness: [REDACTED]

Special Agent, U.S. Naval Criminal Investigative Service

AUTH: DERIVED FROM ARTICLE 136 UCMJ (10 USC 36) AND 5 USC 303

b6/b7c

b49

STATEMENT

Place : MCB Al' Qaim, Iraq

Date : October 3, 2004

[REDACTED], make the following free and voluntary statement to SA [REDACTED] whom I know to be a Representative of the United States Naval Criminal Investigative Service. I make this statement of my own free will and without any threats made to me or promises extended. I fully understand that this statement is given concerning my knowledge of the death of V/Muhammad Numan NAHAR, CIV. [REDACTED]

[REDACTED] am Lance Corporal assigned to the First Marine Division, Seventh Marine Regiment, Charlie Company, 3<sup>rd</sup> Platoon, stationed in Al' Qaim, Iraq. For identification purposes I am [REDACTED] male, DOB [REDACTED] SSN [REDACTED] POB: [REDACTED]

[REDACTED] on 20OCT04 I was working the day shift as a Marine guard at the detention facility at Al' Qaim, Iraq from 0800 to 1600. At 0800 I looked at the detainee board and saw that V/NAHAR was listed as a medical segregated detainee and I asked one of the other Marine guards if he had been eating. I learned that he had been seen by the doctor and I didn't know what was wrong with him but I was supposed to watch him to see if he was acting unusual or if he needed to use the bathroom or if he needed to see the doctor. From 0800 to 0930 I was working in the conex box helping [REDACTED] sort through detainee's personal effects [REDACTED]

[REDACTED] 0930 I relieved [REDACTED] as a rover on the side where V/NAHAR's cell was. At approximately 1030 V/NAHAR said in Arabic "water", so I gave him a bottle of water and I watched him take 2 big swallows of water, set the bottle on the floor and sat back down on the mat in the same position I found him in later when he had died. Between 1030 and 1250 I roved around the detention area on the single cell side and I observed V/NAHAR just sitting with his back against the side of the cell. It appeared to me that he had fallen asleep while sitting there. At 1230 I placed his lunch, which consisted of peanut butter, jelly and bread on the cell door ledge. At 1250 I walked by cell "N" and noticed V/NAHAR hadn't eaten his food, so I walked into the detention facility office and reported this to [REDACTED]

[REDACTED] He logged the information in the log book and [REDACTED] who was also present said to me "oh by the way, he's supposed to have Zantac with every meal" [REDACTED] then handed me a pill to take to V/NAHAR. I took the Zantac and set the pill on the ledge and noticed that V/NAHAR had not moved at all since I last saw him, so I tried to wake him up by saying "hey" and yelled it when he didn't respond. He still didn't respond, so I rattled the cage in an attempt to wake him up. I told [REDACTED] that V/NAHAR wasn't waking up, so he opened the cage and checked to see if V/NAHAR had a pulse. He looked up at me and said "I think he's dead". We both yelled to the corpsman to assist us. [REDACTED] yelled for me to get his medical bag and I brought it too him. I saw that [REDACTED] laid V/NAHAR down and I could see that his arms were stiff as if he had been dead for awhile. At this point I started writing a statement of the incident [REDACTED]

bc/brc

13 50

[REDACTED] is statement consisting of this, and 1 other page(s) was typed by SA [REDACTED] as we discussed its contents. I have read and understand the above statement. I have been given the opportunity to make any changes or corrections I desire to make and have placed my initials over the changes or corrections. This statement is true and correct to the best of my belief and knowledge [REDACTED]

Signature: [REDACTED]

Sworn to and subscribed before me this the 3<sup>rd</sup> day of October, 2004

Witness: [REDACTED]

Special Agent, U.S. Naval Criminal Investigative Service

AUTH: DERIVED FROM ARTICLE 136 UCMJ (10 USC 36) AND 5 USC 303

b6/b7c

B6

**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

INVESTIGATIVE ACTION

24DEC04

CONTROL: 02OCT04-MEBJ-0437-7HMA

V/NAHAR, MUHAMMAD NUMAN/CIV  
M/W/FNZZ/N//01JAN33/MUSEL-BAAJ, IRAQ

RECEIPT OF DOCUMENTATION

1. On 24Dec04, the Final Autopsy Examination Report, Consultation report on contributed material (Toxicological Exam) and the Certificate of Death (Overseas) was received. A review of the Autopsy report revealed the cause of death was Acute Peritonitis due to Perforating Gastric Ulcer and the manner of death as Natural, enclosure (A) pertains. A review of the Toxicology report revealed the urine and liver was tested however both were unremarkable; enclosure (B) pertains. A review of the Death Certificate revealed the date of death was 02Oct04, in Marine Detention Facility, Al Qa'im, Iraq, enclosure (C) pertains. Participant ██████████ attended the autopsy on 04Oct04 and documented his efforts in a CID report, enclosure (D) pertains. ██████████ (NFI) documented the autopsy with photographs, enclosure (E) pertains.

PARTICIPANT(S)

██████████ Special Agent, US Army CID, Baghdad, Iraq

ENCLOSURE

- (A) Final Autopsy Examination Report/24Nov04
- (B) Consultation Report on Contributed Material/18Oct04
- (C) Certificate of Death (Overseas)/28Oct04
- (D) USACID Agent's Investigative Report/05Oct04
- (E) Photo log and Photographs from V/NAHAR's Autopsy/undated

REPORTED BY: ██████████ Special Agent  
OFFICE: NCISFO Bahrain, Al Asad, Iraq

*b6/b7c*

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Page 1

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WARNING

EXHIBIT (9)

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PHOTOGRAPH LOG

NAVAL CRIMINAL INVESTIGATIVE SERVICE

V/NAHAR, MUHAMMAD NUMAN/CIV  
CCN: 03OCT04-MEBJ-0437-7HMA

TAKEN BY: [REDACTED] USA  
DATE TAKEN: 04OCT04

*Wd/bk*

NUMBER	DESCRIPTION	REMARKS
1	Photo ID card	Base color scale
2	Body bag containing V/NAHAR	With ME number
3	Overall of V/NAHAR in body bag	Front
4	Overall of V/NAHAR	Back
5	Overall of V/NAHAR	Front - Naked
6	Overall of V/NAHAR	Back - Naked
7	Scratch on inside of V/NAHAR's right wrist	
8	Close up of scratch	With scale
9	Scratch on outside of V/NAHAR's right forearm	
10	Close up of scratch	With scale
11	Interior of abdomen region	
12	Apparent throat/esophagus	
13	Inside of gun case	Missing 4 M-16 magazines

ENCLOSURE (1)

**NAVAL CRIMINAL INVESTIGATIVE SERVICE**

**DELETED PAGE INFORMATION SHEET**

Page(s) B 65-276, Photographs 1-12

withheld entirely at this location. One or more of the following explain this decision:

           Deleted under exemption(s) \_\_\_\_\_

Documents originated with other government agency(ies).  
Referred to them for review and direct response to you.

           Pages contain information furnished by other government  
agency(ies). We will advise you of releasability of information  
following consultation with agency(ies).

Comments:   10   \_\_\_\_\_

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ACEN-1M \_\_\_\_\_  
FORT MCPHERSON, GA 30330 \_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

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**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

REPORT OF INVESTIGATION (ACTION)

06DEC04

DEATH (II)

CONTROL: 02OCT04-MEBJ-0437-7HMA

V/NAHAR, MUHAMMED NUMAN/CIV (DECEASED)

M/W/FNZZ///01JAN33/MUSEL-BAAJ, IRAQ

COMMAND/DOD INTEREST/00000

MADE AT/0023/NCISHQ WASHINGTON DC [REDACTED] REPRESENTATIVE

REFERENCES

- (A) NCISFO Middle East ROI (OPEN)/04Oct04
- (B) NCISHQ Washington DC ROI (ACTION)/10Nov04

EXHIBITS

- (1) Copy of Final Autopsy Examination Report of V/NAHAR/24Nov04...  
(Copy 23B12 Only)
- (2) Copy of Report of Toxicological Examination of V/NAHAR/18Oct04  
...(Copy 23B12 Only)

NARRATIVE

1. Reference (a) was received tasking NCISHQ 23B12 with tracking and providing MEBJ with autopsy and toxicology reports from the Armed Forces Institute of Pathology (AFIP) regarding post mortem examinations of V/NAHAR. A Certificate of Death (Overseas) was provided by AFIP and forwarded via Reference (b). The Final Autopsy Examination Report was received from AFIP indicating V/NAHAR's cause of death was Acute Peritonitis due to a perforating gastric ulcer. manner of death was listed as natural. The toxicology report was received indicating V/NAHAR's urine and liver were negative for drugs and/or alcohol. Exhibits (1) and (2) provide amplifying details. Exhibits (1) and (2) were forwarded to to SA [REDACTED] in Al Asad Iraq, and SA [REDACTED] Forensic Consultant, FEYK via electronic mail, therefore a mail copy will not be submitted. Lead tasking is complete.

DISTRIBUTION

NCISHQ: 23B12  
 INFO: MEBJ/DCWA/FEYK (ATTN: SA [REDACTED])

*b6/b7c*

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**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

REPORT OF INVESTIGATION (ACTION)

10NOV04

DEATH (II)

CONTROL: 02OCT04-MEBJ-0437-7HMA

V/NAHAR, MUHAMMED NUMAN/CIV (DECEASED)  
M/W/FNZZ///01JAN33/MUSEL-BAAJ, IRAQ

COMMAND/DOD INTEREST/00000

MADE AT/0023/NCISHQ WASHINGTON DC [REDACTED] REPRESENTATIVE

REFERENCE

(A) NCISFO Middle East ROI (OPEN)/04Oct04

EXHIBIT

(1) Copy of Certificate of Death (Overseas) of V/NAHAR/28Oct04...  
(23B12 Only)

NARRATIVE

1. Reference (a) was received tasking NCISHQ 23B12 with tracking and providing MEBJ with autopsy and toxicology reports from the Armed Forces Institute of Pathology (AFIP) regarding post mortem examinations of V/NAHAR. A Certificate of Death (Overseas) was provided by AFIP and is appended as Exhibit (1). The certificate of death was forwarded to SA [REDACTED] in Al Asad Iraq, via electronic mail. The final autopsy and toxicology reports are not yet available. Lead tasking remains pending receipt of final autopsy and toxicology reports.

DISTRIBUTION

NCISHQ: 23B12  
INFO: MEBJ/FEYK

*bb/bzk*

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**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

REPORT OF INVESTIGATION (OPEN)

04OCT04

DEATH (II)

CONTROL: 02OCT04-MEBJ-0437-7HMA

V/NAHAR, MUHAMMAD NUMAN/CIV (DECEASED)  
M/W/FNZZ/N//01JAN33/MUSEL-BAAJ, IRAQ

COMMAND/DOD INTEREST/00000

MADE AT/MEBJ/AL ASAD IRAQ ██████████ SPECIAL AGENT

**NARRATIVE**

1. This investigation was initiated to determine the circumstances and cause of V/NAHAR's death in accordance with SECNAVINST 5520.3B.

2. V/NAHAR was apprehended on 01Oct04, for suspicious activities near a Syrian border check point. During in-processing into the detention facility at Camp Al Qaim, IZ, he was diagnosed with stomach ulcers by medical staff. At 1250 on 02Oct04, V/NAHAR was found unresponsive on the floor of his detainee cell by a guard. V/NAHAR was subsequently pronounced dead by medical personnel at 1308, 02Oct04. An autopsy will be performed in the Baghdad area by personnel from the Armed Forces Medical Examiner's Office.

**ACTION**

R.0023B: Track and provide final autopsy and toxicology reports.

**DISTRIBUTION**

NCISHQ: 0023B  
ACTION: 0023B  
INFO: MEBJ

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**NAVAL CRIMINAL INVESTIGATIVE SERVICE**

**INVESTIGATIVE FILE (C)**

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**RECORDS MANAGEMENT DIVISION**  
**LAW ENFORCEMENT RECORDS**

<b>NAME:</b> ABDAL AHMAD KHALAF	
AKA: MASHADAL AHMED KHALAF ABDAL	
<b>IDENTIFICATION:</b>	Context: V
Date of Birth: 19470101 (YYYYMMDD)	State of Birth: Country of Birth: IQ
<b>FILE IDENTIFICATION #:</b> 03JAN0724IZ00027HMA	
<b>DCII INDEX CODE</b>	<b>DATE CLOSED</b>
K C = 5 YEARS F = 15 YEARS G = 25 YEARS K = 50 YEARS	20071215 (YYYYMMDD)
<b>RECORDS SERIES</b>	
5580/4b(1)(a)	C 5580/4b(1)(a) 5580/4d(1)(b) 5580/4b(2)(c)2 5580/4d(2)
	F 5580/4d(1)(a)
	G 5580/4a(1)(a) 5580/4b(1)(b) 5580/4c(1)(b) 5580/4d(5)
	K 5580/4a(1)(b) 5580/4a(2)(c)2 5580/4c(1)(a)
Polygraph Conducted Y <input type="radio"/> N <input checked="" type="radio"/>	Final Disposition Reported to FBI Y <input type="radio"/> N <input checked="" type="radio"/>
Fingerprints Submitted to Code 24B3 Y <input type="radio"/> N <input checked="" type="radio"/>	Sexual Offender Registry Completed Y <input type="radio"/> N <input checked="" type="radio"/>
Disclosure/Accountability Statement: If this investigation is disseminated outside NCIS, complete NCIS Form 009/10-80, and ensure it is retained in the case file.	
NCISHQ Use Only	
CIS (Date/Initials) [REDACTED] / 11 JAN 08	66/67C
Closed Status <input checked="" type="checkbox"/> DUP Titles <input checked="" type="checkbox"/> DUP CCNT <input checked="" type="checkbox"/> DISP DATA	
I [REDACTED] certify that this document has been reviewed and is complete. Typed Name of SSA [REDACTED]	
[REDACTED] SIGNATURE	22 DEC 07 DATE

NCIS 5000/3 (12-06)

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**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

REPORT OF INVESTIGATION (CLOSED)

15DEC07

DEATH (II)

CONTROL: 03JAN07-24IZ-0002-7HMA/C

V/ABDAL, AHMAD KHALAF/CIV  
M/W/FNIQ/N//01JAN47/SYRIA  
A/KHALAF'ABD, AHMAD//  
A/KHALAF, SHABAHMAD//  
A/MASHADAL, AHMED KHALAF ABDAL//

COMMAND/3D BATTALION, 14TH MARINES (FWD) CAMP AL ASAD IRAQ/81233

MADE AT/24IZ/CAMP AL ASA [REDACTED] SPECIAL AGENT

REFERENCE(S)

- (A) NCISRA Iraq, Camp Al Asad ROI(INTERIM)/25Feb07 (Contains Exhibits 1-27)
- (B) NCISRA Iraq, Camp Al Asad ROI(INTERIM)/13Mar07
- (C) NCISRA Iraq, Camp Al Asad ROI(INTERIM)27Apr07 (Contains Exhibit 28)
- (D) NCISRA Iraq, Camp Al Asad ROI(INTERIM)/01Jun07
- (E) NCISRA Iraq, Camp Al Asad ROI(INTERIM)/19Jul07 (Contains Exhibits 29-33)
- (F) NCISRA Iraq, Camp Al Asad ROI(INTERIM)/30Aug07
- (G) NCISRA Iraq, Camp Al Asad ROI(INTERIM)/04Oct07 (Contains Exhibit 34)

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EXECUTIVE SUMMARY

1. On 03Jan07, NCIS Camp Al Asad, Iraq was notified of the death of V/ABDAL. Information indicated V/ABDAL was a detainee who died during an interrogation with a Human Exploitation Team (HET) member at the Regional Detention Facility (RDF) aboard Camp Al Asad, Iraq. The final autopsy report from the Armed Forces Institute of Pathology (AFIP), Dover, DE identified the cause of death as "atherosclerotic cardiovascular disease and mitral valve prolapse with annular calcification", and manner of death as "natural".

2. On 10Dec07, a Death Review Panel (DRP) was held at the NCIS Contingency Response Field Office (CRFO), Glynco, GA and provided authorization to close this investigation. This investigation is closed.

NARRATIVE

1. References (A)-(G) detail investigation to date.

2. On 10Dec07, a Death Review Panel (DRP) was held at the NCIS Contingency Response Field Office (CRFO), Glynco, GA. The DRP concluded this investigation had been thoroughly conducted, was administratively complete and authorized investigation to be closed. This investigation is closed.

DISTRIBUTION

NCISHQ: 0023B

INFO: 0024C/24IZ/2DMAW (FWD) SJA (H)

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C2

# U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

REPORT OF INVESTIGATION (ACTION)

14DEC07

DEATH (II)

CONTROL: 03JAN07-24IZ-0002-7HMA

V/ABDAL, AHMAD KHALAF/CIV  
M/W/FNIQ/N//01JAN47/SYRIA  
A/AALAF, SHABAHMAD//  
A/KHALAF'ABD, AHMAD//  
A/MASHADAL, AHMED KHALAF ABDAL//

COMMAND/3D BATTALION, 14TH MARINES (FWD) CAMP AL ASAD IRAQ/81233

MADE AT/024C/GLYNCO GA/[REDACTED], SPECIAL AGENT

## REFERENCE

(A) NCISRA IRAQ ROI (INTERIM)/04Oct07

## NARRATIVE

1. On 10Dec07, a Death Review Panel (DRP) tasked under reference (A) was convened by this office to determine if this death investigation was thoroughly conducted and administratively complete. The DRP concluded this investigation is complete and no further investigative actions are required.

2. Lead tasking is complete.

## PARTICIPANT(S)

[REDACTED] Special Agent, Contingency Response Field Office  
[REDACTED] Special Agent, Contingency Response Field Office  
[REDACTED] Special Agent, Contingency Response Field Office  
[REDACTED] Special Agent, Contingency Response Field Office

## ACTION

R.24IZ: DRP authorizes the closure of this investigation. Please transmit the ROI (CLOSED).

## DISTRIBUTION

NCISHQ: 0023B  
ACTION: 24IZ  
INFO: 024C

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CB

**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

REPORT OF INVESTIGATION (ACTION)

01DEC07

DEATH (II)

CONTROL: 03JAN07-24IZ-0002-7HMA

V/ABDAL, AHMAD KHALAF/CIV  
M/W/FNIQ/N//01JAN47/SYRIA  
A/KHALAF'ABD, AHMAD//  
A/KHALAF, SHABAHMAD//  
A/MASHADAL, AHMED KHALAF ABDAL//

COMMAND/3D BATTALION, 14TH MARINES (FWD) CAMP AL ASAD IRAQ/81233

MADE AT/24IZ/CAMP AL ASAD IRAQ [REDACTED] SPECIAL AGENT

REFERENCE(S)

(A) NCISRA GLYNCO, GA ROI (ACTION)/29Nov07

NARRATIVE

1. Pursuant to Reference (A), exhibits (29)-(34) to captioned investigation were electronically forwarded to 024C on 01Dec07 for the CRFO Death Review Panel. Tasking is complete.

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NCISHQ: 0023

INFO: 24C/24IZ

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C4

**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

REPORT OF INVESTIGATION (ACTION)

29NOV07

DEATH (II)

CONTROL: 03JAN07-24IZ-0002-7HMA

V/ABDAL, AHMAD KHALAF/CIV  
M/W/FNIQ/N//01JAN47/SYRIA  
A/AALAF, SHABAHMAD//  
A/KHALAF'ABD, AHMAD//  
A/MASHADAL, AHMED KHALAF ABDAL//

COMMAND/3D BATTALION, 14TH MARINES (FWD) CAMP AL ASAD IRAQ/81233

MADE AT/024C/GLYNCO GA [REDACTED] SPECIAL AGENT

REFERENCES

- (A) NCISRA IRAQ CAMP AL ASAD ROI (INTERIM)/04OCT07... (Contains Exhibit 34)
- (B) NCISRA IRAQ CAMP AL ASAD ROI (INTERIM)/19JUL07... (Contains Exhibits 29-33)

NARRATIVE

1. IRT to references (A) and (B), a complete review of case file was conducted and it was determined that there are exhibits and enclosures missing which will delay the process of a Death Review Panel (DRP). DRP will convene when all exhibits and enclosures are forwarded to 024C.

2. The following exhibits and enclosures need to be provided:

Exhibits (29) - (34).

ACTION

R.24IZ: Forward the exhibits listed in paragraph 2 to 024C.

DISTRIBUTION

NCISHQ: 0023/024C

ACTION: 24IZ

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Page 1 ~~LIST~~ V2 LNY

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**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

REPORT OF INVESTIGATION (INTERIM)

04OCT07

DEATH (II)

CONTROL: 03JAN07-24IZ-0002-7HMA

V/ABDAL, AHMAD KHALAF/CIV  
M/W/FNIQ/N//01JAN47/SYRIA  
A/KHALAF'ABD, AHMAD//  
A/KHALAF, SHABAHMAD//  
A/MASHADAL, AHMED KHALAF ABDAL//

COMMAND/3D BATTALION, 14TH MARINES (FWD) CAMP AL ASAD IRAQ/81233

MADE AT/24IZ/CAMP AL ASAD IRAQ/ [REDACTED] SPECIAL AGENT

REFERENCE(S)

- (A) NCISRA Iraq, Camp Al Asad ROI (INTERIM)/25Feb07 (Contains Exhibits 1-27)
- (B) NCISRA Iraq, Camp Al Asad ROI (INTERIM)/13Mar07
- (C) NCISRA Iraq, Camp Al Asad ROI (INTERIM)/27Apr07 (Contains Exhibit 28)
- (D) NCISRA Iraq, Camp Al Asad ROI (INTERIM)/01Jun07
- (E) NCISRA Iraq, Camp Al Asad ROI (INTERIM)/19Jul07 (Contains Exhibits 29-33)
- (F) NCISRA Iraq, Camp Al Asad ROI (INTERIM)/30Aug07

b6/b7c

EXHIBIT

- (34) Final Autopsy Report, Amended/05Sep07

EXECUTIVE SUMMARY

1. On 03Jan07, at approximately 1810, [REDACTED] USMC, Staff Judge Advocate (SJA), Regimental Combat Team 7 (RCT-7), Camp Ripper, Al Asad, Iraq, advised a detainee had died during an interrogation with a Human Exploitation Team (HET) member at the Regional Detention Facility (RDF) aboard Camp Al Asad Air Base. [REDACTED] opined V/ABDAL died from cardiopulmonary arrest.

2. Photographic documentation was taken of the death scene and of V/ABDAL at the hospital and Mortuary Affairs. Statements were obtained from the HET interrogator, [REDACTED] USMC, and the Linguist, [REDACTED] who were present when V/ABDAL collapsed. [REDACTED] and [REDACTED] stated V/ABDAL never indicated he was in pain or feeling ill during the interrogation. [REDACTED] and [REDACTED] indicated that after approximately thirty minutes into the interrogation, V/ABDAL appeared to have fainted. Two videotapes of the interrogation were seized and reviewed with no discrepancies noted from [REDACTED] and [REDACTED] statements.

3. The final autopsy report from the Armed Forces Institute of Pathology (AFIP), Dover, DE identified the cause of death as "atherosclerotic cardiovascular disease and mitral valve prolapse with annular calcification", and manner of death as "undetermined". On 22Aug07, after reviewing additional investigative material AFIP changed the manner of death from undetermined to natural. This case is pending Death Review Panel (DRP) review for authority to close.

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00JAN07-24IZ-0002-7HMA

SUBJ: V/ABDAL, AHMAD KHALAF/CIV

**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

**NARRATIVE**

1. This investigation is being conducted to document the events surrounding V/ABDAL's death. No statues apply at this time.
2. References (A) through (F) detail investigation to date.
3. On 01Aug07, two videotapes of V/ABDAL's interrogation were forwarded to SA [REDACTED], NCIS AFIP Representative, for review by AFIP. On 22Aug07, AFIP reviewed the video tapes of V/ABDAL's interrogation. On 05Sep07, an after reviewing the video tapes AFIP issued an amended Final Autopsy Report which changed the manner of death from undetermined to natural. Exhibit (34) pertains.
4. On 04Oct07, [REDACTED] DSJA, 2DMAW was briefed on the status of this investigation.
5. Active investigation is complete. This case is being forwarded to the Contingency Response Field Office, DRP for review and authority to close.

**PARTICIPANTS**

[REDACTED], Special Agent, NCIS AFIP Rep., NCISHQ

**ACTION**

DIST: Active investigation complete. Investigation pending review at the Contingency Response Field Office DRP.

R.024C: Conduct field office DRP review. If the DRP determines that all investigative activity has been completed, request authority to close this investigation.

**DISTRIBUTION**

NCISHQ: 0023B

ACTION: 0024C

INFO: 24IZ/2DMAW (FWD) SJA (H)

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Page 2

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07



**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

REPORT OF INVESTIGATION (INTERIM)

30AUG07

DEATH (II)

CONTROL: 03JAN07-24IZ-0002-7HMA

V/ABDAL, AHMAD KHALAF/CIV  
M/W/FNIQ/N//01JAN47/SYRIA  
A/KHALAF'ABD, AHMAD//  
A/KHALAF, SHABAHMAD//  
A/MASHADAL, AHMED KHALAF ABDAL//

COMMAND/3D BATTALION, 14TH MARINES (FWD) CAMP AL ASAD IRAQ/81233

MADE AT/24IZ/CAMP AL ASAD IRAQ [REDACTED] SPECIAL AGENT

REFERENCE(S)

- (A) NCISRA Iraq, Camp Al Asad, Iraq ROI (INTERIM)/25Feb07 (Contains Exhibits 1-27)
- (B) NCISRA Iraq, Camp Al Asad, Iraq ROI (INTERIM)/13Mar07
- (C) NCISRA Iraq, Camp Al Asad, Iraq ROI (INTERIM)/27Apr07 (Contains Exhibit 28)
- (D) NCISRA Iraq, Camp Al Asad, Iraq ROI (INTERIM)/01Jun07
- (E) NCISRA Iraq, Camp Al Asad, Iraq ROI (INTERIM)/19Jul07 (Contains Exhibits 29-33)

b6/b7c

EXECUTIVE SUMMARY

1. On 03Jan07, at approximately 1810, [REDACTED] N, USMC, Staff Judge Advocate (SJA), Regimental Combat Team 7 (RCT-7), Camp Ripper, Al Asad, Iraq, advised a detainee had died during an interrogation with a Human Exploitation Team (HET) member at the Regional Detention Facility (RDF) aboard Camp Al Asad Air Base. Upon arriving at the Camp Al Asad Air Base Hospital [REDACTED] MC, USN, advised V/ABDAL died. [REDACTED] opined V/ABDAL died from cardiopulmonary arrest. [REDACTED] stated he noted no external injuries to V/ABDAL but did report V/ABDAL may have had ribs broken during Cardio Pulmonary Resuscitation (CPR). Interviews were conducted with hospital personnel, fire rescue and RDF Marine personnel who attempted to revive to V/ABDAL. Photographic documentation was taken of the death scene and of V/ABDAL at the hospital and Mortuary Affairs. Statements were obtained from the HET interrogator [REDACTED] USMC, and the Linguist [REDACTED], who were present when V/ABDAL collapsed. [REDACTED] and [REDACTED] stated V/ABDAL never indicated he was in pain or feeling ill during the interrogation. [REDACTED] and [REDACTED] indicated that after approximately thirty minutes into the interrogation, V/ABDAL appeared to have fainted. [REDACTED] and [REDACTED] reached out to steady him then [REDACTED] laid him on the ground on his left side while [REDACTED] went to get help. [REDACTED] noted V/ABDAL was grinding his teeth at one point in the interrogation. [REDACTED] stated V/ABDAL was "snoring" when he collapsed. Two video tapes of the interrogation were seized and reviewed with no discrepancies noted from [REDACTED] and [REDACTED] statements. The final autopsy report from the Armed Forces Institute of Pathology (AFIP), Dover, DE identified the cause of death as "atherosclerotic cardiovascular disease and mitral valve prolapse with annular calcification", and manner of death as "undetermined". On 22Aug07,

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03JAN07-24IZ-0002-7HMA

SUBJ: V/ABDAL, AHMAD KHALAF/CIV

**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

after reviewing additional investigative material AFIP changed the manner of death from undetermined to natural. References (A) through (E) reported all previous investigative endeavors. This case is pending receipt of the updated autopsy from AFIP.

**NARRATIVE**

1. This investigation is being conducted to document the events surrounding V/ABDAL's death. No statues apply at this time.
2. On 01Aug07, the two video tapes of V/ABDAL's interrogation were forwarded to SA [REDACTED], NCIS AFIP Representative, for review by AFIP. On 22Aug07, AFIP reviewed the video tapes of V/ABDAL's interrogation. After reviewing the video tapes the manner of death was changed from undetermined to natural.
3. On 30Aug07, [REDACTED] USMC, SJA, 2DMAW and [REDACTED] Task Force MP, Camp Al Asad, Iraq, were briefed on the status of this investigation. This investigation is pending receipt of updated autopsy results from AFIP.

**PARTICIPANTS**

[REDACTED] Special Agent, NCIS AFIP Rep., NCISHQ

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NCISHQ: 0023B

INFO: 0024C/24IZ/SJA, 2DMAW (H)

b6/b7c

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**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

REPORT OF INVESTIGATION (ACTION)

30JUL07

DEATH (II)

CONTROL: 03JAN07-24IZ-0002-7HMA

V/ABDAL, AHMAD KHALAF/CIV  
M/W/FNIQ/N//01JAN47/SYRIA  
A/KHALAF, SHABAHMAD//  
A/KHALF'ABD, AHMAD//  
A/MASHADAL, AHMED KHALAF ABDAL//

COMMAND/3D BATTALION, 14TH MARINES (FWD) CAMP AL ASAD IRAQ/81233

MADE AT/24IZ/CAMP AL ASAD IRAQ [REDACTED] SPECIAL AGENT

**EXHIBIT**

- (1) IA: Receipt of Detainee Documents and Seizure of Video Tapes of Interview Booth/21Feb07... (Copy 023B)
- (2) IA: Results of Video Tape Review/24Feb07... (Copy 023B)

*66/67c*

**NARRATIVE**

1. At 1810, 03Jan07, [REDACTED] USMC, Staff Judge Advocate (SJA), Regimental Combat Team 7 (RCT-7), USMC, Camp Ripper, Al Asad, Iraq, notified NCIS Al Asad, Iraq, of a detainee death that occurred during an interrogation with a Human Exploitation Team (HET) member. [REDACTED] advised the death occurred at the Regional Detention Facility (RDF) aboard Al Asad Air Base. Upon arriving at the Al Asad Air Base Hospital, [REDACTED] MC, USN, advised V/ABDAL died, in his opinion, due to cardiopulmonary arrest. [REDACTED] stated he noted no external injuries to V/ABDAL but did report V/ABDAL may have had ribs broken during Cardio Pulmonary Resuscitation (CPR). Interviews were conducted with hospital, fire rescue and RDF Marine personnel who attended to V/ABDAL. Photographic documentation was taken of the death scene and of V/ABDAL at the hospital and Mortuary Affairs. Statements were obtained from the HET interrogator, [REDACTED] USMC, and the Linguist, [REDACTED], who were present when V/ABDAL collapsed. [REDACTED] and [REDACTED] stated V/ABDAL never indicated he was in pain or feeling ill during the interrogation. [REDACTED] and [REDACTED] indicated that after approximately thirty minutes into the interrogation, V/ABDAL appeared to have fainted. [REDACTED] and [REDACTED] reached out to steady him then [REDACTED] laid him on the ground and on his left side while [REDACTED] went to get help. [REDACTED] noted V/ABDAL was grinding his teeth at one point in the interrogation. [REDACTED] stated V/ABDAL was "snoring" when he collapsed. Two video tapes of the interrogation were seized and reviewed with no discrepancies noted from [REDACTED] and [REDACTED] statements, exhibits (1) and (2).

2. On 30Jul07, coordination was made with SA [REDACTED] NCIS Representative AFIP. SA [REDACTED] indicated the Medical Examiner was willing to review the two video tapes of the interrogation to assist him determining the Manner of Death for V/ABDAL.

**ACTION**

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SUBJ: V/ABDAL, AHMAD KHALAF/CIV

**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

R.023B: Utilizing exhibits (1) and (2), along with the two video tapes of the interrogation, coordinate with the AFIP Medical Examiner who conducted V/ABDAL's autopsy. Request the Medical Examiner review the exhibits and video tapes to further assist him in determining the Manner of Death for V/ABDAL. The video tapes will be shipped via registered mail, #RB862577149US, to SA [REDACTED], Armed Forces Medical Examiner, 1413 Research BLVD, BLDG 102, Rockville, MD 20850. Any questions should be addressed to SA [REDACTED] DSN 318-3411-303 or [REDACTED]@aa.mnf-wiraq.usmc.mil

**DISTRIBUTION**

NCISHQ: 023B

ACTION: 023B (Attn: SA [REDACTED] AFIP) (M)

INFO: 024C/24IZ

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**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

INVESTIGATIVE ACTION

21FEB07

CONTROL: 03JAN07-24IZ-0002-7HMA

V/ABDAL, AHMAD KHALAF /CIVILIAN  
M/W/FNIZ/N//01JAN47/SYRIA

**RECEIPT OF DETAINEE DOCUMENTS AND SEIZURE OF VIDEO TAPES OF INTERVIEW BOOTH**

1. On 03Jan07, at approximately 2105, Reporting Agent (RA) obtained the detainee medical history of V/ABDAL, forms 509 of checks conducted, and two (2) video tapes from [REDACTED], USMC, Commander, Regional Detention Facility (RDF), Al Asad, Iraq. The medical history of V/ABDAL showed he suffered from Hypertension, stomach ulcers and prostritis. Records revealed V/ABDAL had been prescribed Cipro (500mg), Captopril (25mg) and Zantac (150mg) and had been receiving these medications twice a day at approximately 0800 and 2000, since V/ABDAL had been processed in at the RDF on 25Dec06, until his death on 03Jan07. Medical history shows V/ABDAL's blood pressure was checked at least once a day during this time period, Enclosure (A) pertains.

2. On 04Jan07, a review of the 509 records of detainee checks conducted from 25Dec06 to 03Jan07, revealed V/ABDAL left his cell for an interrogation box at approximately 1647, on 03Jan07, Enclosure (B) provides amplifying information. RA obtained two (2) video tapes used to record the interrogation of V/ABDAL at the time of his death. Video tapes were submitted into NCIS Al Asad evidence custody under log number 001-07.

**ENCLOSURE(S)**

- (A) RDF Medical History for V/ABDAL/25Dec06
- (B) RDF 24 Hour observation sheet for V/ABDAL/25Dec06-03Jan07

REPORTED BY: [REDACTED] SPECIAL AGENT  
OFFICE: NCIS AL ASAD, IRAQ

*66/bzc*

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Page 1 LA [REDACTED] V2 LNY

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**EXHIBIT (1)**

*C 19*

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ATTN: FOIA  
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**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

INVESTIGATIVE ACTION

24 FEB 07

CONTROL: 03JAN07-24IZ-0002-7HMA

V/ABDAL, AHMAD KHALAF /CIVILIAN  
M/W/ENIZ/N//01JAN47/SYRIA

RESULTS OF VIDEO TAPE REVIEW

1. On 04Jan07, Reporting Agent (RA) reviewed the seized videotapes numbered 8 and 37 from the Regional Detention Facility (RDF). The two videotapes, which have no audio, recorded the interview of V/ABDAL, conducted on 03Jan07, with [REDACTED] USMC, and interpreter [REDACTED] inside interview booth number 4. The tapes had a paper attached to the outside cover which documented the date start, time start, date end and time end for each time the tape was used, enclosure (A) pertains. The following information was observed upon review of the tapes and the approximate times noted below came from the videotape counter during review:

1759 Detainee (V/ABDAL) enters interview booth 4

1803 Interpreter is in front of V/ABDAL and walks towards door

1817 [REDACTED] are taken off V/ABDAL and put on the table and he is positioned on the cement block turned towards [REDACTED]

1824 Computer utilized

1837 V/ABDAL leaned forward and to the side towards Marine Cpl. [REDACTED] picked V/ABDAL up by the belt and back of shirt and moved V/ABDAL to the floor and laid him on his left shoulder. [REDACTED] walked toward the door with [REDACTED] who left the booth, then [REDACTED] looked up at the camera and started waving his hands to get someone's attention

1839 [REDACTED] rolls V/ABDAL towards his back against the wall

1840 Block is moved away from V/ABDAL towards his feet area and a corpsman appears in booth, compressions and rescue breaths are started. [REDACTED] is located by V/ABDAL's feet and [REDACTED] is in the doorway.

1841 Others in the booth and [REDACTED] back is blocking camera area, people are attempting to remove V/ABDAL's restrains

1842 [REDACTED] enters booth, moves block further out of the way and moves [REDACTED] out of the booth

1884 [REDACTED] closed the computer and moves it towards middle of the table

1845 CPR continues

1848 CPR rescuers switch out

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EXHIBIT (2)

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03JAN07-241Z-0002-7HMA

SUBJ: V/ABDAL, AHMAD Kh AF /CIVILIAN

**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

1849 Individuals are attempting to get the Oxygen bottle open and are attempting to affix the Automatic External Defibrillator (AED) pads

1851 Fire Department Arrives

1853 Approximate time that the second tape (numbered 8) was started and when V/ABDAL was moved on the stretcher

1857 V/ABDAL was moved out of the interview booth

1858 Paperwork was removed from the booth

1900 Four individuals cleaned up the interview booth to include the medical supplies [REDACTED] and V/ABDAL's shoes

1903 All individuals left the interview booth

**High  
b2**

**ENCLOSURE(S)**

(A) Photocopy of the papers attached to the video tapes/Various

REPORTED BY: [REDACTED] SPECIAL AGENT

OFFICE: NCIS AL ASAD, IRAQ

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[REDACTED] 2 LNY

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**C33**

**NAVAL CRIMINAL INVESTIGATIVE SERVICE**

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Page(s) <sup>c</sup> 34 - <sup>c</sup> 36, End (A)

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SUBJ: V/ABDAL, AHMAD KHALAF/CIV

**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

interrogation were seized and reviewed with no discrepancies noted from [redacted] and [redacted]'s statements. The final autopsy report from the Armed Forces Institute of Pathology (AFIP), Dover, DE identified the cause of death as "atherosclerotic cardiovascular disease and mitral valve prolapse with annular calcification", and manner of death as "undetermined". This case is pending additional investigative efforts regarding V/ABDAL's manner of death.

**NARRATIVE**

1. This is a reactive investigation being conducted to document the events surrounding V/ABDAL's death at the Regional Detention Facility (RDF) aboard Al Asad Air Base, Iraq. No statutes apply at this time.
2. Subsequent to submission of Reference (D), a copy of the V/ABDAL's final autopsy report, toxicology report, and death certificate were received from Participant [redacted]. The final autopsy report and death certificate list cause of death as "atherosclerotic cardiovascular disease and mitral valve prolapse with annular calcification", and manner of death as "undetermined". The toxicology report was negative; Exhibits (29)-(31) pertain.
3. On 17Jul07, Reporting Agent (RA) contacted [redacted] USMC, Al Asad Provost Marshal's Office (PMO), to determine if there were any Al Asad PMO incident reports or journal entries pertinent to this investigation. After a search for relevant documentation, [redacted] reported no records were found, Exhibit (32) pertains.
4. On 18Jul07, RA contacted the II Marine Aircraft Wing (MAW) G-2 Intelligence Section, Camp Al Asad, Iraq to request a check of relevant databases to determine available information regarding V/ABDAL's involvement in insurgent activity. Database checks indicate V/ABDAL was suspected of involvement in insurgent activity, but no other information was available, Exhibit (33) pertains.
5. On 19Jul07, [redacted] USMC, Staff Judge Advocate (SJA), 2D Marine Air Wing (II MAW) Forward (FWD) and [redacted] Task Force MP, Camp Al Asad, Iraq, were briefed on the status of this investigation.
6. Completion of active investigation pending additional efforts regarding V/ABDAL's manner of death.

**PARTICIPANT**

[redacted] Special Agent, NCISHQ, Washington, D.C.

**DISTRIBUTION**

NCISHQ: 0023B (M)  
INFO: 024C(M)/24IZ/II MAW (FWD) Staff Judge Advocate, Camp Al Asad, Iraq (H)/Task Force MP Judge Advocate, Camp Al Asad, Iraq (H)

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**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

INVESTIGATIVE ACTION

18JUL07

CONTROL: 03JAN07-24IZ-0002-7HMA

V/ABDAL, AHMAD KHALAF/CIV  
M/W/FNIQ/N//01JAN47/SYRIA

RESULTS OF PMO RECORDS CHECKS

1. On 17Jul07, Reporting Agent (RA) contacted [REDACTED] USMC, Al Asad Provost Marshal's Office (PMO), to determine if there were any Al Asad PMO incident reports or journal entries pertinent to this investigation. [REDACTED] stated he would check all PMO records relevant to any deaths occurring around the early Jan07 timeframe.
2. After a search for relevant documentation [REDACTED] reported that PMO had no records pertaining to V/ABDAL or any other deaths occurring at the Al Asad Detention Facility around the Jan07 timeframe.

REPORTED BY: [REDACTED] Special Agent  
OFFICE: NCISRA Iraq, Camp Al Asad, Iraq

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**EXHIBIT (32)**

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**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

INVESTIGATIVE ACTION

18JUL07

CONTROL: 03JAN07-24IZ-0002-7HMA

V/ABDAL, AHMAD KHALAF/CIV  
M/W/FNIQ/N//01JAN47/SYRIA

RESULTS OF DATABASE CHECKS

1. On 18Jul07, Reporting Agent (RA) contacted Intelligence Specialist [REDACTED] II Marine Aircraft Wing (MAW) G-2, Intelligence Section, Camp Al Asad, Iraq to request a check of relevant intelligence databases to determine available information regarding V/ABDAL's involvement in insurgent activity.
2. A check of the Biometric Automated Toolset System (BATS) indicated V/ABDAL was suspected of involvement in insurgent activity, and had been detained on 24Dec06 and assigned ID number AA-8063 at the Al Asad Detention Facility. Checks of all other available databases yielded negative results.

REPORTED BY: [REDACTED] Special Agent  
OFFICE: NCISRA Iraq, Camp Al Asad, Iraq

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**EXHIBIT (33)**

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**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

REPORT OF INVESTIGATION (INTERIM)

01JUN07

DEATH (II)

CONTROL: 03JAN07-24IZ-0002-7HMA

V/ABDAL, AHMAD KHALAF/CIV  
M/W/FNIQ/N//01JAN47/SYRIA  
A/KHALAF'ABD, AHMAD//  
A/KHALAF, SHABAHMAD//  
A/MASHADAL, AHMED KHALAF ABDAL//

COMMAND/3D BATTALION, 14TH MARINES (FWD) CAMP AL ASAD IRAQ/81233

MADE AT/24IZ/CAMP AL ASAD IRAQ [REDACTED] SPECIAL AGENT

REFERENCE(S)

- (A) NCISRA Iraq, Camp Al Asad, Iraq ROI (INTERIM)/25Feb07 (Contains Exhibits 1-27)
- (B) NCISRA Iraq, Camp Al Asad, Iraq ROI (INTERIM)/13Mar07
- (C) NCISRA Iraq, Camp Al Asad, Iraq ROI (INTERIM)/27Apr07 (Contains Exhibit 28)

b6/  
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EXECUTIVE SUMMARY

1. On 03Jan07, at approximately 1810, [REDACTED] Staff Judge Advocate (SJA), Regimental Combat Team 7 (RCT-7), USMC, Camp Ripper, Al Asad, Iraq, advised a detainee had died during an interrogation with a Human Exploitation Team (HET) member at the Regional Detention Facility (RDF) aboard Al Asad Air Base. Upon arriving at the Al Asad Air Base Hospital, [REDACTED] MC, USN, advised V/ABDAL died, in his opinion, due to cardiopulmonary arrest. [REDACTED] stated he noted no external injuries to V/ABDAL but did report V/ABDAL may have had ribs broken during Cardio Pulmonary Resuscitation (CPR). Interviews were conducted with hospital, fire rescue and RDF Marine personnel who attended to V/ABDAL. Photographic documentation was taken of the death scene and of V/ABDAL at the hospital and Mortuary Affairs. Statements were obtained from the HET interrogator, [REDACTED] USMC, and the Linguist, [REDACTED] who were present when V/ABDAL collapsed. [REDACTED] and [REDACTED] stated V/ABDAL never indicated he was in pain or feeling ill during the interrogation. [REDACTED] and [REDACTED] indicated that after approximately thirty minutes into the interrogation, V/ABDAL appeared to have fainted. [REDACTED] and [REDACTED] reached out to steady him then [REDACTED] aid him on the ground on his left side while [REDACTED] went to get help. [REDACTED] noted V/ABDAL was grinding his teeth at one point in the interrogation. [REDACTED] stated V/ABDAL was "snoring" when he collapsed. Two video tapes of the interrogation were seized and reviewed with no discrepancies noted from [REDACTED] and [REDACTED] statements. This investigation remains open pending autopsy results from the Armed Forces Institute of Pathology (AFIP), Dover, DE.

NARRATIVE

1. This is a reactive investigation being conducted to document the events surrounding V/ABDAL's death at the Regional Detention Facility (RDF) aboard Al Asad Air Base, Iraq. No statues apply at this time.

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03JAN07-24IZ-0002-7HMA

SUBJ: V/ABDAL, AHMAD KHALAF/CIV

**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

2. On 29May07, Participant [REDACTED] was contacted, and related final autopsy results and death certificate had not yet been generated by AFIP. Estimated date of completion is unknown at this time.

3. On 29May07, [REDACTED] Staff Judge Advocate (SJA), 2D Marine Air Wing (II MAW) Forward (FWD) and [REDACTED] SJA, Regimental Combat Team 2 (RCT-2) (FWD), Camp Al Asad, Iraq, were briefed on the status of this investigation.

4. Completion of active investigation pending receipt of final autopsy results and death certificate for V/ABDAL.

**PARTICIPANT**

[REDACTED], Special Agent, NCISHQ, Washington, D.C.

**DISTRIBUTION**

NCISHQ: 0023B

INFO: 024C/24IZ/CoS II MAW (FWD) Camp Al Asad, Iraq (H) [REDACTED]  
[REDACTED] SJA, RCT-2 (FWD) Camp Al Asad, Iraq (H)

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**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

REPORT OF INVESTIGATION (ACTION)

01JUN07

DEATH (II)

CONTROL: 03JAN07-24IZ-0002-7HMA

V/ABDAL, AHMAD KHALAF/CIVILIAN  
M/W/FNIZ/N//01JAN47/SYRIA  
A/KHALAF'ABD, AHMAD//  
A/KHALAF, SHABAMAD//  
A/MASHADAL, AHMED KHALAF ABDAL//

COMMAND/3RD BATALLION, 14TH MARINES/81233

MADE AT/0023/WASHINGTON DC [REDACTED] SPECIAL AGENT

REFERENCE(S)

- (A) NCISRA IRAQ ROI(OPEN)/04JAN07
- (B) NCISHQ WASHINGTON DC ROI(ACTION)/17JAN07
- (C) NCISHQ WASHINGTON DC ROI(ACTION)/16FEB07

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EXHIBIT(S)

- (1) V/ABDAL Toxicology report/17Jan07...(Original 24IZ/Copy 0023B)
- (2) V/ABDAL Certificate of Death/17May07...(Original 24IZ/Copy 0023B)
- (3) V/ABDAL Final Autopsy Report/06Apr07...(Original 24IZ/Copy 0023B)

NARRATIVE

1. Lead tasking set forth in Reference (A) was acknowledged in Reference (B). Autopsy of V/ABDAL took place on 09Jan07, and preliminary autopsy results were reported in Reference (C). Final autopsy results reflect the cause of death as atherosclerotic cardiovascular disease and mitral valve prolapse with annular calcification. The manner of death was reflected as undetermined (exhibits (1)-(3) pertain). Lead tasking is now complete.

ACTION

R.24IZ: Lead tasking set forth in Reference (A), and acknowledged in References (B) and (C) is hereby complete. Final toxicology results, certificate of death, and final autopsy report are hereby submitted. The cause of death was cardiovascular disease, and the manner of death was undetermined (exhibits (1)-(3) pertain). Original notes and autopsy photos are also being forwarded to Case Agent. Please advise on final disposition of evidence seized at autopsy.

DISTRIBUTION

NCISHQ: 0023B  
ACTION: 24IZ (M)  
INFO: 0024C (E)/0023B (M)

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*253*

# U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

REPORT OF INVESTIGATION (INTERIM)

27APR07

DEATH (II)

CONTROL: 03JAN07-24IZ-0002-7HMA

V/ABDAL, AHMAD KHALAF/CIV  
M/W/FNIZ/N//01JAN47/SYRIA  
A/KHALAF'ABD, AHMAD//  
A/KHALAF, SHABAHMAD//  
A/MASHADAL, AHMED KHALAF ABDAL//

COMMAND/3D BATTALION 14TH MARINES (FWD) CAMP AL ASAD, IRAQ/81233

MADE AT/24IZ/CAMP AL ASAD IRAQ, [REDACTED], SPECIAL AGENT

### REFERENCE(S)

- (A) NCISRA Iraq, Camp Al Asad, Iraq ROI (INTERIM)/25Feb07 (Contains Exhibits 1-27)
- (B) NCISRA Iraq, Camp Al Asad, Iraq ROI (INTERIM)/13Mar07

### EXHIBIT(S)

- (28) IA: Preliminary Results of Autopsy and Photographic Documentation/02Feb07... (Copy ALL)

bb/b7c

### EXECUTIVE SUMMARY

1. On 03Jan07, at approximately 1810, [REDACTED] Staff Judge Advocate (SJA), Regimental Combat Team 7 (RCT-7), USMC, Camp Ripper, Al Asad, Iraq, advised a detainee had died during an interrogation with a Human Exploitation Team (HET) member at the Regional Detention Facility (RDF) aboard Al Asad Air Base. Upon arriving at the Al Asad Air Base Hospital [REDACTED] MC, USN, advised V/ABDAL died, in his opinion, due to cardiopulmonary arrest. [REDACTED] stated he noted no external injuries to V/ABDAL but did report V/ABDAL may have had ribs broken during Cardio Pulmonary Resuscitation (CPR). Interviews were conducted with hospital, fire rescue and RDF Marine personnel who attended to V/ABDAL. Photographic documentation was taken of the death scene and of V/ABDAL at the hospital and Mortuary Affairs. Statements were obtained from the HET interrogator, [REDACTED] USMC, and the Linguist, [REDACTED], who were present when V/ABDAL collapsed. [REDACTED] and [REDACTED] stated V/ABDAL never indicated he was in pain or feeling ill during the interrogation. [REDACTED] and [REDACTED] indicated that after approximately thirty minutes into the interrogation, V/ABDAL appeared to have fainted. [REDACTED] and [REDACTED] reached out to steady him then [REDACTED] laid him on the ground on his left side while [REDACTED] went to get help. [REDACTED] noted V/ABDAL was grinding his teeth at one point in the interrogation. [REDACTED] stated V/ABDAL was "snoring" when he collapsed. Two video tapes of the interrogation were seized and reviewed with no discrepancies noted from [REDACTED] and [REDACTED] statements. This investigation remains open pending autopsy results from the Armed Forces Institute of Pathology (AFIP), Dover, DE.

### NARRATIVE

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C-51

03JAN07-24IZ-0002-7HMA

SUBJ: V/ABDAL, AHMAD KHALAF/CIV

**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

1. This is a reactive investigation being conducted to document the events surrounding V/ABDAL's death at the Regional Detention Facility (RDF) aboard Al Asad Air Base, Iraq. No statues apply at this time.
2. Subsequent to the submission of Reference (B), V/ABDAL's preliminary autopsy results and photographic documentation of V/ABDAL's autopsy were received by NCISRA Iraq, Camp Al Asad, Iraq. Cause and manner of death are pending toxicology and cardiovascular testing on samples taken from V/ABDAL, Exhibit (28) pertains.
3. On 27Apr07, [REDACTED] Staff Judge Advocate (SJA), 2D Marine Air Wing (II MAW) Forward (FWD) and [REDACTED] SJA, Regimental Combat Team 2 (RCT-2) (FWD), Camp Al Asad, Iraq, were briefed on the status of this investigation.
4. Completion of active investigation pending receipt of final autopsy results and death certificate for V/ABDAL.

**PARTICIPANT(S)**

[REDACTED] Special Agent, NCISHQ, Washington, D.C.

**DISTRIBUTION**

NCISHQ: 0023B(M)

INFO: 0024C(M)/24IZ(M)/CoS II MAW (FWD) Camp Al Asad, Iraq  
(H) [REDACTED] SJA, RCT-2 (FWD) Camp Al Asad, Iraq (H)

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Page 2 LAS [REDACTED] V2 LNY

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//23/IZ//

**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

INVESTIGATIVE ACTION

02FEB07

CONTROL: 03JAN07-24IZ-0002-7HMA

V/ABDAL, AHMAD KHALAF/CIVILIAN  
M/W/FNIZ/N//01JAN47/SYRIA

PRELIMINARY RESULTS OF AUTOPSY AND PHOTOGRAPHIC DOCUMENTATION

NARRATIVE

1. On 09Jan07, the autopsy of V/ABDAL was conducted at the Port Mortuary, Dover Air Force Base, Dover, Delaware. [REDACTED] USAF MC, Office of the Armed Forces Medical Examiner (OAFME) conducted the autopsy and was assisted by [REDACTED] USAF, OAFME, and [REDACTED] USN, OAFME. Photographic coverage was provided by [REDACTED] USAF, OAFME, utilizing a digital camera. The autopsy of V/ABDAL was assigned OAFME case #07-0025.

BACKGROUND/IDENTIFICATION

2. V/ABDAL collapsed during an interview with a Human Exploitation Team (HET) in Iraq, and was subsequently pronounced dead. Surveillance camera footage of the interview was reviewed and no foul play was reported. V/ABDAL was presumptively identified based on information provided at autopsy.

FINDINGS

3. The external examination of V/ABDAL was conducted on 08Jan07, and his body was too cold to continue the autopsy. The autopsy was therefore delayed until 09Jan07. Reporting Agent noted paper bags were in tact on V/ABDAL's hands on 08Jan07 during the external examination. V/ABDAL was clothed in an orange short sleeve shirt with a white undershirt, and orange pants with white boxer shorts.

4. On 09Jan07, the autopsy was continued by [REDACTED]. Apparent tattoos on V/ABDAL's body were photographed and included in the enclosed photographs. [REDACTED] conducted a posterior dissection of V/ABDAL's body which revealed no apparent soft tissue injuries. The examination of V/ABDAL's neck muscles were also negative for signs of trauma. The cause and manner of death are pending toxicological and cardiovascular heart analysis, enclosure (A) pertains). Enclosure (B) includes a representative compilation of autopsy photographs; the remaining original files will be maintained by Case Agent. A preliminary certificate of death was also issued indicating the pending determination of cause and manner of death (enclosure (C) pertains).

EVIDENCE

5. One area of suspected blood was noted on the front of V/ABDAL's white undershirt. This could have occurred during transport, due to transfer of materials within the body bag. A hemident presumptive test was conducted on a swab of the stain, and a positive result was obtained, indicating the possible presence of blood. The stain was photographed and documented in enclosure (B). The bags noted on V/ABDAL's hands during the external examination on 08Jan07 were

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03JAN07-241Z-0002-7HMA

SUBJ: V/ABDAL, AHMAD KHAF/CIVILIAN

**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

removed on 09Jan07, but the left and right hand could not be discerned. Both bags were therefore seized together.

6. The following items were collected at autopsy and entered into the Washington, DC Field Office evidence custody system:

LOG NUMBER	ITEM	DESCRIPTION
006-07	A	One short sleeve orange v-neck shirt and one white undershirt with red biohazard bag
	B	One pair of orange pants and one pair of white boxer shorts, with red plastic bag from drying chamber
	C	Control swab in swab box from V/ABDAL's white shirt
	D	Swab box and swab of red stain from V/ABDAL's white shirt
	E	Brown bags with evidence tape from V/ABDAL's hands
	F	Left and right hand fingernail clippings from V/ABDAL and fingernail clippers.

ENCLOSURE(S)

- (A) Preliminary autopsy report/11Jan07
- (B) Photographs from autopsy numbered 1-34/09Jan07
- (C) V/ABDAL Preliminary Death Certificate/09Jan07

REPORTED BY: [REDACTED] SPECIAL AGENT  
OFFICE: NCISHQ WASHINGTON, DC

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C57



# U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

REPORT OF INVESTIGATION (INTERIM)

13MAR07

DEATH (II)

CONTROL: 03JAN07-24IZ-0002-7HMA

V/ABDAL, AHMAD KHALAF /CIVILIAN  
M/W/FNIZ/N//01JAN47/SYRIA  
A/KHALAF'ABD, AHMAD//  
A/KHALAF, SHABAHMAD//  
A/MASHADAL, AHMED KHALAF ABDAL//

COMMAND/3RD BATTALION, 14TH MARINES/81233

MADE AT/24IZ/AL ASAD IRAQ [REDACTED] SPECIAL AGENT

## REFERENCE(S)

(A) NCIS Al Asad ROI (INTERIM)/25Feb07 (Contains Exhibits 1-27)

## EXECUTIVE SUMMARY

1. On 03Jan07, at approximately 1810, [REDACTED], Staff Judge Advocate (SJA), Regimental Combat Team 7 (RCT-7), USMC, Camp Ripper, Al Asad, Iraq, advised a detainee had died during an interrogation with a HUMINT Exploitation Team (HET) member at the Regional Detention Facility (RDF). Upon arriving at the Al Asad Air Base Hospital, [REDACTED] MC, USN, advised V/ABDAL died, in his opinion, due to cardiopulmonary arrest. Interviews were conducted with hospital, fire rescue and RDF Marine personnel who attended to V/ABDAL. Statements were obtained from the HET interrogator, [REDACTED] USMC, and the Linguist, [REDACTED] who were present when V/ABDAL collapsed. [REDACTED] and [REDACTED] stated V/ABDAL never indicated he was in pain or feeling ill during the interrogation. [REDACTED] and [REDACTED] indicated after approximately thirty minutes into the interrogation, V/ABDAL appeared to have fainted. [REDACTED] noted V/ABDAL was grinding his teeth at one point in the interrogation. [REDACTED] stated V/ABDAL was "snoring" when he collapsed. Two videotapes of the interrogation were seized and reviewed with no discrepancies noted from [REDACTED] and [REDACTED] statements. This investigation remains open pending autopsy results from Armed Forces Institute of Pathology.

## NARRATIVE

1. This is a reactive investigation being conducted to document the events surrounding V/ABDAL's death at the Regional Detention Facility (RDF) aboard Al Asad, Iraq. No statutes apply at this time.
2. Subsequent to the submission of Reference (A), V/ABDAL's autopsy report and photographic coverage has not been received. This investigation is being reassigned to [REDACTED] NCIS Special Agent, Al Asad, Iraq, due to current case agents pending transfer.

## DISTRIBUTION

NCISHQ: 0023B (M)

INFO: 024C/24IZ/[REDACTED] SJA, II MAW (H) [REDACTED]  
[REDACTED] SJA, RCT-2 (H) [REDACTED], 3/14 TASK FORCE (H)

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**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

REPORT OF INVESTIGATION (INTERIM)

25FEB07

DEATH (II)

CONTROL: 03JAN07-24IZ-0002-7HMA

V/ABDAL, AHMAD KHALAF /CIVILIAN  
M/W/FNIZ/N//01JAN47/SYRIA  
A/KHALAF'ABD, AHMAD//  
A/KHALAF, SHABAHMAD//  
A/MASHADAL, AHMED KHALAF ABDAL//

COMMAND/3RD BATTALION, 14TH MARINES/81233

MADE AT/24IZ/AL ASAD IRAQ [REDACTED] SPECIAL AGENT

EXHIBIT(S)

- (1) IA: Results of Initial Response/24Feb07... (Copy All)
- (2) IA: Results of Interview with [REDACTED] USN, MD/28Jan07... (Copy All)
- (3) IA: Results of Interview with [REDACTED] 3Jan07... (Copy All)
- (4) Statement of [REDACTED] /04Jan07... (Copy All)
- (5) IA: Results of Interview with [REDACTED] and [REDACTED] /28Jan07... (Copy All)
- (6) IA: Results of Interview with [REDACTED] USMC/04Feb07... (Copy All)
- (7) IA: Results of Mortuary Affairs Documentation and Photographs of V/ABDAL/21Feb07... (Copy All)
- (8) IA: Results of Interview with [REDACTED] USMC/04Feb07... (Copy All)
- (9) IA: Receipt of Detainee Documents and Seizure of Video Tapes of Interview Booth/21Feb07... (Copy All)
- (10) IA: Results of Interview with [REDACTED] USMC/05Feb07... (Copy All)
- (11) IA: Results of Interview with [REDACTED] 09Feb07... (Copy All)
- (12) IA: Results of Interview with [REDACTED] USMC/04Feb07... (Copy All)
- (13) IA: Results of Interview with [REDACTED], USMC/14Feb07... (Copy All)
- (14) IA: Results of Interview with [REDACTED] USMC/05Feb07... (Copy All)
- (15) IA: Results of Interview of [REDACTED] 04Jan07... (Copy All)
- (16) IA: Results of Death Scene Examination/24Feb07... (Copy All)
- (17) IA: Results of Video Tape Review/24Feb07... (Copy All)
- (18) IA: Results of Interview of [REDACTED] USMC/21Feb07... (Copy All)
- (19) IA: Results of Interview with [REDACTED] USMC/05Feb07... (Copy All)
- (20) IA: Receipt of V/ABDAL's Iraq Identification Card Information/24Feb07... (Copy All)
- (21) IA: Results of Interview with [REDACTED] /09Feb07... (Copy All)
- (22) IA: Results of Interview with [REDACTED] USMC/13Feb07... (Copy All)

(23) IA: Results of Interview with [REDACTED]

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SUBJ: V/ABDAL, AHMAD K. ALAF /CIVILIAN

**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

- USMC/11Feb07...(Copy All)  
(24) IA: Results of Interview of Detainee # [REDACTED] 21Feb07...(Copy All)  
(25) IA: Results of Interview [REDACTED] Department of  
Defense Fire Department/21Feb07...(Copy All)  
(26) IA: Results of Interview of [REDACTED]  
Firefighter/21Feb07...(Copy All)  
(27) IA: Receipt of Fire Department Incident Report/21Feb07...(Copy  
All)

**EXECUTIVE SUMMARY**

1. On 03Jan07, at approximately 1810 [REDACTED] Staff Judge Advocate (SJA), Regimental Combat Team 7 (RCT-7), USMC, Camp Ripper, Al Asad, Iraq, advised a detainee had died during an interrogation with a HUMINT Exploitation Team (HET) member at the Regional Detention Facility (RDF). Upon arriving at the Al Asad Air Base Hospital, [REDACTED] MC, USN, advised V/ABDAL died, in his opinion, due to cardiopulmonary arrest. Interviews were conducted with hospital, fire rescue and RDF Marine personnel who attended to V/ABDAL. Statements were obtained from the HET interrogator, [REDACTED] USMC, and the Linguist, [REDACTED] who were present when V/ABDAL collapsed [REDACTED] and [REDACTED] stated V/ABDAL never indicated he was in pain or feeling ill during the interrogation. [REDACTED] and [REDACTED] indicated after approximately thirty minutes into the interrogation, V/ABDAL appeared to faint [REDACTED] noted V/ABDAL was grinding his teeth at one point in the interrogation. [REDACTED] stated V/ABDAL was "snoring" when he collapsed. Two videotapes of the interrogation were seized and reviewed with no discrepancies noted from [REDACTED] and [REDACTED] statements. This investigation remains open pending autopsy results from Armed Forces Institute of Pathology.

**NARRATIVE**

1. This is a reactive investigation being conducted to document the events surrounding V/ABDAL's death at the Regional Detention Facility (RDF) aboard Al Asad, Iraq. No statues apply at this time.

2. On 03Jan07, at approximately 1810 [REDACTED], Staff Judge Advocate (SJA), Regimental Combat Team 7 (RCT-7), USMC, Camp Ripper, Al Asad, Iraq, advised a detainee had died during an interrogation with a HUMINT Exploitation Team (HET) member at the Regional Detention Facility (RDF). Upon arriving at the Al Asad Air Base Hospital, [REDACTED] MC, USN, advised V/ABDAL died in his opinion due to cardiopulmonary arrest. [REDACTED] stated he noted no external injuries to V/ABDAL but did report V/ABDAL may have had ribs broken during Cardio Pulmonary Resuscitation (CPR), exhibits (1) and (2) pertain [REDACTED], reported hearing and feeling V/ABDAL's ribs crack during the performance of chest compressions, exhibit (3) pertains.

3. On 03Jan07 and 04Jan07, interviews were conducted with hospital and RDF Marine personnel who attended to V/ABDAL [REDACTED] USN, related he examined V/ABDAL prior to his interview with HET and preformed CPR on V/ABDAL at the RDF and during transport to the hospital, exhibit (4) provides amplifying details [REDACTED] and [REDACTED] confirmed [REDACTED]

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SUBJ: V/ABDAL, AHMAD K. ALAF /CIVILIAN

**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

they were involved in the transport of V/ABDAL to the hospital. Additionally, [REDACTED] related he preformed CPR on V/ABDAL at the RDF and enroute to the hospital and provided V/ABDAL's prior medical history information, exhibits (5) and (6) pertain.

4. On 03Jan07, Mortuary Affairs personnel provided copies of V/ABDAL's hospital documentation and photographs were taken of V/ABDAL, however due to a computer hard drive failure all photographic documentation taken by NCIS Al Asad was lost, exhibit (7) pertains.

5. [REDACTED] USMC, Commanding Officer, RDF, provided information regarding V/ABDAL's detention and medical records as well as two video tapes which recorded the interview being conducted with [REDACTED] USMC, the Linguist [REDACTED] and V/ABDAL. According to V/ABDAL's medical records he was taking medication two times a day for hypertension, stomach ulcers and prostritis, exhibits (8)-(9) provide amplifying details.

6. [REDACTED] and [REDACTED] provided information regarding their observations and involvement regarding V/ABDAL's collapse, the CPR efforts and his subsequent death. [REDACTED] related she was the Assistant Sgt of the Guard (ASOG) in the RDF, stationed at the desk, monitoring the video cameras on 03Jan07 when V/ABDAL collapsed. [REDACTED] indicated she did not see V/ABDAL sitting down so she thought they were done and went out to let V/ABDAL back into the facility when [REDACTED] came up to her stating the detainee had "passed away", exhibits (10)-(13) pertain.

7. On 04Jan07, statements were obtained from the HET interrogator, [REDACTED] USMC, and the Linguist [REDACTED] who were present when V/ABDAL collapsed. [REDACTED] and [REDACTED] stated V/ABDAL never indicated he was in pain or feeling ill during the interrogation. [REDACTED] and [REDACTED] indicated after approximately thirty minutes into the interrogation, V/ABDAL appeared to have fainted. [REDACTED] and [REDACTED] reached out to steady him the [REDACTED] laid him on the ground on his left side while [REDACTED] went to get help. [REDACTED] noted V/ABDAL was grinding his teeth at one point in the interrogation. [REDACTED] stated V/ABDAL was "snoring" when he collapsed, exhibits (14) - (15) provide amplifying details.

8. On 03Jan07, a death scene examination was conducted of interview booth number four (4), located in the HET Compound, aboard the RDF, exhibit (16) pertains. It was determined through subsequent interviews that some medical items were cleaned up prior to the booth being secured for photographic documentation and examination. All items that were removed or moved within booth four prior to examination have been documented within the interviews of the RDF Marine personnel involved. On 04Jan07, a review of the two video tapes of the interrogation was conducted with no discrepancies noted from [REDACTED] and [REDACTED] statements, exhibit (17) pertains.

9. Exhibits (18)-(23) pertain to interviews conducted with Marines from the RDF who were involved in the rescue efforts of V/ABDAL as

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03JAN07-241Z-0002-7HMA

SUBJ: V/ABDAL, AHMAD K. ALAF /CIVILIAN

**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

well as [REDACTED] USMC, who escorted V/ABDAL from his cell, to medical for a 'before interrogation' screening and then to booth four (4) for interrogation. Additionally, [REDACTED] USMC, provided copies of V/ABDAL's Iraq identifications cards.

10. On 04Jan07, Detainee # [REDACTED], V/ABDAL's cellmate, stated the last time he saw V/ABDAL, on 03Jan07, he appeared to be walking normally and did not appear to have any injuries or be sick other than a slightly blushed face, exhibit (24) pertains.

11. Between 03Jan07 and 05Jan07, interviews were conducted with Department of Defense Fire Department personnel regarding the response to V/ABDAL's collapse at the RDF and his subsequent death. It was determined that South Side Medical Clinic ambulance, which is approximately five minutes away from the RDF, does not respond to the RDF and did not respond during this emergency even when fire requested assistance after learning the estimated time of arrival for the Al Asad Surgical Hospital Ambulance would have been fifteen minutes or more. Therefore the decision made on scene was to package V/ABDAL and transport him to the hospital on a high back HMMWV due to the critical nature of his emergency, exhibits (25)-(27) pertain.

12. On 09Jan07, an autopsy was conducted on V/ABDAL at the Port Mortuary, Dover Air Force Base, Dover, Delaware. Preliminary and final results of V/ABDAL's cause and manner of death are pending toxicology and cardiovascular heart analysis. This investigation remains open pending autopsy results from the Armed Forces Institute of Pathology.

**PARTICIPANT(S)**

[REDACTED] Special Agent, NCIS Al Asad, Iraq

**DISTRIBUTION**

NCISHQ: 0023B (M)

INFO: 0023B/024C/241Z/[REDACTED] SJA, II MAW (H) [REDACTED]  
[REDACTED] SJA, RTC-2 (H) [REDACTED] 3/14 TASK FORCE  
SJA

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2-100

# U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

INVESTIGATIVE ACTION

24 FEB 07

CONTROL: 03JAN07-24IZ-0002-7HMA

V/ABDAL, AHMAD KHALAF /CIVILIAN  
M/W/FNIZ/N//01JAN47/SYRIA

## RESULTS OF INITIAL RESPONSE

1. On 03Jan07, at approximately 1810, [REDACTED] Staff Judge Advocate (SJA), Regimental Combat Team 7 (RCT-7), USMC, Camp Ripper, Al Asad, Iraq, advised a detainee (V/ABDAL) had died during an interrogation with a HUMINT Exploitation Team (HET) member. Upon arriving at Al Asad Surgical Hospital, Al Asad Air base, Iraq, Reporting Agent (RA) and Participant [REDACTED] were advised V/ABDAL was brought in unconscious and unresponsive with Cardiopulmonary Resuscitation (CPR) in progress and subsequently pronounced dead.
2. RA was provided identifying information on V/ABDAL from [REDACTED] USMC, HET, as well as preliminary medical history on V/ABDAL, which included treatment for hypertension, an ulcer and proctitis. RA and Participant [REDACTED] briefly spoke on scene with hospital personnel and Regional Detention Facility (RDF) personnel who performed CPR and transported V/ABDAL to the hospital. RA spoke with [REDACTED] USN, DOB: [REDACTED], SSN: [REDACTED] who advised upon V/ABDAL's arrival, CPR was in progress. Once in the emergency room V/ABDAL was intubated, provided two lines of fluid via IV, and given an amp of EPI. [REDACTED] reported that several shocks were given to V/ABDAL as well as vasopressin prior to V/ABDAL being pronounced deceased. [REDACTED] indicated she had removed the endotracheal tube from V/ABDAL's mouth and was watching someone reinsert it (for training purpose) when RA had approached. RA requested no further items be removed and stopped the reinsertion of the endotracheal tube (ET). LCDR reported no teeth were broken upon insertion of the ET tube the first time or upon removal and she heard ribs "pop" during CPR.
3. RA took photographs of V/ABDAL's body at the hospital prior to transport to Mortuary Affairs however Participant [REDACTED]'s computer hard drive failed and all photograph documentation was lost. Attempts to recover the photographs forensically from the hard drive and memory sticks from the Sony Cyber shot digital camera produced negative results.

## PARTICIPANT(S)

[REDACTED] Special Agent, NCIS Al Asad, Iraq

REPORTED BY: [REDACTED] SPECIAL AGENT  
OFFICE: NCIS AL ASAD, IRAQ

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Page 1 LAST ~~SECRET~~ V2 LNY

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Exhibit (1)

2101

**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

INVESTIGATIVE ACTION

28JAN07

CONTROL: 03JAN07-24IZ-0002-7HMA

V/ABDAL, AHMAD KHALAF /CIVILIAN  
M/W/FNIZ/N//01JAN47/SYRIA

RESULTS OF INTERVIEW WITH [REDACTED] USN, MD

1. On 03Jan07, Reporting Agent (RA) responded to the Al Asad Surgical Hospital, Al Asad Air Base, Iraq, regarding a detainee (V/ABDAL) from the Regional Detention Facility (RDF) who was brought into the hospital unconscious and unresponsive with Cardiopulmonary Resuscitation (CPR) in progress. Upon arrival at the hospital, RA was advised V/ABDAL had died. RA interviewed [REDACTED] MD, USN, regarding his knowledge of V/ABDAL's death.

2. [REDACTED] advised V/ABDAL arrived in the emergency room with Cardiopulmonary Resuscitation (CPR) in progress. [REDACTED] related he was told V/ABDAL was found down, by the corpsman around 1740, cyanotic, with no spontaneous respirations. The corpsman gave rescue breaths and started CPR. The corpsman attempted to utilize an Automatic External Defibrillator (AED) but was unable to attach the leads in order to get a reading due to V/ABDAL's hairy chest. [REDACTED] reported he was told that when the Fire Department arrived they also attempted to use their AED and had the same issue. V/ABDAL arrived at the hospital with no Intravenous Lines (IV) inserted and no drugs had been provided during transport.

3. Upon arriving at the hospital, CPR had been reportedly in progress for approximately twelve (12) minutes. [REDACTED] related a 'quick look' indicated asystole, V/ABDAL was incubated, had an IV inserted, three shocks, a shot of epi, CPR for circulation, a shock, Lidocane, CPR, shock, vasopressin, CPR, shock, asystole. [REDACTED] indicated V/ABDAL was pronounced dead at 1813. [REDACTED] advised V/ABDAL's ribs did crack during CPR but no external injuries were noted. [REDACTED] stated V/ABDAL died of cardiac arrest. No further information was obtained at this time.

BIOGRAPHICAL DATA  
EMPLOYMENT: NAVAL HOSPITAL GUAM  
SSN: [REDACTED]  
DOB: [REDACTED]  
POB: [REDACTED]

REPORTED BY: [REDACTED], SPECIAL AGENT  
OFFICE: NCIS AL ASAD, IRAQ

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Page 1 LAS [REDACTED] V2 LNY

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Exhibit (2)

1/12

**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

INVESTIGATIVE ACTION

28JAN07

CONTROL: 03JAN07-241Z-0002-7HMA

V/ABDAL, AHMAD KHALAF /CIVILIAN  
M/W/FNIZ/N//01JAN07/SYRIA

RESULTS OF INTERVIEW WITH [REDACTED]

1. On 03Jan07, Reporting Agent (RA) responded to the Al Asad Surgical Hospital, Al Asad Air Base, Iraq, regarding a detainee (V/ABDAL) from the regional Detention Facility (RDF) who was brought into the hospital unconscious and unresponsive with Cardiopulmonary Resuscitation (CPR) in progress. Upon arrival at the hospital RA was advised V/ABDAL had died. RA interviewed [REDACTED] USN, Charlie Surgical Company, Al Asad Surgical Hospital, Al Asad Air Base, Iraq, regarding his knowledge of V/ABDAL's death.

2. [REDACTED] related he heard the call come into the hospital stating the patient was in cardiac arrest and ground medics with the Fire Department were approximately five (5) minutes out. According to [REDACTED] V/ABDAL arrived in a highback vehicle and CPR was in progress by [REDACTED] from the RDF. [REDACTED] related he switched out, with [REDACTED] doing CPR chest compressions and heard as well as felt V/ABDAL's ribs crack during compressions. [REDACTED] advised [REDACTED] intubated V/ABDAL and Advance Cardiac Life Support (ACLS) protocol was begun. [REDACTED] indicated at one point he swapped out compressions with [REDACTED] during the full code. [REDACTED] recalled a round of Epi and a set of stacked shocks were given to V/ABDAL and the electrocardiogram (EKG) revealed an asystolic rhythm. [REDACTED] indicated the following personnel were present during the code: [REDACTED] and [REDACTED]. [REDACTED] provided no further information at this time.

BIOGRAPHICAL DATA

EMPLOYMENT: TWENTY NINE PALMS NAVAL HOSPITAL  
SSN: [REDACTED]  
DOB: [REDACTED]  
POB: [REDACTED]

REPORTED BY: [REDACTED] SPECIAL AGENT  
OFFICE: NCIS AL ASAD, IRAQ

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Exhibit (3)

103

STATEMENT

Place : NCIS Al Asad, Iraq Office  
Date : January 4, 2007

I, [REDACTED] make the following free and voluntary statement to Special Agents [REDACTED] and [REDACTED] whom I know to be a Representative of the United States Naval Criminal Investigative Service. I make this statement of my own free will and without any threats made to me or promises extended. I fully understand that this statement is given concerning my knowledge of the death of detainee #8063 at Al Asad Airbase, Iraq. [REDACTED]

For purposes of identification, I am [REDACTED] year old <sup>Corpsman</sup> male, born in [REDACTED] on [REDACTED]. My social security number is [REDACTED] and I am a Hospital [REDACTED] 3<sup>rd</sup> Class in the United States Navy. The unit I am assigned to is 1<sup>st</sup> Marine Aircraft Wing, MWSS 171, Iwakuni, Japan, currently augmenting the Regional Detention Facility (RDF), Al Asad, Iraq. I am a U.S. citizen with a home of record at [REDACTED]. I am scheduled to rotate out of Iraq in April, 2007. [REDACTED]

On 03Jan07, at about 1740, I was the Corpsman on duty at the RDF. An LCpl came in and told me to get to the Human Exploitation Team (HET) area because a detainee passed out. I did not think this was strange because it is normal for detainees to fake passing out. I grabbed my ammonia inhaler as I ran out. I entered interrogation Box 4 and saw one interrogator inside and a translator outside. I don't remember their names, but I recognized them as an interrogator and translator. The interrogator had a goldenish brown mustache, and was overweight. He was about six foot one inch tall, wearing a brown issue fleece cap, desert issue fleece pullover, digital camo pants, and boots. [REDACTED]

In Box 4 I saw a desk and three collapsible metal chairs. I also saw the detainee I did a medical check on earlier prior to him going into an interrogation. I did not remember his detainee number at the time. He was about 2-3 steps from the Box 4 door, on the right side of the floor, next to the wall. He was lying on his back with his hands cuffed in front of him and his head towards the door. He did not appear to have any obvious injuries or trauma such as cuts, bruises, blunt trauma or blood. He was wearing an orange suit with a white T-Shirt. I popped the ammonia inhaler and it had no effect. My first impression was that he looked cyanotic, or blue. His lips and face appeared blue. He was not sweaty, his eyes were open, he had agonal gasping and was unresponsive. [REDACTED]

I did a cardio thump with the hopes that this would help him start breathing again while at the same time I started yelling at him as I was leaning over his face and evaluating his breathing. I did not see his chest rise or notice any breathing out so I checked his radial pulse. I did not feel a pulse, however his eyes were still open and he still had agonal gasping. I asked [REDACTED] to remove his cuffs, but he did not have a key and had to run to the RDF to get one. As he left, I started CPR on the detainee. [REDACTED]

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Continuation of voluntary sworn statement of

on January 4, 2007

returned with the cuff key and uncuffed the detainee. About 5 minutes after I started CPR on the detainee, came into the Box to assist. mostly assisted by reminding me to check for pulse and monitor how I was doing CPR. About a minute after came into the Box, came in. called for and started making arrangements for more help and transportation. About 2-3 minutes after arrived, came into the Box with an Automated Electronic Defibrillator (AED). attached the AED to the detainee, however it would not analyze unless direct pressure was put on the pads. I think this was because the detainee had a hairy chest.

After we tried using the AED, took over rescue breathing and took over doing compressions. I ran to the medical office supply closet to get IV equipment and when I got back to the box the firefighters had just arrived. I was out of the box for no more than 3 minutes getting IV equipment. The firefighters had their own AED and attached it to the detainee, however the AED had the same problem, it would attach, but not analyze. The firefighter chief attempted to get the ambulance on the radio, but the South Side Ambulance would not take him. I heard later on in the hospital that the Ambulance would not come because it was out of their jurisdiction.

After the firefighter chief called about the ambulance I started doing CPR again with GySgt. I don't remember his last name, but I learned later at the hospital that his first name is . After we started CPR I heard the firefighter chief asking if we had a hardback vehicle, then I heard someone on the firefighter crew say, "fuck it" and they decided to transport the detainee in a high back HMMWV. I did compressions during the detainee transport and did the rescue breathing. We continued CPR on the detainee until he was inside the hospital emergency room and he was being hooked up to the monitors. At this time the Dr's in the hospital took over and I broke off.

I have been a Corpsman in the U.S. Navy for 5 years. I have seen this type of thing at least 50 times. Most of the time, about 75%, the people survive. From my experience this type of thing is usually a cardiac arrest or heart attack. I believe this was a cardiac arrest. I know he was taking heart medication. After reviewing the detainee's medical file, it showed he was taking Captopril for hypertension, Zantac for ulcers and Cipro for prostatitis. When the detainee arrived at the RDF, he stated he suffered from hypertension and ulcers. While at the RDF he had his blood pressure checked daily in the morning and received his medication twice a day.

When a detainee arrives at the RDF they are processed through medical. They strip down and are checked for scars, marks and any injuries. We take their weight, height and vital signs, minus their temperature. They are asked if they have any drug allergies, chronic illnesses and any medications they are taking for the illness. They are asked if they smoke, how often and for how long. The detainee said he had chronic illnesses and he did not arrive with his medication, so the military provided him with medication. would decide what medication and how much a detainee would receive.

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Continuation of voluntary sworn statement of

on January 4, 2007

When a detainee goes in or out of the RDF they go through medical. This process is recorded in a computer log that is located at the desk I work at in the RDF medical office. When a detainee is interrogated there is a camera in the Box where it occurs. It is recorded on a VCR at the Sergeant of the Guards desk in the RDF. There is no audio to the recording.

This statement, consisting of this page and 2 other page(s) was typed for me by [redacted] as we discussed its contents. I have read and understand the above statement. I have been given the opportunity to make any changes or corrections I desire to make and have placed my initials over the changes or corrections. This statement is the truth to the best of my knowledge and belief.

Signature: [redacted] 1715

Sworn to and subscribed before me this 4th day of January in the year 2007 at

NCIS Al Acad, Iraq Office

Witnessed: [redacted]

Representative, Naval Criminal Investigative Service  
AUTH: DERIVED FROM ARTICLE 136,  
UCMJ (10 U.S.C. 936) AND 5 U.S.C. 303

Nothing Follows

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**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

INVESTIGATIVE ACTION

28JAN07

CONTROL: 03JAN07-241Z-0002-7HMA

V/ABDAL, AHMAD KHALAF /CIVILIAN  
M/W/FNIZ/N//01JAN47/SYRIA

RESULTS OF INTERVIEW WITH [REDACTED] AND [REDACTED]

1. On 03Jan07, Reporting Agent (RA) responded to the Al Asad Surgical Hospital, Al Asad Air Base, Iraq, regarding a detainee (V/ABDAL) from the Regional Detention Facility who was brought into the hospital unconscious and unresponsive with Cardiopulmonary Resuscitation (CPR) in progress. Upon arrival at the hospital, RA was advised V/ABDAL had died. RA interviewed [REDACTED] (SSN: [REDACTED]) and [REDACTED] (SSN: [REDACTED]) from Golf Battery, 3/14 Task Force Military Police, Regional Detention Facility (RDF) regarding their knowledge of V/ABDAL's death.

2. [REDACTED] and [REDACTED] related they heard the call go out over the radio requesting medical assistance. [REDACTED] advised he called for an ambulance. Both [REDACTED] and [REDACTED] reported they watched [REDACTED] from the RDF; perform CPR while they moved V/ABDAL into the HMWV. [REDACTED] and [REDACTED] assisted in the transported of V/ABDAL in the HMWV due to the fact they were advised an ambulance would take approximately fifteen (15) minutes. V/ABDAL was pronounced dead at the hospital [REDACTED] and [REDACTED] provided no further information at this time.

REPORTED BY: [REDACTED] SPECIAL AGENT  
OFFICE: NCIS AL ASAD, IRAQ

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Exhibit (5)

C 157

# U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

INVESTIGATIVE ACTION

04FEB07

CONTROL: 03JAN07-241Z-0002-7HMA

V/ABDAL, AHMAD KHALAF /CIVILIAN  
M/W/FNIZ/N//01JAN47/SYRIA

## RESULTS OF INTERVIEW WITH [REDACTED]

1. On 03Jan07, Reporting Agent (RA) responded to the Al Asad Surgical Hospital, Al Asad Air Base, Iraq, regarding a detainee (V/ABDAL), from the Regional Detention Facility (RDF), who was brought into the hospital unconscious and unresponsive with Cardiopulmonary Resuscitation (CPR) in progress. Upon arrival at the hospital, RA was advised V/ABDAL had died. Subsequently, RA interviewed [REDACTED] 2nd HUMINT Company, HUMINT Exploitation Team (HET) 10, RDF, Al Asad, Iraq, regarding his knowledge of V/ABDAL's death.

2. [REDACTED] advised that on his way to chow he saw [REDACTED], USMC, Commanding Officer (CO), RDF, and [REDACTED] USMC, HET Officer in Charge (OIC), RDF, and was advised that someone was down in a HET booth. [REDACTED] stated upon arriving at booth four (4) he saw the interpreter (Terp), [REDACTED] and [REDACTED] stated VEST was doing chest compressions on a detainee. [REDACTED] described the detainee as lying face up on his back next to the wall near the entrance of the box and located on the left side of [REDACTED]. [REDACTED] explain when he first arrived it appeared to him the body was slightly up against the wall then the detainee was moved to a completely flat position. [REDACTED] was doing chest compressions and [REDACTED] was doing the breathing. According to [REDACTED] the detainee was unresponsive and his eyes were half open and shut at the same time. [REDACTED] indicated he got [REDACTED] out of the box and asked him what happened once he was outside.

3. [REDACTED] reportedly stated the detainee just passed out and fell over. [REDACTED] advised at one point he jumped into the box to help and ended up moving the cement block, which was near the detainee's feet, out of the way. [REDACTED] recalled people running in with an oxygen bottle and that the detainee's handcuffs were removed. [REDACTED] indicated the handcuffs were metal and pulled through the metal ring on the leather belt. [REDACTED] stated they brought in the machine (NFI) and attempted to attach the pads to the detainee's chest. [REDACTED] explained the detainee had a very hairy chest and the pads would not attach correctly and they attempted to reposition them (the pads). Around this time [REDACTED] told everyone to clear the box. [REDACTED] advised he asked if the CPR team needed a break and he switched out with [REDACTED] and did chest compressions. The fire department arrived and attempted to use their own machine (automatic external defibrillator) on the detainee but they were also unsuccessful. The detainee was moved to the doorway and placed on a stretcher and then moved into a high back HMMWV. [REDACTED] indicated there were no ambulances available for some reason. The detainee was moved into the vehicle feet first and [REDACTED] was strattling him doing CPR during movement and transport to the hospital.

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Page 1

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Exhibit (6)

108

03JAN07-241Z-0002-7HMA

SUBJ: V/ABDAL, AHMAD K. LAF /CIVILIAN

**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

4. RA asked [redacted] went by [redacted] and he advised that he did not know but there is another Marine [redacted] who does go by [redacted]. Upon review of the death scene with [redacted] RA asked him about the water bottle and orange located on the table in the box. [redacted] indicated he did not know who put them there and it is not usual practice to have food in the booth. [redacted] reported detainees are brought to the booths/box [redacted] but he does not recall where [redacted] were. On 04Jan07, RA asked [redacted] if he remembered moving any other items within the box other than the cement block and he advised "no". RA specifically asked if [redacted] had heard if the table was moved and he stated he had not heard that. [redacted] drew a picture of the box to the best of his knowledge, enclosure (A) pertains. No further information was obtained at this time.

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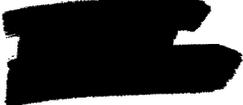
ENCLOSURE(S)

(A) Picture drawn by [redacted] of box four/04Jan07

BIOGRAPHICAL DATA

EMPLOYMENT: 2ND HUMINT COMPANY, CAMP LEJEUNE, NC, HET 10, RDF, AL  
ASAD, IRAQ

SSN:  
DOB:  
POB:



REPORTED BY: [redacted], SPECIAL AGENT  
OFFICE: NCIS AL ASAD, IRAQ

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Page 2 LAST V2 LNY

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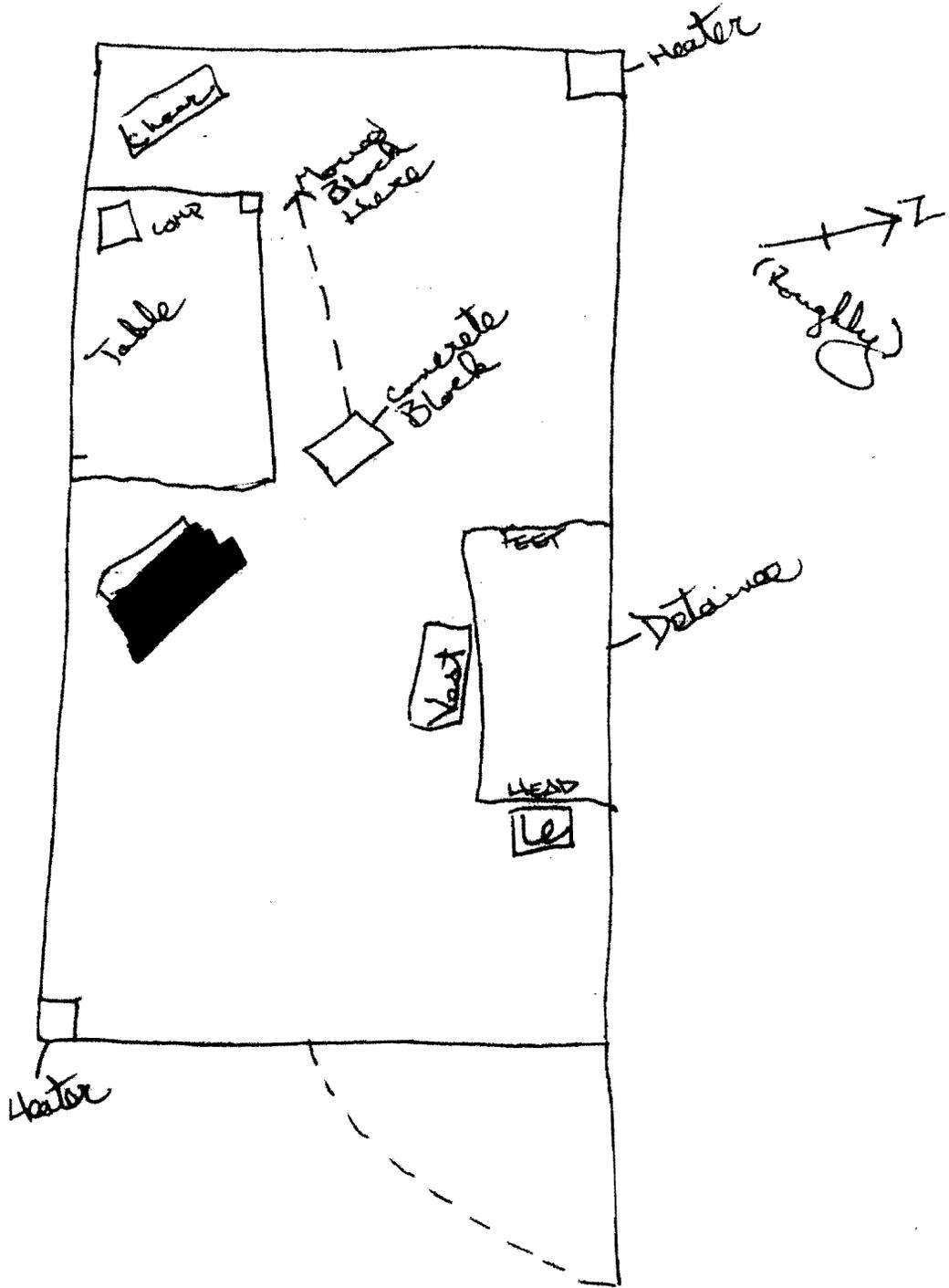
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[Redacted]  
27 January 2007

Not To Scale



Enclosure (A)

**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

INVESTIGATIVE ACTION

21FEB07

CONTROL: 03JAN07-24IZ-0002-7HMA

V/ABDAL, AHMAD KHALAF /CIVILIAN  
M/W/FNIZ/N//01JAN47/SYRIA

REVIEW OF MORTUARY AFFAIRS DOCUMENTATION AND PHOTOGRAPHS OF V/ABDAL

1. On 03Jan07, Reporting Agent (RA) reported to Mortuary Affairs, Al Asad, Iraq, to photograph V/ABDAL and obtain documentation of the incident. [REDACTED] USMC, provided RA with copies of V/ABDAL's record of personal effects and record of identification to include two (2) photographs; one of V/ABDAL's face and one of his upper body, Enclosure (A) pertains. Additionally [REDACTED] provided a copy of V/ABDAL's medical paperwork, Enclosure (B) pertains.

2. V/ABDAL appeared to be an older white male. His chest and abdomen were exposed. There were no apparent injuries, marks or bruises RA could identify on his head, upper body, lower body or back. He had two IV's, one in each arm, located in what appeared to be the anticubicle (AC) vein.

3. Photographs were taken of the body of V/ABDAL however, due to hard drive failure on RA's computer, all photographs have been lost. Attempts to recover the photographs, to include a forensic analysis of the defective hard drive where the photographs were stored and memory sticks used to photograph the body, were unsuccessful.

ENCLOSURE(S)

- (A) Records of Personal Effects and Identification of V/ABDAL/03Jan07
- (B) Medical Paperwork of V/ABDAL/03Jan07

REPORTED BY: [REDACTED] SPECIAL AGENT  
OFFICE: NCIS AL ASAD, IRAQ

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Exhibit (7)

C 111



**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

INVESTIGATIVE ACTION

04FEB07

CONTROL: 03JAN07-24IZ-0002-7HMA

V/ABDAL, AHMAD KHALAF /CIVILIAN  
M/W/FNIZ/N//01JAN47/SYRIA

RESULTS OF INTERVIEW WITH [REDACTED]

1. On 03Jan07, reporting agent (RA) responded to the Al Asad Surgical hospital, Al Asad Air Base, Iraq, regarding a detainee (V/ABDAL) from the Regional Detention Facility (RDF) who was brought into the hospital unconscious and unresponsive with Cardiopulmonary Resuscitation (CPR) in progress. Upon arrival at the hospital, RA was advised V/ABDAL had died. Subsequently, RA interviewed [REDACTED] RDF, Al Asad, Iraq, regarding his knowledge of V/ABDAL's death.

2. [REDACTED] related the detainee was in Interview room four (4) and he recalled that CPR was in progress when [REDACTED] (NFI) came out to the scene. [REDACTED] reported the detainee was on the deck on his back and unconscious when he arrived. [REDACTED] indicated he stood back and allowed the medical personnel to work on the detainee. [REDACTED] advised [REDACTED] (NFI) went to get the oxygen bottle and they (medical personnel) attempted to apply the pads (of an automatic external defibrillator; AED) to shock him but they could not get the pads to stick. [REDACTED] related approximately five (5) - ten (10) minutes into the incident; the fire department arrived in the compound with a backboard. [REDACTED] recalled hearing it would take another fifteen (15) minutes for the ambulance to arrive and a decision was made to transport V/ABDAL in a HMWV. [REDACTED] reported V/ABDAL was moved while CPR was in progress by [REDACTED]

3. [REDACTED] advised the interview room has a video monitoring system that is recorded to VHS tapes but has no sound. [REDACTED] was reported as monitoring the system and noticed the detainee down and went to see what was going on. According to [REDACTED] was exiting the RDF into the compound as the Interpreter was coming out trying to get assistance. [REDACTED] advised there were two (2) videotapes, which contained the video coverage of the incident, and both tapes had been secured. No further information was obtained at this time.

BIOGRAPHICAL DATA

EMPLOYMENT: [REDACTED] REGIONAL DETENTION FACILITY

SSN: [REDACTED]

DOB: [REDACTED]

POB: [REDACTED]

REPORTED BY: [REDACTED] SPECIAL AGENT

OFFICE: NCIS AL ASAD, IRAQ

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Exhibit (8)

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**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

INVESTIGATIVE ACTION

21FEB07

CONTROL: 03JAN07-24IZ-0002-7HMA

V/ABDAL, AHMAD KHALAF /CIVILIAN  
M/W/FNIZ/N//01JAN47/SYRIA

RECEIPT OF DETAINEE DOCUMENTS AND SEIZURE OF VIDEO TAPES OF INTERVIEW BOOTH

1. On 03Jan07, at approximately 2105, Reporting Agent (RA) obtained the detainee medical history of V/ABDAL, forms 509 of checks conducted, and two (2) video tapes from [REDACTED] USMC, [REDACTED], Regional Detention Facility (RDF), Al Asad, Iraq. The medical history of V/ABDAL showed he suffered from Hypertension, stomach ulcers and prostritis. Records revealed V/ABDAL had been prescribed Cipro (500mg), Captopril (25mg) and Zantac (150mg) and had been receiving these medications twice a day at approximately 0800 and 2000, since V/ABDAL had been processed in at the RDF on 25Dec06, until his death on 03Jan07. Medical history shows V/ABDAL's blood pressure was checked at least once a day during this time period, Enclosure (A) pertains.

2. On 04Jan07, a review of the 509 records of detainee checks conducted from 25Dec06 to 03Jan07, revealed V/ABDAL left his cell for an interrogation box at approximately 1647, on 03Jan07, Enclosure (B) provides amplifying information. RA obtained two (2) video tapes used to record the interrogation of V/ABDAL at the time of his death. Video tapes were submitted into NCIS Al Asad evidence custody under log number 001-07.

ENCLOSURE(S)

- (A) RDF Medical History for V/ABDAL/25Dec06
- (B) RDF 24 Hour observation sheet for V/ABDAL/25Dec06-03Jan07

REPORTED BY: [REDACTED] SPECIAL AGENT  
OFFICE: NCIS AL ASAD, IRAQ

*b6/b7c*

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Page 1

ST [REDACTED] V2 LNY

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Exhibit (9)

*c/22*



# U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

INVESTIGATIVE ACTION

05FEB07

CONTROL: 03JAN07-2412-0002-7HMA

V/ABDAL, AHMAD KHALAF /CIVILIAN  
M/W/FNIZ/N//01JAN47/SYRIA

## RESULTS OF INTERVIEW WITH [REDACTED]

1. On 03Jan07, Reporting Agent (RA) responded to the Al Asad Surgical Hospital, Al Asad Air Base, Iraq, regarding a detainee (V/ABDAL), from the Regional Detention Facility (RDF), who was brought into the hospital unconscious and unresponsive with Cardiopulmonary Resuscitation (CPR) in progress. Upon arrival at the hospital, RA was advised V/ABDAL had died. Subsequently, RA interviewed [REDACTED] USMC, 2nd HUMINT Company, HUMINT Exploitation Team (HET) 10, RDF, Al Asad, Iraq, regarding his knowledge of V/ABDAL's death.

2. [REDACTED] advised he was in the office doing paperwork with [REDACTED] when he heard a person was down in booth four (4). [REDACTED] indicated he went to the gates, which were subsequently unlocked and went to check on his people. [REDACTED] related that [REDACTED] and the interpreter (Terp) [REDACTED] were in booth four (4). Upon [REDACTED] arrival, he stated there were approximately four people (NFI) in the booth and two people (NFI) were doing CPR. RA asked [REDACTED] who was there and he replied he did not recall everyone's name or who was doing what. [REDACTED] related he remembered [REDACTED] and [REDACTED] were there. [REDACTED] indicated at one point during the incident the people he named took over doing CPR for those individuals (who he could not remember). [REDACTED] related he remembered they attempted to use the "shocker machine" (Automatic External Defibrillator).

3. [REDACTED] stated he was outside box four (4) and heard [REDACTED] (the Terp) saying to [REDACTED] "you did not do anything no yelling or nothing and he fell over." [REDACTED] related he asked [REDACTED] what happened to him (the detainee) and [REDACTED] stated he fell over. Around this time, [REDACTED] reported the "crash team" (fire department) showed up and they learned there was no ambulance so the detainee was transported in a high back HMMWV.

4. [REDACTED] advised [REDACTED] and he left the RDF around 1730 for an operational meeting being held at Camp RIPPER, Al Asad, Iraq. During their drive down to RIPPER they had a discussion about the incident. [REDACTED] related he jokingly told [REDACTED] this was going to cause a lot of paperwork and [REDACTED] laughed and apologized for the paperwork. [REDACTED] then reported to [REDACTED] at the beginning of the interview he asked how the detainee was feeling and being treated (which is usual conversation). According to [REDACTED] indicated the man stated he was fine and the interview proceeded. [REDACTED] obtained personal and family information from the detainee. [REDACTED] advised the detainee stated his younger brother had recently died of diabetes during Ramadan. [REDACTED] stated that at one point in the interview, the detainee wobbled on the block and [REDACTED] related he reached out to steady him. [REDACTED] indicated he laid the detainee on the ground and

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Exhibit (10)

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03JAN07-24IZ-0002-7HMA

SUBJ: V/ABDAL, AHMAD K. LAF /CIVILIAN

**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

shortly thereafter medical showed up and took over. No further information was obtained at this time.

**BIOGRAPHICAL DATA**

EMPLOYMENT: 2ND HUMINT COMPANY, CAMP LEJEUNE, NC, HET 10, RDF, AL  
ASAD, IRAQ

SSN:

DOB:

POB:

REPORTED BY: [REDACTED] SPECIAL AGENT  
OFFICE: NCIS AL ASAD, IRAQ

*blb/b7c*

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Page 2 LAST [REDACTED] V2 LNY

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**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

INVESTIGATIVE ACTION

09FEB07

CONTROL: 03JAN07-24IZ-0002-7HMA

V/ABDAL, AHMAD KHALAF /CIVILIAN  
M/W/FNIZ/N//01JAN47/SYRIA

RESULTS OF INTERVIEW WITH [REDACTED]

1. On 03Jan07, at approximately 2232, Reporting Agent (RA) interviewed [REDACTED] pertaining to his knowledge of the death of V/ABDAL. [REDACTED] is the independent duty corpsman assigned to the Regional Detention Facility (RDF), Al Asad, Iraq. Prior to the interview, [REDACTED] provided RA with a hand written a statement, Enclosure (A) pertains.

2. [REDACTED] reported he was entering the gate to the RDF at approximately 1740 when he got a call on the radio that he was needed. [REDACTED] does not remember if there was anyone outside of box 4 when he approached. He recalled seeing someone he presumed to be an interrogator and an interpreter inside as well as [REDACTED] who was doing compressions, and someone else doing rescue breathing on the detainee. [REDACTED] stated that as he entered the box, the detainee was on his back with his head toward the door and his body almost against the right wall. [REDACTED] related he spoke to someone he believed to be the interrogator who said they were almost finished with the interrogation when, as we were getting ready to leave the box, the detainee passed out. [REDACTED] stated that the detainee did not appear to be cuffed, there was no apparent blood and he was motionless when he arrived. [REDACTED] also reported that the detainee appeared to have no color or blood flow at first and that he was surprised his lips were not blue.

3. According to [REDACTED] did 4 cycles of compressions and then re-evaluated the patient. He was still not breathing and this is when [REDACTED] took over doing compressions and [REDACTED] started giving rescue breaths. [REDACTED] stated that while he was doing compressions, someone got the AED. [REDACTED] remembers [REDACTED] and [REDACTED] were there. [REDACTED] reported while he attached the pads to the AED [REDACTED] took over compressions and [REDACTED] took over for [REDACTED] giving rescue breaths. [REDACTED] stated the AED pads would not stick to the detainee so he switched them out with different ones and they still would not stick.

4. [REDACTED] said it was about at this time when the fire department arrived. [REDACTED] reported that the fire department called to see when the ambulance was going to be dispatched and the ambulance said that it was not in their jurisdiction and that they were not going to respond. According to [REDACTED] the hospital told the fire department it was going to take their ambulance 15 minutes to get to the RDF. [REDACTED] stated the detainee could not wait and decided to transport him to the hospital instead so they put him on a board and strapped him down while [REDACTED] did compressions and [REDACTED] gave breaths on the way to the vehicle. [REDACTED] said they loaded him in the back of the High Mobility Multi-Wheeled Vehicle (HMMWV) and departed for the

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Exhibit (11)

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03JAN07-24IZ-0002-7HMA

SUBJ: V/ABDAL, AHMAD K. LAF /CIVILIAN

**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

hospital. After the HMMWV left [REDACTED] stated he went back to box 4 and gathered the AED, oxygen, response bag, and any medical trash from the box. He said it was returned to the medical office at the RDF.

5. [REDACTED] informed that V/ABDAL arrived at the RDF on 25Dec06 and was diagnosed with hypertension, ulcers, and prostritis. [REDACTED] stated he did not have any of his medication with him so he put V/ABDAL on Captopril (25mg tablets) for hypertension and monitored his blood pressure once a day in the morning, which appeared to be pretty good, Zantac twice a day for his ulcer, and Cipro twice a day for his prostritis. [REDACTED] told RA, V/ABDAL was monitored daily and everything appeared to be good. [REDACTED] said he was unaware of any complaints by V/ABDAL.

ENCLOSURE(S)

(A) Hand Written Statement of [REDACTED] 03Jan07

BIOGRAPHICAL DATA

EMPLOYMENT: BRANCH MEDICAL CLINIC, MILLINGTON, TN

SSN: [REDACTED]

DOB: [REDACTED]

POB: [REDACTED]

RESIDENCE: [REDACTED]

OTHER: CURRENTLY ASSIGNED TO REGIONAL DETENTION FACILITY, AL ASAD, IRAQ, AS AN INDEPENDANT DUTY CORPSMAN

REPORTED BY: [REDACTED] SPECIAL AGENT

OFFICE: NCTS AL ASAD, IRAQ

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**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

INVESTIGATIVE ACTION

04FEB07

CONTROL: 03JAN07-24IZ-0002-7HMA

V/ABDAL, AHMAD KHALAF /CIVILIAN  
M/W/FNIZ/N//01JAN47/SYRIA

RESULTS OF INTERVIEW WITH [REDACTED]

1. On 03Jan07, Reporting Agent (RA) responded to the Al Asad Surgical Hospital, Al Asad Air Base, Iraq, regarding a detainee (V/ABDAL), from the Regional Detention Facility (RDF), who was brought into the hospital unconscious and unresponsive with Cardiopulmonary Resuscitation (CPR) in progress. Upon arrival at the hospital RA was advised V/ABDAL had died. Subsequently RA interviewed [REDACTED] 3rd Battalion, 14th Marines, Golf Battery, RDF, Al Asad, Iraq, regarding her knowledge of V/ABDAL's death.

2. [REDACTED] indicated she was the Assistant Sgt of the Guard (ASOG) on 03Jan07 and was located at the desk stationed in front of the RDF cells when the incident occurred [REDACTED] related her position is to monitor the personnel and detainees on deck and as well as those outside talking with Humint Exploitation Team (HET). [REDACTED] reported the detainees are escorted out to the isocontainer boxes (which are the interview rooms) and she monitors the interviews via a TV screen. [REDACTED] indicated the interviews are recorded on VHS video tapes and there is no sound.

3. According to [REDACTED] detainee [REDACTED] (V/ABDAL) was located in box four (4) being interviewed by a Marine named [REDACTED] and an interpreter (Terp), NFI [REDACTED] recalled seeing that the detainee was not sitting down and she thought they were done and went out to let them back in the RDF. [REDACTED] reported as she was coming out the Terp ran up and said he needed a corpsman [REDACTED] was notified and the Terp stated the detainee had "passed away." [REDACTED] indicated she thought he meant passed out and she went with [REDACTED] to see what was going on. [REDACTED] advised the detainee was lying on his back with his head facing the door and the Marine was in the box with him. [REDACTED] jumped in the box and started CPR. [REDACTED] reported [REDACTED] and the ambulance came there to assist [REDACTED] The detainee was put on a stretcher and [REDACTED] continued to do CPR.

4. RA asked [REDACTED] to describe the detainee to the best of her memory. [REDACTED] stated the detainee had his eyes closed, his hands may have been facing up and she recalled him letting out a gasp. [REDACTED] stated the detainee was wearing sandals, a wristband, t-shirt, boxers, orange pants and an orange shirt. [REDACTED] recalled that [REDACTED] was the one told to call 911. [REDACTED] indicated she returned to her post during the incident and had to switch to another video tape to continue recording the incident because the first tape ran out. [REDACTED] stated she used tapes numbered 37 and 8 to record the incident. [REDACTED] advised the tapes usually go in order of how they are stacked and have the time and date written on them when used. [REDACTED] indicated that [REDACTED] (NFI) was the person who handled the detainee

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Exhibit (12)

C140

03JAN07-24IZ-0002-7HMA

SUBJ: V/ABDAL, AHMAD KALAF /CIVILIAN

**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

from the time he left the cell to include the doctor's location for check out and then escorted the detainee to box four (4) for interview.

5. [REDACTED] advised she was requested to write a statement about the incident, which was provided to RA, enclosure (A) pertains. No further information was obtained at this time.

ENCLOSURE(S)

(A) Handwritten statement of [REDACTED] 03Jan07

BIOGRAPHICAL DATA

EMPLOYMENT: 3/14 GOLF BATTERY REGIONAL DETENTION FACILITY

SSN: [REDACTED]

DOB: [REDACTED]

POB: [REDACTED]

REPORTED BY: [REDACTED] SPECIAL AGENT

OFFICE: NCIS AL ASAD, IRAQ

*b6/b7c*

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INVESTIGATIVE ACTION

11FEB07

CONTROL: 03JAN07-24IZ-0002-7HMA

V/ABDAL, AHMAD KHALAF /CIVILIAN  
M/W/FNIZ/N//01JAN47/SYRIA

RESULTS OF INTERVIEW WITH [REDACTED]

1. On 03Jan07, Reporting Agent (RA) responded to the Al Asad Surgical Hospital, Al Asad Air Base, Iraq, regarding a detainee (V/ABDAL), from the Regional Detention Facility (RDF), who was brought into the hospital unconscious and unresponsive with Cardiopulmonary Resuscitation (CPR) in progress. Upon arrival at the hospital, RA was advised V/ABDAL had died. Subsequently, RA interviewed [REDACTED] MC, regarding his knowledge of V/ABDAL's death.

2. On 04Jan07, [REDACTED] provided RA with a handwritten statement regarding his knowledge of V/ABDAL's death, enclosure (A) pertains. RA asked [REDACTED] some clarifying questions about his statement. [REDACTED] advised he removed the metal handcuffs, which were attached to a leather belt that was around the detainee's waist. [REDACTED] related detainees are moved out of their cell and escorted to medical prior to being handcuffed and moved to the HUMINT Exploitation Team (HET) interview booths. [REDACTED] advised the detainees are escorted to the HET compound [REDACTED] stated he removed the handcuffs when [REDACTED] was doing rescue breathing but could not recall who removed the belt. [REDACTED] reported the detainee was lying flat on his back with his head facing the door. [REDACTED] drew a picture depicting booth four, during the incident on 03Jan07, enclosure (B) pertains. [REDACTED] had no further information at this time.

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b2

ENCLOSURE (S)  
(A) Handwritten statement/03Jan07  
(B) Drawing of booth four/04Jan07

b6 / b7c

BIOGRAPHICAL DATA  
EMPLOYMENT: 3RD BN, 14TH MARINES, GOLF COMPANY, AL ASAD, IRAQ  
SSN: [REDACTED]  
DOB: [REDACTED]  
POB: [REDACTED]

REPORTED BY [REDACTED], SPECIAL AGENT  
OFFICE: [REDACTED] NCIS AL ASAD, IRAQ

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Exhibit (13)

C193



**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

INVESTIGATIVE ACTION

05FEB07

CONTROL: 03JAN07-24IZ-0002-7HMA

V/ABDAL, AHMAD KHALAF /CIVILIAN  
M/W/FNIZ/N//01JAN47/SYRIA

RESULTS OF INTERVIEW WITH [REDACTED]

1. On 03Jan07, at approximately 2245, Reporting Agent (RA) interviewed [REDACTED] regarding his knowledge of V/ABDAL's death during an interview being conducted by [REDACTED] within booth four (4) in the HUMINT Exploitation Team (HET) compound located at the Regional Detention Facility (RDF) aboard Al Asad Air Base, Iraq. RA and [REDACTED] had a brief interview due to [REDACTED] operational commitments.

2. [REDACTED] reported V/ABDAL was being questioned subsequent to his capture, on 24Dec06. [REDACTED] stated V/ABDAL had been in the interview for approximately thirty (30) minutes when he (V/ABDAL) made a gasping noise, wobbled a bit and then slumped forward. [REDACTED] indicated he reached out to steady him then ended up picking him up by the handcuff belt and placing V/ABDAL on the floor. [REDACTED] had the interpreter, [REDACTED] get medical assistance. [REDACTED] reported at one time in the interview, he noticed V/ABDAL was grinding his teeth a lot but it appeared V/ABDAL was upset with the questioning. [REDACTED] advised V/ABDAL never stated he was having any medical problems or any pain during the interview. [REDACTED] reported at the beginning of the interview, he asked if V/ABDAL had been treated well and how he was feeling. According to [REDACTED] V/ABDAL stated he felt fine. Additionally, [REDACTED] provided a drawing of the interview booth in which V/ABDAL collapsed in, enclosure (A) pertains.

3. On 04Jan07, RA and Participant [REDACTED] obtained a sworn statement from [REDACTED] regarding V/ABDAL's death and provided another (more detailed) drawing of the interview booth in which V/ABDAL collapsed in, enclosures (B) and (C) provided amplifying details.

ENCLOSURE(S)

- (A) Drawing of interview booth/03Jan07
- (B) Sworn statement of [REDACTED] 4Jan07
- (C) Detailed drawing of interview booth/04Jan07

PARTICIPANT(S)

[REDACTED] Special Agent, NCIS Al Asad, Iraq

REPORTED BY: [REDACTED] SPECIAL AGENT  
OFFICE: NCIS AL ASAD, IRAQ

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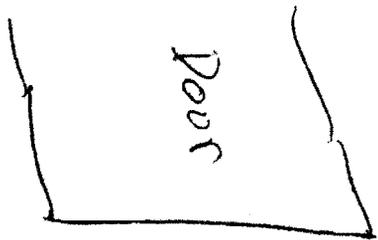
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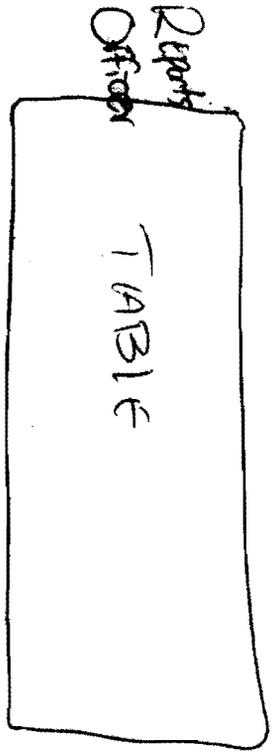
Exhibit (14)

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January 3, 2006 23:04 p.m.



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Enclosure (A)

Chamara

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147

STATEMENT

Place : NCIS AL ASAD  
Date : January 4, 2007

I, [REDACTED] make the following free and voluntary statement to [REDACTED] and [REDACTED] whom I know to be a Representative of the United States Naval Criminal Investigative Service. I make this statement of my own free will and without any threats made to me or promises extended. I fully understand that this statement is given concerning my knowledge of the death of Khalaf Abid Ahmad [REDACTED]

For purposes of identification I can best be described as a [REDACTED] male. I have [REDACTED] hair and [REDACTED] eyes. I am approximately [REDACTED] tall and weight approximately [REDACTED] pounds. I was born on [REDACTED] in [REDACTED]. My social security number is [REDACTED]. I have been in the USMC for approximately 4 years and 8 months. I am part of HET 10 based at Al Asad, Iraq. I have been in Iraq since November 2006. My parent command is 2<sup>nd</sup> CI HUMINT Company at Camp Lejuene, NC. [REDACTED]

On 03Jan07 [REDACTED] the Terp and I were on third interview in booth four at the Regional Detention Facility (RDF) at Al Asad when the detainee I was interrogating had problems breathing. [REDACTED]

It was around late afternoon and [REDACTED], myself and the detainee had been talking for approximately 30 minutes. The detainee was brought to the booth. The detainee had [REDACTED] and was handcuffed. The handcuffs were metal and attached to a leather belt that was around his waist. I was sitting with my back to the door. The detainee was sitting on the block with his face to the door and [REDACTED] was behind the detainee facing the door. [REDACTED]

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I asked the detainee standard questions like how he was feeling and how was he being treated. He answered fine to both the questions. I was questing him because had been PI'd (positively identified), as an insurgent., and he said he knew nothing about insurgents or why he was detained. [REDACTED]

I first obtained bio data during which he told me about his brother passing away during Ramadan. I went on to interrogate him about insurgent activity in his village and what he actually did for a living. He stated he was a farmer and a Sheppard. He told me that no one was there to take care of his family because his son's are here as well. He later told me that his brother died from natural causes due to sugar levels and I asked if he was diabetic and he said yes. We had been talking about 30 minutes and I was telling him that he would spend a long time in prison. I noticed he was grinding his teeth and he seemed upset and I asked him why he was upset and he stated he had been detained unfairly. At this time I let him know that due to his lack of cooperation I was terminating the interrogation. [REDACTED]

I looked at my computer to save the information and the detainee made a gasping noise. I looked over to him and he looked like he was going to fall over so I grabbed his right shoulder to hold onto him. From there it seemed like he was leaning forward like he was about to fall to the ground. I went to lift him up and he had no response in his legs. I lifted him up, I am not sure where I put my hands on him but one hand was on the front and one was one the back of him. I was trying to get him to stand up. When I noticed that his legs gave no response I laid him on the deck. I laid him on his left side kind of of at an angle against the wall. He was not directly on his back. [REDACTED]

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C148

Continuation of voluntary sworn statement of

on January 4, 2007

When I laid him down I think I checked his pulse and [redacted] went to get the Doc. I checked his pulse at his neck and his wrist and I put my fingers under his nose to check for breathing. He had a pulse and was breathing on his own.

The Doc (I don't know which one) came in and they took over. I was in the booth and I watched the Doc's check his pulse and then he started CPR. The Doc and I were in the booth with him by ourselves for less than a minute. Doc was doing CPR by himself. I know CPR but I was not doing CPR with Doc. There was a guard outside the booth and Doc told the guard, I don't know which guard, to take off the detainee's restraints. The restraints were taken off but there was about a 30 second delay because another guard had the keys. I don't know who took off the restraints but I think that the detainee was flat on his back at this time. Around this time a whole bunch of people showed up and I was asked to leave the booth. Some of the people were other Doc's, [redacted], Capt (who is the CO), [redacted]. Later on the fire department showed up. They tried to revive him and they continued CPR. I saw them because I was standing outside the booth watching them. He was put on a stretcher and put him on a HMMVW. I went back into the booth and grabbed my thumb drive and notes and walked back out of the booth. I went into the office.

I had a meeting at 1900 on Camp Ripper so about thirty minutes or so after the detainee had left [redacted] and I went left the RDF. The LT asked me what happened and I told him that I had been talking to him and he just kind of passed out.

I never interviewed the detainee before 03Jan07. I know he was captured on 24Dec06. I never hit or struck the detainee. I never raised my voice to the detainee. And the detainee never told me that he was having any pain or feeling bad.

This statement, consisting of this page and 1 other page(s) was typed for me by [redacted] as we discussed its contents. I have read and understand the above statement. I have been given the opportunity to make any changes or corrections I desire to make and have placed my initials over the changes or corrections. This statement is the truth to the best of my knowledge and belief.

Signature: [redacted]

2142

Sworn to and subscribed before me this 04 day of JAN in the year 2007 at

NCIS Alameda

Witnessed: [redacted]

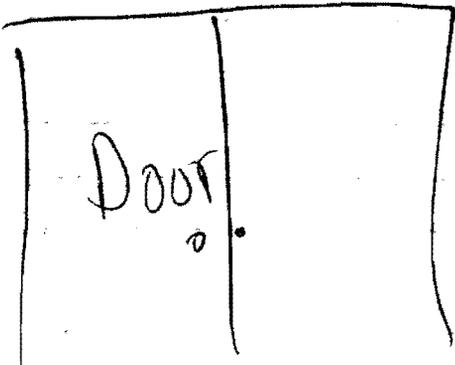
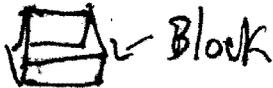
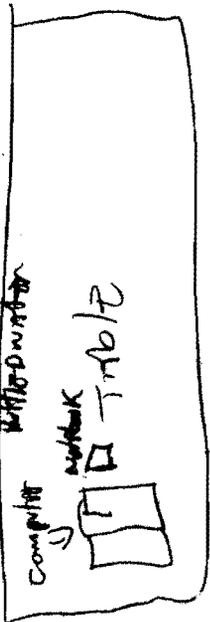
Representative Naval Criminal Investigative Service  
AUTH: DERIVED FROM ARTICLE 136,  
UCMJ (10 U.S.C. 936) AND 5 U.S.C. 303

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**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

INVESTIGATIVE ACTION

05FEB07

CONTROL: 03JAN07-24IZ-0002-7HMA

V/ABDAL, AHMAD KHALAF /CIVILIAN  
M/W/FNIZ/N//01JAN47/SYRIA

RESULTS OF INTERVIEW OF [REDACTED]

1. On 04Jan07, Reporting Agent (RA) and Participant [REDACTED] obtained a sworn statement from, [REDACTED] the interpreter present in the interview of V/ABDAL by [REDACTED] on 03Jan07. [REDACTED] reported about thirty (30) minutes into his interview, V/ABDAL fainted and leaned back. [REDACTED] related he stopped him from falling backwards and [REDACTED] then put V/ABDAL on the ground on his side. [REDACTED] stated he went out to get a doctor. [REDACTED] provided a sworn statement and a drawing of the interview booth, enclosures (A) and (B) pertain.

ENCLOSURE(S)

(A) Statement of [REDACTED] 04Jan07  
(B) Drawing of interview booth/04Jan07

PARTICIPANT(S)

[REDACTED], Special Agent, NCIS Al Asad, Iraq

REPORTED BY: [REDACTED] SPECIAL AGENT  
OFFICE: NCIS AL ASAD, IRAQ

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Page 1 LAST [REDACTED] V2 LNY

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AUTHORIZATION FROM THE NAVAL CRIMINAL INVESTIGATIVE SERVICE IS REQUIRED

Exhibit (15)

C 157

STATEMENT

Place : NCIS ALASAD  
Date : January 4, 2007

[redacted] make the following free and voluntary statement to [redacted] and [redacted] whom I know to be a Representative of the United States Naval Criminal Investigative Service. I make this statement of my own free will and without any threats made to me or promises extended. I fully understand that this statement is given concerning my knowledge of death of Khalaf Abid Ahmad [redacted]

For purposes of identification I can best be described as a [redacted] male. I am a United States citizen working as a CAT II linguist for Titan. I have been in Al Asad Iraq for approximately 15 months. I was born on [redacted] in [redacted]. My social security number [redacted]. I am working with HET 10 at Al Asad RDF. I am a retired High School teacher [redacted]

around 4:45 PM [redacted] and I started our third interview. We were in booth number 4. Ahmad was sitting on the block facing the door. [redacted] was facing the detainee and his back was towards the door. The detainee was at an approximately 45 degree angle from the front door in order to face [redacted]. I was sitting behind him on a folding chair. Ahmad was handcuffed in front and [redacted] when he came in to the booth. The handcuffs were metal and went through his belt. I think we were there 30-35 minutes. Ahmad fainted and leaned back. I grabbed him from the back to stop him from falling back. Ahmad then went forward and [redacted] grabbed him to stop him. Ahmad started going over to the side. [redacted] was trying to hold him but he couldn't [redacted] tried to make him stand by grabbing his belt. I told him [redacted] to let him lay down on his side. I saw [redacted] lay him down on his left side. I heard snoring from him while he was on his side. His eyes were closed and his face was blue in color [redacted]

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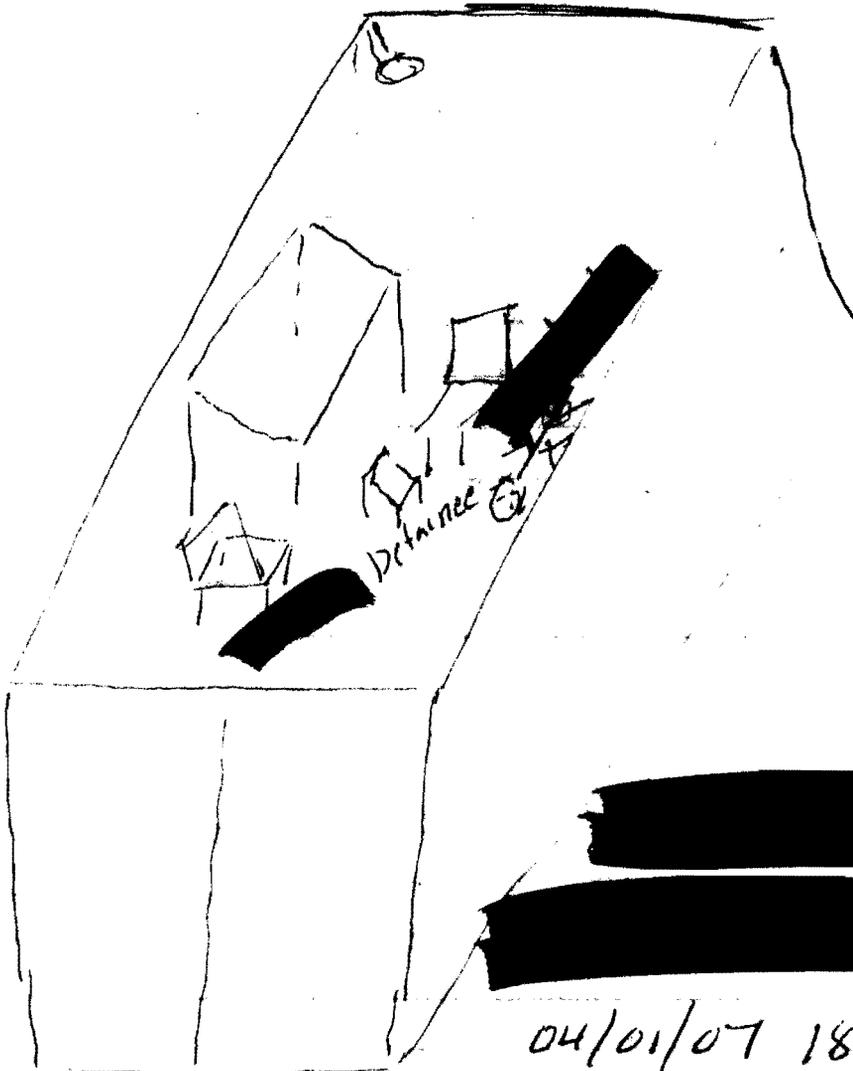
I went outside to the gate to get a guard. No one there but a female Marine came out right then, I told her to get the doctor. A young man came running out he was on top of him and started giving him smelling salts under his nose. They were counting loud up to fifteen and they were alternating because they were getting tired. [redacted] other marines came running [redacted]

I was outside when everyone was inside trying to revive him. Doctor came with some equipment. There were about five people in the booth and there was more than five outside. Fire Paramedics came and tried to revive him and they put him on something then put him on a high back and took him away [redacted]

The table was not moved while I was there I heard the block being moved but I did not see it.

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c/150



04/01/07 18:03

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Enclosure (B)

# U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

INVESTIGATIVE ACTION

24FEB07

CONTROL: 03JAN07-24IZ-0002-7HMA

V/ABDAL, ARMAD KHALAF /CIVILIAN  
M/W/FNIZ/N//01JAN47/SYRIA

## RESULTS OF DEATH SCENE EXAMINATION

1. On 03Jan07, Reporting Agent (RA) and Participant [REDACTED] responded to the Regional Detention Facility (RDF) aboard Al Asad Air Base, Iraq, after a detainee, V/ABDAL, collapsed while being interviewed in booth four (4) by [REDACTED], USMC, HUMINT Exploitation Team (HET) 10. Cardiopulmonary Resuscitation (CPR) was started on V/ABDAL at the RDF and continued until he arrived at the hospital where V/ABDAL was pronounced deceased.

### DESCRIPTION OF OUTSIDE AREA

2. Booth four, which located in the HET compound aboard the RDF is approximately 120 feet from the door that leads into the entranceway of the RDF location. Both areas are in a completely secured location. The HET compound area has four booths that are wired with video camera equipment that allows interviews to be monitored by personnel on duty at the RDF desk. The video camera recordings do not contain audio. Booth four is a cargo container that has been wired for electrical outlets to allow computer usage, lights, air conditioner units and heaters. Booth four is white in color, has plywood on top of the container with sandbags on top of the plywood. If you stand in front of the box there is a spray-painted number "4" in black paint on the left side of the door.

### DESCRIPTION OF INSIDE AREA

3. The inside of booth four contains plywood sheets on the floor; the ceiling and that cover the walls from floor to ceiling. The booth was unlocked in order for RA and Participant [REDACTED] to take photographs and conduct a death scene examination. The container measures approximately 20 feet in length and approximately 8 feet 11 inches wide. There is an overhead fluorescent light centered in the middle of the ceiling area. RA noted the lights were on when the door was first opened. There are signs and posters, written in Arabic, on both the left and right side walls. Upon entering the booth a floor heater was located directly to the left and against the wall.

4. A chair was positioned in front of a plastic table and located towards the back of the booth near the left rear corner area. The bottom of the table to the floor measured approximately 2 feet 4 inches. There was a cement block next to the table located near the back end of the table and closer to the back wall of the booth. The cement block measures approximately 1 foot 2 inches high, 1 foot 2 inches long and 7 inches wide. The camera was located in the upper left rear corner of the booth. The bottom of the camera measures approximately 6 feet 6 inches from the floor. Noted in the rear left corner was a folded chair resting against the back wall. In the rear right corner was an open folding chair. And behind and to the side of that chair was another floor heater. Along the right side wall was a

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Exhibit (K)

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03JAN07-24IZ-0002-7HMA

SUBJ: V/ABDAL, AHMAD KH [REDACTED] AF /CIVILIAN

**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

wall air conditioner unit and a wall outlet. Farther down along the right wall towards the doorway was a wall light switch unit.

Enclosure (A) pertains to a sketch depicting booth four on 03Jan07.

5. Photographs and measurements were taken by RA and Participant [REDACTED], on 03Jan07, however due to a hard drive failure on Participant [REDACTED]'s computer all photographs have been lost. Attempts to forensically recover the photographs from the computer hard drive and memory sticks from the Sony Cybershot 7.2 digital camera were unsuccessful. On 07Feb07, Participant [REDACTED] obtained photographs of booth four (4) as it appeared on 07Feb07, not as it was originally photographed and sketched on 03Jan07, enclosure (B) pertains.

PHOTO NUMBER	DESCRIPTION
(1)	Entrance to HET compound and interview cans
(2)	Mid-Range view of Interview Can #4
(3)	Overall view of Can #4 front entrance
(4)	Overall view of the inside of Can #4
(5)	Mid-Range view of inside left rear corner taken from doorway
(6)	Mid-Range view of the back half of interview can #4
(7)	Overall view of left front corner taken from inside of can
(8)	Overall view of doorway taken from back left corner
(9)	Mid-Range view of left back corner taken from left front corner
(10)	Mid-Range view of camera in upper rear left corner
(11)	Mid-Range view of right wall taken from left corner
(12)	Mid-Range view of the ceiling in booth four
(13)	Mid-Range view of the floor taken from the door
(14)	Mid-Range view of the floor taken from the back wall

**ENCLOSURE(S)**

- (A) Sketch of Interview booth 4/03Jan07
- (B) Photographs (1)-(14)/07Feb07

**PARTICIPANT (S)**

[REDACTED] Special Agent, NCIS Al Asad, Iraq

REPORTED BY: [REDACTED], SPECIAL AGENT  
OFFICE: NCIS AL ASAD, IRAQ

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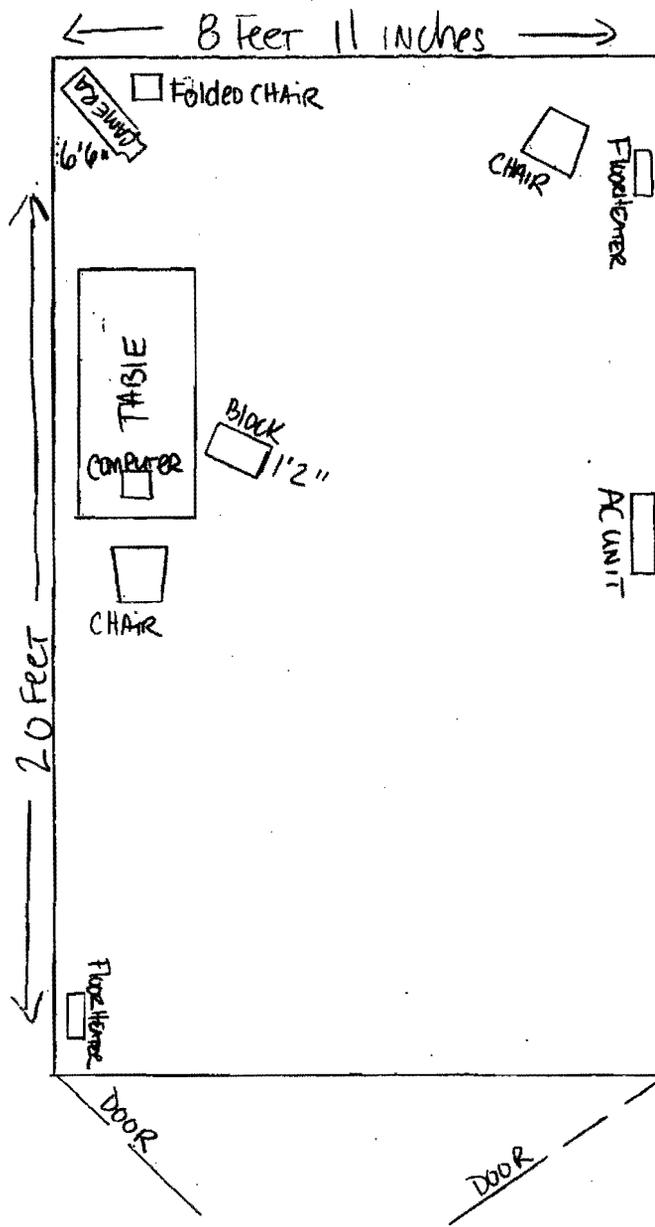
Page 2

LA [REDACTED] V2 LNY

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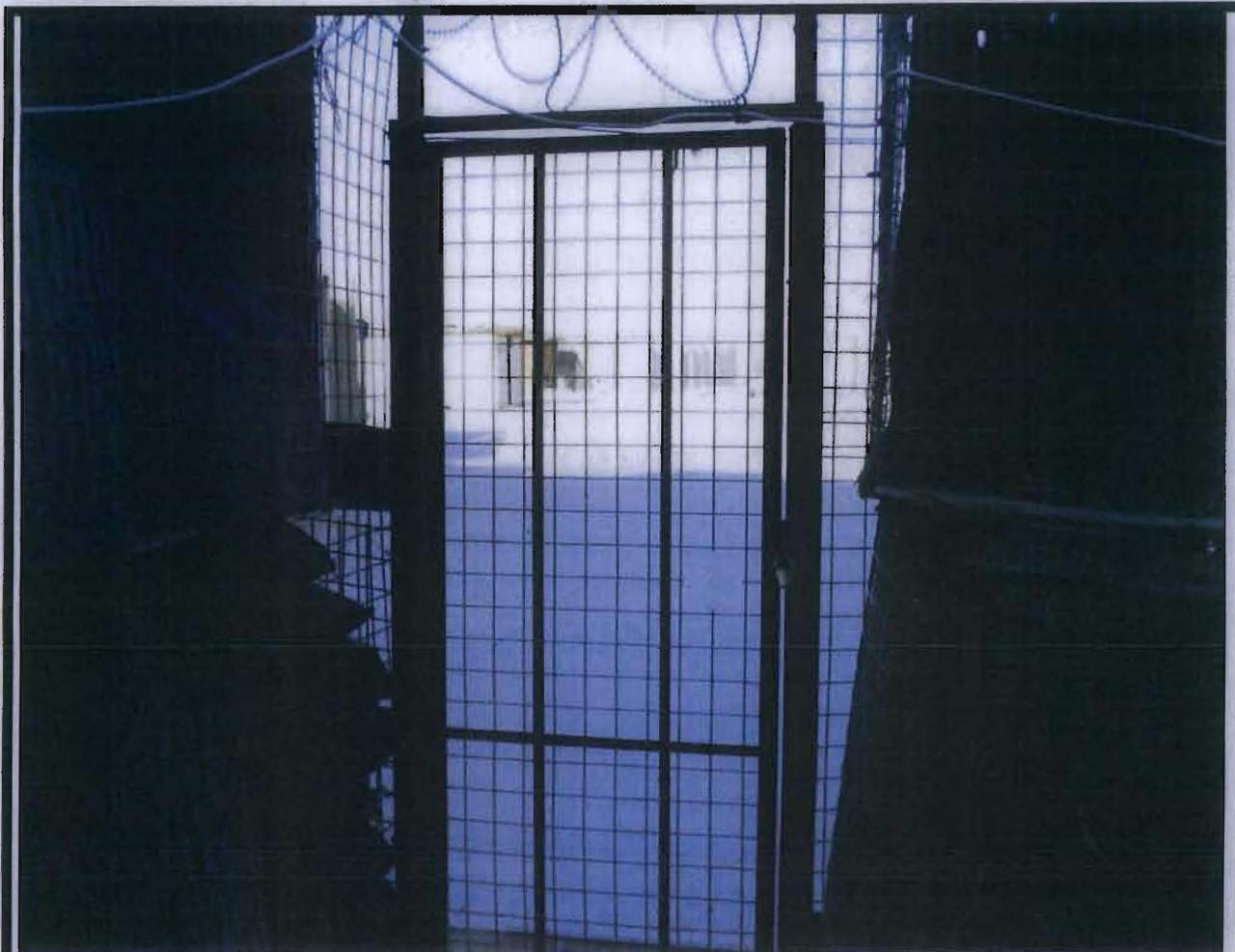


DRAWN BY: SA [REDACTED]  
 (CN: 03JAN72AIZ-00026FHMMA)  
 TITLE: V/ABDUL AHMAD KHAI AF (CIVILIAN)

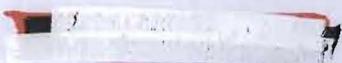
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Enclosure (A)

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**UNITED STATES NAVAL CRIMINAL INVESTIGATIVE SERVICE  
CONTINGENCY RESPONSE FIELD OFFICE  
AL ASAD, IRAQ**

<b>TITLE</b> V/ABDAL, AHMAD KHALAF/CIVILIAN	<b>CCN</b> 03JAN07-241Z-0002-7HMA	<b>AGENT'S NAME</b> 
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<b>SUMMARY</b>  ENTRANCE TO HET COMPOUND AND INTERVIEW CANS  PHOTO 1	<b>DATE PHOTO TAKEN</b>  07FEB07
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Enclosure (B)

CB



**UNITED STATES NAVAL CRIMINAL INVESTIGATIVE SERVICE  
CONTINGENCY RESPONSE FIELD OFFICE  
AL ASAD, IRAQ**

TITLE	CCN	AGENT'S NAME
V/ABDAL, AHMAD KHALAF/CIVILIAN	03JAN07-24IZ-0002-7HMA	

SUMMARY	DATE PHOTO TAKEN
MID-RANGE VIEW OF INTERVIEW CAN #4  PHOTO 2	07FEB07

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<p align="center"><b>TITLE</b></p> <p>V/ABDAL, AHMAD KHALAF/CIVILIAN</p>	<p align="center"><b>CCN</b></p> <p>03JAN07-24IZ-0002-7HMA</p>	<p align="center"><b>AGENT'S NAME</b></p> <p><del>XXXXXXXXXX</del></p>
<p align="center"><b>SUMMARY</b></p> <p>OVERALL VIEW OF INTERVIEW CAN #4 FRONT ENTRANCE</p> <p align="center">PHOTO 3</p>		<p align="center"><b>DATE PHOTO TAKEN</b></p> <p>07FEB07</p>

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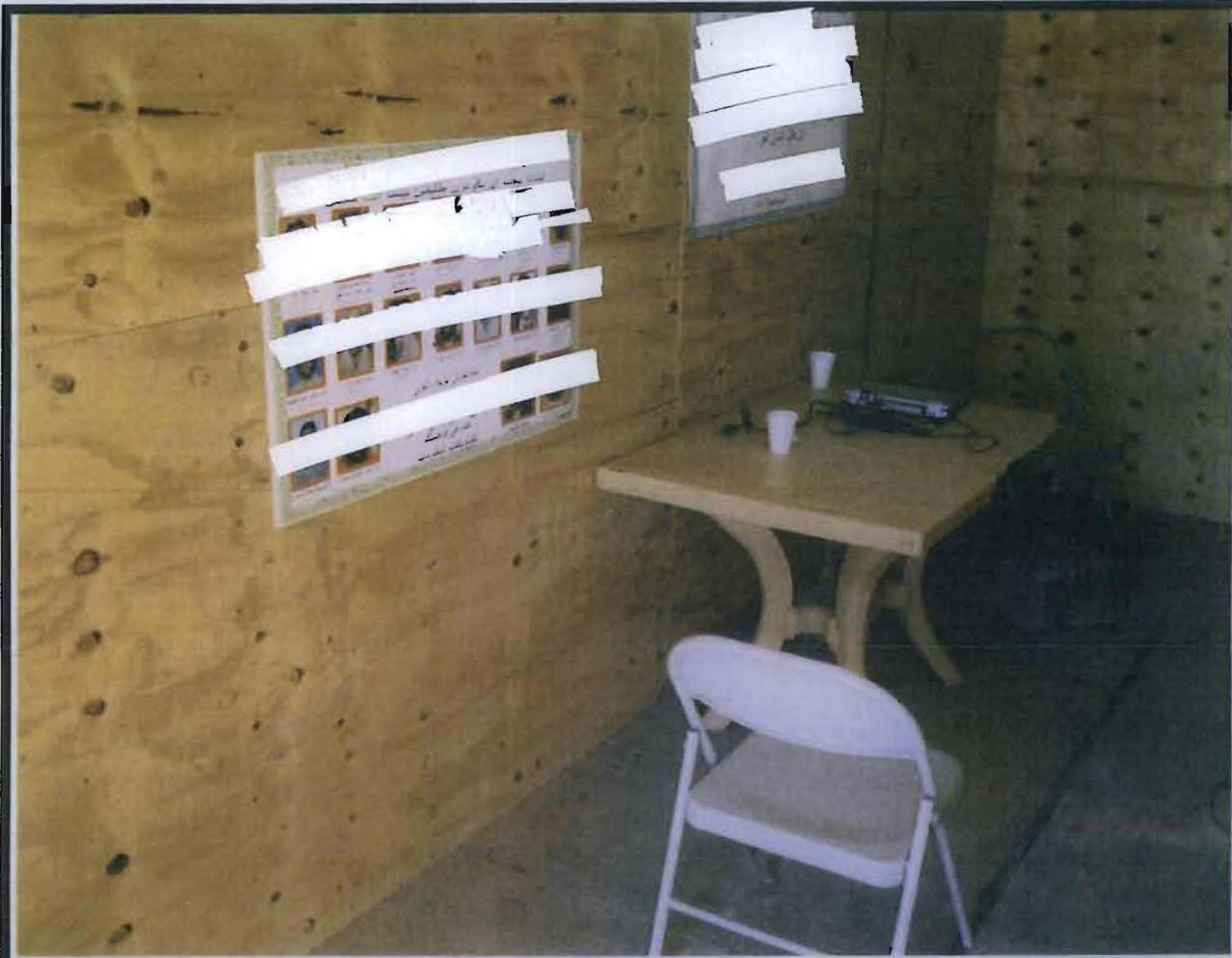


**UNITED STATES NAVAL CRIMINAL INVESTIGATIVE SERVICE  
CONTINGENCY RESPONSE FIELD OFFICE  
AL ASAD, IRAQ**

<b>TITLE</b> V/ABDAL, AHMAD KHALAF/CIVILIAN	<b>CCN</b> 03JAN07-24IZ-0002-7HMA	<b>AGENT'S NAME</b> 
<b>SUMMARY</b>  OVERALL VIEW OF THE INSIDE OF CAN # 4  PHOTO 4		<b>DATE PHOTO TAKEN</b>  07FEB07

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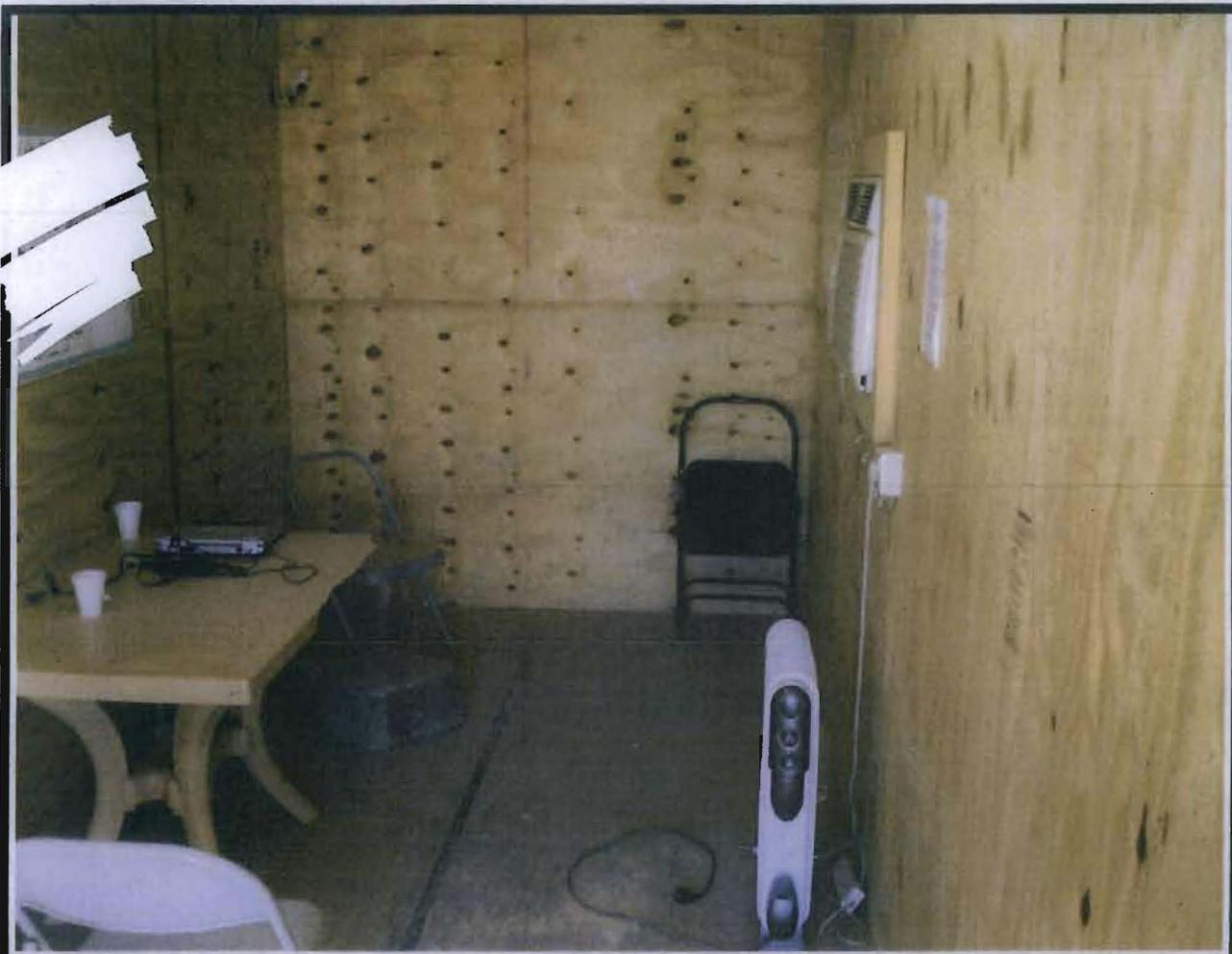


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CONTINGENCY RESPONSE FIELD OFFICE  
AL ASAD, IRAQ**

<b>TITLE</b> V/ABDAL, AHMAD KHALAF/CIVILIAN	<b>CCN</b> 03JAN07-24IZ-0002-7HMA	<b>AGENT'S NAME</b> 
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<b>SUMMARY</b> MID-RANGE VIEW OF INSIDE LEFT REAR CORNER TAKEN FROM DOORWAY  PHOTO 5	<b>DATE PHOTO TAKEN</b>  07FEB07
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**UNITED STATES NAVAL CRIMINAL INVESTIGATIVE SERVICE  
CONTINGENCY RESPONSE FIELD OFFICE  
AL ASAD, IRAQ**

<b>TITLE</b> V/ABDAL, AHMAD KHALAF/CIVILIAN	<b>CCN</b> 03JAN07-24IZ-0002-7HMA	<b>AGENT'S NAME</b> <del>XXXXXXXXXX</del>
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<b>SUMMARY</b>  MID-RANGE VIEW OF THE BACK HALF OF INTERVIEW CAN # 4  PHOTO 6	<b>DATE PHOTO TAKEN</b>  07FEB07
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**UNITED STATES NAVAL CRIMINAL INVESTIGATIVE SERVICE  
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AL ASAD, IRAQ**

<b>TITLE</b> V/ABDAL, AHMAD KHALAF/CIVILIAN	<b>CCN</b> 03JAN07-241Z-0002-7HMA	<b>AGENT'S NAME</b> <del>XXXXXXXXXX</del>
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<b>SUMMARY</b>  OVERALL VIEW OF DOORWAY TAKEN FROM BACK LEFT CORNER  PHOTO 8	<b>DATE PHOTO TAKEN</b>  07FEB07
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**UNITED STATES NAVAL CRIMINAL INVESTIGATIVE SERVICE  
CONTINGENCY RESPONSE FIELD OFFICE  
AL ASAD, IRAQ**

TITLE	CCN	AGENT'S NAME
V/ABDAL, AHMAD KHALAF/CIVILIAN	03JAN07-241Z-0002-7HMA	
<b>SUMMARY</b>		<b>DATE PHOTO TAKEN</b>
MID-RANGE VIEW OF LEFT BACK CORNER TAKEN FROM LEFT FRONT CORNER  PHOTO 9		07FEB07

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**UNITED STATES NAVAL CRIMINAL INVESTIGATIVE SERVICE  
CONTINGENCY RESPONSE FIELD OFFICE  
AL ASAD, IRAQ**

TITLE	CCN	AGENT'S NAME
V/ABDAL, AHMAD KHALAF/CIVILIAN	03JAN07-241Z-0002-7HMA	<del>REDACTED</del>
<b>SUMMARY</b>  MID-RANGE VIEW OF CAMERA IN UPPER REAR LEFT CORNER  PHOTO 10		<b>DATE PHOTO TAKEN</b>  07FEB07

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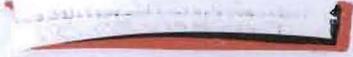
**UNITED STATES NAVAL CRIMINAL INVESTIGATIVE SERVICE  
CONTINGENCY RESPONSE FIELD OFFICE  
AL ASAD, IRAQ**

TITLE	CCN	AGENT'S NAME
V/ABDAL, AHMAD KHALAF/CIVILIAN	03JAN07-24IZ-0002-7HMA	
<b>SUMMARY</b>  MID-RANGE VIEW OF RIGHT WALL TAKEN FROM LEFT CORNER  PHOTO 11		<b>DATE PHOTO TAKEN</b>  07FEB07

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**UNITED STATES NAVAL CRIMINAL INVESTIGATIVE SERVICE  
CONTINGENCY RESPONSE FIELD OFFICE  
AL ASAD, IRAQ**

<b>TITLE</b> V/ABDAL, AHMAD KHALAF/CIVILIAN	<b>CCN</b> 03JAN07-241Z-0002-7HMA	<b>AGENT'S NAME</b> 
<b>SUMMARY</b> MID-RANGE VIEW OF THE CEILING IN BOOTH FOUR  PHOTO 12		<b>DATE PHOTO TAKEN</b> 07FEB07

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**UNITED STATES NAVAL CRIMINAL INVESTIGATIVE SERVICE  
CONTINGENCY RESPONSE FIELD OFFICE  
AL ASAD, IRAQ**

<b>TITLE</b> V/ABDAL, AHMAD KHALAF/CIVILIAN	<b>CCN</b> 03JAN07-241Z-0002-7HMA	<b>AGENT'S NAME</b> <del>XXXXXXXXXX</del>
<b>SUMMARY</b>  MID-RANGE VIEW OF THE FLOOR TAKEN FROM THE DOOR  PHOTO 13		<b>DATE PHOTO TAKEN</b>  07FEB07

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**UNITED STATES NAVAL CRIMINAL INVESTIGATIVE SERVICE  
CONTINGENCY RESPONSE FIELD OFFICE  
AL ASAD, IRAQ**

TITLE	CCN	AGENT'S NAME
V/ABDAL, AHMAD KHALAF/CIVILIAN	03JAN07-24IZ-0002-7HMA	<del>XXXXXXXXXX</del>
<b>SUMMARY</b>		<b>DATE PHOTO TAKEN</b>
MID-RANGE VIEW OF THE FLOOR TAKEN FROM THE BACK WALL  PHOTO 14		07FEB07

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**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

INVESTIGATIVE ACTION

24FEB07

CONTROL: 03JAN07-24IZ-0002-7HMA

V/ABDAL, AHMAD KHALAF /CIVILIAN  
M/W/FNIZ/N//01JAN47/SYRIA

RESULTS OF VIDEO TAPE REVIEW

1. On 04Jan07, Reporting Agent (RA) reviewed the seized videotapes numbered 8 and 37 from the Regional Detention Facility (RDF). The two videotapes, which have no audio, recorded the interview of V/ABDAL, conducted on 03Jan07, with [REDACTED] USMC, and interpreter [REDACTED] inside interview booth number 4. The tapes had a paper attached to the outside cover which documented the date start, time start, date end and time end for each time the tape was used, enclosure (A) pertains. The following information was observed upon review of the tapes and the approximate times noted below came from the videotape counter during review:

- 1759 Detainee (V/ABDAL) enters interview booth 4
- 1803 Interpreter is in front of V/ABDAL and walks towards door
- 1817 [REDACTED] V/ABDAL and put on the table and he is positioned on the cement block turned towards [REDACTED]
- 1824 Computer utilized
- 1837 V/ABDAL leaned forward and to the side towards Marine [REDACTED] picked V/ABDAL up by the belt and back of shirt and moved V/ABDAL to the floor and laid him on his left shoulder. [REDACTED] walked toward the door with [REDACTED] who left the booth, then [REDACTED] looked up at the camera and started waving his hands to get someone's attention
- 1839 [REDACTED] rolls V/ABDAL towards his back against the wall
- 1840 Block is moved away from V/ABDAL towards his feet area and a corpsman appears in booth, compressions and rescue breaths are started. [REDACTED] is located by V/ABDAL's feet and [REDACTED] is in the doorway.
- 1841 Others in the booth and [REDACTED] back is blocking camera area, people are attempting to remove V/ABDAL's restrains
- 1842 [REDACTED] enters booth, moves block further out of the way and moves [REDACTED] out of the booth
- 1884 [REDACTED] closed the computer and moves it towards middle of the table
- 1845 CPR continues
- 1848 CPR rescuers switch out

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Exhibit (17)

1-171

03JAN07-24IZ-0002-7HMA

SUBJ: V/ABDAL, AHMAD KHAF /CIVILIAN

**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

1849 Individuals are attempting to get the Oxygen bottle open and are attempting to affix the Automatic External Defibrillator (AED) pads

1851 Fire Department Arrives

1853 Approximate time that the second tape (numbered 8) was started and when V/ABDAL was moved on the stretcher

1857 V/ABDAL was moved out of the interview booth

1858 Paperwork was removed from the booth

1900 Four individuals cleaned up the interview booth to include the medical supplies, goggles and V/ABDAL's shoes

1903 All individuals left the interview booth

**ENCLOSURE(S)**

(A) Photocopy of the papers attached to the video tapes/Various

REPORTED BY: ██████████ SPECIAL AGENT

OFFICE: NCIS AL ASAD, IRAQ

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Page 2

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1-123

**NAVAL CRIMINAL INVESTIGATIVE SERVICE**

**DELETED PAGE INFORMATION SHEET**

Page(s) 173-175

withheld entirely at this location. One or more of the following explain this decision:

         Deleted under exemption(s) \_\_\_\_\_

         Documents originated with other government agency(ies).  
Referred to them for review and direct response to you.

         Pages contain information furnished by other government  
agency(ies). We will advise you of releasability of information  
following consultation with agency(ies).

Comments: TO:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

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ATTN: FOIA  
UNITED STATES MARINE CORPS FORCES  
CENTRAL COMMAND  
7115 S. BOUNDARY BLVD., BLDG 535  
MACDILL AFB, FL 33621-5101**

**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

INVESTIGATIVE ACTION

21FEB07

CONTROL: 03JAN07-24IZ-0002-7HMA

V/ABDAL, AHMAD KHALAF /CIVILIAN  
M/W/FNIZ/N//01JAN47/SYRIA

RESULTS OF INTERVIEW OF [REDACTED]

1. On 04Jan07, at approximately 1250, Reporting Agent (RA) interviewed [REDACTED] USMC, pertaining to his knowledge of the death of V/ABDAL. [REDACTED] reported that on the afternoon of the incident, he was directed by one of the HUMINT Exploitation Team (HET) members (NFI) to get detainee number [REDACTED]. [REDACTED] stated he went to the detention center and told two (2) individuals at the Sergeant of the Guard (SOG) desk (NFI) to get the detainee and they brought him out.

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2. [REDACTED] informed RA that he took the detainee to the doctor's office for a 'before interrogation' medical screen that lasted for about 2-3 minutes. [REDACTED] said the medical screen consisted of a visual screen that was conducted by [REDACTED] and no medication was given to V/ABDAL to the best of his knowledge. [REDACTED] stated he cuffed and [REDACTED] V/ABDAL and escorted him to interrogation box 4. [REDACTED] said they arrived at box 4 without incident at which time he handed V/ABDAL over to the same HET guy. [REDACTED] stated in his opinion V/ABDAL seemed fine and did not appear ill. [REDACTED] reported V/ABDAL seemed elderly so he took his time walking him to box 4.

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3. [REDACTED] informed RA that after he had delivered V/ABDAL to box 4 he returned to the SOG area to "hang out". About 30 min later, [REDACTED] heard someone yell for a corpsmen and [REDACTED] left the area. Approximately 3-4 minutes after [REDACTED] left the area [REDACTED] saw someone doing compressions from the camera located in box 4. No further information was obtained.

REPORTED BY: [REDACTED] SPECIAL AGENT  
OFFICE: NCIS AL ASAD, IRAQ

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Page 1

LAST [REDACTED] V2 LNY

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Exhibit (18)

C-176

# U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

INVESTIGATIVE ACTION

05FEB07

CONTROL: 03JAN07-241Z-0002-7HMA

V/ABDAL, AHMAD KHALAF /CIVILIAN  
M/W/FNIZ/N//01JAN47/SYRIA

## RESULTS OF INTERVIEW WITH [REDACTED]

1. On 03Jan07, Reporting Agent (RA) responded to the Al Asad Surgical Hospital, Al Asad Air Base, Iraq, regarding a detainee (V/ABDAL), from the Regional Detention Facility (RDF), who was brought into the hospital unconscious and unresponsive with Cardiopulmonary Resuscitation (CPR) in progress. Upon arrival at the hospital, RA was advised V/ABDAL had died. Subsequently, RA interviewed [REDACTED] regarding his knowledge of V/ABDAL's death.

2. [REDACTED] advised he recalled [REDACTED] talking on the radio saying that someone was down in the HUMINT Exploitation Team (HET) compound so he went out to see what was going on. [REDACTED] advised he works as the Non Commissioned Officer in Charge (NCOIC) of the Biometric Automated Tool System (BATS) in the RDF. [REDACTED] related he saw the detainee on the ground via the camera located in the RDF that monitors the interview booths. [REDACTED] related he saw the following people on scene when he arrived: [REDACTED] a marine named [REDACTED] (NFI), [REDACTED] (the interpreter) [REDACTED] HET LT (NFI), [REDACTED] and [REDACTED]. [REDACTED] recalled someone (NFI) asked the HET guy (NFI) what happened and the HET Marine just said the detainee collapsed.

3. [REDACTED] related he observed the detainee lying on his back with his arms to the side, head towards the door and CPR in progress. [REDACTED] reported he recalled [REDACTED] grabbing the Oxygen bottle and at one point he [REDACTED] went back to the RDF to retrieve the defibrillator. [REDACTED] stated he believed someone (NFI) said they felt a pulse (on the detainee). [REDACTED] indicated the pliers and wire cutters in the booth were used to try an open the oxygen tank. [REDACTED] related that [REDACTED] and [REDACTED] could not get the defibrillator pads to stick on the detainee's chest because he was hairy. [REDACTED] advised the people performing CPR were [REDACTED] and [REDACTED]. [REDACTED] reported the fire department showed up and tried to figure out when the ambulance would be arriving. [REDACTED] related they moved the detainee onto a stretcher and into the HMMNV and then left for to the hospital. [REDACTED] provided a drawing of booth four as he remembered it from 03Jan07, enclosure (A) pertains.

## ENCLOSURE(S)

(A) Drawing of booth four/04Jan07

## BIOGRAPHICAL DATA

EMPLOYMENT: 3RD BN, 14TH MARINES, GOLF COMPANY, AL ASAD, IRAQ

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Exhibit (19)

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177

03JAN07-24IZ-0002-7HMA

SUBJ: V/ABDAL, AHMAD K. LAF /CIVILIAN

**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

SSN: [REDACTED]

DOB: [REDACTED]

POB: [REDACTED]

REPORTED BY: [REDACTED] SPECIAL AGENT

OFFICE: NCIS AL ASAD, IRAQ

*bl/b7c*

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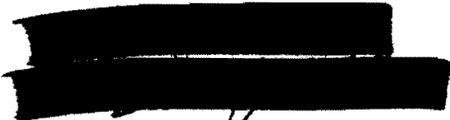
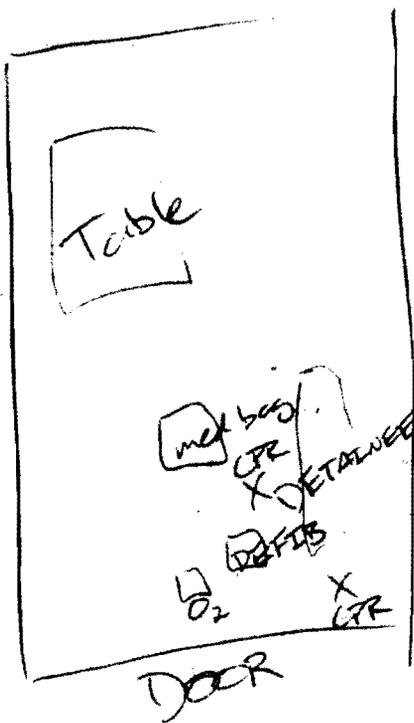
Page 2

LAST [REDACTED] V2 LNY

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Enclosure (A)

**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

INVESTIGATIVE ACTION

24FEB07

CONTROL: 03JAN07-24IZ-0002-7HMA

V/ABDAL, AHMAD KHALAF /CIVILIAN  
M/W/FNIZ/N//01JAN47/SYRIA

RECEIPT OF V/ABDAL'S IRAQ IDENTIFICATION CARD INFORMATION

1. On 04Jan07, [REDACTED]  
[REDACTED] Biometric Automated Tool Set (BATS), Regional Detention Facility (RDF), Al Asad, Iraq, provided Reporting Agent (RA) with a copy of V/ABDAL's Iraq identification cards and a copy of V/ABDAL's DA form 173 which list his personal belongings obtained when he was captured on 24Dec06, enclosures (A) and (B) pertain.

ENCLOSURE(S)~

- (A) Copy of V/ABDAL's Iraq identification/Undated
- (B) V/ABDAL's DA form 173/24Dec06

REPORTED BY: [REDACTED] SPECIAL AGENT  
OFFICE: NCIS AL ASAD, IRAQ

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~~REST~~

~~V2 LNY~~

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Exhibit (20)

180

**NAVAL CRIMINAL INVESTIGATIVE SERVICE**

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Page(s) 181 - 183, Encl (A) + (B)

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ATTN: FOIA  
UNITED STATES MARINE CORPS FORCES  
CENTRAL COMMAND  
7115 S. BOUNDARY BLVD., BLDG 535  
MACDILL AFB, FL 33621-5101**  
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# U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

INVESTIGATIVE ACTION

09FEB07

CONTROL: 03JAN07-24IZ-0002-7HMA

V/ABDAL, AHMAD KHALAF /CIVILIAN  
M/W/FNIZ/N//01JAN47/SYRIA

## RESULTS OF INTERVIEW WITH [REDACTED]

1. On 03Jan07, at approximately 2110, Reporting Agent (RA) interviewed [REDACTED] pertaining to his knowledge of the death of V/ABDAL. [REDACTED] is assigned to the Regional Detention Facility (RDF), Al Asad, Iraq and was on duty at the time of the incident. Prior to interview, [REDACTED] provided a typed statement to RA, Enclosure (A) pertains.
2. [REDACTED] related to RA that at about 1730 he overheard [REDACTED] say they needed a Doc in box 4 at the HUMINT Exploitation Team (HET) compound. [REDACTED] went to box 4 and said he saw [REDACTED] medically assessing a detainee and starting Cardiopulmonary Resuscitation (CPR). [REDACTED] reported he remembers the interrogator [REDACTED] was standing back watching [REDACTED] and the interpreter was outside the box. [REDACTED] commented the detainee was motionless and appeared unconscious or unresponsive. He did not have any bumps, bruises, cuts or blood that he noticed. [REDACTED] stated he called for [REDACTED] and then left shortly to ensure the command post was contacting an ambulance. [REDACTED] stated he told the captain, "this guy looks like he is having a heart attack".
3. When [REDACTED] returned to box 4 he informed RA he saw [REDACTED] doing rescue breaths and [REDACTED] doing compressions on the detainee. [REDACTED] said he remembers seeing [REDACTED] and [REDACTED] the box upon his return. While they were doing [REDACTED] said [REDACTED] was removing the detainee's cuffs. [REDACTED] stated [REDACTED] and [REDACTED] reassessed the detainee and it appeared that he had a shallow pulse so they attempted to hook up the Automatic External Defibrillator (AED), however they could not get the AED to register because of the detainees chest hair. When the AED did not register [REDACTED] reported to RA that [REDACTED] and [REDACTED] resumed CPR with [REDACTED] giving rescue breaths and [REDACTED] doing the chest compressions. [REDACTED] stated the two of them did this for a while and then he took over doing chest compressions for [REDACTED] related to RA that he was in the middle of the 3rd cycle of CPR when the fire department showed up.
4. According to [REDACTED] the fire chief pulled out a different AED and they attempted to connect it to the detainee with the same results as last time. They could not get it to register. [REDACTED] said he and [REDACTED] continued doing CPR and could hear the fire chief call for an ambulance. [REDACTED] said he heard the fire chief say "15 minutes" and he heard [REDACTED] and the fire chief say something like he did not have that much time. [REDACTED] reported to RA that this is when the fire chief and [REDACTED] made the decision to transport the detainee to the hospital without an ambulance.

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Exhibit (21)

C 184

03JAN07-241Z-0002-7HMA

SUBJ: V/ABDAL, AHMAD KH AF /CIVILIAN

**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

5. [REDACTED] said the detainee was strapped down to a board and [REDACTED] continued doing CPR at that point. The detainee was loaded into a vehicle with [REDACTED] driving, [REDACTED] as a front passenger and [REDACTED] and [REDACTED] in the back escorting [REDACTED]. [REDACTED] believed the vehicle left for the hospital at approximately 1802. Once the vehicle left the RDF [REDACTED] stated he and [REDACTED] began cleaning up the area, but just the trash that they left there.

6. [REDACTED] provided RA with a sketch of can 4, Enclosure (A) pertains. [REDACTED] stated there is a logbook at the Sergeant of the Guards (SOG) desk that tracks individual detainee movement throughout the RDF and time of that movement. [REDACTED] also said that when a detainee is being interrogated there is a video camera in each can that records the interrogation.

ENCLOSURE(S)

- (A) Typed Statement of [REDACTED] 03Jan06
- (B) Sketch of Box 4/03Jan07

BIOGRAPHICAL DATA

EMPLOYMENT: HQ & SUPPORT BATTALION, BRIG COMPANY, MARINE CORPS BASE  
CAMP LEJUNE

SSN: [REDACTED]

DOB: [REDACTED]

POB: [REDACTED]

RESIDENCE: [REDACTED]

OTHER: CURRENTLY ASSIGNED TO REGIONAL DETENTION FACILITY, 1ST  
PLATOON, GOLF BATTERY, TASK FORCE 3-14 (MP), AL ASAD, IRAQ  
IRAQ

REPORTED BY: [REDACTED] /SPECIAL AGENT

OFFICE: NCIS AL ASAD, IRAQ

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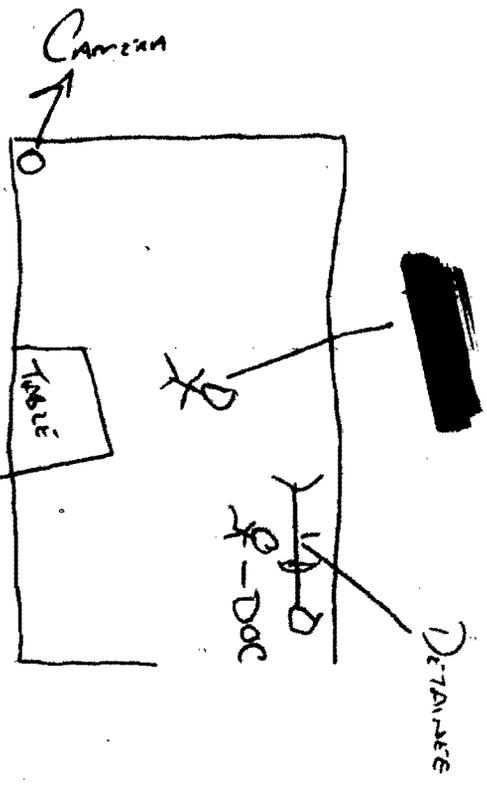
Page 2 EAST [REDACTED] V2 LNN

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Enclosure (B)

**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

INVESTIGATIVE ACTION

13FEB07

CONTROL: 03JAN07-241Z-0002-7HMA

V/ABDAL, AHMAD KHALAF /CIVILIAN  
M/W/FNIZ/N//01JAN47/SYRIA

RESULTS OF INTERVIEW WITH [REDACTED]

1. On 04Jan07, reporting agent (RA) responded to the Al Asad Surgical hospital, Al Asad Air Base, Iraq, regarding a detainee (V/ABDAL) from the Regional Detention Facility (RDF) who was brought into the hospital unconscious and unresponsive with Cardiopulmonary Resuscitation (CPR) in progress. Upon arrival at the hospital, RA was advised V/ABDAL had died. Subsequently, RA interviewed [REDACTED] SMC, 3rd Battalion 14th Marines, Golf Company, RDF, Al Asad, Iraq, regarding his knowledge of V/ABDAL's death.

2. [REDACTED] advised he was in the barracks and heard [REDACTED] calling about getting people to HUMINT Exploitation Team (HET) compound, RDF, now. [REDACTED] indicated someone was getting [REDACTED] and as he was moving to the compound he ran into [REDACTED] stated he went into box four (4) [REDACTED] reported he saw [REDACTED] assessing the detainee and he asked if there was a pulse and if he was breathing. [REDACTED] related CPR was started by [REDACTED] and the following people were there around this time: [REDACTED] (HET), [REDACTED], [REDACTED] and [REDACTED] advised the detainee's body was against the wall, with his arms to his side and his head was towards the door. [REDACTED] stated the detainee's restraints were on at first then they were removed once the key arrived. [REDACTED] advised he did not remember who took the handcuffs and leather belt off.

3. [REDACTED] reported after a cycle of CPR he took over chest compressions on the detainee and he was not sure who swapped out on the breathing part from [REDACTED] stated there was rise and fall of the chest during the first check and he recalled there was slight moaning noise from the detainee. [REDACTED] advised there was no pulse on the wrist and he was unsure if one was felt on the neck at this time. There was another switch of who performed compressions and breathing and [REDACTED] advised at one point [REDACTED] and [REDACTED] participated. [REDACTED] recalled the doctor using the defibrillator pads and pressing the button but it did not shock. [REDACTED] explained the detainee was too hairy and the machine could not read correctly. [REDACTED] estimated they were doing CPR for no more than six minutes prior to the fire department arriving on scene.

4. [REDACTED] indicated the fire department attempted to use their Automatic External Defibrillator (AED) but were unsuccessful. [REDACTED] stated he moved the desk (table) and the chair towards the back of the box when everyone was trying to move the detainee out. [REDACTED] reported that he recalled [REDACTED] was standing in the corner behind the desk prior to the desk/table being moved. [REDACTED] and the computer were on the table at the time he moved it. [REDACTED] advised he remembered there was a plastic chair in the corner but he

High  
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Exhibit (62)

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58

03JAN07-24IZ-0002-7HMA

SUBJ: V/ABDAL, AHMAD KH [redacted] AF /CIVILIAN

**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

was unsure of where the cement block was located. According to [redacted] USMC, Commanding Officer, RDF, called to determine the arrival of an ambulance and was notified it would be another fifteen minutes. [redacted] stated one emergency team, specifically the Southside flight line Emergency Medical Service, would not respond, although they are located down the street, due to the fact it was not their area of response. The detainee was then loaded into the highback HMMWV. [redacted] was straddling the detainee doing CPR.

5. [redacted] recalled that [redacted] notified higher ups within the chain of command about the incident. After the detainee left, [redacted] reported [redacted] and himself cleaned up medical items within the box. [redacted] stated they picked up three or four sets of pads, handed the Fire department their AED, wire snips, scissors, IV Bag, Oxygen tank, and the [redacted] took most of the medical gear. RA asked [redacted] to draw the box area as he remembered it, enclosure (A) pertains. No further information was obtained at this time.

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b2

ENCLOSURE(S)

(A) Hand drawn picture of box four/04Jan07

BIOGRAPHICAL DATA

EMPLOYMENT: 3RD BN, 14TH MARINES, GOLF COMPANY, AL ASAD, IRAQ

SSN: [redacted]

DOB: [redacted]

POB: [redacted]

REPORTED BY: [redacted] SPECIAL AGENT

OFFICE: NCIS AL ASAD, IRAQ

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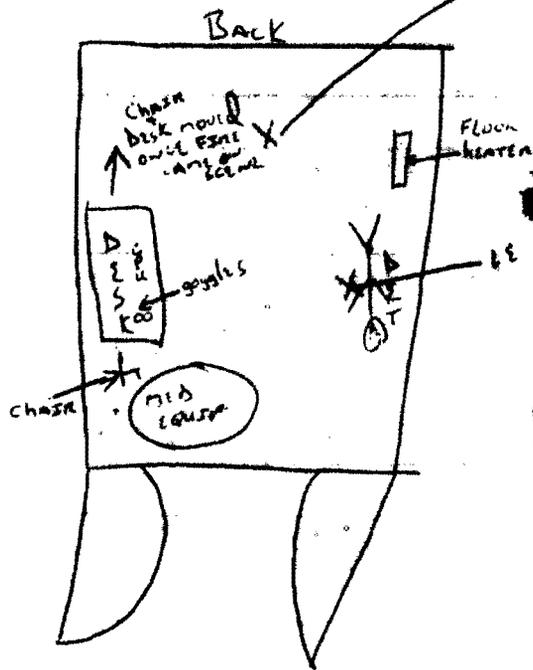
Page 2

LAST [redacted] 2 LNY

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**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

INVESTIGATIVE ACTION

11FEB07

CONTROL: 03JAN07-24IZ-0002-7HMA

V/ABDAL, AHMAD KHALAF /CIVILIAN  
M/W/FNIZ/N//01JAN47/SYRIA

RESULTS OF INTERVIEW WITH [REDACTED]

1. On 03Jan07, Reporting Agent (RA) responded to the Al Asad Surgical Hospital, Al Asad Air Base, Iraq, regarding a detainee (V/ABDAL), from the Regional Detention Facility (RDF), who was brought into the hospital unconscious and unresponsive with Cardiopulmonary Resuscitation (CPR) in progress. Upon arrival at the hospital, RA was advised V/ABDAL had died. Subsequently, RA interviewed [REDACTED] USMC, RDF, Al Asad, Iraq, regarding his knowledge of V/ABDAL's death.

2. On 04Jan07, [REDACTED] advised RA that he had written a statement, on 03Jan07, regarding his knowledge of the detainee's death, enclosure (A) pertains. RA asked [REDACTED] to describe where the detainee was located upon his arrival on scene. [REDACTED] related the detainee was lying on his back near the right wall with his head towards the door. [REDACTED] reported the detainee had the leather belt on when he got there and someone (NFI) removed it during CPR. [REDACTED] stated he had no further information to add.

ENCLOSURE(S)

(A) [REDACTED] handwritten Statement/03Jan07

BIOGRAPHICAL DATA

EMPLOYMENT: 3RD BN, 14TH MARINES, GOLF COMPANY, AL ASAD, IRAQ

SSN: [REDACTED]

DOB: [REDACTED]

POB: [REDACTED]

REPORTED BY: [REDACTED] SPECIAL AGENT

OFFICE: [REDACTED] NCIS AL ASAD, IRAQ

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Page 1 LAST [REDACTED] 02 LNY

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Exhibit (23)

191

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Page(s) 192, Encl (A)

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CENTRAL COMMAND  
7115 S. BOUNDARY BLVD., BLDG 535  
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**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

INVESTIGATIVE ACTION

21FEB07

CONTROL: 03JAN07-24IZ-0002-7HMA

V/ABDAL, AHMAD KHALAF /CIVILIAN  
M/W/FNIZ/N//01JAN47/SYRIA

RESULTS OF INTERVIEW OF DETAINEE # [REDACTED]

1. On 04Jan07, at approximately 1209, Reporting Agent (RA) interviewed Detainee [REDACTED] in interrogation box 3, Regional Detention Facility (RDF), Al Asad, Iraq, pertaining to his knowledge of V/ABDAL's death. Detainee [REDACTED] shared a cell with V/ABDAL. Detainee [REDACTED] appeared to be in good health and spoke freely with no apparent reservations. Present during the interview was interpreter [REDACTED] CIV, SSN: [REDACTED] and [REDACTED] USMC, SSN: [REDACTED] HUMINT Exploitation Team 10, RDF, Al Asad, Iraq.

2. Detainee [REDACTED] stated he had been V/ABDAL's cellmate for about 4 or 5 days and the last time he saw V/ABDAL was on 03Jan07, about 20-30 minutes after lunch, as he was being taken to interrogation. Detainee [REDACTED] stated V/ABDAL appeared to be walking normal and did not appear to have any injuries or sick other than a slightly blushed face. Detainee [REDACTED] advised V/ABDAL always ate his food. Detainee [REDACTED] informed RA he believed V/ABDAL was taking blood pressure medication, however the only time V/ABDAL ever complained of any ailment was the night of 02Jan07, when he complained that his head hurt for which V/ABDAL was given two (2) pills (NFI). Detainee [REDACTED] opined that V/ABDAL was lonely, maybe sad and that he appeared to think a lot.

REPORTED BY: [REDACTED] SPECIAL AGENT  
OFFICE: NCIS AL ASAD, IRAQ

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Page 1 LAST [REDACTED] V2 LNY

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Exhibit (24)

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# U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

INVESTIGATIVE ACTION

21FEB07

CONTROL: 03JAN07-24IZ-0002-7HMA

V/ABDAL, AHMAD KHALAF /CIVILIAN  
M/W/FNIZ/N//01JAN47/SYRIA

RESULTS OF INTERVIEW ██████████ DEPARTMENT OF DEFENSE FIRE  
DEPARTMENT

1. On 03Jan07, at approximately 1843, Reporting Agent (RA) responded to the Al Asad Surgical Hospital pertaining to the death of V/ABDAL. RA collected contact and biographical information of the four (4) Al Asad firefighters who responded to treat/assist V/ABDAL at the Regional Detention Facility, Al Asad, Iraq. The firefighters were: Department of Defense ██████████ SSN ██████████ DOB: ██████████ ██████████ SSN ██████████ DOB: ██████████ ██████████ SSN ██████████ DOB: ██████████ and ██████████ SSN ██████████ DOB: ██████████. Information was collected so further interviews would be conducted at a later date.

2. On 05Jan07, at approximately 1140, Reporting Agent (RA) interviewed ██████████ CIV, Al Asad Fire Department, Iraq, pertaining to the death of V/ABDAL. ██████████ was the lead firefighter that responded to the Regional Detention Facility (RDF), Al Asad, on the afternoon of 03Jan07. Prior to RA's interview of ██████████ he prepared a typed statement of the events. RA swore ██████████ to the statement and ██████████ signed it in RA's presence, Enclosure (A) pertains. ██████████ informed RA at approximately 1740, on 03Jan07, the fire department received the call from dispatch about a possible cardiac arrest at the RDF. ██████████ stated Al Asad firefighters ██████████ and ██████████ responded with him to the scene. ██████████ said when he arrived at the RDF there was a total of about 6 people inside the interrogation box. ██████████ remembers seeing an HM1 (NFI) in the box but does not remember the individual's name. He remembers a corpsman was doing chest compressions on V/ABDAL and there was a GySgt giving rescue breaths with a mouthpiece.

3. ██████████ informed RA the HM1 told him their Automated Electronic Defibrillator (AED) could not get a shock on V/ABDAL and they don't carry a razor. ██████████ told everyone to keep providing CPR while he hooked up the fire departments AED to the RDF's cables. Once connected, the fire departments AED would not shock. ██████████ stated he started to 'package' V/ABDAL, meaning put him on a board and strap him down for transport, so that he would be ready to go to the hospital when the ambulance arrived. ██████████ told RA during CPR they checked V/ABDAL's pulse on his neck and arm with no noticeable results.

4. ██████████ reported that after V/ABDAL was 'packaged' he got a call on the radio from ██████████ WSI fire, who advised he went to the South Side Medical Clinic (which is the closest medical clinic with an ambulance to the RDF) to ask when the ambulance was going to respond. According to ██████████ stated that the South Side Medical Clinic does not respond to the RDF and Fire Dispatch told him

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Exhibit (25)

C194

03JAN07-24IZ-0002-7HMA

SUBJ: V/ABDAL, AHMAD K. AF /CIVILIAN

**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

the earliest an ambulance could get out to the RDF from the Al Asad Surgical Hospital would be 15 minutes. [REDACTED] stated fifteen minutes would have been too late for V/ABDAL so he made the decision to transport V/ABDAL to the hospital.

5. [REDACTED] stated that a marine SSgt informed him the RDF had a high back High Mobility Multi-Wheeled Vehicle (HMMWV) they could use to transport V/ABDAL. [REDACTED] reported that a GySgt (NFI) gave rescue breaths and the corpsman named [REDACTED] (NFI) provided chest compressions during transportation. [REDACTED] related that he has responded to approximately 30-40 situations like this one in his career and in his opinion he believed V/ABDAL had a heart attack.

ENCLOSURE(S)

(A) Written statement prepared by [REDACTED] 3Jan07

REPORTED BY: [REDACTED], SPECIAL AGENT  
OFFICE: NCIS AL ASAD, IRAQ

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1-195



AL ASAD

Date: 3 January 2007

██████████  
Captain  
Al Asad Air Base Fire Station II  
WSI Fire & Emergency Services - Iraq  
APO, AE 09333

Subject: Statement on Medical Run

Sir or Madam:

██████████ 1740 hrs the B1 Fire Alarm Communications Center (Dispatch) was notified via the DSN line of a detainee in the Regional Detention Center (RDF) that was in cardiac arrest. At 1740 hrs medical was notified that they were needed at the RDF (BDOC had to make contact with medical the phone number that we had was not working) At 1740 hrs the Heavy Rescue truck with myself FF ██████████ FF ██████████ and FF ██████████ on board was in route to the RDF. At 1743 hrs we were on scene at the RDF upon arrival we found an approximately 50 year old man unresponsive with Navy Corpsman, and Marine personnel administering CPR. The AED did not get an effective shock do to the man's hairy chest. We had no way to shave him. At approximately 1744 hrs ██████████ (WSI Fire) heard the call over the radio and walked into the South Side Medical Clinic to help speed up the response of the ambulance. He was informed that they did not respond to the RDF and he relayed that information to me. At 1744 hrs Fire Dispatch notified me that it would be 15 minutes for an ambulance. At some point and time in all this my crew had already packaged the patient for transport. I said over the radio to dispatch that we did not have 15 min. At that time one of the Marine SSGT said that they had a high back HMMWV so I made the determination to put the patient in the back of the HMMWV with the 3 personnel still administering CPR. At 1748 hrs we (Heavy Rescue) escorted the HMMWV with lights and siren's to the Base Hospital we were on scene at the hospital at 1750 hrs we unloaded the patient carried him inside and medical staff took o ██████████

Witnessed by:

NCEJ SA ██████████  
Al Asad, Iraq  
██████████

1130 05 Jan 07

Respectfully,

██████████  
██████████  
██████████  
Captain  
WSI Fire & Emergency Services - Iraq

Nothing Follows

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b7c

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Enclosure (A)

1-196

**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

INVESTIGATIVE ACTION

21FEB07

CONTROL: 03JAN07-24IZ-0002-7HMA

V/ABDAL, AHMAD KHALAF /CIVILIAN  
M/W/FNIZ/N//01JAN47/SYRIA

RESULTS OF INTERVIEW OF [REDACTED] FIREFIGHTER

1. On 03Jan07, at approximately 1843, Reporting Agent (RA) responded to the Al Asad Surgical Hospital after a detainee (V/ABDAL) from the Regional Detention Facility (RDF), Al Asad, Iraq, was transported there in cardiac arrest. Al Asad Firefighter personnel assisted with the transport of V/ABDAL to the hospital. Upon arrival at the hospital, RA obtained the biographical information of the four (4) Al Asad firefighters that responded to assist V/ABDAL. The firefighters were: Department of Defense [REDACTED] SSN [REDACTED] DOB [REDACTED] [REDACTED] SSN [REDACTED] DOB [REDACTED] [REDACTED] SN [REDACTED] DOB [REDACTED] and [REDACTED] SSN [REDACTED] DOB [REDACTED]

2. On 05Jan07, at approximately 1210, Reporting Agent (RA) interviewed [REDACTED] DOD Firefighter, Al Asad Fire Department, Iraq pertaining to his knowledge of the death of V/ABDAL. [REDACTED] reported he was on duty the afternoon of 03Jan07 and responded to the incident. [REDACTED] related he is prior service U.S. Marine Corps and has been a civilian firefighter for approximately 4 months. [REDACTED] advised he has never responded to a cardiac arrest. [REDACTED] informed RA he did not interact with V/ABDAL during the incident.

3. [REDACTED] reported the fire department received a call of a patient, in apparent cardiac arrest, at the Regional Detention Facility (RDF) Al Asad. [REDACTED] stated he and other firefighters responded to the RDF and when they arrived, he remembers seeing about 7 or 8 people on the scene, and that a couple of Marines and a Corpsman were doing Cardiopulmonary Resuscitation (CPR) on V/ABDAL. [REDACTED] reported the RDF's Automatic External Defibrillator (AED) failed to respond because of the hair on V/ABDAL's chest. [REDACTED] indicated the fire departments AED failed to respond for the same reason.

4. [REDACTED] stated the South Side ambulance would not respond to the RDF and the Al Asad Surgical Hospital ambulance would take at least 15 minutes to get on scene so [REDACTED] (lead firefighter) and another corpsman decided to transport V/ABDAL to the hospital. [REDACTED] reported V/ABDAL was loaded into a high back High Mobility Multi-Wheeled Vehicle (HMMNV) and transported to the hospital. No further information was obtained.

REPORTED BY: [REDACTED] SPECIAL AGENT  
OFFICE: NCIS AL ASAD, IRAQ

*66/67c*

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Page 1 LAS [REDACTED] V2 LNY

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Exhibit (26)

*C-197*

**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

INVESTIGATIVE ACTION

21FEB07

CONTROL: 03JAN07-24IZ-0002-7HMA

V/ABDAL, AHMAD KHALAF /CIVILIAN  
M/W/FNIZ/N//01JAN47/SYRIA

RECIEPT OF FIRE DEPARTMENT INCIDENT REPORT

1. On 06Jan07, at approximately 1544, Reporting Agent (RA) obtained a copy of the Fire and Emergency Services Standard Operating Procedure incident# B01\_000665\_03, for the 03Jan07, incident involving the death of V/ABDAL. The report was obtained from [REDACTED] Airfield Services Officer, G4, 3rd Marine Air Wing (Forward), Al Asad, Iraq, Enclosure (A) pertains. According to the run sheet, Fire Alarm Communications Center (Dispatch) was notified at 1740, that a detainee was in cardiac arrest at the Regional Detention Facility (RDF). Upon arrival at the scene, Navy Corpsmen were providing CPR. V/ABDAL was transported to the base hospital and arrived at 1750.

ENCLOSURE(S)

(A) Fire and Emergency Services Standard Operating Procedure/03Jan07

REPORTED BY: [REDACTED] SPECIAL AGENT  
OFFICE: NCIS AL ASAD, IRAQ

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Exhibit (27)

858

**FIRE AND EMERGENCY SERVICES  
STANDARD OPERATING PROCEDURE**

24 November 2004

SOP No. 4A

MEMORANDUM FOR: SEE DISTRIBUTION

Date: January 3, 2007  
Incident# B01\_000665\_03

Subject: Interim / Final Report of Fire

Installation: B01 Location: Flight Line (West-Fingers)  
Date of Fire: 3 Jan 07 Time of Fire: 1740 Cleared: 1807  
Building #: 10902 Apartment #: N/A  
Occupancy involved: N/A Cause of Fire: N/A; Medical  
Method of Alarm: DSN Phone  
Army Loss: \$ N/A (Estimated) Non-Army Loss: \$ N/A  
Army Exposure Value: \$ N/A (Estimated) Non-Army Exposure Value: \$ N/A  
Responding Fire Department: WSI Fire & Emergency Services, B01 Fire Station 2  
Mutual Aid Received: Yes  No  From: Navy Corpsman  
Responded Vehicles:  
Heavy Rescue 20

Injuries: Yes  No  Fatalities: Yes  No   
Person Rescued by Fire Dept: Yes  No   
Military: Yes  No  Rank: N/A Civilian: Yes  No   
Age of Victim: Approximately 50 Sex of Victim: M  
Firefighter Injured: Yes  No  Type of Injury: N/A

KBR Proprietary Data

1

Enclosure (A)

C199

# FIRE AND EMERGENCY SERVICES STANDARD OPERATING PROCEDURE

24 November 2004

SOP No. 4A

Alarm System Provided: Yes  No  Type of System: N/A

Alarm System First Indicator of Fire: Yes  No

Operated at Fire: Yes  No

Alarm System Connected to Fire Alarm Communication Center: Yes  No

**Narrative:** At 1740 hrs B01 Fire Alarm Communications Center (Dispatch) was notified via DSN phone line of a detainee in the Regional Detention Facility (RDF) in cardiac arrest. At 1740 hrs Heavy Rescue 201 responded. At 1743 hrs Heavy Rescue 201 on scene with [redacted] establishing command. Upon arrival Navy Corpsman from the RDF had already started CPR. The Corpsman had attempted to shock once but could not get an effective shock. At 1744 hrs command was advised by Dispatch that an ambulance was 15 minutes away from the RDF. At 1747 hrs it was determined the patient could not wait 15 minutes for the arrival of the ambulance, thus the patient was packaged for transport. At 1747 hrs patient was placed in the back of a high back HMMWV. The HMMWV was escorted by Heavy Rescue 201 to the base hospital. At 1750 hrs the patient and emergency personnel arrived at hospital. The patient was turned over to hospital medical staff. At 1807 hrs Heavy Rescue 201 departed the hospital and back in service.

**Distribution List:**

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| Tech Services, Fire and Emergency Services | <input type="checkbox"/>            |
| Fire Alarm Communication Center            | <input checked="" type="checkbox"/> |

Fire Control Operator on Duty: [redacted] Signature: [redacted]

Assistant Chief on Duty: [redacted] Signature: [redacted]

Fire Chief: [redacted]  
Signature: [redacted]

KBR Proprietary Data

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**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

REPORT OF INVESTIGATION (ACTION)

16FEB07  
WARNING

DEATH (II)

CONTROL: 03JAN07-24IZ-0002-7HMA

V/ABDAL, AHMAD KHALAF/CIVILIAN  
M/W/ENIZ/N//01JAN47/SYRIA  
A/KHALAF'ABD, AHMAD//  
A/KHALAF, SHABAMAD//  
A/MASHADAL, AHMED KHALAF ABDAL//

COMMAND/3RD BATALLION, 14TH MARINES/81233

MADE AT/0023/WASHINGTON DC [REDACTED] SPECIAL AGENT

REFERENCE(S)

- (A) NCISRA IRAQ ROI (OPEN)/04JAN07
- (B) NCISHQ WASHINGTON DC ROI (ACTION)/17JAN07

EXHIBIT(S)

- (1) IA: Preliminary results of autopsy and photographic documentation/02Feb07... (Original 24IZ/Copy 0023B)

NARRATIVE

1. Lead tasking set forth in Reference (A) was answered in Reference (B). To date, final autopsy report and final death certificate are still pending. Exhibit (1) contains preliminary results of autopsy, which occurred on 9Jan07 at the Port Mortuary, Dover Air Force Base, Delaware. Cause and manner of death are pending at this time. Completion of lead tasking pending receipt of final autopsy reports after completion of all toxicology and cardiovascular testing on samples from V/ABDAL. All original notes and photographic files will be submitted to Case Agent with final autopsy reports at completion of lead tasking.

ACTION

R.24IZ: Lead tasking set forth in Reference (A) and answered in Reference (B) is still pending. Autopsy of V/ABDAL occurred on 9Jan07, and preliminary results are attached in exhibit (1). Lead tasking pending receipt of final autopsy reports and submission of all original notes and autopsy photographs to Case Agent. Reporting Agent requests notification from Case Agent on preference of disposition of evidence as documented in exhibit (1). The evidence is currently stored at DCWA.

DISTRIBUTION

NCISHQ: 0023B  
ACTION: 24IZ (M)  
INFO: 0023B (M)

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C201

**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

REPORT OF INVESTIGATION (ACTION)

17JAN07

DEATH (II)

CONTROL: 03JAN07-24IZ-0002-7HMA

V/ABDAL, AHMAD KHALAF/CIVILIAN  
M/W/FNIZ/N//01JAN47/SYRIA  
A/KHALAF'ABD, AHMAD//  
A/KHALAF, SHABAMAD//  
A/MASHADAL, AHMED KHALAF ABDAL//

COMMAND/3RD BATTALION, 14TH MARINES/81233

MADE AT/0023/WASHINGTON DC [REDACTED] SPECIAL AGENT

REFERENCE(S)

(A) NCISRA IRAQ ROI(OPEN)/04JAN07

NARRATIVE

1. Following receipt of Reference (A), autopsy of V/ABDAL occurred on 09Jan07. Estimated date of completion pending receipt of final autopsy report.

PARTICIPANT(S)

[REDACTED] Special Agent, NCISHQ, Washington DC

ACTION

24IZ: Lead tasking set forth in Reference (A) is hereby acknowledged. Estimated date of completion pending final autopsy report following V/ABDAL cardiovascular pathology and toxicological analysis.

DISTRIBUTION

NCISHQ: 0023B  
ACTION: 24IZ  
INFO: 24IZ

[REDACTED] SPECIAL AGENT

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*CJed*

# U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

REPORT OF INVESTIGATION (OPEN)

04JAN07

DEATH (II)

CONTROL: 03JAN07-241Z-0002-7HMA

V/ABDAL, AHMAD KHALAF /CIVILIAN  
M/W/FNIZ/N//01JAN47/SYRIA  
A/KHALAF'ABD, AHMAD//  
A/KHALAF, SHABAHMAD//  
A/MASHADAL, AHMED KHALAF ABDAL//

COMMAND/3RD BATTALION, 14TH MARINES/81233

MADE AT/241Z/AL ASAD/ [REDACTED] SPECIAL AGENT

## NARRATIVE

1. This is a reactive investigation being conducted to document the events surrounding V/ABDAL's death at the Regional Detention Facility (RDF) aboard Al Asad, Iraq. No statutes apply at this time.

2. On 03Jan07, at approximately 1810, [REDACTED] Staff Judge Advocate (SJA), Regimental Combat Team 7 (RCT-7), USMC, Camp Ripper, Al Asad, Iraq, advised a detainee had died during an interrogation with a Human Exploitation Team (HET) member. Upon arriving at the Al Asad Air Base Hospital, [REDACTED] MC, USN, advised V/ABDAL died in his opinion due to cardiopulmonary arrest. [REDACTED] stated he noted no external injuries to V/ABDAL but did report V/ABDAL may have had ribs broken during Cardio Pulmonary Resuscitation (CPR). Interviews were conducted with hospital, fire rescue and RDF Marine personnel who attended to V/ABDAL. Photographic documentation was taken of the death scene and of V/ABDAL at the hospital and Mortuary Affairs. Statements were obtained from the HET interrogator, [REDACTED], USMC, and the Linguist, [REDACTED] who were present when V/ABDAL collapsed.

3. [REDACTED] and [REDACTED] stated V/ABDAL never indicated he was in pain or feeling ill during the interrogation. [REDACTED] and [REDACTED] indicated after approximately thirty minutes into the interrogation V/ABDAL appeared to have fainted. [REDACTED] and [REDACTED] reached out to steady him then [REDACTED] laid him on the ground on his left side while [REDACTED] went to get help. [REDACTED] noted V/ABDAL was grinding his teeth at one point in the interrogation. [REDACTED] stated V/ABDAL was "snoring" when he collapsed. Two videotapes of the interrogation were seized and reviewed with no discrepancies noted from [REDACTED] and [REDACTED] statements. This investigation remains open pending autopsy results from Armed Forces Institute of Pathology.

## ACTION

R.0023B: Request attendance and documentation of V/ABDAL Autopsy at Dover Air Force Base. Photograph's and preliminary findings were provided to SA [REDACTED] via electronic means. For any questions please contact case agent at DSN 318-3411-303 and/or [REDACTED] acemnf-

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C903

03JAN07-241Z-0002-7HMA

SUBJ: V/ABDAL, AHMAD KH. AF /CIVILIAN

**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

DISTRIBUTION

NCISHQ: 0023B

ACTION: 0023B (AFIP)

INFO: 0023B/024C/241Z/02P

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C204

**NAVAL CRIMINAL INVESTIGATIVE SERVICE**

**INVESTIGATIVE FILE (D)**

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**NAVAL CRIMINAL INVESTIGATIVE SERVICE**  
**RECORDS MANAGEMENT DIVISION**  
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233  
7.

<b>NAME:</b> AHMED ISMAIL NA AMA	
AKA: AHMED ISMAIL NEAMA	
<b>IDENTIFICATION:</b>	Context: 1
Date of Birth: 19700701 (YYYYMMDD)	State of Birth: Country of Birth: IQ
<b>FILE IDENTIFICATION #:</b> 24SEP06MEIZ00587HMA	
<b>DCII INDEX CODE</b>	<b>DATE CLOSED</b>
K C = 5 YEARS F = 15 YEARS G = 25 YEARS K = 50 YEARS	20070824 (YYYYMMDD)
<b>RECORDS SERIES</b>	
5580/4b(1)(a)	C 5580/4b(1)(a) 5580/4d(1)(b) 5580/4b(2)(c)2 5580/4d(2)
	F 5580/4d(1)(a)
	G 5580/4a(1)(a) 5580/4b(1)(b) 5580/4c(1)(b) 5580/4d(5)
	K 5580/4a(1)(b) 5580/4a(2)(c)2 5580/4c(1)(a)
Polygraph Conducted	Y <input type="radio"/> N <input checked="" type="radio"/> Final Disposition Reported to FBI
Fingerprints Submitted to Code 24B3	Y <input type="radio"/> N <input checked="" type="radio"/> Sexual Offender Registry Completed
Disclosure/Accountability Statement: If this investigation is disseminated outside NCIS, complete NCIS Form 009/10-80, and ensure it is retained in the case file.	
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Closed Status <input checked="" type="checkbox"/>	DUP Titles <input checked="" type="checkbox"/> DUP CCN <input checked="" type="checkbox"/> DISP DATA
I certify that this document has been reviewed and is complete.	
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NOV 15 2007



**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

REPORT OF INVESTIGATION (ACTION)

28AUG07

DEATH (II)

CONTROL: 24SEP06-MEIZ-0058-7HMA

V/AHMED, ISMAIL NA-AMA/CIV  
M/W/FNIZ/N//01JUL70/HADITHA, IRAQ  
A/AHMED, ISMAIL NEAMA//  
A/AL JUGHAYFI, HASHUM HUMOUDI HUMAIDI//  
A/JABER, HMOOD MIHEDEY//

COMMAND/2ND BATTALION, 3RD MARINES/13120

MADE AT/0023/NCISHQ WASHINGTON DC, [REDACTED], SPECIAL AGENT

REFERENCE(S)

- (A) NCISFO Middle East ROI (Open)/24Sep06
- (B) NCISHQ ROI (Action)/02Oct06
- (C) NCISHQ ROI (Action)/09Mar07

EXHIBITS

- (1) Final Autopsy Report/07Mar07...(Copy All)
- (2) Toxicology Report/12 oct06...(Copy All)
- (3) Certificate of Death/01Oct06...(Copy All)

NARRATIVE

1. Pursuant to lead tasking set forth in Reference (A) Reporting Agent attended the autopsy of V/Ahmed on 01Oct06 and subsequent to the submission of References (B) and (C), the final autopsy report, toxicology report and certificate of death were obtained. The autopsy report indicates Cause of Death: Multiple Blunt Force Injuries; Manner of Death: Homicide. Exhibits (1) through (3) pertain.

2. Lead tasking is complete.

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NCISHQ: 0023  
INFO: 0024/24IZ (M)

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D13

**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

REPORT OF INVESTIGATION (CLOSED)

24AUG07

DEATH (II)

CONTROL: 24SEP06-MEIZ-0058-7HMA/C

V/AHMED, ISMAIL NA-AMA/CIV  
M/W/FNI//N//01JUL70/HADITHA, IRAQ  
A/AHMED, ISMAIL NEAMA//  
A/AL JUGHAYFI, HASHUM HUMOUDI HUMAIDI//  
A/JABER, HMOOD MIHEDEY//

COMMAND/2ND BATTALION 3RD MARINES (FWD) CAMP AL ASAD, IRAQ/13120

MADE AT/24IZ/CAMP AL ASAD IRAQ/[REDACTED], SPECIAL AGENT

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b7c

REFERENCES

- (A) NCISRA IRAQ, CAMP AL ASAD, IRAQ ROI (INTERIM)/08Oct06 (Contains Exhibits 1-18)
- (B) NCISRA IRAQ, CAMP AL ASAD, IRAQ ROI (INTERIM)/09Nov06 (Contains Exhibits 19-20)
- (C) NCISRA IRAQ, CAMP AL ASAD, IRAQ ROI (INTERIM)/25Nov06
- (D) NCISRA IRAQ, CAMP AL ASAD, IRAQ ROI (INTERIM)/09Dec06
- (E) NCISRA IRAQ, CAMP AL ASAD, IRAQ ROI (INTERIM)/08Jan07
- (F) NCISRA IRAQ, CAMP AL ASAD, IRAQ ROI (INTERIM)/06Feb07
- (G) NCISRA IRAQ, CAMP AL ASAD, IRAQ ROI (INTERIM)/06Mar07
- (H) NCISRA IRAQ, CAMP AL ASAD, IRAQ ROI (INTERIM)/13Mar07 (Contains Exhibit 21)
- (I) NCISRA IRAQ, CAMP AL ASAD, IRAQ ROI (INTERIM)/27Apr07 (Contains Exhibit 22)
- (J) NCISRA IRAQ, CAMP AL ASAD, IRAQ ROI (INTERIM)/12Jun07
- (K) NCISRA IRAQ, CAMP AL ASAD, IRAQ ROI (INTERIM)/14Jul07 (Contains Exhibit 23)
- (L) NCISRA IRAQ, CAMP AL ASAD, IRAQ ROI (INTERIM)/10Aug07

EXECUTIVE SUMMARY

1. On 24Sep06, NCISRA Iraq, Camp Al Asad, Iraq, was notified by [REDACTED] Staff Judge Advocate (SJA), Regimental Combat Team 7 (RCT-7), USMC, Camp Ripper, Al Asad, Iraq regarding a detainee death which occurred at approximately 1430 on 24Sep06 at Echo Company, 2nd Battalion, 3rd Marines (2/3) Forward Operating Base (FOB), Haditha, Iraq. According to Command, Echo 2/3 FOB is a joint base of operations between USMC personnel, Iraqi Army (IA) and Iraqi Police (IP). Allegations by the Command were that the detainee, V/AHMED, was beaten by several Iraqi Police Officers and later died as a result of the injuries received in the Echo FOB detainee collection center.

2. NCISRA Iraq, Camp Al Asad and NCISRA Iraq, Camp Fallujah responded to Echo Company FOB, Haditha, Iraq, and several interviews were conducted with Marines and USN Corpsmen. Eyewitness accounts related that the Iraqi [REDACTED] and three IPs were beating V/AHMED in an interrogation room across the courtyard from the detainee collection center cells. Interviews also resulted in the discovery that there were no U.S. personnel in the interrogation room, and that V/AHMED was in IP custody until they

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D 14

SUBJ: V/AHMED, ISMAIL NA-AMA/CIV

**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

placed V/AHMED in his cell. The USMC personnel posted at the detainee collection center, [REDACTED], USMC and [REDACTED], USMC stopped the beating, and retrieved the Sergeant of the Guard, [REDACTED], USMC and Sergeant of the Watch, [REDACTED] USMC who ordered the IPs to return V/AHMED to his cell and halt any further interrogations.

3. Three attempts to interview the IP [REDACTED] and his three subordinates met with negative results. A death scene examination was conducted, with no items of evidentiary value seized. V/AHMED's remains were transported to Al Asad Mortuary Affairs on 25Sep06, and his remains were sent via air to Balad, Iraq, then on to the Armed Forces Institute of Pathology. Two detainees that were in the cell with V/AHMED during the time of his abuse and his death related IPs abused V/AHMED and US Coalition Forces tried to assist and give aid to V/AHMED. Subsequent autopsy of V/AHMED showed the cause of death as multiple blunt force trauma and manner of death as homicide. References (A) through (L) reported all previous investigative activity. Due to the transfer of jurisdiction to the Iraqi government and no Coalition forces being involved in V/AHMED'S death, this investigation is closed.

**NARRATIVE**

1. This is a reactive investigation conducted to determine the events surrounding the death of V/AHMED. No U.S. statutes apply.
2. On 24Aug07, [REDACTED], Staff Judge Advocate, RCT-2, Camp Al Asad, Iraq, was briefed on the closure of this investigation.
3. On 24Aug07, investigative jurisdiction for this investigation as transferred to [REDACTED] Anbar Province, Ramadi, Iraq. [REDACTED] was provided a copy of this investigation to assist the Iraqi authorities in the arrest and prosecution of [REDACTED] Haditha, Iraq and three IPs responsible for V/AHMED'S death. Due to the transfer of jurisdiction to the Iraqi government and no Coalition forces being involved in V/AHMED'S death, this investigation is closed.

**DISCLOSURE ACCOUNTING**

4. On 24Aug07, a copy of this investigation was provided to [REDACTED], Provincial Chief of Police, Anbar Province, Ramadi, Iraq, to assist Iraqi authorities with the arrest and prosecution for the men responsible for V/AHMED'S death.

**DISTRIBUTION**

NCISHQ: 023B  
INFO: 11C12 (CCC Package - RMB, Files Section) (M) /  
024C/MEBJ/24IZ/RCT-2 JUDGE ADVOCATE, Camp Al Asad,  
Iraq(H)

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D15

**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

REPORT OF INVESTIGATION (INTERIM)

10AUG07

DEATH (II)

CONTROL: 24SEP06-MEIZ-0058-7HMA

V/AHMED, ISMAIL NA-AMA/CIV  
M/W/FNIQ/N//01JUL70/HADITHA, IRAQ  
A/AHMED, ISMAIL NEAMA//  
A/AL JUGHAYFI, HASHUM HUMOUDI HUMAIDI//  
A/JABER, HMOOD MIHEDEY//

COMMAND/2ND BATTALION 3RD MARINES (FWD) CAMP AL ASAD, IRAQ/13120

MADE AT/24IZ/CAMP AL ASAD IRAQ/ [REDACTED] SPECIAL AGENT

REFERENCES

- (A) NCISRA IRAQ, CAMP AL ASAD, IRAQ ROI (INTERIM)/08Oct06 (Contains Exhibits 1-18)
- (B) NCISRA IRAQ, CAMP AL ASAD, IRAQ ROI (INTERIM)/09Nov06 (Contains Exhibits 19-20)
- (C) NCISRA IRAQ, CAMP AL ASAD, IRAQ ROI (INTERIM)/25Nov06
- (D) NCISRA IRAQ, CAMP AL ASAD, IRAQ ROI (INTERIM)/09Dec06
- (E) NCISRA IRAQ, CAMP AL ASAD, IRAQ ROI (INTERIM)/08Jan07
- (F) NCISRA IRAQ, CAMP AL ASAD, IRAQ ROI (INTERIM)/06Feb07
- (G) NCISRA IRAQ, CAMP AL ASAD, IRAQ ROI (INTERIM)/06Mar07
- (H) NCISRA IRAQ, CAMP AL ASAD, IRAQ ROI (INTERIM)/13Mar07 (Contains Exhibit 21)
- (I) NCISRA IRAQ, CAMP AL ASAD, IRAQ ROI (INTERIM)/27Apr07 (Contains Exhibit 22)
- (J) NCISRA IRAQ, CAMP AL ASAD, IRAQ ROI (INTERIM)/12Jun07
- (K) NCISRA IRAQ, CAMP AL ASAD, IRAQ ROI (INTERIM)/14Jul07 (Contains Exhibit 23)

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EXECUTIVE SUMMARY

1. On 24Sep06, NCISRA Iraq, Camp Al Asad, Iraq, was notified by [REDACTED] Staff Judge Advocate (SJA), Regimental Combat Team 7 (RCT-7), USMC, Camp Ripper, Al Asad, Iraq regarding a detainee death which occurred at approximately 1430 on 24Sep06 at Echo Company, 2nd Battalion, 3rd Marines (2/3) Forward Operating Base (FOB), Haditha, Iraq. According to Command, Echo 2/3 FOB is a joint base of operations between USMC personnel, Iraqi Army (IA) and Iraqi Police (IP). Allegations by the Command were that the detainee, V/AHMED, was beaten by several Iraqi Police Officers and later died as a result of the injuries received in the Echo FOB detainee collection center.

2. NCISRA Iraq, Camp Al Asad and NCISRA Iraq, Camp Fallujah responded to Echo Company FOB, Haditha, Iraq, and several interviews were conducted with Marines and USN Corpsmen. Eyewitness accounts related that the Iraqi [REDACTED] and three IPs were beating V/AHMED in an interrogation room across the courtyard from the detainee collection center cells. Interviews also resulted in the discovery that there were no U.S. personnel in the interrogation room, and that V/AHMED was in IP custody until they placed V/AHMED in his cell. The USMC personnel posted at the

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D 16

24SEP06-MEIZ-0058-7HMA

SUBJ: V/AHMED, ISMAIL NA-AMA/CIV

## U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

detainee collection center, [REDACTED] USMC and [REDACTED] USMC stopped the beating, and retrieved the Sergeant of the Guard, [REDACTED] USMC and Sergeant of the Watch, [REDACTED] USMC who ordered the IPs to return V/AHMED to his cell and halt any further interrogations.

3. Three attempts to interview the IP [REDACTED] and his three subordinates met with negative results. A death scene examination was conducted, with no items of evidentiary value seized. V/AHMED's remains were transported to Al Asad Mortuary Affairs on 25Sep06, and his remains were sent via air to Balad, Iraq, then on to the Armed Forces Institute of Pathology. Two detainees that were in the cell with V/AHMED during the time of his abuse and his death related IPs abused V/AHMED and US Coalition Forces tried to assist and give aid to V/AHMED. Subsequent autopsy of V/AHMED showed the cause of death as multiple blunt force trauma and manner of death as homicide. Due to no U.S. forces or Coalition forces being involved in V/AHMED's death this investigation is pending transfer to the Provincial Police Chief, Anbar Province, AR Ramadi, Iraq.

### NARRATIVE

1. This is a reactive investigation initiated to determine the events surrounding the death of V/AHMED. No U.S. statutes apply.
2. On 31Jul07, [REDACTED] USMC, Military Liaison Officer to Provincial Police Chief, Anbar Province, Iraq, was contacted. [REDACTED] stated the Provincial Police Chief was currently traveling and not in AR Ramadi, Iraq. [REDACTED] stated the Provincial Police Chief's estimated date of return was undetermined.
3. On 05Aug07, a copy of this report was forwarded to NCIRA Iraq, Camp Blue Diamond, Iraq, for delivery to the Provincial Police Chief upon his return. On 10Aug07, [REDACTED], Judge Advocate, RCT-2, Camp Al Asad Iraq, was briefed on the status of this investigation. This investigation is pending transfer to the Provincial Police Chief, Anbar Province, Iraq.

### ACTION

✓ DIST: Please note the original transmission of this ROI contained errors in the "Header" information. The case control number is incorrectly listed with "/C". The case control number should not have these additional characters. Any previous transmissions of this ROI should be destroyed. This transmission supercedes all others and contains revised "Header" information.

### DISTRIBUTION

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INFO: 024C/MEBJ/24IZ/RCT-2 JUDGE ADVOCATE, Camp Al Asad, Iraq(H)

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D17

**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

REPORT OF INVESTIGATION (INTERIM)

14JUL07

DEATH (II)

CONTROL: 24SEP06-MEIZ-0058-7HMA

V/AHMED, ISMAIL NA-AMA/CIV  
M/W/FNIQ/N//01JUL70/HADITHA, IRAQ  
A/AHMED, ISMAIL NEAMA//  
A/AL JUGHAYFI, HASHUM HUMOUDI HUMAIDI//  
A/JABER, HMOOD MIHEDEY//

COMMAND/2ND BATTALION 3RD MARINES (FWD) CAMP AL ASAD, IRAQ/13120

MADE AT/24IZ/CAMP AL ASAD IRAQ/ [REDACTED] SPECIAL AGENT

**REFERENCES**

- (A) NCISRA IRAQ, CAMP AL ASAD, IRAQ ROI (INTERIM)/08Oct06 (Contains Exhibits 1-18)
- (B) NCISRA IRAQ, CAMP AL ASAD, IRAQ ROI (INTERIM)/09Nov06 (Contains Exhibits 19-20)
- (C) NCISRA IRAQ, CAMP AL ASAD, IRAQ ROI (INTERIM)/25Nov06
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- (F) NCISRA IRAQ, CAMP AL ASAD, IRAQ ROI (INTERIM)/06Feb07
- (G) NCISRA IRAQ, CAMP AL ASAD, IRAQ ROI (INTERIM)/06Mar07
- (H) NCISRA IRAQ, CAMP AL ASAD, IRAQ ROI (INTERIM)/13Mar07 (Contains Exhibit 21)
- (I) NCISRA IRAQ, CAMP AL ASAD, IRAQ ROI (INTERIM)/27Apr07 (Contains Exhibit 22)
- (J) NCISRA IRAQ, CAMP AL ASAD, IRAQ ROI (INTERIM)/12Jun07

**EXHIBIT**

(23) IA: Results of Contact with CCCI/14Jul07... (Copy All/Less 024C)

**EXECUTIVE SUMMARY**

1. On 24Sep06 at approximately 1600, NCISRA Iraq, Camp Al Asad, Iraq, was notified by [REDACTED], Staff Judge Advocate (SJA), Regimental Combat Team 7 (RCT-7), USMC, Camp Ripper, Al Asad, Iraq regarding a detainee death which occurred at approximately 1430 on 24Sep06 at Echo Company, 2nd Battalion, 3rd Marines (2/3) Forward Operating Base (FOB), Haditha, Iraq. According to Command, Echo 2/3 FOB is a joint base of operations between USMC personnel, Iraqi Army (IA) and Iraqi Police (IP). Allegations by the Command were that the detainee, V/AHMED, was beaten by several Iraqi Police Officers and later died as a result of the injuries received in the Echo FOB detainee collection center.

2. NCISRA Iraq, Camp Al Asad and NCISRA Iraq, Camp Fallujah responded to Echo Company FOB, Haditha, Iraq, and several interviews were conducted with Marines and USN Corpsmen. Eyewitness accounts related that the Iraqi [REDACTED] and three IPs were beating V/AHMED in an interrogation room across the courtyard from the detainee collection center cells. Interviews also resulted in the discovery that there were no U.S. personnel in the interrogation room, and that V/AHMED was in IP custody until they

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D18

SUBJ: V/AHMED, ISMAIL NA-AMA/CIV

**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

placed V/AHMED in his cell. The USMC personnel posted at the detainee collection center, [REDACTED] USMC and [REDACTED] USMC stopped the beating, and retrieved the Sergeant of the Guard, [REDACTED] USMC and Sergeant of the Watch, [REDACTED] USMC who ordered the IPs to return V/AHMED to his cell and halt any further interrogations.

3. Three attempts to interview the IP [REDACTED] and his three subordinates met with negative results. A death scene examination was conducted, with no items of evidentiary value seized. V/AHMED's remains were transported to Al Asad Mortuary Affairs on 25Sep06, and his remains were sent via air to Balad, Iraq, then on to the Armed Forces Institute of Pathology. Two detainees that were in the cell with V/AHMED during the time of his abuse and his death related IPs abused V/AHMED and US Coalition Forces tried to assist and give aid to V/AHMED. Subsequent autopsy of V/AHMED showed the cause of death as multiple blunt force trauma and manner of death as homicide. This investigation remains open pending determination of prosecutorial interest by Command and results of possible judicial action.

**NARRATIVE**

1. This is a reactive investigation initiated to determine the events surrounding the death of V/AHMED. No U.S. statutes apply.

2. On 05Jul07, Reporting Agent (RA) made contact with [REDACTED] USN, Law and Order Task Force, Central Criminal Court of Iraq (CCCI). [REDACTED] was given a brief overview of the findings of this investigation, and he related that any decision by CCCI to prosecute IP members involved in V/AHMED's death would be made only upon presentation of the case, incident to detention of the suspects. [REDACTED] explained the decision to detain the suspects rested solely with the responsible military command for the area.

3. On 07Jul07, [REDACTED], Judge Advocate, RCT-2, Camp Al Asad Iraq, was contacted regarding the possibility of detaining and prosecuting the IP suspects. During subsequent contact on 13Jul07, [REDACTED] stated the case was currently under consideration by 1st Battalion, 3d Marine Regiment (1/3) Command, which is responsible for the Haditha Area of Operations, and a decision would be related to NCIS pursuant to this investigation.

4. Completion of active investigation is pending prosecutorial decision by 1/3 Command and CCCI, and results of possible judicial proceedings. Due to impending transfer of RA, this case is being reassigned to SA [REDACTED] NCISRA Iraq, Camp Al Asad, Iraq.

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NCISHQ: 0023B (M)  
INFO: MEBJ(M)/024C/24IZ/RCT-2 JUDGE ADVOCATE, Camp Al Asad, Iraq (H)

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D19

**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

INVESTIGATIVE ACTION

14JUL07

CONTROL: 24SEP06-MEIZ-0058-7HMA

V/AHMED, ISMAIL NA-AMA/CIV  
M/W/FNIQ/N//01JUL70/HADITHA, IRAQ

RESULTS OF CONTACT WITH CCCI

1. On 05Jul07, Reporting Agent (RA) made contact with [REDACTED] [REDACTED] USN, Law and Order Task Force, Central Criminal Court of Iraq (CCCI). [REDACTED] was contacted to determine prosecutorial interest in the case against members of the Hit Iraqi Police (IP) responsible for V/AHMED's death. [REDACTED] was given a brief overview of the findings of this investigation.

2. [REDACTED] related that CCCI evaluated cases for prosecution when suspects had already been detained and put in custody. [REDACTED] explained that the decision to detain the IP suspects in this case rested solely with the responsible military command for the area, and suggested contact with the appropriate command Judge Advocate for further action. [REDACTED] related no further pertinent information.

REPORTED BY: [REDACTED] Special Agent  
OFFICE: NCISRA Iraq, Camp Al Asad, Iraq

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D20

# U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

REPORT OF INVESTIGATION (INTERIM)

12JUN07

DEATH (II)

CONTROL: 24SEP06-MEIZ-0058-7HMA

V/AHMED, ISMAIL NA-AMA/CIV  
M/W/FNIQ/N//01JUL70/HADITHA, IRAQ  
A/AHMED, ISMAIL NEAMA//  
A/AL JUGHAYFI, HASHUM HUMOUDI HUMAIDI//  
A/JABER, HMOOD MIHEDEY//

COMMAND/2ND BATTALION 3RD MARINES (FWD) CAMP AL ASAD, IRAQ/13120

MADE AT/24IZ/CAMP AL ASAD IRAQ/[REDACTED], SPECIAL AGENT

### REFERENCE(S)

- (A) NCISRA IRAQ, CAMP AL ASAD IRAQ, ROI (INTERIM)/08Oct06 (Contains Exhibits 1-18)
- (B) NCISRA IRAQ, CAMP AL ASAD IRAQ, ROI (INTERIM)/09Nov06 (Contains Exhibits 19-20)
- (C) NCISRA IRAQ, CAMP AL ASAD IRAQ, ROI (INTERIM)/25Nov06
- (D) NCISRA IRAQ, CAMP AL ASAD IRAQ, ROI (INTERIM)/09Dec06
- (E) NCISRA IRAQ, CAMP AL ASAD IRAQ, ROI (INTERIM)/08Jan07
- (F) NCISRA IRAQ, CAMP AL ASAD IRAQ, ROI (INTERIM)/06Feb07
- (G) NCISRA IRAQ, CAMP AL ASAD IRAQ, ROI (INTERIM)/06Mar07
- (H) NCISRA IRAQ, CAMP AL ASAD IRAQ, ROI (INTERIM)/13Mar07 (Contains Exhibit 21)
- (I) NCISRA IRAQ, CAMP AL ASAD IRAQ, ROI (INTERIM)/27Mar07 (Contains Exhibit 22)

### EXECUTIVE SUMMARY

1. On 24Sep06 at approximately 1600, NCISRA Iraq, Camp Al Asad, Iraq, was notified by [REDACTED] Staff Judge Advocate (SJA), Regimental Combat Team 7 (RCT-7), USMC, Camp Ripper, Al Asad, Iraq regarding a detainee death which occurred at approximately 1430 on 24Sep06 at Echo Company, 2nd Battalion, 3rd Marines (2/3) Forward Operating Base (FOB), Haditha, Iraq. According to Command, Echo 2/3 FOB is a joint base of operations between USMC personnel, Iraqi Army (IA) and Iraqi Police (IP). Allegations by the Command were that the detainee, V/AHMED, was beaten by several Iraqi Police Officers and later died as a result of the injuries received in the Echo FOB detainee collection center.

2. NCISRA Iraq, Camp Al Asad and NCISRA Iraq, Camp Fallujah responded to Echo Company FOB, Haditha, Iraq, and several interviews were conducted with Marines and USN Corpsmen. Eyewitness accounts related that the Iraqi [REDACTED] and three IPs were beating V/AHMED in an interrogation room across the courtyard from the detainee collection center cells. Interviews also resulted in the discovery that there were no U.S. personnel in the interrogation room, and that V/AHMED was in IP custody until they placed V/AHMED in his cell. The USMC personnel posted at the detainee collection center, [REDACTED] USMC and [REDACTED] USMC stopped the beating, and retrieved the Sergeant of the Guard, [REDACTED] USMC and Sergeant of the Watch,

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D 21

24SEP06-MEIZ-0058-7HMA

SUBJ: V/AHMED, ISMAIL NA-AMA/CIV

**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

[REDACTED] USMC who ordered the IPs to return V/AHMED to his cell and halt any further interrogations.

3. Three attempts to interview the IP [REDACTED] and his three subordinates met with negative results. A death scene examination was conducted, with no items of evidential value seized. V/AHMED's remains were transported to Al Asad Mortuary Affairs on 25Sep06, and his remains were sent via air to Balad, Iraq, then on to the Armed Forces Institute of Pathology. Two detainees that were in the cell with V/AHMED during the time of his abuse and his death related IPs abused V/AHMED and US Coalition Forces tried to assist and give aid to V/AHMED. Subsequent autopsy of V/AHMED showed the cause of death as multiple blunt force trauma and manner of death as homicide. This investigation remains open pending contact with Iraqi Government officials and results of judicial or administrative action.

**NARRATIVE**

1. Efforts to contact appropriate Iraqi government authorities for prosecutive review are ongoing.

2. On 12Jun07, [REDACTED] Staff Judge Advocate (SJA) Office, RCT-2, Camp Al Asad Iraq, was briefed on the status of the investigation. Completion of active investigation is pending contact with appropriate Iraqi authorities to provide a copy of case documentation and obtain results of any judicial or administrative proceedings, if any.

**DISTRIBUTION**

NCISHQ: 0023B

INFO: 024C/MEBJ/24IZ [REDACTED] SJA Office, RCT-2, Camp Al Asad Iraq (H)

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**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

REPORT OF INVESTIGATION (INTERIM)

27APR07

DEATH (II)

CONTROL: 24SEP06-MEIZ-0058-7HMA

V/AHMED, ISMAIL NA-AMA/CIV  
M/W/FNIZ/N//01JUL70/HADITHA, IRAQ  
A/AHMED, ISMAIL NEAMA//  
A/AL JUGHAYFI, HASHUM HUMOUDI HUMAIDI//  
A/JABER, HMOOD MIHEDEY//

COMMAND/2ND BATTALION 3RD MARINES (FWD) CAMP AL ASAD, IRAQ/13120

MADE AT/24IZ/CAMP AL ASAD IRAQ [REDACTED], SPECIAL AGENT

REFERENCE(S)

- (A) NCISRA IRAQ, CAMP AL ASAD IRAQ, ROI (INTERIM)/08OCT06 (Contains Exhibits 1-18)
- (B) NCISRA IRAQ, CAMP AL ASAD IRAQ, ROI (INTERIM)/09Nov06 (Contains Exhibits 19-20)
- (C) NCISRA IRAQ, CAMP AL ASAD IRAQ, ROI (INTERIM)/25Nov06
- (D) NCISRA IRAQ, CAMP AL ASAD IRAQ, ROI (INTERIM)/09Dec06
- (E) NCISRA IRAQ, CAMP AL ASAD IRAQ, ROI (INTERIM)/08Jan07
- (F) NCISRA IRAQ, CAMP AL ASAD IRAQ, ROI (INTERIM)/06Feb07
- (G) NCISRA IRAQ, CAMP AL ASAD IRAQ, ROI (INTERIM)/06Mar07
- (H) NCISRA IRAQ, CAMP AL ASAD IRAQ, ROI (INTERIM)/13Mar07 (Contains Exhibit 21)

EXHIBIT(S)

- (22) IA: Photographic Coverage of Autopsy/30Jan07... (Copy ALL)

EXECUTIVE SUMMARY

1. On 24Sep06 at approximately 1600, NCISRA Iraq, Camp Al Asad, Iraq, was notified by [REDACTED] Staff Judge Advocate (SJA), Regimental Combat Team 7 (RCT-7), USMC, Camp Ripper, Al Asad, Iraq regarding a detainee death which occurred at approximately 1430 on 24Sep06 at Echo Company, 2nd Battalion, 3rd Marines (2/3) Forward Operating Base (FOB), Haditha, Iraq. According to Command, Echo 2/3 FOB is a joint base of operations between USMC personnel, Iraqi Army (IA) and Iraqi Police (IP). Allegations by the Command were that the detainee, V/AHMED, was beaten by several Iraqi Police Officers and later died as a result of the injuries received in the Echo FOB detainee collection center.

2. NCISRA Iraq, Camp Al Asad and NCISRA Iraq, Camp Fallujah responded to Echo Company FOB, Haditha, Iraq, and several interviews were conducted with Marines and USN Corpsmen. Eyewitness accounts related that the Iraqi [REDACTED] and three IPs were beating V/AHMED in an interrogation room across the courtyard from the detainee collection center cells. Interviews also resulted in the discovery that there were no U.S. personnel in the interrogation room, and that V/AHMED was in IP custody until they placed V/AHMED in his cell. The USMC personnel posted at the detainee collection center, [REDACTED] USMC and [REDACTED] USMC stopped the beating, and retrieved the Sergeant

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24SEP06-MEIZ-0058-7HMA

SUBJ: V/AHMED, ISMAIL NA-AMA/CIV

**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

of the Guard, [REDACTED] USMC and Sergeant of the Watch, [REDACTED] USMC who ordered the IPs to return V/AHMED to his cell and halt any further interrogations.

3. Three attempts to interview the IP [REDACTED] and his three subordinates met with negative results. A death scene examination was conducted, with no items of evidential value seized. V/AHMED's remains were transported to Al Asad Mortuary Affairs on 25Sep06, and his remains were sent via air to Balad, Iraq, then on to the Armed Forces Institute of Pathology. Two detainees that were in the cell with V/AHMED during the time of his abuse and his death related IPs abused V/AHMED and US Coalition Forces tried to assist and give aid to V/AHMED. Subsequent autopsy of V/AHMED showed the cause of death as multiple blunt force trauma and manner of death as homicide. This investigation remains open pending contact with Iraqi Police officials and results of judicial or administrative action.

**NARRATIVE**

1. Subsequent to the submission of Reference (H), documentation of photographic coverage of V/AHMED's autopsy was received, Exhibit (22) pertains.

2. On 27Apr07, [REDACTED] Staff Judge Advocate, RCT-2, Camp Al Asad Iraq, was briefed on the status of the investigation. Completion of active investigation is pending contact with appropriate Iraqi Police authorities to provide a copy of case documentation and obtain results of any judicial or administrative proceedings.

**PARTICIPANT(S)**

[REDACTED] Special Agent, NCISHQ, Washington, D.C.

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INFO: MEBJ/0024C/24IZ(M)

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**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

INVESTIGATIVE ACTION

09MAR07

CONTROL: 24SEP06-MEIZ-0058-7HMA

V/AHMED, ISMAIL NA-AMA/CIV  
M/W/FNIZ/N//01JUL70/HADITHA, IRAQ

PHOTOGRAPHIC COVERAGE OF AUTOPSY

1. On 01Oct 06, RA attended the autopsy of V/AHMED; AKA HUMAIDI, at the Charles C. Carson Center for Mortuary Affairs, Port Mortuary, Dover Air Force Base, Dover, Del. [REDACTED] Armed Forces Medical Examiner, Photographer, documented the examination photographically. Pertinent photographs taken during the autopsy are appended as Enclosures (A) through (U).

ENCLOSURE(S) (Photographs)

- (A) Front View of Body
- (B) Bruise center of chest and linear bruise radiating from center
- (C) Left shoulder/clavicle with bruising and superficial injury on clavicle
- (D) Right side of neck with bruising and pattern injury
- (E) Right upper arm/shoulder bruising and right side chest
- (F) Right side chest bruise
- (G) Left side shoulder, arm and torso bruising
- (H) Skin reflected off chest area, blood in tissue on sides of neck
- (I) Linear bruising on and above right knee
- (J) Bruising along side of left leg
- (K) Lower posterior side of body with bruising
- (L) Upper posterior side of body with bruising and pattern marks
- (M) Skin reflected off back to depict blood in underlying tissue
- (N) Skin reflected off right posterior forearm revealing blood in underlying tissue from defensive wounds
- (O) Skin reflected off left posterior forearm revealing blood in underlying tissue from defensive wounds
- (P) Left side of face with injury to left eyebrow and bridge of nose
- (Q) Right side of face with bruising on forehead, under eye and pattern abrasion cheek to nose
- (R) Skin reflected on skull disclosing galeal and sub-galeal bruising
- (S) Exterior view of depressed skull fracture on right side of head
- (T) Interior view of depressed skull fracture on right side of skull
- (U) Close view of depressed skull fracture

REPORTED BY: [REDACTED] SPECIAL AGENT  
OFFICE: NCISHQ WASHINGTON, DC

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Page 1 LAST [REDACTED] V2 LNY

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**EXHIBIT (22)**

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**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

REPORT OF INVESTIGATION (ACTION)

25APR07

DEATH (II)

CONTROL: 24SEP06-MEIZ-0058-7HMA

V/AHMED, ISMAIL NA-AMA/CIV  
M/W/FNIZ/N//01JUL70/HADITHA, IRAQ  
A/AHMED, ISMAIL NEAMA//  
A/AL JUGHAYFI, HASHUM HUMOUDI HUMAIDI//  
A/JABER, HMOOD MIHEDEY//

COMMAND/2ND BATTALION, 3RDMARINES/13120

MADE AT/0023/WASHINGTON DC/ [REDACTED] SPECIAL AGENT

REFERENCE

(A) NCISHQ ROI (ACTION)/25Oct06

NARRATIVE

1. Since the submission of Reference (A), this investigation is no longer designated as Special Interest (SI).

ACTION

24IZ: The designation SI will no longer be annotated on future SSD documentation and 60-day case reporting requirements will apply. Although this investigation is no longer SI, a complete case file needs to be submitted to Code 0023B at the closure of this investigation.

DISTRUBTION

NCISHQ (SI): 0023B  
ACTION: 24IZ  
INFO: 024C

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# U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

REPORT OF INVESTIGATION (INTERIM)

13MAR07

DEATH (II)

CONTROL: 24SEP06-MEIZ-0058-7HMA

V/AHMED, ISMAIL NA-AMA/CIV  
M/W/FNIZ/N//01JUL70/HADITHA, IRAQ  
A/AHMED, ISMAIL NEAMA//  
A/AL JUGHAYFI, HASHUM HUMOUDI HUMAIDI//  
A/JABER, HMOOD MIHEDEY//

COMMAND/2ND BATTALION, 3RDMARINES/13120

MADE AT/24IZ/AL ASAD IRAQ/[REDACTED] SPECIAL AGENT

## REFERENCE(S)

- (A) NCIS AL ASAD IRAQ ROI (INTERM)/08OCT06 (Contains Exhibits 1-18)
- (B) NCIS AL ASAD IRAQ ROI (INTERM)/09Nov06 (Contains Exhibits 19-20)
- (C) NCIS AL ASAD IRAQ ROI (INTERM)/25Nov06
- (D) NCIS AL ASAD IRAQ ROI (INTERM)/09Dec06
- (E) NCIS AL ASAD IRAQ ROI (INTERM)/08Jan07
- (F) NCIS AL ASAD IRAQ ROI (INTERM)/06Feb07
- (G) NCIS AL ASAD IRAQ ROI (INTERM)/06Mar07

## EXHIBIT(S)

- (21) Final Autopsy Report/07Mar07... (Copy All)

## EXECUTIVE SUMMARY

1. On 24Sep06 at approximately 1600, NCIS Al Asad was notified by [REDACTED], Staff Judge Advocate (SJA), Regimental Combat Team 7 (RCT-7), USMC, Camp Ripper, Al Asad, Iraq regarding a detainee death which occurred at approximately 1430 on 24Sep06 at Echo Company, 2nd Battalion, 3rd Marines (2/3) Forward Operating Base (FOB), Haditha, Iraq. According to command, Echo 2/3 FOB is a joint base of operations between USMC personnel, Iraqi Army (IA) and Iraqi Police (IP). Allegations by the command were that the detainee, V/AHMED, was beaten by several Iraqi Police Officers and later died as a result from the injuries received in the Echo FOB detainee collection center.

2. NCIS Al Asad and Fallujah responded to Echo Company FOB, Haditha, Iraq, and several interviews were conducted with Marines and USN Corpsmen. There were witness accounts that the [REDACTED] and three IPs beat V/AHMED in an interrogation room across the courtyard of the detainee collection center cells. Interviews also resulted in the discovery that there were no U.S. personnel in the interrogation room and that V/AHMED was in IP custody until they placed V/AHMED in his cell. The USMC personnel posted at the detainee collection center, [REDACTED] USMC and [REDACTED] USMC stopped the beating, and retrieved the Sergeant of the Guard, [REDACTED] USMC and Sergeant of the Watch, [REDACTED] USMC who ordered the IPs to return V/AHMED to his cell and stop any further interrogations.

3. Three attempts to interview the IP [REDACTED] and his three

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**NAVAL CRIMINAL INVESTIGATIVE SERVICE**

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Page(s) <sup>D</sup>49, Page (2) to (3man07) report

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**NAVAL CRIMINAL INVESTIGATIVE SERVICE**

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Page(s) 250-58, Exh (21)

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Documents originated with other government agency(ies).  
Referred to them for review and direct response to you.

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**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

REPORT OF INVESTIGATION (ACTION) 09MAR07  
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DEATH (II) V2 LNN CONTROL: 24SEP06-MEIZ-0058-7HMA

V/AHMED, ISMAIL NA-AMA/CIV  
M/W/FNIZ/N//01JUL70/HADITHA, IRAQ  
A/AHMED, ISMAIL NEAMA//  
A/AL JUGHAYFI, HASHUM HUMOUDI HUMAIDI//  
A/JABER, HMOOD MIHEDEY//

COMMAND/2ND BATTALION, 3RD MARINES/13120

MADE AT/0024/NCISHQ/ [REDACTED] SPECIAL AGENT

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REFERENCE(S)

- (A) NCISFO MIDDLE EAST ROI (OPEN)/24SEP06
- (B) NCISHQ ROI (ACTION)/02OCT06

EXHIBIT(S)

- (1) IA: Photographic coverage of autopsy/30Jan07. (Original MEIZ/Copy 0023B)

NARRATIVE

1. Pursuant to lead tasking set forth in Reference (A) Reporting Agent attended the autopsy of V/Ahmed on 01OCT06. Selected representational images of V/AHMED's injuries that were documented during the autopsy are attached as Exhibit (1).
2. Lead tasking is pending receipt of Final Autopsy Report.

ACTION

MEIZ: Lead tasking set forth in Reference (A) and acknowledged in Reference (B) will be completed upon receipt of V/AHMED Final Autopsy Report. Exhibit (1) contains representational images from V/AHMED's autopsy; Compact Disk and contact sheet containing full autopsy photographs are also being forwarded to MEIZ.

DISTRIBUTION

MIDDLE EAST ROI (OPEN)/24SEP06  
NCISHQ: 0023B  
ACTION: MEIZ (M)  
INFO: 0023B (H)/MEIZ

Lead tasking set forth in Reference (A) Reporting Agent attended the autopsy of V/Ahmed on 01OCT06. Selected representational images of V/AHMED's injuries that were documented during the autopsy are attached as Exhibit (1). Lead tasking is pending receipt of Final Autopsy Report.

set forth in Reference (A) and acknowledged in Reference (B) will be completed upon receipt of V/AHMED Final Autopsy Report. Exhibit (1) contains representational images from V/AHMED's autopsy; Compact Disk and contact sheet containing full autopsy photographs are also being forwarded to MEIZ.

**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

REPORT OF INVESTIGATION (INTERIM)

06MAR07

DEATH (II)

CONTROL: 24SEP06-MEIZ-0058-7HMA

V/AHMED, ISMAIL NA-AMA/CIV  
M/W/FNIZ/N//01JUL70/HADITHA, IRAQ  
A/AHMED, ISMAIL NEAMA//  
A/AL JUGHAYFI, HASHUM HUMOUDI HUMAIDI//  
A/JABER, HMOOD MIHEDEY//

COMMAND/2ND BATTALION, 3RDMARINES/13120

MADE AT/24IZ/AL ASAD IRAQ [REDACTED] SPECIAL AGENT

REFERENCE(S)

- (A) NCIS AL ASAD IRAQ ROI (INTERM)/08OCT06 (Contains Exhibits 1-18)
- (B) NCIS AL ASAD IRAQ ROI (INTERM)/09Nov06 (Contains Exhibits 19-20)
- (C) NCIS AL ASAD IRAQ ROI (INTERM)/25Nov06
- (D) NCIS AL ASAD IRAQ ROI (INTERM)/09Dec06
- (E) NCIS AL ASAD IRAQ ROI (INTERM)/08Jan07
- (F) NCIS AL ASAD IRAQ ROI (INTERM)/06Feb07

EXECUTIVE SUMMARY

1. On 24Sep06 at approximately 1600, NCIS Al Asad was notified by [REDACTED], Staff Judge Advocate (SJA), Regimental Combat Team 7 (RCT-7), USMC, Camp Ripper, Al Asad, Iraq regarding a detainee death which occurred at approximately 1430 on 24Sep06 at Echo Company, 2nd Battalion, 3rd Marines (2/3) Forward Operating Base (FOB), Haditha, Iraq. According to command, Echo 2/3 FOB is a joint base of operations between USMC personnel, Iraqi Army (IA) and Iraqi Police (IP). Allegations by the command were that the detainee, V/AHMED, was beaten by several Iraqi Police Officers and later died as a result from the injuries received in the Echo FOB detainee collection center.

2. NCIS Al Asad and Fallujah responded to Echo Company FOB, Haditha, Iraq, and several interviews were conducted with Marines and USN Corpsmen. There were eyewitness accounts that the [REDACTED] and three IPs were beating V/AHMED in an interrogation room across the courtyard of the detainee collection center cells. Interviews also resulted in the discovery that there were no U.S. personnel in the interrogation room and that V/AHMED was in IP custody until they placed V/AHMED in his cell. The USMC personnel posted at the detainee collection center, [REDACTED] USMC and [REDACTED] USMC stopped the beating, and retrieved the Sergeant of the Guard, [REDACTED], USMC and Sergeant of the Watch [REDACTED] USMC who ordered the IPs to return V/AHMED to his cell and halt any further interrogations.

3. Three attempts to interview the IP [REDACTED] and his three subordinates met with negative results. A death scene examination was conducted, with no items of evidentiary value seized. V/AHMED's remains were transported to Al Asad Mortuary Affairs on 25Sep06, and

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SUBJ: V/AHMED, ISMAIL NA-AMA/CIV

**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

his remains were sent via air to Balad, Iraq, then onto the Armed Forces Institute of Pathology. Two detainees that were in the cell with V/AHMED during the time of his abuse and his death related IPs abused V/AHMED and US Coalition Forces tried to assist and give aid to V/AHMED.

**NARRATIVE**

1. Subsequent to the submission of Reference (F), NCISHQ Code 23B has not obtained a copy of V/AHMED's final autopsy report from [REDACTED] Armed Forces Institute of Pathology (AFIP). Investigation remains open pending receipt of V/AHMED's final autopsy report.

**ACTION**

R.0023B: Request ECD for receipt of V/AHMED's final autopsy report attended on 01Oct06 by SA [REDACTED] NCIS AFIP Representative.

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NCISHQ (SI): 0023B (ATTN SA [REDACTED])  
ACTION: 0023B  
INFO: 24IZ/MEBJ

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**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

REPORT OF INVESTIGATION (INTERIM)

06FEB07

DEATH (II)

CONTROL: 24SEP06-MEIZ-0058-7HMA

V/AHMED, ISMAIL NA-AMA/CIV  
M/W/FNIZ/N//01JUL70/HADITHA, IRAQ  
A/AHMED, ISMAIL NEAMA//  
A/AL JUGHAYFI, HASHUM HUMOUDI HUMALDI//  
A/JABER, HMOOD MIHEDEY//

COMMAND/2ND BATTALION, 3RDMARINES/13120

MADE AT/24IZ/AL ASAD IRAQ [REDACTED] SPECIAL AGENT

REFERENCE(S)

- (A) NCIS AL ASAD IRAQ ROI (INTERM)/08OCT06 (Contains Exhibits 1-18)
- (B) NCIS AL ASAD IRAQ ROI (INTERM)/09Nov06 (Contains Exhibits 19-20)
- (C) NCIS AL ASAD IRAQ ROI (INTERM)/25Nov06
- (D) NCIS AL ASAD IRAQ ROI (INTERM)/09Dec06
- (E) NCIS AL ASAD IRAQ ROI (INTERM)/08Jan07

EXECUTIVE SUMMARY

1. On 24Sep06 at approximately 1600, NCIS Al Asad was notified by [REDACTED] Staff Judge Advocate (SJA), Regimental Combat Team 7 (RCT-7), USMC, Camp Ripper, Al Asad, Iraq regarding the detainee death which occurred at approximately 1430 on 24Sep06 at Echo Company, 2nd Battalion, 3rd Marines (2/3) Forward Operating Base (FOB), Haditha, Iraq. According to command, Echo 2/3 FOB is a joint base of operations between USMC personnel, Iraqi Army (IA) and Iraqi Police (IP). Allegations by the command were that the detainee, V/AHMED, was beaten by several Iraqi Police Officers and later died as a result from the injuries received in the Echo FOB detainee collection center.

2. NCIS Al Asad and Fallujah responded to Echo Company FOB, Haditha, Iraq, and several interviews were conducted with Marines and USN Corpsmen. There were eyewitness accounts that the [REDACTED] and three IPs beating V/AHMED in an interrogation room across the courtyard of the detainee collection center cells. Interviews also resulted in the discovery that there were no U.S. personnel in the interrogation room, and that V/AHMED was in IP custody until they placed V/AHMED in his cell. The USMC personnel posted at the detainee collection center, [REDACTED] USMC and [REDACTED] USMC stopped the beating, and retrieved the Sergeant of the Guard, [REDACTED] USMC and Sergeant of the Watch, [REDACTED] USMC who ordered the IPs to return V/AHMED to his cell and halt any further interrogations.

3. Three attempts to interview the IP [REDACTED] and his three subordinates met with negative results. A death scene examination was conducted, with no items of evidential value seized. V/AHMED's remains were transported to Al Asad Mortuary Affairs on 25Sep06, and his remains were sent via air to Balad, Iraq, then onto the Armed Forces Institute of Pathology. Two detainees that were in the cell

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24SEP06-MEIZ-0058-7HMA

SUBJ: V/AHMED, ISMAIL [REDACTED]AMA/CIV

**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

with V/AHMED during the time of his abuse and his death related IPs abused V/AHMED and US Coalition Forces tried to assist and give aid to V/AHMED.

**NARRATIVE**

1. Subsequent to the submission of Reference (E), NCISHQ Code 23B has not obtained a copy of V/AHMED's final autopsy report from [REDACTED] Armed Forces Institute of Pathology (AFIP). Investigation remains open pending receipt of V/AHMED's final autopsy report.

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NCISHQ (SI): 0023B (ATTN SA [REDACTED])  
INFO: 24IZ/MEBJ/02P

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**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

REPORT OF INVESTIGATION (INTERIM)

08JAN07

DEATH (II)

CONTROL: 24SEP06-MRIZ-0058-7HMA

V/AHMED, ISMAIL NA-AMA/CIV  
M/W/FNIZ/N//01JUL70/HADITHA, IRAQ  
A/AHMED, ISMAIL NEAMA//  
A/AL JUGHAYFI, HASHUM HUMOUDI HUMAIDI//  
A/JABER, HMOOD MIHEDEY//

COMMAND/2ND BATTALION, 3RDMARINES/13120

MADE AT/CRIZ/ AL ASAD IZ [REDACTED] SPECIAL AGENT

REFERENCE(S)

- (A) NCIS AL ASAD IRAQ ROI (INTERM)/08OCT06 (Contains Exhibits 1-18)
- (B) NCIS AL ASAD ROI (INTERM)/09Nov06 (Contains Exhibits 19-20)
- (C) NCIS AL ASAD ROI (INTERM)/25Nov06
- (D) NCIS AL ASAD ROI (INTERM)/09Dec06

EXECUTIVE SUMMARY

1. On 24Sep06 at approximately 1600, NCIS Al Asad was notified by [REDACTED] Staff Judge Advocate (SJA), Regimental Combat Team 7 (RCT-7), USMC, Camp Ripper, Al Asad, Iraq regarding the detainee death which occurred at approximately 1430 on 24Sep06 at Echo Company, 2nd Battalion, 3rd Marines (2/3) Forward Operating Base (FOB), Haditha, Iraq. According to command, Echo 2/3 FOB is a joint base of operations between USMC personnel, Iraqi Army (IA) and Iraqi Police (IP). Allegations by the command were that the detainee, V/AHMED, was beaten by several Iraqi Police Officers and later died as a result from the injuries received in the Echo FOB detainee collection center.

2. NCIS Al Asad and Fallujah responded to Echo Company FOB, Haditha, Iraq, and several interviews were conducted with Marines and USN Corpsmen. There were eyewitness accounts that the [REDACTED] and three IPs beating V/AHMED in an interrogation room across the courtyard of the detainee collection center cells. Interviews also resulted in the discovery that there were no U.S. personnel in the interrogation room, and that V/AHMED was in IP custody until they placed V/AHMED in his cell. The USMC personnel posted at the detainee collection center [REDACTED] USMC and [REDACTED] USMC stopped the beating, and retrieved the Sergeant of the Guard, [REDACTED] USMC and Sergeant of the Watch [REDACTED] USMC who ordered the IPs to return V/AHMED to his cell and halt any further interrogations.

3. Three attempts to interview the IP [REDACTED] and his three subordinates met with negative results. A death scene examination was conducted, with no items of evidential value seized. V/AHMED's remains were transported to Al Asad Mortuary Affairs on 25Sep06, and his remains were sent via air to Balad, Iraq, then onto the Armed Forces Institute of Pathology. Two detainees that were in the cell

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24SEP06-MEIZ-0058-7HMA

SUBJ: V/AHMED, ISMAIL NA-AMA/CIV

**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

with V/AHMED during the time of his abuse and his death related IPs abused V/AHMED and US Coalition Forces tried to assist and give aid to V/AHMED.

**NARRATIVE**

1. Subsequent to the submission of Reference (D), [REDACTED] Armed Forces Institute of Pathology, has not provided V/AHMED's final autopsy report. Investigation is pending receipt of V/AHMED's final autopsy report.

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**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

REPORT OF INVESTIGATION (INTERIM)

09DEC06

DEATH (II)

CONTROL: 24SEP06-MEIZ-0058-7HMA

WARNING

V/AHMED, ISMAIL NA-AMA/CIV  
M/W/FNIZ/N//01JUL70/HADITHA, IRAQ  
A/AHMED, ISMAIL NEAMA//  
A/AL JUGHAYFI, HASHUM HUMOUDI HUMAIDI//  
A/JABER, HMOOD MIHREDEY//

COMMAND/2ND BATTALION, 3RDMARINES/13120

MADE AT/MEIZ/NCIS AL ASAD IRAQ [REDACTED] SPECIAL AGENT

REFERENCE(S)

- (A) NCIS AL ASAD IRAQ ROI (INTERM)/08OCT06 (Contains Exhibits 1-18)
- (B) NCIS AL ASAD ROI (INTERM)/09Nov06 (Contains Exhibits 19-20)
- (C) NCIS AL ASAD ROI (INTERM)/25Nov06

EXECUTIVE SUMMARY

1. On 24Sep06 at approximately 1600, NCIS Al Asad was notified by [REDACTED] Staff Judge Advocate (SJA), Regimental Combat Team 7 (RCT-7), USMC, Camp Ripper, Al Asad, Iraq regarding the detainee death which occurred at approximately 1430 on 24Sep06 at Echo Company, 2nd Battalion, 3rd Marines (2/3) Forward Operating Base (FOB), Haditha, Iraq. According to command, Echo 2/3 FOB is a joint base of operations between USMC personnel, Iraqi Army (IA) and Iraqi Police (IP). Allegations by the command were that the detainee, V/AHMED, was beaten by several Iraqi Police Officers and later died as a result from the injuries received in the Echo FOB detainee collection center.

2. NCIS Al Asad and Fallujah responded to Echo Company FOB, Haditha, Iraq, and several interviews were conducted with Marines and USN Corpsmen. There were eyewitness accounts that the [REDACTED] and three IPs beating V/AHMED in an interrogation room across the courtyard of the detainee collection center cells. Interviews also resulted in the discovery that there were no U.S. personnel in the interrogation room, and that V/AHMED was in IP custody until they placed V/AHMED in his cell. The USMC personnel posted at the detainee collection center [REDACTED] USMC and [REDACTED] USMC stopped the beating, and retrieved the Sergeant of the Guard, [REDACTED] USMC and Sergeant of the Watch, [REDACTED] USMC who ordered the IPs to return V/AHMED to his cell and halt any further interrogations.

3. Three attempts to interview the IP [REDACTED] and his three subordinates met with negative results. A death scene examination was conducted, with no items of evidential value seized. V/AHMED's remains were transported to Al Asad Mortuary Affairs on 25Sep06, and his remains were sent via air to Balad, Iraq, then onto the Armed Forces Institute of Pathology. Two detainees that were in the cell with V/AHMED during the time of his abuse and his death related IPs

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24SEP06-MEIZ-0058-7HMA

SUBJ: V/AHMED, ISMAIL NA-AMA/CIV

**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

abused V/AHMED and US Coalition Forces tried to assist and give aid to V/AHMED.

WARNING

**NARRATIVE**

1. Subsequent to the submission of Reference (C), Participant [REDACTED] advised that [REDACTED] Armed Forces Institute of Pathology, reported that V/AHMED's final autopsy should be completed by the end of December. Investigation is pending receipt of V/AHMED's final autopsy report.

**PARTICIPANT(S)**

[REDACTED] Special Agent, NCISHQ Code 23B

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NCISHQ(SI): 0023B/02P  
INFO: MEBJ/MEIZ

Participant

Armed Institute of  
Pathology  
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**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

REPORT OF INVESTIGATION (INTERIM)

25NOV06

DEATH (II)

CONTROL: 24SEP06-MEIZ-0058-7HMA

V/AHMED, ISMAIL NA-AMA/CIV  
M/W/FNIZ/N//01JUL70/HADITHA, IRAQ  
A/AHMED, ISMAIL NEAMA//  
A/AL JUGHAYFI, HASHUM HUMOUDI HUMAIDI//  
A/JABER, HMOOD MIHEDEY//

COMMAND/2ND BATTALION, 3RDMARINES/13120

MADE AT/MEIZ/NCIS AL ASAD IZ [REDACTED] SPECIAL AGENT

REFERENCE(S)

(A) NCIS AL ASAD ROI (INTERIM)/09Nov06

EXECUTIVE SUMMARY

1. On 24Sep06 at approximately 1600, NCIS Al Asad was notified by [REDACTED] Staff Judge Advocate (SJA), Regimental Combat Team 7 (RCT-7), USMC, Camp Ripper, Al Asad, Iraq regarding the detainee death which occurred at approximately 1430 on 24Sep06 at Echo Company, 2nd Battalion, 3rd Marines (2/3) Forward Operating Base (FOB), Haditha, Iraq. According to command, Echo 2/3 FOB is a joint base of operations between USMC personnel, Iraqi Army (IA) and Iraqi Police (IP). Allegations by the command were that the detainee, V/AHMED, was beaten by several Iraqi Police Officers and later died as a result from the injuries received in the Echo FOB detainee collection center.

2. NCIS Al Asad and Fallujah responded to Echo Company FOB, Haditha, Iraq, and several interviews were conducted with Marines and USN Corpsmen. There were eyewitness accounts that the [REDACTED] and three IPs beating V/AHMED in an interrogation room across the courtyard of the detainee collection center cells. Interviews also resulted in the discovery that there were no U.S. personnel in the interrogation room, and that V/AHMED was in IP custody until they placed V/AHMED in his cell. The USMC personnel posted at the detainee collection center, [REDACTED], USMC and [REDACTED] USMC stopped the beating, and retrieved the Sergeant of the Guard, [REDACTED] USMC and Sergeant of the Watch, [REDACTED] USMC who ordered the IPs to return V/AHMED to his cell and halt any further interrogations.

3. Three attempts to interview the IP [REDACTED] and his three subordinates met with negative results. A death scene examination was conducted, with no items of evidential value seized. V/AHMED's remains were transported to Al Asad Mortuary Affairs on 25Sep06, and his remains were sent via air to Balad, Iraq, then onto the Armed Forces Institute of Pathology. Two detainees that were in the cell with V/AHMED during the time of his abuse and his death related IPs abused V/AHMED and US Coalition Forces tried to assist and give aid to V/AHMED.

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24SEP06-MEIZ-0058-7HMA

SUBJ: V/AHMED, ISMAIL NA-AMA/CIV

**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

**NARRATIVE**

1. Investigation is pending receipt of V/AHMED's final autopsy report.
2. On 24Nov06, [REDACTED] SJA, RTC-7, was briefed regarding this investigation.
3. Reporting is being conducted due to transfer of investigation to incoming case agent.

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**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

REPORT OF INVESTIGATION (INTERIM)

09NOV06

DEATH (II)

CONTROL: 24SEP06-MEIZ-0058-7HMA

V/AHMED, ISMAIL NA-AMA/CIV  
M/W/FNIZ/N//01JUL70/HADITHA, IRAQ  
A/AHMED, ISMAIL NEAMA//  
A/AL JUGHAYFI, HASHUM HUMOUDI HUMAIDI//  
A/JABER, HMOOD MIHEDEY//

COMMAND/2ND BATTALION, 3RDMARINES/13120

MADE AT/MEIZ/NCIS AL ASAD I [REDACTED] SPECIAL AGENT

REFERENCE(S)

(A) NCIS AL ASAD ROI (INTERIM)/08Oct06

EXHIBIT(S)

- (19) IA: Results of Autopsy/01Oct06... (Copy MEIZ only)
- (20) Memorandum: Intentions in Response to Report of Investigation Control Number 24SEP06-MEIS-0058-7HMA RE: Death of Detainee AHMED/04Nov06... (Copy MEIZ only)

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EXECUTIVE SUMMARY

1. On 24Sep06 at approximately 1600, NCIS Al Asad was notified by [REDACTED] Staff Judge Advocate (SJA), Regimental Combat Team 7 (RCT-7), USMC, Camp Ripper, Al Asad, Iraq regarding the detainee death which occurred at approximately 1430 on 24Sep06 at Echo Company, 2nd Battalion, 3rd Marines (2/3) Forward Operating Base (FOB), Haditha, Iraq. According to command, Echo 2/3 FOB is a joint base of operations between USMC personnel, Iraqi Army (IA) and Iraqi Police (IP). Allegations by the command were that the detainee, V/AHMED, was beaten by several Iraqi Police Officers and later died as a result from the injuries received in the Echo FOB detainee collection center.

2. NCIS Al Asad and Fallujah responded to Echo Company FOB, Haditha, Iraq, and several interviews were conducted with Marines and USN Corpomen. There were eyewitness accounts that the [REDACTED] and three IPs beat V/AHMED in an interrogation room across the courtyard of the detainee collection center cells. Interviews also resulted in the discovery that there were no U.S. personnel in the interrogation room, and that V/AHMED was in IP custody until they placed V/AHMED in his cell. The USMC personnel posted at the detainee collection center, [REDACTED] USMC and [REDACTED] USMC stopped the beating, and retrieved the Sergeant of the Guard [REDACTED] USMC and Sergeant of the Watch, [REDACTED] USMC who ordered the IPs to return V/AHMED to his cell and halt any further interrogations.

3. Three attempts to interview the IP Chief of Police and his three subordinates met with negative results. A death scene examination was conducted, with no items of evidential value seized. V/AHMED's

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24SEP06-MEIZ-0058-7HMA

SUBJ: V/AHMED, ISMAIL NA-AMA/CIV

**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

remains were transported to Al Asad Mortuary Affairs on 25Sep06, and his remains were sent via air to Balad, Iraq, then onto the Armed Forces Institute of Pathology. Two detainees that were in the cell with V/AHMED during the time of his abuse and his death related IPS abused V/AHMED and US Coalition Forces tried to assist and give aid to V/AHMED.

**NARRATIVE**

1. A copy of V/AHMED's preliminary autopsy results were received, exhibit (19) pertains.
2. On 04Nov06, a Memorandum for RCT-7 Command intentions was received, exhibit (20) pertains. The Memorandum concludes RCT-7 does not intend to take punitive action against any military member as a result of V/AHMED's death.
3. Investigation is pending receipt of V/AHMED's final autopsy report.

**PARTICIPANTS**

~~\_\_\_\_\_~~ Special Agent, NCISHQ Code 23B AFIP REP  
~~\_\_\_\_\_~~, Special Agent, NCISHQ Code 23B

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NCISHQ(SI): 0023B/02P

INFO: MEBJ/MEIZ (M)/CO, RCT-7 (H)/SJA, RCT-7 (H)

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**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

INVESTIGATIVE ACTION

02OCT06

CONTROL: 24SEP06-MEIZ-0058-7HMA

V/AHMED, ISMAIL NA-AMA/CIV  
M/W/FNIZ/N//01JUL70/HADITHA, IRAQ

RESULTS OF AUTOPSY/01OCT06

1. On 01Oct 06, Reporting Agent (RA) attended the autopsy of V/AHMED, AKA HUMAIDI, at the Charles C. Carson Center for Mortuary Affairs, Port Mortuary, Dover Air Force Base, Dover, Del. The Preliminary Autopsy Report reflects cause of death as Multiple Blunt Force Injuries and manner of death as Homicide. Enclosure (A) pertains. [REDACTED] Armed Forces Medical Examiner, Photographer, documented the examination photographically. Proof sheets of the photographs taken during the autopsy are appended as exhibits (B) and (C). Preliminary investigative information relative to the identity of V/AHMED indicated his name was V/HUMAIDI, therefore all records at the Armed Forces Medical Examiner's office reflect V/HUMAIDI, including the death certificate which is appended as exhibit (D).

ENCLOSURES

- (A) Preliminary Autopsy Report/01Oct06
- (B) Volume 1 photographic proof sheets
- (C) Volume 2 photographic proof sheets
- (D) Death Certificate/01Oct06

REPORTED BY: [REDACTED] Special Agent  
OFFICE: NCISHQ Washington DC

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Page 1 LAST [REDACTED] V2 LNY

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Page(s) 73-83, Encl. (A)-(D)

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\_\_\_\_\_ **BUILDING 102** \_\_\_\_\_  
\_\_\_\_\_ **ROCKVILLE, MD 20850** \_\_\_\_\_

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GS-13 (ACE NCIS Special Agent)

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**Sent:** Wednesday, October 25, 2006 9:23 PM  
**To:** BJEXLIFE@NCIS.NAVY.MIL  
**Subject:** 62984802LU.doc - V/AHMED, ISMAIL NA-AMA/CIV

539337 14:22 20061025 IN:SSDEMAIL #12361 OUT:MEBJEXLIFE #17771

REPORT OF INVESTIGATION (ACTION)

25OCT06

DEATH (II)

CONTROL: 24SEP06-MEIZ-0058-7HMA

V/AHMED, ISMAIL NA-AMA/CIV  
M/W/FNIZ/N//01JUL70/HADITHA, IRAQ  
A/AHMED, ISMAIL NEAMA//  
A/AL JUGHAYFI, HASHUM HUMOUDI HUMAIDI//  
A/JABER, HMOOD MIHEDEY//

COMMAND/2ND BATTALION, 3RDMARINES/13120

MADE AT/0023/WASHINGTON DC, [REDACTED] SPECIAL AGENT

REFERENCE(S)

- (A) NCISRA Iraq ROI (Open)/24Sep06
- (B) NCIS-1, Chapter 45-7, Director's Special Interest (DSI) and Special Interest (SI) Investigations

NARRATIVE

1. Subsequent to the submission of Reference (A), this case has been designated "Special Interest" (SI) by NCISHQ.

ACTION

MEIZ: As per guidelines provided in Reference (B), reporting requirements are increased in frequency as significant information is developed. Weekly contact is to be made with the SI desk officer, SA [REDACTED] for status updates.

DISTROBUTION

NCISHQ (SI): 0023B  
ACTION: MEIZ  
INFO: MEBJ

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**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

REPORT OF INVESTIGATION (ACTION)

02OCT06

DEATH (II)

CONTROL: 24SEP06-MEIZ-0058-7HMA

V/AHMED, ISMAIL NA-AMA/CIV  
M/W/FNIZ/N//01JUL70/HADITHA, IRAQ  
A/AHMED, ISMAIL NEAMA//  
A/AL JUGHAYFI, HASHUM HUMOUDI HUMAIDI//  
A/JABER, HMOOD MIHEDEY//

COMMAND/2ND BATTALION, 3RDMARINES/13120

MADE AT/0023/WASHINGTON DC, [REDACTED], SPECIAL AGENT

REFERENCE

(A) NCISRA Iraq ROI (Open)/24Sep06

EXHIBIT

(1) IA: Results of Autopsy/01OCT06... (Copy MEIZ Only)

NARRATIVE

1. Pursuant to lead tasking set forth in Reference (A) Reporting Agent attended the autopsy of V/Ahmed on 01OCT06. A death certificate and photographic coverage of the autopsy were acquired; Exhibit (1) pertains.
2. Lead tasking is pending receipt of Final Autopsy Report.

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INFO: MEBJ/MEIZ (M)

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**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

REPORT OF INVESTIGATION (ACTION)

25OCT06

DEATH (II)

CONTROL: 24SEP06-MEIZ-0058-7HMA

V/AHMED, ISMAIL NA-AMA/CIV  
M/W/FNIZ/N//01JUL70/HADITHA, IRAQ  
A/AHMED, ISMAIL NEAMA//  
A/AL JUGHAYFI, HASHUM HUMOUDI HUMAIDI//  
A/JABER, HMOOD MIHEDEY//

COMMAND/2ND BATTALION, 3RDMARINES/13120

MADE AT/0023/WASHINGTON DC [REDACTED] SPECIAL AGENT

REFERENCE(S)

- (A) NCISRA Iraq ROI (Open)/24Sep06
- (B) NCIS-1, Chapter 45-7, Director's Special Interest (DSI) and Special Interest (SI) Investigations

NARRATIVE

1. Subsequent to the submission of Reference (A), this case has been designated "Special Interest" (SI) by NCISHQ.

ACTION

MEIZ: As per guidelines provided in Reference (B), reporting requirements are increased in frequency as significant information is developed. Weekly contact is to be made with the SI desk officer, SA [REDACTED] for status updates.

DISTROBUTION

NCISHQ (SI): 0023B  
ACTION: MEIZ  
INFO: MEBJ

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**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

REPORT OF INVESTIGATION (INTERIM)

08OCT06

DEATH (II)

CONTROL: 24SEP06-MEIZ-0058-7HMA

V/AHMED, ISMAIL NA-AMA/CIV  
M/W/FNIZ/N//01JUL70/HADITHA, IRAQ  
A/AHMED, ISMAIL NEAMA//  
A/AL JUGHAYFI, HASHUM HUMOUDI HUMAIDI//  
A/JABER, HMOOD MIHEDEY//

COMMAND/2ND BATTALION, 3RDMARINES/13120

MADE AT/MEIZ/NCIS AL ASAD IZ [REDACTED] SPECIAL AGENT

EXHIBIT(S)

- (1) IA: Results of Interview with [REDACTED]/27Sep06... (Copy all)
- (2) Statement: [REDACTED] 25Sep06... (Copy all)
- (3) Statement: [REDACTED] 25Sep06... (Copy all)
- (4) Statement: [REDACTED] 25Sep06... (Copy all)
- (5) Statement: [REDACTED] 25Sep06... (Copy all)
- (6) Statement: [REDACTED] 58Sep06... (Copy all)
- (7) IA: Photocopy of Logbook Entries/27Sep06... (Copy all)
- (8) IA: Results of Interview with [REDACTED]/27Sep06... (Copy all)
- (9) IA: Results of Interview with [REDACTED]/27Sep06... (Copy all)
- (10) IA: Results of Interview with [REDACTED]/27Sep06... (Copy all)
- (11) IA: Identification Documents: V/AHMED/27Sep06... (Copy all)
- (12) IA: Detainee Health Record for Detainee E007 (V/AHMED)/27Sep06... (Copy all)
- (13) IA: Death Scene Examination/29Sep06... (Copy all)
- (14) IA: Results of Interview with [REDACTED]/27Sep06... (Copy all)
- (15) IA: Results of Interview with [REDACTED], 29Sep06... (Copy all)
- (16) IA: Results of Interview with [REDACTED], 29Sep06... (Copy all)
- (17) IA: Receipt of Death Certificate: V/AHMED/29Sep06... (Copy all)
- (18) Preliminary Autopsy Report/01Oct06... (Copy all)

EXECUTIVE SUMMARY

1. On 24Sep06 at approximately 1600, NCIS Al Asad was notified by [REDACTED] Staff Judge Advocate (SJA), Regimental Combat Team 7 (RCT-7), USMC, Camp Ripper, Al Asad, Iraq regarding the detainee death which occurred at approximately 1430 on 24Sep06 at Echo Company, 2nd Battalion, 3rd Marines (2/3) Forward Operating Base (FOB), Haditha, Iraq. According to command, Echo 2/3 FOB is a joint base of operations between USMC personnel, Iraqi Army (IA) and Iraqi Police (IP), although USMC runs the FOB. Allegations by the command were that the detainee, V/AHMED, was beaten by several Iraqi Police Officers and later died as a result from the injuries received in the Echo FOB detainee collection center.

2. NCIS Al Asad and Fallujah responded to Echo Company FOB, Haditha, Iraq, and several interviews were conducted with Marines and USN Corpsmen. There were eyewitness accounts that the [REDACTED] and three IPs beating V/AHMED in

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SUBJ: V/AHMED, ISMAIL NA-AMA/CIV

**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

an interrogation room across the courtyard of the detainee collection center cells. Interviews also resulted in the discovery that there were no U.S. personnel in the interrogation room, and that V/AHMED was in IP custody until they placed V/AHMED in his cell. The USMC personnel posted at the detainee collection center, [REDACTED], USMC and [REDACTED] USMC stopped the beating, and retrieved the Sergeant of the Guard, [REDACTED] USMC and Sergeant of the Watch, [REDACTED], USMC who ordered the IPs to return V/AHMED to his cell and halt any further interrogations.

3. Three attempts to interview the IP [REDACTED] and his three subordinates met with negative results. A death scene examination was conducted, with no items of evidential value seized. V/AHMED's remains were transported to Al Asad Mortuary Affairs on 25Sep06, and his remains were sent via air to Balad, Iraq, then onto the Armed Forces Institute of Pathology. Two detainees that were in the cell with V/AHMED during the time of his abuse and his death related IPs abused V/AHMED and US Coalition Forces tried to assist and give aid to V/AHMED.

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**NARRATIVE**

4. On 24Sep06 at approximately 1600, NCIS Al Asad received notification from [REDACTED], SJA, RCT-7, USMC, Camp Ripper, Camp Al Asad, Iraq, that at approximately 1430 on 24Sep06, a detainee, V/AHMED, was pronounced dead, and the cause of his death was due to an earlier beating on 24Sep06 by Iraqi Police Officers at Echo 2/3 FOB detainee collection center, Haditha, Iraq. [REDACTED] RCT-7 Commanding Officer (CO), USMC and [REDACTED], RCT-7 Executive Officer (XO), USMC provided immediate air support for NCIS Special Agents to conduct the investigation. As background, 2/3 had only arrived in the area approximately one week from the death of V/AHMED.

5. Special Agents assigned to NCIS Al Asad and Fallujah responded on 24Sep06 via aircraft to 2/3 Battalion Camp Haditha Dam, Haditha, Iraq and then via convoy on 25Sep06 to Echo 2/3 FOB, Haditha, Iraq.

6. On 25Sep06, upon arrival at Echo 2/3 FOB, [REDACTED] USMC, Echo Company CO was interviewed at the CO's living space, Echo 2/3 FOB, Haditha, Iraq, exhibit (1) pertains. [REDACTED] stated he received notification on 23Sep06 from [REDACTED] Iraqi [REDACTED] Haditha, Iraq, that nine to ten of his IPs were kidnapped while returning from leave from Mosul, Iraq on 23Sep06. [REDACTED] stated [REDACTED] provided names of local Iraqis in the Haditha area that were involved in the kidnappings. [REDACTED] stated [REDACTED] brother was one of the kidnapped IPs. [REDACTED] stated a joint IP/USMC operation was created on 23Sep06, after [REDACTED] notification, to assist detaining the individuals involved in the kidnappings. [REDACTED] related that on 23Sep06, during the evening hours, the joint patrol came upon V/AHMED's house. [REDACTED] stated he, [REDACTED] Police Transition Team, USMC [REDACTED] and several IPs went into V/AHMED's residence, while the USMC patrol kept perimeter outside the residence. [REDACTED] stated [REDACTED] pointed at

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SUBJ: V/AHMED, ISMAIL NA-AMA/CIV

**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

the vehicle that was in V/AHMED's driveway, and told [redacted] the vehicle was involved in the kidnappings.

7. [redacted] stated he witnessed IP's striking V/AHMED, twice in the back and once across the face. [redacted] stated he then had USMC personnel in the patrol detain V/AHMED and two other Iraqis that were being held by the IPs to save them from further abuse. [redacted] stated after the Iraqis were detained, the joint operation ended and the three detainees (included was V/AHMED) were placed in the detainee collection center, Echo 2/3 FOB. [redacted] explained that on the late morning of 24Sep06, he had received word from his Marines that V/AHMED was abused by several IPs. [redacted] was not present during the abuse, but inquired as to what had occurred. [redacted] stated two USMC guards were posted at the detainee collection center, and [redacted] told the two guardsmen, [redacted] and [redacted] that he wanted to interrogate V/AHMED. Both PFC's allowed [redacted] take custody of V/AHMED, and three IPs joined [redacted] to take V/AHMED to the interrogation room. [redacted] stated sometime in the late morning of 24Sep06, both PFCs witnessed V/AHMED being beaten by IPs. [redacted] stated he was told one of the PFCs stopped the IPs from beating V/AHMED, and went back to his post, where the beatings began again soon thereafter. [redacted] stated one of the PFCs went to retrieve the Sgt of the Guard (SOG) [redacted], and the Sgt of the Watch (SOW), [redacted] to stop the IPs from abusing V/AHMED. [redacted] related [redacted] and [redacted] arrived, and stopped the abuse, and made the IPs place V/AHMED back in his cell. [redacted] stated new USMC guards were posted and were the witnesses in V/AHMED's death. [redacted] stated the two USMC guards, [redacted] and [redacted] retrieved Corpsmen and tried to assist V/AHMED before his demise.

8. On 25Sep06, [redacted] USN, was interviewed in the Company Gunny's Office, Echo 2/3 FOB, Haditha, Iraq, regarding the death of V/AHMED, exhibit (2) pertains [redacted] stated he is the senior Corpsman for Echo 2/3 FOB, Haditha, Iraq. [redacted] stated he had only heard that V/AHMED was "bruised up" from [redacted] [redacted] USN when [redacted] checked on V/AHMED after the abuse. [redacted] stated his involvement was when a Marine (could not recall name) came by the Battalion Aid Station (BAS) and told him [redacted] that one of the detainees stopped breathing. [redacted] stated he immediately went to the detainee collection center and witnessed [redacted] performing CPR on V/AHMED. [redacted] stated he checked V/AHMED's eyes, which were fixed and dilated. [redacted] stated V/AHMED had no pulse, no breathe sounds, and his heart was not beating. [redacted] stated he and [redacted] conducted CPR for approximately ten minutes, and then asked a Marine (could not recall name) to assist [redacted] stated V/AHMED had clear fluid coming from his mouth when CPR was conducted and had to clear it. [redacted] contacted the battalion surgeon, [redacted] USN to give him the status of V/AHMED. [redacted] stated [redacted] agreed to stop the CPR and make the call that V/AHMED was deceased. [redacted] stated V/AHMED appeared to have some bruises: a bruised lip, a bad eye [redacted] believed the bad eye was from "a while ago"), and bruising around the head and neck. [redacted] believed V/AHMED had cuts on his face as well.

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9. On 25Sep06, [REDACTED], USN was interviewed in the First Sergeant's Office, Echo 2/3 FOB, Haditha, Iraq, regarding the death of V/AHMED, exhibit (3) pertains. [REDACTED] stated that at approximately 1300 on 24Sep06, a Marine (could not recall name) came to the BAS, Echo 2/3 FOB, Haditha, Iraq to notify him [REDACTED] that an Iraqi detainee (V/AHMED) had been "beat up" by IPs and that he [REDACTED] needed to check on V/AHMED. [REDACTED] stated he grabbed his first aid gear and went to the detainee collection center, Echo 2/3 FOB, Haditha, Iraq, which is approximately 200 meters from the BAS. [REDACTED] stated the Marines (NFI) took [REDACTED] to V/AHMED's cell. [REDACTED] stated V/AHMED was in the third cell with two other detainees. [REDACTED] stated he examined V/AHMED, who was [REDACTED] with his hands flexi-cuffed in front of his body. [REDACTED] stated V/AHMED appeared coherent and was talking in Arabic, and could not understand what V/AHMED was saying. [REDACTED] stated V/AHMED pointed to his body where he was injured, specifically V/AHMED's left shoulder, which had a small chunk of skin missing (in the left shoulder area). [REDACTED] stated the bruising around the injury to V/AHMED's left shoulder was the size of a baseball. [REDACTED] stated he then conducted a full body examination on V/AHMED, which concluded V/AHMED had swelling around the back of the neck to the right clavicle about two inches away from the carotid artery. [REDACTED] stated he viewed what appeared to be marks left by a wooden baton on both arms of V/AHMED. [REDACTED] stated he did not view any markings on V/AHMED's chest or abdomen. [REDACTED] stated he discovered bruising on V/AHMED's left lower back, shins, right knee, and the back of V/AHMED's right thigh. [REDACTED] stated based on V/AHMED's contusions and soft tissue injuries, [REDACTED] gave V/AHMED two (2) 325-milligram Tylenol pills. [REDACTED] stated he witnessed V/AHMED take the pills and drink water. [REDACTED] stated he did not notice any evidence of head trauma, no distention of the abdomen or no broken bones. [REDACTED] stated as he was leaving the detainee collection center, he witnessed an IP carrying a bent baton. [REDACTED] witnessed [REDACTED] tell the IPs to leave the detainee collection center, an [REDACTED] point out to [REDACTED] that two of the IPs were the ones that beat V/AHMED.

10. [REDACTED] stated at approximately 1430 on 24Sep06 [REDACTED] came by the BAS and told [REDACTED] that V/AHMED was vomiting. [REDACTED] stated he went to the detainee collection center, and V/AHMED was still in the same cell as the two detainees. [REDACTED] stated he viewed what appeared to be vomit in the cell. [REDACTED] stated V/AHMED was lying on the floor, [REDACTED] and flexi-cuffed (in the front). [REDACTED] stated V/AHMED was moaning, and [REDACTED] shook V/AHMED to let V/AHMED know [REDACTED] was there. [REDACTED] stated he checked V/AHMED's abdomen and head and did not find anything irregular (nothing indicated V/AHMED had a concussion from the examination). [REDACTED] told the USMC personnel on guard to contact him if V/AHMED had any other problems. [REDACTED] did not give V/AHMED any medication because [REDACTED] had given him the Tylenol earlier.

11. [REDACTED] stated at approximately 1520 on 24Sep06, [REDACTED] came into the BAS and told [REDACTED] that the USMC guards at the detainee collection center told [REDACTED] that V/AHMED had a faint pulse. [REDACTED] stated there was a period of five minutes where he

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could not leave the BAS for the detainee collection center due to Quick Reaction Force (QRF), which meant only emergency travel outside the buildings because of something happening (incoming/small arms fire close to the FOB). [REDACTED] stated after approximately five minutes he and [REDACTED] went to the detainee collection center.

[REDACTED] stated that on his way to the detainee collection center, [REDACTED] told him V/AHMED stopped breathing. [REDACTED] stated upon his arrival at the detainee collection center, he noticed V/AHMED in the same cell lying on his back on the mattress on the cell floor.

[REDACTED] stated he checked V/AHMED for a pulse and breath, which he stated V/AHMED had no breath or pulse. [REDACTED] stated he started CPR, and during the CPR, he had to clear V/AHMED's airway approximately four times, and had [REDACTED] retrieve [REDACTED].

[REDACTED] stated the fluid that came out of V/AHMED's nose and mouth was clear, with no visible traces of blood. [REDACTED] stated he performed CPR on V/AHMED for approximately five minutes by himself.

[REDACTED] stated [REDACTED] entered the cell, and helped [REDACTED] give V/AHMED chest compressions. [REDACTED] related after another five minutes of performing CPR on V/AHMED, [REDACTED] went to contact the battalion surgeon at the Camp Haditha, Haditha Dam, and Iraq.

[REDACTED] stated [REDACTED] arrived and assisted in taking V/AHMED out of the detainee cell and continued to apply CPR on V/AHMED. [REDACTED] stated he and [REDACTED] conducted CPR on V/AHMED for ten more minutes until [REDACTED] returned and pronounced V/AHMED dead.

12. On 25Sep06, [REDACTED] USMC, was interviewed in the Company Gunny's Office, Echo 2/3 FOB, Haditha, Iraq, regarding his knowledge of the abuse and death of V/AHMED, exhibit (4) pertains. [REDACTED] stated he was on guard at the detainee collection center starting at approximately 0800 on 24Sep06. [REDACTED] stated on of the detainees had to use the head at approximately 1030 on 24Sep06, and he escorted the detainee to the head. [REDACTED] stated that when he took the detainee to the head, one of the IPs took V/AHMED out of his cell. [REDACTED] stated when he brought back the detainee from the head; he realized that V/AHMED was taken by IPs to the wooden shack, which is used as an interrogation room, across from the detainee cells in the detainee collection center. [REDACTED] stated he thought the IPs were interrogating V/AHMED, and at approximately 1200 on 24Sep06, he witnessed V/AHMED being beaten by four IPs in the interrogation room. [REDACTED] stated he and [REDACTED] witnessed the IPs striking V/AHMED all over his body, and then threw V/AHMED to the floor (or V/AHMED fell, [REDACTED] was not sure). [REDACTED] stated he witnessed an IP with a nightstick. [REDACTED] stated [REDACTED] went to the interrogation room and told [REDACTED] and the three other IPs to stop beating V/AHMED. [REDACTED] stated the beatings stopped, and [REDACTED] returned to his post. [REDACTED] stated shortly after [REDACTED] returned to his post, the IPs were beating V/AHMED again. [REDACTED] stated he told [REDACTED] that V/AHMED is in USMC custody and cannot allow V/AHMED to be beaten by the IPs. [REDACTED] stated he left his post to retrieve [REDACTED] the Sergeant of the Guard, to tell him the situation. [REDACTED] stated [REDACTED] went to the IPs and told them to stop what they were doing and place V/AHMED back into his detainee cell. [REDACTED] stated the whole incident took place in a matter of approximately 15 minutes, and he thought the time the IPs placed

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V/AHMED back into his cell was at approximately 1215. [REDACTED] stated he viewed blood on V/AHMED's clothing and a gash under V/AHMED's right eye. [REDACTED] stated when V/AHMED was placed back in his cell; V/AHMED was sitting upright. [REDACTED] stated he was relieved from his post after telling the Company First Sergeant what had transpired.

13. On 25Sep06, [REDACTED] USMC was interviewed in the Company Gunny's Office, Echo 2/3 FOB, Haditha, Iraq regarding his knowledge of the abuse and death of V/AHMED. [REDACTED] stated he was posted as a guard at the detainee collection center starting at approximately 0800 on 24Sep06. [REDACTED] stated he was on duty with [REDACTED] stated [REDACTED] took a detainee to use the head in the facilities, which was approximately 3-4 hours after they started their duty as guards. [REDACTED] related that during the time [REDACTED] took a detainee to the head, an Iraqi [REDACTED] approached [REDACTED] looked in the detainee cells, and pointed out a detainee that he wanted to speak to. [REDACTED] stated [REDACTED] came into the cell area by himself. [REDACTED] stated [REDACTED] and three other IPs took V/AHMED to a shed used as an interrogation room. [REDACTED] stated the IPs were interrogating V/AHMED, writing things down, and then at some point (could not specify a time), started yelling at V/AHMED, which drew [REDACTED]'s attention.

14. [REDACTED] stated he then witnessed the IPs beating V/AHMED with nightsticks. [REDACTED] stated he went to the IPs and told them to stop beating V/AHMED. [REDACTED] stated he specifically told [REDACTED] to stop beating V/AHMED, which [REDACTED] stated [REDACTED] and the IPs did stop beating V/AHMED. [REDACTED] stated he stayed there for a minute while they were talking to the detainee, and thought everything was "OK." [REDACTED] stated he went back to his post, and stated he and [REDACTED] talked about the IPs beating V/AHMED. [REDACTED] stated [REDACTED] decided to go inform the Sgt of the Guard, [REDACTED], and tell him what transpired. [REDACTED] stated once [REDACTED] left; the IPs started beating V/AHMED again. [REDACTED] stated [REDACTED] arrived and stopped the beating. [REDACTED] stated when he first viewed V/AHMED, V/AHMED appeared bruised up, and after the IPs beat V/AHMED, he appeared the same. [REDACTED] stated V/AHMED was sitting up when the IPs placed him back in his cell.

15. On 25Sep06, an interview was conducted with [REDACTED] USMC, who was the Sgt of the Guard during the death of V/AHMED. [REDACTED] was interviewed in the Company First Sergeant's Office, Echo 2/3 FOB, Haditha, Iraq, exhibit (6) pertains. [REDACTED] stated that on 24Sep06, at approximately 1120 [REDACTED] who was posted as a USMC guard at the detainee collection center, told [REDACTED] that IPs had removed V/AHMED from his cell and started beating him. [REDACTED] stated he retrieved [REDACTED] and went immediately to the detainee collection center. [REDACTED] stated when he got to the detainee collection center; he witnessed two IPs in the interrogation room across from the detainee cells. [REDACTED] stated he witnessed V/AHMED lying on the floor, [REDACTED] with his hands flexi-cuffed on one hand while the other one was free. [REDACTED] stated he witnessed one of the IPs poised to strike V/AHMED with a collapsible baton, which [REDACTED] stated appeared bent. [REDACTED]

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stated he yelled at the IP to stop in Arabic, and the IP stopped before striking V/AHMED. ██████ stated he believed ██████ was standing off to the side when this happened. ██████ stated ██████ told the IPs to return V/AHMED back to his cell. ██████ stated he escorted the IPs and V/AHMED back to the detainee cells to ensure the IPs placed V/AHMED back into his cell.

16. ██████ related ██████ had ██████ conduct a medical examination of V/AHMED. ██████ stated he then went back to his duty. ██████ stated sometime later, ██████ who relieved ██████ and ██████ at approximately 1200, came to him and told him V/AHMED was moaning and groaning. ██████ stated ██████ told him V/AHMED had a low pulse. ██████ stated there was QRF for approximately five minutes, and ██████ returned and told him V/AHMED had stopped breathing. ██████ stated he retrieved ██████, and when they arrived at the detainee collection center, ██████ was performing CPR on V/AHMED. ██████ stated one of the USMC guards went to retrieve ██████. ██████ stated ██████ and ██████ performed CPR on V/AHMED for approximately 15-20 minutes. ██████ provided a copy of the logbook entries for 24Sep06, specifically the times of V/AHMED's abuse and death, exhibit (7) pertains.

17. On 26Sep06, an interview was conducted with ██████ ██████ USMC, in the VIP room aboard Echo 2/3 FOB, Haditha, Iraq, exhibit (8) pertains. The interview was conducted with ██████ regarding the death of V/AHMED. ██████ stated that on 24Sep06, he was on his off time when he was told by a Non-Commissioned Officer (NCO) that he was to stand duty as a guard at the detainee collection center, Echo 2/3 FOB, Haditha, Iraq at approximately 1200. ██████ stated when he started his duty, he recalled V/AHMED as moaning and groaning in his detainee cell. ██████ stated he noticed blood on V/AHMED's clothes, around the left knee, with little cuts and scrapes noticeable on V/AHMED's lower legs. ██████ could not recall if V/AHMED had any markings about his (V/AHMED's) face or head. ██████ stated he and the other Marine on watch, ██████ would check V/AHMED and in one instance V/AHMED was lying on the floor. ██████ stated he and ██████ checked V/AHMED and noticed a low pulse but no breathing. ██████ stated he went to retrieve ██████. ██████ stated ██████ tried to assist V/AHMED by performing CPR, which lasted approximately 15-20 minutes.

18. On 26Sep06, an interview was conducted with ██████ ██████ USMC, in the VIP room, Echo 2/3 FOB, Haditha, Iraq. The interview was conducted with ██████ regarding the death of V/AHMED, exhibit (9) pertains. ██████ stated he was posted as a guard at the detainee collection center who relieved ██████ and ██████. ██████ stated he watched over the three detainees and noticed one, V/AHMED, moaning. ██████ stated V/AHMED was talking to the other detainees, and that V/AHMED walked around his cell for a "little while." ██████ recalled ██████ tell ██████ to go get a Corpsman after V/AHMED was lying down in his cell. ██████ stated he retrieved ██████ who performed CPR for approximately 15-20 minutes, and at some point ██████ arrived to assist. ██████ stated that ██████ made the call that V/AHMED was deceased. ██████ stated he assisted ██████ and ██████

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██████████ with placing the body in a body bag, and noticed several bruises on V/AHMED's back, which ██████████ told ██████████ was lividity settling in.

19. On 26Sep06, an interview was conducted with ██████████ ██████████ USMC, in the VIP room, Echo 2/3 FOB, Haditha, Iraq. The interview was conducted with ██████████ regarding the abuse and death of V/AHMED, exhibit (10) pertains. ██████████ stated he is the Guard ██████████ for the detainee collection center in Echo 2/3 FOB. ██████████ stated he does not recall the time, but on 24Sep06, ██████████, who was the Sgt of the Guard, notified him of IPs beating a detainee (V/AHMED). ██████████ stated he and ██████████ went to the detainee collection center, and observed V/AHMED lying on the ground, and viewed an IP strike V/AHMED with a collapsible baton, which appeared to be bent. ██████████ stated he told the IPs to stop what they were doing and place V/AHMED back into his cell, which the IPs complied. ██████████ stated he called a Corpsman to examine V/AHMED. ██████████ stated ██████████ told him V/AHMED was beaten "pretty bad," so ██████████ had V/AHMED placed in his own cell. ██████████ stated at some point, approximately 1400 on 24Sep06, he was notified that V/AHMED had "passed out." ██████████ did not witness the CPR or assist with V/AHMED's CPR. ██████████ relinquished copies of the Standard Operating Procedures (SOP) from the prior unit, 3rd Battalion, 3rd Marines (3/3) and an SOP for 2/3, which was in the process of being drafted.

20. Photocopies of V/AHMED's identification cards seized during V/AHMED's detention and the original health record for V/AHMED were obtained, exhibits (11) and (12) pertains. The identification cards all had various aliases. The original health record for V/AHMED, dated 23Sep06 (no time), indicates bleeding under the right eye and two large bruises on V/AHMED's back, which confirm ██████████ and ██████████ witnessing V/AHMED's initial abuse at V/AHMED's residence by IPs.

21. On 26Sep06, a death scene examination was conducted, exhibit (13) pertains. The examination includes photographs and a scene sketch.

22. On 26Sep06, an interview was conducted with ██████████ ██████████ USMC Reserve, Police Transition Team (PTT), RCT-7, in the VIP room aboard Echo 2/3 FOB, Haditha, Iraq. ██████████ is a Special Agent with the Federal Bureau of Investigation (FBI) apart from his USMC reserve status. The interview was conducted with ██████████ regarding the abuse and death of V/AHMED, exhibit (14) pertains. ██████████ provided a timeline of events, all times were approximate. ██████████ witnessed the IPs beat V/AHMED in his residence and witnessed USMC take control of V/AHMED and two other detainees to protect them from further violence. ██████████ stated when the detainees were brought back to the detainee collection center, Echo 2/3 FOB, Haditha, Iraq, there were three other detainees caught prior that were at the detainee collection center. ██████████ stated there were interrogations with all six detainees with the HET and IPs from 2400 on 23Sep06 to 0130 on 24Sep06. ██████████ stated he monitored all interrogations from approximately 15 feet away, and stated there was

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no abuse by either HET or the IPs during these interrogations. [redacted] who is the advisor for [redacted] attempted to arrange an interview between NCIS and [redacted] along with the three IPs involved in V/AHMED's abuse. [redacted] would not be interviewed.

23. On 26Sep06, NCIS Special Agents left via convoy from Echo 2/3 FOB to 2/3 Battalion at Haditha Dam, Haditha, Iraq, to conduct interviews with the two detainees that were in V/AHMED's cell, exhibits (15) and (16) pertains. On 26Sep06, [redacted] was interviewed at the battalion detention center, Haditha Dam, Haditha, Iraq, regarding his knowledge of V/AHMED's abuse and death. [redacted] stated he was in a detainee cell with his brother and V/AHMED. [redacted] related V/AHMED was placed in the cell with he and his brother, and was beaten by the IPs. [redacted] stated an American doctor was nice to V/AHMED and gave V/AHMED medicine. [redacted] stated he could see that V/AHMED was beaten from "head to toe." [redacted] stated he heard one of the IPs tell V/AHMED, "You killed my brother." [redacted] stated he heard V/AHMED beaten for "about an hour." [redacted] stated the American doctor came in to give medicine to V/AHMED the first time and tried to help V/AHMED breathe the second time. [redacted] stated that the American doctor and the American Forces tried to "save" V/AHMED.

24. On 26Sep06, [redacted] was interviewed regarding the abuse and death of V/AHMED. [redacted] stated one or two days prior to being questioned by NCIS, V/AHMED was beaten with "iron sticks" so bad that V/AHMED later died from his injuries. [redacted] stated V/AHMED was not beaten in the same cell, and for an undetermined time V/AHMED was beaten and then placed back into his cell, where an American doctor gave aid to V/AHMED. [redacted] stated he moved his [redacted] to see and witnessed the American doctor treating V/AHMED. [redacted] stated he heard the IPs telling V/AHMED that V/AHMED was killing people for money, not religion, and that V/AHMED was an insurgent, that V/AHMED had killed his "12 year old brother (NFI)", and V/AHMED killed innocent people. [redacted] stated when the IPs started beating V/AHMED with "iron sticks," the American Forces stopped the IPs and tried to help V/AHMED.

25. On 26Sep06, NCIS Al Asad obtained V/AHMED's death certificate and took photographs of V/AHMED's body at the Al Asad Mortuary Affairs Office, Camp Al Asad, Iraq, exhibit (17) pertains. V/AHMED's remains were sent from Mortuary Affairs, Al Asad, Iraq, to Dover Air Force Base, Armed Force Institute of Pathology (AFIP).

26. On 01Oct06, an autopsy was conducted on V/AHMED's remains, and a preliminary autopsy report was obtained, exhibit (18) pertains.

27. On 09Oct06, [redacted] Supra, was briefed on this investigation. [redacted] advised that based on the results of the investigation, no adjudication will be sought for USMC personnel by Command. Investigation is pending the final autopsy report for V/AHMED.

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28. A Copy of this report and exhibits will be given to the Iraqi Ministry of Interior, who has jurisdiction over Iraqi Police matters.

**PARTICIPANTS**

[REDACTED] Special Agent, NCIS Camp Fallujah, Iraq  
[REDACTED] Special Agent, NCIS Camp Fallujah, Iraq  
[REDACTED] Special Agent, NCIS Al Asad, Iraq  
[REDACTED] Special Agent, NCISHQ Code 23B AFIP REP  
[REDACTED] Agent, USMC CID, Al Asad, Iraq

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37

# U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

INVESTIGATIVE ACTION

27SEP06

CONTROL: 24SEP06-MEIZ-0058-7HMA

V/AHMED, ISMAIL NA-AMA/CIV  
M/W/FNIZ/N//01JUL70/HADITHA, IRAQ

## RESULTS OF INTERVIEW WITH [REDACTED]

1. On 25Sep06, an interview was conducted with [REDACTED] Echo Company [REDACTED] 2nd Battalion, 3rd Marines (2/3), Haditha, Iraq regarding the death of V/AHMED. The interview was conducted in the Company CO's office, aboard Echo Company 2/3 Forward Operating Base (FOB), Haditha, Iraq.
2. [REDACTED] stated that on 23Sep06, he had received word from [REDACTED] of the Iraqi Police (IP) in Haditha, Iraq, [REDACTED] that he had nine to ten IP's kidnapped on their way to Haditha, Iraq from Mosul, Iraq. [REDACTED] stated one of the IP's that was kidnapped was [REDACTED] brother (NFI). [REDACTED] stated [REDACTED] have him the names of Iraqis living in the local Haditha area. [REDACTED] related a joint operation between USMC personnel and IPs was executed to detain those individuals involved in the kidnappings (NFI). [REDACTED] stated that he, [REDACTED] and [REDACTED] along with several IP's and a USMC patrol (NFI) went to V/AHMED's residence and two other residences involved in the kidnappings.
3. [REDACTED] related that [REDACTED] and the IPs busted windows and threw debris in V/AHMED's house. [REDACTED] advised he also witnessed the IPs striking V/AHMED and the other two individuals (NFI) at one point. [REDACTED] stated that he took all three individuals into USMC custody to protect them from further violence. [REDACTED] stated V/AHMED had been beaten on his back at least twice, and he [REDACTED] observed a gash under one of V/AHMED's eyes.
4. [REDACTED] stated the evening of 23Sep06, V/AHMED and the other two detainees were detained in the Echo FOB detainee collection point detention facilities, Hadithah, Iraq. [REDACTED] stated all three detainees were placed in one cell in the Echo FOB detainee collection center.
5. [REDACTED] explained there were two guards posted at the Echo FOB detention facilities, one to keep watch on the detainees, and one to allow the detainees to use the head. [REDACTED] stated the two PFCs posted were [REDACTED] and [REDACTED] (NFI), which were present during an incident where [REDACTED] and three IPs took V/AHMED from his cell, and brought him to the interrogation room across from the detainee cells. [REDACTED] stated the PFCs on post observed the IPs striking V/AHMED during their interrogation, and one of the PFCs (NFI) went to the interrogation room and told [REDACTED] that the IPs could not strike or harm V/AHMED. According to [REDACTED] the PFC (NFI) then went back to his post after the IPs stopped beating V/AHMED. However, the IPs continued beating V/AHMED shortly after the PFC (NFI) returned back to his post. [REDACTED] stated that one of the PFCs (NFI) went to

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Page 1

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AUTHORIZATION FROM THE NAVAL CRIMINAL INVESTIGATIVE SERVICE.

Exhibit (1)

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D 98

24SEP06-MEIZ-0058-7HMA

SUBJ: V/AHMED, ISMAIL OAMA/CIV

**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

retrieve the Sergeant of the Guard (SOG). [REDACTED] related that the SOG arrived and stopped the abuse, and made [REDACTED] and the IPs place V/AHMED back in his detainee cell.

6. [REDACTED] stated there were new USMC guards (NFI) posted, who witnessed V/AHMED's demise, after an unsuccessful attempt by the USMC guards (NFI) and two USN Corpsmen (NFI) to resuscitate V/AHMED.

7. [REDACTED] explained [REDACTED] has a command presence, and is the key to leading the IPs to reclaiming Hadithah, Iraq. [REDACTED] stated [REDACTED] knows all the main "players", meaning insurgents in Hadithah, Iraq, and is not afraid to deal with them.

**PARTICIPANT(S)**

[REDACTED] Special Agent, NCIS Fallujah, IZ

[REDACTED] Special Agent, NCIS Fallujah, IZ

[REDACTED] Agent, USMC CID, Al Asad, IZ

REPORTED BY: [REDACTED]

OFFICE: NCIS Al Asad, IZ

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Page 2

LAST

V2 LNY

**WARNING**

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D 99

STATEMENT

Place : Forward Operating Base Echo, Haditha, Iraq  
Date : 25Sep06

I, [REDACTED] make the following free and voluntary statement to Special Agent [REDACTED] whom I know to be a Representative of the United States Naval Criminal Investigative Service. I make this statement of my own free will and without any threats made to me or promises extended. I fully understand that this statement is given concerning my knowledge of the death of Hashim Humoudi Humaidi AL JUGHAYFI.

For purposes of identification, I am a [REDACTED] male, [REDACTED] tall, weighing approximately [REDACTED] pounds. I have [REDACTED] hair and [REDACTED] eyes. I was born on [REDACTED] in [REDACTED], and my Social Security Number is [REDACTED]. I am attached to 2<sup>nd</sup> Battalion, 3<sup>rd</sup> Marines as a USN corpsman. I am assigned to Echo Forward Operating Base, Haditha, Iraq.

We receive detainees every day, and we do medical screenings on them when they first arrive. [REDACTED] knows more about the death of the detainee on 24Sep06 than I do. I cannot recall when the incident happened on 24Sep06, but [REDACTED] came to me and told me that one of the detainees was all bruised up after an inspection. There may have been a 20 minute window between when [REDACTED] told me that a detainee was all bruised up and that the detainee was not breathing.

A Marine (cannot recall name) came by and told me that a detainee was not breathing, and we went there about five minutes later. I grabbed my medical bag and went to the scene. I witnessed [REDACTED] giving CPR to a detainee. [REDACTED] was giving mouth to mouth CPR. I checked his eyes and his pupils were fixed and dilated. The detainee had no pulse, no breath sounds, and his heart was not doing anything. Myself and [REDACTED] worked on the detainee for approximately 10 minutes, and asked a Marine to assist with [REDACTED] to conduct CPR. The detainee had clear fluid coming from his mouth when we conducted CPR, so we had to clear it to continue. I then made a call to [REDACTED], acting battalion surgeon, Haditha Dam, Iraq, and told him the status of the detainee. [REDACTED] agreed to stop the CPR. I made the call at approximately 1445 24Sep06.  
*last number remember exact time.*

The detainee appeared to have some bruises. I noticed he had a bruised lip. The detainee had a bad eye (but I believe it was from a while ago). The detainee's head had bruising and around his neck (cannot recall where). Lividity had already settled on his back and his buttocks. I think the detainee had cuts on his face.

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Continuation of voluntary sworn statement of

Specialist 

on August 30, 2006 ~~September 25th, 2006~~

 had heard that the Iraqi Police took the detainee and over-exercised their authority. All I know is what I heard, and that is that there were a few Iraqi Policemen that caused harm to the detainee.

This statement, consisting of this page and 1 other page(s) was typed for me by Special Agent  as we discussed its contents. I have read and understand the above statement. I have been given the opportunity to make any changes or corrections I desire to make and have placed my initials over the changes or corrections. This statement is  of my knowledge and belief.

Signature: 

Sworn to and subscribed before me this 25 day of September in the year 2006 at

at Echo FOB Haditha IRAQ

Witness 

  
Representative of the Investigative Service  
AUTH: DERIVED FROM ARTICLE 136,  
UCMJ (10 U.S.C. 936) AND 5 U.S.C. 303

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10

STATEMENT

At this time, I, [REDACTED] desire to make the following voluntary statement to Special Agent [REDACTED] whom I know to be a representative of the United States Naval Criminal Investigative Service. It is made with no threats or promises having been extended to me. This statement is regarding my knowledge of the death of Iraqi detainee Hashim Humoudi Humaidi AL JUGHAFYL.

[REDACTED] identification purposes, I am a [REDACTED] male, [REDACTED] tall, weighing approximately [REDACTED] pounds. I have [REDACTED] hair and [REDACTED] eyes. I was born on [REDACTED] in [REDACTED]. I am currently assigned as a Corpsman with Echo Company, Second Battalion, Third Battalion (2/3) and currently deployed to the FOB Haditha, Iraq. My permanent duty station is Kaneohe Bay, HI. My telephone number is [REDACTED]

[REDACTED] 24Sep06, around 1300, one of the Marine runners came to the Battalion Aid Station (BAS), Forward Operating Base (FOB), Haditha, Iraq, where I work as a Corpsman. The Marine runner (I do not know his name) told me that an Iraqi detainee had been beat up by the Iraqi Police and that I needed to check him out. I saw [REDACTED] and he told me this Iraqi detainee got beat up pretty good by the Iraqi Police and that I should go check him out. I grabbed my gear and went over to the detention facility which is located about 200 meters from the BAS. When I arrived at the detention facility I went into the facility and the Marine guards directed to the cell where the injured detainee was. The Iraqi detainee was in the third cell with two other Iraqi detainees. I opened the cell door, went in and started an examination of the injured Iraqi detainee. The Iraqi detainee was lying on a mattress on the floor in the cell, [REDACTED] and his hands were flexi-cuffed in front of his body. The injured Iraqi appeared coherent and was talking in Arabic so I could not understand what he was saying. The Iraqi detainee pointed on his body where he was injured. The Iraqi detainee pointed to his left shoulder. I saw on the Iraqi detainees left shoulder a small chunk of skin was missing. There was also quite a bit of bruising around where the chunk of skin was missing from the Iraqi detainees left shoulder area. The bruising was round and was about the size of a baseball. I then conducted a full body examination of the Iraqi detainee. I observed the Iraqi detainee also appeared to have swelling which started at the back of the neck about an inch from the spine area around the neck to the right clavicle about two inches below the carotid artery. I also observed what appeared to be marks left possibly by an ASP wooden stick on both arms of the Iraqi detainee. There were probably two or three of these long cylindrical marks on the Iraqi detainee's arms. I did not find injuries on the Iraqi detainee's chest and abdomen areas. I did find bruising on the left lower back above the pelvic bone on the Iraqi detainee. These marks were also long and cylindrical. I also found long cylindrical marks (bruising) on the Iraqi detainee's shins and he also had bruising and chunk of skin missing from his right knee. I think the Iraqi detainee had bruising on the back of his right thigh. Based on the Iraqi detainee having contusions and soft tissue injuries I gave the detainee two 325 grains Tylenol pills. I saw the Iraqi detainee take the two pills and swallow them and wash them down with a bottle of water I gave him. I did not find any evidence of head trauma, no distention of the abdomen or no crepitus (no broken bones). As I was leaving I was walking out form the detention facility I saw three Iraqi Police on the other side of the fence walking towards the detention facility. I noticed one of the Iraqi Policemen was carry an ASP that was bent. [REDACTED] was standing outside with the Marine guards and told the Iraqi Police to leave area. To me it looked like the Iraqi Police were trying to enter the detention facility but [REDACTED] told them to go away. I heard one of the Marine guards either [REDACTED] or the other Marine guard (NFI) tell [REDACTED] that it was two of those Iraqi Police that had beaten up the Iraqi detainee.

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[REDACTED] b6 b7C

Exhibit (3)

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around 1430, 24Sep06, [REDACTED] came to the BAS and informed me the same Iraqi detainee was now vomiting. I grabbed my gear and went back to the detention facility. The injured Iraqi was still in the same cell with the other two Iraqi detainees. The injured Iraqi was lying on the mattress in the cell. I went in the cell and saw vomit on the floor (the vomit was clear fluid with no food or mucus) next to the Iraqi detainee. The Iraqi detainee was lying there [REDACTED], flexi-cuffed in the front and was moaning and I shook him a little to let him know I was there. There was no interpreter there so I touched the Iraqi detainee's abdomen to make sure it was not tender and I got no response that it was. I checked the head area of the detainee and did not notice anything that showed the detainee might have had a concussion. I did not give the Iraqi detainee any medication because I had given him some earlier. I told the Marine guards to call me if anything else happened and I left the area.

around 1520 or so, 24Sep06, [REDACTED] came into the BAS and told me that the Marine guards had told him that the same Iraqi detainee had a faint pulse. I grabbed my medical gear, went into the hallway. [REDACTED] told there was a QRF (Quick Reaction Force) so there could only be emergency travel outside the buildings because there was something going on close to the base. I walked back to the BAS and about five minutes later [REDACTED] came and told me it was all clear so I grabbed my gear and went to the detention facility. [REDACTED] was one of the new Marine Guards came over and told me the Iraqi detainee stopped breathing. I ran over to the detention facility and the injured Iraqi detainee was in the same cell lying on his back on the mattress on the floor of the cell. I checked for breathing and there was no breathing or no pulse from the detainee. I then gave the Iraqi detainee two rescue breaths. My breaths went into the detainee just fine but I could tell there was fluid in the Iraqi detainee's airway. I sent [REDACTED] back to get [REDACTED]. I then started performing CPR on the Iraqi detainee. I also tipped the Iraqi detainee on his side about four times and fluid would come from his mouth and nose. The fluid was clear except from his nose some snot came out. No blood came out of the Iraqi detainee's mouth or nose. I performed CPR on the detainee for about five minutes by myself. [REDACTED] showed up and took over chest compressions while I kept administering respirations. After another five minutes [REDACTED] left to call the Battalion Surgeon at the Haditha Dam to see if we could get the detainee med-evac. [REDACTED] took over doing the chest compressions. [REDACTED] and I grabbed the Iraqi detainee and dragged him to the concrete floor outside the cell so we could have more room to perform lifesaving techniques on the detainee. The other two detainees were in the cell the whole time. While moving the Iraqi detainee we noticed the Iraqi detainee had <sup>fluid</sup> ~~fluid~~ on his back area. We pretty much knew the Iraqi detainee was dead at that time. We continued CPR for about ten more minutes until [REDACTED] came back. I checked for a pulse and respiration and there was none. [REDACTED] called the Iraqi detainee dead. [REDACTED] and I placed the Iraqi a body bag along with his clothing [REDACTED]. The Iraqi detainee had been wearing loose fitting pants (white), long shirt (grayish or light blue) and tan sandals. The [REDACTED] was an American flag bandana. We took the body and put it in a freezer and put some ice in the freezer to keep the body cool. The freezer was right outside the BAS. I did not ever know the Iraqi detainees name. I do know the Iraqi detainees are given a health screening (detention physical) when detainees are brought in. On 25Sep06, I provided Special Agent [REDACTED] with two statements [REDACTED].

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provided to my command regarding the Iraqi detainee who died. I also provided the medical care sheet I filled out on the Iraqi detainee.

This statement, consisting of this page and 2 other page(s) was typed for me by [redacted] as we discussed its contents. I have read and understand the above statement. I have been given the opportunity to make any changes or corrections I desire to make and have placed my initials over the changes or corrections. This statement is the truth to the best of my knowledge and belief.

Signature [redacted]

Sworn to and subscribed before me this 25<sup>th</sup> day of September in the year 2006 at at 1957 at FOB, Haditha, Iraq

Witne [redacted]

DERIVED FROM ARTICLE 136,  
UCMJ (10 U.S.C. 936) AND 5 U.S.C. 303

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STATEMENT

Place : Forward Operating Base Echo, Haditha, Iraq  
Date : September 25, 2006

[REDACTED] make the following free and voluntary statement to Special Agent [REDACTED] whom I know to be a Representative of the United States Naval Criminal Investigative Service. I make this statement of my own free will and without any threats made to me or promises extended. I fully understand that this statement is given concerning my knowledge of the death of Hashim Humoudi Humaidi AL JUGHAYFI.

[REDACTED] for purposes of identification, I am a [REDACTED] male, [REDACTED] tall, weighing approximately [REDACTED] pounds. I have [REDACTED] hair and [REDACTED] eyes. I was born on [REDACTED] in [REDACTED], and my Social Security Number is [REDACTED]. I am attached to 2<sup>nd</sup> Battalion, 3<sup>rd</sup> Marines as a rifleman. I am assigned to Echo Forward Operating Base, Haditha, Iraq.

[REDACTED] was on guard at the PUC center (detainee collection point) with [REDACTED]. I started at approximately 0800 on 24Sep06. One of the detainees (not the victim) had to use the head around 1030, and when I went to the head with the detainee, one of the Iraqi Police officers took the victim out of the detainee cell and took him to one of the sheds where they interrogate detainees. The sheds are open doorway, so you can see inside from the post I was at. I came back, and didn't realize it when I got there, but the victim was gone. I looked down by the sheds and four Iraqi police officers were beating the victim. This all started at approximately 1200. [REDACTED] also witnessed the Iraqi Police beating the victim. They were striking the detainee all over his body, then the detainee fell or was thrown down, and then the Iraqi Police started kicking the detainee. One of the Iraqi Police was using a nightstick. [REDACTED] went to the Iraqi police who were beating the victim and he told [REDACTED] who was one of the four Iraqi police that he and his policemen can't beat the detainee (the victim). The beating stopped, and [REDACTED] came back to his post. We looked down again and heard the Iraqi police raising their voice, then proceeded to beat the detainee some more. We could here thumping noises, like something hitting off the side of the shed. Then I told [REDACTED] that the detainee was in our (USMC) custody and we cannot allow the Iraqi Police to beat the detainee. I left my post to find [REDACTED] who was the Sergeant of the Guard, and when I found him, I told him the situation. [REDACTED] went to the four Iraqi Police and told them to stop beating the detainee. The Iraqi Police brought the detainee back to his cell and then they left, which was at approximately 1215. The Iraqi Police were beating the detainee for approximately 10-15 minutes. The detainee had blood on his clothing, and a gash under his right eye. Where we are positioned at our post to the detainee cells was four feet. After the detainee was brought back by the Iraqi Police, he was sitting upright.

[REDACTED] and I were approached by [REDACTED] who wanted to know what had happened, and after we told him, we filled sandbags until approximately 1400. I do not know who replaced [REDACTED] and I. When we returned at 1400, we noticed the victim lying on his back with his arms open, and the [REDACTED] was the one that pointed it out. The [REDACTED] pulled each one of us into his office and read us our rights for Manslaughter.

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STATEMENT

Place : Forward Operating Base Echo, Haditha, Iraq  
Date : September 25, 2006

[REDACTED] make the following free and voluntary statement to Special Agent [REDACTED] whom I know to be a Representative of the United States Naval Criminal Investigative Service. I make this statement of my own free will and without any threats made to me or promises extended. I fully understand that this statement is given concerning my knowledge of the death of Hashim Humoudi Humaidi AL JUGHAYFI.

[REDACTED] for purposes of identification, I am a [REDACTED] male, [REDACTED] tall, weighing approximately [REDACTED] pounds. I have [REDACTED] hair and [REDACTED] eyes. I was born on [REDACTED] in [REDACTED], and my Social Security Number [REDACTED]. I am attached to 2<sup>nd</sup> Battalion, 3<sup>rd</sup> Marines as a rifleman. I am assigned to Echo Forward Operating Base, Haditha, Iraq.

[REDACTED] was on post with [REDACTED], at approximately 0800 at the detainee watch center. [REDACTED] took one of the detainees to the pisser within close distance from the detainee cells. I do not recall the exact time, but it was 3-4 hours from when we started our watch. During that time ([REDACTED] took the detainee to the pisser), an Iraqi [REDACTED] came up to me, looked at the detainees in the cells, and pointed at one of the detainees, and told me that he wanted to speak to the detainee (victim). The Iraqi [REDACTED] came in by himself. The Iraqi [REDACTED] and three other Iraqi Police took the detainee (victim) to the shed. The shed is a little building with a map inside it that is visible from our post, and someone can see the doorway from my post, but could not really see the entire room. The Iraqi Police were interrogating him and writing things down, and then I heard the Iraqi Police yelling at him, which drew my attention.

[REDACTED] The Iraqi Police were beating the detainee (victim) with a nightstick, I believe it was multiple Iraqi Police with nightsticks. I went to the Iraqi Police and told them to stop. I couldn't really communicate with them, but told them to stop in Arabic, and the Iraqi Police stopped striking the detainee. The Iraqi [REDACTED] acknowledged me. I stayed there for a minute while they were talking to the detainee, and thought everything was OK. I went back to my post and [REDACTED] and I talked about the Iraqi Police beating the detainee. [REDACTED] decided to go to the Sergeant of the guard, [REDACTED], and tell him what had happened. There was another detainee coming in, and during that time the Iraqi Police were beating the victim again.

[REDACTED] arrived, and told me to go get a corpsman to look at the new group of detainees and I told the corpsman [REDACTED] about the detainee getting beat before [REDACTED] arrived at the detainee area. I don't recall whether [REDACTED] looked at the victim.

[REDACTED] When we first got the victim, he was already bruised up. After the Iraqi Police had him, he looked the same, and I couldn't tell if he had any other bruises. The victim was sitting up when the Iraqi Police placed him back in the cell. [REDACTED] came by to see what was going on. [REDACTED] and I told the [REDACTED] what had happened, and the [REDACTED] chewed our ass for letting the Iraqi Police talk to the detainee.

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Continuation of voluntary sworn statement of

Specialist [REDACTED]

on August 30, 2006 September 25th, 2006

[REDACTED] and I were then sent to fill sandbags, and we were replaced by [REDACTED] [REDACTED] came by and told us to come with him. We walked and met with [REDACTED] who made us go with them to the detainee cells. The [REDACTED] pointed at the walkway next to the detainee cells and I noticed that the victim was lying on the ground. [REDACTED] chewed [REDACTED] and me out again and said we caused the victim's death.

[REDACTED] I did not witness any USMC personnel nor any Americans from the Police advisors that train Iraqi Police present when the Iraqi Police took the detainee (victim) from his cell and to the interrogation room. [REDACTED] and I did not harm the detainee in any way. There seems like a huge gray area with regards to who is allowed access to detainees. When an Iraqi [REDACTED] comes up and asks to interrogate a detainee, than I don't know why he wouldn't be allowed unless I had specific instructions on that, which I did not.

This statement, consisting of this page and 1 other page(s) was typed for me by Special Agent [REDACTED] as we discussed its contents. I have read and understand the above statement. I have been given the opportunity to make any changes or corrections I desire to make and have placed my initials over the changes or corrections. This statement is the truth to the best of my knowledge and belief.

Signature: [REDACTED]

Sworn to and subscribed before me this 25 day of September in the year 2006 at

Echo FOB Haditha Iraq

Witnessed: [REDACTED]

Representative Investigative Service  
AUTH: DERIVED FROM ARTICLE 136,  
UCMJ (10 U.S.C. 936) AND 5 U.S.C. 303

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D 108

STATEMENT

[redacted] this time, I, [redacted] desire to make the following voluntary statement to Special Agents [redacted] and [redacted] whom I know to be a representative of the United States Naval Criminal Investigative Service. It is made with no threats or promises having been extended to me. This statement is regarding my knowledge of the death of Iraqi detainee Hashim Humoudi Humaidi AL JUGHAFYI [redacted]

For identification purposes, I am a [redacted] male, [redacted] tall, weighing approximately [redacted] pounds. I have [redacted] hair and [redacted] eyes. I was born on [redacted] in [redacted]. I am currently assigned to Echo Company, Second Battalion, Third Marine Division (2/3) and currently deployed to the FOB Haditha, Iraq. My permanent duty station is Kaneohe Bay, HI. My telephone number is [redacted]

On 24Sep06, at 1120, I was performing my duties as the Sergeant of the Guard at the main Headquarters building at the Forward Observation Base (FOB), Haditha, Iraq. [redacted] who was one of the Marine Guards at the Detention Facility came and told me three Iraqi Police came to the Detention Facility and removed an Iraqi detainee from a cell and was beating him. I got [redacted] and we rushed over to the detention facility. I came into the detention facility and then to the interrogation room I saw two Iraqi Police and an Iraqi detainee. The Iraqi detainee was [redacted] had one flexi-cuff on one hand, the other hand was free, and he was lying on the ground. One of the Iraqi Policemen had his ASP out and was getting ready to hit the detainee. I noticed the Iraqi Policeman's ASP was bent. I yelled at the Iraqi Policeman "AGULF, (means stop). The Iraqi Policeman stopped and did not hit the Iraqi detainee. I think [redacted] was standing off to the side during all of this. The two Iraqi Police started questioning the Iraqi detainee and [redacted] told them the detainee had to go back to his cell. The Iraqi Police guided him by his arms back to his cell. The Iraqi had blood on his clothes and head and I noticed the Iraqi had a cut on his knee. I escorted them to make sure the Iraqi Police put the detainee back in the cell. [redacted] left to inform the chain of command and get a Corpsman for the injured Iraqi detainee. [redacted] came back and the two Iraqi Policemen left. [redacted] questioned [redacted] and [redacted] and [redacted] was on his way to check out the injured detainee. I ran back over to the main building to grab my log book to make an entry regarding this issue. When I got back to the detention facility [redacted] was on scene and was questioning [redacted] and [redacted] as to what had happened. I logged in the incident and went back to my post. [redacted]

TO [redacted] instructed [redacted] to return to the Detention Facility and attempt to stop the abuse.

informal [redacted] to the [redacted] of the [redacted] [redacted]

On 24Sep06, [redacted] a Marine Guard at the detention facility, who came on duty sat 1200, and took over for [redacted] and [redacted] came and told me that the injured Iraqi detainee was moaning and groaning. Checked his pulse and it was faint. At that time it was emergency travel only because there were units involved in activity and we were expecting possible fire from the enemy. [redacted] came back about five minutes later the Iraqi detainee had stopped breathing. [redacted] was there and left for the detention facility. I went and got [redacted] and went to the detention facility. [redacted] was performing CPR on the injured Iraqi detainee. One of the Marine guards went to get [redacted]. There appeared to be vomit that had come from the Iraqi detainee. At one point they cut off the detainee's shirt and it looked like he had bruising on his lower back and back upper shoulder area. [redacted] left to inform the Chain of Command. [redacted] arrived and assisted [redacted] with CPR. [redacted] and [redacted] showed up and was informed of what happened and went to coordinate a medical evacuation. [redacted] showed up and assisted for 15 to 20 minutes [redacted] arrived on scene. The Corpsman brought the detainee out of the cell where they could better perform lifesaving techniques. [redacted] arrived back on scene and the Iraqi detainee was declared dead. [redacted]

was informed of the situation and was standing by for the [redacted] All clear.

CPR [redacted]

log

b7c

Exhibit (6)

D 109

b7E

On 25Sep06, I provided a copy of the Sergeant of the Guard (SOG) log entries for the 24Sep06, regarding the injured Iraqi detainee.

This statement, consisting of this page and 1 other page(s) was typed for me by [redacted] as we discussed its contents. I have read and understand the above statement. I have been given the opportunity to make any changes or corrections I desire to make and have placed my initials over the changes or corrections. This statement is the truth to the best of my knowledge and belief.

Signature: [redacted]

Sworn to and subscribed before me this 25th day of September in the year 2006 at 2108, FOB Haditha, Iraq

Witness: [redacted]

[redacted]  
Resident, Naval Criminal Investigative Service  
AUTH: DERIVED FROM ARTICLE 136,  
UCMJ (10 U.S.C. 936) AND 5 U.S.C. 303.

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**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

INVESTIGATIVE ACTION

27SEP06

CONTROL: 24SEP06-MEIZ-0058-7HMA

V/AHMED, ISMAIL NA-AMA/CIV  
M/W/FNIZ/N//01JUL70/HADITHA, IRAQ

PHOTOCOPY OF LOGBOOK ENTRIES/[REDACTED]

1. On 24Sep06, Participants [REDACTED] and [REDACTED] interviewed [REDACTED] USMC and received a photocopy of a duty logbook containing entries made during the events that transpired around V/AHMED's death, enclosure (A) pertains.
2. The logbook was dated 24Sep06, and reflects that [REDACTED] was assigned as duty at 0700. [REDACTED] placed an entry at 1120, indicating [REDACTED] informed him and the Guard Chief, [REDACTED] USMC, that Iraqi Police (IP) were beating a detainee. [REDACTED] entry at 1120 indicated he and [REDACTED] stopped the abuse, and that "higher" is informed (meaning chain of command). [REDACTED] logbook entry indicated at 1200, 24Spe06, [REDACTED] and [REDACTED] were relieved by [REDACTED] and [REDACTED] at the detainee collection center.
3. The logbook entry further indicated that at 1435, [REDACTED] informed [REDACTED] that a detainee was moving around and had a low pulse. [REDACTED] immediately informed [REDACTED], the duty Corpsman, but the Forward Operating Base (FOB) was in an emergency travel only status due to incoming and out going rounds. [REDACTED] indicated in the logbook entry that approximately five minutes later, [REDACTED] returned to [REDACTED] and told him the detainee (NFI) had stopped breathing. The logbook entry also indicated [REDACTED] left for the scene and both he and [REDACTED] arrived, to find [REDACTED] was performing Cardio Pulmonary Resuscitation (CPR) on the detainee. The logbook entry further stated a runner (NFI) was sent for the senior Corpsman, [REDACTED], who arrived approximately two minutes later to assist with the CPR. The logbook indicated approximately 15 minutes later, [REDACTED] pronounced the detainee dead.

**PARTICIPANT(S)**

[REDACTED] Special Agent, NCIS Fallujah, IZ  
[REDACTED] Special Agent, NCIS Fallujah, IZ

**ENCLOSURE(S)**

(A) Photocopy of Logbook Entry Obtained from [REDACTED]/24Sep06

**REPORTED BY:** [REDACTED]

**OFFICE:** NCIS Al Asad, IZ

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Page 1 LAST [REDACTED] V2 LNY

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Exhibit (7)

D 111



# U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

INVESTIGATIVE ACTION

27SEP06

CONTROL: 24SEP06-MEIZ-0058-7HMA

V/AHMED, ISMAIL NA-AMA/CIV  
M/W/FNIZ/N//01JUL70/HADITHA, IRAQ

## RESULTS OF INTERVIEW WITH [REDACTED]

1. On 26Sep06, an interview was conducted with [REDACTED] [REDACTED] USMC, a rifleman assigned on post at the detainee collection center, who witnessed the death of V/AHMED. The interview was conducted in the VIP room, Echo Company 2nd Battalion, 3rd Marines (2/3) Forward Operating Base (FOB), 2nd Battalion, 3rd Marines, Haditha, Iraq.
2. According to [REDACTED] he was on his off time when a Non-Commissioned Officer (NFI) told him that he was to stand watch at the detainee collection center, around 1200 on 24Sep06. [REDACTED] stated he noticed there was blood on V/AHMED's clothes, around his left knee, and little cuts and scrapes on V/AHMED's lower legs. [REDACTED] could not recall whether V/AHMED had any other markings on his face or head area.
3. [REDACTED] stated that he and [REDACTED] the other Marine on watch at the detainee collection center (NFI), would check on V/AHMED and at some point (time unknown) observed V/AHMED lying on the ground. [REDACTED] stated he and [REDACTED] checked V/AHMED and noticed V/AHMED had a low pulse and was not breathing. [REDACTED] stated he went to retrieve a Corpsman, [REDACTED], and he and [REDACTED] attempted to perform Cardio Pulmonary Resuscitation (CPR) on V/AHMED. [REDACTED] stated that at one point he and [REDACTED] pulled V/AHMED on his side and noticed 2-3 large bruises on his back.
4. [REDACTED] stated that the senior Corpsman [REDACTED] arrived shortly after he and [REDACTED] started CPR and assisted. [REDACTED] advise [REDACTED] and [REDACTED] continued CPR on V/AHMED for approximately 15-20 minutes, before [REDACTED] and [REDACTED] ceased attempts to further conduct CPR on V/AHMED due to his death.

### PARTICIPANT(S)

[REDACTED] Agent, USMC CID Al Asad, IZ

REPORTED BY: [REDACTED]  
OFFICE: NCIS Al Asad, IZ

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Exhibit (8)

8 114

**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

INVESTIGATIVE ACTION

27SEP06

CONTROL: 24SEP06-MEIZ-0058-7HMA

V/AHMED, ISMAIL NA-AMA/CIV  
M/W/FNIZ/N//01JUL70/HADITHA, IRAQ

RESULTS OF INTERVIEW WITH [REDACTED]

1. On 26Sep06, an interview was conducted with [REDACTED] [REDACTED] USMC regarding his knowledge of V/AHMED's death. [REDACTED] as posted at the detainee collection center with [REDACTED] during the death of V/AHMED. The interview was conducted in the VIP room, Echo Company 2nd Battalion, 3rd Marines (2/3) Forward Operating Base (FOB), Haditha, Iraq.

2. According to [REDACTED] he was placed on post with [REDACTED] to relieve [REDACTED] and [REDACTED] because a detainee was being abused by Iraqi Police (IP). [REDACTED] stated he watched the three detainees for an unknown period of time, and noticed V/AHMED moaning. [REDACTED] stated he saw blood on V/AHMED's pants around his knees, and some blood on his face. [REDACTED] stated while V/AHMED was moaning, V/AHMED was talking to the other detainees. [REDACTED] stated V/AHMED moved around his cell a little. [REDACTED] recalled that [REDACTED] told him to get a Corpsman, after [REDACTED] saw V/AHMED was lying on the ground in his cell. [REDACTED] stated that because the Quick Reaction Force (QRF) was being utilized he could not go anywhere for approximately five minutes due incoming fire from outside the FOB. [REDACTED] related after the QRF, [REDACTED] told him that V/AHMED did not have a pulse, and he, [REDACTED] went to retrieve a Corpsman.

3. [REDACTED] stated he met [REDACTED] and brought him to where V/AHMED was. [REDACTED] stated he did not stay long, a [REDACTED] told [REDACTED] to go get [REDACTED]. [REDACTED] stated he also brought [REDACTED] to where V/AHMED and [REDACTED] were. [REDACTED] stated [REDACTED] and [REDACTED] performed CPR for approximately 15-20 minutes until [REDACTED] made the call that V/AHMED was dead. [REDACTED] stated he was told to get a body bag. [REDACTED] stated when he helped lift V/AHMED's remains in the body bag, he noticed multiple bruising on V/AHMED's backside, which [REDACTED] stated was where the blood settled. [REDACTED] stated that [REDACTED] and [REDACTED] took V/AHMED away in the body bag.

4. [REDACTED] drew a sketch of where V/AHMED was relative to the four detainee cells, enclosure (A) pertains.

PARTICIPANT(S)

[REDACTED], Special Agent, NCIS Fallujah, IZ  
[REDACTED], Special Agent, NCIS Fallujah, IZ

ENCLOSURE(S)

(A) Sketch of V/AHMED's Cell in the Detention Collection Center/Undated

REPORTED BY [REDACTED]  
OFFICE: NCIS Al Asad, IZ

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Exhibit (9)

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ATTN: FOIA  
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CENTRAL COMMAND  
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# U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

INVESTIGATIVE ACTION

27SEP06

CONTROL: 24SEP06-MEIZ-0058-7HMA

V/AHMED, ISMAIL NA-AMA/CIV  
M/W/FNIZ/N//01JUL70/HADITHA, IRAQ

## RESULTS OF INTERVIEW WITH [REDACTED]

1. On 26Sep06, an interview was conducted with [REDACTED] [REDACTED] USMC regarding his knowledge of the death of V/AHMED. [REDACTED] was assigned as the [REDACTED] of the detainee collection point, Echo Company Forward Operating Base (FOB), 2nd Battalion, 3rd Marines, Haditha, Iraq. The interview was conducted in the VIP room, Echo FOB, Haditha, Iraq.
2. [REDACTED] stated that on 24Sep06, [REDACTED], who was the Sgt of the Guard, notified him regarding a detainee (V/AHMED) who was being beaten by Iraqi Police (IP). [REDACTED] related that [REDACTED] did not identify the IP who were beating V/AHMED. [REDACTED] stated he did not remember the time, but he and [REDACTED] went to the detainee collection center, and [REDACTED] observed V/AHMED on the ground, lying on his right side. [REDACTED] viewed one IP almost strike V/AHMED with a collapsible baton. [REDACTED] told the IPs to stop V/AHMED's interrogation immediately, and told the IPs to take V/AHMED to his detainee cell, which the IPs did.
3. [REDACTED] observed V/AHMED had several blood spots on his pant legs, the size of baseballs. [REDACTED] stated he called for a Corpsman, and [REDACTED] arrived to check on the V/AHMED. [REDACTED] stated he observed the collapsible baton the IP almost struck V/AHMED with, and noticed it was bent. [REDACTED] stated he could not see V/AHMED's face, as V/AHMED's back was turned towards him. [REDACTED] stated the two Marines, [REDACTED] and [REDACTED] were relieved, and [REDACTED] and [REDACTED] took the post. [REDACTED] stated [REDACTED] told him V/AHMED was beaten pretty bad, and V/AHMED was placed in his own detainee cell.
4. [REDACTED] stated at some point, approximately 1400, he was notified by [REDACTED] that V/AHMED had passed out. [REDACTED] stated he went to the detainee collection center with [REDACTED] did not participate in the CPR with [REDACTED]
5. [REDACTED] stated there was no Standard Operating Procedure (SOP) for detainees created by Echo Company, as Echo Company had just arrived. [REDACTED] revealed the old SOP and started to create a new one, enclosures (A) and (B) pertain.

### PARTICIPANT(S)

[REDACTED], Special Agent, NCIS Fallujah, IZ  
[REDACTED], Special Agent, NCIS Fallujah, IZ

### ENCLOSURE(S)

(A) 3rd Battalion, 3rd Marines, India Main Tha, Guard SOP/01Jun06

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Exhibit (10) 117

24SEP06-MEIZ-0058-7HMA

SUBJ: V/ARMED, ISMAIL OAMA/CIV

**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

(B) Echo Company Detainee Handling and Detention Facility SOP/undated

REPORTED BY: ~~██████████~~  
OFFICE: NCIS Al Asad, IZ

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# U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

INVESTIGATIVE ACTION

27SEP06

CONTROL: 24SEP06-MEIZ-0058-7HMA

V/AHMED, ISMAIL NA-AMA/CIV  
M/W/FNIZ/N//01JUL70/HADITHA, IRAQ

IDENTIFICATION DOCUMENTS: V/AHMED

1. On 25Sep06, Participant [REDACTED] obtained copies three (3) forms of identification of V/AHMED, seized upon his detainment, enclosure (A) pertains.
2. The first form of identification was an identification card for the Northern Oil Company Tribal Security under the alias for V/AHMED, Ismail Neama AHMED. The identification card is designated for V/AHMED's employment as a guard for the Haifa Pipe Line. The identification card lists his weapon serial number as 5324 Machine Gun (NFI).
3. The second form of identification seized from V/AHMED was a Iraq Republic - Ministry of Electricity General Administration for Defending on Electrical Power Systematic under the Company name ALSAKIR ALASHHAB For Security and Protection. The identification form listed V/AHMED as a guard, under his alias Hmood Mihedey JABER, and an issue date of 10May05, with a weapon registered as an AK-47, serial number 27011925.
4. The final form of identification is an Iraqi government identification card, which lists V/AHMED's name, DOB of 01Jul70, and POB as Hadithah, Iraq.

## PARTICIPANT(S)

[REDACTED] Agent, USMC CID, Al Asad, Iraq

## ENCLOSURE(S)

(A) Copies of Three Identification Cards seized from V/AHMED/25Sep06

REPORTED BY: [REDACTED]

OFFICE: NCIS Al Asad, IZ

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Exhibit (11)

D 1446

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**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

INVESTIGATIVE ACTION

27SEP06

CONTROL: 24SEP06-MEIZ-0058-7HMA

V/AHMED, ISMAIL NA-AMA/CIV  
M/W/FNIZ/N//01JUL70/HADITHA, IRAQ

DETAINEE HEALTH RECORD FOR DETAINEE ██████████ (V/AHMED)

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1. On 25Sep06, Participating Agent received a Chronological Record of Medical Care from ██████████ USMC, for V/AHMED, enclosure (A) pertains.
2. The record indicates it was filled out on 23Sep06 for detainee ██████████ (V/AHMED), and that there was bleeding on the right side, under the eye, and bruises on V/AHMED's back on his right shoulder and left shoulder blade.
3. This was the only record for V/AHMED.

**PARTICIPANT(S)**

██████████ Agent, USMC CID Al Asad, IZ

**ENCLOSURE(S)**

(A) Chronological Record of Medical Care for Detainee ██████████ 23Sep06

REPORTED BY: ██████████

OFFICE: NCIS Al Asad, IZ

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Exhibit (12)

D 147



# U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

INVESTIGATIVE ACTION

29SEP06

CONTROL: 24SEP06-MEIZ-0058-7HMA

V/AHMED, ISMAIL NA-AMA/CIV  
M/W/FNIZ/N//01JUL70/HADITHA, IRAQ

## DEATH SCENE EXAMINATION

1. On 26Sep06, Reporting Agent (RA) and Participating Agents (PA) conducted a death scene examination of the detention facility located within Forward Operating Base (FOB), 2nd Battalion, 3rd Marines (2/3), Haditha, Iraq. PA [REDACTED] made a rough sketch of the detention facility and all outbuildings. Subsequently, a final Sketch was created, enclosure (A) pertains. The detainee collection center is located at grid coordinates [REDACTED]. The detention facility detainee cells consisted of a wooden structure that was surrounded by consteinina wire and sandbags, and was covered with mesh netting to conceal the cells. There were four individual cells. Each cell had a separate door that was covered with chicken wire and a heavy gauge wire. The roof of each cell was covered with plywood in order to keep the detainees out of the elements. The doors of each cell were secured with a nail that was bent in order to keep the doors closed. Each cell had a mattress on the floor for the detainees to lie on. Two chairs were placed in the front of the cells in order for the Marines to sit to conduct detainee security. The scene was tainted, as it had been re-used since the death scene was conducted.

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2. The outbuildings of the detention facility consisted of a wooden raised structure that was approximately 20 yards away from the detention facility cells. The interrogation room was constructed of plywood and had a doorway that had no door. The floor of the structure was wooden and it had no chairs or lights inside.

3. The other interrogation room, behind the wooden interrogation room, was a building constructed of cement blocks and mortar and had a shingled roof. The building had a cement floor and contained no furniture and the walls of the structure were bare. The structure had a metal door that had an awning. The building had no electricity.

4. Photographs were obtained and are appended as Enclosures (B)-(M).

## PARTICIPANT(S)

[REDACTED], Special Agent, NCIS Fallujah, Iraq  
[REDACTED], Special Agent, NCIS Al Asad, Iraq  
[REDACTED] Agent, USMC CID Al Asad, Iraq

## ENCLOSURE(S)

- (A) Scene Sketch/29Sep06
- (B) Photograph of Detainee Collection Center/26Sep06
- (C) Photograph of Detainee Cells/26Sep06
- (D) Photograph of Gate to Detainee Cells/26Sep06
- (E) Photograph of Front of Detainee Cells/26Sep06

(F) Photograph of Interior of Detainee Cell/26Sep06

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Exhibit (13)

J 149

24SEP06-MEIZ-0058-7HMA

SUBJ: V/AHMED, ISMAIL M. AMA/CIV

**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

- (G) Photograph of Courtyard of Detainee Collection Center/26Sep06
- (H) Photograph of Interrogation Room/Hard Structure/26Sep06
- (I) Photograph of Interrogation Room/Wood Structure/26Sep06
- (J) Photograph of Interior of Interrogation Room/Wood Structure/26Sep06
- (K) Photograph of Floor of Interrogation Room/Wood Structure/26Sep06
- (L) Photograph of Interior of Interrogation Room/Wood Structure/26Sep06
- (M) Photograph of Floor of Interrogation Room/Wood Structure/26Sep06

REPORTED BY: [REDACTED]

OFFICE: NCIS Al Asad, IZ

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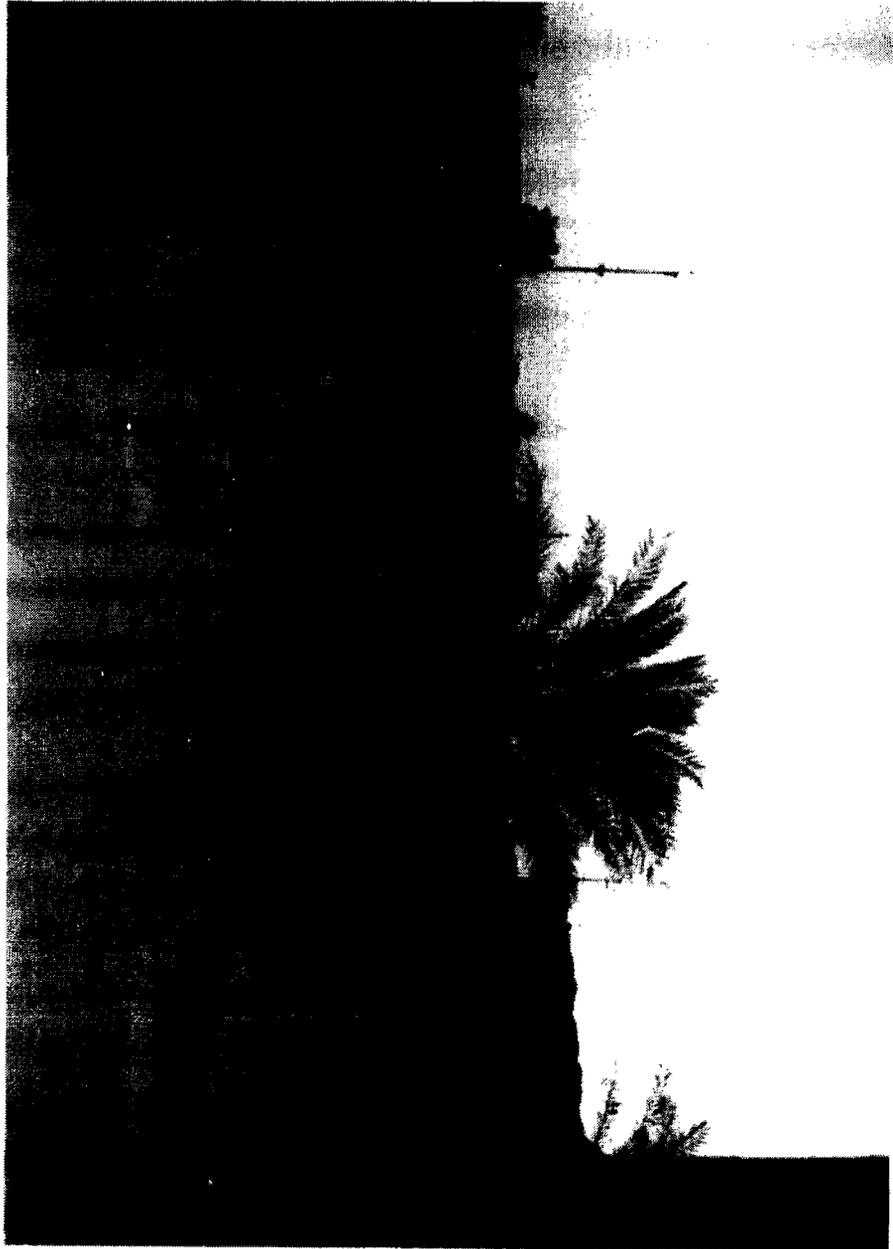
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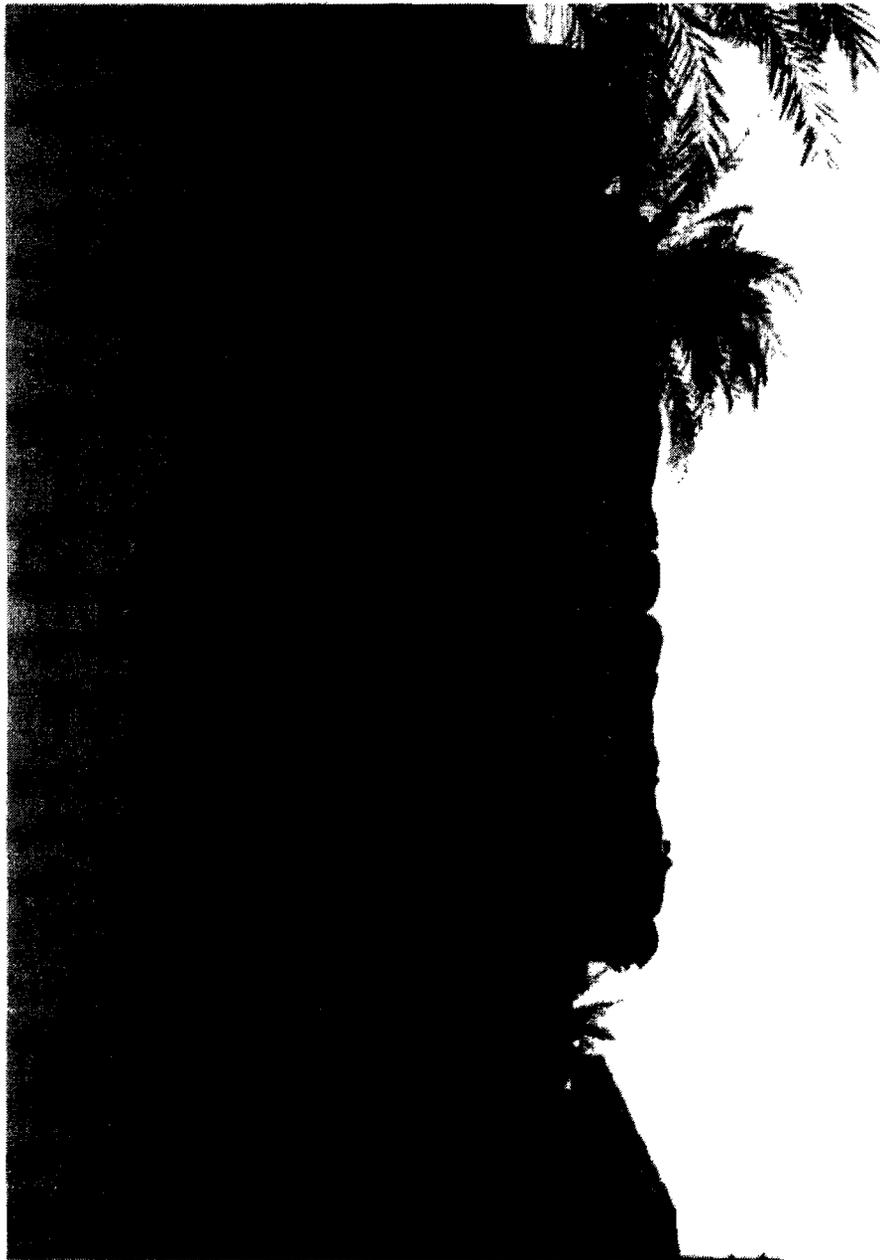
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CCN: 24SEP06-MEIZ-0058-7HMA



ENCLOSURE ( A )

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CCN: 24SEP06-MEIZ-0058-7HMA

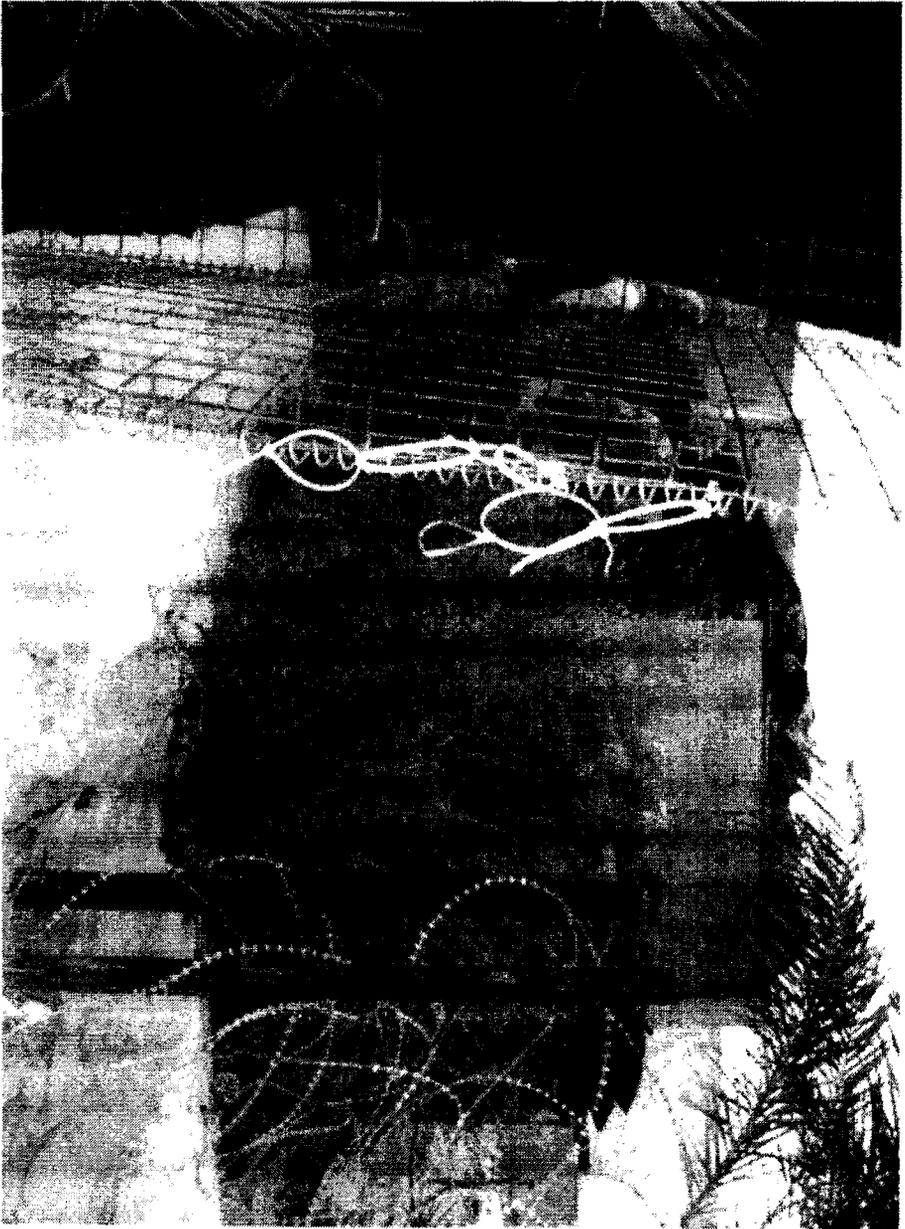


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ENCLOSURE ( 5 )

TITLE: V/AHMED, ISMAIL NA-AMACIV  
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ENCLOSURE ( 2 )

A 252

TITLE: VAHMED, ISMAIL NA-AM/ACIV  
CCN: 24SEP06-MEIZ-0058-7HMA



ENCLOSURE ( D )

A

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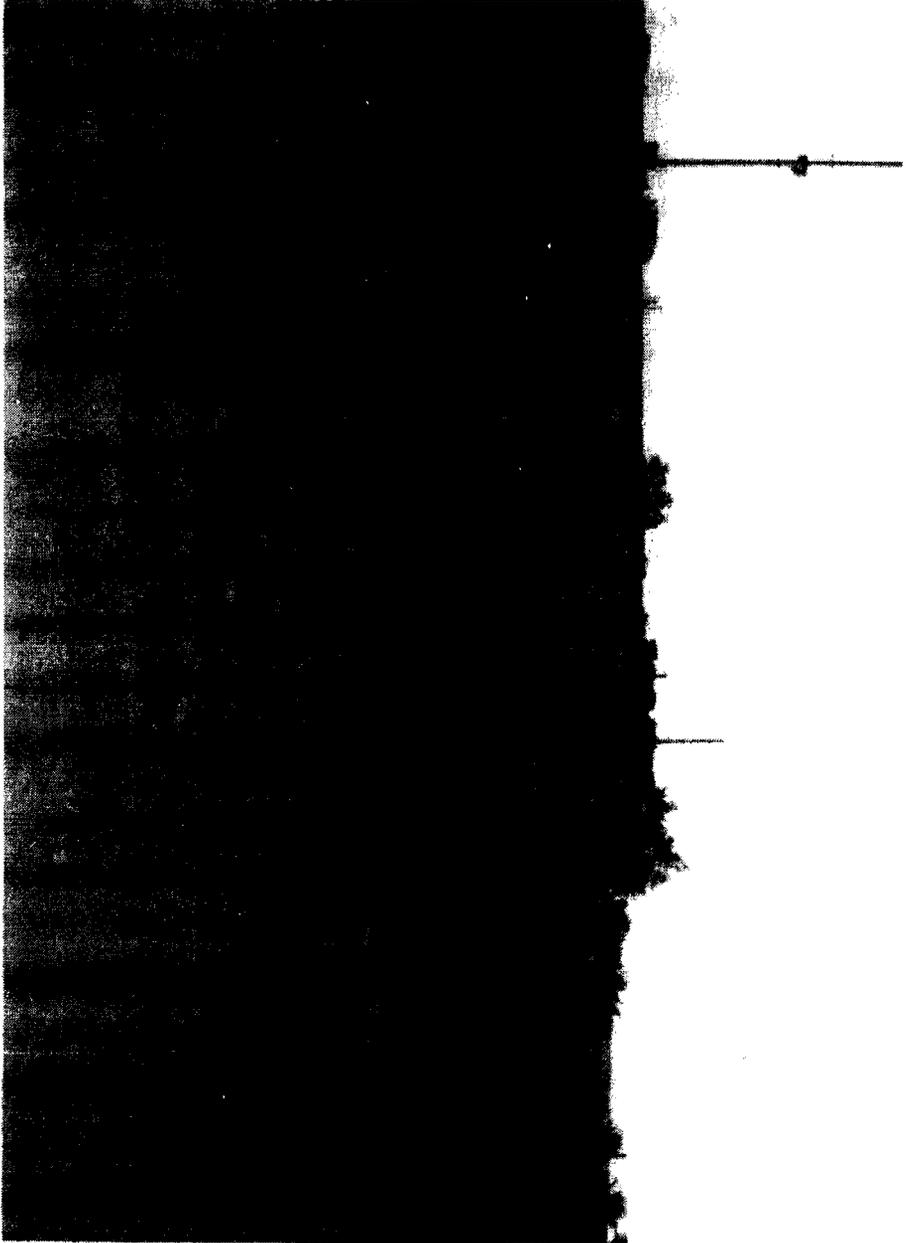
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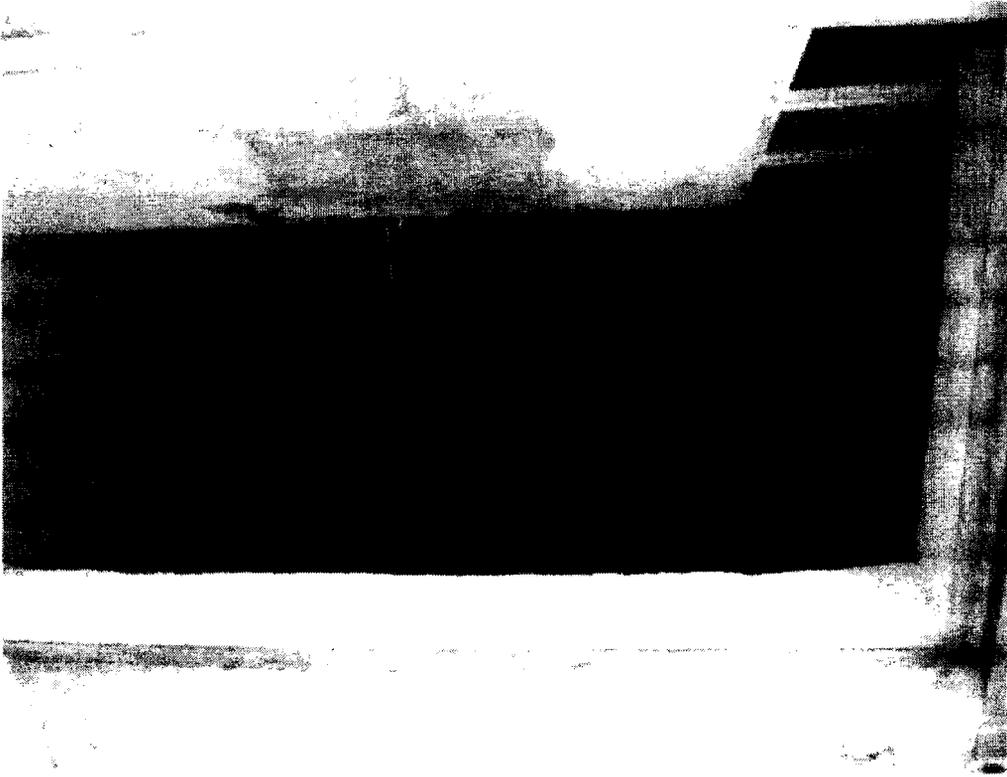
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CCN: 24SEP06-MEZ-0058-7HMA



ENCLOSURE ( F )

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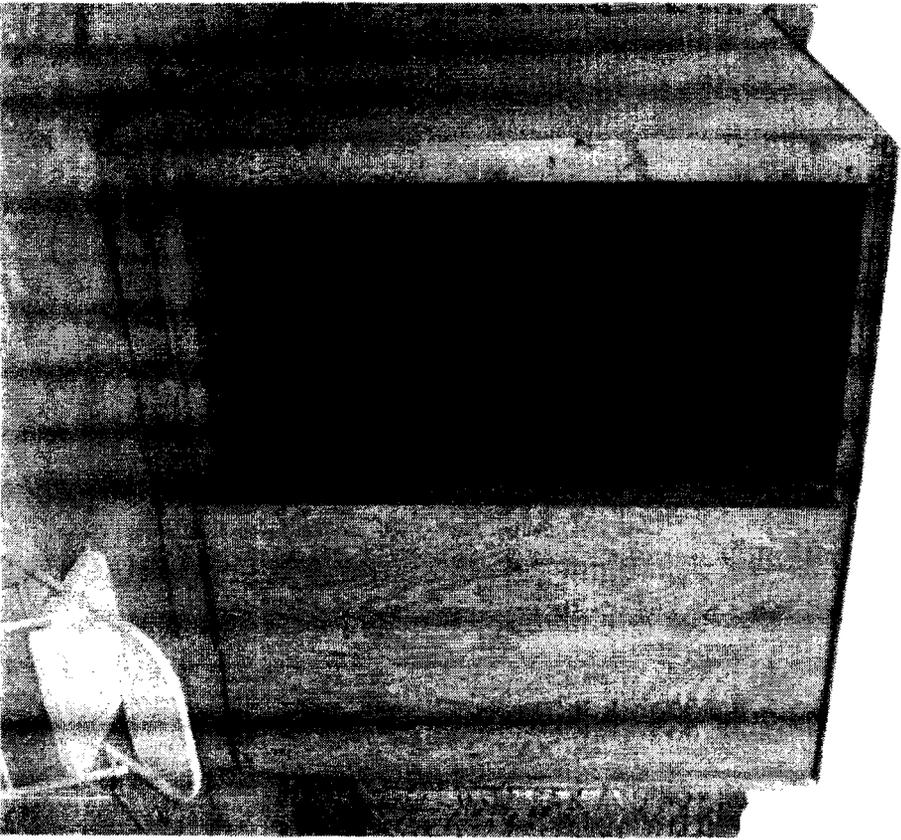
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CCN: 24SEP06-MEIZ-0058-7HMA



ENCLOSURE ( 5 )

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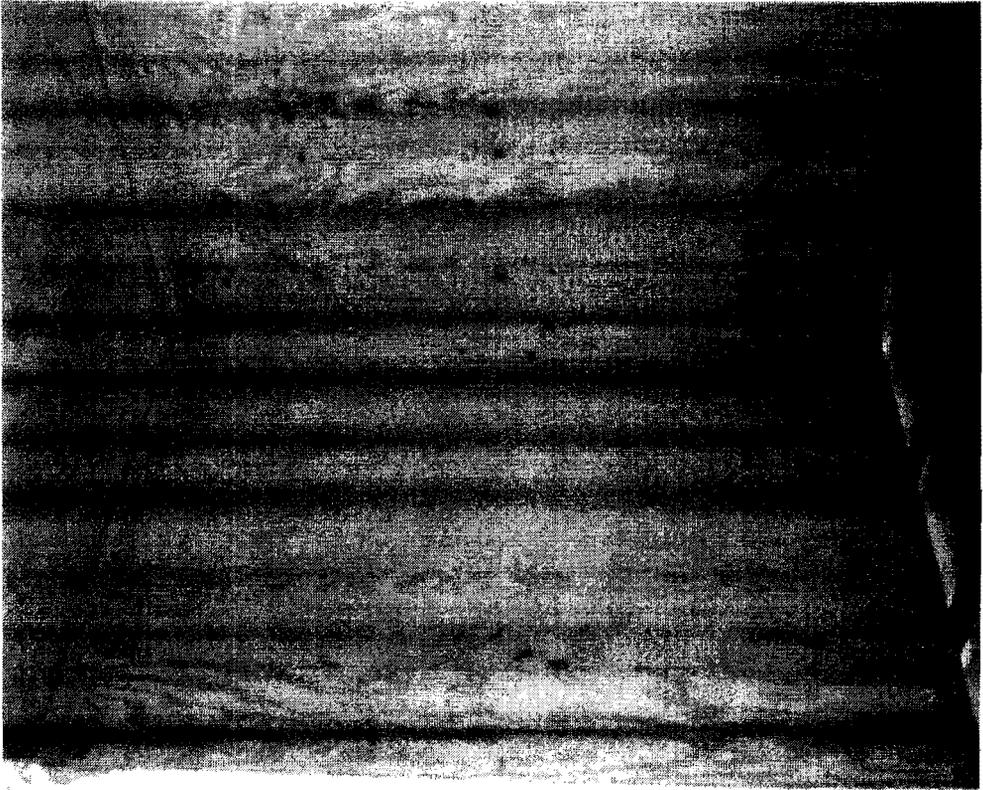
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ENCLOSURE ( H )

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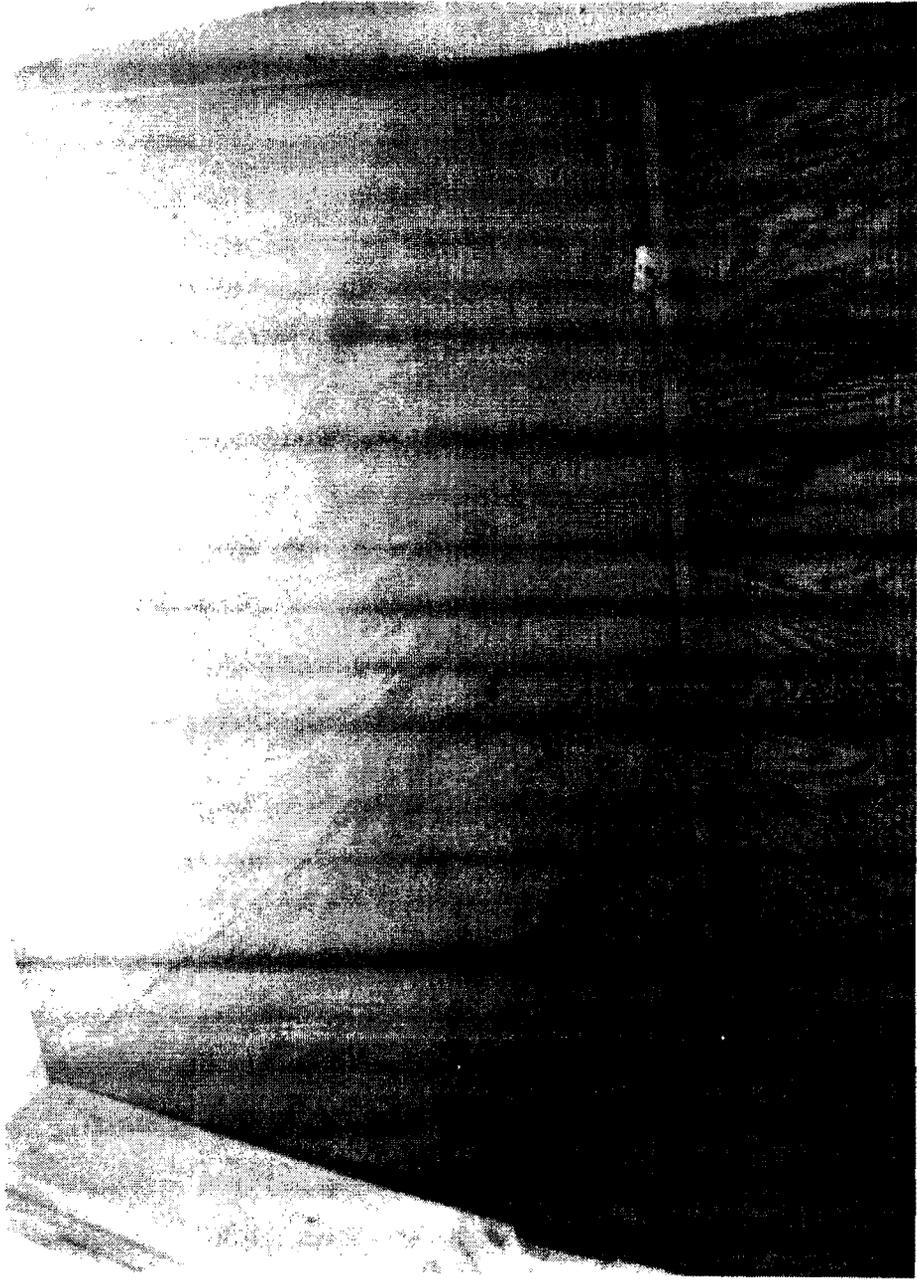
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CCN: 24SEP06-MEIZ-0058-7HMA



ENCLOSURE ( I )

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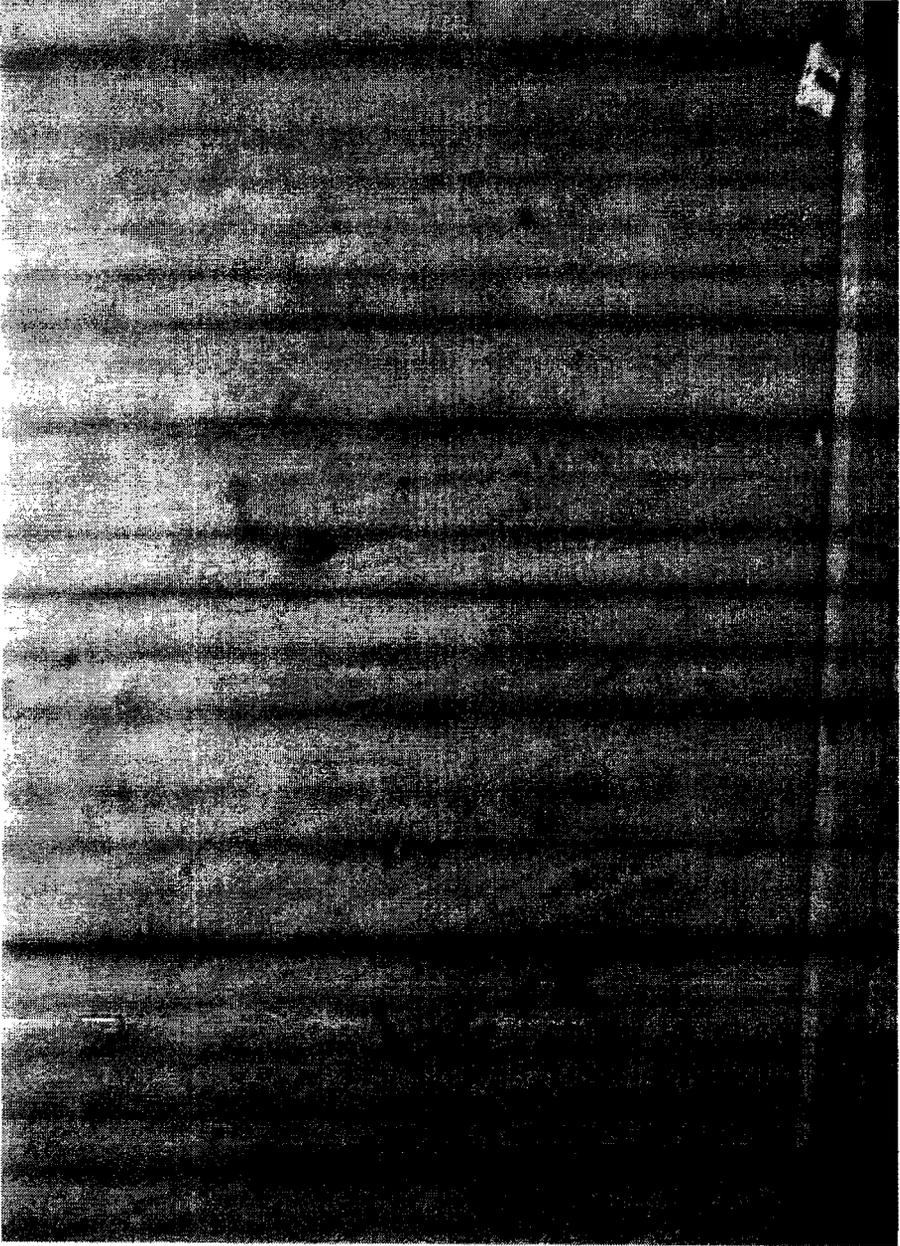
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CCN: 24SEP08-MEIZ-0058-7HMA



ENCLOSURE ( 5 )

D 1101

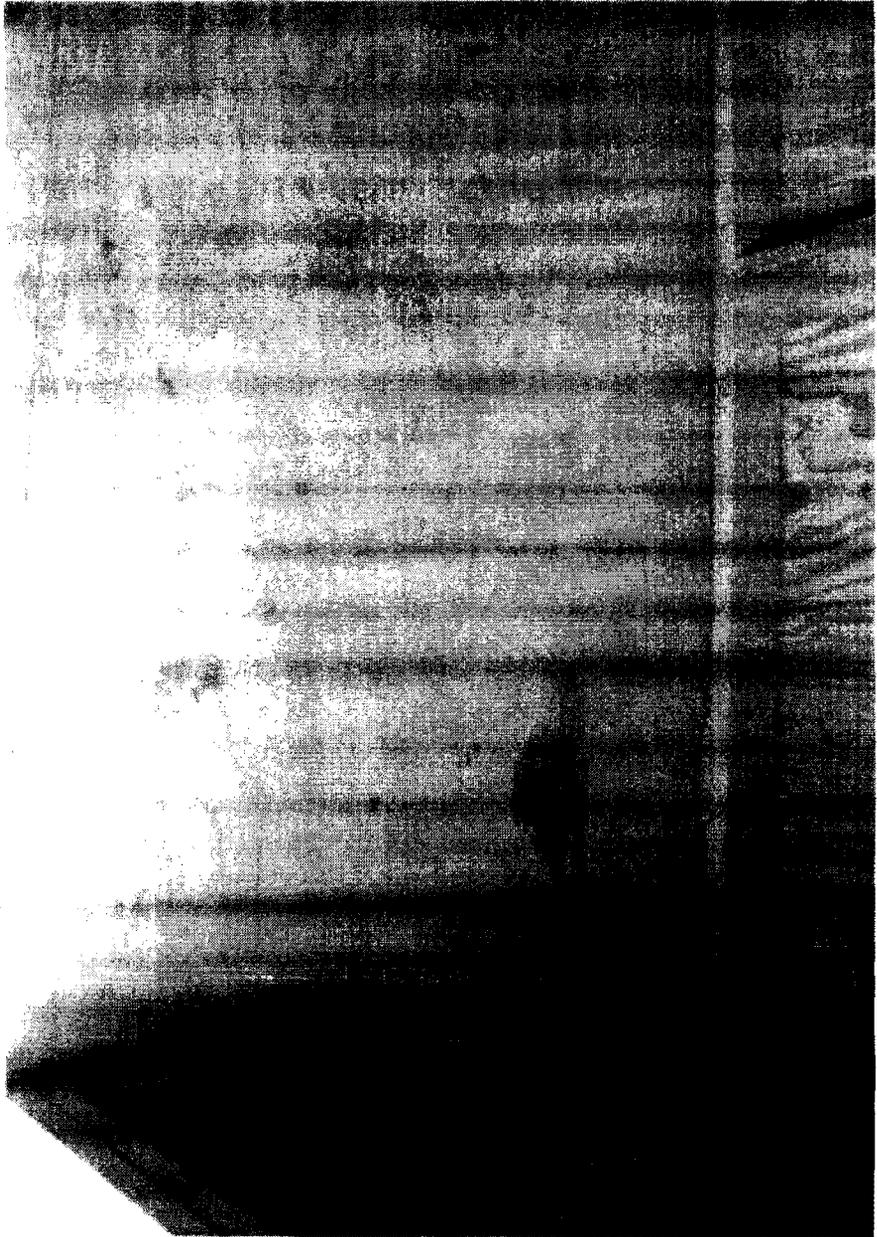
TITLE: VAHMED, ISMAIL NA-AMA/CIV  
CCN: 24SEP06-MEIZ-0058-7HMA



ENCLOSURE ( K )

D 1151

TITLE: V/AHMED, ISMAIL NA-AMAC/IV  
CCN: 24SEP06-MEIZ.0058-7HMA



ENCLOSURE ( 4 )

100

TITLE: V/AHMED, ISMAIL NA-AMA/CIV  
CCN: 24SEP06-MEIZ-0058-7HMA

6917

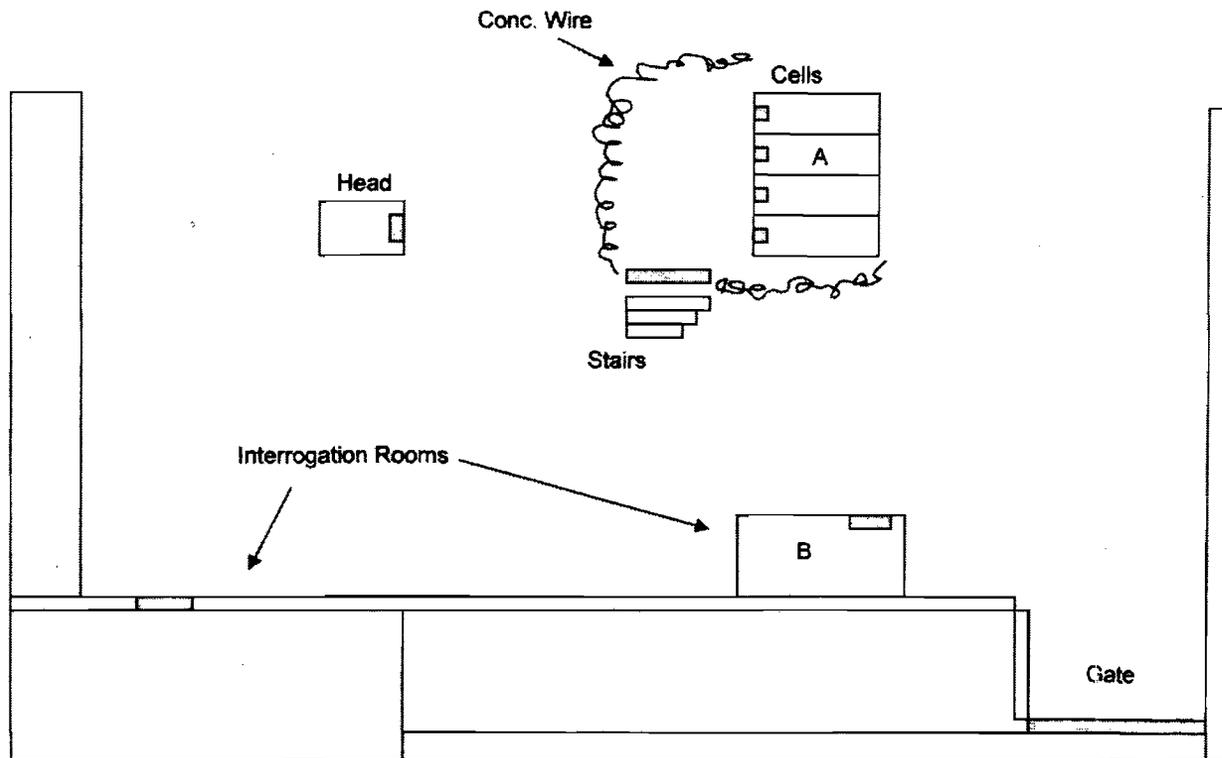
Scene Sketch:

Sketch Provided:

A - V/AHMED's cell

B - Interrogation Room

b6/b7c



Enclosure (M)

# U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

INVESTIGATIVE ACTION

27SEP06

CONTROL: 24SEP06-MEIZ-0058-7HMA

V/AHMED, ISMAIL NA-AMA/CIV  
M/W/FNIZ/N//01JUL70/HADITHA, IRAQ

## RESULTS OF INTERVIEW WITH [REDACTED]

1. On 26Sep06, an interview was conducted with [REDACTED] USMC, Regimental Combat Team 7 (RCT-7) who is a police advisor for the Iraqi Police (IP) in Hadithah, Iraq. The interview was conducted in the VIP Room, Echo Company 2nd Battalion, 3rd Marines (2/3) Forward Operating Base (FOB), Hadithah, Iraq, regarding the death of V/AHMED.

2. [REDACTED] stated he is a police advisor who works strictly with [REDACTED] Hadithah, Iraq. [REDACTED] stated he became aware of the death of V/AHMED and confronted [REDACTED] about V/AHMED's death. [REDACTED] provided a timeline of events, enclosure (A) pertains.

3. [REDACTED] stated during the initial confrontation/meeting with [REDACTED] on 24Sep06, [REDACTED] appeared happy, as well as his IP counterparts who were present in the room (NFI). [REDACTED] stated that there would be an investigation into V/AHMED's demise; which [REDACTED] stated made [REDACTED] very defensive and upset. [REDACTED] stated [REDACTED] believed that the USMC was more interested in V/AHMED's death than the ten IP's that were found beheaded after their kidnapping on 23Sep06. [REDACTED] stated [REDACTED] denied the IPs beat or harmed V/AHMED, and only interrogated V/AHMED.

4. [REDACTED] stated he approached [REDACTED] on 25Sep06 and again on 26Sep06, and asked [REDACTED] to meet with NCIS in order for NCIS to conduct interviews with him and the three IPs (NFI) who conducted the interrogation and allegedly abused V/AHMED. [REDACTED] advised [REDACTED] stated he would not comply. [REDACTED] related [REDACTED] denied that the IPs harmed V/AHMED, and only interrogated him. [REDACTED] indicated that [REDACTED] also stated he did not want any of his men to get in trouble, and again denied that he or his men harmed V/AHMED.

NOTE: The timeline gives details as to what transpired before V/AHMED's death until [REDACTED] was aware of V/AHMED's death. The timeline relates that [REDACTED] knew who kidnapped the IPs due to a parked vehicle in V/AHMED's parking lot at V/AHMED's residence. [REDACTED] relates in the timeline that at approximately 1000 on 24Sep06, he was notified about one of the detainees, V/AHMED, being beaten by IPs.

5. [REDACTED] explained that as an advisor, he can only observe and try to stop any abuse while the IPs question/interview. According to [REDACTED] if he tells the IPs to stop, and they do not, he is not allowed to intervene. [REDACTED] related that as an advisors he can only to report the incident/situation.

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Exhibit (14)

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D 104

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SUBJ: V/AHMED, ISMAIL OAMA/CIV

**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

6. Because [REDACTED] would not consent to being interviewed by NCIS, neither [REDACTED] nor the three unidentified IPs who conducted the interrogation on 24Sep06 were interviewed. Nor would [REDACTED] relinquish the names of the IPs who conducted the interrogation.

7. [REDACTED] stated he witnessed [REDACTED] and his IP subordinates strike V/AHMED while at V/AHMED's residence at approximately 2300 on 23Sep06. [REDACTED] stated there were three detainees that were sent to the detainee collection center at the Echo FOB. [REDACTED] stated IPs and the Human Exploitation Team (HET) conducted interrogations, all which [REDACTED] witnessed. [REDACTED] stated there was no abuse during the portion of the interrogations that he observed. However, [REDACTED] stated he did not witness the alleged abuse of V/AHMED on 24Sep06.

**PARTICIPANT(S)**

[REDACTED], Agent, USMC CID Al Asad, IZ

**ENCLOSURE(S)**

(A) Timeline Provided by [REDACTED] 24Sep06

REPORTED BY: [REDACTED]

OFFICE: NCIS Al Asad, IZ

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Page 2

LAG

V2 LNY

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Page(s) 166-167, Encl (A)

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ATTN: FOIA  
UNITED STATES MARINE CORPS FORCES  
CENTRAL COMMAND  
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# U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

INVESTIGATIVE ACTION

29SEP06

CONTROL: 24SEP06-MEIZ-0058-7HMA

V/AHMED, ISMAIL NA-AMA/CIV  
M/W/FNIZ/N//01JUL70/HADITHA, IRAQ

## RESULTS OF INTERVIEW WITH [REDACTED]

1. On 26Sep06, Reporting Agent and Special Agent [REDACTED] met with [REDACTED] at the USMC Detention Facility at the 2nd Battalion, 3rd Marines (2/3) Headquarters, Haditha Dam. [REDACTED] was detained by USMC personnel and Iraqi Police (IP) in the city of Hadithah, Iraq for possible participation in the kidnapping and killing of Iraqi Police. [REDACTED] was interviewed regarding his knowledge of the death of V/AHMED. [REDACTED] was initially detained at the Forward Operation Base (FOB), Hadithah, Iraq before being transported to the Haditha Dam Detention Facility, Haditha, Iraq, on 26Sep06. Also present during the interview was [REDACTED] Civilian, a Titan Linguist Group Translator, who interpreted for [REDACTED], due to [REDACTED]'s inability to speak and understanding English, and only speaks and understand Arabic.

2. [REDACTED] related he was in a cell with his brother [REDACTED] after being detained by American Forces. [REDACTED] related the IP's (NFI) later brought somebody named Hashum (V/AHMED) and placed him in the same cell as [REDACTED] and [REDACTED] after V/AHMED was beaten by the IP's. [REDACTED] related V/AHMED was in pain, was moaning and vomited. [REDACTED] related V/AHMED was lying on the cell floor with him and [REDACTED]. [REDACTED] related that an American Doctor (NFI) came in the cell and moved V/AHMED's [REDACTED] related he could see that V/AHMED had been beaten from head to toe. [REDACTED] related the American Doctor who came in the cell was nice, and the American Doctor gave V/AHMED water and medicine. [REDACTED] advised that the American Doctor also examined V/AHMED. [REDACTED] stated that V/AHMED could not talk because he was in too much pain. [REDACTED] related that V/AHMED had blood on his clothes and there was blood on the mattress V/AHMED was lying on. [REDACTED] advised that V/AHMED had had bruising and swelling all over his body. [REDACTED] related that V/AHMED did state that the head Iraqi (NFI) came in and gave them water. [REDACTED] indicated the head Iraqi also told them to give the water to V/AHMED.

3. [REDACTED] related he heard an IP say to V/AHMED, "you killed my brother." This was in the next cell before V/AHMED was taken out and beaten. [REDACTED] related he then heard V/AHMED screaming for about an hour. It sounded as if someone was getting beat up. It sounded as if V/AHMED was about twenty meters away when he was screaming. V/AHMED was then placed in the cell with [REDACTED] and [REDACTED]. [REDACTED] related the American came and checked on V/AHMED. [REDACTED] stated the first time he came that he gave V/AHMED medicine. The second time the American Doctor came he tried to help V/AHMED to breathe. The third time the American Doctor came it was too late for V/AHMED and he died. [REDACTED] related he saw

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Exhibit (15)

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SUBJ: V/AHMED, ISMAIL [REDACTED] AMA/CIV

**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

the American Doctor and other American Forces try to save V/AHMED. [REDACTED] then related the American Forces then carried V/AHMED outside the cell.

4 [REDACTED] related during the time V/AHMED had been screaming and getting beaten by the IP's that he could hear that an American (NFI) had started screaming at the IP's. Could not understand English there fore he could not understand what they were saying.

[REDACTED] related he did not see the IP's with sticks. [REDACTED] advised that V/AHMED had been dressed in a gray long shirt and underwear, and had no shoes on. [REDACTED] related when the American Doctor [REDACTED] bruising, swelling and bleeding on V/AHMED's face, neck, chest and legs.

b7E

5. [REDACTED] stated before he was detained he had only heard of Hashem's (V/AHMED) name. [REDACTED] advised he did not know if V/AHMED was an insurgent or not. [REDACTED] related he never saw the IP's hit V/AHMED because he was [REDACTED] at the time. [REDACTED] indicated that he saw and heard the American Forces (NFI) try to help V/AHMED, but did not know their names. [REDACTED] related he did at one time during the incident hear an American Captain (NFI) yelling at the IPs.

**PARTICIPANT(S)**

[REDACTED], Special Agent, NCISRA Camp Fallujah, Iraq

REPORTED BY: [REDACTED] Special Agent

OFFICE: NCIS Al Asad, IZ

b6/b7c

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# U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

INVESTIGATIVE ACTION

29SEP06

CONTROL: 24SEP06-MEIZ-0058-7HMA

V/AHMED, ISMAIL NA-AMA/CIV  
M/W/FNIZ/N//01JUL70/HADITHA, IRAQ

## RESULTS OF INTERVIEW WITH [REDACTED]

1. On 26Sep06, Reporting Agent and Special Agent [REDACTED] met with [REDACTED] at the USMC Detention Facility at the 2nd Battalion, 3rd Marines (2/3) Headquarters, Haditha Dam, Haditha, Iraq. [REDACTED] was detained by USMC personnel and Iraqi Police (IP) in the city of Haditha, Iraq for possible participation in the kidnapping and killing of several IP (NFI). [REDACTED] was interviewed regarding his knowledge of the death of V/AHMED. [REDACTED] was initially detained at the Forward Operation Base (FOB), Haditha, Iraq, before being transported to the Haditha Dam Detention Facility, Haditha, Iraq, on 26Sep06. Also present during the interview was [REDACTED] Civilian, employed by the Titan Linguist Group, who translated for [REDACTED], due to [REDACTED] inability to understand or speak English and only understand and speaks Arabic.

2. [REDACTED] related one or two days ago while being detained by Coalition Forces, IP (NFI) beat Hashum (V/AHMED) with "iron sticks" so bad that V/AHMED later died. [REDACTED] related V/AHMED was not beaten in the same room (cell) as he was, but that after the IP had beat V/AHMED they placed him in the same cell with [REDACTED]. [REDACTED] related he heard V/AHMED screaming and crying, while he was being beaten by the IP. [REDACTED] advised that also in the cell with V/AHMED and [REDACTED] as [REDACTED]'s brother, [REDACTED] related that an American Forces Doctor (NFI) came into the cell and treated V/AHMED. [REDACTED] related the Doctor, a white male, was called in a few times to treat V/AHMED. [REDACTED] related he was able [REDACTED] and see the Doctor treating V/AHMED. [REDACTED] advised he saw that V/AHMED had bruises and blood on his head, neck, shoulders, legs and shins. [REDACTED] related the Doctor also gave V/AHMED water, which he drank and then vomited.

3. [REDACTED] related when the IP initially came in the cell nearby his cell he could overhear an IP tell V/AHMED that he was killing people for money, not religion and that he was an insurgent. [REDACTED] advised the IP said when he was done with V/AHMED today he would not be able to do anything after that. [REDACTED] related that all the Iraqi prisoners could hear V/AHMED getting beat by the IP. [REDACTED] related from what he saw when his [REDACTED] was that American Forces (NFI) tried to help V/AHMED. [REDACTED] related when the IP brought V/AHMED to his cell after beating V/AHMED, he [REDACTED] saw the IP with "iron sticks". The IP told [REDACTED] to cover his eyes. [REDACTED] said the stick that the IP had was one to two feet long. [REDACTED] stated that he believes a Marine (NFI) came and stopped V/AHMED from being beaten any further by the IP. [REDACTED] related that an IP also said to

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Exhibit (16)

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470

24SEP06-MEIZ-0058-7HMA

SUBJ: V/AHMED, ISMAIL OAMA/CIV

**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

V/AHMED that he was an insurgent and that it was well known that he killed innocent people. The IP then said that V/AHMED had killed his brother who was twelve years old. V/AHMED said he never killed any one. [REDACTED] said he saw anywhere from four to six IP at the Detention Facility. [REDACTED] related he saw someone that he knew, a [REDACTED] IP, at the Detention Facility, but did not think that [REDACTED] participated in the beating of V/AHMED. On 26Sep06, [REDACTED] provided a statement which was written in Arabic. [REDACTED] read [REDACTED]'s statement and related the statement was written regarding his [REDACTED] knowledge of the incident of V/AHMED, Enclosure (A) pertains.

**PARTICIPANT(S)**

[REDACTED] Special Agent, NCISRA Camp Fallujah, Iraq

**ENCLOSURE(S)**

Statement of [REDACTED] 26Sep06

REPORTED BY: [REDACTED] Special Agent

OFFICE: NCIS Al Asad, IZ

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LAST

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# U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

INVESTIGATIVE ACTION

29SEP06

CONTROL: 24SEP06-MEIZ-0058-7HMA

V/AHMED, ISMAIL NA-AMA/CIV  
M/W/FNIZ/N//01JUL70/HADITHA, IRAQ

RECEIPT OF DEATH CERTIFICATE: V/AHMED

1. On 26Sep06, [REDACTED] USMC Mortuary Affairs Officer, provided a copy of the preliminary death certificate for V/AHMED, Enclosure (A) pertains. Photographs were also exposed of V/AHMED by Reporting Agent, Enclosures (B)-(AA) pertain. As background, on 24Sep06, V/AHMED was found deceased in his holding cell in Echo Company, 2nd Battalion, 3rd Marines (2/3) Forward Operating Base (FOB), Haditha, Iraq several hours after being interrogated by Iraqi Police. According to the Death Certificate, the condition directly leading to V/AHMED's death is a penetrating wound to V/AHMED's left shoulder/chest.

## ENCLOSURE(S)

- (A) Copy of V/AHMED's Death Certificate/25Sep06
- (B) Overall View of V/AHMED in a body bag/26Sep06
- (C) Overall View of V/AHMED/26Sep06
- (D) Intermediate View of V/AHMED's Upper Body/26Sep06
- (E) Close-Up View of V/AHMED's Shoulder and Head/26Sep06
- (F) Close-Up View of Right Side of V/AHMED's Face/26Sep06
- (G) Close-Up View of Left Side of V/AHMED's Face/26Sep06
- (H) Close-Up View of V/AHMED's Left Shoulder/26Sep06
- (I) Close-Up View of V/AHMED's Right Shoulder/26Sep06
- (J) Close-Up View of V/AHMED's Right Shoulder/26Sep06
- (K) Intermediate View of V/AHMED's Right Arm/26Sep06
- (L) Close-Up View of V/AHMED's Right Arm/26Sep06
- (M) Close-Up View of V/AHMED's Right Leg/26Sep06
- (N) Close-Up View of V/AHMED's Right Leg/26Sep06
- (O) Close-Up View of V/AHMED's Right Shin/26Sep06
- (P) Intermediate View of V/AHMED's Inner Right Thigh/26Sep06
- (Q) Close-Up View of V/AHMED's Inner Right Thigh/26Sep06
- (R) Intermediate View of V/AHMED's Left Leg/26Sep06
- (S) Close-Up View of V/AHMED's Left Leg/26Sep06
- (T) Close-Up View of V/AHMED's Left Leg/26Sep06
- (U) Overall View of V/AHMED's Back/26Sep06
- (V) Close-Up View of V/AHMED's Back/26Sep06
- (W) Close-Up View of V/AHMED's Back/26Sep06
- (X) Close-Up View of V/AHMED's Back/26Sep06
- (Y) Close-Up View of V/AHMED's Rear Left Leg/26Sep06
- (Z) Close-Up View of V/AHMED's Rear Left Leg/26Sep06
- (AA) Close-Up View of V/AHMED's Rear Right Shoulder/26Sep06

REPORTED BY: [REDACTED]  
OFFICE: NCIS Al Asad, IZ

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Page 1 LAST [REDACTED] V2 LNY

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Exhibit (17)

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D 175

CERTIFICATE OF DEATH (OVERSEAS) Acte de décès (D'Ouïr-Mer)				
NAME OF DECEASED (Last, First, Middle) Nom du décédé (Nom et prénom) <b>John Doe</b>		GRADE Grade —	BRANCH OF SERVICE Arme <b>unknown</b>	SOCIAL SECURITY NUMBER Numéro de l'Assurance Sociale —
ORGANIZATION Organisation <b>unknown</b>		NATION (e.g., United States) Pays <b>Iraq</b>	DATE OF BIRTH Date de naissance <b>unknown</b>	SEX Sexe <input checked="" type="checkbox"/> MALE Masculin <input type="checkbox"/> FEMALE Féminin
RACE Race		MARITAL STATUS État Civil		RELIGION Culte
CAUCASOID Caucasique		SINGLE Célibataire		PROTESTANT Protestant OTHER (Specify) Autre (Spécifier) —
NEGROID Négride		MARRIED Marié		
OTHER (Specify) Autre (Spécifier) <b>Arab</b>		WIDOWED Veuf		
DIVORCED Divorcé		SEPARATED Séparé		CATHOLIC Catholique JEWISH Juif
NAME OF NEXT OF KIN Nom du plus proche parent —		RELATIONSHIP TO DECEASED Parenté du décédé avec le sué —		
STREET ADDRESS Domicile à (Rue) —		CITY OF TOWN AND STATE (Include ZIP Code) Ville (Code postal compris) —		
MEDICAL STATEMENT Déclaration médicale				
CAUSE OF DEATH (Enter only one cause per line) Cause du décès (N'indiquer qu'une cause par ligne)				INTERVAL BETWEEN ONSET AND DEATH Intervalle entre l'attaque et le décès
DISEASE OR CONDITION DIRECTLY LEADING TO DEATH <sup>1</sup> Maladie ou condition directement responsable de la mort. <sup>1</sup> <b>Penetrating wound to (L) shoulder/chest wall</b>				
ANTECEDENT CAUSES Symptômes précurseurs de la mort.	MORBID CONDITION, IF ANY, LEADING TO PRIMARY CAUSE Condition morbide, s'il y a lieu, menant à la cause primaire	—		
	UNDERLYING CAUSE, IF ANY, GIVING RISE TO PRIMARY CAUSE Raison fondamentale, s'il y a lieu, ayant suscité la cause primaire	—		
OTHER SIGNIFICANT CONDITIONS <sup>2</sup> Autres conditions significatives <sup>2</sup>				
MODE OF DEATH Condition de décès	AUTOPSY PERFORMED Autopsie effectuée <input type="checkbox"/> YES Oui <input type="checkbox"/> NO Non		CIRCUMSTANCES SURROUNDING DEATH DUE TO EXTERNAL CAUSES Circonstances de la mort suscitées par des causes extérieures	
NATURAL Mort naturelle	MAJOR FINDINGS OF AUTOPSY Conclusions principales de l'autopsie			
ACCIDENT Mort accidentelle				
SUICIDE Suicide				
HOMICIDE Homicide	NAME OF PATHOLOGIST Nom du pathologiste	SIGNATURE Signature	DATE Date	AVIATION ACCIDENT Accident à Avion <input type="checkbox"/> YES OUI <input type="checkbox"/> NO NON
DATE OF DEATH (Hour, day, month, year) Date de décès (l'heure, le jour, le mois, l'année) <b>25 Sept 06 19:10</b>	PLACE OF DEATH Lieu du décès <b>Al Assad Iraq</b>			
I HAVE VIEWED THE REMAINS OF THE DECEASED AND DEATH OCCURRED AT THE TIME INDICATED AND FROM THE CAUSES AS STATED ABOVE. J'ai examiné les restes matériels du défunt et je conclus que le décès est survenu à l'heure indiquée et à la suite des causes énumérées ci-dessus.				
NAME OF MEDICAL OFFICER Nom du médecin militaire ou du médecin sanitaire <b>E. de la Torre</b>		TITLE OR DEGREE Titre ou diplôme <b>MD</b>		
GRADE Grade <b>LCDR</b>	INSTALLATION OR ADDRESS Installation ou adresse			
DATE Date <b>25 Sept 06</b>	SIGNATURE Signature <b>E. de la Torre E. de la Torre</b>			

DD FORM 2064, APR 1977

REPLACES DA FORM 3585, 1 JAN 1972 AND DA FORM 3585-RIPAS, 26 SEP 1975, WHICH ARE OBSOLETE.

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Enclosure (A)

D 176

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**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

REPORT OF INVESTIGATION (OPEN)

24SEP06

DEATH (II)

CONTROL: 24SEP06-MBIZ-0058-7HMA

V/AHMED, ISMAIL NA-AMA/CIV  
M/W/FNIZ/N//01JUL70/HADITHA, IRAQ  
A/AHMED, ISMAIL NEAMA//  
A/AL JUGHAYFI, HASHUM HUMOUDI HUMAIDI//  
A/JABER, HMOOD MIHEDEY//

COMMAND/2ND BATTALION, 3RDMARINES/13120

MADE AT/MEIZ/NCIS AL ASAD IZ [REDACTED] SPECIAL AGENT

*bb/b7c*

**NARRATIVE**

1. On 24Sep06 at approximately 1600, NCIS Al Asad was notified by [REDACTED] Staff Judge Advocate (SJA), Regimental Combat Team 7 (RCT-7), USMC, Camp Ripper, Al Asad, Iraq regarding the detainee death (V/AHMED), which occurred in the detention facility at approximately 1430 on 24Sep06 at Echo Company, 2nd Battalion, 3rd Marines (2/3) Forward Operating Base (FOB), Hadithah, Iraq. Command advised that Echo 2/3 FOB is a joint base of operations between USMC personnel, Iraqi Army (IA) and Iraqi Police (IP). Command alleged that V/AHMED was beaten by several IP and later died as a result of the injuries V/AHMED received in the Echo FOB detainee collection center.

2. Reporting Agent and Participating Agents, [REDACTED], and USMC CID Agent, [REDACTED], responded to Echo Company FOB, Hadithah, and conducted several witness interviews. Investigation determined that V/AHMED was apprehended at his house around 2300 on 23Sep06 due to being suspected of involvement with Anti Iraqi Forces (AIF) in the recent killings and beheadings of several local IP. V/AHMED was transported to the joint USMC/IP Collection Point at Hadithah. Once there, V/AHMED was interrogated and physically abused by the IP throughout the night. USMC personnel posted at the detainee collection center, [REDACTED] and [REDACTED] advised that the [REDACTED] and three IP beat V/AHMED in an interrogation room across the courtyard of the detainee collection center cells. They related that no U.S. personnel were in the interrogation room, and V/AHMED was in IP custody until the IP placed V/AHMED in his cell. [REDACTED] and [REDACTED] advised they stopped the beating, and retrieved the [REDACTED] and [REDACTED] who ordered the IP to return V/AHMED to his cell and halt any further interrogations. Subsequently, V/AHMED was later found dead in the cell he shared with two other detainees.

3. Three attempts to interview [REDACTED] and the three IP who allegedly interrogated and beat V/AHMED, met with negative results. A death scene examination was conducted, and no items of evidentiary value were seized. V/AHMED's remains were transported to Al Asad Mortuary Affairs on 25Sep06. V/AHMED's remains were then sent via

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24SEP06-MEIZ-0058-7HMA

SUBJ: V/AHMED, ISMAIL NA-AMA/CIV

**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

air to Balad, Iraq, and onto the Armed Forces Institute of Pathology, Dover, DE for a forensic autopsy. The two detainees that were in the cell with V/AHMED during the time of his abuse and subsequent death verified that the IP abused V/AHMED and U.S. Coalition Forces tried to assist and give aid to V/AHMED.

4. Investigation continues.

**ACTION**

0023 (ATTN AFIP REP): Attend autopsy of V/AHMED and forward all documentation and photographs to NCIS Al Asad upon completion.

**DISTRIBUTION**

NCISHQ: 0023B

ACTION: 0023 (AFIP REP)

INFO: MEBJ/MEIZ/02P

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**NAVAL CRIMINAL INVESTIGATIVE SERVICE**

**INVESTIGATIVE FILE (E)**

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**NAVAL CRIMINAL INVESTIGATIVE SERVICE**  
**RECORDS MANAGEMENT DIVISION**  
**LAW ENFORCEMENT RECORDS**

<b>NAME:</b> MOHAMMED HASAN SALIH	
<b>AKA:</b>	
<b>IDENTIFICATION:</b>	
Date of Birth: 1942 (YYYYMMDD)	State of Birth: Country of Birth: IQ
<b>FILE IDENTIFICATION #:</b> 05FEB0724IZ00237HMA	
<b>DCII INDEX CODE</b>	
K C = 5 YEARS F = 15 YEARS G = 25 YEARS K = 50 YEARS	<b>DATE CLOSED</b> 20071023 (YYYYMMDD)
<b>RECORDS SERIES</b>	
5580/4b(1)(a)	C 5580/4b(1)(a) 5580/4d(1)(b) 5580/4b(2)(c)2 5580/4d(2)
F 5580/4d(1)(a)	G 5580/4a(1)(a) 5580/4b(1)(b) 5580/4c(1)(b) 5580/4d(5)
K 5580/4a(1)(b) 5580/4a(2)(c)2 5580/4c(1)(a)	
Polygraph Conducted Y <input type="radio"/> N	Final Disposition Reported to FBI Y <input type="radio"/> N
Fingerprints Submitted to Code 24B3 Y <input type="radio"/> N	Sexual Offender Registry Completed Y <input type="radio"/> N
Disclosure/Accountability Statement: If this investigation is disseminated outside NCIS, complete NCIS Form 009/10-80, and ensure it is retained in the case file.	
NCISHQ Use Only	
CIS (Date/Initials) 14JAW08	<b>bb/b7c</b>
Closed Status <input checked="" type="checkbox"/>	DUP Titles <input checked="" type="checkbox"/> DUP CCN <input checked="" type="checkbox"/> DISP    DATA
I certify that this document has been reviewed and is complete.	
Typed Name of SSA	
SIGNATURE	14NOV07 DATE

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## U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

REPORT OF INVESTIGATION (CLOSED)

23OCT07

DEATH (II)

CONTROL: 05FEB07-24IZ-0023-7HMA/C

V/MOHAMMED, HASAN SALIH/CIV  
M/W/FNIQ///SALAH AL DEN, IRAQ  
SUPP: BORN 1942

COMMAND/3RD BATTALION 4TH MARINES/41600

MADE AT/24IZ/CAMP AL ASAD IRAQ/[REDACTED] SPECIAL AGENT

### REFERENCE(S)

- (A) NCISRA Iraq, Camp Al Asad, ROI (Interim)/26MAR07 (Contains Exhibits 1-32)
- (B) NCISRA Iraq, Camp Al Asad, ROI (Interim)/05MAY07
- (C) NCISRA Iraq, Camp Al Asad, ROI (Interim)/02JUN07
- (D) NCISRA Iraq, Camp Al Asad, ROI (Interim)/02JUL07
- (E) NCISRA Iraq, Camp Al Asad, ROI (Interim)/02AUG07 (Contains Exhibit 33)
- (F) NCISRA Iraq, Camp Al Asad, ROI (Interim)/23AUG07 (Contains Exhibit 34)
- (G) NCISRA Iraq, Camp Al Asad, ROI (Interim)/22SEP07 (Contains Exhibit 35)

### EXHIBIT(S)

- (36) IA: Results of Interview of [REDACTED] 25JUL07
- (37) IA: Results of Contact with US Army CID/18OCT07

### EXECUTIVE SUMMARY

1. On 05FEB07, it was reported to NCIS Camp Al Asad by Marines from Kilo Company (Kilo), 3rd Battalion, 4th Marines (3/4), Battle Position (BP) Tarawa, Iraq, that V/MOHAMMED, an Iraqi detainee, had died during a Task Force 88 raid earlier that morning, and been left on the helicopter landing zone (HLZ) for turnover to Iraqi Police (IP). Task Force 88 initially reported that V/MOHAMMED died of natural causes after three separate Navy Corpsman conducted assessments of the victim. Approximately 3 1/2 hours later, a fourth corpsman attached to 3/4 Marines opined that V/MOHAMMED had a broken neck and bruising around his neck and shoulder areas.

2. V/MOHAMMED was released to the IP's, taken to Husaybah Hospital, and later released to [REDACTED] (NFI); a person purported to be his son. The body was allegedly taken back to Baiji, Iraq for burial. NCIS obtained a death certificate for the victim, which noted the bruising around the neck and shoulders, but listed the cause and manner of death as unknown, but with no foul play suspected.

3. Pursuant to a Request for Assistance (RFA), US Army CID (USACID) operating in the area of Baiji has been unable to fully identify or locate V/MOHAMMED's burial location or next of kin. USACID reported that due to the operational situation in the area of operations it was unsafe for them to dispatch a team to search for the victim or his family. However, USACID did make numerous attempts to locate

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SUBJ: V/MOHAMMED, HASAN SALIH/CIV

**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

using their contacts with the International Police Liaison Office (IPLO). Using their sources throughout the AO, IPLO made multiple attempts to garner information regarding V/MOHAMMED's burial location and any information about the victim's identity or whereabouts. All IPLO efforts to locate the victim and his family were met with negative results.

4. NCISHQ Division Chief [REDACTED] was briefed regarding the results of investigation and authorized closure without case submission to the Death Review Panel (DRP). This investigation is closed.

**NARRATIVE**

1. This reactive investigation was conducted to determine the circumstances surrounding the death of V/MOHAMMED. No criminal statutes apply at this time.
2. Reference (A)-(G) detail investigative activities to date.
3. On 23JUL07, Participating Agent (PA) [REDACTED] conducted an interview of [REDACTED] at Camp Bucca, Iraq. During that interview, [REDACTED] stated that V/MOHAMMED was detained on 04FEB07 at 0300, and he believed that the victim was transported to a base afterwards. [REDACTED] also stated that he knows V/MOHAMMED's son only as [REDACTED] and believes that he is from Baubi, Iraq. Exhibit (36) pertains.
4. On 06OCT07, SA [REDACTED], USACID, reported that [REDACTED] Team Leader, IPLO, Forward Operating Base (FOB) Summerall, Iraq advised after making inquiries with all of his sources in the Baiji area, he was unable to locate V/MOHAMMED's burial site or any of the victim's family who might be able to provide any additional information. [REDACTED] also advised that USACID had exhausted all known sources of information and was closing out the Request for Assistance from NCIS regarding this matter. Exhibit (37) pertains.
5. On 22OCT07, ASAC [REDACTED] (NCISFO GLYNCO, GA) briefed NCISHQ Division Chief [REDACTED] with the results of this investigation. Due to the probability that the victim died of natural causes, the absence of evidence of criminality, and the inability to locate V/MOHAMMED's remains, [REDACTED] authorized this case to be closed without case submission to the DRP.
6. On 23OCT07, [REDACTED] USMC, Staff Judge Advocate, Regimental Combat Team Two, was briefed regarding the outcome of this investigation. This investigation is closed.

**PARTICIPANT(S)**

[REDACTED] Special Agent, NCIS Camp Bucca, Iraq  
[REDACTED] Special Agent, USACID Iraq

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05FEB07-24IZ-0023-7HMA/C

SUBJ: V/MOHAMMED, HASAN SALIH/CIV

**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

INFO: 024C(M)/24IZ/SJA, RCT-2 (H)

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**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

INVESTIGATIVE ACTION

25JUL07

CONTROL: 05FEB07-241Z-0023-7HMA

V/MOHAMMED, HASAN SALIH/CIV  
M/W/FNIQ/N///SALAH AL DEN, IRAQ  
SUPP: BORN 1942

RESULTS OF INTERVIEW OF [REDACTED]

1. On 23Jul07, Reporting Agent (RA) conducted an interview of [REDACTED] at the detention facility at Camp Bucca, Iraq. RA asked the following questions of [REDACTED] who provided the following answers. RA did not take a sworn statement from [REDACTED] because he is illiterate.

Q: Did you know V/MOHAMMED?

A: Yes, he was visiting my father [REDACTED]

Q: Was V/MOHAMMED in the house [REDACTED] the night of 05Feb07, that was raided near Tarawa, Iraq?

A: I don't know.

Q: Was V/MOHAMMED detained at the same time as [REDACTED]

A: No, I think he was detained at 0300, 04Feb07 and I was detained about 1300, 04Feb07.

Q: What did Task Force 88 members do to him after the raid?

A: Took me to the base.

Q: How was [REDACTED] treated by the Americans?

A: They treated me very good.

Q: How was V/MOHAMMED treated by the Americans?

A: I didn't see.

Q: Did [REDACTED] know of any health problems V/MOHAMMED may have suffered from?

A: I knew he was sick but I didn't know what from.

Q: Did [REDACTED] see if V/MOHAMMED made it onto the helicopter?

A: I think they did not.

Q: Did [REDACTED] see V/MOHAMMED go down on the way to the helicopter?

A: No.

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EXHIBIT (36)

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**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

Q: Does [REDACTED] know the name of V/MOHAMMED's son or other family members?

A: His son's name is [REDACTED]

Q: Does [REDACTED] know where V/MOHAMMED is from?

A: I think he is from Baubi.

2. The following individuals were identified as potential witnesses by [REDACTED] related they all live in the vicinity of his residence.

[REDACTED] (Sheep Seller)

[REDACTED] (Construction Worker)

**BIOGRAPHICAL DATA**

DOB: [REDACTED]

POB: [REDACTED]

OTHER: AKA [REDACTED]

REPORTED BY: [REDACTED] Special Agent

OFFICE: NCIS Camp Bucca, Iraq

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Page 2 LST [REDACTED] V2 LNY

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**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

INVESTIGATIVE ACTION

18OCT07

CONTROL: 05FEB07-24IZ-0023-7HMA

V/MOHAMMED, HASAN SALIH/CIV  
M/W/FNIQ/N//SLAH AL DEN, IRAQ  
SUPP: BORN 1942

RESULTS OF CONTACT WITH US ARMY CID

1. On 06OCT07, Reporting Agent (RA) was contacted via email by SA [REDACTED], US Army Criminal Investigation Division (USACID) regarding follow up information she had received regarding locating V/MOHAMMED's burial location and/or family contact information.
2. [REDACTED] reported that [REDACTED], Team Leader, International Police Liaison Office (IPLO), Forward Operating Base (FOB) Summerall, had reported that after checking with all of his sources in the Baiji area of operations, was unable to locate any family members of V/MOHAMMED. [REDACTED] advised that he would continue to make inquiries with new sources as they become available, but that obtaining information regarding V/MOHAMMED did not look promising.
3. [REDACTED] further reported that USACID was going to close out the Request for Assistance regarding this matter.

REPORTED BY: [REDACTED], SPECIAL AGENT  
OFFICE: CAMP AL ASAD, IRAQ

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Page 1 LAS [REDACTED] V2 LNY

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## U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

REPORT OF INVESTIGATION (INTERIM)

22SEP07

DEATH (II)

CONTROL: 05FEB07-24IZ-0023-7HMA

V/MOHAMMED, HASAN SLIH/CIV  
M/W/FNIQ/N///SALAH AL DEN, IRAQ  
SUPP: BORN 1942

COMMAND/3RD BATTALION, 4TH MARINES/41600

MADE AT/24IZ/CAMP AL ASAD IRAQ [REDACTED], SPECIAL AGENT

### REFERENCE(S)

- (A) NCISRA Iraq, Camp Al Asad, ROI (Interim)/26MAR07 (Contains Exhibits 1-32)
- (B) NCISRA Iraq, Camp Al Asad, ROI (Interim)/05MAY07
- (C) NCISRA Iraq, Camp Al Asad, ROI (Interim)/02JUN07
- (D) NCISRA Iraq, Camp Al Asad, ROI (Interim)/02JUL07
- (E) NCISRA Iraq, Camp Al Asad, ROI (Interim)/02AUG07 (Contains Exhibit 33)
- (F) NCISRA Iraq, Camp Al Asad, ROI (Interim)/23AUG07 (Contains Exhibit 34)

b6/b7c

### EXHIBIT(S)

- (35) IA: Final Information Report (0138-07-CID469)/25AUG07

### EXECUTIVE SUMMARY

1. On 05FEB07, it was reported to NCIS Camp Al Asad that Marines from Kilo Company (Kilo), 3rd Battalion, 4th Marines (3/4), Battle Position (BP) Tarawa, Iraq, that V/MOHAMMED, an Iraqi detainee, had died during a Task Force 88 raid earlier that morning, and been left on the helicopter landing zone (HLZ) for turnover to Iraqi Police (IP). Task Force 88 initially reported that V/MOHAMMED died of natural causes after three separate Navy Corpsman conducted assessments of the victim. Approximately 3 1/2 hours later, a fourth corpsman attached to 3/4 Marines opined that V/MOHAMMED had a broken neck and bruising around his neck and shoulder areas.

2. V/MOHAMMED was released to the IP's, taken to Husaybah Hospital, and later released to [REDACTED] (NFI); a person purported to be his son. The body was allegedly taken back to Beyji, Iraq for burial. NCIS obtained a death certificate for the victim, which noted the bruising around the neck and shoulders, but listed the case and manner of death as unknown, but with no foul play suspected.

3. Pursuant to a Request for Assistance (RFA), US Army CID operating in the area of Baiji have been unable to fully identify or locate V/MOHAMMED's burial location or next of kin.

### NARRATIVE

1. This reactive investigation was initiated to determine the circumstances surrounding the death of V/MOHAMMED. No criminal statutes apply at this time.

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05FEB07-24IZ-0023-7HMA

SUBJ: V/MOHAMMED, HASAN SLIH/CIV

**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

2. References (A)-(F) detail investigative activities to date.

3. On 16SEP07, RA received

[REDACTED]

*Referred -  
ACCENT*

Exhibit (35) pertains.

4. Investigation continues with plans to make contact with [REDACTED] to request liaison with the IPLO team responsible for the Baiji AO, and if possible, request that the IPLO team attempt to contact V/MOHAMMED's next of kin and/or locate the victim's burial location.

*Referred*

**PARTICIPANT(S)**

*Referred*

[REDACTED]

Special Agent, USA CID, Camp Speicher, Iraq

**DISTRIBUTION**

NCISHQ: 023B (M)

INFO: 024C (M)/24IZ/MPMP (ATTN: SA [REDACTED] (M)/SJA, RCT-2, Camp Al Asad, Iraq (ATTN: [REDACTED] (H)

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[REDACTED] ST [REDACTED] V2 LNY

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**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

INVESTIGATIVE ACTION

23SEP07

CONTROL: 05FEB07-24IZ-0023-7HMA

V/MOHAMMED, HASAN SALIH/CIV  
M/W/FNIQ/N///SALAH AL DEN  
SUPP: BORN 1942

RECEIPT OF

1. On 16SEP07, Reporting Agent (RA) received

[REDACTED], subsequent to a NCIS Request for Assistance (RFA) sent 20AUG07 for assistance in locating V/MOHAMMED's burial location in the Baiji area.

*Referred*

2.

[REDACTED]

*Referred*

3. Additionally,

[REDACTED]

REPORTED BY: [REDACTED] SPECIAL AGENT  
OFFICE: CAMP AL ASAD, IRAQ

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EXHIBIT (3)

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**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

REPORT OF INVESTIGATION (INTERIM)

23AUG07

DEATH (II)

CONTROL: 05FEB07-24IZ-0023-7HMA

V/MOHAMMED, HASAN SALIH/CIV  
M/W/FNIQ/N///SALAH AL DEN, IRAQ  
SUPP: BORN 1942

COMMAND/3RD BATTALION, 4TH MARINES/41600

MADE AT/24IZ/CAMP AL ASAD IRAQ/ [REDACTED] SPECIAL AGENT

*bb/bic*

REFERENCES

- (A) NCISRA Iraq, Camp Al Asad, Iraq, ROI (Interim)/26Mar07 (Contains Exhibits 1-32)
- (B) NCISRA Iraq, Camp Al Asad, Iraq, ROI (Interim)/05May07
- (C) NCISRA Iraq, Camp Al Asad, Iraq, ROI (Interim)/02Jun07
- (D) NCISRA Iraq, Camp Al Asad, Iraq, ROI (Interim)/02Jul07
- (E) NCISRA Iraq, Camp Al Asad, Iraq, ROI (Interim)/02Aug07 (Contains Exhibit 33)

EXHIBIT

- (34) IA: Request for Assistance/21Aug07...(Orig 24IZ/Copy all)

EXECUTIVE SUMMARY

1. On 05Feb07, NCIS Al Asad was advised that Marines from Kilo Company (Kilo), 3rd Battalion, 4th Marines (3/4), Battle Position (BP) Tarawa, Iraq, reported that V/MOHAMMED, an Iraqi detainee, had died during a Task Force 88 raid earlier that morning, and had been left on the makeshift helicopter landing zone (HLZ) for turnover to the Iraqi Police (IP). Information from Task Force 88, initially reported between 0530 and 0600, indicated V/MOHAMMED had a heart attack and expired prior to helicopter extraction. At the time of death, three Navy corpsman quickly examined V/MOHAMMED and opined he expired of natural causes. Approximately 3 1/2 hours later, a fourth corpsman, while on patrol with 3/4, located V/MOHAMMED's body and noted moderate bruising around the neck and heavier (deeper in color) bruising from the clavicle up. Additionally, the corpsman allegedly felt crepitus midline of the right side of the neck, and observed the trachea was abnormal, not centered, and opined that V/MOHAMMED had a broken neck.

2. V/MOHAMMED's body was released to the IP's, taken to Husaybah hospital, and later released to [REDACTED] (NFI), a person purported to be his son (NFI). V/MOHAMMED's body was allegedly taken back to Beyji, Iraq for burial (NFI). A copy of the Iraqi death certificate was obtained and the doctor, [REDACTED] noted bruising around the neck and shoulder area, as well as bruising around the wrist. The Iraqi death certificate did not specifically state cause or manner of death and information obtained from the doctor revealed the cause and manner of death was unknown, but no foul play was suspected. Photographic coverage of the death scene and interviews of Kilo Company Marines, Iraqi Police, Iraqi locals from the raided houses, and Task Force 88 members were completed. This investigation

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SUBJ: V/MOHAMMED, HASAN SALIH/CIV

**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

remains open pending feasibility of locating and possibly exhuming V/MOHAMMED's remains.

**NARRATIVE**

1. This reactive investigation was initiated to determine the circumstances surrounding the death of V/MOHAMMED. No criminal statutes apply at this time.

2. References (A)-(D) detail investigative activities to date. Subsequent to the submission of Reference (E), on 20Aug07, RA forwarded to [REDACTED]

[REDACTED]; Exhibit (34) pertains.

3. On 21Aug07, [REDACTED], USMC, SJA, Regimental Combat Team Two (RCT-2), Camp Al Asad, Iraq was briefed on the status of this investigation and the RFA. A copy of this case report will be provided to the RCT-2 SJA for forwarding to 3/4 Command.

4. On 22Aug07, RA was telephonically contacted by [REDACTED]

[REDACTED] Completion of active investigation is pending the feasibility of locating and possibly exhuming V/MOHAMMED's remains.

5. This interim report is being generated to document the change in case control agent. The new case agent is Special Agent [REDACTED].

**PARTICIPANT**

[REDACTED], Special Agent, NCISRA Iraq, Camp Fallujah, Iraq

**DISTRIBUTION**

NCISHQ: 023B (M)

INFO: 024C (M)/24IZ/MPMP (ATTN: SA [REDACTED] (M)/TASK FORCE 714 SJA (ATTN: [REDACTED] (E)/SJA, RCT-2, Camp Al Asad, Iraq (ATTN: [REDACTED] (H)

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**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

INVESTIGATIVE ACTION

21AUG07

CONTROL: 05FEB07-24IZ-0023-7HMA

V/MOHAMMED, HASAN SALIH/CIV  
M/W/FNIQ/N///SALAH AL DEN, IRAQ  
SUPP: BORN 1942

REQUEST FOR ASSISTANCE

1. On 21Aug07, Reporting Agent (RA) forwarded a Request for Assistance (RFA) to [REDACTED] Enclosure (A) pertains. As background, V/MOHAMMED was rounded up in a Task Force 88 raid near Battle Position Tarawa, Iraq during the early morning hours of 05Feb07. V/MOHAMMED allegedly collapsed on the way to a helicopter landing zone (HLZ) and his body was left at the HLZ between 0530 and 0600. Approximately 3 1/2 hours later, a Marine patrol from 3/4 Kilo Co. recovered V/MOHAMMED's body in an unsecured open area believed to be near the HLZ. V/MOHAMMED's body was subsequently turned over to the Iraqi Police for release to the family and burial in Beyji, Iraq.

*Referred*

2. A request for assistance was drafted by RA and Participant [REDACTED] for forwarding to [REDACTED]. The RFA is to locate the next of kin for V/MOHAMMED and identify the burial location of his remains.

*Referred*

PARTICIPANT

[REDACTED] Special Agent, NCISRA Iraq, Camp Fallujah, Iraq

ENCLOSURE

(A) Request for Assistance/20Aug07

REPORTED BY: [REDACTED] Special Agent  
OFFICE: NCISRA Iraq, Camp Al Asad, Iraq

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DEPARTMENT OF THE NAVY  
NAVAL CRIMINAL INVESTIGATIVE SERVICE  
CAMP FALLUJAH IRAQ  
FPO AE 09387  
Telephone: 318-3404-853

IN REPLY TO:  
5000  
Ser WCM/049  
20 AUG 07

[REDACTED]  
Special Agent in Charge  
Tikrit Resident Agency, USACIDC  
Bldg 718, COB Speicher  
APO AE 09393

Subj: Request for Assistance

Reference

(a) NCIS Case file: Title: V/MOHAMMED, Hasan Salih/civ  
Case control number: 05Feb07-241Z-0023-7HMA

Dear [REDACTED]

NCISRA Iraq requests investigative assistance in locating the family of Hasan Salih MOHAMMED, who died on 05Feb07. The purpose is to identify the burial location of Mr. MOHAMMED. The family purportedly lives in the city/town of Bayji, Iraq, which is where Mr. MOHAMMED's body was taken for burial. Background information regarding the NCTS investigation to date and known information about Mr. MOHAMMED's family is also provided.

Please provide results of your investigative inquiries to Special Agent [REDACTED]  
DSN: 318.3411.010; SIPR VOIP 696-3004.

**BACKGROUND**

On 05Feb07, NCIS Al Asad was advised that Marines from Kilo Company (Kilo), 3rd Battalion, 4th Marines (3/4), Battle Position (BP) Tarawa, Iraq, reported that V/MOHAMMED, an Iraqi detainee, had died during a Task Force 88 raid earlier that morning, and had been left on the makeshift landing zone for turnover to the Iraqi Police (IP). The raid was conducted on 05Feb07 around 0300 hrs. Numerous individuals were rounded up and most were released at the BP location. V/MOHAMMED was a 65 year old male. He was walking on his own with an escort to the helicopter landing zone when he collapsed. V/MOHAMMED was unable to walk further so he was loaded onto a ladder (a makeshift) litter for extraction via helicopter. According to Marines on the scene, V/MOHAMMED appeared to be tired but alert and conscious. While on the litter, V/MOHAMMED had a weak pulse but was alive. Upon reaching the helo extraction site (HLZ) (20-25 minute walk from the house location); V/MOHAMMED appeared to have died while on the "litter".

Corpsmen observed V/MOHAMMED and determined he had no pulse and no respirations. Three separate corpsman evaluated V/MOHAMMED at the scene and none stated he had injuries consistent with foul play. They all opined V/MOHAMMED died of a possible heart attack. Due to the combat operations in that area, additional life saving measures were not attempted and V/MOHAMMED's body was left at the HLZ to be secured by IP's for release to the family.

Information from Task Force 88, initially reported between 0530 and 0600, indicated V/MOHAMMED had a heart attack and expired prior to helicopter extraction. [REDACTED]  
[REDACTED], Kilo Company, 3/4, was sent to secure V/MOHAMMED's body for turnover to the IP

66/67C

ENCLOSURE (A)

7-14

at approximately 0830. [REDACTED] stated he performed a quick examination of the body, which was in the supine position, and noted moderate bruising around the neck and heavier (deeper in color) bruising from the clavicle up. Additionally, [REDACTED] felt crepitus midline of the right side of the neck, and observed the trachea was abnormal and not centered. [REDACTED] advised that, in his opinion, V/MOHAMMED had a broken neck. The other three corpsman and other Marines at the scene when he did not detect any bruising or markings out of the ordinary. An Iraqi male (current detainee) interviewed by NCIS stated V/MOHAMMED had previously had a heart attack.

V/MOHAMMED's body was released to the IP's and taken to an Iraqi hospital where an Iraqi surgeon and the hospital director did not detect any bruising or coloring on the body out of the ordinary. V/MOHAMMED's body was released to his son, [REDACTED] (no further information (NFI)) and supposedly taken to Beyji, Iraq for burial. A copy of the Iraqi Death Certificate was obtained and the doctor, [REDACTED] noted bruising around the neck and shoulder area, as well as bruising around the wrist. The Iraqi Death Certificate did not specifically state cause or manner of death and information obtained from the doctor revealed the cause and manner of death was unknown, but no foul play was suspected. Photographs of the open area where V/MOHAMMED's body was located and the raided houses were obtained. Interviews of Kilo Company Marines, Iraq Police, Iraqi locals from the raided houses and Task Force members were completed.

Investigative effort has developed the following pieces of information for V/MOHAMMED

- V/MOHAMMED's son's name: [REDACTED] (NFI)
- V/MOHAMMED's father's name: [REDACTED]
- V/MOHAMMED's mother's name: [REDACTED]
- V/MOHAMMED's occupation: Laborer
- Marital status: Single
- Province of Birth: Salah Al-Din (or Salah Al-Den depending on correct spelling)
- V/MOHAMMED born circa 1942

The attached photos are of V/MOHAMMED. One was taken the night of the extraction, and the second photo (pdf) was taken 4 hours later by [REDACTED] and his unit that found the body. Also included is the death certificate for V/MOHAMMED.

[REDACTED]  
Resident Agent in Charge  
NCISRA Iraq  
Camp Fallujah, Iraq

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**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

REPORT OF INVESTIGATION (INTERIM)

02AUG07

DEATH (II)

CONTROL: 05FEB07-24IZ-0023-7HMA

V/MOHAMMED, HASAN SALIH/CIV  
M/W/FNIQ/N///SALAH AL DEN, IRAQ  
SUPP: BORN 1942

COMMAND/3RD BATTALION 4TH MARINES/41600

MADE AT/24IZ/CAMP AL ASAD IRAQ [REDACTED] SPECIAL AGENT

**REFERENCES**

- (A) NCISRA Iraq, Camp Al Asad, Iraq, ROI (Interim)/26Mar07 (Contains Exhibits 1-32)
- (B) NCISRA Iraq, Camp Al Asad, Iraq, ROI (Interim)/05May07
- (C) NCISRA Iraq, Camp Al Asad, Iraq, ROI (Interim)/02Jun07
- (D) NCISRA Iraq, Camp Al Asad, Iraq, ROI (Interim)/02Jul07

**EXHIBIT**

- (33) IA: Review of Investigative Efforts/15Jul07... (Copy All)

**EXECUTIVE SUMMARY**

1. On 05Feb07, NCIS Al Asad was advised that Marines from Kilo Company (Kilo), 3rd Battalion, 4th Marines (3/4), Battle Position (BP) Tarawa, Iraq, reported that V/MOHAMMED, an Iraqi detainee, had died during a Task Force 88 raid earlier that morning, and had been left on the makeshift helicopter landing zone (HLZ) for turnover to the Iraqi Police (IP). Information from Task Force 88, initially reported between 0530 and 0600, indicated V/MOHAMMED had a heart attack and expired prior to helicopter extraction. At the time of death, three Navy corpsman quickly examined V/MOHAMMED and opined he expired of natural causes. Approximately 3 1/2 hours later, a fourth corpsman, while on patrol with 3/4, located V/MOHAMMED's body and noted moderate bruising around the neck and heavier (deeper in color) bruising from the clavicle up. Additionally, the corpsman allegedly felt crepitus midline of the right side of the neck, and observed the trachea was abnormal, not centered, and opined that V/MOHAMMED had a broken neck.

2. V/MOHAMMED's body was released to the IP's, taken to Husaybah hospital, and later released to a person purporting to be his son (NFI). V/MOHAMMED's body was allegedly taken back to Beyji, Iraq for burial (NFI). A copy of the Iraqi death certificate was obtained and the doctor, [REDACTED] noted bruising around the neck and shoulder area, as well as bruising around the wrist. The Iraqi death certificate did not specifically state cause or manner of death and information obtained from the doctor revealed the cause and manner of death was unknown, but no foul play was suspected. Photographic coverage of the death scene and interviews of Kilo Company Marines, Iraq Police, Iraqi locals from the raided houses, and Task Force 88 members were completed. This investigation remains open pending feasibility of interviewing detainees captured during the raid and locating and possibly exhuming V/MOHAMMED's remains.

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SUBJ: V/MOHAMMED, HASAN SALIH/CIV  
U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

NARRATIVE

1. This reactive investigation was initiated to determine the circumstances surrounding the death of V/MOHAMMED. No criminal statutes apply at this time.

2. References (A)-(D) detail investigative activities to date. Subsequent to submission of Reference (D), an in-depth review of the case file was conducted and consolidated the following information pertaining to the medical assessments that were rendered to V/MOHAMMED on 05Feb07; Exhibit (33) pertains. Based upon statements provided by three hospital corpsman, [REDACTED], and [REDACTED] the victim possibly died of natural causes. All three corpsman were present with V/MOHAMMED on the night of the raid and the helicopter extraction. All three stated V/MOHAMMED was walking on his own to the HLZ when he fell face first into the ground. V/MOHAMMED was put onto a ladder as a makeshift litter and further carried by members of 3/4 to the HLZ. All three corpsman attempted quick life saving measures but were unable to resuscitate V/MOHAMMED. From approximately 0530-0600, V/MOHAMMED's body was left at the HLZ for turnover to the IP's. Approximately 3 1/2 hours later, at 0900, a Marine patrol from 3/4 located V/MOHAMMED's body near the HLZ in an unsecured open area. It was at this time that another Navy corpsman, [REDACTED] examined the body and opined V/MOHAMMED possibly had a broken neck.

3. On 15Jul07, [REDACTED] Officer in Charge, Joint Prosecution and Exploitation Cell (JPEC), Camp Al Asad, Iraq was contacted. [REDACTED] located one individual rounded up in the same raid as V/MOHAMMED. [REDACTED] related the name of [REDACTED], Iraqi National, and a detainee currently being held at Camp Bucca, Iraq. According to [REDACTED] no other detainees were processed through the JPEC at Camp Al Asad, Iraq, from the raid on or about 05Feb07.

4. On 18Jul07, RA contacted NCIS Special Agents assigned to Camp Bucca, Iraq, for their assistance in locating and interviewing [REDACTED] Iraqi National, at Camp Bucca, Iraq. Results of the interview are still pending.

5. On 02Aug07, [REDACTED] USN, Staff Judge Advocate (SJA), Task Force 714, and Regimental Combat Team Two (RCT-2) SJA [REDACTED] USMC, were briefed on the status of this investigation. [REDACTED] and [REDACTED] were queried as to the feasibility of locating V/MOHAMMED's family members in Beyji, Iraq, for permission to exhume the body for an autopsy. Efforts are ongoing to determine the best course of action. A copy of this case report will be provided to the RCT-2 SJA for forwarding to 3/4 Command. Completion of active investigation is pending the feasibility of locating and possibly exhuming V/MOHAMMED's remains.

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05FEB07-24IZ-0023-7HMA

SUBJ: V/MOHAMMED, HASAN SALIH/CIV

**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

INFO: 024C(M)/24IZ/Task Force 714 SJA (ATTN: [REDACTED])  
CLASS: (E)/RCT-2 SJA (ATTN: [REDACTED]) SJA, RCT-2 (H)

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**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

INVESTIGATIVE ACTION

15JUL07

CONTROL: 05FEB07-24IZ-0023-7HMA

V/MOHAMMED, HASAN SALIH/CIV  
M/W/FNIQ/N///SALAH AL DEN, IRAQ  
SUPP: BORN 1942

REVIEW OF INVESTIGATIVE EFFORTS

1. On 14Jul07, Reporting Agent (RA) conducted an in-depth review of the case file and consolidated the following information pertaining to the medical assessments that were rendered to V/MOHAMMED on 05Feb07. As background, V/MOHAMMED was rounded up in a Task Force 88 raid near Battle Position Tarawa, Iraq during the early morning hours of 05Feb07. V/MOHAMMED allegedly collapsed on the way to a helicopter landing zone (HLZ) and his body was left at the HLZ between 0530 and 0600. Approximately 3 1/2 hours later, a Marine patrol from 3/4 Kilo Co., recovered V/MOHAMMED's body in an unsecured open area believed to be near the HLZ.

2. According to a statement provided by Navy corpsman [REDACTED] he was with another detainee when V/MOHAMMED went down. According to [REDACTED] V/MOHAMMED was walking on his own for approximately 10 minutes before he collapsed. [REDACTED] was the first to examine V/MOHAMMED. [REDACTED] stated he did a shake and shout, meaning he tapped the detainee and yelled "hey" to see if he was conscious. [REDACTED] did a quick ABC (airway, breathing, and circulation) on V/MOHAMMED, to include a quick check of the carotid for a pulse. [REDACTED] stated V/MOHAMMED had a strong pulse and spontaneous respirations. [REDACTED] did a sternal rub and V/MOHAMMED made a little movement and groaned. V/MOHAMMED was placed onto an aircraft ladder to act as a litter and carried to the HLZ. Once at the HLZ, another corpsman, [REDACTED] came to assist and [REDACTED] stated he checked V/MOHAMMED's radial and there was no pulse. [REDACTED] checked V/MOHAMMED's carotid for a pulse and leaned in to feel for any air movement. [REDACTED] also checked with a pulse ox machine on both of V/MOHAMMED's hands. [REDACTED] stated V/MOHAMMED had no pulse and no respirations. [REDACTED] stated he did not check for any trauma or head and neck injuries due to the fact that V/MOHAMMED was walking for about 10 minutes without incident before he collapsed. [REDACTED] has been a paramedic since 2000, and was last recertified in February 2006. [REDACTED] opined V/MOHAMMED had a medical problem and was not injured and incurred no neck injury during transport to the HLZ.

3. According to a statement provided by Navy corpsman [REDACTED] he was the second to assist with the assessment of V/MOHAMMED. [REDACTED] stated he put his head down by V/MOHAMMED's mouth and his hand on the chest to look, listen, and feel for breath and the chest to rise and fall. [REDACTED] checked V/MOHAMMED's pulse with both the radial and carotid and it was absent. [REDACTED] checked V/MOHAMMED's eyes to see if his pupil would react to light and they were fixed and dilated. [REDACTED] stated he did not notice any redness or blood in the eyes. [REDACTED] stated he put the pulse ox machine on

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SUBJ: V/MOHAMMED, HASAN SALIH/CIV

**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

V/MOHAMMED's index finger and it showed zero. [REDACTED] checked his cap refill and no blood returned to V/MOHAMMED's fingernail. [REDACTED] did a quick sweep of the body, checked his neck, and did not feel any crepitus, though [REDACTED] was not specifically looking for it. [REDACTED] opined V/MOHAMMED likely died from a heart attack. [REDACTED] is a nationally registered paramedic since 2001. [REDACTED] stated he has experience with cardiac patients in hospital type settings while becoming nationally certified, and was recertified in December 2006.

4. According to a statement provided by Navy corpsman [REDACTED] he was in the target house when all the detainees were consolidated. [REDACTED] stated all the detainees were sitting upright and there was no one that appeared to have any medical problems. On the way to the HLZ, V/MOHAMMED allegedly collapsed. When [REDACTED] got to V/MOHAMMED on the ground, he stated [REDACTED] was assessing the victim. [REDACTED] stated he could see that V/MOHAMMED was moving around. [REDACTED] stated [REDACTED] relayed V/MOHAMMED had labored breathing but was conscious and just needed to be carried out. [REDACTED] could not remember if V/MOHAMMED was talking or not, but V/MOHAMMED was looking around while being assessed by [REDACTED] stated V/MOHAMMED was put onto a ladder to act as a litter to carry V/MOHAMMED to the HLZ. While on the litter [REDACTED] stated [REDACTED] was near V/MOHAMMED's head so he could continue to assess V/MOHAMMED. Upon reaching the HLZ, [REDACTED] stated [REDACTED] and [REDACTED] told him V/MOHAMMED was not breathing. [REDACTED] saw [REDACTED] and [REDACTED] check V/MOHAMMED's wrist and carotid with no pulse. [REDACTED] saw [REDACTED] and [REDACTED] try a sternal rub with no effect. Again, they checked a pulse ox machine twice with negative results. At that time, [REDACTED] opined V/MOHAMMED had expired. [REDACTED] opined V/MOHAMMED died of a heart attack. [REDACTED] has been a Navy corpsman for 13 years and is a nationally registered paramedic. [REDACTED] stated he has been involved with the assessment and treatment of patients that have had heart attacks and traumatic injuries.

5. On 05Feb07, approximately 3 1/2 hours after being left by the Task Force 88 unit, a security patrol from Kilo Company, 3rd Battalion, 4th Marines located V/MOHAMMED in an unsecured open area near a makeshift HLZ. Navy corpsman [REDACTED] was with the security patrol and upon locating V/MOHAMMED, [REDACTED] performed an [REDACTED] examination. [REDACTED] stated he found no gunshot wounds, no blood shot vessels in the eyes, no cerebral spinal fluid in the ears or nose but allegedly felt crepitus along the midline of the neck. [REDACTED] noted bruising on V/MOHAMMED's neck and shoulders that were described as heavy to mild shades of purple. [REDACTED] opined from the limited information at the scene and a brief physical examination, V/MOHAMMED appeared to have a broken neck. [REDACTED] stated he has been a Navy corpsman since January 2006.

6. On 06Feb07, the day after the raid, [REDACTED] 'USMC' was tasked to locate the Iraqi hospital and any hospital records pertaining to the death of V/MOHAMMED. [REDACTED] stated he and his interpreter spoke to the director of the hospital (NFI) about V/MOHAMMED's death. The director located medical records pertaining to V/MOHAMMED and the documents related V/MOHAMMED had died of natural causes. According to the paperwork, V/MOHAMMED had bruises

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05FEB07-24IZ-0023-7HMA

SUBJ: V/MOHAMMED, HASAN SALIH/CIV. . . . .

**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

on his wrists, neck, and shoulders, and an injury to the right side of the upper lip. Upon translation of the hospital records, the name of the doctor was determined to be [REDACTED]. The doctors did no further investigation into V/MOHAMMED's death as they believed he died of natural causes.

REPORTED BY: [REDACTED] Special Agent  
OFFICE: NCISRA Iraq, Camp Al Asad, Iraq

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**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

REPORT OF INVESTIGATION (INTERIM)

02JUL07

DEATH (II)

CONTROL: 05FEB07-24IZ-0023-7HMA

V/MOHAMMED, HASAN SALIH/CIV  
M/W/FNIQ/N///SALAH AL DEN, IRAQ  
SUPP: BORN 1942

COMMAND/3RD BATTALION 4TH MARINES/41600

MADE AT/24IZ/CAMP AL ASAD IRAQ [REDACTED] SPECIAL AGENT

REFERENCES

- (A) NCISRA Iraq, Camp Al Asad, Iraq, ROI (Interim)/26Mar07 (Contains Exhibits 1-32)
- (B) NCISRA Iraq, Camp Al Asad, Iraq, ROI (Interim)/05May07
- (C) NCISRA Iraq, Camp Al Asad, Iraq, ROI (Interim)/02Jun07

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EXECUTIVE SUMMARY

1. On 05Feb07, NCIS Al Asad was advised that Marines from Kilo Company (Kilo), 3rd Battalion, 4th Marines (3/4), Battle Position (BP) Tarawa, Iraq, reported that V/MOHAMMED, an Iraqi detainee, had died during a Task Force 88 raid earlier that morning, and had been left on the makeshift landing zone for turnover to the Iraqi Police (IP). Information from Task Force 88, initially reported between 0530 and 0600, indicated V/MOHAMMED had a heart attack and expired prior to helicopter extraction. [REDACTED] Kilo Company, 3/4, was sent out to secure V/MOHAMMED's body for turnover to the IP at approximately 0830. [REDACTED] stated he performed a quick examination of the body, which was in the supine position, and noted moderate bruising around the neck and heavier (deeper in color) bruising from the clavicle up. Additionally, [REDACTED] felt crepitus midline of the right side of the neck, and observed the trachea was abnormal and not centered. [REDACTED] advised that, in his opinion, V/MOHAMMED had a broken neck.

2. V/MOHAMMED's body was released to the IP's, taken to Husaybah hospital, and later released to a person purporting to be his son (NFI). V/MOHAMMED's body was taken back to Bayji, Iraq for burial (NFI). A copy of the Iraqi death certificate was obtained and the doctor, [REDACTED] noted bruising around the neck and shoulder area, as well as bruising around the wrist. The Iraqi death certificate did not specifically state cause or manner of death and information obtained from the doctor revealed the cause and manner of death was unknown, but no foul play was suspected. Photographs of the open area where V/MOHAMMED's body was located and the raided houses were obtained. Interviews of Kilo Company marines, Iraq Police, Iraqi locals from the raided houses, and Task Force members were completed. [REDACTED] Commanding Officer, 3/4, Al Qaim, Iraq and [REDACTED] USAF, Judge Advocate, Task Force 88, have been briefed on this investigation. This investigation remains open pending feasibility of interviewing detainees captured during the raid and locating and possibly exhuming V/MOHAMMED's remains from Beyji.

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05FEB07-24IZ-0023-7HMA

SUBJ: V/MOHAMMED, HASAN SALIH/CIV

**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

**NARRATIVE**

1. References (A) and (B) detail investigative activities to date. Subsequent to submission of Reference (C), RA contacted Participant [REDACTED] Joint Prosecution Exploitation Center (JPEC), Al Asad, Iraq and provided him with a list of names of individuals possibly rounded up during the same raid as V/MOHAMMED. Efforts to identify and locate these detainees are ongoing.

2. On 01Jul07, [REDACTED], USAF, Judge Advocate, Task Force 88, was briefed on the status of this investigation. A copy of this case report will be provided to the RCT-2 SJA for forwarding to 3/4 Command. Completion of active investigation pending determination of feasibility of locating and interviewing detainees captured during the raid and locating and possibly exhuming V/MOHAMMED's remains.

**PARTICIPANT**

[REDACTED] Special Agent, JPEC, Al Asad, Iraq

**DISTRIBUTION**

NCISHQ: 0023B(M)

INFO: 024C(M)/24IZ/Task Force 88 SJA (ATTN: [REDACTED])  
(E)/RCT-2 SJA (ATTN: [REDACTED]) SJA, RCT-2 (H)

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**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

REPORT OF INVESTIGATION (INTERIM)

02JUN07

DEATH (II)

CONTROL: 05FEB07-24IZ-0023-7HMA

V/MOHAMMED, HASAN SALIH/CIV  
M/W/FNIQ/N///SALAH AL DEN, IRAQ  
SUPP: BORN 1942

COMMAND/3RD BATTALION 4TH MARINES/41600

MADE AT/24IZ/CAMP AL ASAD IRAQ ██████████ SPECIAL AGENT

REFERENCE(S)

- (A) NCISRA Iraq, Camp Al Asad, Iraq ROI (Interim)/26Mar07 (Contains Exhibits 1-32)
- (B) NCISRA Iraq, Camp Al Asad, Iraq ROI (Interim)/05May07

*bb/b7c*

EXECUTIVE SUMMARY

1. On 05Feb07, NCIS Al Asad was advised that Marines from Kilo Company (Kilo), 3rd Battalion, 4th Marines (3/4), Battle Position (BP) Tarawa, Iraq, reported that V/MOHAMMED, an Iraqi detainee, had died during a Task Force 88 raid earlier that morning, and had been left on the makeshift landing zone for turnover to the Iraqi Police (IP). Information from Task Force 88, initially reported between 0530 and 0600, indicated V/MOHAMMED had a heart attack and expired prior to helicopter extraction. ██████████ Kilo Company, 3/4, was sent out to secure V/MOHAMMED's body for turnover to the IP at approximately 0830. ██████████ stated he performed a quick examination of the body, which was in the supine position, and noted moderate bruising around the neck and heavier (deeper in color) bruising from the clavicle up. Additionally, ██████████ felt crepitus midline of the right side of the neck, and observed the trachea was abnormal and not centered. ██████████ advised that, in his opinion, V/MOHAMMED had a broken neck.

2. V/MOHAMMED's body was released to the IP's, taken to Husaybah hospital, and later released to a person purporting to be his son (NFI). V/MOHAMMED's body was taken back to Bayji, Iraq for burial (NFI). A copy of the Iraqi death certificate was obtained and the doctor, Ali Mohsen Al-Anni, noted bruising around the neck and shoulder area, as well as bruising around the wrist. The Iraqi death certificate did not specifically state cause or manner of death and information obtained from the doctor revealed the cause and manner of death was unknown, but no foul play was suspected. Photographs of the open area where V/MOHAMMED's body was located and the raided houses were obtained. Interviews of Kilo Company marines, Iraq Police, Iraqi locals from the raided houses, and Task Force members were completed. ██████████, Commanding Officer, 3/4, Al Qaim, Iraq and ██████████ USAF, Judge Advocate, Task Force 88, have been briefed on this investigation. This investigation remains open pending feasibility of interviewing detainees captured during the raid and locating and possibly exhuming V/MOHAMMED's remains from Beyji.

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05FEB07-24IZ-0023-7HMA

SUBJ: V/MOHAMMED, HASAN SALIH/CIV

**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

**NARRATIVE**

1. Subsequent to submission of Reference (B), contact was made with Participant [REDACTED] Joint Prosecution Exploitation Center (JPEC), Al Asad, Iraq regarding identifying and locating detainees captured during the same raid as V/MOHAMMED. Attempts to do so are ongoing.
2. On 01Jun07, [REDACTED], USAF, Judge Advocate, Task Force 88, was briefed on the status of this investigation. A copy of this case report will be provided to the RCT-2 SJA for forwarding to 3/4 Command. Completion of active investigation pending determination of feasibility of locating and interviewing detainees captured during the raid and possible location and exhumation of V/MOHAMMED's remains. This case is being transferred to Special Agent [REDACTED] NCIS Camp Al Asad, Iraq.

**PARTICIPANT**

[REDACTED] Special Agent, JPEC, Al Asad, Iraq

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NCISHQ: 0023B

INFO: 024C/24IZ/TASK FORCE 88 SJA (ATTN: [REDACTED] (E)/  
RCT-2 SJA (ATTN: [REDACTED], SJA, RCT-2 (H)

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## U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

REPORT OF INVESTIGATION (INTERIM)

05MAY07

DEATH (II)

CONTROL: 05FEB07-24IZ-0023-7HMA

V/MOHAMMED, HASAN SALIH/CIV  
M/W/FNXX/N///SALAH AL DEN, IRAQ  
SUPP: BORN 1942

COMMAND/3RD BATTALION 4TH MARINES/41600

MADE AT/24IZ/CAMP AL ASAD IRAQ/ [REDACTED] SPECIAL AGENT

### REFERENCE(S)

(A) NCISRA Iraq, Camp Al Asad, Iraq, ROI (INTERIM)/26Mar07 (Contains Exhibits 1-32)

### EXECUTIVE SUMMARY

1. On 05Feb07, NCISRA Iraq, Camp Al Asad, Iraq, was advised that Marines from Kilo Company (Kilo), 3rd Battalion, 4th Marines (3/4), Battle Position (BP) Tarawa, Iraq, reported that V/MOHAMMED, an Iraqi detainee, had died during a Task Force 88 raid earlier that morning, and had been left on the makeshift landing zone for turnover to the Iraqi Police (IP). Information from Task Force 88, initially reported between 0530 and 0600, indicated V/MOHAMMED had a heart attack and expired prior to helicopter extraction. [REDACTED] Kilo Company, 3/4, was sent out to secure V/MOHAMMED's body for turnover to the IP at approximately 0830. [REDACTED] stated he performed a quick examination of the body, which was in the supine position, and noted moderate bruising around the neck and heavier (deeper in color) bruising from the clavicle up. Additionally, [REDACTED] felt crepitus midline of the right side of the neck, and observed the trachea was abnormal and not centered. [REDACTED] advised that, in his opinion, V/MOHAMMED had a broken neck.

2. V/MOHAMMED's body was released to the IP's, taken to Husaybah hospital, and later released to a person purporting to be his son (NFI). V/MOHAMMED's body was taken back to Bayji, Iraq for burial (NFI). A copy of the Iraqi death certificate was obtained and the doctor [REDACTED] noted bruising around the neck and shoulder area, as well as bruising around the wrist. The Iraqi death certificate did not specifically state cause or manner of death and information obtained from the doctor revealed the cause and manner of death was unknown, but no foul play was suspected. Photographs of the open area where V/MOHAMMED's body was located and the raided houses were obtained. Interviews of Kilo Company Marines, Iraq Police, Iraqi locals from the raided houses, and Task Force members were completed. This investigation remains open pending additional interviews and attempting to locate and determine the feasibility of exhuming V/MOHAMMED's remains from Beyji.

### NARRATIVE

1. This is a reactive investigation initiated to determine the cause of V/MOHAMMED's death. No statutes apply at this time.

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05FEB07-24IZ-0023-7HMA

SUBJ: V/MOHAMMED, HASAN SALIH/CIV

**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

2. Subsequent to the submission of Reference (A), Reporting Agent assumed case control of this investigation.

3. On 04May07, [REDACTED], USAF, Judge Advocate, Task Force 88, Camp Al Asad, Iraq, was briefed on the status of this investigation. A copy of this report will be provided to the RCT-2 Staff Judge Advocate (SJA), Camp Al Asad, Iraq for forwarding to 3/4 Command. Completion of active investigation pending locating and interviewing detainees captured during the raid and determination of the feasibility in locating and exhuming V/MOHAMMED's remains.

**DISTRIBUTION**

NCISHQ: 0023B

INFO: 0024C/0024IZ/TASK FORCE 88 SJA (ATTN: [REDACTED])  
Camp Al Asad, Iraq(E)/RCT-2 SJA (ATTN: [REDACTED])  
Camp Al Asad, Iraq (H)

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# U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

REPORT OF INVESTIGATION (INTERIM)

26MAR07

DEATH (II)

CONTROL: 05FEB07-24IZ-0023-7HMA

V/MOHAMMED, HASAN SALIH/CIVILIAN  
M/W/FNXX/N///SALAH AL DEN, IRAQ  
SUPP: BORN 1942

COMMAND/3RD BATTALION 4TH MARINES/41600

MADE AT/24IZ/AL ASAD IRAQ [REDACTED] SPECIAL AGENT

## EXHIBIT(S)

- (1) IA: Results of Telephonic Contact with [REDACTED] USN/24Mar07... (Copy All)
- (2) IA: Results of Interview of [REDACTED] USN/23Mar07... (Copy All)
- (3) IA: Results of Interview of [REDACTED] USMC/22Mar07... (Copy All)
- (4) IA: Results of Interview of [REDACTED] USMC/21Mar07... (Copy All)
- (5) IA: Results of Interview of [REDACTED] USMC/21Mar07... (Copy All)
- (6) IA: Results of Interview of [REDACTED] USMC/21Mar07... (Copy All)
- (7) IA: Results of Interview of [REDACTED] USMC/21Mar07... (Copy All)
- (8) IA: Results of Interview of [REDACTED] USMC/21Mar07... (Copy All)
- (9) IA: Results of Interview of [REDACTED] SMC/21Mar07... (Copy All)
- (10) IA: Results of Death Scene Examination/25Mar07... (Copy All)
- (11) IA: Results of Interview of [REDACTED] SMC/21Mar07... (Copy All)
- (12) IA: Results of Interview of [REDACTED] 21Mar07... (Copy All)
- (13) IA: Results of Receipt of Hospital Records and Translation/23Mar07... (Copy All)
- (14) IA: Results of Interview with [REDACTED] 24Mar07... (Copy All)
- (15) IA: Results of Receipt of Photographs of V/MOHAMMED/24Mar07... (Copy All)
- (16) IA: Results of Interview with [REDACTED] Iraqi Police/24Mar07... (Copy All)
- (17) IA: Results of Interview with Iraqi Nationals and review of raided houses/22Mar07... (Copy All)
- (18) IA: Results of Receipt of Task Force 88 Statements from [REDACTED] USAF/23Mar07... (Copy All)
- (19) Statement of [REDACTED] 23Feb07... (Copy All)
- (20) Statement of [REDACTED] 23Feb07... (Copy All)
- (21) Statement of [REDACTED] /24Feb07... (Copy All)
- (22) Statement of [REDACTED] 24Feb07... (Copy All)
- (23) Statement of [REDACTED] 24Feb07... (Copy All)
- (24) Statement of [REDACTED] 24Feb07... (Copy All)

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SUBJ: V/MOHAMMED, HASAN SALIH/CIVILIAN  
**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

- (25) Statement of [REDACTED] /24Feb07... (Copy All)
- (26) Statement of [REDACTED] /24Feb07... (Copy All)
- (27) Statement of [REDACTED] /24Feb07... (Copy All)
- (28) Statement of [REDACTED] /23Feb07... (Copy All)
- (29) IA: Results of Interview of [REDACTED] SN/24Mar07... (Copy All)
- (30) IA: Results of Interview of [REDACTED] and [REDACTED] [REDACTED] 24Mar07... (Copy All)
- (31) IA: Results of Photographic Documentation of a Task Force 88 Ladder/26Mar07... (Copy All)
- (32) IA: Results of Arabic Document Translation/26Mar07... (Copy All)

**EXECUTIVE SUMMARY**

1. On 05Feb07, [REDACTED] Staff Judge Advocate (SJA), Regimental Combat Team 2 (RCT-2), USMC, Camp Ripper, Al Asad, Iraq, advised that Marines from Kilo Company, 3rd Battalion 4th Marines, Battle Position (BP) Tarawa, Iraq, reported a detainee (V/MOHAMMED) had died during a Task Force 88 (OCF-I) raid and had been left on the makeshift landing zone for turnover to the local Iraq police. Initial information from Task Force 88, which was reported between 0530-0600, on 05Feb07, indicated the detainee had a heart attack and expired prior to helicopter extraction. [REDACTED] Kilo Company, 3rd Battalion, 4th Marines, BP Tarawa, was sent out on patrol to secure V/MOHAMMED's body for turnover to the Iraqi Police (IP) at approximately 0830, on 05Feb07. [REDACTED] stated he performed a quick examination of the body, which was in the supine position, and noted moderate bruising around the neck and heavier (deeper in color) bruising from the clavicle up. Additionally, [REDACTED] felt cricoid midline of the right side of the neck and observed that the trachea was abnormal and not centered. [REDACTED] advised, in his opinion, V/MOHAMMED had a broken neck.

2. V/MOHAMMED's body was released to the IP's and taken to Husaybah hospital and later released to a person reported to be his son (NFI). V/MOHAMMED's body was taken back to Beyji, Iraq, for burial (NFI). A copy of the Iraqi death certificate was obtained and the doctor [REDACTED] noted bruising around the neck and shoulder area as well as bruising around the wrist. The Iraqi death certificate did not specifically state cause or manner of death and information obtained from the doctor revealed the cause and manner of death was unknown but no foul play was suspected. Photographs of the open area where V/MOHAMMED's body was located and the raided houses were obtained. Interviews of Kilo Company marines, Iraq Police, Iraqi locals from the raided houses and Task Force members were completed. [REDACTED] Commanding Officer, 3/4, Al Qaim, Iraq and [REDACTED] USAF, Judge Advocate, Task Force 88, have been briefed on this investigation. This investigation remains open pending feasibility of interviewing detainees captured during the raid and locating and possibly exhuming V/MOHAMMED's remains from Beyji.

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**NARRATIVE**

1. This is a reactive investigation initiated to determine the cause of V/MOHAMMED's death. No statutes apply at this time.

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1-36

SUBJ: V/MOHAMMED, HASAN SALIH/CIVILIAN

**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

2. On 05Feb07, [REDACTED] Staff Judge Advocate (SJA), Regimental Combat Team 2 (RCT-2), USMC, Camp Ripper, Al Asad, Iraq, advised that Marines from Kilo Company, 3rd Battalion 4th Marines, Battle Position (BP) Tarawa, Iraq, reported a detainee (V/MOHAMMED) had died during a Task Force 88 (OCF-I) raid and had been left on the makeshift landing zone for turnover to the local Iraq police. Initial information from Task Force 88, which was reported between 0530-0600, on 05Feb07, indicated the detainee had a heart attack and expired prior to helicopter extraction. On 06Feb07, telephonic contact with [REDACTED] Kilo Company, 3rd Battalion, 4th Marines, BP Tarawa, indicated he was sent out on patrol to secure V/MOHAMMED's body for turnover to the Iraqi Police (IP) at approximately 0830, on 05Feb07. [REDACTED] stated he performed a quick examination of the body, which was found in the supine position, and noted moderate bruising around the neck and heavier (deeper in color) bruising from the clavicle up. Additionally, [REDACTED] felt cricoid midline of the right side of the neck and observed that the trachea was abnormal and not centered. [REDACTED] related he did not see "pooling of blood" on V/MOHAMMED's body, to include his back, and he indicated the body was cool to the touch. [REDACTED] advised, in his opinion, V/MOHAMMED had a broken neck as no other injuries were noted.

3. On 08Feb07, upon arrival at BP Tarawa, via convoy transport from Camp Al Qaim, [REDACTED] provided a hand written statement, drawings of the area in which V/MOHAMMED's body was located and a drawing depicting the area of bruising he described, exhibits (1)-(2) provide amplifying details. Interviews of the Kilo Company Marines on patrol with [REDACTED] provided additional information. [REDACTED] advised a GPS coordinate, FU [REDACTED] was taken directly over V/MOHAMMED's body in order to record the location of the body. Additionally, [REDACTED] indicated flex cuffs were found approximately 30 meters away from V/MOHAMMED's body and that someone (NFI) appeared to have placed an oil can with a large rock near the head of V/MOHAMMED, as if to mark the area, exhibit (3) pertains. Interviews of [REDACTED] and [REDACTED] did not reveal additional information pertaining to V/MOHAMMED's injuries or the death scene, exhibits (4)-(5) pertain.

4. On 08Feb07, [REDACTED] related he was manning Post Four on BP Tarawa and indicated he could observe some of the activity during the raid on 05Feb07 due to the location of the homes involved, exhibit (6) pertains. [REDACTED] did not observe V/MOHAMMED being carried on the ladder and could not observe the landing zone. [REDACTED] indicated he heard explosions and shots shortly after 0300 while he was manning Post One on BP Tarawa, exhibit (7) pertains. [REDACTED] indicated he was on watch from midnight until 0600 but did not personally hear the radio transmission regarding the body being left on the Helicopter Landing Zone (HLZ), exhibit (8) pertains.

5. [REDACTED] reported he was Corporal of the Guard (COG) and indicated he did not hear the transmission regarding V/MOHAMMED's body being left at the LZ but believed the call was received around 0500. [REDACTED] related on 06Feb07 he was on foot patrol and went by the raided houses and was asked to review the damage. [REDACTED] indicated approximately sixty people where in the street area near

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SUBJ: V/MOHAMMED, HASAN SALIH/CIVILIAN

**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

the homes expressing concern with what had happened, exhibit (9) pertains.

6. On 08Feb07 a death scene examination was conducted of the open area where V/MOHAMMED's body was found. It was determined by weather reports that it was approximately 41-65 degrees and overcast on 05Feb07. Upon examination it was noted someone (NFI) had drawn a partial body outline in the dirt where V/MOHAMMED was previously located, exhibit (10) pertains. On 08Feb07, [REDACTED] Kilo Company, 3/4, Hue City, Iraq, related that on 06Feb07 he obtained a copy of the hospital records pertaining to V/MOHAMMED. According to [REDACTED] and the interpreter, [REDACTED] the doctor and hospital director indicated the paperwork recorded bruising on the hand/wrist and neck area of V/MOHAMMED. Additionally, the doctor, identified as [REDACTED] and the hospital director, related the body had been released to a family member (NFI) on 05Feb07, exhibits (11)-(12) pertain. Subsequently the hospital records were translated, and under cause of death, the following information was recorded: existence of [illegible] in the neck, limbs and wraps in his hands, exhibit (13) pertains. Due to operational tempo within the city at this time it was determined that an additional interview of the doctor was not able to occur.

7. On 08Feb07, [REDACTED] Iraqi National who had been detained on 06Feb07, indicated he was family with those detained on 05Feb07 from house 518. [REDACTED] reported V/MOHAMMED was in town with his son, [REDACTED] (NFI), from Beyji to pick up a truck. [REDACTED] related he spoke with the people in the house and heard that V/MOHAMMED may have had heart problems but he could not provide a name of a person who told him that, exhibit (14) pertains.

8. On 09Feb07, [REDACTED] provided photographs of V/MOHAMMED taken by the Iraqi Police on 05Feb07 on the HLZ prior to transport to the hospital, exhibit (15) pertains. [REDACTED], Iraqi Police, related he spoke with members of house 518, on 06Feb07, and learned V/MOHAMMED was from Beyji and that a ten year boy claimed V/MOHAMMED died because he was thrown out of a helicopter, exhibit (16) pertains. [REDACTED] confirmed the photographs of V/MOHAMMED were taken by Iraqi Police. On 09Feb07, interviews were accomplished at the raided houses while on foot patrol with Kilo Company. During the interview, pictures of the house were obtained and the ten year old boy who claimed that V/MOHAMMED was thrown from a helicopter acknowledged he did not see how V/MOHAMMED died, exhibit (17) pertains.

9. On 19Feb07, [REDACTED], USAF, Judge Advocate, Task Force 88, provided ten statements from Task Force 88 Members regarding their knowledge of V/MOHAMMED's death, exhibit (18) provides amplifying details. On the 23rd and 24th of February, clarifying statements were obtained from Task Force 88 members [REDACTED] related he was walking with V/MOHAMMED when he just passed out. [REDACTED] reported he fell forward, down on his knees and then hit the ground. [REDACTED] indicated V/MOHAMMED's face hit the ground when he went down. [REDACTED] related V/MOHAMMED was moved onto a ladder after being evaluated by a medic and transported to the HLZ, exhibit (19)

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SUBJ: V/MOHAMMED, HASAN SALIH/CIVILIAN

**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

pertains. [REDACTED] stated he was walking behind V/MOHAMMED and [REDACTED] when V/MOHAMMED just fell down, exhibit (20) pertains.

10. [REDACTED] reported that after the raid, prior to leaving the residence, all detainees were consolidated and no injuries or medical conditions were noted. [REDACTED] indicated after V/MOHAMMED collapsed he noticed [REDACTED] assess him. [REDACTED] reported he had labored breathing but was conscious when he was placed on the ladder, exhibit (21) pertains. [REDACTED] related he helped carry V/MOHAMMED to the HLZ and described the terrain as difficult with rocks and boulders but that the detainee did not move while on the ladder, exhibit (22) pertains.

11. On 24Feb07, [REDACTED] reported after V/MOHAMMED fell down he determined he had a strong pulse and spontaneous respirations. Upon conducting a sternal rub, in order to determine his response level, V/MOHAMMED groaned. [REDACTED] indicated they centered V/MOHAMMED on the ladder and put flex cuffs back on him to help prevent his arms from hanging off the ladder but they did not secure him to the ladder. [REDACTED] stated V/MOHAMMED's head was resting on a rung of the ladder when he was first moved onto the ladder. Once at the HLZ V/MOHAMMED was reassessed and found to have no pulse and no respirations. [REDACTED] stated in his opinion V/MOHAMMED incurred no neck injury during transport and died of medical causes, exhibit (23) pertains.

12. [REDACTED] indicated once V/MOHAMMED reached the HLZ he completed a secondary assessment after [REDACTED] had determined there was no pulse and no respirations. [REDACTED] stated he cut off the flex cuffs and checked V/MOHAMMED's pulse and respirations. V/MOHAMMED's pupils did not react to light and they were fixed and dilated. [REDACTED] advised he checked V/MOHAMMED's neck and felt no crepitus and due to conducting his visual inspection in the dark with red light he did not notice any bruising or discoloration if there was any. [REDACTED] advised in his opinion, V/MOHAMMED should not have had a neck injury from transport, exhibit (24) pertains.

13. [REDACTED] indicated he was one of the people who assisted with transporting V/MOHAMMED to the HLZ and reported they put the ladder down at least once during transport in order to switch positions, exhibit (25) pertains. [REDACTED] related he spoke with the detainee briefly while in the house prior to movement to the HLZ and saw no injuries and no breathing issues, exhibit (26) pertains. [REDACTED] advised he saw people carrying a detainee on a ladder and went over to assist them. [REDACTED] stated after it was determined the detainee was dead; he removed him (V/MOHAMMED), by himself, from the ladder. [REDACTED] moved his upper body first and then his legs and waist. [REDACTED] related he felt the ladder was eight feet tall and that V/MOHAMMED was close to six feet tall, exhibit (27) pertains.

14. [REDACTED] stated upon hearing that V/MOHAMMED could not be provided any further medical assistance he made the decision to contact the local unit and request they coordinate with the Iraqi Police to retrieve V/MOHAMMED's body, exhibit (28) pertains. [REDACTED] reported he was asked to take a picture of V/MOHAMMED and

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05FEB07-24IZ-0023-7HMA

SUBJ: V/MOHAMMED, HASAN SALIH/CIVILIAN

**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

obtained one while he was on the ladder at the HLZ, exhibit (29) pertains. [REDACTED] and [REDACTED] related a military working dog engaged one of the men inside house 518 but it was not V/MOHAMMED, exhibit (30) pertains.

15. On 24Feb07, a photograph was taken of one of the Task Force 88 ladders similar to the one V/MOHAMMED was transported on. The ladder measured seven feet and 1 3/4 inches long, exhibit (31) pertains. On 25Feb07, a translation of the list of detainees provided by family members in house 518 was obtained from the Document Exploitation Unit (DOCEX), Al Asad, Iraq. According to interviews conducted on 09Feb07 and the translated documents, there were three additional people from Beyji who were detained. These people were identified as [REDACTED] and [REDACTED] exhibit (32) pertains.

16. [REDACTED] Commanding Officer, 3/4, Al Qaim, Iraq and [REDACTED] USAF, Judge Advocate, Task Force 88, have been briefed on this investigation. This investigation remains open pending feasibility of interviewing detainees captured during the raid and locating and possibly exhuming V/MOHAMMED's remains from Beyji.

**PARTICIPANT(S)**

[REDACTED] Special Agent, NCIS Camp Al Asad, Iraq

**DISTRIBUTION**

NCISHQ: 0023B (M)

INFO: 0023B/024C/24I [REDACTED], CO, 3/4, AL QAIM (M) [REDACTED]

[REDACTED], USAF, JAG, TASK FORCE 88 (H) [REDACTED]

[REDACTED] SJA, RCT-2 (H)

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Page 6

LAST [REDACTED] V2 LNN

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**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

INVESTIGATIVE ACTION

24MAR07

CONTROL: 05FEB07-24IZ-0023-7HMA

V/MOHAMMED, HASAN SALIH/CIVILIAN  
M/W/FNXX/N///SALAH AL DEN, IRAQ  
SUPP: BORN 1942

RESULTS OF TELEPHONIC CONTACT WITH [REDACTED]

1. On 06Feb07, Reporting Agent (RA) telephonically spoke with [REDACTED] Kilo Company, 3rd Battalion, 4th Marines, Battle Position (BP) Tarawa, Iraq, regarding his knowledge of V/MOHAMMED's death. [REDACTED] related he was at the rear of the patrol when they came upon the body. [REDACTED] reported he took a 'quick' look for breathing and pulse but there was neither present. [REDACTED] indicated he saw no gun shot wounds and V/MOHAMMED was lying on his back with his stomach exposed. [REDACTED] advised V/MOHAMMED was wearing gray colored pajamas, had salt and pepper hair, was approximately forty years old, and his skin was cool to the touch. [REDACTED] stated he was not in rigor, had nothing (obstructions) in his mouth, had no head trauma, and upon palpation [REDACTED] felt crepitus in V/MOHAMMED's neck.

2. Additionally, [REDACTED] noted bruising/contusions around the neck and shoulder area. [REDACTED] described the bruising similar to lines and the width of fingers but he could not be sure. [REDACTED] described the bruising as dark purple in some areas and lighter in others. [REDACTED] advised he saw no other bruising on V/MOHAMMED's body, not even on his back. RA asked [REDACTED] if he felt V/MOHAMMED died of a heart attack or in some other manner. [REDACTED] replied he could not be certain if he had a heart problem, but in his opinion V/MOHAMMED had a broken neck. No further information was obtained at this time.

REPORTED BY: [REDACTED] SPECIAL AGENT  
OFFICE: AL ASAD, IRAQ

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Page 1

LAST [REDACTED] V2 LNY

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EXHIBIT (1)

E 44

# U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

INVESTIGATIVE ACTION

23MAR07

CONTROL: 05FEB07-24IZ-0023-7HMA

V/MOHAMMED, HASAN SALIH/CIVILIAN  
M/W/FNXX/N///SALAH AL DEN, IRAQ  
SUPP: BORN 1942

## RESULTS OF INTERVIEW OF [REDACTED]

1. On 08Feb07, Reporting Agent (RA) interviewed [REDACTED] USN, Kilo Company, 3rd Battalion, 4th Marines, Battle Position (BP), Tarawa, Iraq, regarding his knowledge of the events leading to the discovery of V/MOHAMMED's body on 05Feb07.
2. On 05Feb07, [REDACTED] related he was on patrol and upon returning to BP TARAWA, [REDACTED] notified the patrol they needed to locate a body that had been left at a Landing Zone (LZ) from a raid last night. [REDACTED] reported they located the body, later identified as V/MOHAMMED, and security points were set up while he conducted an examination of the body. [REDACTED] reported V/MOHAMMED's body was found in a supine position. [REDACTED] stated he found no gunshot wounds, no blood shot vessels in the eyes, no Cerebral Spinal Fluid (CSF) in the ears or nose but felt crepitus along midline of neck. [REDACTED] indicated he noticed bruising on V/MOHAMMED's neck and shoulders that were described as heavy to mild shades of purple. [REDACTED] related he checked V/MOHAMMED's back for injuries and found no wounds and "no pooling of blood". [REDACTED] stated, in his opinion, from the limited information and a brief physical evaluation, he believed V/MOHAMMED had a broken neck. [REDACTED] provided a handwritten statement, discussing the events surrounding V/MOHAMMED's discovery and examination. A handwritten statement was taken due to the fact BP TARAWA was without generator electricity during the time of RA's visit, enclosure (A) pertains. [REDACTED] advised he had also been asked to provide a statement to command about his examination, which RA received on 09Feb07, enclosure (B) pertains.
3. [REDACTED] drew a picture depicting the area in which V/MOHAMMED's body was located as well as a picture depicting the bruising [REDACTED] reported seeing on V/MOHAMMED, enclosures (C)- (D) pertain.

## ENCLOSURE(S)

- (A) Handwritten Statement of [REDACTED] /08Feb07
- (B) Typed Statement of [REDACTED] /Undated
- (C) Drawing of area where V/MOHAMMED location/08Feb07
- (D) Drawing depicting bruising on V/MOHAMMED/08Feb07

## BIOGRAPHICAL DATA

EMPLOYMENT: KILO COMPANY, 3/4, II MEF

SSN: [REDACTED]

DOB: [REDACTED]

POB: [REDACTED]

OTHER: [REDACTED]

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Page 1

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**EXHIBIT (2)**

E 42

05FEB07-24IZ-0023-7HMA

SUBJ: V/MOHAMMED, HASAN SALIH/CIVILIAN  
**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

REPORTED BY: ██████████, SPECIAL AGENT  
OFFICE: AL ASAD, IRAQ

*b6/b7c*

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Page 2 LAST ████████ V2 LNY

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*1543*

STATEMENT OF [REDACTED]

PLACE BP TARAWA

PAGE 1 OF 3

DATE: 08 FEB 07

I, [REDACTED] USN, AM PROVIDING A STATEMENT ABOUT THE BODY LEFT AT LZ AREW ON 05 FEB 07. THIS STATEMENT IS GIVEN OF MY OWN FREE WILL WITHOUT THREATS OR PROMISES MADE TO ME [REDACTED]

FOR PURPOSES OF IDENTIFICATION I CAN BEST BE DESCRIBED AS A [REDACTED] MAN. I WAS BORN ON [REDACTED] IN [REDACTED]. I HAVE [REDACTED] HAIR AND [REDACTED] EYES. I AM APPROXIMATELY [REDACTED] INCHES TALL AND WEIGHT APPROXIMATELY [REDACTED] POUNDS. I HAVE BEEN A USN CORPSMAN SINCE JAN 2006. I AM ASSIGNED TO KILO COMPANY, 3/4, 2ND PLATOON [REDACTED]

[REDACTED] THE MORNING OF FEB 05 APPROX AROUND 0600 I WAS WOKEN UP FOR A SECURITY PATROL TO THE HEAD. ON MY WAY TO CP (COMMAND POST) I HEARD SOME EXPLOSION AND LOW ALT HELO. FLY BY'S. APPROX 30 MIN AFTER ARRIVING IN THE CP AND RECEIVING OUR BRIEF WE STEPPED ON POINT. THERE WAS [REDACTED] & [REDACTED] FOLLOWED BY OUR RO. [REDACTED] THEN [REDACTED], MYSELF [REDACTED] AND [REDACTED] IN THE REAR. THE INITIAL PATROL WAS ORDINARY AND WE HAD GOTTEN BACK INTO THE ECP [REDACTED] OF BP TARAWA AN HOUR AND A HALF AFTER WE STEPPED. [REDACTED] SAVE THE FRAGS TO [REDACTED] AND PTL [REDACTED]; ONCE WE ARRIVED BACK INTO FRIENDLY LINES, WE PUNCHED OUT INTO <sup>THE</sup> NORTHWEST REGION [THE RUINS]. AFTER TRAVELING FOR ABOUT 750M WE HIT THE BODY [REDACTED]

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Enclosure (A)

E 44

STMT OF [REDACTED]

PAGE 2 OF 3

002807

[REDACTED] CALLS ME UP TO TAKE A LOOK AT THE BODY. BODY APPEARED TO BE THAT OF A EARLY TO MID 40'S, <sup>IRAQI MALE</sup> SALT & PEPPERED HAIR, 5'0" CLOCK SHAVE, GREY COTTON PAJAMA'S, HE WASN'T WEARING SHOES OR ANY OTHER ACCESSORIES i.e. (GLASSES, WATCH, ETC..)

[REDACTED] THE LOCATION OF THE BODY WAS ABOUT 100M FROM THE LAST SHACK ON THE WESTERN SIDE OF THE RUINS. THERE WERE NO OTHER CIVILIANS, IP'S, IA'S, OR PATROLS IN THE AREA; THERE WERE NO INSTRUMENTS AROUND THE BODY SUGGESTING AN LZ, OR DETAINEE SITE.

[REDACTED] THE BODY WAS IN THE SUPINE POSITION. THE HEAD WAS ON ITS <sup>RIGHT</sup> SIDE AND THE ABDOMEN WAS EXPOSED. I BEGAN TO GET A BETTER LOOK OF THE BODY FROM ITS LEFT SIDE. I TOOK CAROTID PULSE THE BODY WAS DRT I THEN POSITIONED THE HEAD CENTER WITH THE BODY. I OPENED THE MOUTH, <sup>WERE</sup> THERE NO OBSTRUCTIONS OR BREATHING. AS I LAYED THE HEAD BACK IN THE POSITION FOUND I FELT DECRIPATATION. I CHECKED THE EYES NO BLOOD SHOT VESSELS, THAN THE EARS AND NOSE NO SIGNS OF CSF (CEREBRAL SPINAL FLUID) THERE WERE NO ABNORMALITIES ON THE SURFACE OF THE SKULL. THE NECK WAS BRUISED HEAVILY AROUND THE NECK AND SHOULDERS.

[REDACTED] THERE WAS NO PULSE, NO SIGNS OF BREATHING. DECRIPITUS <sup>RIGHT SIDE OF THE</sup> FELT MIDLINE OF THE NECK. ABNORMAL SITTING OF THE TRACHEA. MODERATE BRUISING ON SIDES OF THE NECK. HEAVIER BRUISING <sup>BRUISES</sup> ALONG THE COLLAR BONE. <sup>TOXIC</sup> BRUISES WERE PURPLE IN COLOR.

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E 45

STMT [REDACTED] PAGE 3 OF 3 08 FEB 07

[REDACTED] LINE-LIKE SHAPES BRUISING FOUND WAS FROM THE CLAVICLE UP. NO TRAUMA OR BRUISING TO THE HEAD. NO BRUISING OR TIES AROUND WRIST & ANKLES. HANDS POSITIONED <sup>PALMS</sup> ~~HAND~~ DOWN ARMS WERE FOUND ON THE SIDE OF THE BODY. I DID A FINGER-SWEEP OF BODY TO CHECK FOR POOLING OF BLOOD NOTHING FOUND. A ROLLOVER AND THOROUGH LOOK AT THE BACK WAS NOT CONDUCTED ~~TO~~ DUE TO FLIABLE SKIN AND TEMPATURE THE BODY HADN'T SET FOR ND MORE THAN 2 HRS. IN MY OPINION I BELIEVE HE HAD A BROKEN NECK [REDACTED]

[REDACTED]'S ARRIVED ON SCENE 30 MINUTES LATER TO TAKE THE BODY. [REDACTED]

[REDACTED] I HAVE DRAWN A DIAGRAM OF BODY'S POS. & DIAGRAM OF BRUISES ON THE NECK. AS ATTACHMENTS A & [REDACTED]

THIS STATEMENT, CONSISTING OF THIS PAGE & 2 OTHER PAGE(S) WAS HANDWRITTEN BY MYSELF AND SA [REDACTED] AS WE DISCUSSED ITS CONTENTS. I HAVE READ AND UNDERSTAND THE ABOVE STATEMENT. I HAVE BEEN GIVEN THE OPPORTUNITY TO MAKE ANY CHANGES OR CORRECTIONS I DESIRE TO MAKE AND HAVE PLACED MY INITIALS OVER THE CHANGES OR CORRECTIONS. THIS STATEMENT IS THE TRUTH TO THE BEST OF MY KNOWLEDGE AND BELIEF.

Signature [REDACTED]

Sworn and Subscribed before me this 8th day of Feb 2007 at BP TANARA [REDACTED]

Rep. Not

Auth. derived from ART 134, UCMJ (10 USC 936)

and 5 USC 303 [REDACTED]

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NAVAL CRIMINAL INVESTIGATIVE SERVICE

DELETED PAGE INFORMATION SHEET

Page(s) E 47, Encl B)

withheld entirely at this location. One or more of the following explain this decision:

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Documents originated with other government agency(ies).  
Referred to them for review and direct response to you.

         Pages contain information furnished by other government  
agency(ies). We will advise you of releasability of information  
following consultation with agency(ies).

Comments: TO:

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\_\_\_\_\_  
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ATTN: FOIA  
UNITED STATES MARINE CORPS FORCES  
CENTRAL COMMAND  
7115 S. BOUNDARY BLVD., BLDG 535  
MACDILL AFB, FL 33621-5101  
\_\_\_\_\_  
\_\_\_\_\_

PP  
TARANA

MSK DONZE

750m

CEMETERY

SHOPS

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BODY

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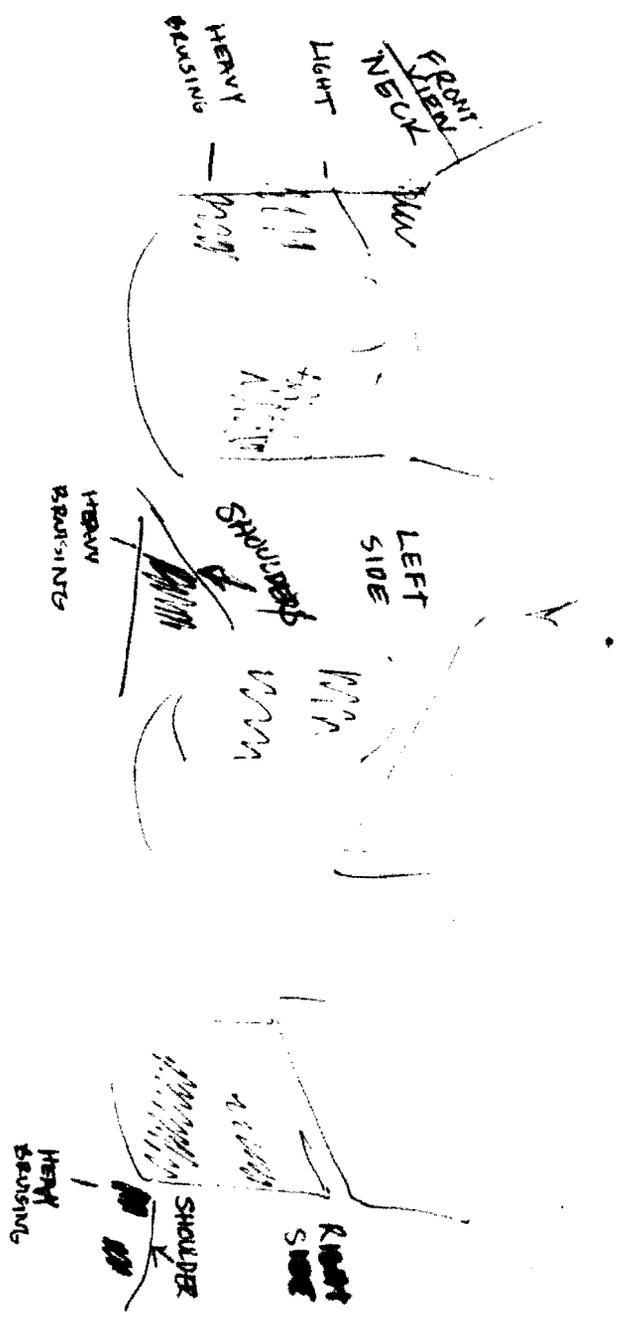
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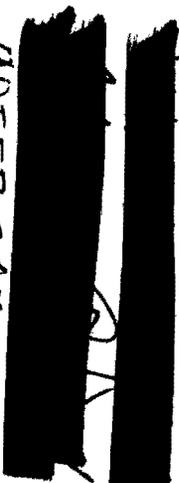
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[REDACTED]

Enclosure (c)

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# U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

INVESTIGATIVE ACTION

22MAR07

CONTROL: 05FEB07-24IZ-0023-7HMA

V/MOHAMMED, HASAN SALIH/CIVILIAN  
M/W/FNXX/N///SALAH AL DEN, IRAQ  
SUPP: BORN 1942

RESULTS OF INTERVIEW OF [REDACTED]

1. On 08Feb07, Reporting Agent (RA) interviewed [REDACTED] Kilo Company, 3rd Battalion, 4th Marines, Battle Position (BP) Tarawa, Iraq, regarding his knowledge of the events leading to the discovery of V/MOHAMMED's body.
2. Upon arriving at BP Tarawa there was no generator electricity and therefore a statement was not obtained from [REDACTED] provided a drawing depicting the area in which they located V/MOHAMMED's body, GPS coordinate [REDACTED] and where a cordon was set while waiting on Iraqi Police (IP) to arrive on scene, enclosure (A) pertains. [REDACTED] advised when the GPS was taken the information was called into to BP Tarawa and they should have a record of time on scene. Additionally, [REDACTED] related he had completed a typed statement of his activities to provide command, which was provided to RA on 09Feb07, enclosure (B) pertains.
3. For background, [REDACTED] related at approximately 0330 on 05Feb07 he had woken up to explosions associated with the raid near BP Tarawa and at approximately 0530 [REDACTED] recalled they (Kilo Company) was informed a body had expired and had been left at the LZ. On 08Feb07 [REDACTED] advised that upon returning to BP Tarawa his joint Marine and Iraqi Army (IA) patrol unit was advised to go back out and locate a body that had been left at a Landing Zone (LZ) after the raid. [REDACTED] reported they moved over Bronze (a main street) approximately 300 meters West of BP Tarawa and located the body. [REDACTED] indicated he recalled seeing some locals in the open area headed to the town market area but he did not see anyone close to the body. [REDACTED] reported that when they reached the body he noticed a cooking oil can with a large rock on top of it had been placed near the head of the body, as if to mark the area, in his opinion.
4. [REDACTED] advised the head of the body (V/MOHAMMED) was towards the West and his feet towards the East. [REDACTED] related V/MOHAMMED was lying on his back and he had his left eye closed and his right eye appeared to have a little bit of blood in the tear duct. [REDACTED] recalled his legs were slightly bent but flat and he was wearing grey sweatpants. [REDACTED] reported the back of V/MOHAMMED's pants were slightly lower than the front and that he was wearing a gray collarless shirt. V/MOHAMMED had nothing on his feet and nothing on his head. [REDACTED] reported V/MOHAMMED's hands were lying down to his side with palms facing up to the best of his memory. [REDACTED] came up to examine the body and the GPS coordinate was taken directly over the body. As [REDACTED] examined the body, [REDACTED] related he observed a lot of bruising, described as dark purple to reddish colored, on the left and right side of V/MOHAMMED's shoulder and chest area. [REDACTED]

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EXHIBIT (3)

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05FEB07-24IZ-0023-7HMA

SUBJ: V/MOHAMMED, HASA ALI/CIVILIAN  
**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

stated he did not see bruising on V/MOHAMMED's neck, abdomen, feet or wrist. [REDACTED] asked [REDACTED] what he thought had happened and [REDACTED] related he thought he (V/MOHAMMED) had a broken neck. [REDACTED] advised he had all the men cordon off the expired body and waited until the IP's arrived on scene.

5. According to [REDACTED] approximately 30 meters South of the body's location an IA found one black flex cuff that was cut, which he brought up and placed with the body. [REDACTED] indicated he did not notice footprints around the area of the body and saw no bullet casings. [REDACTED] reported it took approximately thirty minutes before the IP's arrived on scene with two pickup trucks, an ambulance, two officers and approximately twenty Iraqi Police with them.

6. [REDACTED] reported later, on 06Feb07, a patrol was out and intersected with the raid area where multiple people were upset and wanted the Marines to do something about the raids. [REDACTED] related he was not out on the patrol but [REDACTED] was and he ended up walking through the houses hit during the raid. [REDACTED] advised the patrol attempted to talk with the people to calm them down even though they did not have an interpreter with them.

ENCLOSURE(S)

- (A) Drawing depicting death scene/08Feb07
- (B) Typed command statement/08Feb07

BIOGRAPHICAL DATA

EMPLOYMENT: KILO COMPANY, 3/4, II MEF

SSN: [REDACTED]

DOB: [REDACTED]

POB: [REDACTED]

RESIDENCE: [REDACTED]

OTHER: [REDACTED]

REPORTED BY: [REDACTED] SPECIAL AGENT  
OFFICE: AL ASAD, IRAQ

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Page 2 LAST [REDACTED] V2 LNY

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X Jundex (2)

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Blue and white  
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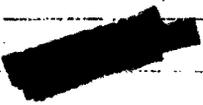
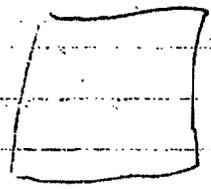
IA [redacted]

□ - off-end  
w/ large rock on it

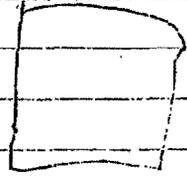


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X Jundex (1)



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Enclosure (A)

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**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

INVESTIGATIVE ACTION

21MAR07

CONTROL: 05FEB07-241Z-0023-7HMA

V/MOHAMMED, HASAN SALIH/CIVILIAN  
M/W/FNXX/N///SALAH AL DEN, IRAQ  
SUPP: BORN 1942

RESULTS OF INTERVIEW OF [REDACTED]

1. On 08Feb07, Reporting Agent (RA) interviewed [REDACTED] Kilo Company, 3rd Battalion, 4th Marines, Battle Position (BP), Tarawa, Iraq, regarding his knowledge of the events leading to the discovery of V/MOHAMMED's body on 05Feb07.
2. According to [REDACTED] he was on duty at Post 1 from midnight to 0300 on 05Feb07 [REDACTED] relieved him as choppers were coming in. [REDACTED] indicated as he was getting off post he believes he heard explosions and approximately an hour later he recalled hearing additional explosions. [REDACTED] indicated at approximately 0600 he went out on patrol and upon return to BP Tarawa they were sent back out to locate a body. [REDACTED] reported when they located the body he took a GPS coordinate, [REDACTED], directly over the body's location.
3. [REDACTED] stated the guy (later identified as V/MOHAMMED) was lying on his back and wearing grey sweatpants pulled down in the back. [REDACTED] advised V/MOHAMMED appeared pale and had his stomach exposed because his shirt was pulled up. [REDACTED] indicated V/MOHAMMED might have had a mustache; salt and pepper colored hair and was between 40 and 50 years old. [REDACTED] reported he noticed no gun shot wounds or bruising on V/MOHAMMED when he was getting the GPS coordinates. [REDACTED] stated he saw no restraints on V/MOHAMMED's wrist or legs. [REDACTED] related he did not look at V/MOHAMMED long. [REDACTED] recalled there was "normal" Iraqi traffic in the area but he did not see anyone near the body as they approached. [REDACTED] reported the Iraqi Police (IP) arrived and relieved the Marines on scene. [REDACTED] related he did not see the IP's move V/MOHAMMED. [REDACTED] reported he was the communications guy and later he had heard from someone that V/MOHAMMED expired on scene due to natural causes. No further information was obtained at this time.

High  
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BIOGRAPHICAL DATA  
EMPLOYMENT: KILO COMPANY 3/4, II MEF  
SSN: [REDACTED]  
DOB: [REDACTED]  
POB: [REDACTED]  
RESIDENCE: [REDACTED]  
OTHER: [REDACTED]

b3

REPORTED BY: [REDACTED] SPECIAL AGENT

OFFICE: AL ASAD, IRAQ

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EXHIBIT (4)

E54

**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

INVESTIGATIVE ACTION

21MAR07

CONTROL: 05FEB07-24IZ-0023-7HMA

V/MOHAMMED, HASAN SALIH/CIVILIAN  
M/W/FNXX/N///SALAH AL DEN, IRAQ  
SUPP: BORN 1942

RESULTS OF INTERVIEW OF [REDACTED]

1. On 08Feb07, Reporting Agent (RA) interviewed [REDACTED] Kilo Company, 3rd Battalion, 4th Marines, Battle Position (BP), Tarawa, Iraq regarding his knowledge of the events leading to the discovery of V/MOHAMMED's body on 05Feb07.
2. According to [REDACTED] on 05Feb07, he went on patrol at approximately 0645 and upon returning approximately two hours later to BP Tarawa, [REDACTED] advised them they had to go back out again to locate a dead body. [REDACTED] related they went out of the BP onto the main road for a short distance until they reached a small clearing to the left side of the road. [REDACTED] described the area as flatland with a broken down wall near by. [REDACTED] indicated they came upon the body of an old man whom he estimated as approximately 50-60 years old. [REDACTED] recalled the man was wearing sweat pants which may have been black in color, a white t-shirt that was rolled up on his torso; he was barefoot and lying on his back.
3. [REDACTED] reported he did not touch the body and after looking at the body he moved to set up a cordon. [REDACTED] indicated he did observe [REDACTED] examining the head and that V/MOHAMMED had bruising (bluish/purple in color) around the neck/clavicle area. [REDACTED] related he heard Doc state V/MOHAMMED had no gun shot wounds and it was possible that V/MOHAMMED had a broken neck. [REDACTED] indicated he did not see any restraints on V/MOHAMMED's hands or feet. [REDACTED] reported approximately six to seven feet away from the body there was a can with a rock on top of it. [REDACTED] reported the Iraqi Police (IP) came a short time later and took control of the body and he recalled an unidentified IP kicked the can over when they were on scene. [REDACTED] related they returned to BP Tarawa shortly after the IP's arrived on scene.
4. Additionally, [REDACTED] advised he was on post the night before from midnight to 0300. [REDACTED] recalled helicopters for the raid came into the area at approximately 0300 and that he was already in his rack when he heard explosions. [REDACTED] provided no further information at this time.

BIOGRAPHICAL DATA

EMPLOYMENT: KILO COMPANY, 3/4, II MEF  
 SSN: [REDACTED]  
 POB: [REDACTED]  
 RESIDENCE: [REDACTED]  
 OTHER: [REDACTED]  
 REPORTED BY: [REDACTED] SPECIAL AGENT  
 OFFICE: AL ASAD, IRAQ

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Page 1 LAST [REDACTED] V2 LNY

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EXHIBIT (5)

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**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

INVESTIGATIVE ACTION

21MAR07

CONTROL: 05FEB07-24IZ-0023-7HMA

V/MOHAMMED, HASAN SALIH/CIVILIAN  
M/W/FNXX/N///SALAH AL DEN, IRAQ  
SUPP: BORN 1942

RESULTS OF INTERVIEW OF [REDACTED]

1. On 08Feb07, Reporting Agent (RA) interviewed [REDACTED] Kilo Company, 3rd Battalion, 4th Marines, Battle Position (BP), Tarawa, Iraq, regarding his knowledge of the events leading to the discovery of V/MOHAMMED's body on 05Feb07.

2. [REDACTED] related he was on Post Four at approximately 0300 and recalled hearing explosions approximately thirty to forty minutes later in an area Southeast of his location. [REDACTED] indicated the charges and explosions moved in a Northwest direction. According to [REDACTED] he observed three (3) guys on the rooftop of one house and observed 'muzzle flash' inside a house that was breeched. [REDACTED] indicated approximately an hour later he believed grenades were used during the units "push out" towards the Landing Zone (LZ). [REDACTED] reported he observed the unit "link" up around a two-story house then the group crossed over 'Bronze' (a main street) towards the LZ. [REDACTED] advised he could not tell if everyone was walking or not. [REDACTED] provided a drawing depicting the houses and surrounding area as he recalled them, enclosure (A) pertains.

ENCLOSURE(S)

(A) Drawing b [REDACTED] 08Feb07

BIOGRAPHICAL DATA

EMPLOYMENT: KILO COMPANY, 3/4, II MEF

SSN: [REDACTED]

DOB: [REDACTED]

POB: [REDACTED]

RESIDENCE: [REDACTED] b3

OTHER: [REDACTED]

REPORTED BY: [REDACTED] SPECIAL AGENT

OFFICE: AL ASAD, IRAQ

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Page 1

LAS [REDACTED] V2 LNY

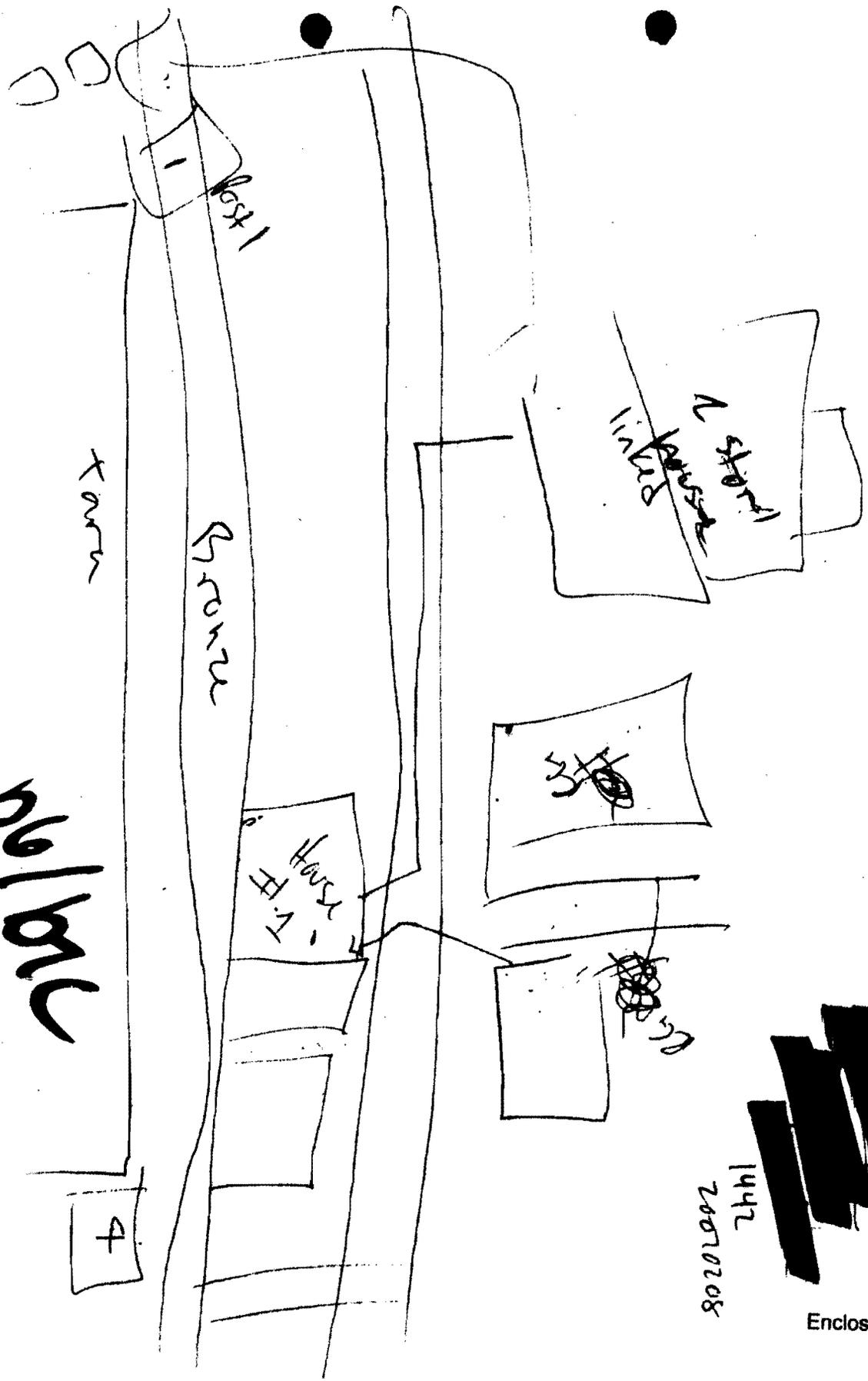
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EXHIBIT (4)

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Enclosure (A)

**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

INVESTIGATIVE ACTION

21MAR07

CONTROL: 05FEB07-241Z-0023-7HMA

V/MOHAMMED, HASAN SALIH/CIVILIAN  
M/W/FNXX/N///SALAH AL DEN, IRAQ  
SUPP: BORN 1942

RESULTS OF INTERVIEW OF [REDACTED]

1. On 08Feb07, Reporting Agent (RA) interviewed [REDACTED] USMC, Kilo Company, 3rd Battalion, 4th Marines, Battle Position (BP), Tarawa, Iraq, regarding his knowledge of the events leading to the discovery of V/MOHAMMED's body on 05Feb07.

2. [REDACTED] advised he was on Post One around 0300 and he was aware that a unit (NFI) was out there (outside of BP Tarawa) for a raid. Approximately fifteen minutes later, he heard flash bangs about 50 meters North of Post One [REDACTED] related there were several burst of shots, then silence, explosions, and more shots and explosions. [REDACTED] reported a little while later he observed the unit doing their extraction [REDACTED] indicated he believed everyone was walking to the Landing Zone (LZ) but at one point the unit was quite a distance away therefore he did not have a good visual. [REDACTED] stated from his location he did not see anyone left behind and he did not see anything thrown from the helicopter. [REDACTED] indicated he did not hear radio calls and saw two (2) helicopters land and there were two Apaches as escorts. [REDACTED] provided no further information.

BIOGRAPHICAL DATA

EMPLOYMENT: KILO COMPANY 3/4, II MEF

SSN: [REDACTED]

DOB: [REDACTED]

POB: [REDACTED]

RESIDENCE: [REDACTED]

REPORTED BY: [REDACTED] SPECIAL AGENT

OFFICE: AL ASAD, IRAQ

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Page 1 LAST [REDACTED] 2 LNY

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EXHIBIT ( 7 )

E 58

**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

INVESTIGATIVE ACTION

21MAR07

CONTROL: 05FEB07-24IZ-0023-7HMA

V/MOHAMMED, HASAN SALIH/CIVILIAN  
M/W/FNKK/N///SALAH AL DEN, IRAQ  
SUPP: BORN 1942

RESULTS OF INTERVIEW OF [REDACTED]

1. On 08Feb07, Reporting Agent (RA) interviewed [REDACTED] Kilo Company, 3rd Battalion, 4th Marines, Battle Position (BP), Tarawa, Iraq, regarding his knowledge of the events leading to the discovery of V/MOHAMMED's body on 05Feb07.
2. According to [REDACTED], he was on watch from midnight until 0600. [REDACTED] advised around midnight he was told there was to be a possible raid in the area and between 0130-0200 there were communications advising a unit was in the area. [REDACTED] reported that at approximately 0305, an initial breach of the first building was called in and occurred 200-300 meters North of firm base (BP Tarawa). There were four houses hit and in building 518 there were reportedly seventeen (17) males, seven (7) females and eight (8) children. [REDACTED] stated the raid concluded around 0500 and the team moved south towards the Landing Zone (LZ), which was West of the firm base.
3. [REDACTED] reported [REDACTED] and [REDACTED] talked to one of the air elements supporting the ground unit and was informed that one person had expired (died) and they were leaving him on site at the LZ. [REDACTED] had the patrol element that was out stop and check on the site. [REDACTED] indicated he heard, from the S2 (NFI), that [REDACTED] and [REDACTED] found the body. No further information was obtained at this time.

BIOGRAPHICAL DATA

EMPLOYMENT: KILO COMPANY, 3/4, II MEF

SSN: [REDACTED]

DOB: [REDACTED]

POB: [REDACTED]

RESIDENCE: [REDACTED]

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REPORTED BY [REDACTED] SPECIAL AGENT

OFFICE: [REDACTED] AL HASAD, [REDACTED]

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Page 1

LAST [REDACTED] V2 LNY

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EXHIBIT (8)

E 59

# U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

INVESTIGATIVE ACTION

21MAR07

CONTROL: 05FEB07-241Z-0023-7HMA

V/MOHAMMED, HASAN SALIH/CIVILIAN  
M/W/FNXX/N///SALAH AL DEN, IRAQ  
SUPP: BORN 1942

## RESULTS OF INTERVIEW OF [REDACTED]

1. On 08Feb07, Reporting Agent (RA) interviewed [REDACTED] ilo Company, 3rd Battalion, 4th Marines, Battle Position (BP), Tarawa, Iraq regarding his knowledge of the events leading to the discovery of V/MOHAMMED's body on 05Feb07.

2. According to [REDACTED] he was Corporal of the Guard (COG) and on 05Feb06 he was standing post from midnight to 0600 [REDACTED] advised he was notified a unit was in the area and at approximately 0300 Post One (1) and Four (4) reported they had eyes on the unit conducting breeches. [REDACTED] related [REDACTED] was on duty at Post Four and [REDACTED] was on duty at Post One [REDACTED] reported he went to Post Four to replace a battery and advised he observed a door breach and multiple flash bangs going off from his position. [REDACTED] indicated he observed two people on the rooftops at a North-by-North west location from Post Four. [REDACTED] related that upon leaving Post Four he heard more explosions but did not see anything [REDACTED] recalled hearing one of the post report vehicles had been blown during what was believed to be the units egress [REDACTED] reported Kilo Company had communication with Air Support not with the ground unit and that he did not hear the transmission regarding the body being left on the Landing Zone (LZ). [REDACTED] related he had heard that SOG, [REDACTED] might have heard the radio call, around 0500, stating a person had expired and they were leaving him at the LZ.

3. [REDACTED] advised he went to sleep after duty and got up a few hours later, approximately 1230-1300, to conduct a joint patrol with the Iraqi Army (IA) unit. During patrol [REDACTED] related they intersected with the house the unit had been at earlier in the morning. [REDACTED] reported approximately forty (40) males and twenty five (25) females sitting outside the residence confronted his patrol [REDACTED] recalled the Patrol unit was shown around the houses hit in the raid earlier by a person they later detained [REDACTED] described the first house as having windows blown out and four vehicles blown up in the front courtyard [REDACTED] advised the person showing them around claimed he was the owner of one of the houses hit and that his father was the owner of another home hit in the raid. [REDACTED] related upon entering the first house he noticed the living room had nothing in it and that there was the following hand written message on the door inside the main living room "518 A, 15// [REDACTED].

4. [REDACTED] reported the unidentified individual showed the patrol unit another house in which he recalled seeing a few expended casings, carpet and rugs rolled up on the ground, parts of flash bangs, windows blown out and traces of blood in the bathroom area. [REDACTED] advised there was no interpreter on patrol with them and in his

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E 60

05FEB07-24IZ-0023-7HMA

SUBJ: V/MOHAMMED, HAS  SALIH/CIVILIAN

**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

opinion the house appeared to be cleaned up.  related the Iraqi people stated four Iraqi's were killed and thirteen were captured.

 provided a drawing of the area depicting homes where the raid was conducted, enclosure (A) pertains.

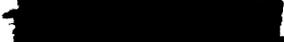
ENCLOSURE(S)

(A) Drawing by  /08Feb07

**BIOGRAPHICAL DATA**

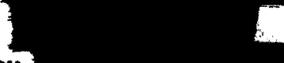
EMPLOYMENT: KILO COMPANY, 3/4, II MEF

SSN: 

DOB: 

POB: 

RESIDENCE: 

OTHER: 

REPORTED BY:  SPECIAL AGENT

OFFICE:  AB ASAD, IRAQ

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**WARNING**

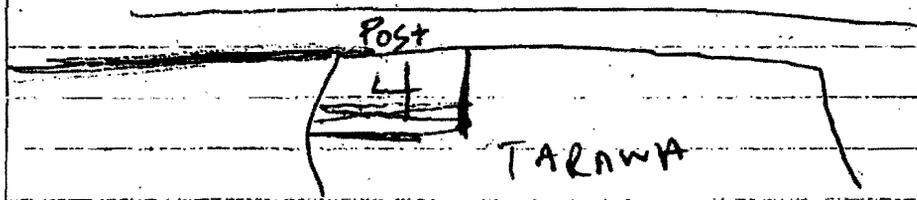
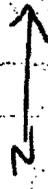
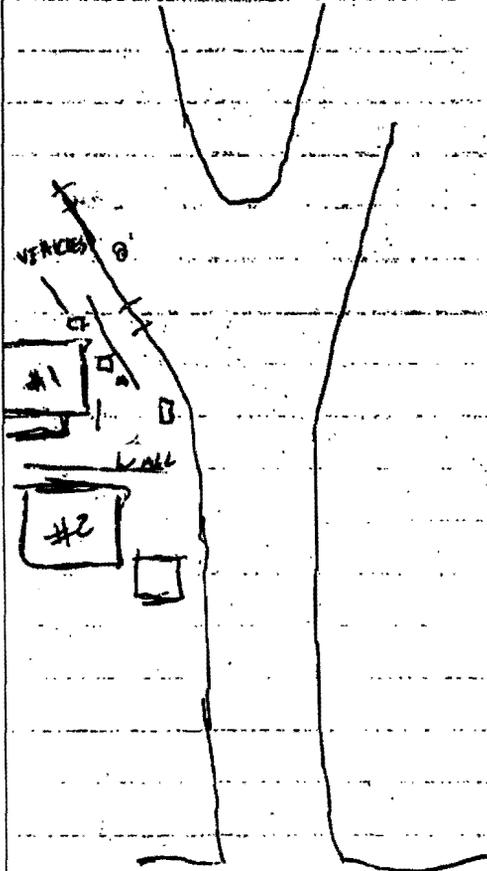
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**EXHIBIT ( 2 )**

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[REDACTED]

#1



[REDACTED]

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Enclosure (A)

E 102

**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

INVESTIGATIVE ACTION

25MAR07

CONTROL: 05FEB07-241Z-0023-7HMA

V/MOHAMMED, HASAN SALIH/CIVILIAN  
M/W/FNXX/N///SALAH AL DEN, IRAQ  
SUPP: BORN 1942

**RESULTS OF DEATH SCENE EXAMINATION**

1. On 08Feb07, Reporting Agent (RA) and a patrol of Marines convoyed to the death scene location where V/MOHAMMED's body was discovered on 05Feb07. A GPS coordinate of [REDACTED] was taken on 05Feb07 over the body of V/MOHAMMED. Several Marines held security positions while photographs were taken by RA utilizing a Sony Cyber Shot digital camera. The scene can be described as an open area, large enough for two helicopters to land, with a roadway and housing area just North. To the East are partial remains of building structures and to the West is the way into town and the market area. It should be noted at the site of where V/MOHAMMED was located someone had drawn in the dirt a partial body outline. Additionally, there was a white oil can located in the open area slightly North West of the location in which V/MOHAMMED was found. Enclosure (A) pertains to photographs depicting the open area.

PHOTO #	DESCRIPTION
(1)	Overall view of the area East of where V/MOHAMMED was reported to be located, BP TARAWA is in the background
(2)	Overall view of the area North East of where V/MOHAMMED was reported to be located
(3)	Overall view of the area South East of where V/MOHAMMED was reported to be located
(4)	Overall view of the area West of where V/MOHAMMED was reported to be located
(5)	Overall view of the area South West of where V/MOHAMMED was reported to be located
(6)	Overall view of the area of where V/MOHAMMED was reported to be located and someone appeared to have drawn a body outline
(7)	Close up view of the reported area of where V/MOHAMMED's head would have been located
(8)	Mid Range view of the can reported to be previously located near V/MOHAMMED

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ENCLOSURE(S)  
(A) Photographs 1-8/08Feb07

REPORTED BY: [REDACTED] SPECIAL AGENT  
OFFICE: AL ASAD, IRAQ

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**EXHIBIT ( 10 )**

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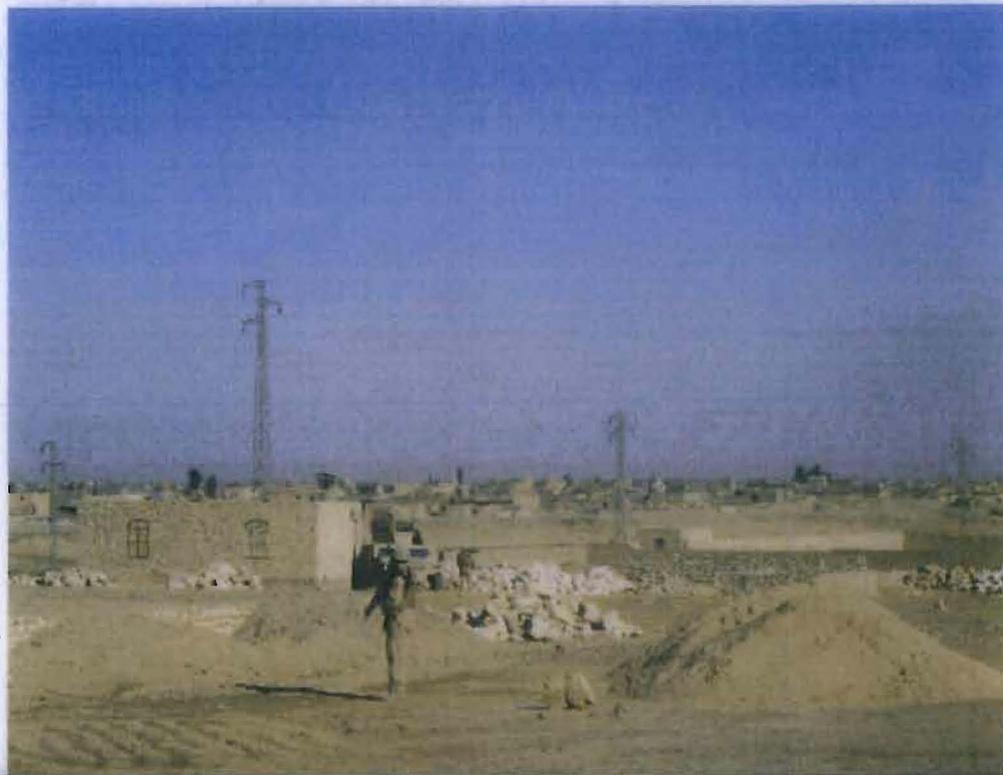
**UNITED STATES NAVAL CRIMINAL INVESTIGATIVE SERVICE  
CONTINGENCY RESPONSE FIELD OFFICE  
CAMP AL ASAD, IRAQ**

<b>TITLE</b> V/MOHAMMED, HASAN SALIH/CIVILIAN	<b>CCN</b> 05FEB07-24IZ-0023-7HMA	<b>AGENT'S NAME</b> SA [REDACTED]
<b>SUMMARY</b> Overall view of the area East of where V/MOHAMMED was reported to be located BP Tarawa is in background  PHOTO #1		<b>DATE PHOTO TAKEN</b> 08FEB07

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**UNITED STATES NAVAL CRIMINAL INVESTIGATIVE SERVICE  
CONTINGENCY RESPONSE FIELD OFFICE  
CAMP AL ASAD, IRAQ**

TITLE	CCN	AGENT'S NAME
V/MOHAMMED, HASAN SALIH/CIVILIAN	05FEB07-24IZ-0023-7HMA	SA [REDACTED]
<b>SUMMARY</b> Overall view of the area North East of where V/MOHAMMED was reported to be located  PHOTO #2		<b>DATE PHOTO TAKEN</b> 08FEB07

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**UNITED STATES NAVAL CRIMINAL INVESTIGATIVE SERVICE  
CONTINGENCY RESPONSE FIELD OFFICE  
CAMP AL ASAD, IRAQ**

<b>TITLE</b> V/MOHAMMED, HASAN SALIH/CIVILIAN	<b>CCN</b> 05FEB07-24IZ-0023-7HMA	<b>AGENT'S NAME</b> SA <span style="border: 1px solid black; display: inline-block; width: 100px; height: 1.2em; vertical-align: middle;"></span>
<b>SUMMARY</b> Overall view of the area South East of where V/MOHAMMED was reported to be located  PHOTO #3		<b>DATE PHOTO TAKEN</b> 08FEB07

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**UNITED STATES NAVAL CRIMINAL INVESTIGATIVE SERVICE  
CONTINGENCY RESPONSE FIELD OFFICE  
CAMP AL ASAD, IRAQ**

TITLE	CCN	AGENT'S NAME
V/MOHAMMED, HASAN SALIH/CIVILIAN	05FEB07-24IZ-0023-7HMA	SA 
<b>SUMMARY</b>  Overall view of the area West of where V/MOHAMMED was reported to be located  PHOTO #4		<b>DATE PHOTO TAKEN</b>  08FEB07

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**UNITED STATES NAVAL CRIMINAL INVESTIGATIVE SERVICE  
CONTINGENCY RESPONSE FIELD OFFICE  
CAMP AL ASAD, IRAQ**

<b>TITLE</b> V/MOHAMMED, HASAN SALIH/CIVILIAN	<b>CCN</b> 05FEB07-24IZ-0023-7HMA	<b>AGENT'S NAME</b> SA <span style="border: 1px solid red; display: inline-block; width: 100px; height: 15px;"></span>
<b>SUMMARY</b> Overall view of the area of where V/MOHAMMED was reported to be located and someone appeared to draw a body outline  PHOTO # 6		<b>DATE PHOTO TAKEN</b> 08FEB07

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**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

INVESTIGATIVE ACTION

21MAR07

CONTROL: 05FEB07-241Z-0023-7HMA

V/MOHAMMED, HASAN SALIH/CIVILIAN  
M/W/FNXX/N///SALAH AL DEN, IRAQ  
SUPP: BORN 1942

RESULTS OF INTERVIEW OF [REDACTED]

1. On 08Feb07, Reporting Agent (RA) interviewed [REDACTED], Kilo Company, 3rd Battalion, 4th Marines, Hue City, Iraq regarding his knowledge of the events leading to the discovery of V/MOHAMMED's body on 05Feb07 and subsequent tasking to obtain hospital records for V/MOHAMMED.

2. [REDACTED] typed a statement for command, which was subsequently provided to RA on 09Feb07, enclosure (A) pertains [REDACTED] advised RA that while he was on patrol, on 06Feb07, from 0900-1100 he was tasked with attempting to locate V/MOHAMMED'S body at Husaybah Hospital and obtain medical records. [REDACTED] relate [REDACTED] an interpreter named [REDACTED], and [REDACTED] went to the hospital with him. Upon arriving at the hospital, they spoke to a staff member (NFI) and asked where the morgue was and if Hasan SALAH's (V/MOHAMMED) body was there. [REDACTED] advised there were no bodies in the morgue and they asked to speak with the hospital director (NFI). The hospital director related he could not remember anyone who came into the hospital in the last 72 hours with a heart attack. RA asked [REDACTED] why he asked about a heart attack patient and he replied he was told (NFI) the person had died of a heart attack.

3. The hospital director had someone obtain the paperwork pertaining to V/MOHAMMED, which was provided to [REDACTED] related he was told the paperwork indicated that V/MOHAMMED had been brought in two days prior to 06Feb07 and died of natural causes; however he had bruises on his wrists, neck and shoulders. [REDACTED] reported they then asked to speak with the surgeon that had examined the body. The surgeon related no further examination was done on the body and there was no cause of death determined. RA asked [REDACTED] if they obtained the surgeons name and he indicated "no". [REDACTED] provided no further information at this time.

ENCLOSURE(S)

(A) [REDACTED] typed Statement/08Feb07

BIOGRAPHICAL DATA

EMPLOYMENT: KILO COMPANY, 3/4, II MEF

SSN: [REDACTED]

DOB: [REDACTED]

POB: [REDACTED]

RESIDENCE: [REDACTED]

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**EXHIBIT (18)**

*E 92*

05FEB07-24IZ-0023-7HMA

SUBJ: V/MOHAMMED, HASAN SALIH/CIVILIAN  
**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

REPORTED BY: [REDACTED] SPECIAL AGENT  
OFFICE: AL ASAD, IRAQ

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LAST [REDACTED] V2 LNY

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E 73

**NAVAL CRIMINAL INVESTIGATIVE SERVICE**

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Page(s) E 74, Encl. (A)

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           Deleted under exemption(s) \_\_\_\_\_

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           Pages contain information furnished by other government  
agency(ies). We will advise you of releasability of information  
following consultation with agency(ies).

Comments:   TO:  

\_\_\_\_\_  
\_\_\_\_\_  
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\_\_\_\_\_  
\_\_\_\_\_

**OFFICE OF THE JUDGE ADVOCATE GENERAL  
ATTN: FOIA  
UNITED STATES MARINE CORPS FORCES  
CENTRAL COMMAND  
7115 S. BOUNDARY BLVD., BLDG 535  
MACDILL AFB, FL 33621-5101**

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**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

INVESTIGATIVE ACTION

21MAR07

CONTROL: 05FEB07-241Z-0023-7HMA

V/MOHAMMED, HASAN SALIH/CIVILIAN  
M/W/FNXX/N///SALAH AL DEN, IRAQ  
SUPP: BORN 1942

RESULTS OF INTERVIEW OF [REDACTED]

1. On 08Feb07, Reporting Agent (RA) briefly interviewed [REDACTED], born 1979, a Titan L3 interpreter, at Hue City, regarding his conversation with the hospital staff with respect to V/MOHAMMED's death.
2. According to [REDACTED] they (the Marine patrol he was with) went to the hospital on 06Feb07 and talked with the hospital manager and the surgeon. [REDACTED] reported the hospital is more like a clinic, and due to the fact it supports so many people in the city, in his opinion, not much attention is paid to those that come in deceased. [REDACTED] related at first the hospital manager did not know which patient he was talking about and claimed the body came into the hospital at approximately 0400. A short time later, V/MOHAMMED's paperwork was obtained. [REDACTED] reported the paperwork matched the name they were given to look for and then he spoke with the doctor who stated he noticed bruising on the hand/wrist area and neck area. The doctor related there was an injury on the right side of V/MOHAMMED's upper lip. Additionally, the doctor stated V/MOHAMMED was only wearing underwear when he came into the hospital (NFI) and his body was given to family on 05Feb07. No one had recorded the family member who reportedly took custody of V/MOHAMMED's body. [REDACTED] provided no further information at this time.

REPORTED BY: [REDACTED] SPECIAL AGENT  
OFFICE: AL ASAD, IRAQ

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LAST [REDACTED] V2 LNY

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EXHIBIT (12)

875

**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

INVESTIGATIVE ACTION

23MAR07

CONTROL: 05FEB07-24IZ-0023-7HMA

V/MOHAMMED, HASAN SALIH/CIVILIAN  
M/W/FNXX/N///SALAH AL DEN, IRAQ  
SUPP: BORN 1942

**RESULTS OF RECEIPT OF HOSPITAL RECORDS AND TRANSLATION**

1. On 08Feb07, Reporting Agent (RA) traveled to Hue City Battle Position, Iraq, and was provided a copy of the medical records pertaining to V/MOHAMMED that were obtained by [REDACTED] USMC, [REDACTED] and an interpreter named [REDACTED]. The group obtained the records from the local hospital where V/MOHAMMED was taken by the Iraqi police on 05Feb07.

2. The hospital documents are in Arabic and information obtained by [REDACTED] and [REDACTED] at the hospital is recorded under separate cover. Upon return to Al Asad Air Base, Al Asad, Iraq, RA had the documents translated at the Joint Prosecutive Exploitation Center (JPEC) Document Exploitation (DOCEX) unit aboard Al Asad, Iraq. Upon translation it was determined that under cause of death the following was written: existence of [illegible] in the neck, limbs and wraps in his hands and that the doctor's name was [REDACTED]. It is also recorded that the victim's name is Hasan Salih 'Ali and his body was sent to Al-Qa'im general hospital by Ka'rab'lah police, enclosures (A)-(B) pertain.

**ENCLOSURE(S)**

- (A) Hospital documents/05Feb07
- (B) Translation of hospital documents/Undated

REPORTED BY: [REDACTED] SPECIAL AGENT  
OFFICE: AL ASAD, IRAQ

*b6/b7c*

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Page 1 LAST [REDACTED] V2 LNY

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**EXHIBIT (13)**

*E76*

**NAVAL CRIMINAL INVESTIGATIVE SERVICE**

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Page(s) <sup>E</sup> 77 - <sup>E</sup> 84, Encl. (A) + (B)

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\_\_\_\_\_ Deleted under exemption(s) \_\_\_\_\_

\_\_\_\_\_ Documents originated with other government agency(ies).  
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\_\_\_\_\_ Pages contain information furnished by other government  
agency(ies). We will advise you of releasability of information  
following consultation with agency(ies).

Comments: TO: \_\_\_\_\_

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\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

**OFFICE OF THE JUDGE ADVOCATE GENERAL  
ATTN: FOIA  
UNITED STATES MARINE CORPS FORCES  
CENTRAL COMMAND  
7115 S. BOUNDARY BLVD., BLDG 535  
MACDILL AFB, FL 33621-5101**

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**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

INVESTIGATIVE ACTION

24MAR07

CONTROL: 05FEB07-24IZ-0023-7HMA

V/MOHAMMED, HASAN SALIH/CIVILIAN  
M/W/FNXX/N///SALAH AL DEN, IRAQ  
SUPP: BORN 1942

RESULTS OF INTERVIEW WITH [REDACTED]

1. On 08Feb07, Reporting Agent (RA) was advised by [REDACTED] Kilo Company, 3rd Battalion, 4th Marines, Battle Position (BP) Tarawa, that he had been on patrol the day after V/MOHAMMED had been found deceased and had been stopped by Iraqi's wanting to show him and others what had happened during the raid on their homes. [REDACTED] indicated he was being shown around by an individual who later was determined to be wanted for questioning and was detained. This individual was identified as [REDACTED] RA returned to Al Qaim from BP Tarawa via convoy and determined [REDACTED] was still detained in Al Qaim.

2. On 08Feb07, RA interviewed [REDACTED] with an interpreter, named [REDACTED] regarding his knowledge of the raids on 05Feb07. [REDACTED] related he was just standing on the street telling Marines how his brother was killed when he was detained for no reason. [REDACTED] reported he lived in a separate house from his father and brother and was not present during the raid. It was unclear as to what house near the raided houses [REDACTED] lived. [REDACTED] reported he was told by those who did not get detained in the raid that people were telling owners to come to the door but allegedly his brother was shot while opening the door. [REDACTED] related one of the neighbors was shot and died in the bathroom. RA asked [REDACTED] if he knew the person found dead outside of the house. [REDACTED] indicated he did not know him, and then claimed he was a relative of his fathers. [REDACTED] stated everyone from the raided house that was detained left alive. [REDACTED] related the man who died had family that lived in Beyji and he was here with his son, [REDACTED] (NFI). According to [REDACTED] V/MOHAMMED's son rented a pick up truck and took V/MOHAMMED back to Beyji. RA asked if [REDACTED] knew if V/MOHAMMED had been sick and he replied he previously had had a heart attack. RA asked if he could clarify how he knew that information and [REDACTED] could not provide the information. RA asked [REDACTED] who lived in the third house that was searched during the raid and [REDACTED] reported [REDACTED] (NFI) lived in the third house. No further information was obtained at this time.

REPORTED BY: [REDACTED] SPECIAL AGENT  
OFFICE: AL ASAD, IRAQ

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Page 1 LAST [REDACTED] 1/2 LNY

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EXHIBIT (14)

ESS

**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

INVESTIGATIVE ACTION

24MAR07

CONTROL: 05FEB07-241Z-0023-7HMA

V/MOHAMMED, HASAN SALIH/CIVILIAN  
M/W/FNXX/N///SALAH AL DEN, IRAQ  
SUPP: BORN 1942

RESULTS OF RECEIPT OF PHOTOGRAPHS OF V/MOHAMMED

1. On 09Feb07, [REDACTED] Kilo Company, 3rd Battalion, 4th Marines, Battle Position (BP) Tarawa, Iraq, provided Reporting Agent (RA) with photographs of V/MOHAMMED he had obtained from Iraqi Police Officer, [REDACTED] indicated the LT had taken the pictures prior to having V/MOHAMMED's body taken to the hospital, enclosure (A) pertains.

2. Additionally, [REDACTED] provided more photographs taken from [REDACTED] reportedly taken the following day when he visited the homes involved in the raid and spoke to family members. Enclosure (B) pertains to a photograph of a burnt out vehicle which was located in the front yard of the house in which V/MOHAMMED was detained from and enclosure (C) pertains to a photograph of a bathroom reportedly located in the second house breached during the raid in which an unidentified person died in.

ENCLOSURE(S)

- (A) Photograph of V/MOHAMMED/05Feb07
- (B) Photograph of burnt out vehicle/Undated
- (C) Photograph of bloody bathroom/Undated

REPORTED BY: [REDACTED] SPECIAL AGENT  
OFFICE: AL ASAD, IRAQ

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Page 1

LAST [REDACTED] V2 LNY

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EXHIBIT (15)

E 60

**NAVAL CRIMINAL INVESTIGATIVE SERVICE**

**DELETED PAGE INFORMATION SHEET**

Page(s) <sup>E</sup> 87 - <sup>E</sup> 90, Encl. (A) - (C)

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Documents originated with other government agency(ies).  
Referred to them for review and direct response to you.

           Pages contain information furnished by other government  
agency(ies). We will advise you of releasability of information  
following consultation with agency(ies).

Comments:   TO:  

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

**OFFICE OF THE JUDGE ADVOCATE GENERAL  
ATTN: FOIA  
UNITED STATES MARINE CORPS FORCES  
CENTRAL COMMAND  
7115 S. BOUNDARY BLVD., BLDG 535  
MACDILL AFB, FL 33621-5101**

**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

INVESTIGATIVE ACTION

24MAR07

CONTROL: 05FEB07-241Z-0023-7HMA

V/MOHAMMED, HASAN SALIH/CIVILIAN  
M/W/FNXX/N///SALAH AL DEN, IRAQ  
SUPP: BORN 1942

RESULTS OF INTERVIEW WITH [REDACTED] IRAQI POLICE

1. On 09Feb07, Reporting Agent (RA) was transported via convoy to Battle Position (BP) Tarawa where it had been arranged for [REDACTED] local Iraqi Police (IP), to meet for an interview. It should be noted that due to several police incidents in town, RA and [REDACTED] were unable to meet at the IP station as originally planned. [REDACTED] RA and an interpreter [REDACTED] from BP Gannon were present during the interview regarding [REDACTED]'s knowledge of V/MOHAMMED's death.

2. [REDACTED] indicated he did not have first hand knowledge but had heard the day after V/MOHAMMED's body was found that several people claimed he (V/MOHAMMED) had been dropped out of the helicopter. RA requested clarification as to who claimed V/MOHAMMED had been dropped out of a helicopter. [REDACTED] stated a ten-year-old boy who lived across the street, and who had been in one of the raided houses, stated he saw it. According to [REDACTED], he spoke to the boy (NFI) when he went by the raided houses to check on the locals. [REDACTED] indicated the boy asked him, "Why do they kill my brother and my father?" referring to two individuals killed during the raid. Upon further questioning [REDACTED] acknowledged the boy did not say he saw V/MOHAMMED fall from the helicopter but that many people believed he had been dropped out of the helicopter.

3. RA asked [REDACTED] if he could provide further information on V/MOHAMMED. [REDACTED] related he was informed by members of the raided house that V/MOHAMMED is from Beyji, Iraq, and had come to area, with his son (NFI), in order to pick up a new truck and take it back home. [REDACTED] advised V/MOHAMMED had reportedly eaten dinner at someone else's house (NFI) and then come to the house that was raided for the night.

4. RA asked [REDACTED] about the photographs he had taken and provided to [REDACTED] which are provided under separate cover. [REDACTED] advised he took the photos of V/MOHAMMED before they transported him to the hospital. [REDACTED] described V/MOHAMMED's chest area as black in color as though he had been hit. [REDACTED] could not provide the names of the IP's who moved V/MOHAMMED. [REDACTED] stated he did not go to the hospital and could not be sure how V/MOHAMMED died although he related another IT (NFI) reportedly heard he may have been hanged. [REDACTED] could not provide clarifying information.

5. [REDACTED] described the other photos as being taken a day after the raid when he was checking on the families left behind. He advised he viewed both houses hit during the raid and took pictures of the cars in front of the house, where V/MOHAMMED was taken, for compensation request. Additionally, he photographed the bathroom of the second

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**EXHIBIT (16)**

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05FEB07-24IZ-0023-7HMA

SUBJ: V/MOHAMMED, HASAN SALIH/CIVILIAN

**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

house prior to it being cleaned up. [REDACTED] reported the house is now empty, as a woman cannot live alone. [REDACTED] indicated the person who owned the house and who was reportedly killed was named Muhammad Kalf. [REDACTED] stated he had talked with a woman, who in another raid had her face bitten by a dog and that in the raid from 05Feb07 two people were reportedly bitten by dogs. [REDACTED] related he would accompany RA to the housing locations with the Marines and show RA which people he had spoken with on 06Feb07.

REPORTED BY: [REDACTED], SPECIAL AGENT  
OFFICE: AL ASAD, IRAQ

bb/brc

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LA [REDACTED] V2 LNY

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**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

INVESTIGATIVE ACTION

22MAR07

CONTROL: 05FEB07-24IZ-0023-7HMA

V/MOHAMMED, HASAN SALIH/CIVILIAN  
M/W/FNXX/N///SALAH AL DEN, IRAQ  
SUPP: BORN 1942

**RESULTS OF INTERVIEW WITH IRAQI NATIONALS AND REVIEW OF RAIDED HOUSES**

1. On 09Feb07, Reporting Agent (RA) and Kilo Company Marines conducted a foot patrol to the raided house location in order to speak with individuals at the house where V/MOHAMMED was reported to be located at the time he was detained. Iraqi Police were scheduled to meet RA and the Marine unit at the location but due to a sniper attack, wherein an Iraqi Police officer was killed not far from the house, the Iraqi unit was not on scene.

2. Time was limited in the area but several Iraqi male individuals, to include the reported owner of the house (identified as 518), GPS coordinate [REDACTED] agreed to speak with RA, an interpreter named [REDACTED], an [REDACTED] USMC, Kilo Company, 3rd Battalion, 4th Marines. One Iraqi male provided a list of names of individuals killed or detained during the raid on 05Feb07, enclosure (A) pertains. The brief conversation occurred in an open courtyard area outside the house. During which time permission was granted for [REDACTED] Kilo Company, 3rd Battalion, 4th Marines, to take some photographs inside the home prior to RA being allowed to walk through the house and take a few additional photos.

3. During the brief interview an individual, identified as the owner of the house (NFI), advised he had been bitten by dogs during the raid and showed his injured and bandaged arms to RA and the Marines. The man indicated he was treated in Bagdad prior to his release from the Americans. He related V/MOHAMMED was from the same tribe but he did not know of any health problems. The owner and several other men from the residence (approximately fifteen) were all attempting to talk at once and it was difficult for [REDACTED] to translate the conversation. A ten-year-old boy who reportedly saw the body fall from the helicopter was present at the house. RA directly asked the boy, whom claimed to be the son of the owner of the residence, if he saw the helicopter. The boy (NFI) replied 'no'. RA asked him why he thought V/MOHAMMED had fallen from the helicopter. The boy indicated he had heard he was found in the street near where the birds came and was told he had fallen from the bird. The boy could provide no further information on who told him that V/MOHAMMED had reportedly fallen from the helicopter.

4. RA and the Marine unit were allowed to walk through the house and additional photos were taken. RA and the Marine unit moved to the second house hit during the raid, which was located next door and was now abandoned. Some photographs were obtained at this residence as well. Contact was made with the owner of the third house reportedly searched during the raid. The owner advised he was not detained after 05Feb07. All photographs were obtained utilizing a Sony Cybershot

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**EXHIBIT (17)**

E93

05FEB07-24IZ-0023-7HMA

SUBJ: V/MOHAMMED, HASAN SALIH/CIVILIAN

**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

digital camera. A sketch of the overall area containing all three houses and a sketch of the inside of house 518 are depicted in enclosures (B)-(D).

- | PHOTO # | DESCRIPTION   |
|---------|---|
| (1)     | Overall view of the neighborhood area where raid took place, taken from Post Four located on BP Tarawa      |
| (2)     | Overall view of raided house one taken from the South East Direction  |
| (3)     | Mid Range view of front porch of raided house taken while standing inside front door                        |
| (4)     | Mid Range view of the inside door located across from front door of raided house one                        |
| (5)     | Mid Range view of room located directly across from the front door where V/MOHAMMED was reportedly sleeping |
| (6)     | Mid Range view of room door leading towards the back of the House   |
| (7)     | Mid Range view of room door leading into a back bedroom   |
| (8)     | Overall view of roof top open area for the house 518  |
| (9)     | Overall view of second home searched in raid  |
| (10)    | Overall view of the front door of the second home searched in Raid  |
| (11)    | Mid Range view of dog bites bandaged on one male from house number 518                                      |

ENCLOSURE(S)

- (A) List in Arabic/Undated
- (B) Sketch of overall area/09Feb07
- (C) Sketch of house 518/09Feb07
- (D) Photographs 1-11/09Feb07

REPORTED BY: [REDACTED] SPECIAL AGENT  
OFFICE: AL ASAD, IRAQ

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Page 2 ~~LA~~ V2 LNY

**WARNING**

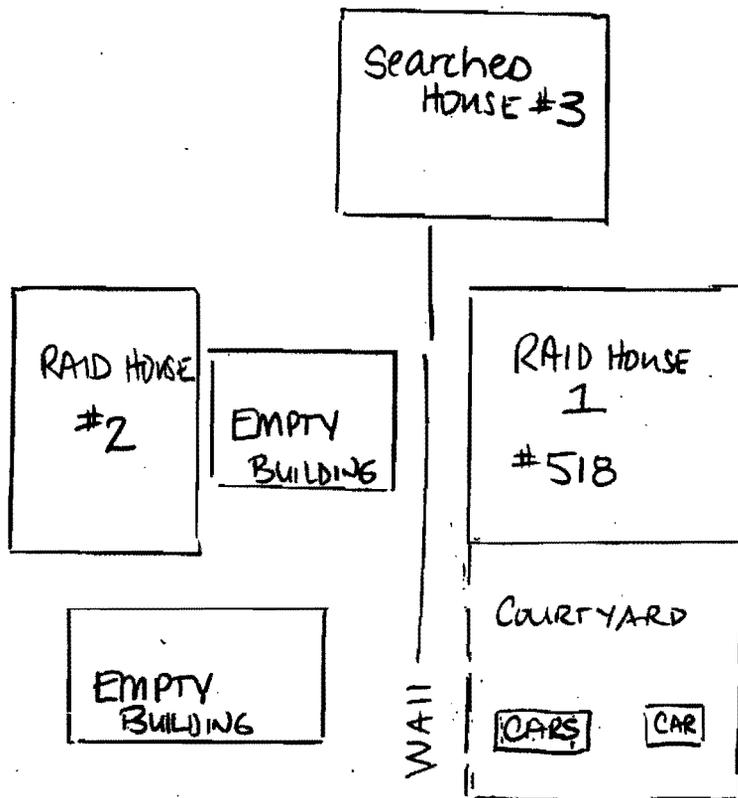
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E 94



NOT TO SCALE

NORTH



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GRAVEL STREET AREA

V/MOHAMMED, HASAN SALIH/CIVILIAN

CCN: 05FEB07-241Z-0023-7HMA

DRAWN BY: SA [REDACTED]

Enclosure (B)

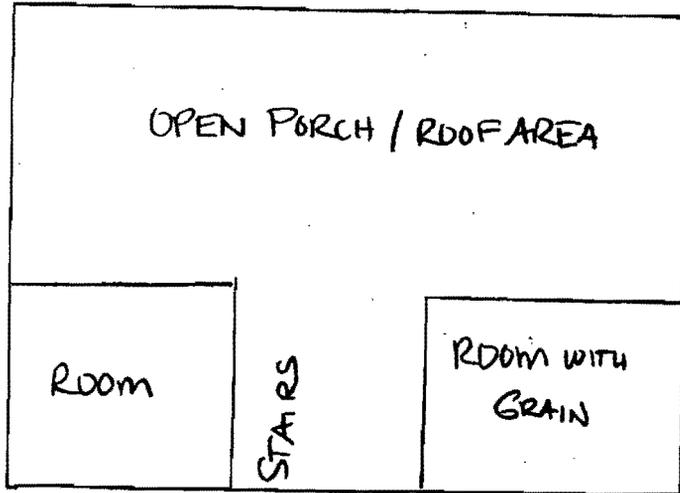
E90

NORTH →

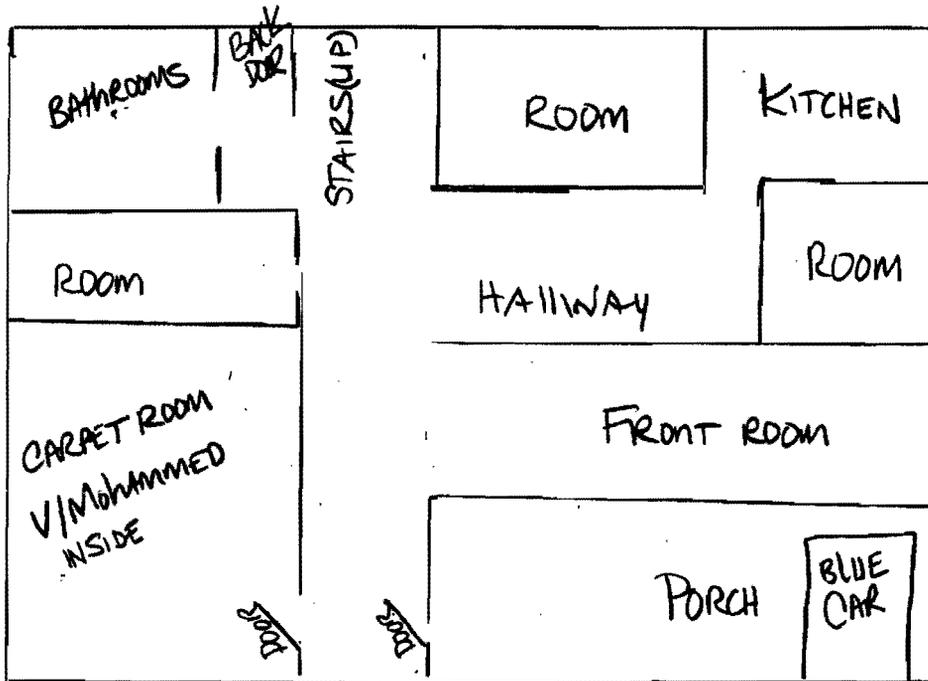
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V/MOHAMMED, HASAN  
SALIH/CIVILIAN

CCN: 05FEB07-241Z-0023-  
7HMA



2ND FLOOR LAYOUT



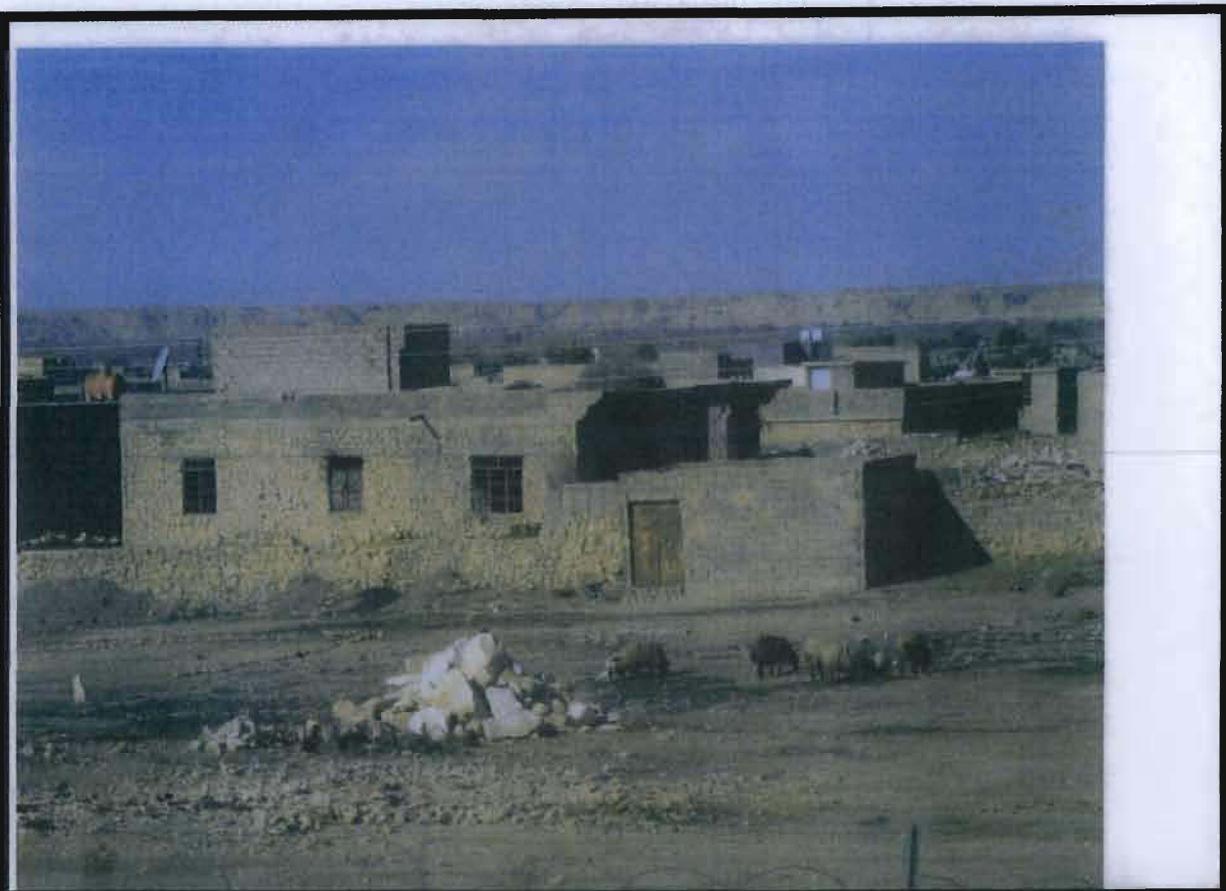
1ST FLOOR LAYOUT

b6/b7c

DRAWN BY: SA [REDACTED]

Enclosure (c)

E97



**UNITED STATES NAVAL CRIMINAL INVESTIGATIVE SERVICE  
CONTINGENCY RESPONSE FIELD OFFICE  
CAMP AL ASAD, IRAQ**

TITLE	CCN	AGENT'S NAME
V/MOHAMMED, HASAN SALIH/CIVILIAN	05FEB07-24IZ-0023-7HMA	SA <span style="border: 1px solid red; display: inline-block; width: 100px; height: 15px;"></span>
<b>SUMMARY</b>  Overall view of the neighborhood area where raid took place taken from Post Four located on BP Tarawa  PHOTO #1		<b>DATE PHOTO TAKEN</b>  09FEB07

*vb/bzc*

Enclosure (7) *EPS*



**UNITED STATES NAVAL CRIMINAL INVESTIGATIVE SERVICE  
CONTINGENCY RESPONSE FIELD OFFICE  
CAMP AL ASAD, IRAQ**

<b>TITLE</b> V/MOHAMMED, HASAN SALIH/CIVILIAN	<b>CCN</b> 05FEB07-24IZ-0023-7HMA	<b>AGENT'S NAME</b> SA [REDACTED]
<b>SUMMARY</b> Overall view of raid house one taken from the South East direction  PHOTO # 2		<b>DATE PHOTO TAKEN</b> 09FEB07

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**UNITED STATES NAVAL CRIMINAL INVESTIGATIVE SERVICE  
CONTINGENCY RESPONSE FIELD OFFICE  
CAMP AL ASAD, IRAQ**

<b>TITLE</b> V/MOHAMMED, HASAN SALIH/CIVILIAN	<b>CCN</b> 05FEB07-24IZ-0023-7HMA	<b>AGENT'S NAME</b> SA <span style="border: 1px solid red; display: inline-block; width: 100px; height: 15px;"></span>
<b>SUMMARY</b> Mid Range view of the front porch raid house taken while standing inside front door  PHOTO # 3		<b>DATE PHOTO TAKEN</b> 09FEB07

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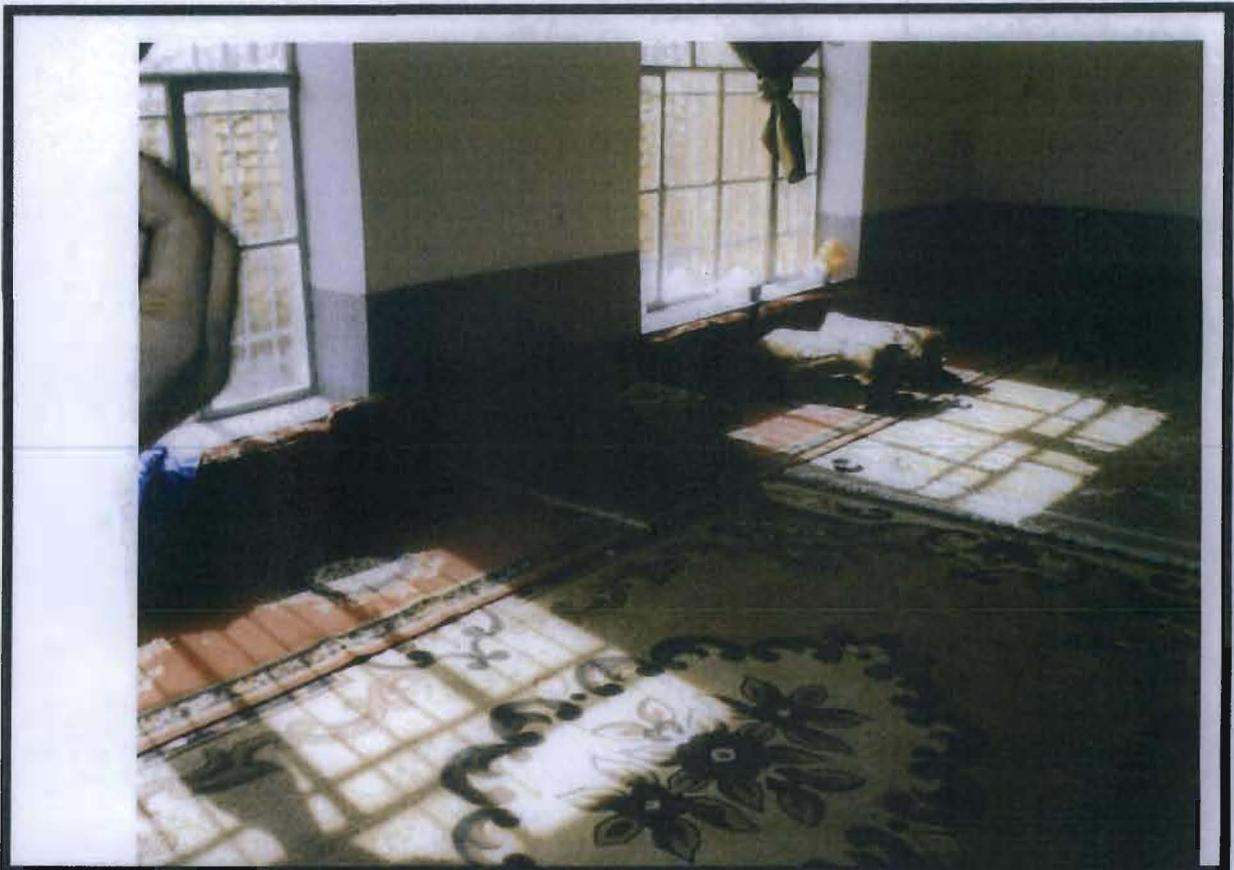


**UNITED STATES NAVAL CRIMINAL INVESTIGATIVE SERVICE  
CONTINGENCY RESPONSE FIELD OFFICE  
CAMP AL ASAD, IRAQ**

<b>TITLE</b> V/MOHAMMED, HASAN SALIH/CIVILIAN	<b>CCN</b> 05FEB07-24IZ-0023-7HMA	<b>AGENT'S NAME</b> SA <span style="border: 1px solid red; display: inline-block; width: 100px; height: 15px;"></span>
<b>SUMMARY</b> Mid Range view of the inside door located across from front door of raid house one  PHOTO # 4		<b>DATE PHOTO TAKEN</b> 09FEB07

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*E101*

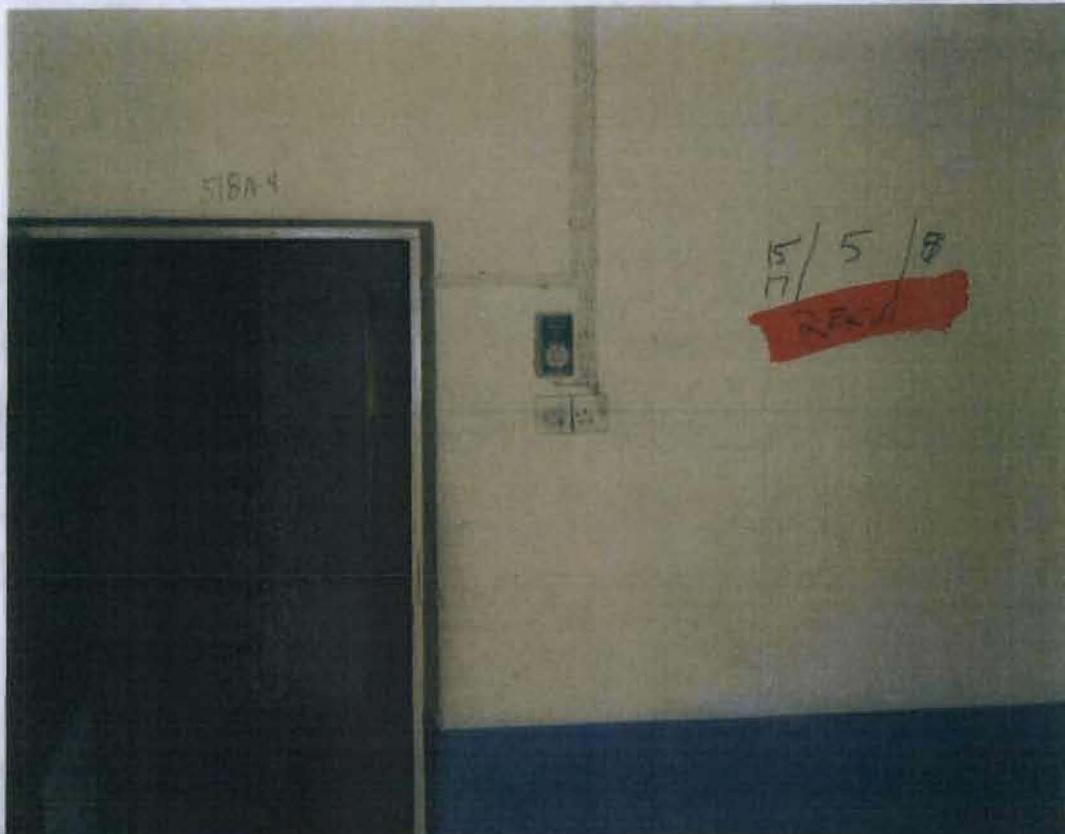


**UNITED STATES NAVAL CRIMINAL INVESTIGATIVE SERVICE  
CONTINGENCY RESPONSE FIELD OFFICE  
CAMP AL ASAD, IRAQ**

TITLE	CCN	AGENT'S NAME
V/MOHAMMED, HASAN SALIH/CIVILIAN	05FEB07-24IZ-0023-7HMA	S/ [REDACTED]
<b>SUMMARY</b>  Mid Range view of room located directly across from the front door where V/MOHAMMED was reportedly sleeping  PHOTO # 5		<b>DATE PHOTO TAKEN</b>  09FEB07

*Wolbach*

*E102*



**UNITED STATES NAVAL CRIMINAL INVESTIGATIVE SERVICE  
CONTINGENCY RESPONSE FIELD OFFICE  
CAMP AL ASAD, IRAQ**

TITLE	CCN	AGENT'S NAME
V/MOHAMMED, HASAN SALIH/CIVILIAN	05FEB07-24IZ-0023-7HMA	<del>XXXXXXXXXX</del>
<b>SUMMARY</b>  Mid Range view of room door leading towards the back of the house  PHOTO # 6		<b>DATE PHOTO TAKEN</b>  09FEB07

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**UNITED STATES NAVAL CRIMINAL INVESTIGATIVE SERVICE  
CONTINGENCY RESPONSE FIELD OFFICE  
CAMP AL ASAD, IRAQ**

TITLE	CCN	AGENT'S NAME
V/MOHAMMED, HASAN SALIH/CIVILIAN	05FEB07-24IZ-0023-7HMA	SA [REDACTED]

SUMMARY	DATE PHOTO TAKEN
Mid Range view of room door leading into a back bedroom  PHOTO # 7	09FEB07

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*E104*



**UNITED STATES NAVAL CRIMINAL INVESTIGATIVE SERVICE  
CONTINGENCY RESPONSE FIELD OFFICE  
CAMP AL ASAD, IRAQ**

TITLE	CCN	AGENT'S NAME
V/MOHAMMED, HASAN SALIH/CIVILIAN	05FEB07-24IZ-0023-7HMA	SA [REDACTED]
<b>SUMMARY</b>		<b>DATE PHOTO TAKEN</b>
Overall view of roof top open area for house 518		09FEB07
PHOTO # 8		

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**UNITED STATES NAVAL CRIMINAL INVESTIGATIVE SERVICE  
CONTINGENCY RESPONSE FIELD OFFICE  
CAMP AL ASAD, IRAQ**

<b>TITLE</b> V/MOHAMMED, HASAN SALIH/CIVILIAN	<b>CCN</b> 05FEB07-24IZ-0023-7HMA	<b>AGENT'S NAME</b> SA <del>REDACTED</del>
<b>SUMMARY</b> Overall view of second home searched in raid  PHOTO # 9		<b>DATE PHOTO TAKEN</b> 09FEB07

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*E106*



**UNITED STATES NAVAL CRIMINAL INVESTIGATIVE SERVICE  
CONTINGENCY RESPONSE FIELD OFFICE  
CAMP AL ASAD, IRAQ**

TITLE	CCN	AGENT'S NAME
V/MOHAMMED, HASAN SALIH/CIVILIAN	05FEB07-24IZ-0023-7HMA	SA <del>XXXXXXXXXX</del>
<b>SUMMARY</b>		<b>DATE PHOTO TAKEN</b>
Overall view of the front door of the second home searched in raid  PHOTO # 10		09FEB07

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E 107



**UNITED STATES NAVAL CRIMINAL INVESTIGATIVE SERVICE  
CONTINGENCY RESPONSE FIELD OFFICE  
CAMP AL ASAD, IRAQ**

<b>TITLE</b> V/MOHAMMED, HASAN SALIH/CIVILIAN	<b>CCN</b> 05FEB07-24IZ-0023-7HMA	<b>AGENT'S NAME</b> SA <del>_____</del>
<b>SUMMARY</b> Mid Range view of dog bites bandaged on one male from house number 518  PHOTO # 11		<b>DATE PHOTO TAKEN</b> 09FEB07

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E 108

**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

INVESTIGATIVE ACTION

23MAR07

CONTROL: 05FEB07-24IZ-0023-7HMA

V/MOHAMMED, HASAN SALIH/CIVILIAN  
M/W/FNXX/N///SALAH AL DEN, IRAQ  
SUPP: BORN 1942

RESULTS OF RECEIPT OF TASK FORCE 88 STATEMENTS FROM [REDACTED]  
[REDACTED] USAF

1. On 19Feb07, Reporting Agent (RA) received copies of command statements obtained from Task Force 88 members, regarding their knowledge of the death of V/MOHAMMED on 05Feb07, from [REDACTED], USAF, Task Force 88, Judge Advocate. Upon review of the statements, RA requested interviews with each member and obtained additional sworn statements; which are reported under separate cover. Enclosures (A)-(J) pertain to command statements from [REDACTED]

2. Statements indicate [REDACTED] was escorting V/MOHAMMED when he passed out and after assessment from [REDACTED] he was moved to an improvised litter (a ladder) and transported to the Landing Zone (LZ) where it was determined he expired. [REDACTED] made the decision to leave V/MOHAMMED on the LZ and requested local units to coordinate with Iraqi Police to facilitate V/MOHAMMED's body being returned to his family. RA requested and received permission to release the command statements as part of this investigation from [REDACTED] on 23Feb07.

ENCLOSURE(S)

- (A) Command Statement from [REDACTED] 11Feb07
- (B) Command Statement from [REDACTED] 11Feb07
- (C) Command Statement from [REDACTED] 11Feb07
- (D) Command Statement from [REDACTED] 11Feb07
- (E) Command Statement from [REDACTED] 11Feb07
- (F) Command Statement from [REDACTED] 11Feb07
- (G) Command Statement from [REDACTED] 11Feb07
- (H) Command Statement from [REDACTED] 11Feb07
- (I) Command Statement from [REDACTED] 11Feb07
- (J) Command Statement from [REDACTED] 11Feb07

REPORTED BY: [REDACTED] SPECIAL AGENT  
OFFICE: AL ASAD, IRAQ

b6/b7c

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WARNING

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EXHIBIT (18)

E 109



STATEMENT

Place : Al Asad Airbase, Iraq  
Date : February 23, 2007

[redacted], make the following free and voluntary statement to [redacted] and [redacted] whom I know to be a Representative of the United States Naval Criminal Investigative Service. I make this statement of my own free will and without any threats made to me or promises extended. I fully understand that this statement is given concerning my knowledge of the death of V/MOHAMMED [redacted]

For purposes of identification I am a [redacted] male born on [redacted] at [redacted] I am [redacted] inches tall with [redacted] hair and [redacted] eyes.

[redacted] brought the detainee out of the house and he was already flex-cuffed with his hands behind him. I was just escorting him and we went out the front door. He did not appear to be having any medical problems at this time. I know [redacted]

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[redacted] he passed out about 200 meters before the Helicopter Landing Zone (HLZ). I am pretty sure we crossed over the road. We were a little farther towards the front of the formation when he passed out. Before he passed out he did not make any noises. He fell forward, down onto his knees and then face forward. His face hit the ground when he fell forward and then he rolled over. He made some kind of noise like a moan and I tried to pull him up. He did not move at all. I thought at this point there might have actually been something wrong [redacted]

[redacted] called a PJ was called forward and everyone else in the formation started moving past us minus the guys who stayed to help to include [redacted] the PJ and one other guy. The PJ said that he should be okay and that we will just throw him on a ladder and take him to the LZ. Me, the PJ and [redacted] rolled him onto the ladder. I was at his feet. He was not secured on the ladder. His head was at the top of the ladder in the direction of travel. I am sure he may have been slipping and bouncing around on the ladder, but his head was not hanging below the rungs. He never came off the ladder. Four of us carried him on the ladder. While we were carrying him, we went about 100 meters and then we put him down and switched positions carrying the ladder. I went from the right rear to the left rear. The terrain was rough [redacted] there were no big obstacles. I do not remember anybody cutting the detainees shirt [redacted]

[redacted] took us about 5 minutes to get to the HLZ and when we got there we set up in a loose perimeter and I moved away from the detainee to pull security. I do not remember seeing any blood or bruises on the detainee, however it was still dark outside and I was using my night optical devices (NODS) to [redacted]

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EXHIBIT (19)

E130

Continuation of voluntary sworn statement of

on February 23, 2007

reviewed my prior statement and it is truthful.

statement, consisting of this page and 1 other page(s) was typed for me by as we discussed its contents. I have read and understand the above statement. I have been given the opportunity to make any changes or corrections I desire to make and have placed my initials over the changes or corrections. This statement is the truth to the best of my knowledge and belief.

Signature

2018

Sworn to and subscribed before me this 23rd day of February in the year 2007 at

Al Asad, Airbase Iraq

Witnessed

Representing Naval Criminal Investigative Service  
AUTH: DERIVED FROM ARTICLE 136,  
UCMJ (10 U.S.C. 936) AND 5 U.S.C. 303

Nothing Follows.

b6/b7c

[Redacted]

STATEMENT

Place : Al Asad Airbase, Iraq  
Date : February 23, 2007

[REDACTED] make the following free and voluntary statement [REDACTED] and [REDACTED] whom I know to be a Representative of the United States Naval Criminal Investigative Service. I make this statement of my own free will and without any threats made to me or promises extended. I fully understand that this statement is given concerning my knowledge of the death of V/MOHAMME [REDACTED]

[REDACTED] for purposes of identification, I am a [REDACTED] male born on [REDACTED] at [REDACTED] I have [REDACTED] hair and [REDACTED] eyes.

I was right behind the detainee and both of us were in the middle of the formation, when I saw the detainee fall down. He fell forward and on his knees and then [REDACTED] caught him. This happened about 5 minutes after we left the house. I called [REDACTED] forward to assess the detainee. They took his flex-cuffs off from behind his back to make the assessment. This happened a little prior to crossing the main road, about 100 yards short of it. It was still urban area where he collapsed. I helped secure the area while he was being assessed by [REDACTED]. I asked [REDACTED] if he was okay and he basically said he had a heartbeat and that he was conscious. I called a ladder forward and I remember two guys brought it [REDACTED]

[REDACTED] and at least one other person lifted him up and put the detainee on the ladder. I believe the ladder is about 6 or 7 feet tall. They put his flex-cuffs back on him loosely in front. I believe it took about 5 minutes to get him assessed and on the ladder so we could start moving again [REDACTED]

Once we got to the Helicopter Landing Zone (HLZ) the detainee was reassessed again by [REDACTED] and he told me the detainee was dead. [REDACTED] said he had no pulse and no respirations. I saw a pulse ox monitor on the detainees finger. We passed the word by radio to the troop commander that he died [REDACTED]

When the troop commander had been told the detainee died he said Roger and that we should leave the detainee there and take a picture of him. I had [REDACTED] take the photo of the detainee. I did not see the detainee taken off the ladder. I was about 5 to 6 feet away from the detainee. As documented in my first statement which I have reviewed and is correct to the best of my knowledge, I did not observe any bruising on the detainee's neck or wrist [REDACTED]

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E 132

Continuation of voluntary sworn statement of [redacted]  
on February 23, 2007

I did not touch the body or get closer than 5 or 6 feet away from him and it was still dark outside although we were using white lights [redacted]

This statement, consisting of this page and 1 other page(s) was typed for me [redacted] as we discussed its contents. I have read and understand the above statement. I have been given the opportunity to make any changes or corrections I desire to make and have placed my initials over the changes or corrections. This statement is the truth to the best of my knowledge and belief [redacted]

Signature: [redacted] 1920 [redacted]

Sworn to and subscribed before me this 23rd day of February in the year 2007 at

Al Asad Airbase, Iraq

Witness [redacted]

Representative, Naval Criminal Investigative Service  
AUTH: DERIVED FROM ARTICLE 136,  
UCMJ (10 U.S.C. 936) AND 5 U.S.C. 303

Nothing Follows.

b6/b7c

E 133

STATEMENT

Place : Al Asad Airbase, Iraq  
Date : February 24, 2007

[redacted] make the following free and voluntary statement to [redacted] and [redacted] whom I know to be a Representative of the United States Naval Criminal Investigative Service. I make this statement of my own free will and without any threats made to me or promises extended. I fully understand that this statement is given concerning my knowledge of the death of V/MOHAMMED [redacted]

For purposes of identification, I am a [redacted] male born on [redacted] in [redacted] I have [redacted] hair and [redacted] eyes [redacted]

At the time I was in the target house all the detainees were consolidated and they were sitting upright and there was no one that appeared to have any medical conditions. From the target house we went through the courtyard and about 500 meters from the house we had a detainee collapse, he appeared fine so we he was put on a skecdo litter and 2 or 3 guys rotated in and out to drag the litter to the HLZ. Within 2 or 3 minutes of this detainee going down a second detainee collapses. At the time the second detainee went down I could not see the HLZ from my position [redacted]

By the time I got to the location where the second detainee collapsed [redacted] was assessing the detainee who I saw laying on his side; I don't think [redacted] used a white light. He told me he was fine and I could see that he was moving around. During [redacted]'s final assessment the detainee was lying on his back. [redacted] said that he had labored breathing but was conscious and just needed to be carried out. We were fairly close to the HLZ, but we still had to get past a few structures to get there. The terrain was elevated and rocky and looked like a make shift urban environment. It looked like it was under construction or had been destroyed. There was no interpreter present when [redacted] was making his assessment. I do not remember if the detainee was talking or not, but he was looking around. During [redacted] assessment the detainee's [redacted] and flex-cuffs were removed [redacted]

I believe two guys lifted the detainee up and set him on the ladder. I think it was [redacted] and [redacted]. I believe they were the two guys carrying the ladder, one up front and one in the rear. I was a little distracted at the time because I was supervising the other detainee being pulled on the first litter [redacted]

I do not believe the second detainee was strapped to the ladder. They usually put the patients head on a rung of the ladder; however I do not know if the detainee's body shifted during transport. I know that [redacted] was walking to the side of the detainee most of the time to the HLZ and that the detainees head was facing forward during transport so that the medic could assess the detainee. I did not observe the two guys carrying the ladder set it down or change positions during transport. I remember seeing the detainee with his arms out while being put on the ladder. He did not have flex-cuffs on him during transport. [redacted]

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E 134

Continuation of voluntary sworn statement of

on February 24, 2007

From the time we put the detainee on the ladder till we got to the HLZ was about 5 to 10 minutes. During that time I never touched or physically assessed the detainee. When we arrived at the HLZ the detainee was supposed to be on my helo. [redacted] and [redacted] told me the detainee was not breathing. I called and informed [redacted] the detainee was not breathing. I saw them check the detainee's wrist and carotid with no pulse. They tried a sternal rub with no effect. They checked a pulse ox with negative results and we did it again just in case. We knew he had expired at this time. Our normal S.O.P. is not to bring expired individuals with us. [redacted] told us not to forget to get photos and I remember asking someone to do that, but don't remember who took them. I did not see how he got off the ladder at the HLZ. My back was to the detainee. By the time we arrived at the HLZ and made the final assessment of the detainee it was about 10-15 minutes before dawn.

I assumed the detainee died of a heart attack. I did not see anything preexisting with this guy at the target house, in the courtyard, or walking to the HLZ. Because I did not believe he had any medical issues, I thought he would have been fine walking to the HLZ. In my opinion it would have been difficult for someone in the detainee's position on the ladder to have broken his neck because this usually requires a traumatic incident to break someone's neck.

I have been navy corpsmen for 13 years and I am a national registry paramedic. I have been involved with the assessment and treatment of patients that have had heart attacks and traumatic injuries. I have reviewed my prior statement and it is truthful to my knowledge. I have also had the opportunity to view two separated photographs of the detainee, one taken at the HLZ prior to extraction and one taken at the HLZ several hours later. Upon review of the photos, I noticed what could be an abrasion on the detainee's right chin.

This statement, consisting of this page and 1 other page(s) was typed for me by [redacted] as we discussed its contents. I have read and understand the above statement. I have been given the opportunity to make any changes or corrections I desire to make and have placed my initials over the changes or corrections. This statement is the truth to the best of my knowledge and belief.

Signature [redacted] 1740

Sworn to and subscribed before me this 24 day of Feb in the year 07 at

AL ASAD IRAQ

Witness [redacted]

Re: [redacted]  
AUTH: DERIVED FROM ARTICLE 136,  
UCMJ (10 U.S.C. 936) AND 5 U.S.C. 303

NOTHING FOLLOWS

b6/b7c

E 135

STATEMENT

Place : Al Asad Airbase, Iraq

Date : February 24, 2007

I, [REDACTED], make the following free and voluntary statement to [REDACTED] and [REDACTED] whom I know to be a Representative of the United States Naval Criminal Investigative Service. I make this statement of my own free will and without any threats made to me or promises extended. I fully understand that this statement is given concerning my knowledge of the death of V/MOHAMMED [REDACTED]

For purposes of identification, I am a [REDACTED] male born on [REDACTED] at [REDACTED]. I have [REDACTED] hair and [REDACTED] eyes.

I was behind the detainee in the patrol. I saw him on the ground, but I did not see him collapse. I do not remember his position on the ground. I think a medical person came to assess him, but I am not sure who it was. I remember that someone put a device on the detainee's finger but I don't remember when that occurred. I don't remember what the first assessment of the detainee was.

We were about 500 yards to the HLZ from where he collapsed. I could see where we needed to go, but I could not see the HLZ because it was on the other side of a small hill. He collapsed on the road while we were all walking to the HLZ. I became a litter bearer as well as [REDACTED] and two other guys. I carried the front left of the ladder. It became tiring carrying the ladder so I switched out with someone while in transport. I would say that we switched out about 200 yards before the HLZ. When I switched out we did not put him down, but instead we switched out while we walked. At this point someone took over carrying the ladder for me and I picked up a field of fire [REDACTED]

[REDACTED] took them about a minute to assess the detainee when he collapsed and I do not know what the assessment was. We rolled the detainee on his side and then put the ladder underneath him and rolled him back onto the ladder. The detainee was originally flex-cuffed with his hands behind him. The flex-cuffs were removed during the assessment and put back on after we got him onto the ladder. This time he was flex-cuffed up front. I do not know who removed the flex-cuffs or put them back on the detainee. After looking at the picture of the detainee, it appears that his head is near the top of the ladder. I remember his head was towards the front as we carried him to the HLZ [REDACTED]

The terrain was difficult. It was not flat and there were rocks and boulders. The detainee did not move while on the ladder. I remember we put the ladder down so we could readjust hand grips and I believe some of the guys may have switch out. While the detainee was on the ladder he did not make any noises or move around [REDACTED]

I did not see the detainee taken off the ladder, but while at the HLZ I heard the medic say that he was dead. In my opinion the detainee was approximately 5 foot 10 inches tall and the ladder he was on was about 7 feet tall. I have reviewed my previous statement and it is accurate to my knowledge [REDACTED]

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EB6

Continuation of voluntary sworn statement of

on February 24, 2007

This statement, consisting of this page and 1 other page(s) was typed for me by [redacted] as we discussed its contents. I have read and understand the above statement. I have been given the opportunity to make any changes or corrections I desire to make and have placed my initials over the changes or corrections. This statement is the truth to the best of my knowledge and belief.

Signature: [redacted]

1838

Sworn to and subscribed before me this 24 day of FEB in the year 2007 at

NCIS AL SAO 1040

Witnessed: [redacted]

AUTH: DERIVED FROM ARTICLE 156, Service  
UCMJ (10 U.S.C. 936) AND 5 U.S.C. 303

NOTHING FOLLOWS

E137

STATEMENT

Place : Al Asad Airbase, Iraq  
Date : February 24, 2007

[redacted] make the following free and voluntary statement to [redacted] and [redacted] whom I know to be a Representative of the United States Naval Criminal Investigative Service. I make this statement of my own free will and without any threats made to me or promises extended. I fully understand that this statement is given concerning my knowledge of the [redacted] of V/MOHAMMED [redacted]

For purposes of identification I am [redacted] male born on [redacted] in [redacted] I have [redacted] hair and [redacted] eyes [redacted]

[redacted] had control of one detainee. I looked over and there was a detainee on the ground. There were two navy guys next to him and they said he just fell down. I think one of them was [redacted] and the other one may have been [redacted]. The detainee was flat on his back. I did the shake and shout thing (meaning I tapped the detainee and said hey) and a quick ABC on him, to include a quick check of the Carotid for a pulse. He had a strong pulse and spontaneous respirations. His respirations were lower than I would expect somebody to have that is in poor shape after walking in the terrain he was. I did a sternal rub and he made a little movement and groaned. We rolled him over on his side and someone took off his cuffs. [redacted] before we did the ABC's. I did not check to see what his pulse rate was because we were so close to the objective. He was not alert and oriented, but passed out. I said, "he is good, lets go". I was not really concerned at this point for his life and since we were in a threatening location I judged that we needed to move. MEANING HE HAD NO APPARENT LIFE THREATS

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We rolled him on his side and put the ladder underneath him, then rolled him down onto the ladder. We then centered him onto the ladder after that. I had someone put flex-cuffs on him loosely up front so that his arms did not drag. The detainee was not secured on the ladder. When we started to move, there were four of us lifting him. I was on the front right corner and could see the detainees head. I remember he was centered on the ladder with his head resting on a rung.

The detainee collapsed after we had already past the last road going towards the HLZ. I believe it took about 10 minutes to get from the target house to the place where the detainee fell down. The terrain was hard packed dirt, loose rock with a washout that we transitioned through which did not allow us to move in a straight path. I did not feel like he moved around a lot on the ladder.

We did switch out who was carrying the ladder twice. The first time we set the ladder down, shook our hands out and then regripped and started walking again. The second time we set him down and some of us switched places. I moved to the rear of the ladder and did not carry it anymore. I reassessed the detainees ABC's during this second stop and his status was the same as before. The second stop was about 100 meters from the HLZ. I remained in close proximity to the detainee after this.

b6/b7C

E138

Continuation of voluntary sworn statement of  
[redacted]  
on February 24, 2007

When I turned over with detainee to [redacted] I told him to do an ABC and check this guy out. I checked his radial and there was no pulse. I checked his carotid for a pulse and leaned my head down to feel for any air movement. After I did this, [redacted] checked the detainee's carotid while I checked his radial. [redacted] also checked with a pulse ox on both hands. The detainee had no pulse and no respirations. I did not check for any trauma or head and neck injuries due to the fact that he was walking for about 10 minutes without incident prior to his collapse. I did not use any artificial light during my assessments due to threat level. [redacted] continued to check him while I was briefing [redacted] and then I move to my exfil location and briefed [redacted] on the casualty status. I told [redacted] that he was not breathing, there was no pulse, and that he was basically dead.

After reviewing a picture of the detainee on the ladder, he was further up on the ladder than I remember during transport. I believe this may have happened during our reassessment at the HLZ. I believe the ladder we put him on was 7 or 8 feet tall and I believe the detainee was approximately 5 foot 7 inches tall. I remember the dirt and stubble on the detainees face. I did not note any blood or facial injuries. When I left [redacted] and the detainee for my exfil location, the detainee was still on the ladder. I did not hear the radio call to the local Marines about the body being left at the HLZ.

I have been a paramedic since 2000. It has been about 7 years since I have had a real life cardiac patient. The last time was in a hospital setting getting qualified and even there I only attended to a few of them. I have attended to less than 10 major traumas since I got out of training, to include gunshot wounds and motor vehicle accidents. I last recertified in February of 2006. I believe the detainee had a medical problem and was not injured. I heard third hand that there was a report that an Iraqi doctor said he died of a heart attack. In my opinion he incurred no neck injury during transport.

This statement, consisting of this page and 1 other page(s) was typed for me by [redacted] as we discussed its contents. I have read and understand the above statement. I have been given the opportunity to make any changes or corrections I desire to make and have placed my initials over the changes or corrections. This statement is the truth to the best of my knowledge and belief.

Signature [redacted] 2304

Sworn to and subscribed before me this 24th day of February in the year 2007 at  
Al Asad Airbase, Iraq

Witnessed [redacted] [redacted]  
Rep. [redacted] Criminal Investigative Service  
AUTHORITY DERIVED FROM ARTICLE 136,  
UCMJ (10 U.S.C. 936) AND 5 U.S.C. 303

NOTING follows  
bb/bk

[redacted]  
E139

STATEMENT

Place : Al Asad Airbase, Iraq

Date : February 24, 2007

[REDACTED], make the following free and voluntary statement to [REDACTED] and [REDACTED] whom I know to be a Representative of the United States Naval Criminal Investigative Service. I make this statement of my own free will and without any threats made to me or promises extended. I fully understand that this statement is given concerning my knowledge of the death of V/MOHAMME [REDACTED]

For purposes of identification, I am a [REDACTED] male born on [REDACTED] at [REDACTED]. I have [REDACTED] hair and [REDACTED] eyes.

I heard on the radio that the detainee collapsed while moving to the HLZ. I heard that [REDACTED] was attending to him so I did not worry about it and I first saw the detainee at the HLZ. I was located with the northern group at the HLZ and the detainee was brought to me there. [REDACTED] gave me a quick handover of the detainee when he brought him to me. [REDACTED] then went to the other pickup location on the HLZ.

Before I went through my assessments with the detainee, [REDACTED] told me when the detainee first went down he had a slight elevated pulse and that he just passed out. [REDACTED] never told me that the detainee was alert and conscious. While he was on the ladder, I put my head down by his mouth and my hand on his chest to look, listen and feel for breath and chest rise or fall.

[REDACTED] checked his pulse, both the radial and carotid and it was absent. I checked his eyes to see if his pupil would react to light and they were fixed and dilated and I did not notice any redness or blood in the eyes. All of my checks were conducted in the dark with a red light and at no time was a white light used. Because I used a red light it was hard to assess any discoloration or bruising of the detainee's neck. I put the pulse ox on him index finger and it showed zero. I checked his cap refill and no blood returned his fingernail. I also did a quick sweep of the body.

[REDACTED] checked his neck and did not feel any crepitus, however I was not specifically looking for it. I was mostly doing a blood sweep of the detainee. I did not pick up his head. My full assessment took about 4-5 minute. In my opinion there should not be any neck injury to the detainee from the movement to the HLZ. I did not notice where on the ladder he was and I did not see any injuries on the detainees face. When I finished my assessment I went to C2 to inform them the detainee was dead and there was nothing more we could do for him. I carry trauma gear and do not carry any cardiac drugs on me. I do have epi in vials with me, but not for cardiac issues. I did not remove the detainee from the ladder and I don't know who did remove him.

After reviewing my statement I believe it is accurate and true to the best of my knowledge. I put the height and weight of the detainee in my first statement because someone asked me to. I would estimate the height of the ladder was about 9 feet tall. I have been a nationally registered paramedic since 2001. I have dealt with a pretty decent amount of cardiac patients in hospital type settings which [REDACTED]

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E 145

Continuation of voluntary sworn statement of  
[REDACTED]  
on February 24, 2007

[REDACTED] coming certified nationally, however I have not dealt with cardiac patient since 2001. I was re-certified in December, 2006. From 2001 until now, I have worked on about 12 real trauma cases and most of them were helicopter crashes. It would be my guess that the detainee died from a heart attack.

This statement, consisting of this page and 1 other page(s) was typed for me by [REDACTED] as we discussed its contents. I have read and understand the above statement. I have been given the opportunity to make any changes or corrections I desire to make and have placed my initials over the changes or corrections. This statement is the truth to the best of my knowledge and belief.

Signature [REDACTED] = 21:02

Sworn to and subscribed before me this 24<sup>th</sup> day of February in the year 2007 at

Al Asad, Airbase, Iraq

Witness [REDACTED]

Representative, Naval Criminal Investigative Service  
AUTH: DERIVED FROM ARTICLE 136,  
UCMJ (10 U.S.C. 936) AND 5 U.S.C. 303

b6/b7c

Nothing Follows

E141

STATEMENT

Place : Al Asad Airbase, Iraq  
Date : February 24, 2007

[REDACTED] make the following free and voluntary statement to [REDACTED] and [REDACTED] whom I know to be a Representative of the United States Naval Criminal Investigative Service. I make this statement of my own free will and without any threats made to me or promises extended. I fully understand that this statement is given concerning my knowledge of the death of V/MOHAMMED.

For the purposes of identification, I am a [REDACTED] male born on [REDACTED] in [REDACTED]. I have [REDACTED] hair and [REDACTED].

[REDACTED] did not see the detainee collapse but saw him on the ground. I can't recall his position on the ground. I remember a medic looked at the detainee but don't remember who it was. I was the closest person to the detainee with a ladder so they told me they were going to use the ladder as a litter. I was at the detainee's feet and I helped move the detainee onto the ladder. The ladder was placed next to the detainee and we pulled and rolled him onto it. I am sure the medic helped me get the detainee on the ladder, but I am not sure who else helped. I was one of the guys that carried the ladder with [REDACTED] and [REDACTED]. There were four people carrying the ladder. I was at the feet of the detainee on the right side [REDACTED].

[REDACTED] The detainee was flex-cuffed with his hands up front while on the ladder, but I don't know who did it. I know that the detainee was flex-cuffed from behind while he was walking, but I do not know who took the flex-cuffs off or when [REDACTED].

[REDACTED] The detainee collapsed past the main road to the HLZ, about three quarters of the way to the HLZ from the target house. I would estimate it to be about 300 meters from the HLZ. While we were carrying the ladder, the detainee's head was at the top of the ladder. To me the terrain was rocky, but not that difficult. We did not go over any major obstacles. We did put the ladder down to switch out at least once which is when I switched to the left rear of the ladder. Some others switched out later on, but they did this while on the go [REDACTED].

[REDACTED] I set the ladder down when we got to the HLZ and then I moved to a different location to get on a different helicopter than the detainee [REDACTED].

06/07C

[REDACTED]

E 142

Continuation of voluntary sworn statement of

on February 24, 2007

heard the detainee was dead, but I am not sure how I learned it. I have reviewed my first statement and it is accurate

statement, consisting of this page and 1 other page(s) was typed for me as we discussed its contents. I have read and understand the above statement. I have been given the opportunity to make any changes or corrections I desire to make and have placed my initials over the changes or corrections. This statement is the truth to the best of my knowledge and belief

Signature

1921

Sworn to and subscribed before me this 24 day of FEB in the year 2007 at

ALBADO IRAQ

Witnessed:

AUTH DERIVED FROM ARTICLE 136, UCMJ (10 U.S.C. 936) AND 5 U.S.C. 303

NOTHING FOLLOWS

b6/b7c

E 193

STATEMENT

Place : Al Asad Airbase, Iraq  
Date : February 24, 2007

[redacted], make the following free and voluntary statement to [redacted] and [redacted] whom I know to be a Representative of the United States Naval Criminal Investigative Service. I make this statement of my own free will and without any threats made to me or promises extended. I fully understand that this statement is given concerning my knowledge of the death of V/MOHAMMED [redacted]

For purposes of identification I am a [redacted] male born on [redacted] in [redacted]. I have [redacted] hair and [redacted]

[redacted] spoke to the detainee in the target house and there did not appear to be any medical problems with him that I saw. For clarification purposes from my first statement, what I meant by no signs of trauma is that I saw no injuries with his head or face. And I noticed nothing abnormal with his breathing. I spoke to him briefly while he was in the house to identify if he lived there or not. After this I did not see the detainee again until the HLZ. When I saw him he looked normal, just like everyone else. When we were all walking to the HLZ, I was in front of all the detainees.

[redacted] did see him taken off the ladder at the HLZ, but I did not pay that much attention to it, so I don't know exactly how it was done. After reviewing a photograph of the detainee, I do not remember seeing the possible abrasion on the detainees chin while speaking to him or while at the HLZ. I have reviewed my prior statement and it is accurate to the best of my knowledge.

This statement, consisting of this page and 0 other page(s) was typed for me by [redacted] as we discussed its contents. I have read and understand the above statement. I have been given the opportunity to make any changes or corrections I desire to make and have placed my initials over the changes or corrections. This statement is the truth to the best of my knowledge and belief.

Signature: [redacted]

Sworn to and subscribed before me this 24th day of February in the year 2007 at

Al Asad Airbase, Iraq

Witness: [redacted]

Representative, Naval Criminal Investigative Service  
AUTH: DERIVED FROM ARTICLE 136,  
UCMJ (10 U.S.C. 936) AND 5 U.S.C. 303

*Nothing Follows*

*b6/b7c*

*E-144*

STATEMENT

Place : Al Asad Airbase, Iraq  
Date : February 25, 2007

[redacted] make the following free and voluntary statement to [redacted] and [redacted] whom I know to be a Representative of the United States Naval Criminal Investigative Service. I make this statement of my own free will and without any threats made to me or promises extended. I fully understand that this statement is given concerning my knowledge of the death of V/MOHAMMED [redacted]

[redacted] was at the HLZ when I saw them carrying one of the detainees on a ladder about 100 to 200 meters away. I remember it was on the HLZ side of the road. I went to help them. I was at the front left of the ladder first and as we walked closer to the HLZ, I shifted to different positions. I know that one of the positions I shifted to was the rear left side of the ladder. I remember that one of the medics was at the front of the ladder while we walked to the HLZ and that the detainee's hands were not flex-cuffed. I don't remember if his arms were by his side or hanging down by the ground [redacted]

When we got to the HLZ, I took a knee near the detainee and I remember the medic was doing something with the detainee. I believe he was assessing him. I heard over the radio that we were going to leave the detainee at the HLZ, so I grabbed the detainee by the shoulders, putting my hands under his back, and slightly lifted and slid him up off the ladder. I put his upper body on the ground and then went to his feet. I picked up his legs, by his pants, from the ladder and put his lower body on the ground. After reviewing the picture of the detainee taken during the day, I know that I did not leave the detainee with his legs bent. I remember when I took him off of the ladder his legs were extended straight. I believe the ladder is 8 feet long and the detainee was not hanging off the ladder. I think the detainee was close to 6 feet tall. I was the only person who lifted the detainee off of the ladder. I then grabbed the ladder and continued to pull security until the helicopter got to the HLZ [redacted]

[redacted] statement, consisting of this page and 0 other page(s) was typed for me by [redacted] as we discussed its contents. I have read and understand the above statement. I have been given the opportunity to make any changes or corrections I desire to make and have placed my initials on the changes or corrections. This statement is the truth to the best of my knowledge and belief. [redacted]

Signature: [redacted] 0109

Sworn to and subscribed before me this 25th day of February in the year 2007 at

Al Asad Airbase Iraq

Witnessed: [redacted]

Representative, Naval Criminal Investigative Service  
AUTH: DERIVED FROM ARTICLE 136,  
UCMJ (10 U.S.C. 936) AND 5 U.S.C. 303

Nothing follows

b6/b7C

E-145

STATEMENT

Place : Al Asad Airbase, Iraq  
Date : February 23, 2007

[redacted] make the following free and voluntary statement to [redacted] whom I know to be a Representative of the United States Naval Criminal Investigative Service. I make this statement of my own free will and without any threats made to me or promises extended. I fully understand that this statement is given concerning my knowledge of the death of V/MOHAMMED [redacted]

For purposes of identification, I am a [redacted] male born on [redacted] in [redacted]. I am about [redacted] inches tall with [redacted] hair and [redacted]

[redacted] did not see how the detainee came out of the house. I was working the Command and Control node on the roof. After the operation in the house was complete, we were walking toward the Helicopter Landing Zone and I was located in the rear of the formation. I heard on the radio that a detainee fell down and it sounded like he was passed out. He went down after crossing the road. By the time I got to the location I saw the detainee on the ladder which was used as a make shift litter. I believe it was [redacted] and [redacted] that was there and it was [redacted]'s ladder. I did not see them actually put him on the litter, but just saw the detainee appeared unconscious. I remember he was face up and his hands were flexi-cuffed up front and that [redacted] cut a portion of the clothing or shawl that was around him off of him because it was dragging on the ground tripping the guy to the back right who was carrying the ladder. I attempted to put the part of the clothing on top of the detainee prior to cutting it, but it would not stay so I cut and discarded it [redacted]

b7E

[redacted] and [redacted] were probably two of the guys who carried the victim because I remember seeing the size difference between them. I believe the ladder is about 8 feet tall. After seeing a picture with the detainee on the ladder, I believe his head was located near the top of the ladder because I could see the sleeves used to connect two ladders together. I remember the detainees head was toward the front of the formation [redacted]

From the target to the Helicopter Landing Zone (HLZ) it took about 25 or 30 minutes to walk because of the terrain. I would estimate it took about 10 minutes to get from where the victim collapsed to the HLZ. Usually the person who takes him from the target to the Exfil is the same guy [redacted]

[redacted] told me they reassessed the detainee when they got to the HLZ and he was dead. I asked if he was sure and he told me yes. We still had about 2 minutes until the helicopters came and I decided we were going to leave the detainee and call the Marines and tell them to take care of the body. I wanted to confirm that the detainee was really dead so I told [redacted] to check again and he said [redacted]

b6/b7c

E146

Continuation of voluntary sworn statement of  
[redacted]  
on February 23, 2007

it is confirmed and a pulse ox test showed he had no pulse. I told [redacted] to make the call to the Marines. I did not hear him make the call, but I confirmed afterwards that he did before we left.

[redacted] assumed he died of a heart attack because I believe one of the PJ's or [redacted] told me he was an older guy and we were moving over some difficult terrain if you were not in shape. I could see where it could be stressful for a guy who is not in shape.

[redacted] have reviewed my previous statement provided and everything is correct to the best of my knowledge.

[redacted] This statement, consisting of this page and 1 other page(s) was typed for me by [redacted] as we discussed its contents. I have read and understand the above statement. I have been given the opportunity to make any changes or corrections I desire to make and have placed my initials over the changes or corrections. This statement is the truth to the best of my knowledge and belief.

Signature: [redacted] 1828

Sworn to and subscribed before me this 23rd day of February in the year 2007 at

Al Asad Airbase, Iraq

Witness: [redacted]

Representative, Naval Criminal Investigative Service  
AUTH: DERIVED FROM ARTICLE 136,  
UCMJ (10 U.S.C. 936) AND 5 U.S.C. 303

Nothing follows.

b6  
b7c

E14

**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

INVESTIGATIVE ACTION

24MAR07

CONTROL: 05FEB07-24IZ-0023-7HMA

V/MOHAMMED, HASAN SALIH/CIVILIAN  
M/W/FNXX/N///SALAH AL DEN, IRAQ  
SUPP: BORN 1942

RESULTS OF INTERVIEW OF [REDACTED]

1. On 24Feb07, Reporting Agent (RA) and Participant [REDACTED] interviewed [REDACTED] Task Force 88, regarding his knowledge of V/MOHAMMED's death on 05Feb07. [REDACTED] related he witnessed four people carrying V/MOHAMMED on a ladder to the Landing Zone (LZ). [REDACTED] recalled [REDACTED] put a 'finger clamp' on V/MOHAMMED to check him. [REDACTED] related he was told to take a picture of the dead guy (V/MOHAMMED). [REDACTED] stated he took one photo, enclosure (A) pertains. [REDACTED] recalled V/MOHAMMED's eyes were open, he was not cuffed at the time he took the photo, and the helicopter was a few minutes out. [REDACTED] related he did not see who took V/MOHAMMED off the ladder. [REDACTED] looked at the picture he took and advised the ladder was approximately eight feet tall and V/MOHAMMED's head was towards the top of the ladder. [REDACTED] reported he believed V/MOHAMMED's feet were resting on the second to last rung therefore he estimated V/MOHAMMED's height at approximately 5 and 1/2 feet tall. No further information was obtained at this time.

ENCLOSURE(S)

(A) Photo of V/MOHAMMED on ladder/05Feb07

PARTICIPANT(S)

[REDACTED] Special Agent, NCIS Al Asad, Iraq

REPORTED BY: [REDACTED] SPECIAL AGENT

OFFICE: AL ASAD, IRAQ

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Page 1

LAST [REDACTED] V2 LNY

b6/b7c

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**EXHIBIT (29)**

E 178



**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

INVESTIGATIVE ACTION

24MAR07

CONTROL: 05FEB07-241Z-0023-7HMA

V/MOHAMMED, HASAN SALIH/CIVILIAN  
M/W/FNXX/N///SALAH AL DEN, IRAQ  
SUPP: BORN 1942

RESULTS OF INTERVIEW OF [REDACTED] AND [REDACTED]

1. On 24Feb07, Reporting Agent (RA) and Participant [REDACTED] briefly spoke with [REDACTED] and [REDACTED], USN Dog Handlers with Task Force 88, regarding their knowledge of V/MOHAMMED's death on 05Feb07. [REDACTED] related in his command statement, provided under separate cover, he mistakenly included [REDACTED] in his statement by saying neither of their dogs engaged the MAM (military age male). [REDACTED] stated he was in house [REDACTED] and [REDACTED] was in house [REDACTED] where V/MOHAMMED was detained from. [REDACTED] had no further information pertaining to [REDACTED] or V/MOHAMMED.

High  
b2

2. [REDACTED] advised he was the dog handler inside [REDACTED] during the raid and his dog did not engage V/MOHAMMED. [REDACTED] related his dog did engage an individual in the arm and after transport [REDACTED] advised he checked on the person's injury. [REDACTED] reported the individual's arm was medically treated on scene and after transport he seemed to be fine. [REDACTED] indicated he briefly saw the expired detainee (V/MOHAMMED) when he was taken off the ladder but could not recall who moved him. No further information was obtained at this time.

**PARTICIPANT(S)**

[REDACTED], Special Agent, NCIS Al Asad, Iraq

REPORTED BY: [REDACTED] SPECIAL AGENT  
OFFICE: AL ASAD, IRAQ

b6 / b7c

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Page 1

LA [REDACTED] V2 LNY

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**EXHIBIT (30)**

E 150

**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

INVESTIGATIVE ACTION

26MAR07

CONTROL: 05FEB07-24IZ-0023-7HMA

V/MOHAMMED, HASAN SALIH/CIVILIAN  
M/W/FNXX/N///SALAH AL DEN, IRAQ  
SUPP: BORN 1942

RESULTS OF PHOTOGRAPHIC DOCUMENTATION OF A TASK FORCE 88 LADDER

1. On 24Feb07, Reporting Agent (RA) and Participant [REDACTED] photographed a Task Force 88 ladder similar to the one used during the raid on 05Feb07 and subsequently utilized as a makeshift litter to transport V/MOHAMMED to the Landing Zone (LZ).
2. The ladder measured approximately 7 feet and 1 3/4 inches long and the distance between the rungs was 10 1/2 inches. Photographs were taken utilizing a Sony Cyber Shot digital camera, enclosure (A) pertains.

PHOTO # DESCRIPTION

- (1) Overall view of ladder similar to the one used to transport V/MOHAMMED
- (2) Close up view of ladder rung

ENCLOSURE(S)

(A) Photographs 1-2/24Feb07.

PARTICIPANT(S)

[REDACTED] Special Agent, NCIS Al Asad Iraq

REPORTED BY: [REDACTED] SPECIAL AGENT

OFFICE: AL ASAD, IRAQ

b6/b7c

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Page 1

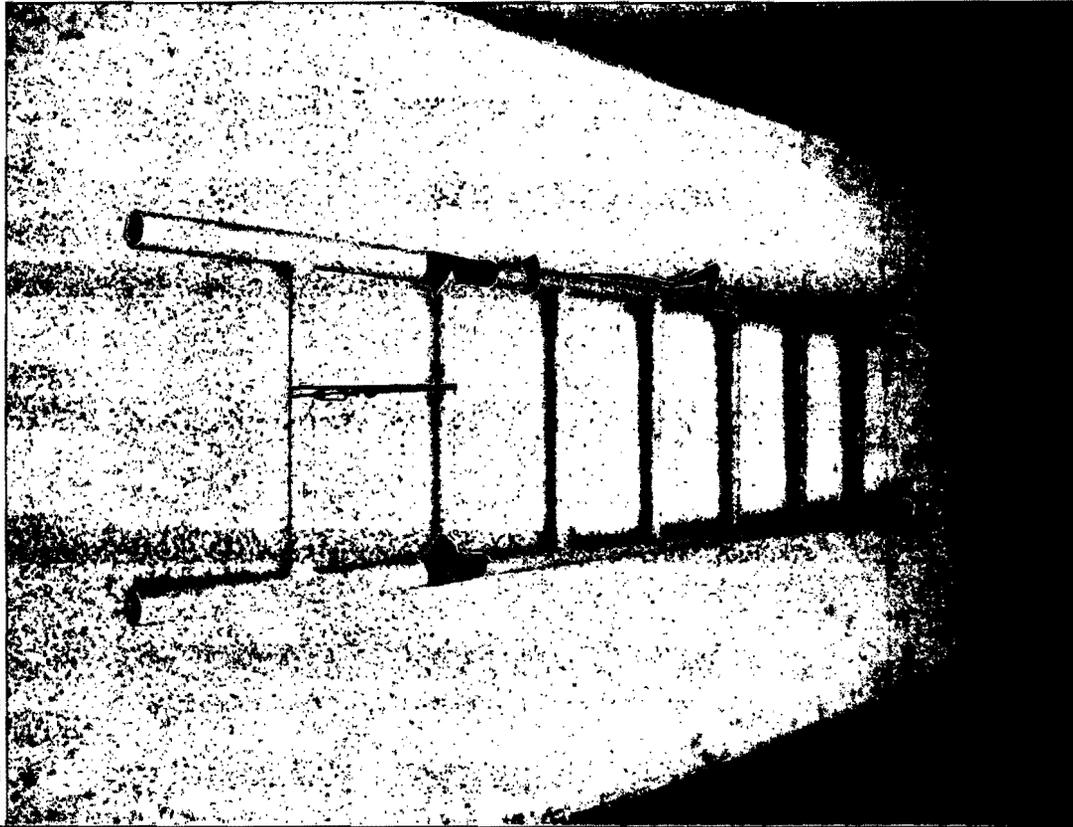
LAST [REDACTED] V2 LNY

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EXHIBIT (31)

F.151



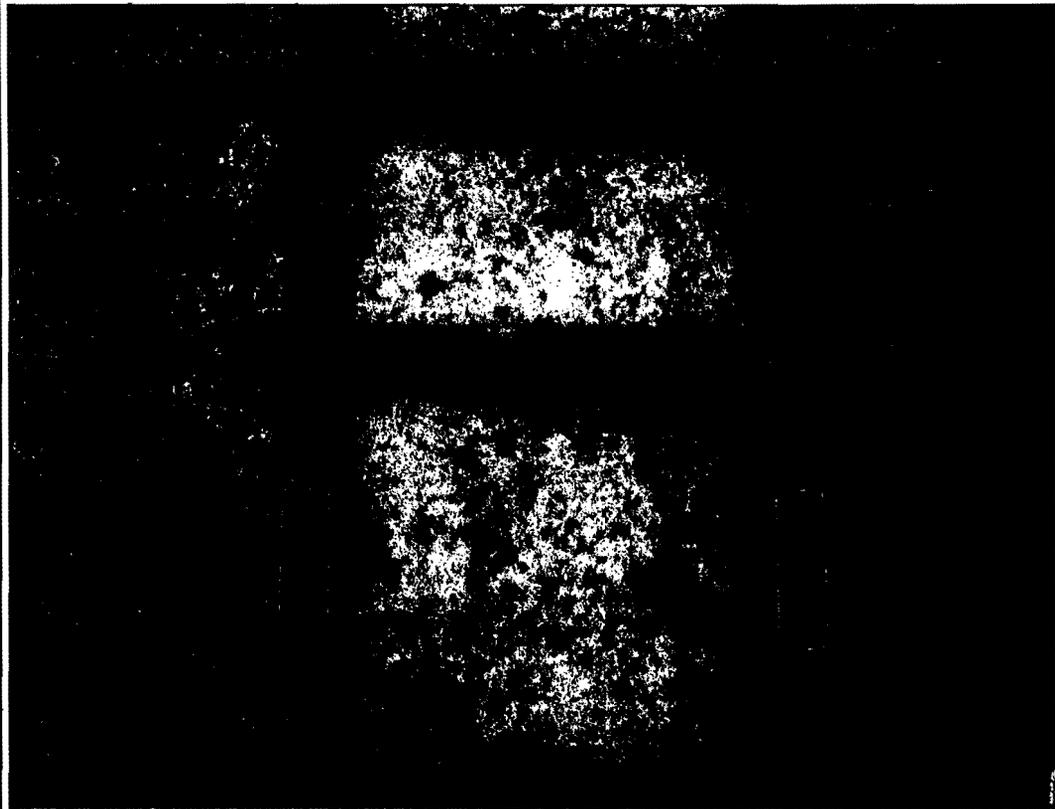
**UNITED STATES NAVAL CRIMINAL INVESTIGATIVE SERVICE  
CONTINGENCY RESPONSE FIELD OFFICE  
CAMP AL ASAD, IRAQ**

<b>TITLE</b> V/MOHAMMED, HASAN SALIH/CIVILIAN	<b>CCN</b> 05FEB07-24IZ-0023-7HMA	<b>AGENT'S NAME</b> S _____
<b>SUMMARY</b> Overall view ladder used to transport V/MOHAMMED  PHOTO # 1		<b>DATE PHOTO TAKEN</b> 24FEB07

*bb/bzc*

UNCLASSIFIED  
REPRODUCED COPY  
AVAILABLE

Enclosure (A)



**UNITED STATES NAVAL CRIMINAL INVESTIGATIVE SERVICE  
CONTINGENCY RESPONSE FIELD OFFICE  
CAMP AL ASAD, IRAQ**

<b>TITLE</b> V/MOHAMMED, HASAN SALIH/CIVILIAN	<b>CCN</b> 05FEB07-24IZ-0023-7HMA	<b>AGENT'S NAME</b> S. [REDACTED]
<b>SUMMARY</b> Close up view of ladder rung used to transport V/MOHAMMED  PHOTO # 2		<b>DATE PHOTO TAKEN</b> 24FEB07

NOT INTRODUCED COPY  
AVAILABLE

bb/b7c

**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

INVESTIGATIVE ACTION

26MAR07

CONTROL: 05FEB07-241Z-0023-7HMA

V/MOHAMMED, HASAN SALIH/CIVILIAN  
M/W/FNXX/N///SALAH AL DEN, IRAQ  
SUPP: BORN 1942

**RESULTS OF ARABIC DOCUMENT TRANSLATION**

1. On 09Feb07, Reporting Agent (RA) obtained a list of people reportedly detained or killed during the raid on 05Feb07 while visiting house [redacted] to determine if V/MOHAMMED had family in the area. The list was a print out in Arabic and was provided from one of the Iraqi Nationals reported to live at house [redacted] Upon returning to Al Asad Air Base, Al Asad, Iraq, Participant [redacted] requested translation assistance from the Document Exploitation Unit (DOCEX). On 25Feb07, [redacted] USN, Officer in Charge, DOCEX, provided a translation of the list, enclosures (A)-(B) pertain.

High  
b2

2. According to the Iraqi National who provided the list, the top half of names reflect people who normally lived in [redacted] and the bottom half of names list four (4) people, including V/MOHAMMED, who were from Beyji and three people from Al Qaim. According to the translation the other three people from Beyji are still detained.

**ENCLOSURE(S)**

- (A) List typed in Arabic/Undated
- (B) Translation of list/ Undated

**PARTICIPANT(S)**

[redacted] Special Agent, NCIS Al Asad, Iraq

REPORTED BY: [redacted] SPECIAL AGENT

OFFICE: AL ASAD, IRAQ

b6/b7c

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Page 1

LAST

V2 LNY

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**EXHIBIT (32)**

E 154

**NAVAL CRIMINAL INVESTIGATIVE SERVICE**

**DELETED PAGE INFORMATION SHEET**

Page(s) E 155, Encl. (A) Arabic writing

withheld entirely at this location. One or more of following explain this decision:

Deleted under exemption(s)

Documents originated with other government agency(ies).  
Referred for review and direct response to you.

Pages contain information furnished by other government  
agency(ies). We will advise you of releasability of information  
following consultation with agency(ies).

Comments: Translation provided on  
pages 156-157

[Page 2]

The house of [REDACTED] was raided, some of family members and guests were detained, and some of those present with him were killed.

House owners

#	Name	Details	Remarks
1	[REDACTED]	House owner	Detained and was released
2	[REDACTED]	Son of the owner	Detained and has not been released, summoned for clarifications.
3	[REDACTED]	Son of the owner	Detained and has not been released
4	[REDACTED]	Son of the owner	Distained and has not been

02/19/70

Enclosure (B)

E/156

			released
5	[REDACTED]	Son of the owner	Detained and has not been released
6	[REDACTED]	Son of the owner	Distained and was released
7	[REDACTED]	Son of the owner	Detained and was released
8	[REDACTED]	Son of the owner	Killed during the raid
9	[REDACTED]	Cousin of the house owner	Detained and was released

Guests

#	Name	Details	Remarks
1	[REDACTED]	Relative of the house owner	Detained and was released
2	[REDACTED]	Relative of the house owner	Killed during the raid
3	[REDACTED]	Relative of the house owner	Detained and has not been released
4	[REDACTED]	Guest	Was found dead after the raid on the way to chopper's landing ground.
5	Hasan Salih Muhammad Ali	Guest	Detained and was released
6	[REDACTED]	Guest	Detained and was released
7	[REDACTED]	Guest	Detained and was released

Remarks: in addition to all this, one of the owners' neighbors by the name of Muhammad Khalaf 'Issa, was found dead in his house.

66/67C

E157

**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

REPORT OF INVESTIGATION (OPEN)

12FEB07

DEATH (II)

CONTROL: 05FEB07-24IZ-0023-7HMA

V/MOHAMMED, HASAN SALIH/CIVILIAN  
M/W/FNXX/N///SALAH AL DEN, IRAQ  
SUPP: BORN 1942

COMMAND/3RD BATTALION 4TH MARINES/41600

MADE AT/24IZ/AL ASAD IRAQ/ [REDACTED] SPECIAL AGENT

**NARRATIVE**

1. This is a reactive investigation, which was initiated to determine the cause of V/MOHAMMED's death. No statutes apply at this time.

2. On 05Feb07, [REDACTED] Staff Judge Advocate (SJA), Regimental Combat Team 2 (RCT-2), USMC, Camp Ripper, Al Asad, Iraq, advised that Marines from 3rd Battalion 4th Marines, Kilo Company, Battle Post (BP) Tawara, Iraq, reported a detainee (V/MOHAMMED) had died during a Task Force 88 (OCF-I) raid and had been left on the makeshift landing zone for turnover to the local Iraq police. Initial reports from Task Force 88, which were reported between 0530-0600, on 05Feb07, indicated the detainee had a heart attack and expired prior to helicopter extraction. [REDACTED] 3rd Battalion, 4th Marines, Kilo Company, BP TAWARA, was sent out with Kilo Company patrol to secure V/MOHAMMED's body for turnover to the Iraqi Police (IP) at approximately 0830, on 05Feb07. [REDACTED] stated he performed a quick examination of the body, which was in the supine position, and noted moderate bruising around the neck and heavier (deeper in color) bruising from the clavicle up. Additionally, [REDACTED] felt decripitus midline of the right side of the neck and observed that the trachea was abnormal and not centered. [REDACTED] advised in his opinion V/MOHAMMED had a broken neck.

3. V/MOHAMMED's body was released to the IP's and taken to Husaybah hospital and later released to a person reported to be his son (NFI). V/MOHAMMED's body was taken back to Bayji, Iraq, for burial (NFI). A copy of the Iraqi death certificate was obtained and the doctor, [REDACTED], noted bruising around the neck and shoulder area as well as bruising around the wrist. The Iraqi death certificate is currently being translated but preliminary results indicate no cause or manner of death was listed on the death certificate although interview of the doctor revealed the cause and manner of death was unknown but no foul play was suspected. Between 07-10Feb07, photographs of the open area where V/MOHAMMED's body was located and the raid houses were obtained. Additionally, interviews of Kilo company marines, Iraq Police and Iraqi locals from the raid houses were completed. This investigation remains open pending interviews of detainees captured during the raid and interviews of Task Force 88 members.

b6  
b7c

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E158

05FEB07-24IZ-0023-7HMA

SUBJ: V/MOHAMMED, HASAN SALIH/CIVILIAN  
**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

NCISHQ: 0023B

INFO: 0023B/024C/24IZ

W

b6/b7c

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Page 2

LAST

V2 LNN

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E 159

**NAVAL CRIMINAL INVESTIGATIVE SERVICE**

**INVESTIGATIVE FILE (F)**

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**NAVAL CRIMINAL INVESTIGATIVE SERVICE**  
**RECORDS MANAGEMENT DIVISION**  
**LAW ENFORCEMENT RECORDS**

<b>NAME:</b> AL ALWANI THAIR HAMID KHALAF HASSAN				
<b>AKA:</b>				
<b>IDENTIFICATION:</b>	Context: V			
Date of Birth: 19790101 (YYYYMMDD)	State of Birth: Country of Birth: IQ			
<b>FILE IDENTIFICATION #:</b> 22DEC0724IZ0236				
<b>DCII INDEX CODE</b>	<b>DATE CLOSED</b>			
K C = 5 YEARS F = 15 YEARS G = 25 YEARS K = 50 YEARS	20080603 (YYYYMMDD)			
<b>RECORDS SERIES</b>				
5580/4d(1)(b)	C 5580/4b(1)(a) 5580/4d(1)(b) 5580/4b(2)(c)2 5580/4d(2)	F 5580/4d(1)(a)	G 5580/4a(1)(a) 5580/4b(1)(b) 5580/4c(1)(b) 5580/4d(5)	K 5580/4a(1)(b) 5580/4a(2)(c)2 5580/4c(1)(a)
Polygraph Conducted	Y <input checked="" type="radio"/> N	Final Disposition Reported to FBI	Y <input checked="" type="radio"/> N	
Fingerprints Submitted to Code 24B3	Y <input checked="" type="radio"/> N	Sexual Offender Registry Completed	Y <input checked="" type="radio"/> N	
Disclosure/Accountability Statement: If this investigation is disseminated outside NCIS, complete NCIS Form 009/10-80, and ensure it is retained in the case file.				
NCISHQ Use Only				
CIS (Date/Initials)	[REDACTED] / 23JUN08	b6 b7c		
Closed Status	Y	DUP Titles	X	
		DUP CCN	X	
		DISP		
		DATA		
I <b>SSA</b> [REDACTED] certify that this document has been reviewed and is complete.				
Typed Name of SSA				
[REDACTED] SIGNATURE		[REDACTED] DATE		

NCIS 5000/3 (12-06)

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JUN 25 2008

**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

REPORT OF INVESTIGATION (CLOSED)

03JUN08

DEATH (II)

CONTROL: 22DEC07-24IZ-0236-7HMA/C

V/AL ALWANI, THAIR HAMID KHALAF HASSAN/CIV  
M/W/FNIZ/N//01JAN79/IRAQ

COMMAND/REGIMENTAL COMBAT TEAM 6 (FWD), FALLUJAH, IRAQ/12151

MADE AT/24IZ/CAMP FALLUJAH IRAQ [REDACTED], SPECIAL AGENT

REFERENCE(S)

- (A) NCISRA Iraq, Camp Fallujah ROI (INTERIM)/04Jan08 (Contains Exhibits 1-15)
- (B) NCISRA Iraq, Camp Fallujah ROI (INTERIM)/05Jan08 (Contains Exhibit 16)
- (C) NCISRA Iraq, Camp Fallujah ROI (INTERIM)/03Feb08 (Contains Exhibit 17)
- (D) NCISRA Iraq, Camp Fallujah ROI (INTERIM)/02Mar08 (Contains Exhibit 18)
- (E) NCISRA Iraq, Camp Fallujah ROI (INTERIM)/02Apr08
- (F) NCISRA Iraq, Camp Fallujah ROI (INTERIM)/18Apr08 (Contains Exhibits 19-21)
- (G) NCISRA Iraq, Camp Fallujah ROI (INTERIM)/25Apr08 (Contains Exhibit 22)

EXHIBIT(S)

(23) DNA Final Report/21May08...(Copy All)

EXECUTIVE SUMMARY

1. This investigation was initiated on 22Dec07, upon notification by Command regarding the death of V/AL ALWANI, a detainee who was being transferred from Combat Outpost (COP) Manion to the Camp Fallujah, Iraq Regional Detention Facility (RDF) by personnel assigned to the Military Transition Team (MITT), Regimental Combat Team 6 (RCT-6), Camp Fallujah, Iraq. V/AL ALWANI was being transported to the RDF for allegedly producing Improvised Explosive Devices (IED) and attacks against Coalition Forces (CF). V/AL ALWANI was being transported to the RDF via a Mine Resistant Ambush Protected (MRAP) vehicle; wherein, he grabbed [REDACTED] M4 rifle and fired a round below [REDACTED] groin area. [REDACTED] retrieved his Beretta pistol and shot V/AL ALWANI. V/AL ALWANI was pronounced dead by a MITT corpsman immediately after the shooting. A death scene examination was conducted, evidence was recovered, and photos were obtained. USMC personnel in the vehicle during the shooting indicated they did not witness the shooting but heard one shot that was followed by a rapid succession of additional shots. Interpreter [REDACTED] who was sitting beside V/AL ALWANI, heard a shot; he turned to look and saw [REDACTED] shoot V/AL ALWANI. [REDACTED] was interrogated and provided he acted in self-defense after V/AL ALWANI grabbed his M-4 rifle, took it off safety, and fired a shot between his legs.

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2. On 17Apr08, the Final Autopsy Report was received, Final Death

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F2

SUBJ: V/AL ALWANI, THAIR HAMID KHALAF HASSAN/CIV  
**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

Certificate, and the results of toxicology testing, reporting the manner of death of V/AL ALWANI to be multiple gunshot wounds. On 02Jun08, RA received a copy of the United States Army Investigation Laboratory (USACIL) DNA Final Report. All requested laboratory examination have been completed and returned to NCISRA Camp Fallujah, testing showing no discrepancies. This investigation was reviewed by [REDACTED], Staff Judge Advocate, Camp Fallujah, Iraq, and concluded there are no Law of Armed Conflict Violations and that [REDACTED] acted in self defense. All evidence related to this investigation has been returned from USACIL and will be maintained at NCISRA Camp Fallujah, Iraq for a period of one year. This investigation is closed.

**NARRATIVE**

1. This investigation was conducted to determine if any Law of Armed Conflict (LOAC) violations occurred concerning V/AL ALWANI's death.
2. Reference (A) through (G) details investigation to date.
3. On 22Apr08, contact was made with [REDACTED], Staff Judge Advocate, Camp Fallujah, Iraq, USMC, who stated a determination was made there were no Law of Armed Conflict Violations and that [REDACTED] acted in self defense, and no disciplinary or administrative action will be required or warranted.
4. On 02Jun08, Reporting Agent (RA) received a copy of the United States Army Investigation Laboratory (USACIL) DNA Final Report, documenting both swabs matched the DNA profile of V/AL AWANI. All evidence related to this investigation has been returned from USACIL and will be maintained at NCISRA Camp Fallujah, Iraq for a period of one year and will be purged on 03Jun09, Exhibit (23) pertains. This investigation is closed.

**DISTRIBUTION**

NCISHQ: 0023B (M)  
INFO: 024C/24IZ/11C12 (CCCR Package-RMB, Files section (M))

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3

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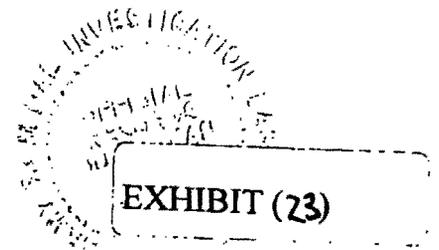
21 May 2008

FINAL LABORATORY EXHIBIT LISTING

SUBJECT: USACIL Case Number 2008-CID131-0060/A1/A2/A3/A4  
Submitter Case Number 22DEC07-24IZ-0236-7HMA

EXHIBITS:

- 1 - Handgun (Item A, Log 107-07).
- 2 - Rifle SN:W249925 and launcher SN: 181591 (Item B, Log 107-07).
- 3 - Magazine (Item A, Log 108-07).
- 4 - Ammunition (Item B, Log 108-07).
- 5 - Cartridge case (Item A, Log 109-07).
- 6 - Cartridge case (Item B, Log 109-07).
- 7 - Bullet projectile (Item C, Log 109-07).
- 8 - Bullet projectile (Item D, Log 109-07).
- 9 - Cartridge case (Item E, Log 109-07).
- 10 - Bullet projectile (Item A, Log 110-07).
- 11 - Cartridge case (Item B, Log 110-07).
- 12 - Cartridge case (Item C, Log 110-07).
- 13 - Cartridge case (Item D, Log 110-07).
- 14 - Cartridge case (Item E, Log 110-07).
- 15 - Cartridge case (Item F, Log 110-07).
- 16 - Cartridge case (Item G, Log 110-07).
- 17 - Bullet projectile (Item B, Log 112-07).
- 18 - Bullet fragments (Item C, Log 112-07).
- 19 - Fingernail clippings (Item C, Log 337-07).
- 20 - Metal fragments (Item L, Log 337-07).
- 21 - Metal fragments (Item M, Log 337-07).
- 22 - Control swab (Item A, Log 001-08).
- 23 - Swab (Item B, Log 001-08).
- 24 - Swab (Item C, Log 001-08).
- 25 - DNA profile of AL ALWANI (ME07-1381).



F4



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DEPARTMENT OF THE ARMY  
US ARMY CRIMINAL INVESTIGATION LABORATORY  
4830 N 31<sup>ST</sup> STREET  
FOREST PARK, GA 30297-5205

CILA-DNA

1 May 2008

MEMORANDUM FOR SPECIAL AGENT IN CHARGE, NAVAL CRIMINAL  
INVESTIGATIVE SERVICE, NCISRA CAMP FALLUJAH, IRAQ, FPO AE 09387

SUBJECT: DNA Branch - Final Report  
USACIL Case Number 2008-CID131-0060-A3/A4  
Submitter Case Number 22DEC07-24IZ-0236-7HMA

EXHIBITS:

- 22 - Control swab (Item A, Log 001-08).
- 23 - Swab from seat (Item B, Log 001-08).
- 24 - Swab from seat (Item C, Log 001-08).
- 25 - Known DNA profile of AL ALWANI, generated by and submitted from AFDIL [REDACTED].

FINDINGS:

1. Blood was identified on the swabs (Exhibits 23 and 24).
2. DNA (deoxyribonucleic acid) was extracted from the swabs (Exhibits 23 and 24) and compared to the known DNA profile of AL ALWANI.
3. DNA profiles were obtained using PCR (polymerase chain reaction) technology on the fifteen STR (short tandem repeat) loci D8S1179, D21S11, D7S820, CSF1PO, D3S1358, TH01, D13S317, D16S539, D2S1338, D19S433, vWA, TPOX, D18S51, D5S818, FGA, and the gender identification locus Amelogenin.
4. The DNA profile obtained from the swabs (Exhibits 23 and 24) matches the DNA profile of AL ALWANI (D2S1338 and D19S433 not used for comparison). The frequency of occurrence of this

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1 of 2

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[REDACTED]

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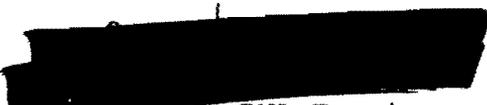
CILA-DNA

SUBJECT: DNA Branch - Final Report  
USACIL Case Number 2008-CID131-0060-A3/A4  
Submitter Case Number 22DEC07-24IZ-0236-7HMA

profile among unrelated individuals selected at random from the U.S. population is estimated to be:

Caucasian	1 in 360 quadrillion
Black	1 in 320 quadrillion
Hispanic	1 in 62 quintillion.

5. No examinations were performed on Exhibit 22.
6. Exhibits 22-24 will be returned to the submitting agency upon the completion of laboratory testing.
7. Two original reports have been produced. These reports were completed at or near the time of the forensic examination(s) and prepared in the ordinary course of business by the undersigned. These reports were made by the regularly conducted activity as a regular practice of the United States Army Criminal Investigation Laboratory. Point of contact is the Evidence Processing Branch, DSN 797-7082/7109/7110/4612/4613/4614, Commercial (404) 469-7082/7109/7110/4612/4613/4614, Fax DSN 797-4615, or Email: usacil@conus.army.mil.

  
Forensic DNA Examiner

*ble bzc*

*F 6*

**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

REPORT OF INVESTIGATION (INTERIM)

25APR08

DEATH (II)

CONTROL: 22DEC07-24IZ-0236-7HMA

V/AL ALWANI, THAIR HAMID KHALAF HASSAN/CIV  
M/W/FNIZ/N//01JAN79/IRAQ

COMMAND/REGIMENTAL COMBAT TEAM 6 (FWD), FALLUJAH, IRAQ/12151

MADE AT/24IZ/CAMP FALLUJAH IRAQ/ [REDACTED], SPECIAL AGENT

REFERENCE(S)

- (A) NCISRA Iraq, Camp Fallujah ROI (INTERIM)/04Jan08 (Contains Exhibits 1-15)
- (B) NCISRA Iraq, Camp Fallujah ROI (INTERIM)/05Jan08 (Contains Exhibit 16)
- (C) NCISRA Iraq, Camp Fallujah ROI (INTERIM)/03Feb08 (Contains Exhibit 17)
- (D) NCISRA Iraq, Camp Fallujah ROI (INTERIM)/02Mar08 (Contains Exhibit 18)
- (E) NCISRA Iraq, Camp Fallujah ROI (INTERIM)/02Apr08
- (F) NCISRA Iraq, Camp Fallujah ROI (INTERIM)/18Apr08 (Contains Exhibits 19-21)

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EXHIBIT(S)

- (22) Firearms Branch Final Report/21Mar08...(Copy All)

EXECUTIVE SUMMARY

1. This investigation was initiated on 22Dec07, upon notification by Command regarding the death of V/AL ALWANI, a detainee who was being transferred from Combat Outpost (COP) Manion to the Camp Fallujah, Iraq Regional Detention Facility (RDF) by personnel assigned to the Military Transition Team (MiTT), Regimental Combat Team 6 (RCT-6), Camp Fallujah, Iraq. V/AL ALWANI was being transported to the RDF for allegedly producing Improvised Explosive Devices (IED) and attacks against Coalition Forces (CF). V/AL ALWANI was being transported to the RDF via a Mine Resistant Ambush Protected (MRAP) vehicle; wherein, he grabbed [REDACTED] M4 rifle and fired a round below [REDACTED] groin area. [REDACTED] retrieved his Beretta pistol and shot V/AL ALWANI. V/AL ALWANI was pronounced dead by a MiTT corpsman immediately after the shooting. A death scene examination was conducted, evidence was recovered, and photos were obtained. USMC personnel in the vehicle during the shooting indicated they did not witness the shooting but heard one shot that was followed by a rapid succession of additional shots. Interpreter [REDACTED] who was sitting beside V/AL ALWANI, heard a shot; he turned to look and saw [REDACTED] shoot V/AL ALWANI. [REDACTED] was interrogated and provided he acted in self-defense after V/AL ALWANI grabbed his M-4 rifle, took it off safety, and fired a shot between his legs. On 28Dec07, parts of the MRAP vehicle were seized as evidence and were sent to the US Army Criminal Investigations Laboratory (USACIL) for latent fingerprint analysis. On 05Jan08, [REDACTED] was re-interviewed and provided additional details regarding the incident. On 17Apr08, RA received the Final Autopsy Report,

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SUBJ: V/AL ALWANI, THAIR HAMID KHALAF HASSAN/CIV  
**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

Final Death Certificate, and the results of toxicology testing, reporting the manner of death of V/AL ALWANI to be multiple gunshot wounds. This investigation has been forwarded to [REDACTED] Staff Judge Advocate, Camp Fallujah, Iraq, who is reviewing this investigation for Law of Armed Conflict Violations. This investigation remains pending the results of DNA Analysis.

**NARRATIVE**

1. This investigation is being conducted to determine if any Law of Armed Conflict (LOAC) violations occurred concerning V/AL ALWANI's death.
2. Reference (A) through (F) details investigation to date.
3. On 16Apr08, Reporting Agent (RA) received a copy of the United States Army Investigation Laboratory (USACIL) Firearms Branch Final Report, documenting both firearms (handgun and rifle) used in shooting were deemed operational, Exhibit (22) pertains.
4. Subsequent to the submission Reference (A) through (F), this investigation was mistakenly forwarded to the Contingency Response Field Office (CRFO) Death Review Panel (DRP) for review. [REDACTED] USMC, Staff Judge Advocate (SJA) has since been apprised and is currently reviewing this investigation.
5. This case remains pending the results of DNA Analysis
6. Due to Case Agent's upcoming re-deployment, this investigation is being reassigned to Special Agent [REDACTED] This investigation remains pending the receipt of results of DNA Analysis.

**DISTRIBUTION**

NCISHQ: 0023B (M)  
ACTION: 0024C (M)  
INFO: 24IZ/SJA, RCT-1, Camp Fallujah, Iraq (H)

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DEPARTMENT OF THE ARMY  
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4930 N 31ST STREET  
FOREST PARK, GA 30297-5205

CILA-FA

21 March 2008

MEMORANDUM FOR SPECIAL AGENT IN CHARGE, NAVAL CRIMINAL  
INVESTIGATIVE SERVICE, NCISRA CAMP FALLUJAH, IRAQ, FPO AE 09387

SUBJECT: Firearms Branch - Final Report  
USACIL Case Number 2008-CID131-0060/A1/A2  
Submitter Case Number 22DEC07-24IZ-0236-7HMA

EXHIBITS:

- 1 - Pistol; 9mm Beretta, SN:1338398 (Item A, Log 107-07).
- 2 - Rifle; 5.56mm Colt, SN:W249925 with grenade launcher;  
40mm Colt, SN:181591 (Item B, Log 107-07).
- 3 - Magazine; 9mm (Item A, Log 108-07).
- 4(1-10) - Ten cartridges; 9mm (Item B, Log 108-07).
- 5 - Bullet jacket fragment; 9mm (Item A, Log 109-07).
- 6 - Bullet jacket fragment; 9mm (Item B, Log 109-07).
- 7 - Lead core (Item C, Log 109-07).
- 8 - Lead core (Item D, Log 109-07).
- 9 - Bullet jacket fragment; 9mm (Item E, Log 109-07).
- 10 - Lead core (Item A, Log 110-07).
- 11 - Cartridge case; 5.56mm (Item B, Log 110-07).
- 12 - Cartridge case; 9mm (Item C, Log 110-07).
- 13 - Cartridge case; 9mm (Item D, Log 110-07).
- 14 - Cartridge case; 9mm (Item E, Log 110-07).
- 15 - Cartridge case; 9mm (Item F, Log 110-07).
- 16 - Cartridge case; 9mm (Item G, Log 110-07).
- 17 - Metal fragment (Item B, Log 112-07).
- 18(1-3) - Three metal fragments (Item C, Log 112-07).
- 20(1-3) - Bullet jacket and metal fragments  
(Item L, Log 337-07).
- 21(1-2) - Bullet jacket and metal fragments  
(Item M, Log 337-07).



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1 of 3

EXHIBIT 23 F 9

CILA-FA

SUBJECT: Firearms Branch - Final Report  
USACIL Case Number 2007-CID131-0060/A1/A2  
Submitter Case Number 22DEC07-24IZ-0236-7HMA

FINDINGS:

1. Examination of Exhibit 1 (Pistol) disclosed that it is operational with its incorporated safety features working properly. The single-action trigger pull is approximately 6 pounds, and the double-action trigger pull is approximately 9.5 pounds. Exhibit 1 was test fired using Exhibit 3 (Magazine) and the test fired bullets and cartridge cases were recovered.
2. Examination of Exhibit 2 (Rifle) disclosed that it is operational with its incorporated safety features working properly. The trigger pull is approximately 7.75 pounds in semi-automatic mode and approximately 10 pounds in burst mode. Exhibit 2 was test fired and the test fired bullets and cartridge cases were recovered.
3. Microscopic examination of Exhibits 5, 6, 9, 20(1), and 21(1-2) and Exhibits 12-16 (bullets and cartridge cases) disclosed that they were fired through and in Exhibit 1.
4. Microscopic examination of Exhibit 11 (cartridge case) disclosed that it was fired in Exhibit 2.
5. Examination of Exhibit 4(1-10) (cartridges) disclosed that they are unfired and intact.
6. Examination of Exhibits 7, 8, 10, 17, 18(1-3), and 20(2-3) (lead cores and metal fragments) disclosed that there are insufficient individual characteristics present for comparison purposes.
7. Two original reports have been produced. These reports were completed at or near the time of the forensic examination(s) and prepared in the ordinary course of business by the undersigned. These reports were made by the regularly conducted activity as a regular practice of the United States Army Criminal Investigation Laboratory.

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CILA-FA

SUBJECT: Firearms Branch - Final Report  
USACIL Case Number 2007-CID131-0060/A1/A2  
Submitter Case Number 22DEC07-24IZ-0236-7HMA

Point of contact is the Evidence Processing Branch, DSN 797-7082/7109/7110/4612/4613/4614, Commercial (404) 469-7082/7109/7110/4612/4613/4614, Fax DSN 797-4615, or Email: usacil@conus.army.mil.

[REDACTED]  
Firearms Branch Chief

[REDACTED]  
Forensic Firearms Examiner

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F-11

# U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

REPORT OF INVESTIGATION (ACTION)

20APR08

DEATH (II)

CONTROL: 22DEC07-24IZ-0236-7HMA

V/AL ALWANI, THAIR HAMID KHALAF HASSAN/CIV  
M/W/FNIZ/N//01JAN79/IRAQ

COMMAND/REGIMENTAL COMBAT TEAM 6 (FWD), FALLUJAH, IRAQ/12151

MADE AT/24IZ/CAMP FALLUJAH IRAQ [REDACTED] SPECIAL AGENT

### REFERENCE(S)

(A) NCISRA Iraq, Camp Fallujah ROI (INTERIM)/18Apr08

### NARRATIVE

1. Reference (A) requested the Contingency Response Field Office (CRFO) Death Review Panel (DRP) conduct a DRP on captioned investigation. This matter was being investigated to determine if any violations of the Law Of Armed Conflict (LOAC) occurred resulting in V/AL ALWANI's death. [REDACTED] I MEF (FWD) SJA has been apprised of this investigation and is currently reviewing this investigation for LOAC violations. To date, no violations have been identified.

2. Inasmuch as V/AL ALWANI'S death is being investigated as a LOAC, and not deemed accidental, natural or suicide, this investigation was mistakenly forwarded to the CRFO DRP for review.

### ACTION

✓ R.024C: Cancel tasking to conduct a CRFO DRP.

### DISTRIBUTION

NCISHQ: 0023B(E)

ACTION: 0024C (E)

INFO: 024IZ (E)

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Page 1

LAST [REDACTED] V2 LNY

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**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

REPORT OF INVESTIGATION (INTERIM)

18APR08

DEATH (II)

CONTROL: 22DEC07-24IZ-0236-7HMA

V/AL ALWANI, THAIR HAMID KHALAF HASSAN/CIV  
M/W/FNIZ/N//01JAN79/IRAQ

COMMAND/REGIMENTAL COMBAT TEAM 6 (FWD), FALLUJAH, IRAQ/12151.

MADE AT/24IZ/CAMP FALLUJAH IRAQ [REDACTED], SPECIAL AGENT

REFERENCE(S)

- (A) NCISRA Iraq, Camp Fallujah ROI (INTERIM)/04Jan08 (Contains Exhibits 1-15)
- (B) NCISRA Iraq, Camp Fallujah ROI (INTERIM)/05Jan08 (Contains Exhibit 16)
- (C) NCISRA Iraq, Camp Fallujah ROI (INTERIM)/03Feb08 (Contains Exhibit 17)
- (D) NCISRA Iraq, Camp Fallujah ROI (INTERIM)/02Mar08 (Contains Exhibit 18)
- (E) NCISRA Iraq, Camp Fallujah ROI (INTERIM)/02Apr08

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EXHIBIT(S)

- (19) Certificate of Death/28Dec07...(Copy All)
- (20) Report of Toxicological Examination/04Jan08...(Copy All)
- (21) Autopsy Examination Report/23Jan08...(Copy All)

EXECUTIVE SUMMARY

1. This investigation was initiated on 22Dec07, upon notification by Command regarding the death of V/AL ALWANI, a detainee who was being transferred from Combat Outpost (COP) Manion to the Camp Fallujah, Iraq Regional Detention Facility (RDF) by personnel assigned to the Military Transition Team (MiTT), Regimental Combat Team 6 (RCT-6), Camp Fallujah, Iraq. V/AL ALWANI was being transported to the RDF for allegedly producing Improvised Explosive Devices (IED) and attacks against Coalition Forces (CF). V/AL ALWANI was being transported to the RDF via a Mine Resistant Ambush Protected (MRAP) vehicle; wherein, he grabbed [REDACTED] M4 rifle and fired a round below [REDACTED] groin area [REDACTED] retrieved his Beretta pistol and shot V/AL ALWANI. V/AL ALWANI was pronounced dead by a MiTT corpsman immediately after the shooting. A death scene examination was conducted, evidence was recovered, and photos were obtained. USMC personnel in the vehicle during the shooting indicated they did not witness the shooting but heard one shot that was followed by a rapid succession of additional shots. Interpreter [REDACTED], who was sitting beside V/AL ALWANI, heard a shot; he turned to look and saw [REDACTED] shoot V/AL ALWANI. [REDACTED] was interrogated and provided he acted in self-defense after V/AL ALWANI grabbed his M-4 rifle, took it off safety, and fired a shot between his legs. On 28Dec07, parts of the MRAP vehicle were seized as evidence and were sent to the US Army Criminal Investigations Laboratory (USACIL) for latent fingerprint analysis. On 05Jan08, [REDACTED] was re-interviewed and provided additional details regarding the incident. On 17Apr08, RA received the Final Autopsy Report, Final Death Certificate, and the results of toxicology testing,

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F 13

SUBJ: V/AL ALWANI, THAIR AMID KHALAF HASSAN/CIV  
**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

reporting the manner of death of V/AL ALWANI to be multiple gunshot wounds. This investigation is being forwarded to the Contingency Response Field Office (CRFO), for review and authority to close by members of the Death Review Panel (DRP).

**NARRATIVE**

1. This investigation is being conducted to determine if any Law of Armed Conflict (LOAC) violations occurred concerning V/AL ALWANI'S death.
2. Reference (A) through (E) details investigation to date.
3. On 17Apr08, Reporting Agent (RA) received the Final Autopsy Examination Report documenting V/AL ALWANI'S death was due to multiple gunshot wounds. A copy of V/AL ALWANI'S Toxicology examination, documenting drug screening results, indicated "None were found". Additionally, RA received a copy of V/AL ALWANI'S Certificate of Death. Exhibits (19) through (21) pertains.
4. Due to Case Agent's upcoming re-deployment, this investigation is being reassigned to Special Agent [REDACTED] This investigation remains pending review by the CRFO DRP.

**ACTION**

- DIST: Active investigation complete. Investigation pending review at the CRFO DRP.
- R.024C: Conduct Field Office DRP. If the DRP determines all investigative activity has been completed, request authority to close this investigation. Request receipt confirmation of lead tasking and provide estimated date of completion.

**DISTRIBUTION**

- NCISHQ: 0023B (M)  
 ACTION: 0024C (M)  
 INFO: 24IZ/SJA, RCT-1, Camp Fallujah, Iraq (H)

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CERTIFICATE OF DEATH (OVERSEAS)							
Acte de décès (D'Outre-Mer)							
NAME OF DECEASED (Last, first, middle) Nom du décès (nom, prénoms)			GRADE Grade		BRANCH OF SERVICE Arme		SOCIAL SECURITY NUMBER Numéro de Sécurité Sociale
AL Awan, Thair Hamid, Kholif Hassan					Civilian		
ORGANIZATION Organisation			NATION (p.p. Under Study) Pays		DATE OF BIRTH Date de naissance		SEX Sexe
							<input checked="" type="checkbox"/> MALE <input type="checkbox"/> FEMALE
RACE Race		MANTAL STATUS Sit. Civ.			RELIGION Culte		
<input checked="" type="checkbox"/> CAUCASOID Caucasienne		SINGLE Célibataire			PROTESTANT Protestant		
<input type="checkbox"/> NEGROID Négronne		MARRIED Marié			CATHOLIC Catholique		
<input type="checkbox"/> OTHER (Specify) Autre (spécifier)		WIDOWED Veuve			JEWISH Juif		
NAME OF NEXT OF KIN Nom de plus proche parent				RELATIONSHIP TO DECEASED Parents du décès (avec le sexe)			
STREET ADDRESS Carré & Rue				CITY OR TOWN OR STATE (Include ZIP Code) Ville (Cité) (État) (Province)			
MEDICAL STATEMENT Déclaration médicale							
CAUSE OF DEATH (Enter only one cause per line) Cause de décès (Indiquer une cause par ligne)							INTERNAL OR EXTERNAL DEATH (Specify) Source de la mort
DISEASE OR CONDITION DIRECTLY LEADING TO DEATH Maladie ou condition directement responsable de la mort							Multiple gunshot wounds
ANTHECEDENT CAUSE Symptômes antérieurs de la mort		IMMEDIATE CONDITION, IF ANY, LEADING TO PRIMARY CAUSE Condition immédiate, s'il y a lieu, menant à la cause principale					
		UNDERLYING CAUSE, IF ANY, GIVING RISE TO PRIMARY CAUSE Cause sous-jacente, s'il y a lieu, menant à la cause principale					
OTHER SIGNIFICANT CONDITIONS Autres conditions significatives							
MODE OF DEATH Cause de décès		AUTOPSY PERFORMED Autopsie effectuée				CIRCUMSTANCES SURROUNDING DEATH DUE TO EXTERNAL CAUSES Circonstances de la mort dues à des causes externes	
<input checked="" type="checkbox"/> SUICIDE Suicide		<input checked="" type="checkbox"/> YES <input type="checkbox"/> NO					
<input checked="" type="checkbox"/> HOMICIDE Meurtre		NAME OF PATHOLOGIST Nom du pathologiste				MANNER OF DEATH Cause de décès	
		MAJ Philip J. Barran, MD				<input type="checkbox"/> YES <input checked="" type="checkbox"/> NO	
DATE OF DEATH Date du décès			PLACE OF DEATH Lieu de décès				
22 December 2007			Iraq				
I HAVE VIEWED THE REMAINS OF THE DECEASED AND DEATH OCCURRED AT THE TIME DECEASED AND FROM THE CAUSES AS STATED ABOVE. J'ai inspecté les restes mortels du décès et constaté que le décès est survenu à l'heure indiquée et à la cause ou causes énoncées ci-dessus.							
NAME OF MEDICAL OFFICER Nom de l'officier militaire de la médecine militaire				TITLE OR GRADE Titre ou grade			
Philip J. Barran				Deputy Medical Examiner			
GRADE Grade		INSTALLATION OR ADDRESS Installation ou adresse					
MAJ		Dover AFB, Dover DE					
DATE Date							
12/28/2007							

DD FORM 2064

EXHIBIT (19)

Handwritten marks and initials at the bottom right corner.

(REMOVE, REVERSE AND RE-INSERT CARBONS BEFORE COMPLETING THIS SIDE)

DISPOSITION OF REMAINS			
NAME OF MORTICIAN PREPARING REMAINS	GRADE	LICENSE NUMBER AND STATE	OTHER
INSTALLATION OR ADDRESS 436 SVC/SVD 116 28th Street, Dover AFB DE 19902	DATE	SIGNATURE	
NAME OF CEMETERY OR CREMATORY	LOCATION OF CEMETERY OR CREMATORY		
TYPE OF DISPOSITION		DATE OF DISPOSITION	
REGISTRATION OF VITAL STATISTICS			
REGISTRY (Town and Country)	DATE REGISTERED	FILE NUMBER	
		STATE	OTHER
NAME OF FUNERAL DIRECTOR	ADDRESS		
SIGNATURE OF AUTHORIZED INDIVIDUAL			

DD FORM 2064, APR 1977 (BACK)

USAPA V1.00

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# U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

REPORT OF INVESTIGATION (INTERIM)

02APR08

DEATH (II)

CONTROL: 22DEC07-24IZ-0236-7HMA

V/AL ALWANI, THAIR HAMID KHALAF HASSAN/CIV  
M/W/FNIZ/N//01JAN79/IRAQ

COMMAND/REGIMENTAL COMBAT TEAM 6 (FWD), FALLUJAH, IRAQ/12151

MADE AT/24IZ/CAMP FALLUJAH IRAQ [REDACTED] SPECIAL AGENT

### REFERENCE(S)

- (A) NCISRA Iraq, Camp Fallujah ROI (INTERIM)/04Jan08 (Contains Exhibits 1-15)
- (B) NCISRA Iraq, Camp Fallujah ROI (INTERIM)/05Jan08 (Contains Exhibit 16)
- (C) NCISRA Iraq, Camp Fallujah ROI (INTERIM)/03Feb08 (Contains Exhibit 17)
- (D) NCISRA Iraq, Camp Fallujah ROI (INTERIM)/02Mar08 (Contains Exhibit 18)

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### EXECUTIVE SUMMARY

1. This investigation was initiated on 22Dec07, upon notification by Command regarding the death of V/AL ALWANI, a detainee who was being transferred from Combat Outpost (COP) Manion to the Camp Fallujah, Iraq Regional Detention Facility (RDF) by personnel assigned to the Military Transition Team (MiTT), Regimental Combat Team 6 (RCT-6), Camp Fallujah, Iraq. V/AL ALWANI was being transported to the RDF for allegedly producing Improvised Explosive Devices (IED) and attacks against Coalition Forces (CF). V/AL ALWANI was being transported to the RDF via a Mine Resistant Ambush Protected (MRAP) vehicle; wherein, he grabbed [REDACTED] M4 rifle and fired a round below [REDACTED] groin area. [REDACTED] retrieved his Beretta pistol and shot V/AL ALWANI. V/AL ALWANI was pronounced dead by a MiTT corpsman immediately after the shooting. A death scene examination was conducted, evidence was recovered, and photos were obtained. USMC personnel in the vehicle during the shooting indicated they did not witness the shooting but heard one shot that was followed by a rapid succession of additional shots. Interpreter [REDACTED], who was sitting beside V/AL ALWANI, heard a shot; he turned to look and saw [REDACTED] shoot V/AL ALWANI. [REDACTED] was interrogated and provided he acted in self-defense after V/AL ALWANI grabbed his M-4 rifle, took it off safety, and fired a shot between his legs. On 28Dec07, parts of the MRAP vehicle were seized as evidence and were sent to the US Army Criminal Investigations Laboratory (USACIL) for latent fingerprint analysis. On 05Jan08, [REDACTED] was re-interviewed and provided additional details regarding the incident. Case pending receipt of Final Autopsy Report, Final Death Certificate, and, results of toxicology testing.

### NARRATIVE

1. This investigation is being conducted to determine if any Law of Armed Conflict (LOAC) violations occurred concerning V/AL ALWANI's death.

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SUBJ: V/AL ALWANI, THAIR HAMID KHALAF HASSAN/CIV  
**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

2. Reference (A) through (D) details investigation to date.
3. This investigation remains pending receipt of the Final Autopsy Report, Final Death Certificate, and results of toxicology testing.

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INFO: 0024C (M)/0024IZ

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**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

REPORT OF INVESTIGATION (ACTION)

04MAR08

DEATH (II)

CONTROL: 22DEC07-24IZ-0236-7HMA

V/AL ALWANI, THAIR HAMID KHALAF HASSAN/CIV  
M/W/FNIZ/N//01JAN79/IRAQ

COMMAND/REGIMENTAL COMBAT TEAM 6 (FWD), FALLJUAH, IRAQ/12151

MADE AT/0023/WASHINGTON DC [REDACTED], SPECIAL AGENT

REFERENCE(S)

- (A) NCISRA CAMP FALLUJAH IRAQ ROI (OPEN)/23DEC07
- (B) NCISHQ WASHINGTON DC ROI (ACTION)/02JAN08

EXHIBIT(S)

- (1) V/AL ALWANI Final Autopsy Report/23JAN08... (Copy 24IZ only)
- (2) V/AL ALWANI Results of Toxicology Analysis/04Jan08... (Copy 24IZ only)
- (3) V/AL ALWANI Certificate of Death/28Dec07... (Copy 24IZ only)

NARRATIVE

1. Lead tasking in Reference (A) was answered by in Reference (B) with the coverage of the autopsy attendance. The autopsy occurred on 28DEC07 at the Dover Port Mortuary, Dover Air Force Base, DE. The autopsy was assigned case number #ME07-1381. All final reports have now been obtained from the Office of the Armed Forces Medical Examiner (OAFME), exhibits (1-3) pertain. The autopsy examination report and certificate of death list the cause of death as multiple gunshot wounds, and the manner of death as Homicide. No illicit drugs were identified in the toxicology analysis. Lead tasking is hereby complete.

ACTION

24IZ: Lead tasking set forth in Reference (A) and acknowledged in Reference (B) is hereby complete. Final autopsy Report, Toxicology Report, and Final Certificate of Death reports are complete, exhibits (1)-(3), and have been forwarded to Case Agent electronically. All remaining evidence collected at autopsy will be forwarded to NCISRA Camp Fallujah unless directed otherwise. Reporting Agent previously forwarded various items of evidence to the US Army Criminal Investigation Laboratory, and requested those items be returned to NCISRA Camp Fallujah at the conclusion of the lab examinations.

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NCISHQ: 0023B  
ACTION: 24IZ(E)  
INFO: 0024C(E)/MPMP (ATTN: SA [REDACTED] FORENSIC CONSULTANT) (E)

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# U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

REPORT OF INVESTIGATION (INTERIM)

02MAR08

DEATH (II)

CONTROL: 22DEC07-24IZ-0236-7HMA

V/AL ALWANI, THAIR HAMID KHALAF HASSAN/CIV

M/W/FNIZ/N//01JAN79/IRAQ

COMMAND/REGIMENTAL COMBAT TEAM 6 (FWD), FALLUJAH, IRAQ/12151

MADE AT/24IZ/CAMP FALLUJAH IRAQ/[REDACTED], SPECIAL AGENT

## REFERENCE(S)

- (A) NCISRA Iraq, Camp Fallujah ROI (INTERIM)/04Jan08 (Contains Exhibits 1-15)
- (B) NCISRA Iraq, Camp Fallujah ROI (INTERIM)/05Jan08 (Contains Exhibit 16)
- (C) NCISRA Iraq, Camp Fallujah ROI (INTERIM)03Feb08 (Contains Exhibit 17)

## EXHIBIT(S)

- (18) IA: Autopsy of V/AL ALWANI/03Jan08...(Copy All)

## EXECUTIVE SUMMARY

1. This investigation was initiated on 22Dec07, upon notification by Command regarding the death of V/AL ALWANI, a detainee who was being transferred from Combat Outpost (COP) Manion to the Camp Fallujah, Iraq Regional Detention Facility (RDF) by personnel assigned to the Military Transition Team (MITT), Regimental Combat Team 6 (RCT-6), Camp Fallujah, Iraq. V/AL ALWANI was being transported to the RDF for allegedly producing Improvised Explosive Devices (IED) and attacks against Coalition Forces (CF). V/AL ALWANI was being transported to the RDF via a Mine Resistant Ambush Protected (MRAP) vehicle; wherein, he grabbed [REDACTED] M4 rifle and fired a round below [REDACTED] groin area. [REDACTED] retrieved his Beretta pistol and shot V/AL ALWANI. V/AL ALWANI was pronounced dead by a MITT corpsman immediately after the shooting. A death scene examination was conducted, evidence was recovered, and photos were obtained. USMC personnel in the vehicle during the shooting indicated they did not witness the shooting but heard one shot that was followed by a rapid succession of additional shots. Interpreter [REDACTED] who was sitting beside V/AL ALWANI, heard a shot; he turned to look and saw [REDACTED] shoot V/AL ALWANI. [REDACTED] was interrogated and provided he acted in self-defense after V/AL ALWANI grabbed his M-4 rifle, took it off safety, and fired a shot between his legs. On 28Dec07, parts of the MRAP vehicle were seized as evidence and were sent to the US Army Criminal Investigations Laboratory (USACIL) for latent fingerprint analysis. The results of which failed to identify any suitable prints for comparison. On 05Jan08, [REDACTED] was re-interviewed and provided additional details regarding the incident. Case pending receipt of Final Autopsy Report, Final Death Certificate, and, results of toxicology testing.

## NARRATIVE

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SUBJ: V/AL ALWANI, THAIR HAMID KHALAF HASSAN/CIV  
**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

1. This investigation is being conducted to determine if any Law of Armed Conflict (LOAC) violations occurred concerning V/AL ALWANI's death.
2. Reference (A) and (C) details investigation to date.
3. On 29Feb08, Reporting Agent received the NCISHQ Washington DC Autopsy Report for V/AL ALWANI, attended by Participating Agent (PA), [REDACTED] detailing photographic coverage V/AL ALWANI's autopsy, to include photographs of V/AL ALWANI's clothing items. Exhibit (18) pertains.
4. This investigation remains pending receipt of the Final Autopsy Report, Final Death Certificate, and results of toxicology testing.

**PARTICIPANT(S)**

[REDACTED]. Special Agent, NCISHQ Washington DC

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INFO: 0024C/0024IZ/SJA, RCT-1, Camp Fallujah, Iraq (H)

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**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

INVESTIGATIVE ACTION

03JAN08

CONTROL: 22DEC07-24IZ-0236-7HMA

V/AL ALWANI, THAIR HAMID KHALAF HASSAN/CIV  
M/W/FNIZ/N//01JAN79/IRAQ

**AUTOPSY OF V/AL ALWANI**

1. On 28Dec07, the autopsy of the person believed to be (BTB) V/AL ALWANI was conducted at the Dover Port Mortuary, Dover Air Force Base, DE. The autopsy was conducted by [REDACTED], US Army, Deputy Medical Examiner, Office of the Armed Forces Medical Examiner (OAFME). [REDACTED] was assisted by [REDACTED], CIV, Autopsy Technician, OAFME. Photographic coverage was completed by [REDACTED] CIV, Forensic Photographer, OAFME. The autopsy of V/AL ALWANI was assigned OAFME case number #ME07-1381. Photographic documentation was conducted throughout the autopsy (enclosure (A) pertains). A CD containing all autopsy photos will be provided by RA to the Case Agent.

**BACKGROUND**

2. For background, V/AL ALWANI is believed to be an Iraqi male, and was detained by US military forces in Iraq. V/AL ALWANI was killed during transport by US military forces when he reached for a weapon belonging to a US Marine, and fired shots into the floor of the transport vehicle. No positive identification could be made at the time of the autopsy.

**PHYSICAL DESCRIPTION**

3. V/AL ALWANI arrived at the autopsy in a body bag, fully clothed, with brown paper bags covering both hands, but with only his right sandal on his foot. A red bag containing V/AL ALWANI's left sandal, and a pair of cut flexicuffs were packaged separately from the body bag. A red/white patterned scarf, bloodstained, and tied at the ends with numerous holes was located under V/AL ALWANI's head in the body bag. Additionally, all of the shirts and lower body garments on V/AL ALWANI were cut down the center of the garments for apparent medical intervention prior to V/AL ALWANI's transport to the Dover Port Mortuary.

4. Reporting Agent (RA) documented various measurements pertaining to V/AL ALWANI's body:

- WEIGHT: 167 lbs.
- HEIGHT: 67.5"
- DISTANCE FROM RIGHT SHOULDER TO MIDDLE FINGERTIP: 32.5"
- DISTANCE FROM LEFT SHOULDER TO MIDDLE FINGERTIP: 31"
- DISTANCE FROM TOP OF PELVIS TO TOP OF HEAD: 28"

5. V/AL ALWANI had two gunshot wounds to the chest, and a third gunshot wound to the head. The two gunshot wounds to the chest appear to have exited via V/AL ALWANI's back; no bullet fragments were recovered from these wounds. A posterior dissection of V/AL ALWANI's body was conducted, and was negative for signs of additional

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SUBJ: V/AL ALWANI, THAIR HAMID KHALAF HASSAN/CIV

**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

injuries/trauma. V/AL ALWANI's hyoid bone was in tact; no injuries were noted to V/AL ALWANI's hands, but fingernail scrapings and swabs for gunshot residue testing were collected. Detailed descriptions of injuries and wound paths will be reported in the Final Autopsy Report; no other significant injuries were noted during the autopsy.

**EVIDENCE DESCRIPTION**

6. Photographs of clothing items of evidence seized from the autopsy of V/AL ALWANI were taken by [REDACTED] (enclosure (B) pertains). During examination of the red/white head scarf, it was noted that the white ends of the scarf were still tied together. RA untied the scarf for examination, and labeled the two previously tied ends "L" and "R." The untied scarf was then laid flat, and was shaped like a triangle, with the "L" on one side opposite the "R" and a third point was labeled "B." Only one side of the folded scarf was labeled by RA; photo markers were then placed on the scarf to indicate clusters of defects or individual defects; twelve areas were identified and photographed. When the scarf was unfolded, two partial bullet fragments were recovered from the scarf (collected as DCWA evidence log number #337-07, Item M).

7. Additional bullet fragments were recovered from V/AL ALWANI's head, and were collected as DCWA evidence log number #337-07, Item L. Additionally, it was noted that V/AL ALWANI had a healed injury on the right side of his jaw; dissection of this area revealed a piece of apparent shrapnel metal below the skin and above the right mandible (collected as DCWA evidence log number #337-07, Item N).

8. The white, cut flexicuffs contained in the red plastic bag exterior to V/AL ALWANI's body bag was examined. RA re-approximated the flexicuffs to both of V/AL ALWANI's wrists and confirmed that the flexicuffs do fit around both of V/AL ALWANI's wrists. The flexicuffs were collected as DCWA evidence log number #337-07, Item O.

9. V/AL ALWANI had multiple layers of clothing on his upper body. These layers of clothing were blood-soaked, and all layers had two defects in the chest area which appeared consistent with the gunshot wounds to V/AL ALWANI's chest. There were also two defects in the back of each clothing layer, consistent with the exit wounds in V/AL ALWANI's back. Additional defects were noted on some of the layers of clothing, but were not associated to any injuries on V/AL ALWANI's body. All layers of clothing were collected as evidence. The following is a description of the upper body layers of clothing, from the innermost to the outermost layers as found on V/AL ALWANI's body:

INNERMOST: White tank top  
 Black t-shirt  
 White t-shirt  
 Black long sleeve sweatshirt  
 Tan calf-length long sleeve shirt  
 OUTERMOST: Black/brown corduroy jacket

10. A detailed list of items collected at the autopsy is as follows:

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SUBJ: V/AL ALWANI, THAIR HAMID KHALAF HASSAN/CIV

**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

DCWA EVIDENCE LOG NUMBER #337-07

ITEM BRIEF DESCRIPTION

- A Left hand swab in swab box
- B Right hand swab in swab box
- C Brown paper bag from V/AL ALWANI's left hand and left hand fingernail clippings
- D Brown paper bag from V/AL ALWANI's right hand and right hand fingernail clippings
- E Major case fingerprints from V/AL ALWANI
- F Three items: white cotton tank top, black t-shirt, white t-shirt
- G Black long sleeve sweatshirt with "Christian Dior" sewn on left Chest
- H Tan in color calf-length long sleeve shirt
- I Black/Brown in color reversible corduroy jacket
- J Brown leather sandals: right and left foot
- K Four items: grey pair of pants, pair of white boxer shorts, pair of black socks
- L Three metal bullet fragments from V/AL ALWANI's head
- M Two metal bullet fragments from the red/white scarf (Item P)
- N One metal fragment from V/AL ALWANI's right jaw
- O White, cut flexicuffs
- P Red and white patterned scarf

11. After transport to the Washington Field Office, some items of evidence remained wet from blood saturation, and were placed in temporary storage in the locked drying chamber. The remaining items were entered into permanent custody. Detailed conclusions will be available upon completion of the Final Autopsy Report, Final Death Certificate, and results of toxicology testing.

ENCLOSURE(S)

- (A) Autopsy photographs of V/AL ALWANI (37 pages)/28Dec07
- (B) Photographs of V/AL ALWANI's clothing items (15 pages)/28Dec07

REPORTED BY: [REDACTED] SPECIAL AGENT  
OFFICE: NCISHQ WASHINGTON, DC

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**NAVAL CRIMINAL INVESTIGATIVE SERVICE**

**DELETED PAGE INFORMATION SHEET**

Page(s) F 38-89, Encl. (A) - (B)

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           Pages contain information furnished by other government  
agency(ies). We will advise you of releasability of information  
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# U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

REPORT OF INVESTIGATION (INTERIM)

03FEB08

DEATH (II)

CONTROL: 22DEC07-24IZ-0236-7HMA

V/AL ALWANI, THAIR HAMID KHALAF HASSAN/CIV  
M/W/FNIZ/N//01JAN79/IRAQ

COMMAND/REGIMENTAL COMBAT TEAM 6 (FWD), FALLUJAH, IRAQ/12151

MADE AT/24IZ/CAMP FALLUJAH IRAQ, [REDACTED] SPECIAL AGENT

## REFERENCE(S)

- (A) NCISRA Iraq, Camp Fallujah ROI (INTERIM)/04Jan08 (Contains Exhibits 1-15)
- (B) NCISRA Iraq, Camp Fallujah ROI (INTERIM)/05Jan08 (Contains Exhibit 16)

## EXHIBIT(S)

- (17) USACIL Latent Print Branch Final Report/23Jan08... (Copy All)

## EXECUTIVE SUMMARY

1. This investigation was initiated on 22Dec07, upon notification by Command regarding the death of V/AL ALWANI, a detainee who was being transferred from Combat Outpost (COP) Manion to the Camp Fallujah, Iraq Regional Detention Facility (RDF) by personnel assigned to the Military Transition Team (MITT), Regimental Combat Team 6 (RCT-6), Camp Fallujah, Iraq. V/AL ALWANI was being transported to the RDF for allegedly producing Improvised Explosive Devices (IED) and attacks against Coalition Forces (CF). V/AL ALWANI was being transported to the RDF via a Mine Resistant Ambush Protected (MRAP) vehicle; wherein, he grabbed [REDACTED] M4 rifle and fired a round below [REDACTED] groin area. [REDACTED] retrieved his Beretta pistol and shot V/AL ALWANI. V/AL ALWANI was pronounced dead by a MITT corpsman immediately after the shooting. A death scene examination was conducted, evidence was recovered, and photos were obtained. USMC personnel in the vehicle during the shooting indicated they did not witness the shooting but heard one shot that was followed by a rapid succession of additional shots. Interpreter [REDACTED] who was sitting beside V/AL ALWANI, heard a shot; he turned to look and saw [REDACTED] shoot V/AL ALWANI. [REDACTED] was interrogated and provided he acted in self-defense after V/AL ALWANI grabbed his M-4 rifle, took it off safety, and fired a shot between his legs. On 28Dec07, parts of the MRAP vehicle were seized as evidence and were sent to the US Army Criminal Investigations Laboratory (USACIL) for latent fingerprint analysis. On 05Jan08, [REDACTED] was re-interviewed and provided additional details regarding the incident. Case pending final Autopsy report.

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## NARRATIVE

1. This investigation is being conducted to determine if any Law of Armed Conflict (LOAC) violations occurred concerning V/AL ALWANI's death.

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SUBJ: V/AL ALWANI, THAIR HAMID KHALAF HASSAN/CIV  
**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

- 2. Reference (A) and (B) details investigation to date.
- 3. On 02Feb08, RA received a USACIL Latent Print Branch Final Report, dated 02Feb08, advising no latent prints suitable for identification were found or developed off of the M-4 rifle. Exhibit (17) pertains.
- 4. This investigation remains pending the completion of the Final Autopsy Report, Final Death Certificate, and results of toxicology testing.

**PARTICIPANT(S)**

~~\_\_\_\_\_~~. Special Agent, NCISHQ Washington DC  
~~\_\_\_\_\_~~ Latent Print Examiner, USACIL

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NCISHQ: 0023B (M)  
 INFO: 0024C (M)/0024IZ/SJA, RCT-1, Camp Fallujah, Iraq (H)

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DEPARTMENT OF THE ARMY  
US ARMY CRIMINAL INVESTIGATION LABORATORY  
4830 N 31<sup>ST</sup> STREET  
FOREST PARK, GA 30297-5205

CILA-LP

23 January 2008

MEMORANDUM FOR SPECIAL AGENT IN CHARGE, NAVAL CRIMINAL  
INVESTIGATIVE SERVICE, NCISRA CAMP FALLUJAH, IRAQ, FPO AE 09387

SUBJECT: Latent Print Branch - Final Report  
USACIL Case Number 2008-CID131-0060/A1/A2  
Submitter Case Number 22DEC07-24IZ-0236-7HMA

EXHIBITS:

2 - Rifle SN:W249925 and launcher SN: 181591 (Item B, Log 107-07).

FINDINGS:

1. No latent prints suitable for identification were found or developed on Exhibit 2.
2. Two original reports have been produced. These reports were completed at or near the time of the forensic examination(s) and prepared in the ordinary course of business by the undersigned. These reports were made by the regularly conducted activity as a regular practice of the United States Army Criminal Investigation Laboratory. Point of contact is the Evidence Processing Branch, DSN 797-7082/7109/7110/4612/4613/4614, Commercial (404) 469-7082/7109/7110/4612/4613/4614, Fax DSN 797-4615, or Email: usacil@conus.army.mil.

[Redacted Signature]  
Latent Print Examiner

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AN ASCLD/LAB ACCREDITED LABORATORY (SINCE 1985)

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1 of 1

EXHIBIT 108 E 92

# U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

REPORT OF INVESTIGATION (INTERIM)

05JAN08

DEATH (II)

CONTROL: 22DEC07-24IZ-0236-7HMA

V/AL ALWANI, THAIR HAMID KHALAF HASSAN/CIV  
M/W/FNIZ/N//01JAN79/IRAQ

COMMAND/REGIMENTAL COMBAT TEAM 6 (FWD), IRAQ/12151

MADE AT/24IZ/CAMP FALLUJAH IRAQ/[REDACTED], SPECIAL AGENT

## REFERENCE(S)

(A) NCISRA Iraq, Camp Fallujah ROI (INTERIM)/04Jan08 (Contains Exhibits 1-15)

## EXHIBIT(S)

(16) Statement: [REDACTED] 05Jan08... (Copy all)

## EXECUTIVE SUMMARY

1. This investigation was initiated on 22Dec07, upon notification by Command regarding the death of V/AL ALWANI, a detainee who was being transferred from Combat Outpost (COP) Manion to the Camp Fallujah, Iraq Regional Detention Facility (RDF) by personnel assigned to the Military Transition Team (MiTT), Regimental Combat Team 6 (RCT-6), Camp Fallujah, Iraq. V/AL ALWANI was being transported to the RDF for allegedly producing Improvised Explosive Devices (IED) and attacks against Coalition Forces (CF). V/AL ALWANI was being transported to the RDF via a Mine Resistant Ambush Protected (MRAP) vehicle; wherein, he grabbed [REDACTED] M4 rifle and fired a round below [REDACTED] groin area. [REDACTED] retrieved his Beretta pistol and shot V/AL ALWANI. V/AL ALWANI was pronounced dead by a MiTT corpsman immediately after the shooting.

2. On 22Dec07, a death scene examination of the MRAP vehicle was conducted. Evidence was collected and photographs were obtained. V/AL ALWANI was taken to the Personal Retrieval and Processing (PRP), Camp Fallujah, Iraq, and photographs were obtained of V/AL ALWANI's wounds.

3. USMC personnel who were in the vehicle during the shooting indicated they did not witness the shooting. Personnel reported they heard one shot followed by a rapid succession of additional shots, which did not appear to be from the same weapon. The interpreter [REDACTED] who was sitting beside V/AL ALWANI provided he heard one shot and turned to look and saw [REDACTED], USMC, shoot V/AL ALWANI. V/AL ALWANI, [REDACTED] and [REDACTED] were the only passengers in the rear passenger area of the MRAP.

4. [REDACTED] was interrogated and provided he acted in self-defense in shooting V/AL ALWANI as he grabbed his M-4 rifle, took it off safety and shot a round between his [REDACTED] legs. [REDACTED] stated he shot V/AL ALWANI in self-defense because he feared for his life and the personnel aboard the MRAP.

5. On 28Dec07, parts of the MRAP vehicle were seized as evidence. Items of evidence seized on 22Dec07 and 28Dec07 were sent to the US

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Army Criminal Investigations Laboratory (USACIL) for latent fingerprint analysis.

6. On 05Jan08, the Iraqi interpreter, [REDACTED], was re-interviewed and provided additional details concerning this incident. Investigation continues.

**NARRATIVE**

1. This investigation is being conducted to determine if any Law of Armed Conflict (LOAC) violations occurred concerning V/AL ALWANI's death.

2. Reference (A) details investigation to date.

3. Subsequent to Reference (A), the interpreter, [REDACTED] was re-interviewed and provided another sworn written statement. [REDACTED] confirmed the seating arrangement and reported V/AL ALWANI was seated in the rear passenger seat on the driver's side, [REDACTED] sitting directly across from V/AL ALWANI in the rear seat on the passenger's side, and [REDACTED] sitting to V/AL ALWANI's left on the driver's side. [REDACTED] confirmed that [REDACTED] told him to translate to V/AL ALWANI on three occasions to sit up straight and keep his hands to his chest. [REDACTED] stated on all three occasions, V/AL ALWANI was leaning so much that his hands were down by his feet. [REDACTED] stated [REDACTED] warned V/AL ALWANI on the third occasion and said, "Sit up straight and place your hands on your chest, this is the last time I am telling you to sit up straight." [REDACTED] could not recall how much time had passed after the third occasion when [REDACTED] told him to tell the detainee to sit up and the time he heard the first shot. [REDACTED] stated he was looking towards the front of the vehicle (away from V/AL ALWANI) when he heard a gunshot. [REDACTED] stated he did not know where the shot originated from, but seeing no motion or indication it came from the front of the vehicle, immediately turned to where [REDACTED] and the detainee were sitting. [REDACTED] stated when he looked over at [REDACTED] [REDACTED] had his left hand up in front of his face in a defensive position with his right hand holding his handgun close to his waist. [REDACTED] stated he turned in time to see [REDACTED] yell and then shoot three to five rounds rapidly, like a "machinegun." [REDACTED] stated after [REDACTED] shot his pistol, he immediately checked V/AL ALWANI for a pulse, and then said "Clear." [REDACTED] stated [REDACTED] checked the V/AL ALWANI for a pulse. [REDACTED] stated he did look at [REDACTED] check V/AL ALWANI for a pulse but did not look at where V/AL ALWANI's hands were placed nor witness where the rifle was positioned after the shooting occurred because he [REDACTED] was in shock, and moved to the front of the vehicle shortly thereafter. [REDACTED] opined [REDACTED] would not have shot V/AL ALWANI unless [REDACTED] thought V/AL ALWANI was trying to harm or kill [REDACTED]. [REDACTED] opined V/AL ALWANI was close enough to [REDACTED] weapon to get his hands on it, due to the confined space. [REDACTED] stated while traveling to Camp Fallujah after the shooting occurred, he overheard [REDACTED] tell the vehicle commander, [REDACTED], USMC, "I'm done, I'm going to jail." [REDACTED] stated [REDACTED] replied, "No, you're OK, you did the right thing." [REDACTED] stated [REDACTED] replied, "No, my officer will make sure I go to jail," exhibit (16) pertains.

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**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

"No, my officer will make sure I go to jail," exhibit (16) pertains.

4. Investigation is pending US Army Criminal Investigative Laboratory (USACIL) results from evidence submitted and the autopsy results for V/AL ALWANI. This investigation is being re-assigned to SA [REDACTED] due to re-deployment of RA.

PARTICIPANT(S)

[REDACTED] Special Agent, NCISRA Iraq, Camp Fallujah

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STATEMENT

Place : NCISRA Iraq, Camp Fallujah

Date : January 5, 2008

I, [REDACTED], make the following free and voluntary statement to Special Agent [REDACTED] whom I know to be a Representative of the United States Naval Criminal Investigative Service. I make this statement of my own free will and without any threats made to me or promises extended. I fully understand that this statement is given concerning my knowledge of the shooting of the detainee by [REDACTED].

For identification purposes, I am an [REDACTED] male, approximately [REDACTED] tall and weighing approximately [REDACTED]. I have [REDACTED] hair and [REDACTED] eyes. I was born in [REDACTED] on [REDACTED]. My [REDACTED] I am employed by L3 Communications Titan Linguistics and am assigned to 3/2/1 MiTT based out of Combat Outpost Manion, [REDACTED].

Everything in my last statement is true to the best of my knowledge and beliefs but I want to give more details as to what I saw. [REDACTED]

The seating arrangement was [REDACTED] sat in the very back seat on the passenger's side of the MRAP. [REDACTED] was facing the detainee, who was seated in the very back seat on the driver's side. I sat to the detainee's left. There is not much room between seats, and [REDACTED] knees were on the outside of the detainee's knees. [REDACTED] rifle was between his legs, with one of his hands (I cannot recall which hand) on the butt stock of the rifle. [REDACTED] had a pistol on his right thigh, which was in a holster. [REDACTED]

I recall [REDACTED] telling me to tell the detainee to sit up straight three times. The first time the detainee had his hands down by his feet and he was leaned over in his seat almost all the way. The second and third time he leaned over was the same position as the first. The detainee's head was almost touching the [REDACTED] body. [REDACTED] told me to tell the detainee sit up straight and put your hands up on your chest the first two times. The third time the detainee leaned down. [REDACTED] told me to tell the detainee to sit up straight and place your hands on your chest. [REDACTED] also said, "This is the last time I am telling you to sit up straight. [REDACTED]"

All three times I told the detainee to sit up straight, the detainee did what he was told. [REDACTED]

[REDACTED] also wanted to provide more details of the shooting. I was still sitting to the left of the detainee and [REDACTED] was still sitting directly across from the detainee. My head was facing the front of the MRAP, and I was looking out the window. There were kids walking around outside the vehicle that wanted candy, so I was watching them. All of a sudden I heard a shot fire. For a quick moment I thought it was from the turret gunner, but I was facing the turret gunner and did not see any motion, so I quickly looked over my right shoulder towards the back of the vehicle. [REDACTED]

[REDACTED] turned in time to see that [REDACTED] say, "Fuck" or "Shit" with his pistol in his right hand (hand and pistol positioned by his waist), and his left arm raised in front of his face and above his shooting hand as if he was defending himself from something. At that same moment [REDACTED] shot off three to

Continuation of voluntary sworn statement of

on January 5, 2008

five shots, very rapid shots. I have never seen anyone shoot that fast before with a handgun. He shot so fast it was like a machine gun. I could not see [redacted] eyes as he was wearing sunglasses, but he looked like he was surprised.

[redacted] checked the detainee's pulse on the detainee's throat right away using his left hand and said, "Clear." I looked over at the detainee and did not hear him say anything, and no sound came from him. I was not paying attention to the detainee's hands, and did not see if he had a rifle. I did not see the detainee shoot or hold the rifle, as I did not pay any attention to him because [redacted] was shooting, and it scared me. I did not think he was shooting at me. I was in shock because I heard the one shot and then several other shots (which I saw come from [redacted])

[redacted] was still in shock [redacted] asked me if I was OK, and I told him I was fine as I checked my body for any wounds [redacted] told me to go up to the front of the vehicle, so I did [redacted]

[redacted] think the detainee could have grabbed the rifle and shot it, because he was so close to the rifle and [redacted] I did not see it but it could be possible. I don't think [redacted] would shoot the detainee unless detainee was trying to hurt or kill him. No one else in the vehicle shot the detainee. I do not have a weapon and I did not shoot the detainee [redacted]

When the shooting was over, the convoy stopped. After [redacted] checked the detainee to see if he was still alive (which he was not), the convoy started moving again to go to Camp Fallujah. I was still sitting up in the front behind [redacted] when I noticed [redacted] was verbally upset. He said, "I'm done, I'm going to jail." [redacted] said, "No, you're OK, you did the right thing." [redacted] said, "No, my officer will make sure I go to jail." [redacted] also told [redacted] you can't call my father and tell him what happened.

This statement, consisting of this page and 1 other page(s) was typed for me by [redacted] as we discussed its contents. I have read and understand the above statement. I have been given the opportunity to make any changes or corrections I desire to make and have placed my initials over the changes or corrections. This statement is the truth to the best of my knowledge and belief [redacted]

Signature: \_\_\_\_\_

Sworn to and subscribed before me this 05 day of JANUARY in the year 2008 at

NCISRA IRAQ, CAMP FALLUJAH

Witnessed: \_\_\_\_\_

Representative, Naval Criminal Investigative Service  
AUTH: DERIVED FROM ARTICLE 136,  
UCMJ (10 U.S.C. 936) AND 5 U.S.C. 303

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**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

REPORT OF INVESTIGATION (INTERIM)

04JAN08

DEATH (II)

CONTROL: 22DEC07-24IZ-0236-7HMA

V/AL ALWANI, THAIR HAMID KHALAF HASSAN/CIV  
M/W/FNIZ/N//01JAN79/IRAQ

COMMAND/REGIMENTAL COMBAT TEAM 6 (FWD), IRAQ/12151

MADE AT/24IZ/CAMP FALLUJAH IRAQ/ [REDACTED] SPECIAL AGENT

EXHIBIT(S)

- (1) IA: Death Scene Examination/25Dec07...(Copy all)
- (2) IA: Death Scene Photographic Coverage/24Dec07...(Copy all)
- (3) IA: Photographic Coverage of Exterior of MRAP Vehicle, USMC 633019/24Dec07...(Copy all)
- (4) IA: Collection of Evidence/24Dec07...(Copy all)
- (5) IA: Photographic Coverage of V/AL ALWANI at the PRP/ 24Dec07...(Copy all)
- (6) IA: Receipt of Records: V/AL ALWANI's Medical Care Records/ 23Dec07...(Copy all)
- (7) Statement: [REDACTED]/22Dec07...(Copy all)
- (8) Statement: [REDACTED] 22Dec07...(Copy all)
- (9) Statement: [REDACTED]/22Dec07...(Copy all)
- (10) IA: Photographs Obtained by [REDACTED] USMC/24Dec07...(Copy all)
- (11) IA: Results of Interview with [REDACTED] USMC/ 24Dec07...(Copy all)
- (12) IA: Results of Interview with [REDACTED] USN/ 24Dec07...(Copy all)
- (13) IA: Results of Interview with [REDACTED] USMC/ 24Dec07...(Copy all)
- (14) Military Suspect's Acknowledgement and Waiver of Rights and Statement: [REDACTED]/22Dec07...(Copy all)
- (15) IA: Seizure of Evidence from MRAP Vehicle Number, USMC 633019/ 28Dec07...(Copy all)

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EXECUTIVE SUMMARY

1. This investigation was initiated on 22Dec07, upon notification by Command regarding the death of V/AL ALWANI, a detainee who was being transferred from Combat Outpost (COP) Manion to the Camp Fallujah, Iraq Regional Detention Facility (RDF) by personnel assigned to the Military Transition Team (MiTT), Regimental Combat Team 6 (RCT-6), Camp Fallujah, Iraq. V/AL ALWANI was being transported to the RDF for allegedly producing Improvised Explosive Devices (IED) and attacks against Coalition Forces (CF). V/AL ALWANI was being transported to the RDF via a Mine Resistant Ambush Protected (MRAP) vehicle; wherein, he grabbed [REDACTED] M4 rifle and fired a round below [REDACTED] groin area. [REDACTED] retrieved his Beretta pistol and shot V/AL ALWANI. V/AL ALWANI was pronounced dead by a MiTT corpsman immediately after the shooting.

2. On 22Dec07, a death scene examination of the MRAP vehicle was conducted. Evidence was collected and photographs were obtained.

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U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

Camp Fallujah, Iraq, and photographs were obtained of V/AL ALWANI's wounds.

3. USMC personnel who were in the vehicle during the shooting indicated they did not witness the shooting. Personnel reported they heard one shot followed by a rapid succession of additional shots, which did not appear to be from the same weapon. The interpreter [REDACTED] who was sitting beside V/AL ALWANI provided he heard one shot and turned to look and saw [REDACTED] USMC, shoot V/AL ALWANI. V/AL ALWANI, [REDACTED] and [REDACTED] were the only passengers in the rear passenger area of the MRAP.

4. [REDACTED] was interrogated and provided he acted in self-defense in shooting V/AL ALWANI as he grabbed his M-4 rifle, took it off safety and shot a round between his [REDACTED] legs. [REDACTED] stated he shot V/AL ALWANI in self-defense because he feared for his life and the personnel aboard the MRAP.

5. On 28Dec07, parts of the MRAP vehicle were seized as evidence. Items of evidence seized on 22Dec07 and 28Dec07 were sent to the US Army Criminal Investigations Laboratory (USACIL) for latent fingerprint analysis. Investigation continues.

NARRATIVE

1. This investigation is being conducted to determine if any Law of Armed Conflict (LOAC) violations occurred concerning V/AL ALWANI's death.

2. Investigation was initiated on 22Dec07, upon notification from [REDACTED] Regimental Combat Team - 6 (RCT-6) Military Transition Team (MITT), Camp Fallujah, Iraq regarding a detainee (V/AL ALWANI) that was shot and killed by a USMC member [REDACTED] while in USMC custody in transit from Combat Outpost (COP) Manion to the Camp Fallujah, Iraq Regional Detention Facility (RDF). [REDACTED] indicated the vehicle being used to transport the detainee was a Mine Resistant Ambush Protected (MRAP) vehicle and was located at the Iraqi Training Center (ITC), aboard Camp Fallujah, Iraq.

3. On 22Dec07, NCISRA Iraq responded to the death scene at the ITC, Camp Fallujah, Iraq. A death scene examination was conducted in MRAP vehicle, number USMC 633019. Two death scene sketches were created. One death scene sketch was the seating arrangement during the actual shooting and the second death scene sketch was evidence placement upon examination along with measurements. The death scene determined five shots were fired from a 9mm pistol and one shot was fired from an M-4 rifle. The interior of the MRAP passenger area contained four identified impact shots behind where V/AL ALWANI was sitting, two in the interior ballistic glass above V/AL ALWANI's seat and two through V/AL ALWANI's seat. Another identified bullet hole was underneath the seat where [REDACTED] was seated. The bullet hole was angled from the opposite seat. Five projectiles were identified; three of which were recovered. Five 9mm shell casings, one 5.56 shell casing and multiple ballistic jackets were recovered, exhibit (1) pertains. Photographs of the death scene were obtained, exhibits (2) and (3) pertains.

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**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

4. Several items of evidence were seized, to include an M-4 Rifle (assigned to [REDACTED]), a 9mm Berretta pistol (assigned to [REDACTED]) five 9mm brass shell casings, one 5.56 shell casing, and three projectiles. Two projectiles were stuck inside the ballistic interior glass (window) behind where V/AL ALWANI was seated; however, the projectiles could not be recovered during the scene processing, exhibit (4) pertains.

5. On 22Dec07, V/AL ALWANI was transported from the ITC to the Personnel Retrieval and Processing (PRP), Camp Fallujah, Iraq. Upon arrival, [REDACTED] USN, Combat Logistics Battalion - 8 (CLB-8), Emergency Room Physician, examined V/AL ALWANI. Photographs were obtained of V/AL ALWANI during the examination, exhibit (5) pertains. [REDACTED] examination determined V/AL ALWANI had two gunshot wounds in the chest, two gunshot wounds in the back, and two gunshot wounds in the head. [REDACTED] provided a copy of V/AL ALWANI's medical treatment record, exhibit (6) pertains.

6. On 22Dec07, an interview was conducted with [REDACTED] an Iraqi interpreter employed by L3 Communications Titan Linguistics assigned to MiTT. As background, [REDACTED] was sitting next to V/AL ALWANI and diagonally across from [REDACTED] during the transport to the Camp Fallujah RDF from COP Manion. [REDACTED] stated he learned V/AL ALWANI was suspected of insurgent activity. [REDACTED] stated V/AL ALWANI's hands were bound by plastic handcuffs and crossed over each other in front of him. [REDACTED] stated V/AL ALWANI [REDACTED] stated [REDACTED], USMC, instructed V/AL ALWANI that he was being transported along with two rifles that were seized from him to Camp Fallujah. [REDACTED] stated [REDACTED] USMC, asked V/AL ALWANI to sign a transport form; wherein, V/AL ALWANI'S [REDACTED] for his signature and [REDACTED] stated during the transport, V/AL ALWANI'S guard [REDACTED] USMC) told V/AL ALWANI three times to sit up in his chair. [REDACTED] stated he witnessed V/AL ALWANI lean forward towards [REDACTED] and [REDACTED] rifle on all three occasions. [REDACTED] reported [REDACTED] asked him to tell V/AL ALWANI to sit back with his shoulders and head back against the seat. [REDACTED] stated approximately thirty minutes into the convoy, he was looking over his left shoulder (facing the front of the MRAP vehicle), when he heard a "bang that sounded like an M-4." [REDACTED] stated he immediately turned to the sound of the noise and heard [REDACTED] say either, "Fuck" or "Shit." [REDACTED] stated he then witnessed [REDACTED] take out his pistol and begin shooting at V/AL ALWANI. [REDACTED] stated [REDACTED] had his left hand up in front of him [REDACTED] while he shot at V/AL ALWANI with his right hand. [REDACTED] stated he thought [REDACTED] shot four to five rounds. [REDACTED] stated after [REDACTED] shot V/AL ALWANI, [REDACTED] yelled, "Clear," and then checked V/AL ALWANI for a pulse. [REDACTED] stated [REDACTED] then checked him [REDACTED] for ricochet wounds, exhibit (7) pertains.

7. On 22Dec07, an interview was conducted with [REDACTED] USMC, who was assigned as a turret gunner in the MRAP vehicle where V/AL ALWANI was shot. [REDACTED] stated during the

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**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

convoy from COP Manion to the Camp Fallujah RDF, he heard a shot go off from inside the passenger area, immediately followed by a series of five shots. [REDACTED] stated he then heard [REDACTED] yell, "Clear, clear, clear." [REDACTED] stated [REDACTED] asked everyone in the MRAP if they were "alright" and the corpsman was called from another vehicle in the convoy. [REDACTED] stated he never looked inside the passenger area as his responsibility was to watch for security risks outside of the vehicle from his turret position, exhibit (8) pertains.

8. On 22Dec07, an interview was conducted with [REDACTED], USMC, who was assigned as the driver for the MRAP vehicle where V/AL ALWANI was shot. [REDACTED] stated he was with [REDACTED] and [REDACTED] at COP Manion when [REDACTED] told V/AL ALWANI, "We're taking you, you're going to Camp Fallujah, don't talk unless you have health problems or something is bothering you, and don't move around." [REDACTED] stated V/AL ALWANI was placed into the MRAP and seated in the very back seat of the passenger area on the driver's side, with [REDACTED] sitting directly across and facing V/AL ALWANI on the passenger's side. [REDACTED] could not see in the passenger area of the MRAP where V/AL ALWANI was seated with [REDACTED] stated they proceeded from COP Manion to travel to the Camp Fallujah RDF. [REDACTED] stated he remembered one instance where [REDACTED] yelled to [REDACTED] that the detainee (V/AL ALWANI) kept leaning forward and was sitting towards the edge of the seat. [REDACTED] stated he remembered [REDACTED] telling V/AL ALWANI on approximately five occasions to, "Quit leaning forward and sit back." [REDACTED] stated during their transit from COP Manion to the Camp Fallujah RDF, he heard one clear gunshot which sounded like an M-4. [REDACTED] stated immediately following the gunshot, he heard several more gunshots, but could not recognize what type of weapon was fired or if it was coming from the interior or exterior of the vehicle. [REDACTED] stated he thought the shooting was coming from the turret gunner. [REDACTED] stated he then heard [REDACTED] yell, "Clear" three times. [REDACTED] recalled [REDACTED] calling everyone by name and asking if they were "OK." [REDACTED] stated he stopped the MRAP for approximately five minutes for the corpsman to attend to the detainee (V/AL ALWANI) [REDACTED] stated the corpsman came into the MRAP and they resumed their patrol to Camp Fallujah, Iraq, exhibit (9) pertains [REDACTED] provided photographs that [REDACTED] took after the convoy arrived at the Camp Fallujah, Iraq ITC, exhibit (10) pertains.

9. On 22Dec07, an interview was conducted with [REDACTED], USMC, who was assigned as the vehicle [REDACTED] for the MRAP where V/AL ALWANI was shot. [REDACTED] provided V/AL ALWANI was taken into custody by the Iraqi Army (IA) on 21Dec07 on suspicion of murder/intimidation, improvised explosive device (IED) placement, and possession of a weapons cache. V/AL ALWANI was to be turned over to MiTT for transport to the Camp Fallujah, Iraq RDF. On 21Dec07, [REDACTED] stated he questioned V/AL ALWANI to obtain biographical data on V/AL ALWANI for the transport on 22Dec07. [REDACTED] related V/AL ALWANI appeared scared and nervous. [REDACTED] stated on 22Dec07, when V/AL ALWANI was turned over to the MiTT by the IA for the transport, V/AL ALWANI answered questions with "more confidence." [REDACTED] related he was sitting in the front passenger seat of the MRAP and could not see the rear passenger area of the MRAP. [REDACTED] stated

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SUBJ: V/AL ALWANI, THAI MID KHALAF HASSAN/CIV  
**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

while the convoy was in transit from COP Manion, [REDACTED] yelled to [REDACTED] that V/AL ALWANI kept leaning forwards. [REDACTED] stated V/AL ALWANI's hands were bound with flex cuffs in front of his body and a seat belt (lap belt portion) was around V/AL ALWANI's waist. [REDACTED] stated while the convoy was turning along Alternate Supply Route (ASR) Chicago to ASR Michigan, he heard what he thought was a pen flare being deployed. [REDACTED] stated immediately following the noise, he heard a rapid succession of what he believed to be a five round burst from a M240G machine gun, until he noticed dust and smoke coming from inside the MRAP. [REDACTED] stated he turned to the rear passenger compartment of the MRAP and noticed [REDACTED] (the interpreter) had moved from rear passenger area to the middle of the driver and passenger's seat of the MRAP. He then heard [REDACTED] say "I shot him". [REDACTED] related the convoy was stopped and he dismounted and went to the rear hatch of the MRAP. [REDACTED] stated he opened the rear hatch and saw [REDACTED] checking V/AL ALWANI for vital signs. [REDACTED] stated [REDACTED] then said "He went for my gun and I shot him," exhibit (11) pertains.

10. On 22Dec07, an interview was conducted with [REDACTED] [REDACTED] USN, who was assigned as the convoy corpsman during V/AL ALWANI's transport. [REDACTED] stated he was riding in the third vehicle when the convoy was stopped, and he was called to the lead vehicle (MRAP). [REDACTED] stated when he arrived at the lead vehicle, he noticed V/AL ALWANI lying on his side. [REDACTED] stated [REDACTED] told him that the detainee was dead. [REDACTED] stated he checked V/AL ALWANI for a pulse with negative results. [REDACTED] stated V/AL ALWANI showed no vital signs. [REDACTED] stated he recalled V/AL ALWANI [REDACTED] and flex cuffed, but could not recall if V/AL ALWANI was still in his seat belt, exhibit (12) pertains.

b7E

11. On 22Dec07, an interview was conducted with [REDACTED] [REDACTED] USMC, who was assigned as the [REDACTED] for the convoy that was transporting V/AL ALWANI to the Camp Fallujah RDF from COP Manion. [REDACTED] stated V/AL ALWANI was detained by the IA on 21Dec07 on suspicions of being an IED cell leader north of Karmah, Iraq. [REDACTED] stated the lead vehicle (MRAP) was being used to transport V/AL ALWANI to the Camp Fallujah, Iraq RDF on 22Dec07. [REDACTED] stated while the convoy was in transit, the lead vehicle commander (MRAP), [REDACTED] called the convoy to a halt due to a possible Escalation of Force (EOF). [REDACTED] stated he walked up to the lead vehicle and met [REDACTED] who related to him that the detainee (V/AL ALWANI) was shot. [REDACTED] stated he and [REDACTED] went to the rear of the MRAP and looked into the opened rear doors to find [REDACTED] (V/AL ALWANI'S guard) checking V/AL ALWANI for a pulse. [REDACTED] stated someone called for the corpsman, who arrived shortly and entered the vehicle with V/AL ALWANI. [REDACTED] stated [REDACTED] told him V/AL ALWANI went for his weapon and he [REDACTED] shot him. [REDACTED] stated V/AL ALWANI was kept in his seat until the convoy's arrival at Camp Fallujah, exhibit (13) pertains.

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12. On 22Dec07, [REDACTED], USMC, was interrogated and provided that he was in charge of guarding the detainee (V/AL ALWANI) during the transit from COP Manion to Camp Fallujah, Iraq RDF on 22Dec07. [REDACTED] reported prior to the transport, [REDACTED] told V/AL ALWANI

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SUBJ: V/AL ALWANI, THAI [REDACTED] MID KHALAF HASSAN/CIV  
**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

that he was being taken to Camp Fallujah and for him to calm down and not to do anything stupid. [REDACTED] related V/AL ALWANI was acting "weird" prior to the transport. [REDACTED] stated V/AL ALWANI was positioned in the very rear passenger seat of the MRAP on the driver's side, with a seat belt (no harness straps). [REDACTED] stated V/AL ALWANI's hands were tied with flexi cuffs positioned in front on his lap. [REDACTED] stated he sat directly across (facing) V/AL ALWANI. [REDACTED] stated his knees were on the outside of V/AL ALWANI's knees with his M-4 positioned barrel down between his legs and his left hand on the butt stock of his M-4 to hold it in place. [REDACTED] related that V/AL ALWANI'S hands were close enough to touch his [REDACTED] rifle. [REDACTED] stated during the transport, V/AL ALWANI leaned over three times and he told him to sit up straight utilizing his interpreter, [REDACTED]. [REDACTED] stated the convoy proceeded and he was "dazing off and not paying attention". [REDACTED] said he then heard a clicking sound, looked down towards the noise, and noticed his rifle was "canted", with the barrel pointing underneath my seat between my legs. [REDACTED] reported his M-4 rifle discharged with V/AL ALWANI's right hand positioned on the pistol grip of the M-4. [REDACTED] stated he immediately pushed the rifle down with his left hand, stood to a crouching position, un-holstered his M11 pistol and fired what he thought was three rounds at V/AL ALWANI. [REDACTED] stated he called the area clear (meaning firing ceased), and reported to the personnel on board what occurred. [REDACTED] related he reloaded and holstered his weapon and asked everyone on board if they were wounded from ricochets. [REDACTED] stated he then checked V/AL ALWANI for a pulse, which [REDACTED] indicated there was no pulse. [REDACTED] stated he secured his M-4, which was still resting between V/AL ALWANI's legs. [REDACTED] stated upon their arrival at Camp Fallujah, he realized V/AL ALWANI was not in his seat belt. [REDACTED] reported V/AL ALWANI was trying to kill him and he feared for his life and he was defending himself, exhibit (14) pertains.

13. On 28Dec07, parts of the MRAP vehicle, number 633019, were collected as evidence, to include the rear driver's side window with two projectiles lodged in the window, V/AL ALWANI's seat, a section of the floorboard with a bullet hole underneath where [REDACTED] was seated, and projectiles which were discovered underneath the middle floor panel. These parts could not be obtained on 22Dec07 due to command needing the vehicle for operational commitments, exhibit (15) pertains.

14. On 04Jan08, items of evidence to include [REDACTED] M-4 Rifle, [REDACTED] M9 9mm handgun, projectiles and shell casings were submitted to USACIL for latent print analysis, ballistics matching and weapon functionality testing via registered mail numbers RE 178 540 332 US and RE 178 540 346 US. Shipment of items of evidence seized from V/AL ALWANI's autopsy at the Armed Forces Institute of Pathology (AFIP) by NCIS Washington DC Field Office under Evidence Log Number 337-07 will be sent separately to USACIL. Items of evidence will include major case prints of V/AL ALWANI and projectiles taken from V/AL ALWANI's head and on his clothing.

15. [REDACTED], Staff Judge Advocate (SJA), RCT-6, was briefed on the investigation to date.

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SUBJ: V/AL ALWANI, THAMER M. MID KHALAF HASSAN/CIV  
**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

16. Investigation is pending analysis from USACIL, autopsy results from AFIP, and the re-interview of the Iraqi interpreter [REDACTED] to obtain additional details. This investigation will also be re-assigned to SA [REDACTED] due to RA's re-deployment.

**PARTICIPANT(S)**

[REDACTED] Special Agent, NCISRA Iraq, Camp Fallujah  
[REDACTED] Special Agent, NCISRA Iraq, Camp Fallujah  
[REDACTED] Special Agent, SCIO, J2X, II MEF (FWD)

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INFO: 024C (M)/24IZ/DCWA/CO, RCT-6, Camp Fallujah, Iraq (H)/SJA,  
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# U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

INVESTIGATIVE ACTION

25DEC07

CONTROL: 22DEC07-24IZ-0236-7HMA

V/AL ALWANI, THAIR HAMID KHALAF HASSAN/CIV  
M/W/FNIZ/N//01JAN79/IRAQ

## DEATH SCENE EXAMINATION

1. On 22Dec07, at approximately 1400, a death scene examination was conducted at the Iraqi Training Center (ITC), Camp Fallujah, Iraq, inside a Mine Resistant Ambush Protected (MRAP) vehicle, USMC 633019, Vin #4VZKR2MN07C059785. The death scene was conducted as a result of the death of V/AL ALWANI which occurred while he was being transported to Camp Fallujah. The temperature was 51 degrees Fahrenheit and the skies were clear and sunny.

2. The MRAP vehicle exterior dimensions taken were a height of 8'6", length of 22'11.5", and a width of 9'2". The MRAP was facing the west in a parking lot/staging area at the ITC, Camp Fallujah, Iraq. The MRAP rear doors were open, which consisted of two hatches that open outward from the MRAP, with a two step stairwell leading into the interior passenger compartment. The remains of V/AL ALWANI were located outside the MRAP rear doors, lying on the ground on top of a black body bag. Initial observations of V/AL ALWANI's could not determine wounds. V/AL ALWANI was bound in the front by white plastic flexi-cuffs. V/AL ALWANI had a red and white turban, which was wrapped around his head and face, just below the nose so that his face was covered. V/AL ALWANI's feet were not bound. He was wearing a grey in color coat over a tan in color robe and grey pants with brown open toed sandals.

3. Upon initial observation of the death scene, and from preliminary interviews gleaned from witnesses, it was revealed the death scene, which was in the passenger compartment of the MRAP, was disturbed before the arrival of NCISRA Iraq, Camp Fallujah personnel. Seating arrangement of the personnel aboard the vehicle was obtained from the vehicle commander, [REDACTED], USMC, enclosure (A) pertains.

4. The passenger compartment measurements of the MRAP vehicle was approximately 12' in length from the cab (cab indicates where the driver of the MRAP and vehicle commander are seated) area to the rear exit doors and a 5'7" wide interior from bulkhead to bulkhead. From floor to ceiling was 4'6". The seats were spaced apart from edge to edge at 1'4". The floor in the passenger compartment was metal with ridged grooves. The passenger compartment had six seats, three on either side facing each other, bolted to the floorboard and walls of the MRAP. There were three portals on either side of the passenger compartment, each consisting of an interior and exterior pane of ballistic glass. The portals were elevated above the top of the seats. A small bench was located past the six facing seats (closer to the cab area) centered and bolted in the middle of the floor. The bench is utilized as a stand for the turret gunner position. Above

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SUBJ: V/AL ALWANI, THAIR HAMID KHALAF HASSAN/CIV  
**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

the bench is a circular hatch, which had straps hanging down. Behind the driver's seat (cab area) was communication equipment. Behind the passenger's seat (cab area) was a storage locker area.

5. Upon entry, there were three rifles positioned against the driver's side passenger compartment rear corner. The three rifles were two (2) AK-47s and one (1) Enfield bolt action rifle. An M-4 service rifle was lying on the deck partway underneath the rear seat in the passenger compartment (driver's side), barrel facing the front of the vehicle. The M-4 serial number was W249925. A cardboard box was on the deck up against the corner in the rear corner of the passenger compartment (passenger's side). A white plastic bag of clothing was in front of the turret gunner's bench on the deck, between the two seats facing each other closest to the cab (front of passenger compartment). A digitally camouflaged helmet and medical bag were on the seat closest to the driver's seat in the passenger compartment.

6. The rear seat in the passenger compartment on the passenger's side revealed a bullet hole in the metal floor panel underneath the seat carriage with was 1" in diameter. The hole was angled towards the right wall underneath the seat. On the deck from the seat (with the bullet hole underneath the carriage) was a small projectile. On the deck close to the seat (with the bullet hole underneath the carriage) was a 5.56 brass shell casing. Two 9mm brass shell casing were found on the deck close to the third seat (going toward the cab on the passenger's side) in the passenger compartment. One 9mm brass shell casing was discovered underneath the turret gunner's bench. One 9mm brass shell casing was discovered lying on a green laundry bag on the other side of the turret gunner's bench closer to the cab. One 9mm brass shell casing was discovered on the deck past the turret gunner's bench closer to the cab.

7. On the driver's side of the passenger compartment, the seat that had an M-4 service rifle underneath was discovered to have two small puncture holes in it (rear seat, driver's side). The back of the seat indicated exit holes. The seat had stains on the seat and backrest. Above the seat was a portal with two projectiles stuck in the interior ballistic glass; one projectile was centered on the top of the ballistic glass portal 3'10" from the floor and one projectile was centered on the right of the ballistic glass portal 3'7" from the floor. The projectiles were angled slightly in a rightward (facing the glass). Facing the glass, the right corner panel had been grazed before the projectile impacted, which also reveals a slight rightwards angle. On the right side of the portal was an apparent scuff with biological material surrounding it. The scuff was approximately one and a half inches long, horizontal, with the center approximately 3'8" from the floor.

8. The middle passenger seat on the driver's side in the passenger compartment revealed a large pool of blood on the bottom portion of the seat.

9. On the deck in the rear corner of the passenger compartment (driver's side), where the three rifles and M-4 service rifle were

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SUBJ: V/AL ALWANI, THAIR HAMID KHALAF HASSAN/CIV  
**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

located, three shell jackets and two projectiles were discovered underneath debris on the floor. All five projectiles from the 9mm shell casings were discovered.

10. Evidence was collected and photographs of the death scene were obtained and are reported in separate reports. A death scene sketch was created, which shows the placement of items of evidence recovered during the death scene examination, with measurements, enclosure (B) pertains.

PARTICIPANT(S)

~~\_\_\_\_\_~~ Special Agent, NCISRA Iraq, Camp Fallujah  
~~\_\_\_\_\_~~ Special Agent, J2X, II MEF (FWD) SCIO

ENCLOSURE(S)

- (A) Vehicle passenger layout sketch/22Dec07
- (B) Death scene sketch/22Dec07

REPORTED BY: ~~\_\_\_\_\_~~ Special Agent  
OFFICE: NCISRA Iraq, Camp Fallujah

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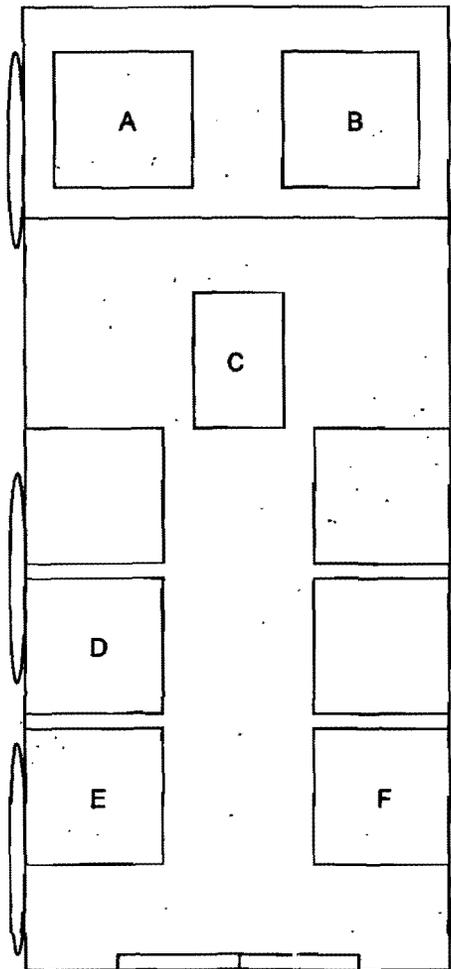
TITLE: V/AL ALWANI, THAIR HAMID KHALAF HASSAN/CIV  
CCN: 22DEC07-24IZ-0236-7HMA

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VEHICLE PASSENGER LAYOUT

- A [REDACTED] (DRIVER)
- B [REDACTED] (VEHICLE COMMANDER)
- C [REDACTED] (TURRET GUNNER)
- D - INTERPRETER [REDACTED]
- E - V/AL ALWANI
- F [REDACTED]

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ENCLOSURE ( A )

TITLE: V/AL ALWANI, THAIR HAMID KHALAF HASSAN

CCN: 22DEC07-24IZ-0236-7HMA

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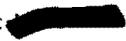
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LEGEND

- A - Projectile found on floorboard
- B - 5.56mm shell casing found on floorboard
- C - Hole in floorboard underneath seat
- D, E, F, H - 9mm brass shell casing in floorboard
- G - 9mm brass shell casing found on top of laundry bag
- I, J, M - Copper jacket on floorboard
- K & L - Projectiles found on floorboard
- N & O - Projectiles in ballistic glass

Measurements

- T1 - T2 = 5'7"
- T1 - T3 = 3'
- T3 - A = 7"
- T3 - B = 12"
- T3 - D = 3'8"
- T3 - E = 4'1"
- T3 - F = 5'2"
- T3 - G = 7'4.5"
- T3 - H = 8'6"
- T2 - I = 1'5"
- T2 - J = 2'1.5"
- T2 - K = 1'11"
- T2 - L = 11.5"
- T2 - M = 1'2"
- T2 - N = 3'5"
- T2 - O = 2'7.5"

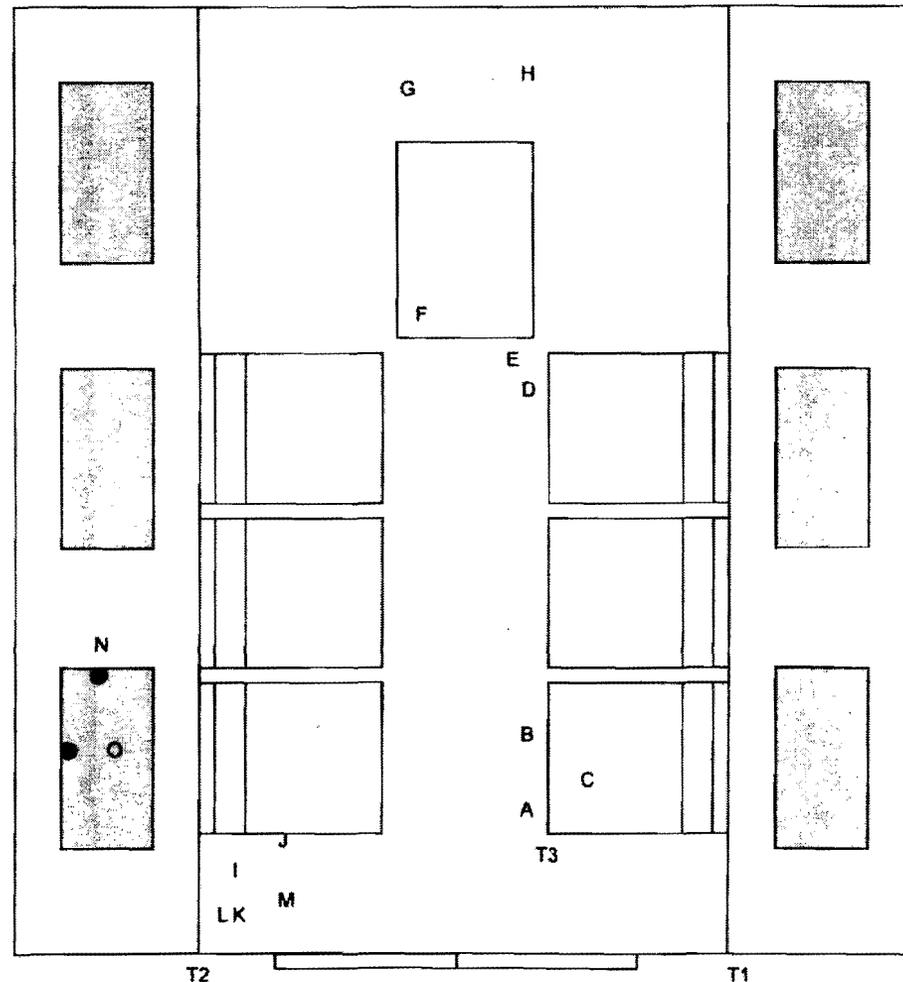
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DATE OF SKETCH: 24DEC07

ORIGINAL SKETCH: 

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ENCLOSURE ( B )

# U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

INVESTIGATIVE ACTION

24DEC07

CONTROL: 22DEC07-24IZ-0236-7HMA

V/AL ALWANI, THAIR HAMID KHALAF HASSAN/CIV  
M/W/FNIZ/N//01JAN79/IRAQ

## DEATH SCENE PHOTOGRAPHIC COVERAGE

1. On 22Dec07, photographic coverage was obtained from the death scene of V/AL ALWANI that occurred in a Mine Resistant Ambush Protected (MRAP) vehicle, USMC 633019. The coverage was conducted upon the MRAP's arrival at the Iraqi Training Center (ITC); Camp Fallujah, Iraq, enclosures (A) through (O) pertain. Photographs were obtained utilizing a Sony Cybershot 7.2 Megapixels digital camera, serial number 748806.

## ENCLOSURE(S)

- (A) Photograph of rear of MRAP
- (B) Photograph of rear passenger area of MRAP
- (C) Photograph of floor panel [REDACTED] seat area
- (D) Photograph close-up of bullet hole discovered underneath [REDACTED] seat, projectile, and 5.56 shell casing
- (E) Photograph of driver's side rear window pane with two projectiles
- (F) Photograph of driver's side rear window pane with two projectiles
- (G) Photograph of projectile closest to rear of MRAP in interior window pane
- (H) Photograph of projectile closest to front of MRAP in interior window pane
- (I) Photograph of two 9mm shell casings discovered on floorboard
- (J) Photograph of one 9mm shell casing discovered underneath turret gunner's bench
- (K) Photograph of one 9mm shell casing discovered between driver's seat, passenger seat and turret gunner's bench
- (L) Photograph of seat where V/AL ALWANI was seated
- (M) Photograph close-up of seat where V/AL ALWANI was seated
- (N) Photograph close-up behind seat where V/AL ALWANI was seated
- (O) Photograph of two projectiles and jackets discovered in rear corner on passenger's side

REPORTED BY: [REDACTED] Special Agent  
OFFICE: NCISRA Iraq, Camp Fallujah

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LAST [REDACTED] V2 LNY

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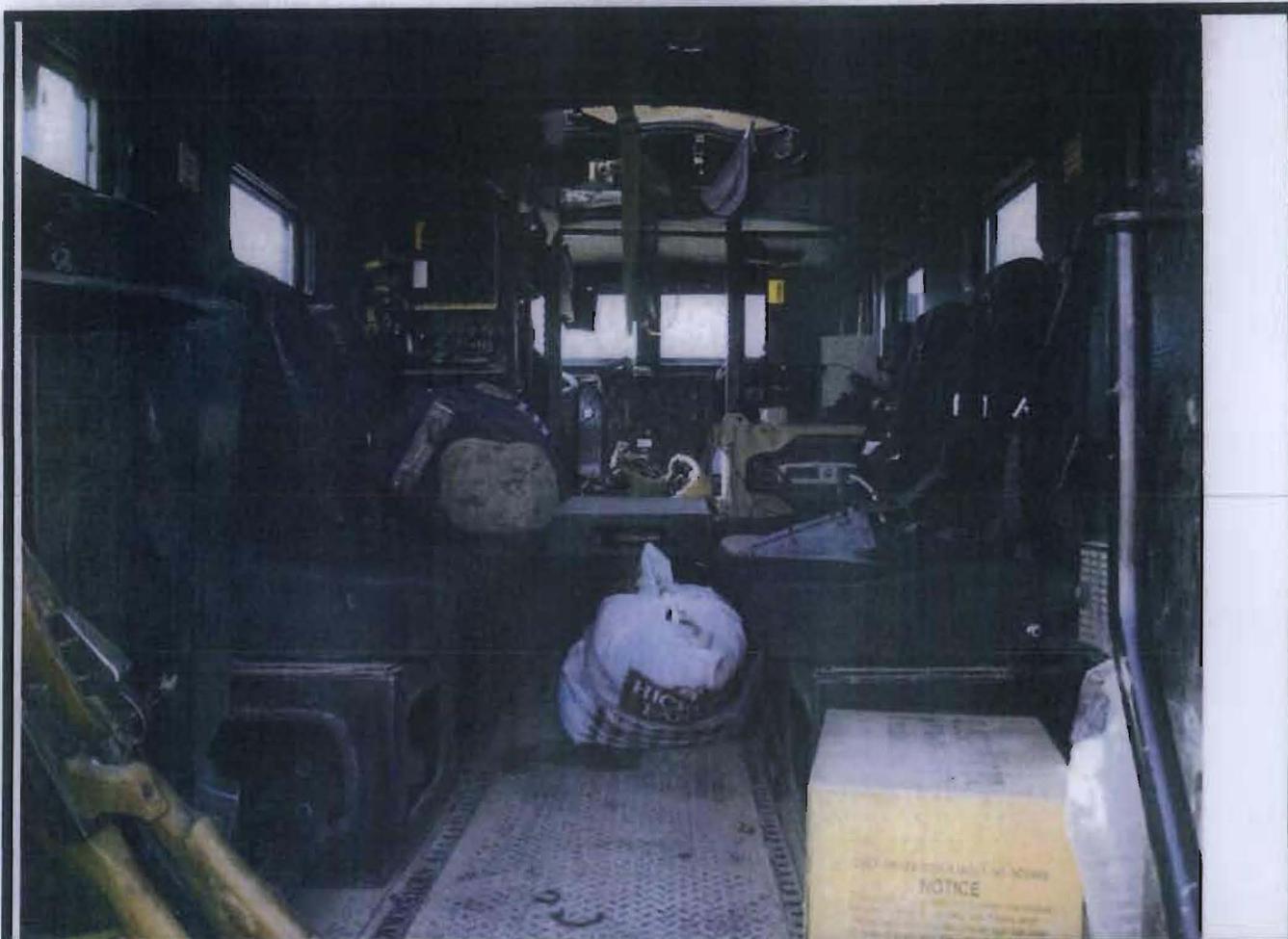


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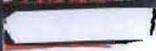
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<b>SUMMARY</b> PHOTOGRAPH OF REAR OF MRAP		<b>DATE PHOTO TAKEN</b> 22DEC07 [REDACTED] <b>ENCLOSURE ( A )</b>

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**UNITED STATES NAVAL CRIMINAL INVESTIGATIVE SERVICE  
NCISRA IRAQ  
CAMP FALLUJAH, IRAQ**

<b>TITLE</b> V/AL ALWANI, THAIR HAMID KHALAF HASSAN/CIV	<b>CCN</b> 22DEC07-24IZ-0236-7HMA	<b>AGENT'S NAME</b> 
<b>SUMMARY</b> PHOTOGRAPH OF REAR PASSENGER AREA OF MRAP		<b>DATE PHOTO TAKEN</b> 22DEC07 
<b>ENCLOSURE ( B )</b>		

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**UNITED STATES NAVAL CRIMINAL INVESTIGATIVE SERVICE  
NCISRA IRAQ  
CAMP FALLUJAH, IRAQ**

TITLE	CCN	AGENT'S NAME
V/AL ALWANI, THAIR HAMID KHALAF HASSAN/CIV	22DEC07-24IZ-0236-7HMA	
<b>SUMMARY</b>		<b>DATE PHOTO TAKEN</b>
PHOTOGRAPH OF FLOORPANEL SSGT TRIM'S SEAT AREA (5.56 SHELL CASING, PROJECTILE, BULLET HOLE UNDERNEATH  SEAT)		22DEC07 
ENCLOSURE ( C )		

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**UNITED STATES NAVAL CRIMINAL INVESTIGATIVE SERVICE  
NCISRA IRAQ  
CAMP FALLUJAH, IRAQ**

**TITLE**

V/AL ALWANI, THAIR HAMID KHALAF HASSAN/CIV

**CCN**

22DEC07-24IZ-0236-7HMA

**AGENT'S NAME**



**SUMMARY**

PHOTOGRAPH CLOSEUP OF BULLET HOLE DISCOVERED  
UNDERNEATH [REDACTED] SEAT, PROJECTILE, AND 5.56 BRASS SHELL  
CASING

**DATE PHOTO TAKEN**

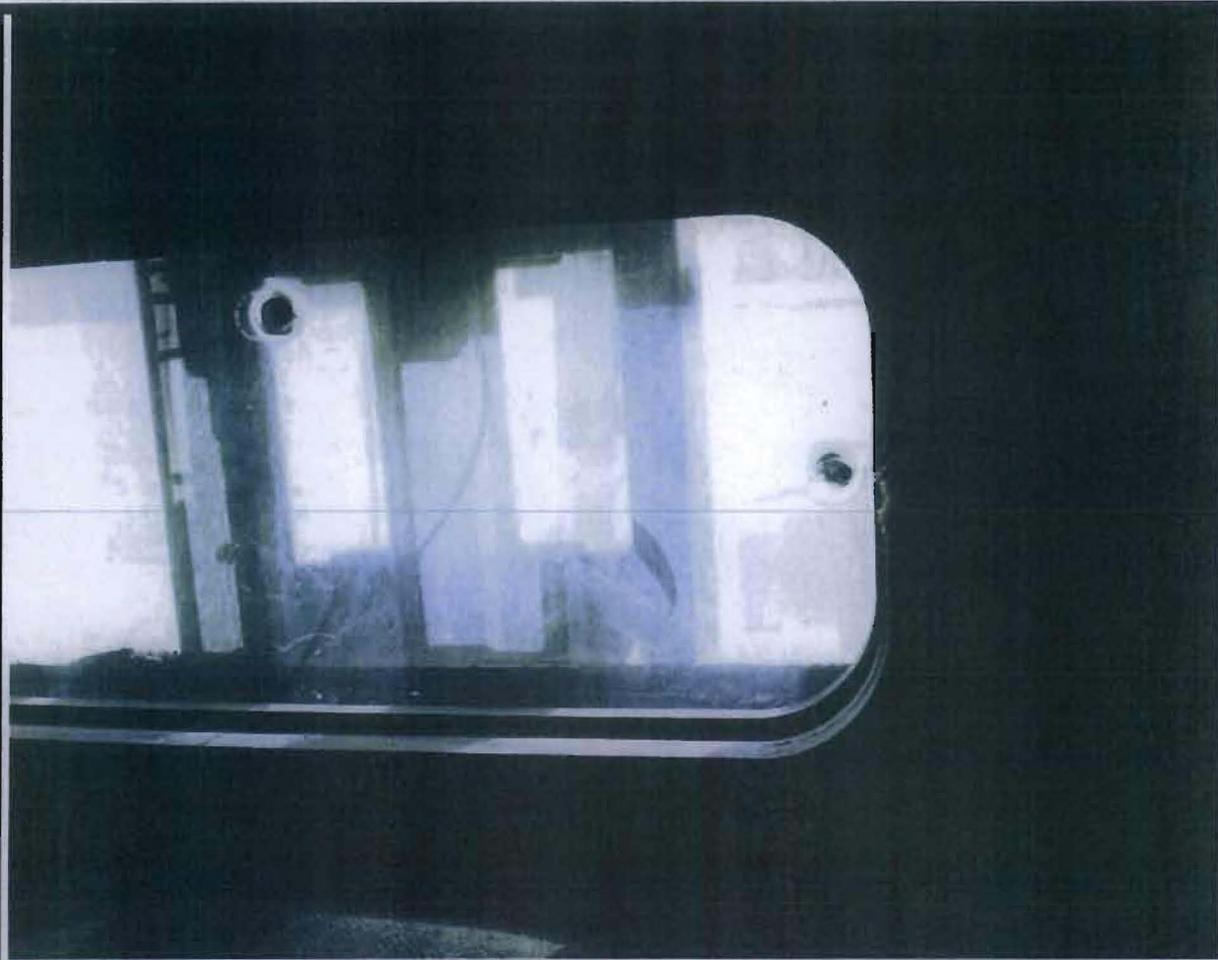
22DEC07



**ENCLOSURE ( P )**

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**UNITED STATES NAVAL CRIMINAL INVESTIGATIVE SERVICE  
NCISRA IRAQ  
CAMP FALLUJAH, IRAQ**

**TITLE**

V/AL ALWANI, THAIR HAMID KHALAF HASSAN/CIV

**CCN**

22DEC07-24IZ-0236-7HMA

**AGENT'S NAME**

[REDACTED]

**SUMMARY**

PHOTOGRAPH OF DRIVER'S SIDE REAR WINDOW PANE WITH TWO PROJECTILES (NOTE - ANGLE OF RIGHT PROJECTILE)

**DATE PHOTO TAKEN**

22DEC07

**ENCLOSURE ( E )**

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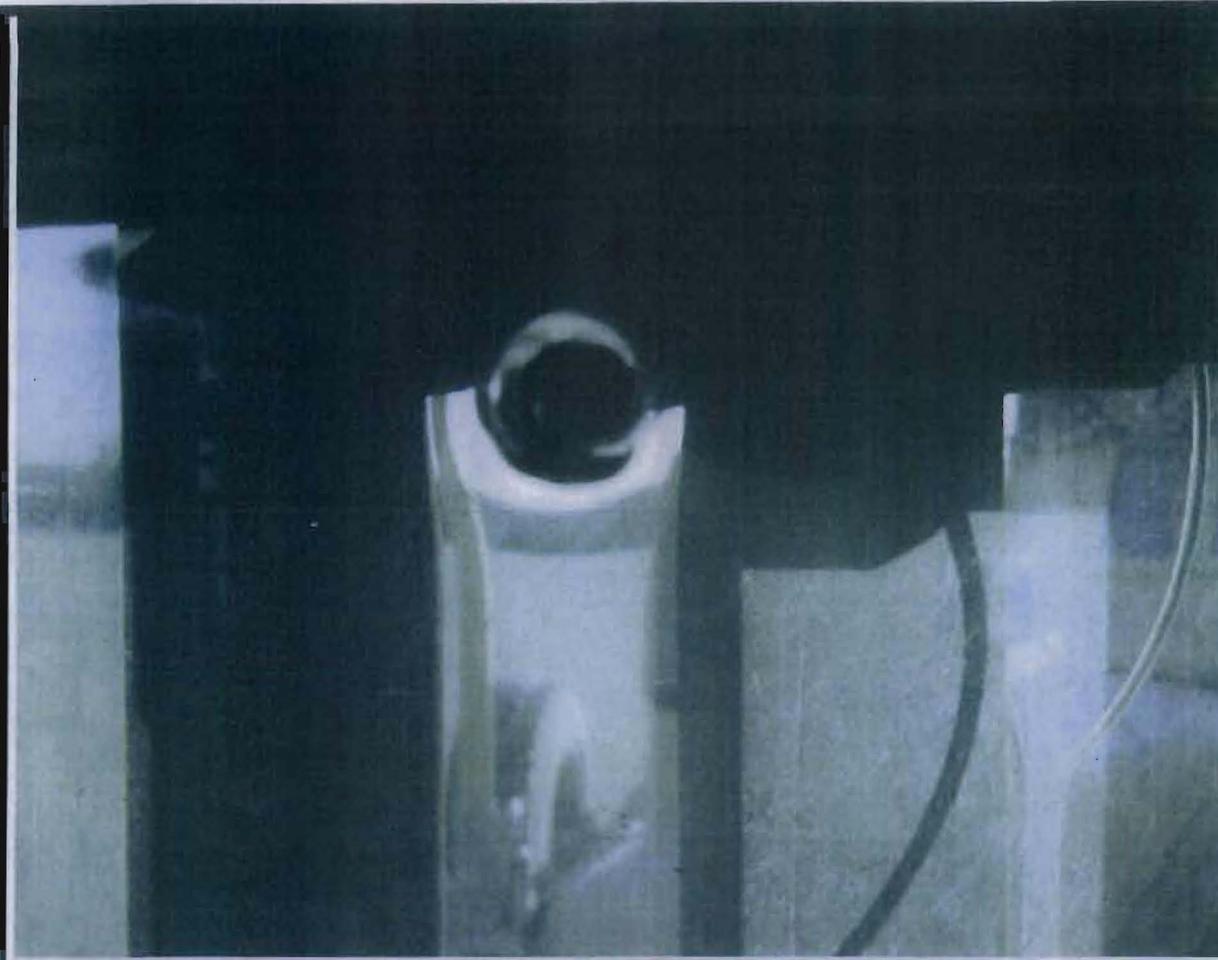


**UNITED STATES NAVAL CRIMINAL INVESTIGATIVE SERVICE  
NCISRA IRAQ  
CAMP FALLUJAH, IRAQ**

TITLE	CCN	AGENT'S NAME
V/AL ALWANI, THAIR HAMID KHALAF HASSAN/CIV	22DEC07-241Z-0236-7HMA	
<b>SUMMARY</b>  PHOTOGRAPH OF DRIVER'S SIDE REAR WINDOW PANE WITH TWO PROJECTILES		<b>DATE PHOTO TAKEN</b> 22DEC07   <b>ENCLOSURE ( F )</b>

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**UNITED STATES NAVAL CRIMINAL INVESTIGATIVE SERVICE  
NCISRA IRAQ  
CAMP FALLUJAH, IRAQ**

<b>TITLE</b> V/AL ALWANI, THAIR HAMID KHALAF HASSAN/CIV	<b>CCN</b> 22DEC07-24IZ-0236-7HMA	<b>AGENT'S NAME</b> [REDACTED]
--	--------------------------------------	-----------------------------------

<b>SUMMARY</b> PHOTOGRAPH OF PROJECTILE CLOSEST TO REAR OF MRAP IN WINDOW PANE OF MRAP	<b>DATE PHOTO TAKEN</b> 22DEC07 [REDACTED]
<b>ENCLOSURE ( 9 )</b>	

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**UNITED STATES NAVAL CRIMINAL INVESTIGATIVE SERVICE  
NCISRA IRAQ  
CAMP FALLUJAH, IRAQ**

**TITLE**

V/AL ALWANI, THAIR HAMID KHALAF HASSAN/CIV

**CCN**

22DEC07-24IZ-0236-7HMA

**AGENT'S NAME**

[REDACTED]

**SUMMARY**

PHOTOGRAPH OF PROJECTILE CLOSEST TO FRONT OF MRAP IN WINDOW PANE OF MRAP

**DATE PHOTO TAKEN**

22DEC07

**ENCLOSURE ( H )**

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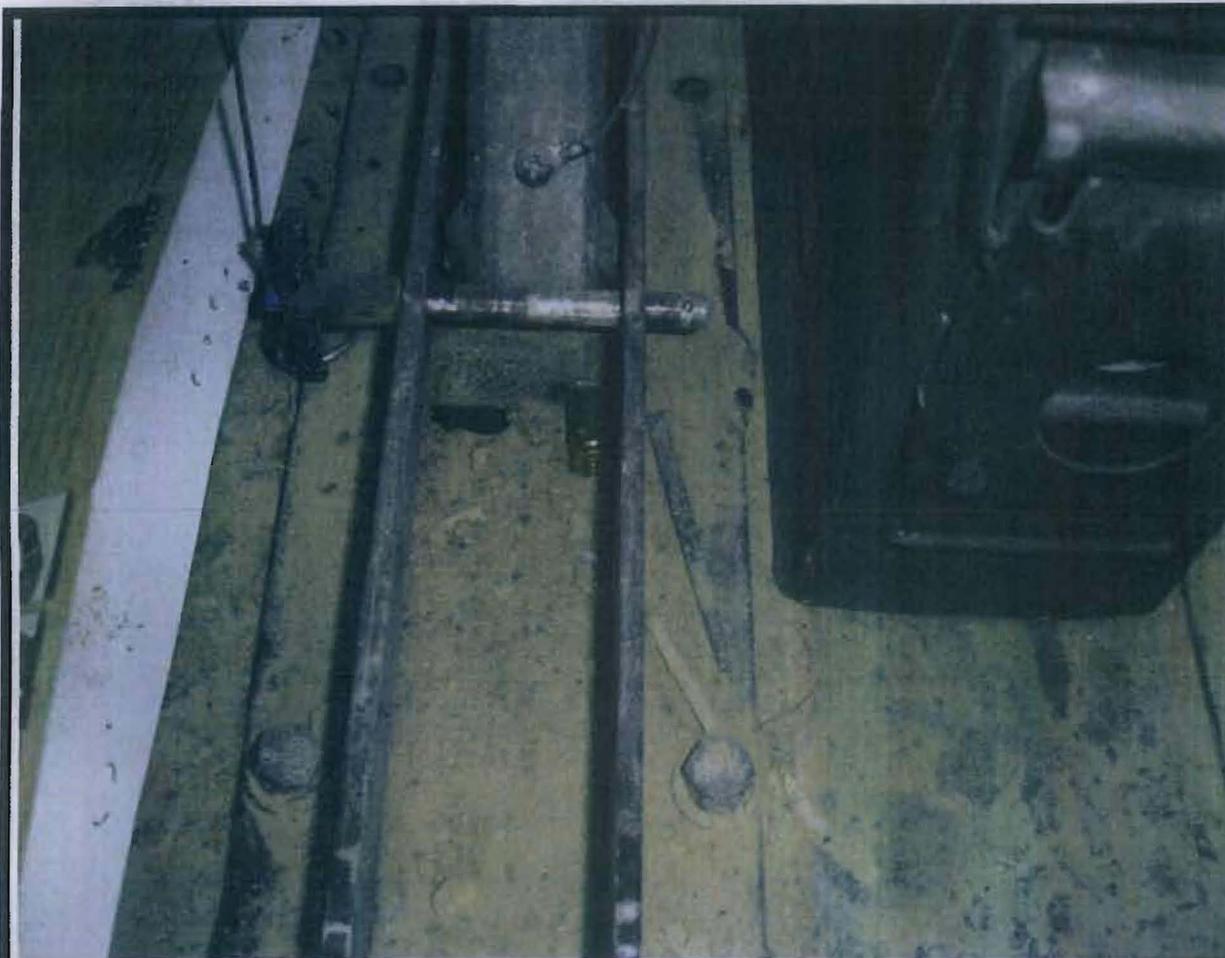


**UNITED STATES NAVAL CRIMINAL INVESTIGATIVE SERVICE  
NCISRA IRAQ  
CAMP FALLUJAH, IRAQ**

TITLE	CCN	AGENT'S NAME
V/AL ALWANI, THAIR HAMID KHALAF HASSAN/CIV	22DEC07-24IZ-0236-7HMA	
<b>SUMMARY</b>  PHOTOGRAPH OF TWO 9MM SHELL CASINGS DISCOVERED ON FLOORBOARD TO  RIGHT		<b>DATE PHOTO TAKEN</b>  22DEC07   <b>ENCLOSURE ( I )</b>

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F-119



**UNITED STATES NAVAL CRIMINAL INVESTIGATIVE SERVICE  
NCISRA IRAQ  
CAMP FALLUJAH, IRAQ**

TITLE	CCN	AGENT'S NAME
V/AL ALWANI, THAIR HAMID KHALAF HASSAN/CIV	22DEC07-24IZ-0236-7HMA	
<b>SUMMARY</b>  PHOTOGRAPH OF ONE 9MM SHELL CASING DISCOVERED. UNDERNEATH TURRET GUNNER'S BENCH		<b>DATE PHOTO TAKEN</b> 22DEC07   <b>ENCLOSURE ( J )</b>

*b6/b7c F120*



**UNITED STATES NAVAL CRIMINAL INVESTIGATIVE SERVICE  
NCISRA IRAQ  
CAMP FALLUJAH, IRAQ**

<b>TITLE</b> V/AL ALWANI, THAIR HAMID KHALAF HASSAN/CIV	<b>CCN</b> 22DEC07-24IZ-0236-7HMA	<b>AGENT'S NAME</b> 
<b>SUMMARY</b> PHOTOGRAPH OF ONE 9MM SHELL CASING DISCOVERED BETWEEN DRIVER'S SEAT, PASSENGER SEAT AND TURRET GUNNER'S BENCH		<b>DATE PHOTO TAKEN</b> 22DEC07 
		<b>ENCLOSURE ( K )</b>

*66107C*

*FBI*

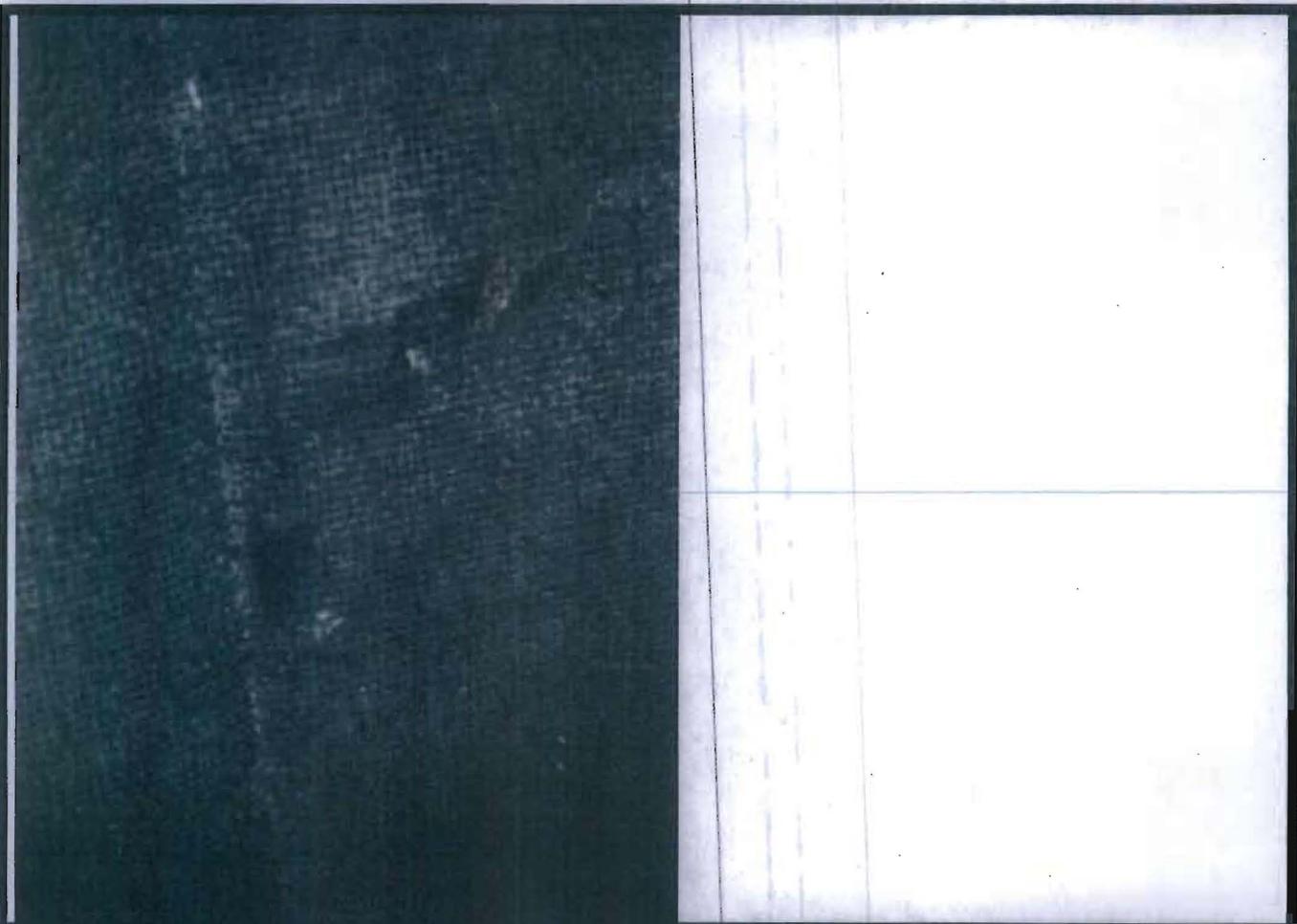


**UNITED STATES NAVAL CRIMINAL INVESTIGATIVE SERVICE  
NCISRA IRAQ  
CAMP FALLUJAH, IRAQ**

TITLE	CCN	AGENT'S NAME
V/AL ALWANI, THAIR HAMID KHALAF HASSAN/CIV	22DEC07-24IZ-0236-7HMA	
<b>SUMMARY</b>  PHOTOGRAPH OF SEAT WHERE V/AL ALWANI WAS SITTING (NOTE - TWO SMALL PUNCTURE HOLES ON MIDDLE LEFT OF SEAT)		<b>DATE PHOTO TAKEN</b> <u>22DEC07</u>   <b>ENCLOSURE ( L )</b>

*bl/br*

*F-1221*

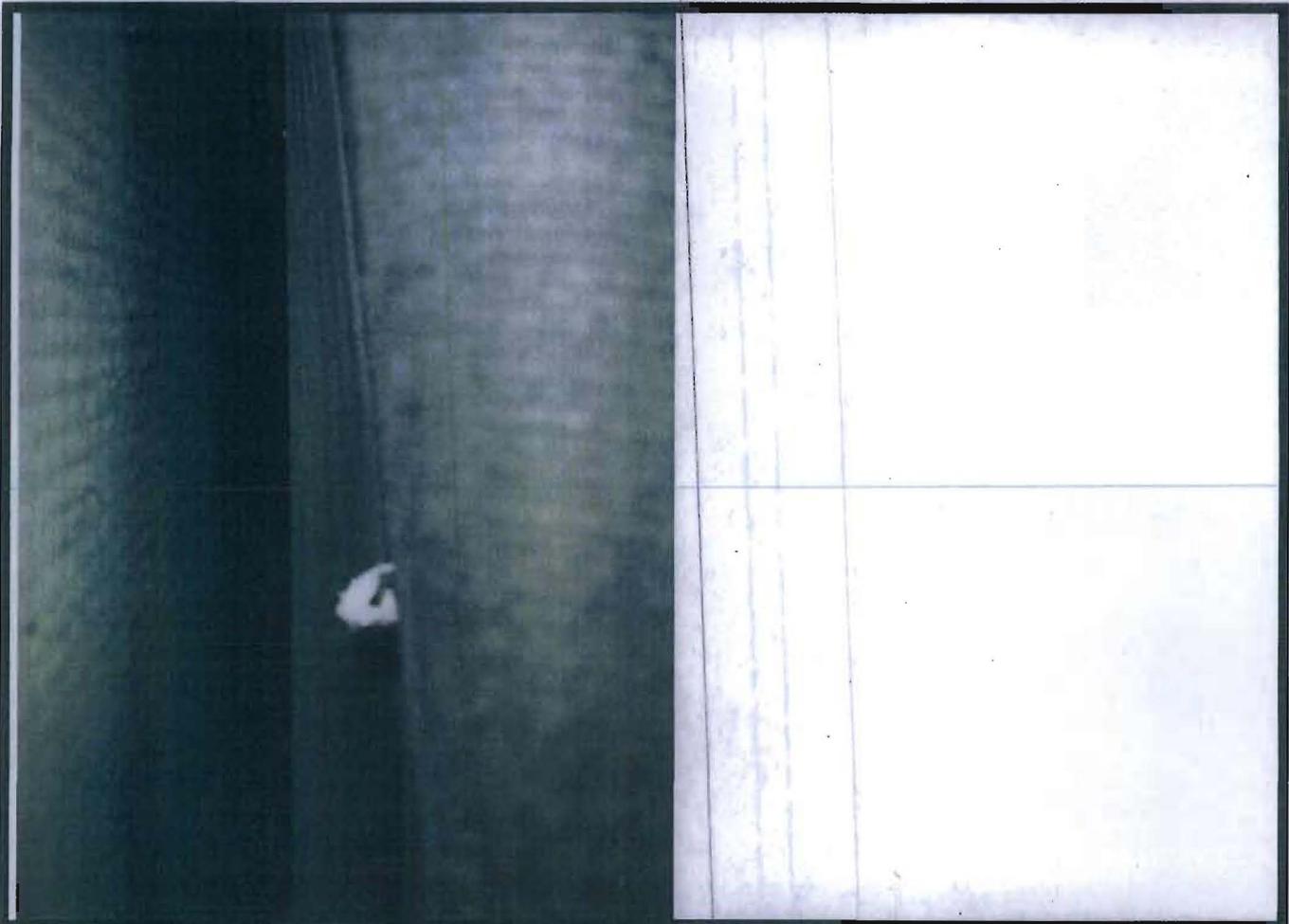


**UNITED STATES NAVAL CRIMINAL INVESTIGATIVE SERVICE  
NCISRA IRAQ  
CAMP FALLUJAH, IRAQ**

<b>TITLE</b> V/AL ALWANI, THAIR HAMID KHALAF HASSAN/CIV	<b>CCN</b> 22DEC07-24IZ-0236-7HMA	<b>AGENT'S NAME</b> 
<b>SUMMARY</b> PHOTOGRAPH CLOSUP OF SEAT WHERE V/AL ALWANI WAS SITTING (NOTE - TWO SMALL PUNCTURE HOLES ON SEAT)		<b>DATE PHOTO TAKEN</b> 22DEC07  <b>ENCLOSURE ( M )</b>

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F123



UNITED STATES NAVAL CRIMINAL INVESTIGATIVE SERVICE  
NCISRA IRAQ  
CAMP FALLUJAH, IRAQ

TITLE	CCN	AGENT'S NAME
V/AL ALWANI, THAIR HAMID KHALAF HASSAN/CIV	22DEC07-24IZ-0236-7HMA	
<p align="center"><b>SUMMARY</b></p> PHOTOGRAPH CLOSEUP OF BACK OF SEAT WHERE V/AL ALWANI WAS SITTING		<p align="center"><b>DATE PHOTO TAKEN</b></p> 22DEC07   ENCLOSURE ( N )

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F 24



**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

INVESTIGATIVE ACTION

24DEC07

CONTROL: 22DEC07-24IZ-0236-7HMA

V/AL ALWANI, THAIR HAMID KHALAF HASSAN/CIV  
M/W/FNIZ/N//01JAN79/IRAQ

PHOTOGRAPHIC COVERAGE OF EXTERIOR OF MRAP VEHICLE, USMC 633019

1. On 22Dec07, Reporting Agent (RA) took photographic coverage of the exterior of the death scene, which is a Mine Resistant Ambush Protected (MRAP) vehicle, USMC 633019, at the Iraqi Training Center (ITC), Camp Fallujah, Iraq, enclosures (A) through (D) pertain. Photographs were obtained utilizing a Sony Cybershot 7.2 Megapixels digital camera, serial number 846338.

ENCLOSURE(S)

- (A) Photograph of passenger's side exterior of MRAP
- (B) Photograph of rear exterior of MRAP
- (C) Photograph of driver's side exterior of MRAP
- (D) Photograph of front exterior of MRAP

REPORTED BY: [REDACTED] SPECIAL AGENT  
OFFICE: NCISRA Iraq, Camp Fallujah

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**UNITED STATES NAVAL CRIMINAL INVESTIGATIVE SERVICE  
NCISRA IRAQ  
CAMP FALLUJAH, IRAQ**

TITLE	CCN	AGENT'S NAME
V/AL ALWANI, THAIR HAMID KHALAF HASSAN/CIV	22DEC07-24IZ-0236-7HMA	
<b>SUMMARY</b>  PHOTOGRAPH OF REAR EXTERIOR OF MRAP  <i>b6/b7c</i>		<b>DATE PHOTO TAKEN</b>  22DEC07   <b>ENCLOSURE ( 8 )</b>

*F 128*



**UNITED STATES NAVAL CRIMINAL INVESTIGATIVE SERVICE  
NCISRA IRAQ  
CAMP FALLUJAH, IRAQ**

<b>TITLE</b> V/AL ALWANI, THAIR HAMID KHALAF HASSAN/CIV	<b>CCN</b> 22DEC07-24IZ-0236-7HMA	<b>AGENT'S NAME</b> 
--	--------------------------------------	--

<b>SUMMARY</b> PHOTOGRAPH OF DRIVER'S SIDE EXTERIOR OF MRAP  <i>b6/b7c</i>	<b>DATE PHOTO TAKEN</b> 22DEC07   <b>ENCLOSURE ( C )</b>
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*F-129*



**UNITED STATES NAVAL CRIMINAL INVESTIGATIVE SERVICE  
NCISRA IRAQ  
CAMP FALLUJAH, IRAQ**

<b>TITLE</b> V/AL ALWANI, THAIR HAMID KHALAF HASSAN/CIV	<b>CCN</b> 22DEC07-24IZ-0236-7HMA	<b>AGENT'S NAME</b> [REDACTED]
<b>SUMMARY</b> PHOTOGRAPH OF FRONT EXTERIOR OF MRAP  <i>bu/bx</i>		<b>DATE PHOTO TAKEN</b> 22DEC07 [REDACTED]  <b>ENCLOSURE ( D )</b>

*E130*

# U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

INVESTIGATIVE ACTION

24DEC07

CONTROL: 22DEC07-241Z-0236-7HMA

V/AL ALWANI, THAIR HAMID KHALIF HASSAN/CIV  
M/W/FNIZ/N//01JAN79/IRAQ

## COLLECTION OF EVIDENCE

1. On 22Dec07, items of evidence were collected from the death scene inside Mine Resistant Ambush Protected (MRAP) vehicle number USMC 633019, at the Iraqi Training Center (ITC), Camp Fallujah, Iraq.

2. Items of evidence were seized and placed into the evidence repository under NCISRA Iraq, Camp Fallujah evidence log numbers 107-07, 108-07, 109-07, and 110-07. The following items of evidence were seized:

Evidence Log number 107-07

- A - One Berretta M-9 9mm pistol, serial number 1338398
- B - One M-4 rifle, serial number W249925 with M203 grenade launcher attachment, serial number 181591

Evidence Log number 108-07

- A - One Berretta 9mm 15 round magazine, marked PB Cal. 9 Made in Italy
- B - Ten 9mm rounds of ammunition

Evidence Log number 109-07

- A - One shell jacket
- B - One shell jacket
- C - One projectile
- D - One projectile
- E - One shell jacket

Evidence Log number 110-07

- A - One projectile
- B - One expended 5.56 brass shell casing
- C - One expended 9mm brass shell casing
- D - One expended 9mm brass shell casing
- E - One expended 9mm brass shell casing
- F - One expended 9mm brass shell casing
- G - One expended 9mm brass shell casing

3. Placement of the items seized is reported in a separate Investigative Action.

## PARTICIPANT(S)

[REDACTED], Special Agent, NCISRA Iraq, Camp Fallujah  
[REDACTED], Special Agent, J2X, II MEF (FWD)

REPORTED BY: [REDACTED], Special Agent

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22DEC07-24IZ-0236-7HMA

SUBJ: V/AL ALWANI, THAIR HAMID KHALIF HASSAN/CIV  
**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

OFFICE: NCISRA Iraq, Camp Fallujah

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E-132

# U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

INVESTIGATIVE ACTION

24DEC07

CONTROL: 22DEC07-24IZ-0236-7HMA

V/AL ALWANI, THAIR HAMID KHALAF HASSAN/CIV  
M/W/FNIZ/N//01JAN79/IRAQ

PHOTOGRAPHIC COVERAGE OF V/AL ALWANI AT THE PRP

1. On 22Dec07, photographs were obtained of V/AL ALWANI's remains at the Personnel Retrieval and Processing (PRP) unit aboard Camp Fallujah, Iraq, enclosures (A) through (I) pertain. Photographs were obtained utilizing a Sony Cybershot 7.2 Megapixels digital camera, serial number 748806.

2. On 22Dec07, [REDACTED], USN, Combat Logistics Battalion - 8 (CLB-8), Emergency Room Physician, assisted in removal of V/AL ALWANI's clothing to discover wounds V/AL ALWANI received. [REDACTED] discovered six gunshot wounds, which are provided in the photographic coverage.

## ENCLOSURE(S)

- (A) Photograph overall of V/AL ALWANI
- (B) Photograph of V/AL ALWANI's bound hands
- (C) Photograph close-up of V/AL ALWANI's right hand
- (D) Photograph close-up of V/AL ALWANI's left hand
- (E) Photograph close-up of V/AL ALWANI's face after removal of blindfold
- (F) Photograph of V/AL ALWANI's head (right side) with gun shot wound
- (G) Photograph of V/AL ALWANI's exposed chest with two gunshot wounds
- (H) Photograph of V/AL ALWANI's head (left side) with gunshot wound
- (I) Photograph of V/AL ALWANI's back with two gunshot wounds

REPORTED BY: [REDACTED] Special Agent  
OFFICE: NCISRA Iraq, Camp Fallujah

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F 133

**NAVAL CRIMINAL INVESTIGATIVE SERVICE**

**DELETED PAGE INFORMATION SHEET**

Page(s) 134 - 142, Encl (A) - (I)

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\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

INVESTIGATIVE ACTION

23DEC07

CONTROL: 22DEC07-24IZ-0236-7HMA

V/AL ALWANI, THAIR HAMID KHALAF HASSAN/CIV  
M/W/FNIZ/N//01JAN79/IRAQ

RECEIPT OF DOCUMENTATION: V/AL ALWANI'S MEDICAL DOCUMENTS

1. On 22Dec07, V/AL ALWANI's Chronological Record of Medical Care was received from [REDACTED], USN, Combat Logistics Battalion 8 (CLB-8), Camp Fallujah Surgical, Iraq. [REDACTED] pronounced V/AL ALWANI deceased upon examination at the Personnel Retrieval and Processing (PRP), Camp Fallujah, Iraq. [REDACTED] could not determine a time of V/AL ALWANI's death. [REDACTED] examined V/AL ALWANI and discovered two gunshot wounds in the chest, two gunshot wounds in the back, and two gunshot wounds to the head.

2. Enclosure (A) provides V/AL ALWANI's medical care record.

ENCLOSURE(S)

(A) Chronological Record of Medical Care/22Dec07

REPORTED BY: [REDACTED] Special Agent  
OFFICE: NCISRA Iraq, Camp Fallujah

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Page 1 LAST [REDACTED] V2 LNY

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F-143

**NAVAL CRIMINAL INVESTIGATIVE SERVICE**

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Page(s) F 144, Encl. (A)

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Comments: \_\_\_\_\_

\_\_\_\_\_  
DEPARTMENT OF THE NAVY  
BUREAU OF MEDICINE AND SURGERY  
ATTN: CODE MED-OOL  
2300 E STREET, NW  
WASHINGTON, DC 20372-5300  
\_\_\_\_\_  
\_\_\_\_\_

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STATEMENT

Place : NCISRA Camp Fallujah, Iraq

Date : December 22, 2007

I, [redacted] make the following free and voluntary statement to [redacted] whom I know to be a Representative of the United States Naval Criminal Investigative Service. I make this statement of my own free will and without any threats made to me or promises extended. I fully understand that this statement is given concerning my knowledge of the shooting of Thair Hamid KHALAF by [redacted] JSMC, 3/21/ Military Transition Team (MTT).

[redacted] for purposes of identification I am a [redacted] male approximately [redacted] tall weighing approximately [redacted]. I was born in [redacted] on [redacted]. My [redacted]. My residence is in the [redacted]. I am employed by L3 Titan as a CAT I linguist supporting 3/2/1 MTT based out of Camp Manion, IZ [redacted]

On 22DEC07, V/KHALAF was turned over from the Iraqi Army (IA) to my MTT following his arrest. Through reports that the MTT uses I knew he was wanted for insurgent activity. At approximately 1230 the MTT took custody of V/KHALAF from the IA at Camp Manion. I saw V/KHALAF's hands were tied with plastic handcuffs and crossed over each other in front of him. V/KHALAF [redacted] Prior to leaving [redacted] asked V/KHALAF to sign a form for the MTT saying that he knew that the MTT was going to transport him and two rifles that were seized with him. [redacted] V/KHALAF could sign it and [redacted] V/KHALAF was then helped into the vehicle [redacted]

**b7E**

We then left Camp Manion for the ITC in Fallujah. The convoy was made of three vehicles. The MRAP that I was traveling in was the first one in the convoy. In the vehicle [redacted] was driving. [redacted] was sitting in the front passenger's seat. Behind them in the passenger area [redacted] was standing in the turret as the gunner. I was seated in the driver's side middle passenger seat. Directly to my right was V/KHALAF with [redacted] sitting directly across from him. [redacted] had his M4 rifle placed between his legs with the barrel pointed down. I did not see V/KHALAF in his seatbelt, but he was still blindfolded and had his hands tied with plastic handcuffs [redacted]

While we drove towards the ITC on road Michigan I saw V/KHALAF lean forward in his seat towards [redacted] and rifle. [redacted] asked me to tell V/KHALAF to sit back into his own chair with his shoulders and head back on the seat. I did as I was asked. V/KHALAF sat back in the chair, but after awhile he would lean forward again. Again [redacted] asked me to tell V/KHALAF to sit back as he was told. This happened three times. [redacted]

[redacted] am not sure how long we had been driving maybe 30 minutes. I was looking over my left shoulder out the MRAP's window when I heard a bang that sounded like an M4. I turned to my right not knowing what made the sound. I heard [redacted] say something like, "Fuck" or "Shit" and then saw him take out his pistol and begin shooting at V/KHALAF. I saw [redacted] holding up his left arm in front of him while he shot with his right. I remember maybe four or five shots being fired. Right after I

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EXHIBIT (7) **RMS**

Continuation of voluntary sworn statement of  
[REDACTED]  
on December 22, 2007.

remember [REDACTED] saying, "Clear" and checking V/KHALAF's pulse on his throat and checking me for gunshots. The convoy was stopped and [REDACTED] called for [REDACTED] who entered the MRAP to check on V/KHALAF. [REDACTED] said that he was dead and took a seat to the left of [REDACTED]. I moved up to the opposite side and up one seat from where I was sitting. The convoy began traveling again. I remember seeing [REDACTED] holding V/KHALAF up in his seat, but after some time [REDACTED] and [REDACTED] placed him on his left side laying on two seats. I remember seeing blood coming out of V/KHALAF's mouth, but I did not see any other wounds. After we arrived at the ITC, I exited out of the MRAP through the front passenger door and went to the ITC internet-café to rest. When I returned to the parking lot I saw that V/KHALAF had been placed in a black body bag and was laying on the ground behind the MRAP [REDACTED]

This statement, consisting of this page and 1 other page(s) was typed for me by [REDACTED] as we discussed its contents. I have read and understand the above statement. I have been given the opportunity to make any changes or corrections I desire to make and have placed my initials over the changes or corrections. This statement is the truth to the best of my knowledge and belief.

Signature: [REDACTED]

Sworn to and subscribed before me this 22 day of Dec in the year 2007 at

NCIRA Fallujah

Witnessed: [REDACTED]

[REDACTED] Representative, Naval Criminal Investigative Service  
AUTH: DERIVED FROM ARTICLE 136,  
UCMJ (10 U.S.C. 936) AND 5 U.S.C. 303

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F 146

STATEMENT

Place : NCISRA IRAQ. CAMP FALLUJA H

Date : December 22, 2007

I, [REDACTED] make the following free and voluntary statement to SPECIAL AGENT [REDACTED] whom I know to be a Representative of the United States Naval Criminal Investigative Service. I make this statement of my own free will and without any threats made to me or promises extended. I fully understand that this statement is given concerning my knowledge of the event that occurred in the MRAP vehicle on 22Dec07.

I am a [REDACTED] male, born on [REDACTED] [REDACTED] A. I am assigned to 2D ANGLICO attached to the MiTT team (3/2/1 Division) at COP Manion, Iraq. My social security number [REDACTED] and I reside at [REDACTED]. I have been in my current assignment since Sep07.

On 22Dec07, the MiTT team that I am assigned (3/2/1) went on a scheduled convoy at approximately 1130 to travel to Camp Fallujah. The convoy was transporting a detainee to turn over to the Fallujah Detention Facility. I had heard that the detainee had burned three Iraqi Police while they were alive. This was just rumors going around the MiTT team. Before we left, I saw the detainee sitting on the ground [REDACTED] and zip tied in the front. He was shaken for no reason that I saw as it was not cold outside. I heard the S-2 chief [REDACTED] tell the interpreter (that was traveling with us) to warn the detainee that if he tried anything stupid that force would be used against him. I cannot recall if [REDACTED] used lethal or deadly force but I know the meaning was given to the detainee not to do anything stupid. I continued walking and went into the COC for the convoy brief.

b7E

During the brief, we went over safety issues for the route being used and we then loaded up the vehicles after the brief. My assignment was "gunner" (gun turret) and we had three vehicles on the convoy, one MRAP and two HMMWVs. I loaded up the MRAP with the M240 and ammunition. I put on my gear and waited for the convoy to "roll". I did not see the detainee get loaded in the MRAP but I knew he was going inside the MRAP. Once all the vehicles were loaded, we departed. I was up in the gun turret and could not see the detainee.

We left COP Manion and began traveling to Camp Fallujah (it is about 20 miles). We were traveling south on ASR Chicago and when we came up to the intersection of ASR Michigan we turned right to get onto Michigan. Once we got on Michigan, I heard one shot from below get fired. My first impression was that it was possibly a negligent discharge but then less than a second later, I heard a series of five shots go off from below. I then heard [REDACTED] call out "clear, clear, clear". After I heard the five shots and [REDACTED] call out, I assumed the detainee got out of hand and was shot.

I hear [REDACTED] ask if everyone was alright and told [REDACTED] to call up [REDACTED] (corpsman) [REDACTED] was riding in one of the HMMWV's and we stopped in the middle of ASR Michigan and [REDACTED] came to the MRAP. I maintained security and did not take my eyes off the area. We were stopped for about five minutes and then we continued to travel to Camp Fallujah to the Iraqi Training Center. The only thing I could hear was bits of pieces of [REDACTED] explaining what had

[REDACTED]

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EXHIBIT (8)

147

on December 22, 2007

happened. He was saying that the detainee had grabbed his rifle and fired a round and he pulled out his M9 and shot him.

We arrived in Fallujah and went to the Iraqi Training Center and they told everyone in the other vehicles to stay away from the MRAP. We were told to stay where we were and someone took pictures of the inside of the MRAP. They were taking pictures to show where the detainee was and where the bullet holes were. After the pictures were taken, I was told to dismount from the gun turret. I got out and left the MRAP. I did not see the detainee get moved from the MRAP but once I dismounted I saw him laying on a black body bag on the ground. I did not look at the detainee closely and I stood by for further instructions. We were told to go ahead and take off our gear and those that were in the MRAP were told to stay and stand by for NCIS to show up. I waited and we drove over to the NCIS office at Camp Fallujah.

This statement, consisting of this page and 1 other page(s) was typed for me by [redacted] as we discussed its contents. I have read and understand the above statement. I have been given the opportunity to make any changes or corrections I desire to make and have placed my initials over the changes or corrections. This statement is the truth to the best of my knowledge and belief.

Signature [redacted]

Sworn to and subscribed before me this 22nd day [redacted] 2007 at

NCISRA Camp FALLUJAH

Witnessed: [redacted]

Representative of the Criminal Investigative Service  
AUTH: DERIVED FROM ARTICLE 136,  
UCMJ (10 U.S.C. 936) AND 5-U.S.C. 303

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C 148

STATEMENT

Place : NCISRA Iraq, Camp Fallujah

Date : December 22, 2007

[redacted] make the following free and voluntary statement to Special Agent [redacted] whom I know to be a Representative of the United States Naval Criminal Investigative Service. I make this statement of my own free will and without any threats made to me or promises extended. I fully understand that this statement is given concerning my knowledge of the death of a detainee being transported from COP Manning to the RDF aboard Camp Fallujah, Iraq.

For purposes of identification, I am a [redacted] male, [redacted] tall, weighing approximately [redacted] pounds. I have [redacted] hair and [redacted] eyes. I was born on [redacted] in [redacted]. I am currently assigned to the Military Transition Team (MTT) 3-2-1, which is a training team for the Iraqi Army at Company Outpost (COP) Manning. My current contact information is my father, [redacted], who resides at [redacted] and his phone number is [redacted].

[redacted] (the MTT Team) picked up the detainee at approximately 1030 on 22Dec07 from the Iraqi Army to take him to the Regional Detention Facility aboard Camp Fallujah, Iraq from COP Manning. Before the detainee was placed in the vehicle, [redacted] gave instructions to the detainee with the aid of our interpreter, [redacted] told the detainee, "We're taking you, you're going to Camp Fallujah, don't talk unless you have a health problem or something is bothering you, and don't move around."

The detainee was loaded up in the MRAP, and was seated on the driver's side all the way in the back. I believe [redacted] was sitting directly across from the detainee and that [redacted] was sitting besides the detainee on his left side.

[redacted] then left COP Manning for Camp Fallujah at approximately 1130 on 22Dec07. The convoy was uneventful up until we got to the Karmah area and the 1<sup>st</sup> thing I heard was [redacted] yelling up at [redacted] that the detainee keeps leaning forward and sitting towards the edge of the seat. I recall hearing [redacted] telling the detainee, "Quit leaning forward, sit back." [redacted] said this to the detainee approximately five times during the trip. [redacted] also asked [redacted] if he could reposition the detainee somehow so he couldn't lean forwards. When [redacted] yelled up to [redacted] about the detainee moving around, I heard [redacted] tell [redacted] approximately five times, tell him to sit back. The whole trip [redacted]

When we arrived at the intersection of Chicago and Michigan, turning onto Michigan, I heard one clear gunshot, which sounded to me like an M-4. Immediately following I heard several more shots, but could not recognize what type of weapon was firing. I thought the firing which sounded like the M-4 came from the turret and didn't know if the other shots were from outside contact.

[redacted] then heard [redacted] yell three times, "It's clear." I started stopping the vehicle. [redacted] then called all personnel's names individually and asked if they were OK. I had then completely stopped the vehicle. Security was being set up. I called on the radio, "Shots fired, unknown at this time." [redacted] heard someone in the back yell, "He's hit, he's hit." I then radioed again, "Be advised, we have [redacted]"

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Continuation of voluntary sworn statement of

on December 22, 2007

ounded at this time." I noticed [redacted] was sitting between me and [redacted] (I think he was upset over the detainee being shot). [redacted] called for [redacted]

overheard [redacted] say, "He went for my weapon." [redacted] came running up. I don't know who said it, but sometime later I heard, "He's dead." I called on the radio, "Detainee is deceased, stand by." I think we were sitting at the intersection for approximately five minutes

The drive from COP Manning to the intersection of Chicago and Michigan is approximately 40 minutes, as we drive at 25 mph approximately. From the intersection to Water Tower Road is approximately 5 minutes, and then another 5-10 minutes to get to the Iraqi Training Center (ITC)

[redacted] was sitting in the driver's seat the entire time and did not witness the shooting. [redacted] heard the firing of the weapons and people yelling commands and relaying traffic on the radio.

[redacted] did not know anything about the detainee, other than [redacted] brought back three rifles that belonged to him and that he was known for insurgent activities.

This statement, consisting of this page and 1 other page(s) was typed for me by [redacted] as we discussed its contents. I have read and understand the above statement. I have been given the opportunity to make any changes or corrections I desire to make and have placed my initials over the changes or corrections. This statement is the truth to the best of my knowledge and belief.

Signature: \_\_\_\_\_

Sworn to and subscribed before me this 22 Dec in the year 2007 at

NCISRA IRAQ, CAMP FALLUJAH

Witnessed: \_\_\_\_\_

Representative, Naval Criminal Investigative Service  
AUTH: DERIVED FROM ARTICLE 136,  
UCMJ (10 U.S.C. 936) AND 5 U.S.C. 303

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**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

INVESTIGATIVE ACTION

24DEC07

CONTROL: 22DEC07-241Z-0236-7HMA

V/AL ALWANI, THAIR HAMID KHALAF HASSAN/CIV  
M/W/FNIZ/N//01JAN79/IRAQ

PHOTOGRAPHS OBTAINED BY [REDACTED] USMC

1. On 22Dec07, photographs were obtained from [REDACTED] USMC, during an interview regarding the death of V/AL ALWANI, enclosures (A) through (I) pertain.
2. [REDACTED] stated the photographs were taken by [REDACTED], USMC, upon their arrival at the Iraqi Training Center (ITC), Camp Fallujah, Iraq on 22Dec07.

ENCLOSURE(S)

- (A) Photograph depicting V/AL ALWANI laying on side in MRAP
- (B) Photograph of [REDACTED] in middle seat across from V/AL ALWANI
- (C) Photograph of V/AL ALWANI's bonds
- (D) Photograph of interior of MRAP - [REDACTED] and V/AL ALWANI
- (E) Photograph of projectile inside MRAP interior window
- (F) Photograph of M-4 and impact hole underneath seat
- (G) Photograph of impact hole underneath seat/22Dec07
- (H) Photograph of M-4, impact hole underneath seat, and 5.56 shell casing
- (I) Photograph of V/AL ALWANI on body bag

REPORTED BY: [REDACTED], Special Agent  
OFFICE: NCISRA Iraq, Camp Fallujah

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Page 1

LAST

[REDACTED] V2 LNY

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NAVAL CRIMINAL INVESTIGATIVE SERVICE

DELETED PAGE INFORMATION SHEET

Page(s) F 152 - 160, Encl (A) - (I)

withheld entirely at this location. One or more of the following explain this decision:

           Deleted under exemption(s) \_\_\_\_\_

Documents originated with other government agency(ies).  
Referred to them for review and direct response to you.

           Pages contain information furnished by other government  
agency(ies). We will advise you of releasability of information  
following consultation with agency(ies).

Comments:   TO:  

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

OFFICE OF THE JUDGE ADVOCATE GENERAL  
ATTN: FOIA  
UNITED STATES MARINE CORPS FORCES  
CENTRAL COMMAND  
7115 S. BOUNDARY BLVD., BLDG 535  
MACDILL AFB, FL 33621-5101

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# U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

INVESTIGATIVE ACTION

24DEC07

CONTROL: 22DEC07-24IZ-0236-7HMA

V/AL ALWANI, THAIR HAMID KHALAF HASSAN/CIV  
M/W/FNIZ/N//01JAN79/IRAQ

RESULTS OF INTERVIEW WITH [REDACTED] USMC

1. On 22DEC07, an interview was conducted with [REDACTED], USMC, 3rd Brigade, 2nd Battalion, 1st Iraqi Army Division (3/2/1), Military Transition Team (MiTT), regarding the shooting death of an Iraqi detainee (V/AL ALWANI) while being transported via convoy to the Regional Detention Facility (RDF) at Camp Fallujah, Iraq.
2. [REDACTED] reported he was the vehicle [REDACTED] of a 6X6 Mine Resistant Ambush Protected (MRAP) vehicle, acting as the lead vehicle in a four vehicle convoy transporting V/AL ALWANI to the RDF in Camp Fallujah. As background, [REDACTED] has been acting in an intelligence capacity for 3/2/1 MiTT and interviewed V/AL ALWANI the night before (21Dec07) for biographical information. [REDACTED] reported V/AL ALWANI was taken into custody by the Iraqi Army (IA) on 21DEC07 at 1430 on suspicion of murder/intimidation, improvised explosive device (IED) placement, and possession of a weapons cache. [REDACTED] further reported the IA turned custody of V/AL ALWANI over to 3/2/1 MiTT for transport to the RDF at Camp Fallujah at 1200 22DEC07.
3. [REDACTED] reported during his questioning of V/AL ALWANI the night before he appeared very scared. [REDACTED] stated at 1200 on 22DEC07, when V/AL ALWANI was turned over to 3/2/1 MiTT, he appeared more confident and almost excited. [REDACTED] stated he noted V/AL ALWANI answered his questions with more confidence than the night before.
4. [REDACTED] advised the convoy departed Combat Outpost (COP) Manion at approximately 1210 (22Dec07). [REDACTED] stated everything was normal until approximately 1230 when [REDACTED], assigned to guard V/AL ALWANI in the rear passenger compartment of the MRAP, yelled up to [REDACTED] that V/AL ALWANI kept leaning forward. [REDACTED] reported no action was taken on his part and added that V/AL ALWANI'S hands were flex cuffed in front of his body, [REDACTED] per Standard Operating Procedure (SOP) and was strapped into the seat with a lap belt.
5. [REDACTED] stated at approximately 1240, as the convoy was making the turn from Alternate Supply Route (ASR) Chicago on to ASR Michigan, [REDACTED] heard what sounded like a pen flare being fired. [REDACTED] described the sound as that made by a .22 caliber bullet being fired. [REDACTED] stated that immediately following the sound, he heard a rapid succession of what he believed to be a five round burst from the M240G machine gun mounted on the MRAP. [REDACTED] thought the firing was related to an escalation of force incident, and he noticed the dust and smoke inside the MRAP. [REDACTED] stated he turned to look in the passenger compartment of the MRAP and found the interpreter, [REDACTED]

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EXHIBIT (11)

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SUBJ: V/AL ALWANI, THAIR HAMID KHALAF HASSAN/CIV  
**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

(NFI), in his face. [redacted] stated he notified [redacted] convoy commander, he had an EOF incident and they needed to stop.

6. [redacted] reported upon rolling to a stop, he looked into the passenger compartment again and [redacted] stated "I shot him". [redacted] stated he handed his radio headset to [redacted] and dismounted the vehicle. [redacted] advised as he was dismounting, [redacted] was moving forward to the MRAP at which time he advised [redacted] that the detainee (V/AL ALWANI) had been shot. [redacted] stated he walked to the rear of the MRAP, opened the rear hatch and saw [redacted] checking V/AL ALWANI'S vitals which [redacted] reported were negative for signs of life. [redacted] reported [redacted] then stated "He went for my gun and I shot him".

7. [redacted] recalled calling for their corpsman, [redacted], to come and render aid. Upon [redacted] arrival, [redacted] stated V/AL ALWANI was dead. [redacted] state [redacted] rendered no aid to V/AL ALWANI and the body was not placed into a body bag until arrival at Camp Fallujah. [redacted] stated upon arrival, the body was bagged and [redacted] took photos of the passenger compartment of the MRAP and V/AL ALWANI'S body.

BIOGRAPHICAL DATA

EMPLOYMENT: USMC 3/2/1 MITT  
SSN: [redacted]  
DOB: [redacted]  
POB: [redacted]  
RESIDENCE: [redacted]  
OTHER: PHONE: [redacted]

REPORTED BY: [redacted] SPECIAL AGENT  
OFFICE: NCISRA IRAQ, CAMP FALLUJAH

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**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

INVESTIGATIVE ACTION

24DEC07

CONTROL: 22DEC07-24IZ-0236-7HMA

V/AL ALWANI, THAIR HAMID KHALAF HASSAN/CIV  
M/W/FNIZ/N//01JAN79/IRAQ

RESULTS OF INTERVIEW WITH [REDACTED] USN

1. On 22DEC07, an interview was conducted with [REDACTED] USN, 3rd Brigade, 2nd Battalion, 1st Iraqi Army Division (3/2/1), Military Transition Team (MiTT), regarding the shooting death of an Iraqi detainee (V/AL ALWANI) while being transported via convoy to the Regional Detention Facility (RDF) at Camp Fallujah, Iraq.

2. [REDACTED] reported he was riding in the third vehicle of a four vehicle convoy which was transporting V/AL ALWANI to the RDF in Camp Fallujah, Iraq. [REDACTED] advised as the convoy turned on to ASR MICHIGAN, they came to a rolling halt. [REDACTED] stated he saw [REDACTED] convoy commander, exit his vehicle. [REDACTED] then saw [REDACTED] signal for [REDACTED] to come forward. [REDACTED] stated he ran to the rear of his vehicle retrieved his medical bag and proceeded forward. [REDACTED] reported as he moved towards the lead vehicle he heard [REDACTED] yell for a body bag. [REDACTED] advised he then ran back to the vehicle he was riding in, replaced his medical bag, retrieved a body bag and again proceeded towards the lead vehicle.

3. Upon arrival at the lead vehicle, a 6X6 Mine Resistant Ambush Protected (MRAP) vehicle, [REDACTED] stated he climbed in and was advised by [REDACTED] at the detainee (V/AL ALWANI) was dead. [REDACTED] stated he took a seat opposite V/AL ALWANI who was slumped over. [REDACTED] reported he could see blood on V/AL ALWANI'S face and chest. [REDACTED] stated he checked V/AL ALWANI for a pulse with negative results. [REDACTED] further stated there was no movement or signs of life displayed by V/AL ALWANI and he was obviously dead.

4. [REDACTED] recalled V/AL ALWANI still being [REDACTED] and flex cuffed, but was not sure if V/AL ALWANI was belted in.

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BIOGRAPHICAL DATA

EMPLOYMENT: USN CORPSMAN

SSN: [REDACTED]

DOB: [REDACTED]

POB: [REDACTED]

RESIDENCE: [REDACTED]

OTHER: [REDACTED]

PHONE: [REDACTED]

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REPORTED BY: [REDACTED] SPECIAL AGENT

OFFICE: NCISRA IRAQ, CAMP FALLUJAH

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# U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

INVESTIGATIVE ACTION

24DEC07

CONTROL: 22DEC07-24IZ-0236-7HMA

V/AL ALWANI, THAIR HAMID KHALAF HASSAN/CIV  
M/W/FNIZ/N//01JAN79/IRAQ

RESULTS OF INTERVIEW WITH [REDACTED] USMC

1. On 22DEC07, an interview was conducted with [REDACTED], 3rd Brigade, 2nd Battalion, 1st Iraqi Army Division (3/2/1), Military Transition Team (MiTT), regarding the shooting death of an Iraqi detainee (V/AL ALWANI) while being transported via convoy to the Regional Detention Facility (RDF) at Camp Fallujah, Iraq.
2. [REDACTED] reported he was the [REDACTED] of a convoy transporting V/AL ALWANI to the RDF after custody of V/AL ALWANI had been turned over to the MiTT by the Iraqi Army (IA) at noon on 22DEC07. [REDACTED] advised V/AL ALWANI had been detained by the IA on 21DEC07 on suspicions of being an Improvised Explosive Device (IED) cell leader north of Karmah, Iraq. [REDACTED] stated V/AL ALWANI had been cooperative the previous 24 hours, and the IA reported no issues.
3. [REDACTED] stated the convoy transporting V/AL ALWANI left Combat Outpost (COP) Manion at approximately 1200 on 22DEC07. [REDACTED] advised all was normal until approximately 1240 when the convoy was turning west from Alternate Supply Route (ASR) Chicago onto ASR Michigan. [REDACTED] stated the lead vehicle containing V/AL ALWANI, a 6X6 Mine Resistant Ambush Protected (MRAP) vehicle, commanded by [REDACTED] radioed a possible Escalation of Force (EOF) and came to a halt.
4. Upon rolling to a halt, [REDACTED] stated he exited his vehicle, which was following the lead MRAP containing V/AL ALWANI, and was approached by [REDACTED]. [REDACTED] announced the detainee had been shot and he had mistaken the shots in the MRAP for fire from the M240G machine gun mounted on the MRAP.
5. [REDACTED] stated he and [REDACTED] proceeded to the rear of the MRAP where the rear doors had been opened. [REDACTED] recalled seeing [REDACTED] assigned as V/AL ALWANI'S guard, checking V/AL ALWANI for a pulse. [REDACTED] announced the check for a pulse was negative. [REDACTED] stated someone, he did not recall who, called the corpsman [REDACTED] forward. The life saving measures taken by [REDACTED] was unknown by [REDACTED].
6. [REDACTED] reported checking on the crew of the MRAP to ensure all were uninjured and safe. [REDACTED] reported he spoke with [REDACTED] who informed him V/AL ALWANI had gone for his weapon and [REDACTED] shot him. [REDACTED] stated V/AL ALWANI was kept in his seat vice being placed in a body bag until arrival at Camp Fallujah. [REDACTED] could not remember if V/AL ALWANI was still belted into the seat or not.
7. [REDACTED] stated upon arrival at Camp Fallujah and seeing the

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Page 1

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SUBJ: V/AL ALWANI, THAIR HAMID KHALAF HASSAN/CIV  
**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

interior of the MRAP where V/AL ALWANI was shot, he noticed the round in the deck of the MRAP where [REDACTED] had been seated and the two rounds lodged in the window of the MRAP above where V/AL ALWANI had been seated.

8. [REDACTED] stated V/AL ALWANI was transported from COP Manion per policy with his hands flex cuffed in front and [REDACTED] stated he remembered seeing V/AL ALWANI with his [REDACTED] on subsequent to the shooting.

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BIOGRAPHICAL DATA

EMPLOYMENT: USMC 3/2/1 MITT

SSN: [REDACTED]

DOB: [REDACTED]

POB: [REDACTED]

RESIDENCE: [REDACTED]

OTHER: PHONE: [REDACTED]

REPORTED BY: [REDACTED] SPECIAL AGENT

OFFICE: NCISRA IRAQ, CAMP FALLUJAH

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F165

**MILITARY SUSPECT'S ACKNOWLEDGEMENT AND WAIVER OF RIGHTS**

Place: NCISRA IRAQ CAMP FALLUJAH

Date: 22 DEC 07

I, [REDACTED], have been advised by SPECIAL AGENT [REDACTED] that I am suspected of THE DEATH OF DETAINEE THAIR HAMID KHALIF HUSAYN AL ALWOLI.

I have also been advised that:

- (1) I have the right to remain silent and make no statement at all;
  - (2) Any statement I make can be used against me in a trial by court-martial or other judicial or administrative proceeding;
  - (3) I have the right to consult with a lawyer prior to any questioning. This lawyer may be a civilian lawyer retained by me at no cost to the United States, a military lawyer appointed to act as my counsel at no cost to me, or both;
  - (4) I have the right to have my retained lawyer and/or appointed military lawyer present during the interview; and
- I may terminate this interview at any time, for any reason.

[REDACTED] understand my rights as related to me and as set forth above. With that understanding, I have decided that I do not desire to remain silent, consult with a retained or appointed lawyer, or have a lawyer present at this time. I make this decision freely and voluntarily. No threats or promises have been made to me [REDACTED]

Signature : [REDACTED]

Date & Time: 22 DEC 1804

Witnessed: [REDACTED]

At this time, I, [REDACTED], desire to make the following voluntary statement. This statement is made with an understanding of my rights as set forth above. It is made with no threats or promises having been extended to me.

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STATEMENT

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Location : NCISRA Iraq, Camp Fallujah

Date : December 22, 2007

I make the following free and voluntary statement to Special Agent [redacted] whom I know to be a Representative of the United States Naval Criminal Investigative Service. I make this statement of my own free will and without any threats made to me or promises extended. I fully understand that this statement is given concerning my knowledge of the death of detainee Thair Hamid Khalif Husayn Al Alwouli [redacted]

For purposes of identification I am a [redacted] male standing approximately [redacted] inches and weighing approximately [redacted] pounds. I have [redacted] hair and [redacted] eyes. I was born on [redacted] in [redacted] and my Social Security Number is [redacted]. I am a Marine assigned to 3rd Brigade, 2nd Battalion, 1st Iraqi Army Division, Military Transition Team, Combat Outpost Manion [redacted]

On 22Dec07, at approximately 1130, the MiTT team had a patrol briefing. During the patrol briefing I was officially assigned to watch over a detainee being transported to Camp Fallujah RDF. I knew I was assigned to guard the detainee about an hour before the briefing [redacted]

There were four vehicles in the convoy. I was in the front vehicle, which was the 6X6 MRAP. I got my gear on and waited behind the MRAP [redacted] and an Iraqi Army Intel soldier, along with our interpreter [redacted] were with the detainee. I did not know the detainee's name and I didn't know why the detainee was being transported to Camp Fallujah RDF. I saw three rifles (2 AK-47's - cleared and one SKS - cleared in the back left of the MRAP as I was looking in the rear of the vehicle. I knew the weapons were his, or we wouldn't be transporting them back with him [redacted]

[redacted] told the detainee, "We're taking you to Camp Fallujah, relax, don't do anything stupid, calm down, no one is going to hurt you." [redacted] or another translator [redacted], translated this for the detainee. The detainee was acting weird, he was acting like he was cold and was rocking back and forth. The detainee was mumbling but I could not understand him. I did not know why he was shaking, because he was wearing a heavy jacket and it was not really cold outside and he just came from the inside. The detainee had flexi cuffs tied in front of his body and [redacted]

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[redacted] and [redacted] put the detainee in the rear seat of the MRAP, on the driver's side. [redacted] buckled the detainee in. I am not sure if the harness was strapped over his shoulders, but I know the seat belt portion [redacted], because I verified it when I got into the MRAP. I checked his seat belt for the detainee's safety [redacted]

[redacted] sat directly across from the detainee, in the rear seat on the passenger's side. [redacted] sat next to the detainee on his left. The way I was positioned in front of the detainee, my knees were outside of his knees. My rifle, which is an M-4 with an M203 grenade launcher attached, was between my legs, with my left hand on the butt stock of the rifle. My pistol was holstered on my right [redacted]

[redacted]  
22 DEC 2007

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Continuation of voluntary sworn statement of  
[REDACTED]  
on December 22, 2007 [REDACTED]

[REDACTED] We started rolling out of COP Manion at approximately 1200. [REDACTED] was driving the MRAP. [REDACTED] was in the front passenger seat, and [REDACTED] was the turret gunner. Once we started heading for Camp Fallujah, approximately five minutes into the patrol, the detainee leaned forward placing his hands (which are still bound) on his right knee. His hands were close enough to touch the rifle, as there is not much room between the detainee and myself. I put my right hand on his chest, not hard, and told [REDACTED] to tell him, "Sit up straight." The detainee did what he was told, and words were exchanged between him and [REDACTED]

[REDACTED] Another 5-10 minutes passed (I am unsure on the times) and the detainee leaned forward again. I didn't touch the detainee this time, but I told [REDACTED] "Tell him to sit up straight and stay back." The detainee did as he was told. I don't think words were said between the detainee and [REDACTED] this time [REDACTED]

[REDACTED] Another 5-10 minutes passed by (I am unsure on the time periods) and the detainee leaned forward again. I think I told the detainee "Owegiff", which means "stop." I didn't touch the detainee the third time, but I told [REDACTED] again to tell to sit up straight. The detainee sat up straight [REDACTED]

[REDACTED] I cannot recall when this happened, but at some point between when the detainee leaned forward, he laid his head on his right shoulder, which looked as if he was napping. I don't remember if this was between the first and second time he leaned forward or the second and third time. [REDACTED]

[REDACTED] After the third time the detainee leaned forward, I yelled up front to [REDACTED] "Hey [REDACTED], I keep telling this guy to stay back." [REDACTED] said something back, "Oh really." I cannot recall what exactly [REDACTED] said. I wasn't mad or angry at all; I was just reporting it to [REDACTED]

[REDACTED] We drove on for awhile (cannot recall the time), but I believe once we were in or past Karmah, Iraq, there was an obstacle on the road we weren't used to seeing. [REDACTED] got out of the vehicle and stated, "We have a wire in the road." There were kids all over the place outside of our vehicle looking to get candy. I had safe check over my right shoulder, as our vehicle was moving forward. [REDACTED]

[REDACTED] The MRAP was driving along, and using its sirens to move vehicles out of our way. I was dazing off and not paying attention, and then it happened. At the same time, I heard a click, looked down and noticed the rifle was canted, with the barrel pointing underneath my seat between my legs, and the rifle discharged, and noticed the detainees' right hand was holding the pistol grip of the rifle. I remember thinking at that moment he was going to kill me. I thought I was going to die. I don't know if it was when I heard the click, saw his hands on the grip or when I heard the weapon fire, but I came down with my left hand pushing forward to prevent the rifle coming up any further to where it could of hit me. At the same time I pushed down the rifle, I stood up but only as much as I could because of the space, moved to the right and at the same time un-holstered my pistol with my right hand and shot at the detainee from my hip as I was coming up, after the last round I fired, my pistol was in front of me, my pistol arm extended. I believed I only shot three rounds at the time. I cannot recall if I shot the pistol at him when I was still sitting or when I was up and moving to the right [REDACTED]

[REDACTED] After I fired my last round (which I thought was three rounds), I yelled, "Clear" I think three times in a row, and re-loaded my pistol. My rifle was positioned against the detainee, but cannot recall the [REDACTED]

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Continuation of voluntary sworn statement of

on December 22, 2007

positioning. I took my rifle and took control of it. My pistol was placed back in my holster once I reloaded it. I sat in the seat next to where I was sitting, across from the detainee. The detainee was leaned over on his left side taking two seats. Everyone was yelling because they didn't know what was going on. I yelled up front, "I shot him." [redacted] turned and said, "Oh shit." I checked my Marines, checked myself for wounds from ricochettes. After everything was calmed down, I checked the detainees' pulse. I did not feel a pulse, but his neck was warm. I noticed he wasn't moving, and didn't know he was dead at the time. [redacted] and [redacted] looked into the MRAP once the vehicles stopped and the door opened. [redacted] checked the detainee, and I told him he was dead. [redacted] left and [redacted] asked what happened. I told [redacted] "He grabbed the rifle and tried to shoot me, and I shot him." [redacted] told me, "Good to go, we're going to the RDF." Doc left the vehicle and came back. I had to hold the detainee from falling over when we drove back to Camp Fallujah as [redacted] seemed a little pale and wasn't used to this.

When we got to Camp Fallujah, we did not go to the RDF, but to the ITC. We cleared our weapons when we got into the ITC, I put my pistol and my rifle in Condition 4, which is drop magazine, eject the round in the chamber, check to see inside the breach (where the bolt is) and check if the weapon is on safe.

When we arrived at the ITC, [redacted] asked me, "Is he still in his seat belt." I looked and the detainee was not in his seat belt. I believed he got out of his seat belt at some point before he tried to shoot me.

I feared for my life and my Marines' lives and I was defending myself. I cannot recall every single second, as everything happened so fast, but I do know he was trying to kill me.

This statement, consisting of this page and 2 other page(s) was typed for me by [redacted] as we discussed its contents. I have read and understand the above statement. I have been given the opportunity to make any changes or corrections I desire to make and have placed my initials over the changes or corrections. This statement is the truth to the best of my knowledge and belief.

Signature: [redacted] 2000

Sworn to and subscribed before me this 22nd day of DECEMBER in the year 2007 at

NCISRA IRAQ, CAMP FALLUJAH

Witnessed:

Representative [redacted] gative Service  
AUTH: DERIVED FROM ARTICLE 136,  
UCMJ (10 U.S.C. 936) AND 5 U.S.C. 303

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169

# U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

INVESTIGATIVE ACTION

28DEC07

CONTROL: 22DEC07-24IZ-0236-7HMA

V/AL ALWANI, THAIR HAMID KHALIF HASSAN/CIV  
M/W/FNIZ/N//01JAN79/IRAQ

SEIZURE OF EVIDENCE FROM MRAP VEHICLE NUMBER, USMC 633019

1. On 28Dec07, evidence was seized from the scene of V/AL ALWANI's death, Mine Resistant Ambush Protected (MRAP) vehicle number, USMC 633109. The evidence was not seized on 22Dec07 due to operational usage by the Military Transition Team (MITT), Regimental Combat Team - 6 (RCT-6).

2. The following items of evidence were seized and placed into the NCISRA Iraq, Camp Fallujah evidence repository under Evidence Log number 112-07:

- Item A - One seat seized from MRAP vehicle number USMC 633019 (seat which V/AL ALWANI was seated during transfer from Combat Outpost (COP) Manion to the Camp Fallujah, Iraq Regional Detention Facility (RDF))
- Item B - One projectile seized from underneath middle floor panel of MRAP vehicle number USMC 633019
- Item C - Three projectile fragments seized from underneath middle floor panel of MRAP vehicle number USMC 633019
- Item D - One window with frame seized from MRAP vehicle number USMC 633019 which contained two projectiles in interior window
- Item E - One piece of floorboard seized from floorboard underneath seat (seat which [REDACTED] was seated)

REPORTED BY: [REDACTED], Special Agent  
OFFICE: NCISRA Iraq, Camp Fallujah

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EXHIBIT (15)

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**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

REPORT OF INVESTIGATION (ACTION)

02JAN08

DEATH (II)

CONTROL: 22DEC07-24IZ-0236-7HMA

V/AL ALWANI, THAIR HAMID KHALAF HASSAN/CIV  
M/W/FNIZ/N//01JAN79/IRAQ

COMMAND/REGIMENTAL COMBAT TEAM 6 (FWD), FALLJUAH, IRAQ/12151

MADE AT/0023/WASHINGTON DC/ [REDACTED], SPECIAL AGENT

REFERENCE(S)

(A) NCISRA CAMP FALLUJAH IRAQ ROI (OPEN)/23DEC07

EXHIBIT(S)

(1) IA: Autopsy of V/AL ALWANI/03JAN08... (Copy 0023B/24IZ)

NARRATIVE

1. Lead tasking in Reference (A) assumed by Reporting Agent. Autopsy of V/AL AL exhibit (1) pertains). Completion of lead tasking pending receipt from OAFME of

ACTION

DCWA: Lead tasking set forth in Reference (A) assumed by Reporting Agent, 0023B. Ignore lead tasking.

R.24IZ: Lead tasking set forth in Reference (A) is hereby acknowledged. The autopsy of V/AL ALWANI was documented as reflected in exhibit (1). Lead tasking pending receipt of final autopsy report, certificate of death, and toxicology results. Please advise on the disposition of evidence obtained during the autopsy.

DISTRIBUTION

NCISHQ: 0023B

ACTION: DCWA(E)/24IZ(M)

INFO: 0024C(E)/MPMP (E) (ATTN: SA [REDACTED])

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**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

REPORT OF INVESTIGATION (OPEN)

23DEC07

DEATH (II)

CONTROL: 22DEC07-24IZ-0236-7HMA

V/AL ALWANI, THAIR HAMID KHALAF HASSAN/CIV  
M/W/FNIZ/N//01JAN79/IRAQ

COMMAND/REGIMENTAL COMBAT TEAM 6 (FWD), FALLUJAH, IRAQ/12151

MADE AT/24IZ/CAMP FALLUJAH IRAQ/[REDACTED], SPECIAL AGENT

**NARRATIVE**

1. This investigation is being conducted to determine if any Law of Armed Conflict (LOAC) violations occurred concerning V/AL ALWANI'S death.

2. On 22Dec07, NCISRA Iraq, Camp Fallujah was contacted by [REDACTED] Regimental Combat Team Six (RCT-6), Military Transition Team (MiTT), Camp Fallujah, Iraq regarding the death of V/AL ALWANI.

3. Preliminary investigation determined V/AL ALWANI was apprehended by Iraqi Army (IA) personnel on 21Dec07 as being a suspected High Value Individual (HVI) for making Improvised Explosive Devices (IED) and possessing a weapons cache at his residence in Karmah, Iraq. The IA personnel subsequently turned V/AL ALWANI over to the MiTT located at COP Manion for transport to the Camp Fallujah Regional Detention Facility (RDF).

4. On 22Dec07, V/AL ALWANI was being transported to the Camp Fallujah RDF via a Mine Resistant Ambush Protected (MRAP) vehicle; wherein, he grabbed [REDACTED] M4 rifle and fired a round below [REDACTED] groin area [REDACTED] retrieved his Beretta pistol and shot V/AL ALWANI. V/AL ALWANI was pronounced dead by a MiTT corpsman immediately after the shooting. V/AL ALWANI who was flexi-cuffed in the front [REDACTED] as sitting directly across from [REDACTED] and was able to reach down and grab [REDACTED] rifle. [REDACTED] rifle was resting (nuzzle down) directly in between his legs and within inches from V/AL ALWANI.

5. Investigation continues.

**ACTION**

R.DCWA: Attend V/AL ALWANI's autopsy at Dover Air Force Base and provide preliminary and final autopsy findings, as well as photographic coverage.

**DISTRIBUTION**

NCISHQ: 0023B  
ACTION: DCWA  
INFO: 0024C/24IZ

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**NAVAL CRIMINAL INVESTIGATIVE SERVICE**

**INVESTIGATIVE FILE (G)**

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**NAVAL CRIMINAL INVESTIGATIVE SERVICE  
RECORDS MANAGEMENT DIVISION  
LAW ENFORCEMENT RECORDS**

<b>NAME:</b> ABBASS ABNAN EID						
<b>AKA:</b>						
<b>IDENTIFICATION:</b>	Context: V					
Date of Birth:	State of Birth: Country of Birth: IZ					
<b>FILE IDENTIFICATION #:</b> 05JAN06ME0J0015						
<b>DCH INDEX CODE</b>						
K      C = 5 YEARS      F = 15 YEARS      G = 25 YEARS      K = 50 YEARS	<b>DATE CLOSED</b> 20060822					
<b>RECORDS SERIES</b>						
5580/4a(1)(b)	C 5580/4b(1)(a) 5580/4d(1)(b) 5580/4b(2)(c)2 5580/4d(2)	F 5580/4d(1)(a) 5580/4d(4)(a)	G 5580/4a(1)(a) 5580/4b(1)(b) 5580/4c(1)(b) 5580/4d(5)	K 5580/4a(1)(b) 5580/4c(2)(c)2 5580/4c(1)(a)		
<b>DOD - IG</b> NAVSUPSYSCOM - IG NAVSEAYSCOM - IG NAVAIRSYSCOM - IG NAVFACENCOM - IG		<b>NAVY - IG</b> NAVY - JAG NAV COMPT NAVSPAWAR - IG NAVMEDCOM - IG	<b>DOD DISSEMINATION:</b> NSGHC PERS - 81 PERS - 82 PERS - 83 PERS - 855	<b>DCIS</b> CNQ - N29 NAFCWASH NCIS - 21 DONCAF	<b>Other:</b> ONI AFIP DEF LOGISTICS AGY ML POSTALSVCS AGY	CMC - POS CMC - JAM CMC - INTO NAVRESSO
<b>COMMENTS</b>						
<b>b6 b7c</b>						
<b>CIS (Date/Initials)</b>	29JUN06					
<b>Closed Status</b> X	<b>DUP Titles</b> X	<b>DUP CCN</b> X	<b>DISP</b>	<b>DATA</b>		
I, _____ certify that this document is being retained in strict accordance with SECNAVINST 5012.8 (Current Edition) & SECNAVINST 5010.1 (Current Edition)						
29JUN06						

Revised 5 Apr 05

Cal

**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

REPORT OF INVESTIGATION (CLOSED)

22AUG06

DEATH (II)

CONTROL: 05JAN06-MEBJ-0015-7HMA/C

V/ABBASS, ADNAN EID/CIV  
M/W/FNIZ/N///AR RUTBAH, IZ

COMMAND/2ND FORCE RECON COMPANY/28351

MADE AT/MEBJ/MANAMA BAHRAIN [REDACTED], SPECIAL AGENT

REFERENCES

- (A) NCIS AL ASAD ROI (INTERIM)/30JUN06
- (B) NCIS-3 Chapter 30

EXECUTIVE SUMMARY

1. Investigation initiated 04Jan06 after V/ABBASS died during a United States Marine Corps (USMC) custodial transit from his residence in Ar Rutbah, Iraq to Forward Operating Base (FOB) Camp Korean Village, Iraq Detention Facility. Reference (A) reported the details of the entire Naval Criminal Investigative Service (NCIS) investigation into the circumstances of his death and concluded the cause of death was atherosclerotic cardiovascular disease and the manner of death an accident. A Death Review Panel, convened on 20Aug06, concluded all administrative and investigative aspects of the investigation were completed.

NARRATIVE

1. This investigation is hereby closed pursuant to NCIS policy for death investigations set forth via Reference (B). The manner of death was determined an accident and the investigation was completed in the required timeframe allowing closure authority to remain at the DRP level.

ACTION

- ✓ R.0023B: Cancel tasking sent via separate correspondence to conduct Death Review Board (DRB) dated 20Aug06.

DISTRIBUTION

NCISHQ: 0023B  
INFO: MEBJ

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2

# U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

REPORT OF INVESTIGATION (ACTION)

20AUG06

DEATH (II)

CONTROL: 05JAN06-MEBJ-0015-7HMA

V/ABBASS, ADNAN EID/CIV  
M/W/FNIZ/N///AR RUTBAH, IZ

COMMAND/2ND FORCE RECON COMPANY/28351

MADE AT/MEBJ/MANAMA BAHRAIN [REDACTED], SPECIAL AGENT

### REFERENCE

(A) NCIS AL ASAD ROI (INTERIM)/30JUN06

### NARRATIVE

1. Pursuant to tasking set forth via Reference (A), a Death Review Panel (DRP) was convened on 20AUG06 at NCISFO Middle East Bahrain to determine if this non-homicide investigation was thoroughly conducted and documented prior to closure. The findings of this DRP were that all administrative and investigative aspects of the investigation were completed.

### PARTICIPANTS

- [REDACTED] Special Agent, NCISRA Bahrian, DRP presenter.
- [REDACTED] Special Agent, NCISRA Bahrain, DRP panel.
- [REDACTED] Special Agent, NCISRA Bahrain, DRP Chairman.
- [REDACTED] Special Agent, NCIS Middle East Field Office, DRP panel.

### ACTION

R.0023B This investigation is forwarded to NCISHQ to conduct a Death Review Board (DRB) due to passing of six (6) month timeframe and lack of a waiver to authorize closing this investigation at the field office level.

### DISTRIBUTION

NCISHQ: 0023B  
INFO: MEBJ

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# U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

REPORT OF INVESTIGATION (INTERIM)

30JUN06

DEATH (II)

CONTROL: 05JAN06-MEJ-0015-7HMA

V/ABBASS, ADNAN EID/CIV  
M/W/FNIZ/N///AR RUTBAH, IZ

COMMAND/2ND FORCE RECON COMPANY/28351

MADE AT/MEIZ/AL ASAD AB IZ [REDACTED] SPECIAL AGENT

### REFERENCE(S)

- (A) NCIS Al Asad ROI (INTERIM)/06Feb06 (Contains Exhibits 1-24)
- (B) NCIS Al Asad ROI (INTERIM)/28Mar06
- (C) NCIS Al Asad ROI (INTERIM)/24Apr06
- (D) NCIS Al Asad ROI (INTERIM)/24May06 (Contains Exhibit 25)

### EXHIBIT(S)

- (26) Final Autopsy Report of ABBASS/16Jan06...(Copy all)
- (27) Final Toxicology Report of ABBASS/23Jan06...(Copy all)
- (29) Final Death Certificate of ABBASS/16Jan06...(Copy all)

### EXECUTIVE SUMMARY

1. This investigation was initiated after Command reported detainee V/ABBASS, was discovered dead in the cargo area of a "highback" Highly-Mobile Multi-Wheeled Vehicle. The death occurred sometime between 0205-0330 on 04Jan06 while V/ABBASS was being transported from his residence in Ar Rutbah, Iraq, where he was apprehended, to the Detention Center at FOB Camp Korean Village, Iraq. Subsequent Command interviews failed to disclose any abuse and it appeared V/ABBASS died due to a possible heart attack. An autopsy determined the cause of death as atherosclerotic cardiovascular disease complicated by hypothermia and the manner of death as accident. All logical investigative leads have been completed. This investigation is pending on review by the Field Office Death Review Panel.

### NARRATIVE

1. This investigation is being conducted due to the unattended death of detainee V/ABBASS while in U.S. custody. References (A) through (D) document investigative activity to date.

2. On 29Jun06, Reporting Agent (RA) received the final autopsy report, toxicology report and final death certificate for V/ABBASS from Participant [REDACTED] NCISHQ Code 23B12. The autopsy was conducted by [REDACTED] USA, Deputy Medical Examiner, Armed Forces Institute of Pathology, Rockville, MD, on 16Jan06. The autopsy report lists the cause of death as atherosclerotic cardiovascular disease complicated by hypothermia and the manner of death as accident. The toxicology report indicated no drugs of abuse or alcohol were found in V/ABBASS' blood or tissue. Exhibits (26) - (28) provides amplifying details.

3. All logical investigative leads have been completed. This

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**b7c**

SUBJ: V/ABBASS, ADNAN EID/CIV  
U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

investigation is pending review by the Middle East Field Office Death Review Panel (DRP) and, upon approval, will be closed.

PARTICIPANT(S)

~~REDACTED~~ Special Agent, NCISHQ Code 23B12

ACTION

DIST: Active investigation completed. Pending review at Middle East Field Office DRP for authority to close.

✓ R.MEBJ: Conduct Middle East Field Office DRP review. If the Middle East Field Office investigative activity has been completed, request authority to close this investigation.

DISTRIBUTION

NCISHQ: 0023B

INFO: MEBJ/Commanding Officer, 2nd Force Reconnaissance Battalion, Camp Lejeune, NC (M) ~~REDACTED~~, SJA I MEF (FWD) (H)

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CERTIFICATE OF DEATH (OMBRSSAS) Acte de décès (D'Outre-Mer)							
NAME OF DECEASED (Last, First, Middle) Nom de famille (nom) prénom(s)			GRADE Grade		BRANCH OF SERVICE Armée		SOCIAL SECURITY NUMBER Numéro de sécurité sociale
BTB Abbas, Adnan, Eid					Civilian		[REDACTED]
ORGANIZATION Organisation			NATION (e.g. United States) Pays		DATE OF BIRTH Date de naissance		SEX Sexe
			Iraq				<input checked="" type="checkbox"/> MALE <input type="checkbox"/> FEMALE
RACE Race		MARITAL STATUS Stat Civil			RELIGION Culte		
<input checked="" type="checkbox"/> CAUCASIAN Caucasique		<input type="checkbox"/> SINGLE Célibataire			<input type="checkbox"/> PROTESTANT Protestant		
<input type="checkbox"/> NEGRO Négresse		<input type="checkbox"/> MARRIED Marié			<input type="checkbox"/> CATHOLIC Catholique		
<input type="checkbox"/> OTHER (Specify) Autre (Spécifier)		<input type="checkbox"/> WIDOWED Veuf			<input checked="" type="checkbox"/> JEWISH Juif		
NAME OF NEXT OF KIN Nom de plus proche parent				RELATIONSHIP TO DECEASED Rapport de famille avec le défunt			
STREET ADDRESS Domicile à (Rue)				CITY OR TOWN OR STATE Cité ou État (Indiquer ZIP Code Ville (Indiquer pays complet))			
MEDICAL STATEMENT Déclaration médicale							
CAUSE OF DEATH (Enter only one cause per line) Cause de décès (Indiquer une cause par ligne)						INTERVAL BETWEEN ONSET AND DEATH Intervalle entre l'apparition et le décès	
DISEASE OR CONDITION DIRECTLY LEADING TO DEATH Maladie ou condition directement responsable de la mort						Atherosclerosis Cardiovascular Disease complicated by Hypothermia	
IMMEDIATE CAUSE CAUSE IMMÉDIATE, IF ANY, LEADING TO PRIMARY CAUSE Condition immédiate, s'il y a lieu, menant à la cause primordiale							
UNDERLYING CAUSE IF ANY, GIVING RISE TO PRIMARY CAUSE Condition sous-jacente, s'il y a lieu, menant à la cause primordiale							
OTHER SIGNIFICANT CONDITIONS Autres conditions significatives							
MODE OF DEATH Cause de décès		AUTOPSY PERFORMED Autopsie effectuée			CIRCUMSTANCES SURROUNDING DEATH DUE TO EXTREMELY CHANGING Circstances de la mort relatives aux causes extérieures		
<input type="checkbox"/> NATURAL Mort naturelle		<input checked="" type="checkbox"/> YES OUI			<input type="checkbox"/> NO NON		
<input checked="" type="checkbox"/> ACCIDENT Mort accidentelle		SIGNATURE OF REPORTER Conclusions préliminaires de l'inspecteur					
<input type="checkbox"/> SUICIDE Suicide		NAME OF PATHOLOGIST Nom et titre du pathologiste					
<input type="checkbox"/> HOMICIDE Homicide		Louis N. Finelli D.O., MAJ, MC, USA					
		SIGNATURE Signature			DATE Date		
		[Signature]			18 January 2008		
					AVIATION ACCIDENT Accident à Avion		
					<input type="checkbox"/> YES OUI <input checked="" type="checkbox"/> NO NON		
DATE OF DEATH Date de décès				PLACE OF DEATH Lieu de décès			
4 January 2008				Camp Korean Village Iraq			
I HAVE VIEWED THE REMAINS OF THE DECEASED AND DEATH OCCURRED AT THE TIME INDICATED AND FROM THE CAUSES AS STATED ABOVE J'ai examiné les restes du défunt et la mort est survenue à l'heure et au lieu indiqués et des causes énoncées ci-dessus							
NAME OF MEDICAL OFFICER Nom et grade du médecin militaire				TITLE OR GRADE Titre ou grade			
Louis N. Finelli				Deputy Medical Examiner			
GRADE Grade				INSTALLATION OR ADDRESS Installation ou adresse			
MAJ				Dover AFB, Dover DE			
DATE Date				SIGNATURE Signature			
06 JUN 06				[Signature]			

DD FORM 2064

EXHIBIT (29)

G/16

(REMOVE, REVERSE AND RE-INSERT CARBONS BEFORE COMPLETING THIS SIDE)

DISPOSITION OF REMAINS			
NAME OF MORTICIAN PREPARING REMAINS	SEX	LICENSE NUMBER AND STATE	OTHER
INSTALLATION OR ADDRESS	DATE	SIGNATURE	
NAME OF CEMETERY OR CREMATORY	LOCATION OF CEMETERY OR CREMATORY		
TYPE OF DISPOSITION		DATE OF DISPOSITION	
REGISTRATION OF VITAL STATISTICS			
REGISTRY (Form and County)	DATE REGISTERED	FILE NUMBER	
		STATE	OTHER
NAME OF FUNERAL DIRECTOR	ADDRESS		
SIGNATURE OF AUTHORIZED INDIVIDUAL			

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USAPA V1.68

G-17

# U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

REPORT OF INVESTIGATION (ACTION)

27JUN06

DEATH (II)

CONTROL: 05JAN06-MEBJ-0015-7HMA

V/ABBASS, ADNAN EID/CIV  
M/W/FNIZ/N///AR RUTBAH, IZ

COMMAND/2ND FORCE RECON COMPANY/28351

MADE AT/0023/NCISHQ WASHINGTON DC [REDACTED] REPRESENTATIVE

### REFERENCE

(A) NCISFO Washington DC ROI (ACTION)/27Jan06

### EXHIBIT(S)

- (1) Copy of Final Autopsy Examination Report of V/ABBASS/31May06  
... (Copy All, Less FEOK)
- (2) Copy of Report of Toxicological Examination of V/ABBASS/23Jan06  
... (Copy All, Less FEOK)
- (3) Copy of Certificate of Death (Overseas) of V/ABBASS/06Jun06  
... (Copy All, Less FEOK)

### NARRATIVE

1. Reference (A) was received tasking NCISHQ Code 0023B to obtain final autopsy and toxicology reports and the death certificate from the Armed Forces Institute of Pathology (AFIP) regarding the post mortem examinations of V/ABBASS. The Final Autopsy Report and Certificate of Death were obtained from AFIP and identified V/ABBASS' cause of death as Atherosclerotic Cardiovascular Disease complicated by Hypothermia and the manner of death as an accident. Toxicology examinations of V/ABBASS were negative for alcohol and drugs of abuse. Exhibits (1) through (3) provide amplifying details. Lead tasking is complete.

### DISTRIBUTION

NCISHQ: 0023B

INFO: MEIZ (M)/MEBJ (M)/FEOK (ATTN SA [REDACTED])

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6/18

**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

REPORT OF INVESTIGATION (INTERIM)

24MAY06

DEATH (II)

CONTROL: 05JAN06-MEBJ-0015-7HMA

V/ABBASS, ADNAN EID/CIV  
M/W/FNIZ/N///AR RUTBAH, IZ

COMMAND/2ND FORCE RECON COMPANY/28351

MADE AT/MEBJ/AL ASAD AB IZ/ [REDACTED] SPECIAL AGENT

**REFERENCE(S)**

- (A) NCIS Camp Al Asad ROI (INTERIM)/06Feb06...(Contains Exhibits 1-24)
- (B) NCIS Camp Al Asad ROI (INTERIM)/28Mar06
- (C) NCIS Camp Al Asad ROI (INTERIM)/24Apr06

**EXHIBIT(S)**

- (25) IA: Attendance of Autopsy of V/ABBASS/24Jan06...(Copy All)

**EXECUTIVE SUMMARY**

1. This investigation was initiated after Command reported detainee V/ABBASS, was discovered dead in the cargo area of a "highback" Highly-Mobile Multi-Wheeled Vehicle. The death occurred sometime between 0205-0330 on 04Jan06 while V/ABBASS was being transported from his residence in Ar Rutbah, Iraq, where he was apprehended, to the Detention Center at FOB Camp Korean Village, Iraq. Subsequent Command interviews failed to disclose any abuse to V/ABBASS and it appeared that he died due to possible heart attack. This investigation remains pending receipt of the final autopsy/toxicology report and final death certificate for V/ABBASS.

**NARRATIVE**

1. References (A) through (C) document investigative activity to date. On 13May06, Reporting Agent (RA) received the original autopsy photographs obtained by Special Agent [REDACTED], NCISFO Washington, DC, on 16Jan06. Exhibit (25) pertains.
2. On 19May06, Special Agent [REDACTED], NCISHQ Code 23B12, contacted RA via email regarding obtaining the final autopsy/toxicology report and final death certificate for V/ABBASS. [REDACTED] advised she spoke with [REDACTED] Armed Forces Institute of Pathology, on 18May06 regarding the status of the reports. [REDACTED] stated [REDACTED] advised her final autopsy and toxicology reports should be finished within a week.
3. This investigation remains pending receipt of the final autopsy/toxicology report and final death certificate from Code 23B12.

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**PARTICIPANT(S)**

[REDACTED] Special Agent, NCISFO Washington, DC  
[REDACTED], Special Agent, NCISHQ Code 23B12

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05JAN06-MEJB-0015-7HMA

SUBJ: V/ABBASS, ADNAN BID/CIV

**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

**ACTION**

23B12: Provide NCIS Det Al Asad with copies of the final autopsy/  
toxicology report and final death certificate for V/ABBASS  
upon receipt of information from AFIP.

**DISTRIBUTION**

NCISHQ: 0023B

ACTION: 23B12

INFO: MEJB

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# U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

INVESTIGATIVE ACTION

24JAN06

CONTROL: 05JAN06-MEBJ-0015-7HMA

I/2ND FORCE RECON COMPANY, CAMP KOREAN VILLAGE IZ/DEATH OF DETAINEE  
ADNAN EID ABBASS ON 04JAN06

## ATTENDANCE OF AUTOPSY

1. On Sunday, 15Jan06, Reporting Agent (RA) was dispatched to the Charles C. Carson Center for Mortuary Affairs, Port Mortuary, Dover Air Force Base, Dover, Delaware to attend the autopsy of ABBASS. Upon arrival, RA was informed the body of ABBASS was too frozen to be autopsied. However, RA was asked to obtain fingerprints from ABBASS for identification purposes. Fingerprints were collected at that time and the autopsy was rescheduled for a later date.

2. On Monday, 16Jan06, RA returned to the Charles C. Carson Center for Mortuary Affairs, and observed the autopsy of ABBASS. The following items of evidence were seized during the autopsy and entered into evidence in the Washington, DC Field Office under ECD Log #004-06:

Item	Description
A	One (1) brown paper bag containing clothing forwarded in one (1) package with the body of ABBASS, Adnan Eid. The items are described as: one (1) blanket, fluorescent orange with white pattern print; sweat pants - one (1) pair lilac in color; one (1) white cotton undershirt; one (1) taupe-colored shirt; one (1) pair gym shorts, black with white stripes down sides; one (1) button-down long shroud, black in color
B	One (1) ring, silver in color and original packaging
C	One (1) brown paper bag containing two (2) pieces of electrical tape, black in color

3. Photographic documentation of the autopsy and items of evidence was conducted by [REDACTED], Forensic Photographer, Armed Forces Institute of Pathology (AFIP). A CD containing all photos was copied and provided to RA. The following photographs were printed from the disc and constitute Enclosure (A):

Number	Description
1	Overall of body - front, nude
2	Head - front
3	Head - right
4	Head - left
5	Eyes - open
6	Overall of body - back, nude
7	Arm - left, back
8	Back of neck
9	Left hand and wrist
10	Right hand and wrist

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EXHIBIT (25)

SUBJ: I/2ND FORCE RECON COMPANY/CAMP KOREAN VILLAGE IZ/DEATH OF DETA  
**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

- 11 Overall of scab on forehead
- 12 Inside of scalp
- 13 Inside of skull with skull cap
- 14 Neck - internal
- 15 Close up of neck organs
- 16 Overall of personal effects

**ENCLOSURE(S)**

(A) Sixteen (16) photographs taken during ABBASS Autopsy/16Jan06

REPORTED BY: [REDACTED]

OFFICE: NCISFO Washington, DC

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Page 2

LAST

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**NAVAL CRIMINAL INVESTIGATIVE SERVICE**

**DELETED PAGE INFORMATION SHEET**

Page(s) G 23-38, Encl. (A)

withheld entirely at this location. One or more of the following explain this decision:

         Deleted under exemption(s) \_\_\_\_\_

Documents originated with other government agency(ies).  
Referred to them for review and direct response to you.

         Pages contain information furnished by other government  
agency(ies). We will advise you of releasability of information  
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Comments: To:

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\_\_\_\_\_ **ROCKVILLE, MD 20850** \_\_\_\_\_

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**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

REPORT OF INVESTIGATION (INTERIM)

24APR06

DEATH (II)

CONTROL: 05JAN06-MEBJ-0015-7HMA

V/ABBASS, ADNAN EID/CIV  
M/W/FNIZ/N///AR RUTBAH, IZ

COMMAND/2ND FORCE RECON COMPANY/28351

MADE AT/MEBJ/AL ASAD AB IZ/ [REDACTED] SPECIAL AGENT

REFERENCE(S)

- (A) MEBJ Al Asad ROI(INTERIM)/06Feb06...(Contains Exhibits 1-24)
- (B) MEBJ Al Asad ROI(INTERIM)/28Mar06

EXECUTIVE SUMMARY

1. This investigation was initiated after Command reported detainee V/ABBASS, was discovered dead in the cargo area of a "highback" Highly-Mobile Multi-Wheeled Vehicle. The death occurred sometime between 0205-0330 on 04Jan06 while V/ABBASS was being transported from his residence in Ar Rutbah, Iraq, where he was apprehended, to the Detention Center at FOB Camp Korean Village, Iraq. Subsequent Command interviews failed to disclose any abuse to V/ABBASS and it appeared that he died due to possible heart attack. This investigation remains pending receipt of the final autopsy/toxicology report, final death certificate and autopsy photographs.

NARRATIVE

1. References (A) and (B) document investigative activity to date. On 19Apr06, Reporting Agent (RA) contacted Special Agent [REDACTED] NCISHQ Code 23B12, via email regarding the status of the final autopsy/toxicology report and final death certificate for V/ABBASS. [REDACTED] advised as of this date Code 23B12 was still awaiting receipt of the final autopsy reports for V/ABBASS.

2. On 19Apr06, RA contacted Special Agent [REDACTED] NCISFO Washington, DC, vial email regarding the status of the autopsy photographs of V/ABBASS. [REDACTED] advised she attended the autopsy on 24Jan06 and mailed the photographs to NCISFO Middle East shortly after this date via registered mail.

3. This investigation remains pending receipt of the final autopsy/toxicology report, final death certificate from Code 23B12 and autopsy photographs from NCISFO Middle East.

PARTICIPANT(S)

[REDACTED], Special Agent, NCISHQ Code 23B12  
[REDACTED] Special Agent, NCISHQ Code 23B12

ACTION

R.MEBJ: Advise NCIS Det Al Asad on status of autopsy photographs mailed to NCISFO Middle East in early February 2006. Locate and mail autopsy photographs for V/ABBASS to NCIS Det Al

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*Handwritten initials/signature*

SUBJ: V/ABBASS, ADNAN EID/CIV  
**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

Asad for inclusion in case file.

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ACTION: MEBJ  
INFO: DCWA

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**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

REPORT OF INVESTIGATION (INTERIM)

28MAR06

DEATH (II)

CONTROL: 05JAN06-MEBJ-0015-7HMA

V/ABBASS, ADNAN EID/CIV  
M/W/FNIZ/N///AR RUTBAH, IZ

COMMAND/2ND FORCE RECON COMPANY/28351

MADE AT/MEBJ/AL ASAD AB IZ, [REDACTED] SPECIAL AGENT

REFERENCE

(A) MEBJ Al Asad ROI(INTERIM)/06Feb06...(Exhibits 1-24)

EXECUTIVE SUMMARY

1. This investigation was initiated after Command reported that detainee V/ABBASS, was discovered dead in the cargo area of a highback Highly Mobile Multi-Wheeled Vehicle (HMMWV). The death occurred sometime between 0205-0330, 04Jan06, while V/ABBASS was being transported from his residence in Ar Rutbah, IZ, where he was apprehended, to the Detention Center at FOB Camp Korean Village, IZ. Subsequent Command interviews failed to disclose any abuse to V/ABBASS and it appeared that he died due to possible heart attack.

NARRATIVE

- Reference (A) documents investigative activity to date. Completion of investigation remains pending receipt of the final autopsy report, photographs, and death certificate by NCISFO Washington, DC.
- This report documents change in case agent due to Reporting Agent's return to CONUS, to incoming deployment personnel assigned to Al Asad Air Base.

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NCISHQ: 0023B  
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Page 1

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# U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

REPORT OF INVESTIGATION (INTERIM)

06FEB06

DEATH (II)

CONTROL: 05JAN06-MEBJ-0015-7HMA

V/ABBASS, ADNAN EID/CIV  
M/W/FNIZ/N///AR RUTBAH, IZ

COMMAND/2ND FORCE RECON COMPANY/28351

MADE AT/MEBJ/AL ASAD AB IZ/ [REDACTED] SPECIAL AGENT

## EXHIBITS

- (1) STMT of [REDACTED] to NCIS/05JAN06... (Copy MEBJ/0023B/Command only)
- (2) STMT of [REDACTED] to Command/05JAN06... (Copy MEBJ/0023B/Command only)
- (3) STMT of [REDACTED] to NCIS/05JAN06... (Copy MEBJ/0023B/Command only)
- (4) STMT of [REDACTED] to Command/04JAN06... (Copy MEBJ/0023B/Command only)
- (5) STMT of [REDACTED] to NCIS/05JAN06... (Copy MEBJ/0023B/Command only)
- (6) STMT of [REDACTED] to Command/04JAN06... (Copy MEBJ/0023B/Command only)
- (7) STMT of [REDACTED] to NCIS/05JAN06... (Copy MEBJ/0023B/Command only)
- (8) STMT of [REDACTED] to Command/04JAN06... (Copy MEBJ/0023B/Command only)
- (9) STMT of [REDACTED] to Command/04JAN06... (Copy MEBJ/0023B/Command only)
- (10) IA: Interview of [REDACTED] 19JAN06... (Copy MEBJ/0023B/Command only)
- (11) IA: Interview of [REDACTED] 18JAN06... (Copy MEBJ/0023B/Command only)
- (12) STMT of [REDACTED] to Command/04JAN06... (Copy MEBJ/0023B/Command only)
- (13) IA: Interview of [REDACTED] 19JAN06... (Copy MEBJ/0023B/Command only)
- (14) IA: Interview of [REDACTED] 19JAN06... (Copy MEBJ/0023B/Command only)
- (15) STMT of [REDACTED] to Command/04JAN06... (Copy MEBJ/0023B/Command Only)
- (16) IA: Interview of [REDACTED] 19JAN06... (Copy MEBJ/0023B/Command only)
- (17) STMT of [REDACTED] 05JAN06... (Copy MEBJ/0023B/Command only)
- (18) IA: Interview of [REDACTED] 20JAN06... (Copy MEBJ/0023B/Command only)
- (19) IA: Interview of [REDACTED] 20JAN06... (Copy MEBJ/0023B/Command only)
- (20) IA: Interview of [REDACTED] 19JAN06... (Copy MEBJ/0023B/Command only)
- (21) IA: Photographs of ABBASS at freezer in Camp Korean Village 21JAN06... (Copy MEBJ/0023B/Command only)
- (22) IA: Diagram of seating in vehicle #2/20JAN06... (Copy MEBJ/0023B Command only)
- (23) IA: Weather conditions at Camp Korean Village on 04JAN06/23JAN06 ... (Copy MEBJ/0023B/Command only)
- (24) IA: Interview of Adnan Eid ABBASS [REDACTED] /18JAN06... (Copy MEBJ/0023B/Command only)

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## EXECUTIVE SUMMARY

1. This investigation was initiated after Command reported that

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*[Handwritten signature]*

SUBJ: V/ABBASS, ADNAN EID/CIV  
**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

detainee V/ABBASS was discovered dead in the cargo area of a highback Highly Mobile Multi-Wheeled Vehicle (HMMWV). The death occurred sometime between 0205-0330, 04Jan06, while V/ABBASS was being transported from his residence in Ar Rutbah, IZ, where he was apprehended, to the Detention Center at FOB Camp Korean Village, IZ.

**NARRATIVE**

1. This investigation is being conducted due to the unattended death of detainee V/ABBASS while in US custody. There are no applicable statutes at this time.

2. On 05Jan06, [REDACTED], USMC, stated he participated in a raid during the early morning of 04Jan06, in which he flexed cuffed V/ABBASS at his residence in Ar Rutbah, IZ. [REDACTED] stated V/ABBASS was non-compliant, but that he only had to use minimal force to subdue V/ABBASS. [REDACTED] further stated V/ABBASS appeared fine after he was flexed cuffed, Exhibits (1) and (2) pertain.

3. [REDACTED], USMC, assisted [REDACTED] in the above apprehension and concurred that V/ABBASS was subdued with minimal force and appeared fine after being flexed cuffed, Exhibit (3) and (4) pertain.

4. [REDACTED], USMC, reported that he and [REDACTED] then lead V/ABBASS to vehicle #2 which was a highback HMMWV. V/ABBASS was placed in the front portion of the vehicle's cargo area behind the front passenger seat. He was followed by two other detainees who were also [REDACTED] and [REDACTED]. V/ABBASS' [REDACTED] were loaded in the rear of the cargo area, on the driver's side; Exhibits (5) and (6) pertain.

5. [REDACTED], USMC, was interviewed and stated he placed a blanket over V/ABBASS but did not cover his face or tuck it around him. V/ABBASS appeared fine at the time they left his residence. It took about 40 minutes to travel to the Detention Center at FOB Korean Village, IZ. No one spoke or moved during the trip. It was dark and [REDACTED] and [REDACTED] sat in sleeping bags while [REDACTED] manned the machine gun while wearing gortex and night vision goggles. V/ABBASS' [REDACTED] were unloaded first from the vehicle. V/ABBASS, who would not respond to commands, had to be carried off because he appeared unconscious, however upon further examination, was actually dead. [REDACTED] stated V/ABBASS was still wearing his blanket when he was discovered dead, Exhibit (7) and (8) pertain.

6. [REDACTED], USMC, was interviewed and stated V/ABBASS appeared fine when he was placed into the vehicle at Ar Rutbah and was covered with a blanket. [REDACTED] further stated there was no commotion and everyone remained seated until they arrived at the detention center. [REDACTED], who claimed to have been wearing night vision goggles, stated he only looked once at V/ABBASS during the trip to the Detention Facility, and remembered him sitting still. [REDACTED] stated the majority of his attention was outboard looking for IEDs.

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SUBJ: V/ABBASS, ADNAN EID/CIV  
**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

V/ABBASS did not move once they got to the detention center and [redacted] agreed with [redacted] statement in that V/ABBASS was still covered with a blanket when he was discovered dead, Exhibits (9) and (10) pertain.

7. Interviews of [redacted], USMC, and civilian interpreter [redacted], also verified above statements that V/ABBASS was treated well at his residence and there appeared to be no physical problems with him at the time of his apprehension, Exhibits (11) through (13) pertain.

8. Corpsmen [redacted] USN, and [redacted] were the first medical responders to V/ABBASS. They were interviewed and both reported arriving after [redacted] and [redacted] initially tried to lift V/ABBASS from the cargo area of the HMMWV. Both Corpsmen checked V/ABBASS for signs of life, however, neither tried any life saving measures. They both commented V/ABBASS was warm to the touch but appeared to have been dead long enough that he was beyond resuscitation; Exhibits (14) through (16) pertain.

9. Subsequent medical examination by Battalion Aid Station, FOB Korea Village, IZ, was performed by [redacted] USN, [redacted] USN, and [redacted]. This exam disclosed no obvious external injuries to V/ABBASS and his initial Death Certificate stated cause of death as apparent cardiac arrest and mode of death as natural, Exhibits (17) through (19) pertain.

10. On 05Jan06, [redacted], USMC, was interviewed. He was present in the convoy that V/ABBASS rode in from Ar Rutbah to Korean Village and saw V/ABBASS when he was first discovered dead. [redacted] was unaware of any inappropriate activity concerning V/ABBASS' death, Exhibit (20) pertains.

11. Exhibits (21) and (22) document the exterior view of V/ABBASS' body and the positions where occupants of his HMMWV sat.

12. Exhibit (23) is a report of the weather conditions during the time period V/ABBASS died. It was partly cloudy skies with temperatures ranging from 32F to 55F, Exhibit (23) pertains.

13. On 06Jan06, V/ABBASS' [redacted] and [redacted] were interviewed at the Al Asad, IZ Detention Center. They both stated when they were originally apprehended their wrists were bound behind their backs and a [redacted]. Neither one complained of being mistreated while being transported to their initial detention center. [redacted] claimed he was never given a blanket while being transported on 04Jan06. [redacted] stated he did receive a blanket. Neither brother was aware of any physical problems concerning [redacted]. Exhibit (24) pertains.

14. This investigation is pending final autopsy report and autopsy photographs.

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SUBJ: V/ABBASS, ADNAN EID/CIV  
**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

DISTRIBUTION

NCISHQ: 0023B

INFO: \*\* MEBJ/DCWA/CO, 2d Force Recon Company, Al Asad, IZ (H)

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STATEMENT

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Place : 1st LAR Conference RM, Korean Village, J2  
Date : 05 JAN 06, 1640

I, [redacted] USMC, [redacted], make the following free and voluntary statement to [redacted] whom I know to be a Representative of the Naval Criminal Investigative Service. I make this statement of my own free will and without any threats made to me or promises extended. I fully understand that this statement is given concerning my knowledge of the death of a detainee who I have

been told was named ADAN FID ABAS on 04 JAN 06 [redacted]

For background purpose, I am a [redacted] male who was born on [redacted] at [redacted] my social security number is [redacted] and I am [redacted] tall and weigh [redacted] lbs. I have [redacted] hair and [redacted] eyes and I am currently a [redacted] assigned to 1st Platoon, 2nd Recon Company. I have been a Marine since 1985 and with my present command since Dec 04. [redacted] We have been on about 60 Raids since Aug 05 and this is the first time we had a serious injury or death.

We were conducting a series of Raids during the early morning of 04 JAN 06. The last house we hit turned out to be ADAN FID ABAS' Residence. We entered the Residence by blowing the lock off the door and sweeping through the house. ABAS was in a back room with two other adult males and children. When I entered the room, [redacted] was already inside and the three males were on their knees and ABAS was talking

to [redacted]. I pushed ABAS to the floor which laid him down face first. ABAS had his left arm under his body and his right arm half way underneath him. ABAS was retching on his left side some what and I believe he was trying to protect his arms so I would not cut him. He was talking the whole time this was going

[redacted] I tried [redacted]

I then punched him softly [redacted]

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Continuation from page 1 of [redacted], USAID  
[redacted] on 08 Jan 00

[redacted] on the back of his right hand and Abbas then  
attempted to [redacted]

[redacted] At that point [redacted], began  
to assist my and we got his left hand out of  
called.

[redacted] I do not recall id [redacted] and my [redacted]  
[redacted] but I do recall telling [redacted] that the  
guy it was struggling with [redacted] to get my  
weapon.

[redacted] I saw that [redacted] was trying to  
get his <sup>Right</sup> hand on my [redacted] [redacted] to  
his right arm with my [redacted] I probably interpreted  
that he was trying to grab it then that a day has gone  
by, I think he just got tangled up in the struggle  
AND Really wasn't trying to grab my weapon.

[redacted] My only once we got him called I got him to  
his knees. Then I grabbed a white cloth pad of  
color, about the size of a [redacted] and used it  
[redacted] Abbas. [redacted]

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Then I took him to the hallway near the front  
door and Abbas was talking all the time while I  
was extracting.

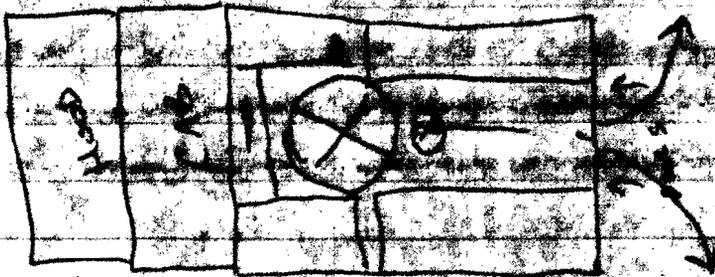
[redacted] I called over [redacted] and instructed  
to tell my guys to be quiet and to [redacted] Abbas  
then quiet down and is easy to control.

[redacted] I took him to the hallway near front door.  
I marked his black shirt so we would know where [redacted]

Page 2 of pages



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CUA

05/01/04

I [REDACTED] /0321 MAKE THE FOLLOWING STATEMENT.

ON THE EVENING OF 3 JANUARY 2006, 1ST PLT 2ND FORCE CONDUCTED RAIDS IN RUTBAH IRAQ FOR INSURGENT ACTIVITY IN THE AREA. A MILITARY-AGED MALE LOCATED IN A ROOM WITH ANOTHER MAN WAS SPEAKING IN IRAQI AS WE ENTERED THE ROOM AND THE CLEAR WAS COMPLETE WE CLOSED ON THE MANS WHO WERE ON THEIR KNEES, I GRABBED THE ONE MAN, WHO LATER WAS PRONOUNCED DEAD, AND PROCEEDED TO FORCE HIM TO THE GROUND. THE MAN WAS SPEAKING IN IRAQI AND NOT BEING COMPLIANT, AS I LAID HIM ON HIS FRONT SIDE HIS LEFT ARM WAS UNDERNEATH HIM AND HE WAS TRYING TO HOLD HIS RIGHT ARM DOWN (AS TO NOT BE FLEX-CUFFED.) AS I APPLIED PRESSURE TO HIS ARM (RIGHT UPPER) HE STILL WOULD NOT GIVE UP HIS ARM, MY WEAPON WAS IN FRONT OF ME AND

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[REDACTED] HE GRABBED MY WEAPON WHILE I PUT HIS HAND BEHIND HIS BACK. AND I WAS THEN ABLE TO FREE MY WEAPON AND CONTINUE TO FLEX-CUFF THE MAN. [REDACTED] ASSISTED ME IN GRABBING HIS LEFT ARM WITH HE GAVE UP, AT THAT POINT. ONCE CUFFED I HAD HIM STAND UP TO

[REDACTED] AND PUT HIM AGAINST THE WALL, ALL THE WHILE HE IS BEING EXTREMELY DIFFICULT. I CALLED IN THE TERP TO QUESTION HIM AND THEN TOLD THE TERP TO TELL HIM TO COOPERATE. I MARKED THE MAN ON THE BACK OF THE SHIRT AND PREPARED HIM FOR TRANSPORT. UPON EXIT OF THE TARGET-SITE, MYSELF,

[REDACTED] AND [REDACTED] ESCORTED THE MAN TO THE VEHICLE, AND TURNED OVER TO [REDACTED]

R/S  
[REDACTED]  
SSGT USMC.

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EXHIBIT (2)

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STATEMENT

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Place : 1st LAR Conference Rm, Koroon Village, IZ  
Date : 05 JAN 06 / 1525

[REDACTED], make the following free and voluntary statement to [REDACTED] whom I know to be a Representative of the Naval Criminal Investigative Service. I make this statement of my own free will and without any threats made to me or promises extended. I fully understand that this statement is given concerning my knowledge of the death of a detainee who I have been told was named Adnan Rida Abbas on 04 JAN 06 [REDACTED]

[REDACTED] background purpose, I am a [REDACTED] male who was born on [REDACTED] at [REDACTED]. My social security number is [REDACTED] and I am [REDACTED] tall and weigh [REDACTED] lbs. I have [REDACTED] hair and [REDACTED] eyes. I am currently a [REDACTED] assigned to 1st Platoon, 2nd Force Recon Company. We are currently based out of AI ASAB, IZ. I have been in Iraq since 05 AUG 05 to present and participated in about 60 raids and this incident is the first time my detainee or enemies were injured or died [REDACTED]

[REDACTED] morning of 04 JAN 06, my platoon was notified in a number of searches in which we were apprehending Iraqi males suspected of being insurgents. At about 0155, we hit our last house and I recall we blew the [REDACTED] off the frontgate and lock off the front door to the residence [REDACTED]. We then entered the residence and I first saw and individual who was later identified as Adnan Rida Abbas getting up from a resting position in the doorway of a room to the back of the building. First platoon continued to sweep through the house and I stood off to the right from the front door [REDACTED]

[REDACTED] and interpreter [REDACTED] were sweeping through the house. I was [REDACTED] standing still for about 3 to 4 minutes when I felt something bump the back of my legs [REDACTED]

[REDACTED] looked down and saw [REDACTED] on the floor struggling to flex with Abbas. Abbas was on his right side and [REDACTED] was <sup>squatting</sup> trying to control him [REDACTED]

[REDACTED] asked [REDACTED] if he needed help and Wolf said he tried to grab my weapon. I knelt down beside them [REDACTED]

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Continuation from page 2 of  
Statement on 05 JAN 06

I do not believe or suspect that anyone did anything to Abbas while he was in our custody and I think he died of a heart attack while in our custody.

I remember when he was struggling on the floor he had a sick white color to his skin. I also remember we had our interpreter try to talk to him because Abbas was jabbering while kneeling in the front room. He wasn't speaking clearly and we asked the women of the house if he was sick and they said no. There were two women in the house that were in their late twenties. May have been a third woman, but I am not sure.

I have read and understand the above statement. I have been given the opportunity to make any changes or corrections I desire to make and have placed my initials over the changes or corrections. This statement is the truth to the best of my knowledge and belief.

Signature:

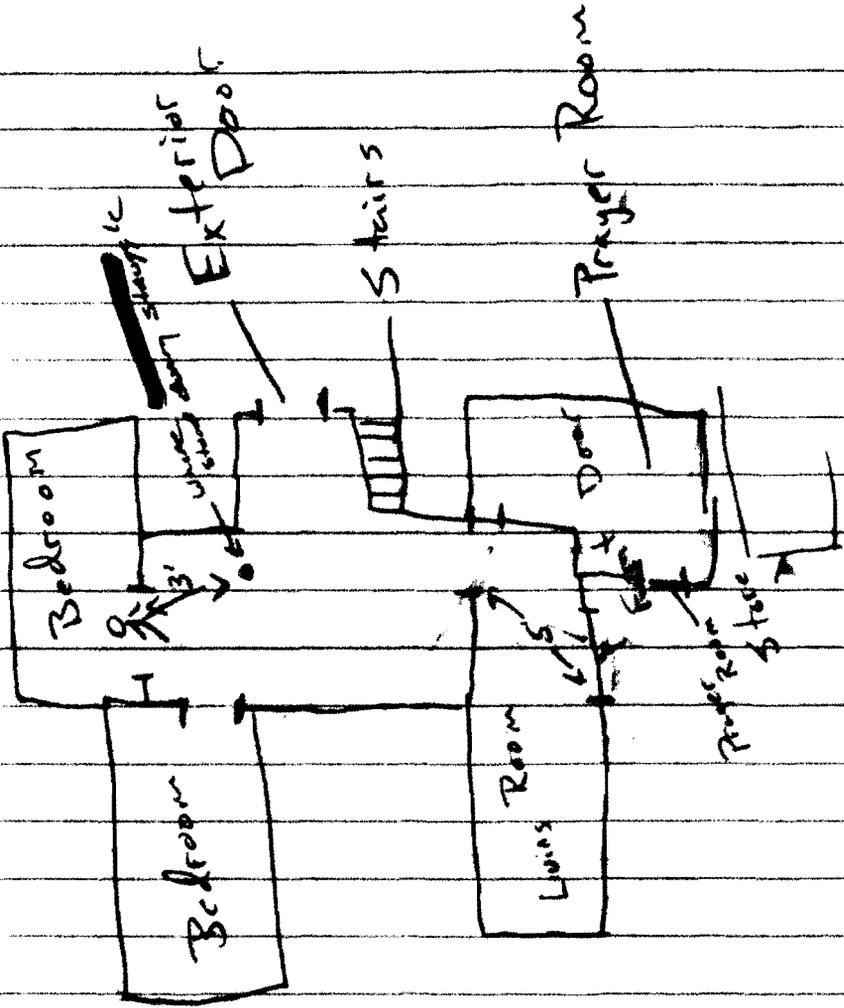
Sworn to and subscribed before me this 5<sup>th</sup> day of January in the year 2006  
at 1st LAR Conference Room, Karam Village, IZ

Witnessed:

Representative, Naval Criminal Investigative Service  
AUTH: DERIVED FROM ARTICLE 136,  
UCMJ (10 U.S.C. 936) AND 5 U.S.C. 303

b6  
b7c

13  
14



05 January 2006

bh bnc

1.54

On the evening of 3 January 2005 during a raid to capture Suspected Insurgents in Ar Rutbah I [REDACTED] was a party to the following events. Upon entry into the structure the Platoon cleared the immediate entrance and follow on rooms. I was holding security on an exterior door when I heard movement behind me. I looked back and noticed [REDACTED] struggling with a Military Age Male. I asked if he needed help and he [REDACTED] said "He tried to grab my weapon". I assisted [REDACTED] in subduing the MAM by [REDACTED] to the mans back and using [REDACTED] with my thumb on a [REDACTED] behind the Mans ear. After about a minute we got the Man flex cuffed and stood him up. That was my total contact with the MAM in question.

[REDACTED]  
[REDACTED]  
4 Jan 2005 0452

[REDACTED]  
b6/b7C/b7E

EXHIBIT (4)

STATEMENT

b6  
b7C

Place : 1st LAR Conference Room, Korcan Village, IZ  
Date : 05 JAN 05 / 1230

b7E

[REDACTED] make the following free and voluntary statement to [REDACTED] whom I know to be a Representative of the Naval Criminal Investigative Service. I make this statement of my own free will and without any threats made to me or promises extended. I fully understand that this statement is given concerning my knowledge of the death to detainee ADAM EID Abbas on 04 JAN 05 [REDACTED]

For background purpose, I am a [REDACTED] male who was born on [REDACTED] at [REDACTED] My social Security Number is [REDACTED] and I am [REDACTED] tall and weigh [REDACTED] lbs. I have [REDACTED] hair and [REDACTED] eyes. I have been in the Marines for six and a half years and I am currently assigned to 1st platoon, 2nd Force Recon B Company. I have been with my platoon the last 14 months.

During the morning of 04 JAN 06, my platoon was conducting a number of Raids for insurgents at residences in the town of Rutbah, IZ. The last house we search I went to the second deck and detained an Iraqi male who was about 20-30 years old. I brought brought him down stairs and by then there were two other males in the hallway [REDACTED] and floored cuffed behind their backs [REDACTED]

One of the detainees was somewhere in the age of 50 years old and Special Agent [REDACTED] told me his name was EID ADAM EID Abbas. I was told to watch these guys so I had all squat in their Relax position and face the wall the wall

[REDACTED] They were quiet. They remained like that for 15 minutes before it was time to go.

Then we load Abbas first into the Highback Humvee. He was placed on the floorboards facing the tailgate with [REDACTED] and a blanket put over his body with [REDACTED]

b6 b7c

Continuation from page 1 of [redacted], USMC,  
[redacted] statement on 05 Jan 68

Just his head exposed. Abbas was sitting on the floor  
board of the vehicle's cargo area in the corner near  
the front passenger side [redacted]

The other two detainees were placed near  
the tailgate on the driver's side [redacted]

Wore Gore-Tex and manned a 240 G&A machine  
gun and [redacted] sat on the passenger bench a  
tripod-mounted [redacted] on passenger's side and [redacted] sat near tailgate  
on the same [redacted] passenger side bench [redacted]

Both [redacted] and [redacted] were sitting in sleeping  
bags with [redacted] blankets [redacted] because it was  
so cold [redacted]

Because it was so [redacted] [redacted] that  
us about 40 minutes to get to Kacou village. We

[redacted] there  
when [redacted] much illumination [redacted] [redacted] [redacted]

b7E

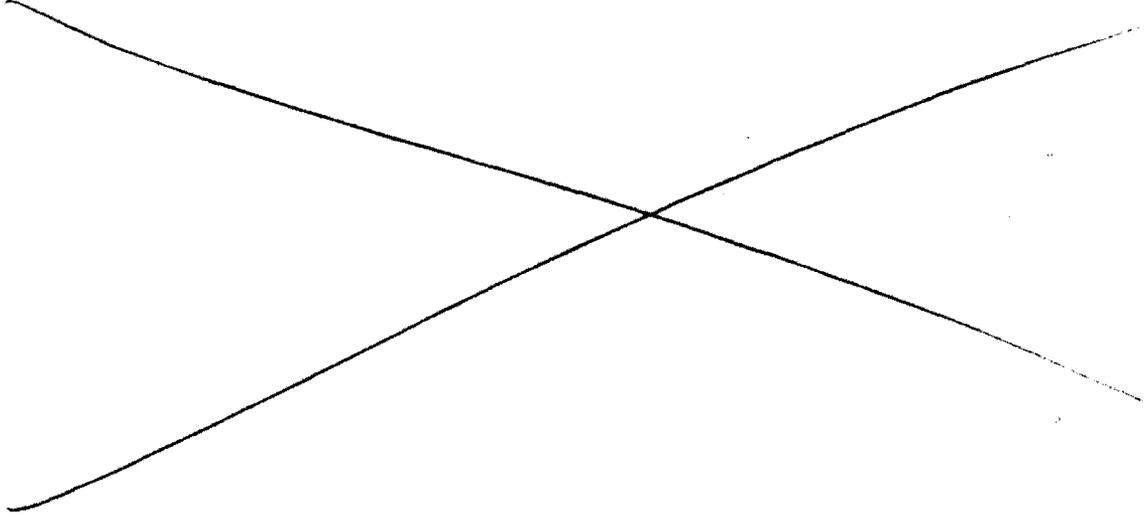
When we got to the detention facility [redacted]  
Kacou village I got out of the [redacted]  
near the tailgate and took him into the detention  
facility. Some [redacted] brought the other persons near  
the tailgate into the facility and then [redacted] S-2  
captain [redacted] whom was [redacted] the [redacted]

I walked [redacted] back to the [redacted] and  
from [redacted] [redacted] [redacted] [redacted]

Abbas up. Abbas would not wake up so they dragged  
him to the tailgate. When he did not wake up during  
the [redacted] that was when we called for a medic [redacted]

Continuation from page 2 of [REDACTED]  
[REDACTED] Statement on 05 JAN 05.

[REDACTED] came over and started checking Abbas for pulse and breathing. We cut his hands free and [REDACTED] came over also to assist. After looking at his eyes they were able to tell he was dead. They tape his wrists together so they wouldn't fall off the stretcher and brought him out of the way of the HAWK. That was when I left. I am unaware of anyone injuring Abbas and if I was aware of that occurring then I would report it. I think Abbas died of natural causes like a heart attack [REDACTED]



I have read and understand the above statement. I have been given the opportunity to make any changes or corrections I desire to make and have placed my initials over the changes or corrections. This statement is the truth to the best of my knowledge and belief.

Signature [REDACTED]

Sworn to and subscribed before me this 5<sup>th</sup> day of JANUARY in the year  
at 1st LAR Conference Room, Korean Village, IZ

Witnessed: \_\_\_\_\_

Representative, Naval Criminal Investigative Service  
AUTH: DERIVED FROM ARTICLE 136,  
UCMJ (10 U.S.C. 936) AND 5 U.S.C. 303

b6

b7c

Page 30 of 30 [REDACTED]

**NAVAL CRIMINAL INVESTIGATIVE SERVICE**

**DELETED PAGE INFORMATION SHEET**

Page(s) 59, Exh. (6)

withheld entirely at this location. One or more of the following explain this decision:

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         Pages contain information furnished by other government  
agency(ies). We will advise you of releasability of information  
following consultation with agency(ies).

Comments: TO:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

**OFFICE OF THE JUDGE ADVOCATE GENERAL  
ATTN: FOIA  
UNITED STATES MARINE CORPS FORCES  
CENTRAL COMMAND  
7115 S. BOUNDARY BLVD., BLDG 535  
MACDILL AFB, FL 33621-5101**

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No duplication fee for this page

STATEMENT

Place : Bldg H-1, Kasaan Village, IT  
Date : 05 June 2023

b6  
b7c

I, [REDACTED], make the following free and voluntary statement to [REDACTED] whom I know to be a Representative of the Naval Criminal Investigative Service. I make this statement of my own free will and without any threats made to me or promises extended. I fully understand that this statement is given concerning my knowledge of the death of detainee Adnan

Evil Abbas on 04 June 06.  
[REDACTED] Abbas on 04 June 06. I am a [REDACTED] male born on [REDACTED] at [REDACTED] in background purpose, I am a [REDACTED] and I am [REDACTED] my social security number [REDACTED] and I am [REDACTED] years old. I have [REDACTED] eyes. [REDACTED] and weighs [REDACTED] lbs. I have [REDACTED] hair and [REDACTED] eyes. I am currently a [REDACTED] assigned to 1st Platoon, 2nd Force Recon Company. I have been in the marine since SEP 200 and work my direct command since oct 05. [REDACTED]

During the early morning of 04 June 06, my [REDACTED] was notified by a number of sources in the [REDACTED] of I thought it an Iraq) about whose name I can not recall now. I remember the last house we hit I blew the lock off the courtyard gate and we entered the Residence. I went to the Roof and searched two Rooms finding a 20-30 year old (Iraqi) male, his wife and infant child. I [REDACTED] turned the male over to another marine, either [REDACTED] or [REDACTED].

AND continued to search the Roof top. [REDACTED] b7c  
[REDACTED] about 15 minutes later I heard on the Radio [REDACTED] AS I was leaving the Residence I [REDACTED] b2  
Saw [REDACTED] AND [REDACTED] escorting An Iraqi detainee [REDACTED] b2  
[REDACTED] who wins when I identified to me as Adnan Evil Abbas [REDACTED] b2  
[REDACTED] Abbas was [REDACTED] and [REDACTED] b7c

They cuffed behind his back his wrists. I helped them get Abbas into our Highback Hummer and I sat him down in the corner nearest to the front passenger side with his feet pointed to the driver's side. His knees were slightly bent and I am sure his feet were pointed toward the driver's side. I covered his body with a blanket which we got from his house. I covered [REDACTED] the blanket in and it was hood covering his head. [REDACTED] b7c  
Then we put the other two prisoners in the Hummer [REDACTED]

Continue from page 1 of [REDACTED]

USMC, [REDACTED]

And covered them with blankets the same time I covered Abbas. [REDACTED]

Then I sat on the passenger bench about midway in the cargo area along passenger side of vehicle. I was close to Abbas which was about 3 feet away.

It was very cold so I got inside my sleeping bag with only my head exposed. We then drove to Korean village and I did not hear anyone speak and it was very noisy because of the wind and dark due to the lack of moonlight. [REDACTED]

b6  
b7C

[REDACTED] got to Korean village. [REDACTED] ordered [REDACTED] to get the prisoners out of the cargo area but when [REDACTED] got to Abbas [REDACTED] did not move. [REDACTED]

I [REDACTED] was in the cargo area and got close to Abbas and saw he was still covered with the blanket and leaning in a sitting position against the cab of the vehicle. [REDACTED]

I went to get to Abbas but he was limp and did not move so myself and [REDACTED] called for a medic. Actually [REDACTED] called for a medic. [REDACTED]

[REDACTED] returned and looked at Abbas and lay on out in the cargo area but then moved to the deck behind the [REDACTED] and [REDACTED].

[REDACTED] checked for vitals. It did not appear that the time to revive him because he was dead. [REDACTED]

Continuation from page 2 of [redacted] USMC  
[redacted] Statement on 05 Jan 06.

[redacted] I do not know why Abbns died, but I do <sup>know</sup> that  
None of us in my command did anything to him. He seemed  
fine when loading him into vehicle and I did not hear  
OR see him make any sound or movement while we were  
Rolling to Korean Village. [redacted]

[redacted] I was the first person to discover the dead MAM. [redacted]

~~[redacted]~~

b6  
b7c

I have read and understand the above statement. I have been given the opportunity to make any changes or corrections I desire to make and have placed my initials over the changes or corrections. This statement is the truth to the best of my knowledge and belief.

Signature: [redacted]

Sworn to and subscribed before me this 5<sup>th</sup> day of January in the year 2006  
at Bldg H-1, Korean Village, IZ

Witnessed: [redacted]

Representative, Naval Criminal Investigative Service  
AUTH: DERIVED FROM ARTICLE 136,  
UCMJ (10 U.S.C. 936) AND 5 U.S.C. 303



**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

INVESTIGATIVE ACTION

19JAN06

CONTROL: 05JAN06-MEBJ-0015-7HMA

V/ABBASS, ADNAN EID/CIV  
M/W/FNIZ/N///AR RUTBAH, IZ

INTERVIEW OF [REDACTED]

On 05JAN06, Reporting Agent interviewed [REDACTED] USMC, concerning his knowledge in the death of detainee Adnan Eid ABBASS on 04JAN06. This interview occurred at Forward Operation Base (FOB) Korean Village IZ and a statement was not obtained because of time limitations.

[REDACTED] stated during the morning of 04JAN06 raids at AR Rutbah he remained outside the residence providing security. Three detainees were taken out of the last residence they raided that night and placed into [REDACTED]'s highback HMMWV.

[REDACTED] was the gunner for the vehicle which was fixed on a center post of the HMMWV cargo area. ABBASS, the detainee who died, walked to the vehicle on his own power and was placed in the corner of the vehicle behind the front passenger seat.

[REDACTED] recalled ABBASS was wearing a man dress and shoes. ABBASS was given a blanket and seemed to be fine. [REDACTED] thought that [REDACTED] put the blanket over ABBASS and that it did not cover his face. [REDACTED] further recalled that ABBASS had a [REDACTED] [REDACTED] also recalled that it was very dark outside.

b7E

The ride from ABBASS' residence to Korean Village took about 35 to 40 minutes. [REDACTED] had gortex and night vision goggles device on and watched primarily for IEDs along their route. He seldom looked into the cargo area of his vehicle.

[REDACTED] thought he may have looked at ABBASS once during the ride and did not notice anything unusual. It appeared ABBASS was sitting staring in the direction of the driver of the vehicle.

[REDACTED] recalled that [REDACTED] and [REDACTED] were sitting in their sleeping bags with just their heads poking out. Once they got to the detention center they got out of the vehicle and [REDACTED] took the first two detainees who were sitting near the tailgate into the detention center.

b6  
b7c

As [REDACTED] departed, [REDACTED] called out to the third detainee, ABBASS, to get his attention that it was time to get out. ABBASS did not respond so [REDACTED] and [REDACTED] then tried to get him to stand up, however, ABBASS was limp.

[REDACTED] said ABBASS still had on [REDACTED] and blanket so

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**EXHIBIT (10)**

1-65

SUBJ: V/ABBASS, ADNAN EID/CIV  
**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

██████████ and ██████████ took them off and noted that ABBASS was not faking and was unresponsive.

They then called for medics and ██████████ and ██████████ responded. ██████████ was sent to get their medical bags and when he returned to the HMMWV ██████████ was told that the detainee was dead. ██████████ ended his verbal statement by saying he did not see any mistreatment and did not know what caused the death of ABBASS. No further pertinent information was obtained during this interview.

CONTACT INFO

DUSTA: 1ST Platoon, 2d Force Recon Company, 2nd Marine Division, Camp Lejeune, NC.

REPORTED BY: ██████████  
OFFICE: NCIS DET AL ASAD IZ

b6  
b7c

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Page 2 LAST ██████████ V2 LNY

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*File*

**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

INVESTIGATIVE ACTION

18JAN06

CONTROL: 05JAN06-MEBJ-0015-7HMA

V/ABBASS, ADNAN EID/CIV  
M/W/FNIZ/N///AR RUTBAH

INTERVIEW OF [REDACTED]

On 05JAN06, Reporting Agent interviewed [REDACTED] USMC, concerning his knowledge of the death of detainee Adnan Eid ABBASS on 04JAN06.

[REDACTED] recalled that his unit was conducting raids in Al Rutbah IZ and ABBASS' residence was the last house that they raided. [REDACTED] recalled entering the house and went through the first room and made his way to the hallway and to the last room on the left.

[REDACTED] remembered that someone was with him, however, he could not recall who it was. In that room they found three females, four children under the age of eight years old, and teenage male about 13 years old.

[REDACTED] flexed cuffed the 13 year old boy by the wrists in front of his body for safety reasons. Then he told the women to sit and remain calm and they did.

[REDACTED] brought the matron of the house into [REDACTED] room. [REDACTED] asked her where the weapons for the house are. She responded on top of the master bedroom closet.

[REDACTED] then left that room and while traveling to the master bedroom he noticed in the hallway two Marines were wrestling on the ground with an older Iraqi male that was later identified as ABBASS.

[REDACTED] continued to the master bedroom and found an AK-47 with one loaded magazine on top of the closet. [REDACTED] passed the weapon to another Marine, however, he could not recall who that Marine was.

[REDACTED] then returned to the room that contained the matron and while in there another women with a baby was brought in. At about that time [REDACTED] heard the Captain say over the radio that it was time to leave. [REDACTED] advised the women to stay in their room for a half hour before coming out.

[REDACTED] then exited the building and was the last person to leave. He walked over to his HMMWV and found three detainees, who were taken from the residence they had just raided, in the cargo area of the High Back HMMWV. [REDACTED] further stated that [REDACTED] and [REDACTED] were already in the back of the vehicle with the detainees. [REDACTED] asked if they were set and [REDACTED] heard the yes response. [REDACTED] then got into the front passenger seat and they drove to Korean Village.

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Page 1

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**EXHIBIT (11)**

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b6  
b7c

Handwritten initials or signature at the bottom right corner.

SUBJ: V/ABBASS, ADNAN EID/CIV  
U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

When they arrived at Korean Village they began to unload the HMMWV. The first two detainees who sat near the tailgate got out first and were escorted to the detention center. [REDACTED] was returning back to the HMMWV and saw [REDACTED] and [REDACTED] doing a two man carry on the ABBASS in the HMMWV.

[REDACTED] said the detainees are usually pretty scared and are breathing hard, but ABBASS was unresponsive. [REDACTED] and [REDACTED] noticed the eyes were partially open.

Corpsmen [REDACTED] and [REDACTED] came over and helped unload ABBASS by lying him down on the deck behind the HMMWV. Someone notified Battalion Aid Station and [REDACTED] order a stretcher and ABBASS was placed on it. [REDACTED] then left for debrief.

b7E

[REDACTED] claimed he had no knowledge of anyone assaulting ABBASS and [REDACTED] opinioned that ABBASS had a heart attack while enroute to Camp Korean Village. No further pertinent information was obtained during this interview.

CONTACT INFO

DUSTA: 1st Platoon, 2d Force RECON Company, 2 Marine Division, Camp Lejeune, NC

Residence: [REDACTED]

REPORTED BY: [REDACTED]  
OFFICE: NCIS DET AL ASAD IZ

b6 b7c

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F-68



**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

INVESTIGATIVE ACTION

19JAN06

CONTROL: 05JAN06-MEJ-0015-7HMA

V/ABBASS, ADNAN EID/CIV  
M/W/FNIZ/N///AR RUTBAH, IZ

INTERVIEW OF [REDACTED]

On 05JAN06, Reporting Agent interviewed [REDACTED] Saudi Arabian who was employed with "L-3 Corporation" and contracted to the United States as a translator. [REDACTED] had been working for 2D Force Recon Company for about two to three weeks before ABBASS' death. This interviewed occurred at Forward Operation Base (FOB) Korean Village, IZ.

[REDACTED] recalled going into the last home that was raided on 04JAN06. He remembered a man in his late 40s or early 50s who was already flexed cuffed by the wrist with his hands behind his back.

The man was saying that he was innocent and that there were no insurgents in the area and he was being humiliated because the Marines had come into his home. [REDACTED] said this was a common saying among Iraqis as their homes were being raided.

[REDACTED] interviewed the man's wife, daughters and children. No one said anything about the older man having any type of medical problems. [REDACTED] claimed normally if someone did have a medical problem, usually the family is very vocal in telling him and the Marines that the individual is sick. They do this in hopes the individual will be released.

[REDACTED] remembered asking the man if he had any weapons in the house and the man mumbled something that [REDACTED] could not understand. [REDACTED] interpreted the reaction as a method of not answering the question so [REDACTED] asked the man's wife if there were any weapons in the home.

She responded there was one on top of a closet and it turned out to be an AK-47. [REDACTED] could not recall what the other two detainees said when he questioned them. He recalled the older man appearing fine when [REDACTED] spoke to him. [REDACTED] said he has not heard anyone say anything that would lead him to believe that something sinister was done to the older man. [REDACTED] had no further pertinent information during this interview.

CONTACT DATA

Residence: [REDACTED]  
Tel# ([REDACTED])

REPORTED BY: [REDACTED]  
OFFICE: NCIS DET AL ASAD IZ

b6  
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**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

INVESTIGATIVE ACTION

19JAN06

CONTROL: 05JAN06-MEBJ-0015-7HMA

V/ABBASS, ADNAN EID/CIV  
M/W/FNIZ/N///AR RUTBAH

INTERVIEW OF [REDACTED]

On 05JAN06, Reporting Agent interviewed [REDACTED] USN, concerning his knowledge of the death to detainee Adnan Eib ABBASS on 04JAN06. [REDACTED] was interviewed at Forward Operation Base (FOB), Korean Village, IZ. A written statement was not obtained due to time constraints with [REDACTED] deploying on another mission.

[REDACTED] stated that he was outside security and did not enter the buildings during the raids on 04JAN06. His unit arrived back at Korean Village detention facility around 0330, 04JAN06. [REDACTED] recalled standing outside the detention facility when [REDACTED] and [REDACTED] called him over to their Highback HMMWV.

[REDACTED] stated that [REDACTED] and [REDACTED] had been trying to carry the individual out of the HMMWV. The detainee, who was later identified as ABBASS, had one of his legs half in and half out of the machine gun post mount that was in the center of the vehicle when [REDACTED] arrived on scene.

[REDACTED] immediately checked for a pulse and was unable to find one. He then cut off the zip ties which bound ABBASS wrists behind his back and took [REDACTED] as [REDACTED]. Then they lifted him up and onto the deck directly behind the HMMWV.

b7E

[REDACTED] then checked again for a pulse which did not exist. He then checked for breath and could not find one. He then rubbed his knuckles along ABBASS' sternum and did not get any reaction from him.

At this point [REDACTED] USN open ABBASS' airway, however, ABBASS still did not breath. [REDACTED] then checked ABBASS' eyes and found them fixed and unresponsive. [REDACTED] then utilized a stethoscope and could not hear a heart beat. [REDACTED] did the same and could not detect a beat.

b6  
b7C

At that point they deemed ABBASS as dead and taped his wrists together with black electrical tape so his arms would stay inside the stretcher. [REDACTED] face as the body was carried to Battalion Aid Station (BAS).

[REDACTED] responded to Reporting Agent's questions that [REDACTED] did not see any other trauma to ABBASS and he did not think anything was suspicious. [REDACTED] also said ABBASS was still somewhat warm to touch so he did not think ABBASS died of exposure, but probably of a heart attack. [REDACTED] did not have any further pertinent information to

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**EXHIBIT (14)**

21

SUBJ: V/ABBASS, ADNAN EID/CIV  
**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

provide during this interview.

CONTACT DATA

DUSTA: 1st Platoon, 2D Force Recon Company, 2D Marine Division

REPORTED BY: [REDACTED]  
OFFICE: NCIS DET AL ASAD IZ

b6 b7c

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Page 2 [REDACTED] V2 LNY

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**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

INVESTIGATIVE ACTION

19JAN06

CONTROL: 05JAN06-MEBJ-0015-7HMA

V/ABBASS, ADNAN EID/CIV  
M/W/FNIZ////AR RUTBAH, IZ

INTERVIEW OF [REDACTED]

On 05JAN06, Reporting Agent interviewed [REDACTED] [REDACTED] USN, concerning his knowledge to the death of detainee Adnan Eid ABBASS on 04JAN06. The interview occurred at Forward Operation Base (FOB) Korean Village, IZ.

[REDACTED] stated during the early morning of 04JAN06 he rode in a separate vehicle from the one the detainee, who was later identified as ABBASS, had died in.

[REDACTED] recalled he heard someone calling for a corpsman after they arrived at the detention facility for FOB Korean Village. [REDACTED] walked over to a HMMV and found [REDACTED] USNC, doing an assessment on an unresponsive ABBASS who looked to be was somewhere between 50 to 60 years old.

[REDACTED] noted that ABBASS' pupils were midrange, non responsive, and fixed. [REDACTED] tilted ABBASS's head back, lifted chin, and inserted an oral airway device to open in an attempt to allow ABBASS to breath.

There was still no response from ABBASS and he appeared to have been dead long enough that they were not going to be able to revive him.

[REDACTED] and [REDACTED] still listened for heart beats but did not hear any so they deemed him dead. At that point they bound ABBASS' wrists in front of him with electrical tape so the arms would not dangle off the stretcher.

[REDACTED] and [REDACTED] did not do any compressions, injections or other life saving techniques. [REDACTED] also did not recall how long all the above assessments took. [REDACTED] claimed that ABBASS was still warm to the touch and no visible signs of trauma to the body.

CONTACT DATA

7th Platoon, 2D Force Recon Company, 2D Marine Division, Camp Lejeune, NC

REPORTED BY: [REDACTED]  
OFFICE: NCIS DET AL ASAD IZ

b6 b7c

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STATEMENT

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Place : SSTP Building, Camp Korean Village, IZ  
Date : 05 JAN 06

I, [REDACTED] USN [REDACTED], make the following free and voluntary statement to [REDACTED] whom I know to be a Representative of the Naval Criminal Investigative Service. I make this statement of my own free will and without any threats made to me or promises extended. I fully understand that this statement is given concerning my knowledge of the death to detainee ADNAN Eid Abbas on 04 JAN 06.

For background purpose, I am a [REDACTED] male who was born on [REDACTED] at [REDACTED] my social security number is [REDACTED] and I am [REDACTED] and weigh [REDACTED] lbs. I have [REDACTED] hair and [REDACTED] eyes and I am currently a [REDACTED] assigned to Combat Logistics Battalion (CLB) 2, Camp Korean Village Iraq Surgical Shock Trauma Platoon (SSTP).

At approximately 0400, 04 JAN 06, [REDACTED] of 2nd Force Recon brought a 40 to 50 year old IRAQI male to my command. The IRAQI male was a detainee who was wearing a dark Rose type garment, light blue pants, tan sweater, tee shirt, and underwear. He was also still partially wrapped in a blanket with reddish looking towel laying over his face. The towel was not wrapped around his face.

The IRAQI male also had his wrists bound in front of him and he was dead. I examined the IRAQI male and did not find any trauma to his body. There was no blood in his nose or mouth nor were there were no bruises to him.

[REDACTED] identified the victim as ADNAN Eid Abbas. [REDACTED] further stated to me he saw Abbas walk [REDACTED] into the Highback HUMV with the [REDACTED]

b7E

cf

Continuation from page 1 of [redacted]  
[redacted], USN, [redacted] Statement on 05 JAN 06. [redacted]

Other detainees. [redacted] claimed they only had their wrists bound in front of them, [redacted] and wrapped in a blanket to keep them warm. [redacted]

[redacted] further stated it was about a 40 minute trip to the holding area above Korean village. When [redacted] unit got to the facility with the detainees, all the detainees got out of the HUMV except Abbas. [redacted]

b7E

So the maxims went into the HUMV to get Abbas and discovered him dead in his blanket. [redacted]

b6

b7C

I examined Abbas and believe he is about 40 to 50 years old. He is not overweight, but weighs around 170 to 180 lbs. [redacted]

Since I did not find any trauma to his body I am noting on his death certificate that he died of natural causes which were due to cardiac arrest. [redacted]

I am a certified Emergency Medicine Physician and I have read and understood the above statement. I have been given the opportunity to make any changes or corrections I desire to make and have placed my initials over the changes or corrections. This statement is the truth to the best of my knowledge and belief. [redacted]

USN

Sworn to and subscribed before me this 5<sup>th</sup> day of JAN 06 at  
SSTP Bldg, Camp Korean Village, IZ

Representative, Naval Criminal Investigative Service  
[redacted] 136 USN 11000 836  
Page 2 of 2 [redacted] 303

6-26

**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

INVESTIGATIVE ACTION

20JAN06

CONTROL: 05JAN06-MEJ-0015-7HMA

V/ABBASS, ADNAN EID/CIV  
M/W/FNIZ/N///AR RUTBAH, IZ

INTERVIEW OF [REDACTED]

On 05JAN05, Reporting Agent interviewed [REDACTED], USN, concerning his knowledge about the death of detainee Adnan Eid ABBASS on 04JAN06. The interview occurred at Forward Operation Base (FOB) Camp Korean Village, IZ.

[REDACTED] stated around 0335, 04JAN06, Camp Korean Village COC called the Surgical Shock Trauma Platoon (SSTP) reporting that a Recon patrol was bring in a person who had stopped breathing.

[REDACTED] left the SSTP right after receiving the telephone call in order to dress properly. [REDACTED] returned about 10 minutes later and the detainee, who was later identified as ABBASS, was already there with a group of U.S. personnel.

[REDACTED] asked who in the group was the medical person and [REDACTED] responded that he was and the first one to examine the victim.

[REDACTED] stated ABBASS was lying on his stomach fully clothed. There were no attempts to resuscitate ABBASS and [REDACTED] asked [REDACTED] how long the victim not been breathing. [REDACTED] guessed about an hour or so.

[REDACTED] who was the physician at SSTP, walked in the SSTP and asked some questions, checked ABBASS for a pulse, and then started on the paper work documenting ABBASS' death.

[REDACTED] told [REDACTED] and a short Hispanic male to start cutting off ABBASS' clothing. [REDACTED] took inventory of the clothing then he supervised the photographing of ABBASS finger which had a ring on it and his face. [REDACTED] also noted there were no bruises, scars, or trauma to his body. [REDACTED] also noted that ABBASS wrists were taped together with electrical tape in front of him.

[REDACTED] noted a pooling of blood underneath the skin on the back of the neck of ABBASS and it appeared that livermortis was setting in because ABBASS had been lying in that position. The above did not look like an injury.

[REDACTED] looked at ABBASS' nose and mouth and did not see any injury. He did not attempt to examine the eyes but he did speak to [REDACTED]

[REDACTED] stated the victim had been riding the back of a highback HMMWV while transporting him to Korean Village detention center. [REDACTED] stated when they arrived at Korean Village and went to unload the

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Page 1

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SUBJ: V/ABBASS, ADNAN EID/CIV  
**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

detainees they noticed that ABBASS was unresponsive and had discovered him dead. [REDACTED] stated he did not have any further conversation with [REDACTED] and [REDACTED] did not have any further pertinent information to provide during this interview.

REPORTED BY: [REDACTED]  
OFFICE: NCIS DET AL ASAD IZ

b6 b7c

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Page 2

LAST

[REDACTED] V2 LNY

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**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

INVESTIGATIVE ACTION

20JAN06

CONTROL: 05JAN06-MEJB-0015-7HMA

V/ABBASS, ADNAN EID/CIV  
M/W/FNIZ/N///AR RUTBAH, IZ

INTERVIEW OF [REDACTED]

On 05JAN05, Reporting Agent interviewed [REDACTED],  
USN, concerning his knowledge to the death of detainee Adnan Eid  
ABBASS. This interview occurred at Forward Operational Base (FOB)  
Korean Village, IZ.

[REDACTED] stated around 0330/0400, 04JAN06, [REDACTED] was woken up by [REDACTED].  
[REDACTED] asked [REDACTED] to help him with a body that had just  
been brought in. [REDACTED] went over to the Surgical Shock Trauma  
Platoon (SSTP) found two individuals, presumably Marines, cutting the  
clothing off a dead detainee who was later identified as Adnan Eid  
ABBASS. ABBASS' wrists were bound in front with electrical tape.

[REDACTED] and [REDACTED] checked ABBASS for wounds and inventoried his  
clothing. [REDACTED] did not see any wounds on the body or blood on the  
clothing.

[REDACTED] then took photographs of the ring on ABBASS hand and his face.  
Then they notified public affairs of ABBASS' death.

The two above unknown Marines who were cutting the clothing off said  
they had assisted in getting him into the vehicle when he was first  
detained and had put a blanket on him to keep him warm.

When they got to Korean Village detention facility and were unloading  
detainees they noticed that ABBASS was not responding. So they went  
in to get him out of the vehicle and found him dead.

At about 0530, 04JAN06, [REDACTED] spoke to [REDACTED]. [REDACTED] stated he  
had seen ABBASS walk normal to the vehicle when he was originally  
detained. Nothing unusual about him until the got to the detention  
center and found ABBASS dead in the vehicle still wrapped in his  
blanket. [REDACTED] did not know how ABBASS had died.

[REDACTED] provided a copy of ABBASS' Certificate of Death and treatment  
which are attached as Enclosure (A). No further pertinent  
information was available.

ENCLOSURE

(A) Certificate of Death and related medical treatment/04JAN06

CONTACT INFO

Combat Logistics Battalion (CLB) 2, Camp Korean Village, IZ Surgical  
Shock Trauma Platoon (SSSTP)

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b7c

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SUBJ: V/ABBASS, ADNAN EID/CIV  
**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

REPORTED BY: [REDACTED]  
OFFICE: NCIS DET AL ASAD IZ

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Page 2 LA [REDACTED] V2 LNY

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Page(s) G 81-88, Encl. (A)

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           Deleted under exemption(s) \_\_\_\_\_

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\_\_\_\_\_  
DEPARTMENT OF THE NAVY  
BUREAU OF MEDICINE AND SURGERY  
ATTN: CODE MED-OOL  
2300 E STREET, NW  
WASHINGTON, DC 20372-5300  
\_\_\_\_\_  
\_\_\_\_\_

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**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

INVESTIGATIVE ACTION

19JAN06

CONTROL: 05JAN06-MEBJ-0015-7HMA

V/ABBASS, ADNAN EID/CIV  
M/W/FNIZ/N///AR RUTBAH, IZ

INTERVIEW OF [REDACTED]

On 05JAN06, Reporting Agent interviewed [REDACTED] USMC, [REDACTED] 2D Force Recon Company. The interview occurred at Forward Operation Base (FOB) Camp Korean Village and [REDACTED] was interviewed in order to obtain basic information concerning the death of detainee Adnan Eid ABBASS on 04JAN06.

[REDACTED] stated during the morning of 04JAN06 his unit was involved in a series of raids at Ar Rutbah, IZ. At about 0220, ABBASS and two other detainees were loaded into a HMMV and driven to Camp Korean Village. There were 17 other detainees in a 7 ton truck that also made the trip.

After arriving at Camp Korean Village detention center the detainees were allowed to disembark and were escorted into the detention center. ABBASS did not respond to verbal commands and had to be carried out of the HMMV.

[REDACTED] was in one of the last vehicles and saw the Marines carrying ABBASS out of the HMMV. [REDACTED] walked over to ABBASS and noted his eyes were open and his tongue was hanging out. [REDACTED] came over and checked for a pulse and was unable to find one.

[REDACTED] then left the scene to find the Company's Sergeant Major. When [REDACTED] returned to ABBASS a couple of minutes later [REDACTED] had joined [REDACTED] and they had cut the plastic ties off ABBASS' wrists. [REDACTED] spoke to [REDACTED] and [REDACTED] then he left the scene to debrief the rest of the company.

[REDACTED] stated his unit has made 60 raids since 18AUG05 and brought in over 300 detainees without any injuries or deaths. [REDACTED] did not have any further pertinent information to provide during this interview.

CONTACT INFO  
2D Force Recon Company, 2D Marine Division

REPORTED BY: [REDACTED]  
OFFICE: NCIS DET AL ASAD IZ

*b6/b7c*

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*689*

# U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

INVESTIGATIVE ACTION

21JAN06

CONTROL: 05JAN06-MEBJ-0015-7HMA

V/ABBASS, ADNAN EID/CIV  
M/W/FNIZ/N///AR RUTBAH, IZ

Photographs of ABBASS at freezer in Camp Korean Village

On 05JAN06, Reporting Agent took an number of photographs of Adnan Eid ABBASS, who was a detainee that died on 04JAN06 while being transported from his residence to Camp Korean Village detention center. The photographs were taken at Camp Korean Village freezer where his body was being stored prior to shipment to mortuary affairs in Al Asad. The photographs were meant to document the lack of visible injuries to ABBASS' body, Enclosures (A) through (F) pertain.

Reporting Agent utilized an Olympus 5.1 megapixel "Camedia" digital D-435 camera with 6.1mm 1:2.8 lens.

## ENCLOSURES

- (A) Photo of frontal upper body/05JAN06
- (B) Photo of frontal lower body/05JAN06
- (C) Photo of ABBASS right side of neck/05JAN06
- (D) Photo of ABBASS left side of neck/05JAN06
- (E) Photo of ABBASS back/05JAN06
- (F) Photo of ABBASS lower leg and ankles/05JAN06

REPORTED BY: [REDACTED]  
OFFICE: NCIS DET AL ASAD IZ

*bb/b7c*

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Page 1

LA

V2 LNY

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*910*

**NAVAL CRIMINAL INVESTIGATIVE SERVICE**

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Page(s) <sup>G</sup> 91-96, <sup>G</sup> Encl (A) - (F)

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Comments: \_\_\_\_\_  
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**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

INVESTIGATIVE ACTION

20JAN06

CONTROL: 05JAN06-MEBJ-0015-7HMA

V/ABBASS, ADNAN EID/CIV  
M/W/FNIZ/N///AR RUTBAH, IZ

DIAGRAM OF SEATING IN VEHICLE #2

On 05JAN06, [REDACTED], Commanding Officer, 2d Force Recon Company, provided a computer generated diagram of vehicle #2 of 1st Platoon convoy which carried Adnan Eid ABBASS on the morning of 04JAN06 when he was discovered dead.

The vehicle was listed as #2 in the convoy and attached as Enclosure (A) are the positions where the occupants sat. Enclosures (B) and (C) are photographs taken of the vehicle on 06JAN07 by Reporting Agent utilizing a 5.1 megapixel Olympus "Camedia" digital camera D-435 with a 6.1mm 1:2.8 lens.

ENCLOSURES

- (A) DIAGRAM/05JAN06
- (B) Photo of #2 vehicle's front/06JAN06
- (C) Photo of #2 vehicle's cargo area/06JAN06

REPORTED BY: [REDACTED]  
OFFICE: NCIS DET AL ASAD IZ

*Handwritten:* b6/b7c

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Page 1

LA [REDACTED] V2 LNY

**WARNING**

**EXHIBIT (2)**

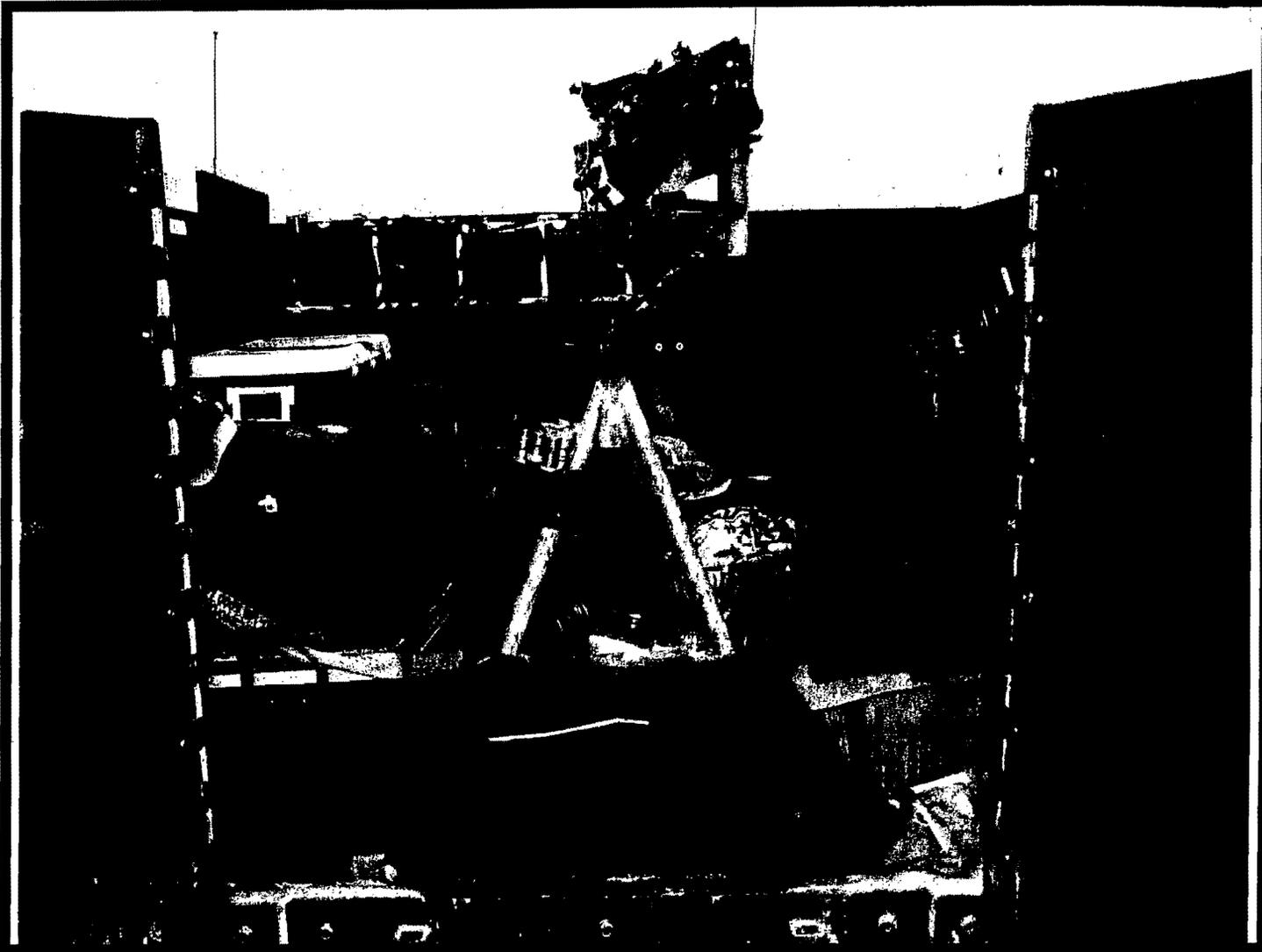
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So

So



**NAVAL CRIMINAL INVESTIGATIVE SERVICE  
AL ASAD, IRAQ**

**TITLE**

**CCN**

**AGENT'S NAME**

**1/2<sup>ND</sup> FORCE RECON COMPANY,  
CAMP KOREAN VILLAGE  
IZ/DEATH OF DETAINEE ADNAN  
EID ABBASS ON 04JAN06**

**05JAN06-MEBJ-0015-7HMA**



**SUMMARY**

**DATE PHOTO TAKEN**

**View of #2 vehicle cargo area.**

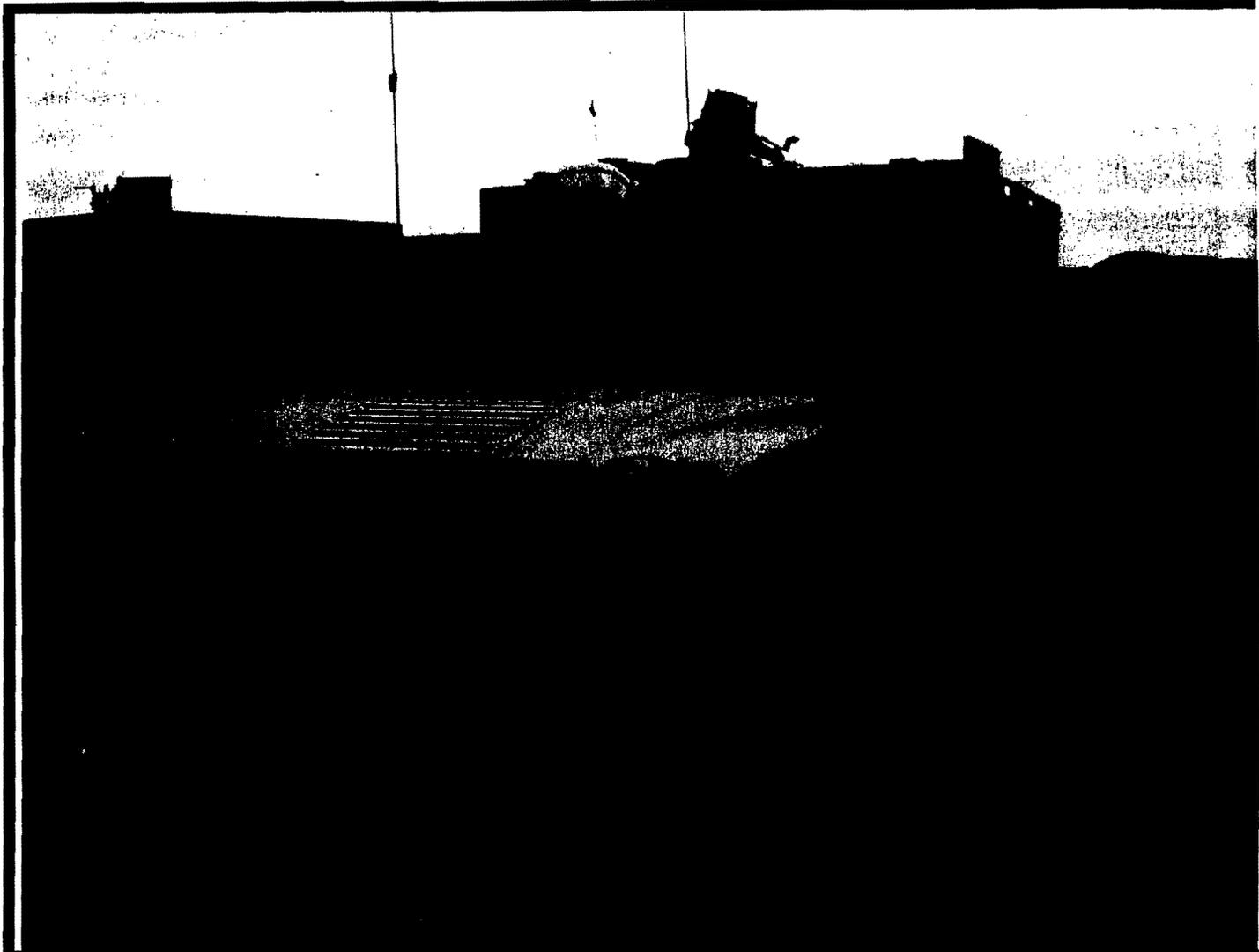
Photo 2 of 2

06JAN06

**ENCLOSURE (C)**

50

50



**NAVAL CRIMINAL INVESTIGATIVE SERVICE  
AL ASAD, IRAQ**

<p align="center"><b>TITLE</b></p> <p><b>I/2<sup>ND</sup> FORCE RECON COMPANY, CAMP KOREAN VILLAGE IZ/DEATH OF DETAINEE ADNAN EID ABBASS ON 04JAN06</b></p>	<p align="center"><b>CCN</b></p> <p><b>05JAN06-MEBJ-0015-7HMA</b></p>	<p align="center"><b>AGENT'S NAME</b></p> <p>[REDACTED]</p>
---	---	---

<p align="center"><b>SUMMARY</b></p> <p align="center"><b>Frontal view of #2 vehicle</b></p> <p align="center">Photo 1 of 2</p>	<p align="center"><b>DATE PHOTO TAKEN</b></p> <p align="center">06JAN06</p>
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ENCLOSURE (B )

**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

INVESTIGATIVE ACTION

23JAN06

CONTROL: 05JAN06-MEJB-0015-7HMA

V/ABBASS, ADNAN EID/CIV  
F/W/FNIZ/N///AR RUTBAH, IZ

Weather conditions at Camp Korean Village on 04JAN06

The following information was provided by 2d Marine Air Wing (MAW), Al Asad, Air Base IZ on 19JAN06 concerning the weather conditions at Camp Korean Village, IZ. The information was obtained via archives at 2MAW.

During the morning hours of 04JAN06, to include 0300, at Korean Village the weather was broken sky at 20,000 feet (partly cloudy), visibility 7 miles, winds 100 degrees at 02 knots, altimeter at 30.35 inches of mercury. The temperature for the day ranged from .7C (32F) to 13.6C (55F).

No further pertinent information was available.

REPORTED BY: [REDACTED]  
OFFICE: NCIS DET AL ASAD IZ

*blb/bac*

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Page 1 LAM [REDACTED] V2 LNY

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*G 101*

**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

INVESTIGATIVE ACTION

18JAN06

CONTROL: 05JAN06-MEBJ-0015-7HMA

V/ABBASS, ADNAN EID/CIV  
M/W/FNIZ/N///AR RUTBAH, IZ

INTERVIEW OF ADNAN EID ABBASS [REDACTED]

High b2  
b6/b7c

On 06JAN06, Reporting Agent interviewed Al Asad's detainee number [REDACTED] and detainee number [REDACTED] at Al Asad Air Station IZ detention center. They were [REDACTED] of Adnan Eid ABBASS who died while under detention by 2d Force Recon Company from their residence in Ar Rutbah to Forward Operation Base (FOB) Camp Korean Village on 04JAN06.

They were both interviewed separately and "Raj", an L-3 Corporation employee translated the conversation. [REDACTED] stated he was born in [REDACTED] but he did not know the month or day. [REDACTED] stated he was born in [REDACTED] but he did not know the month or day either.

b6/b7c

They knew that [REDACTED] had been born sometime in 1951, however, they did not know the month or day. They appeared to be unaware that [REDACTED] had died during transportation from their residence to Camp Korean Village and Reporting Agent did not tell them that fact.

Reporting Agent asked both of them if they were [REDACTED] and bound when they were first detained. They both responded yes and stipulated that [REDACTED] and that their wrists were tied behind their backs.

b7E

Reporting Agent in so many words asked if they were beaten by the Marines who initially detained them and drove them from their residence. They both responded no. [REDACTED] stated while he was in the vehicle someone stepped lightly on his chest once. [REDACTED] stated he received two soft pats to the stomach while sitting in the vehicle.

They both stated that they did not have a conversation with anyone in the vehicle and they did not hear any commotion while in the vehicle. Reporting Agent then asked if they were provided a blanket while riding in the vehicle. [REDACTED] responded no and [REDACTED] said yes, but the blanket had fallen to his feet while riding in the vehicle.

Reporting Agent asked if they were cold during transportation from their home and they both responded yes.

Reporting Agent then asked them if there was any medical condition that [REDACTED] had. They both responded no. No further questions were asked of them.

CONTACT INFO

The military GPS of their residence was [REDACTED] which is

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**EXHIBIT (4)**

G/102

05JAN06-MEBJ-0015-7HM

SUBJ: V/ABBASS, ADNAN EID/CIV  
**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

in Ar Rutbah IZ.

REPORTED BY: [REDACTED]  
OFFICE: NCIS DET AL ASAD IZ

*bld/brc*

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LAS [REDACTED] V2 LNY

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*G 103*

**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

REPORT OF INVESTIGATION (CHANGE)

06FEB06

DEATH (II)

CONTROL: 05JAN06-MEBJ-0015-7HMA

V/ABBASS, ADNAN EID/CIV  
M/W/FNIZ/N///AR RUTBAH, IZ

COMMAND/2ND FORCE RECON COMPANY/28351

MADE AT/MEBJ/AL ASAD AIR BASE IZ [REDACTED] SPECIAL AGENT

REFERENCES

- (A) MEBJ ROI (OPEN)/08JAN06/I/2ND FORCE RECON COMPANY, CAMP KOREAN VILLAGE IZ/DEATH OF DETAINEE ADNAN EID ABBASS ON 04JAN06  
CCN: 05JAN06-MEBJ-0015-7HMA

NARRATIVE

1. Subsequent to the submission of Reference (A), it was determined that deceased detainee Adnan Eid ABBASS should be titled in this investigation.

ACTION

DIST: Change title block of Ref (A) to reflect identifying data for V/ABBASS. ✓

DISTRIBUTION

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*bb/ozc*

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~~LAST~~ V2 LNY

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*G-104*

**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

REPORT OF INVESTIGATION (ACTION)

27JAN06

DEATH (II)

CONTROL: 05JAN06-MEBJ-0015-7HMA

I/2ND FORCE RECON COMPANY, CAMP KOREAN VILLAGE IZ/DEATH OF DETAINEE  
ADNAN EID ABBASS ON 04JAN06

COMMAND/2ND FORCE RECON COMPANY/28351

MADE AT/DCWA/WASHINGTON DC [REDACTED] SPECIAL AGENT

REFERENCE(S)

(A) MEBJ ROI (OPEN)/08JAN06

EXHIBIT(S)

- (1) IA: Attendance of Autopsy/24Jan06...(Copy all)
- (2) IA: Receipt of Preliminary Autopsy Report & Death Certificate/24Jan06...(Copy all)

NARRATIVE

1. Subsequent to Reference (A), Reporting Agent (RA) attended the autopsy of ABBASS, Adnan Eid, at the Charles C. Carson Center for Mortuary Affairs, Dover Air Force Base, Dover, Delaware. Exhibit (1) provides amplifying details.
2. On 24Jan06, RA received a copy of the preliminary autopsy report and death certificate for ABBASS. Each of these documents lists the cause and manner of death as "pending" (Exhibit (2) pertains).
3. This lead tasking is complete.

ACTION

0023B: Coordinate receipt of final autopsy report and finalized death certificate from the Armed Forces Institute of Pathology (AFIP), Rockville, MD. Provide the documentation to MEBJ.

DISTRIBUTION

NCISHQ: 0023B  
INFO: DCWA/MEBJ (M)

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**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

INVESTIGATIVE ACTION

24JAN06

CONTROL: 05JAN06-MEBJ-0015-7HMA

I/2ND FORCE RECON COMPANY, CAMP KOREAN VILLAGE IZ/DEATH OF DETAINEE  
ADNAN EID ABBASS ON 04JAN06

RECEIPT OF PRELIMINARY AUTOPSY REPORT AND DEATH CERTIFICATE

1. On 24Jan06, Reporting Agent (RA) received an e-mail copy of the preliminary autopsy report for ABBASS, Adnan Eid. The report lists the cause and manner of death as "pending investigation." Toxicology, full neuropathology consultation and full cardiovascular consultations are still pending. Enclosure (A) provides amplifying details.

2. RA also received an e-mail copy of the death certificate for ABBASS. The death certificate also lists the cause and manner of death as "pending." Enclosure (B) provides additional details.

ENCLOSURE(S)

- (A) Preliminary Autopsy Report/18Jan06
- (B) Death Certificate/16Jan06

REPORTED BY: [REDACTED]  
OFFICE: NCISFO Washington, DC

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EXHIBIT (2) 1/06  
G



**NAVAL CRIMINAL INVESTIGATIVE SERVICE**

**DELETED PAGE INFORMATION SHEET**

Page(s) G-109

withheld entirely at this location. One or more of following explain this decision:

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Comments: duplicate of page 16

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# U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

REPORT OF INVESTIGATION (OPEN)

08JAN06

DEATH (II)

CONTROL: 05JAN06-MEBJ-0015-7HMA

I/2ND FORCE RECON COMPANY, CAMP KOREAN VILLAGE IZ/DEATH OF DETAINEE  
ADNAN EID ABBASS ON 04JAN06

COMMAND/2ND FORCE RECON COMPANY/28351

MADE AT/MEBJ/AL ASAD AB IZ/ [REDACTED] SPECIAL AGENT

## NARRATIVE

1. This investigation was initiated due to the unattended death of Iraqi Detainee Adnan Eid ABBASS while in US custody on 04Jan06. No criminal statutes apply at this time.

2. Investigation was initiated following NCIS Al Asad AB, IZ, notification that sometime between 0205-0330, 04Jan06, Adnan Eid ABBASS died in the cargo area of an open Highly Mobile Multi Wheeled Vehicle (HMMWV). Preliminary investigation disclosed that just after 0205, 04Jan05, ABBASS was apprehended by 2DFORRECON Marines at his residence in Ar Rutbah for questioning relative to his involvement in insurgent activity. He was subsequently placed into a Highback HMMWV with two other Iraqi detainees, given a blanket to keep warm, and then transported to Camp Korean Village (KV), IZ. Upon arrival at KV, 2DFORRECON personnel found ABBASS, who was covered with the blanket, dead in the cargo area of the HMMWV. Subsequent examination of ABBASS by KV emergency physician, [REDACTED] USN, failed to detect any injuries on ABBASS. [REDACTED] tentatively listed ABBASS' cause and manner of death as cardiac arrest, natural. Investigation continues.

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## ACTION

R.DCWA: Attend and fully document the autopsy of ABBASS at AFIP, Dover, DE.

## DISTRIBUTION

NCISHQ: 0023B  
ACTION: DCWA  
INFO: MEBJ

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Page 1 LAST [REDACTED] V2 LNY

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**INVESTIGATIVE FILE (H)**

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RECORDS MANAGEMENT DIVISION  
LAW ENFORCEMENT RECORDS**

<b>NAME:</b> [REDACTED]							
<b>AKA:</b>							
<b>IDENTIFICATION:</b> [REDACTED]	Context: S						
Date of Birth: [REDACTED]	State of Birth: [REDACTED] Country of Birth: US						
<b>FILE IDENTIFICATION #:</b> 120CT05MEBJ0700							
<b>DCII INDEX CODE</b>							
K      C = 5 YEARS      F = 15 YEARS      G = 25 YEARS      K = 50 YEARS	<b>DATE CLOSED</b> 20051012						
<b>RECORDS SERIES</b>							
5580/4a(1)(b)	C 5580/4b(1)(a) 5580/4d(1)(b) 5580/4b(2)(c)2 5580/4d(2)	F 5580/4d(1)(a) 5580/4d(4)(a)	G 5580/4a(1)(a) 5580/4b(1)(b) 5580/4c(1)(b) 5580/4d(5)	K 5580/4a(1)(b) 5580/4a(2)(c)2 5580/4c(1)(a)			
DOD - IG NAVSUPSYSCOM - IG NAVSEAYSCOM - IG NAVAIRSYSCOM - IG NAVFACENCOM - IG	NAVY - IG NAVY - JAG NAV COMPT NAVSPAWAR - IG NAVMEDCOM - IG	<b>DOD DISSEMINATION:</b> NSGHQ PERS - 81 PERS - 82 PERS - 83 PERS - 655	DCIS CNO - N29 NAFCWASH NCIS - 21 DONCAF	<b>Other:</b> ONI AFIP DEF LOGISTICS AGY MIL POSTALSVCs AGY	CMC - POS CMC - JAM CMC - INTO NAVRESSO		
<b>COMMENTS</b>							
TWO (2) CO-SUBJECT, ONE (1) VICTIM							
<i>bl/br</i>							
CIS (Date/Initials) 24 FEB 06 [REDACTED]		CIS					
Closed Status	X	DUP Titles	X	DUP CCN	X	DISP	DATA
I, [REDACTED] certify that this document is being retained in strict accordance with SECNAVINST 5212.5 (Current Edition) & SECNAVINST 3820.2 (Current Edition).							
FEB 24 2006							

Revised 5 Apr 05

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**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

REPORT OF INVESTIGATION (CLOSED)

12OCT05

DEATH (II)

CONTROL: 12OCT05-MEBJ-0700-7HMA/C

[REDACTED]  
DUSTA: ARNG TASKFORCE 1-172 ARMOR/CAMP RAMADI, IRAQ  
[REDACTED]

DUSTA: ARNG TASKFORCE 1-172 ARMOR/CAMP RAMADI, IRAQ  
[REDACTED]

DUSTA: ARNG TASKFORCE 1-172 ARMOR/CAMP RAMADI IRAQ  
V/SERHAN, FAISEL KURDI/CIV  
M/W/FNXX/N//01JAN85/AR RAMADI, IRAQ

COMMAND/ALPHA COMPANY 3RD BN 172TH INFANTRY REGIMENT, ARNG/VA9A0

MADE AT/MEBJ/NCIS DET CAMP BLUE DIAMOND IRAQ/[REDACTED] SA

EXHIBIT(S)

- (1) IA: Liaison With [REDACTED] SJA 2MARDIV/  
10OCT05... (Copy All)
- (2) IA: Liaison With Medical Facilities In Ar Ramadi, Iraq Area Of  
Operation/10OCT05... (Copy All)
- (3) IA: Liaison with [REDACTED] of  
Taskforce 1-172 Armor, Camp Ramadi, Iraq/11OCT05... (Copy All)
- (4) Military Suspect's Acknowledgement and Cleansing Waiver Of  
Rights/S/[REDACTED] 11OCT05... (Copy All)
- (5) Sworn Statement Of S [REDACTED]  
11OCT05... (Copy All)
- (6) Military Suspect's Acknowledgement and Cleansing Waiver Of  
Rights/[REDACTED] 11OCT05... (Copy All)
- (7) Sworn Statement Of [REDACTED]  
11OCT05... (Copy All)
- (8) Military Suspect's Acknowledgement and Cleansing Waiver Of  
Rights/[REDACTED] 11OCT05... (Copy All)
- (9) Sworn Statement Of X [REDACTED]  
11OCT05... (Copy All)
- (10) Military Suspect's Acknowledgement and Cleansing Waiver Of  
Rights/[REDACTED] 11OCT05... (Copy All)
- (11) Sworn Statement Of [REDACTED]  
11OCT05... (Copy All)
- (12) IA: Results Of Interview/[REDACTED]  
11OCT05... (Copy All)
- (13) IA: Results Of Interview/[REDACTED]  
11OCT05... (Copy All)
- (14) IA: Results Of Interview/S [REDACTED]  
11OCT05... (Copy All)
- (15) IA: Acquisition Of Photographs/11OCT05... (Copy All)
- (16) IA: Liaison With [REDACTED] CIV/Interrogator, Camp Ramadi,  
Iraq/11OCT05... (Copy All)
- (17) IA: Results Of Interview/[REDACTED] CIV/Detainee

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SUBJ: [REDACTED]  
**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

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- [REDACTED] Camp Ramadi, Iraq/11OCT05... (Copy All)
- (18) IA: Results Of Interview/[REDACTED]/CIV/Detainee
- [REDACTED] Camp Ramadi, Iraq/11OCT05... (Copy All)
- (19) IA: Liaison With [REDACTED] SJA 2MARDIV/  
12OCT05... (Copy All)

**EXECUTIVE SUMMARY**

1. On 10OCT05 NCIS Det Camp Blue Diamond, Iraq was notified of allegations of a detainee death in the Ar Ramadi area of operation (AO). This area of operation is comprised of multiple U.S. Marine Corps, Navy and Army units under USMC Command. [REDACTED] SJA 2MARDIV, requested NCIS investigate the allegation of murder brought forward by two self proclaimed insurgents. The two insurgents alleged that U.S. Army National Guard soldiers detained them and the deceased after they were observed emplacing improvised explosive devices (IEDs) in the roadway within the Tammin area of, Ar Ramdai, Iraq. Moreover, they alleged that the deceased was told by U.S. soldiers to walk away and as he did several soldiers killed him for no reason by shooting him in the back.

2. On 11OCT05 Reporting Agent (RA) and Participating Agent (PA) conveyed to Camp Ramadi, Iraq and conducted interviews and interrogation with all parties involved. The soldiers involved provided sworn statements indicating that the deceased attempted to flee prior to allowing a search of his person. Fearing that the deceased possessed a weapon and/or an initiator for the IEDs discovered in his vehicle, soldiers engaged and killed the fleeing insurgent. All seven soldiers questioned denied the allegation that the deceased was told to simply walk away. The deceased was left in the street per the unit's standard operating procedure. No medical facilities in the area had any information regarding the deceased.

3. On 11OCT05 the two detainees alleging this crime were interviewed with the use of a Department of Defense interpreter. Both detainees gave conflicting versions of what transpired leading up to the shooting. Moreover, the detainees ultimately admitted that they did not observe the shooting therefore, were unable to validate their allegations.

4. Based on the information gleaned from multiple interviews and interrogations the allegations of murder were unfounded. On 12OCT05 RA presented the findings to [REDACTED] who concurred that the soldiers acted with the appropriate rules of engagement. [REDACTED] stated the investigation would be endorsed by the Commanding General, 2MARDIV and forwarded to MNF-W per MNC-I LOAC reporting requirements.

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**NARRATIVE**

1. This investigation was initiated on 10OCT05 pursuant to alleged violations of UCMJ Article 118, Murder.

2. On 10OCT05 MEBJ/NCIS Det Camp Blue Diamond, Iraq was notified by [REDACTED] USMC, SJA 2MARDIV, regarding a detainee death which

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H 3

SUBJ: [REDACTED]

**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

occurred on 09OCT05. [REDACTED] forwarded information and copies of sworn statements given by soldiers of Alpha Company 3rd Battalion 172th Infantry Regiment, United States Army National Guard stationed at Camp Ramadi, Iraq. The documentation sent by [REDACTED] provided limited information regarding the facts of the incident wherein an Iraqi civilian was shot and killed by soldiers conducting patrols in the city of Ar Ramadi, Iraq. [REDACTED] requested NCIS assist in investigating allegations of murder voiced by two detainees who witnessed the incident. Reports provided by the soldiers involved indicated that V/SERHAN and two detainees were apprehended moments after emplacing improvised explosive devices (IEDs) in the streets of Ar Ramadi, Iraq. The reports also indicated that V/SERHAN was uncooperative and was shot and killed while attempting to flee. Exhibit (1) pertains.

3. On 10OCT05 Reporting Agent (RA) effected liaison with three U.S. military medical facilities in the Ar Ramadi area of operation: Base Aid Station, Camp Blue Diamond; Charlie Company Medical Corps, Camp Ramadi; and a representative of the Joint Civilian Commission (JCC) operating from the Government Center in Ar Ramadi, Iraq. RA inquired about the whereabouts of the deceased Iraqi insurgent, V/SERHAN, however no information was available. None of the aforementioned facilities had any knowledge regarding the incident in question or V/SERHAN. Exhibit (2) pertains.

4. Due to logistical constraints and insurgent activity in the area, RA was unable to convoy to Camp Ramadi until 11OCT05. On 11OCT05 RA and Participating Agent (PA), SA [REDACTED], convoyed to Camp Ramadi and met with [REDACTED] USA 2/28 BCT Command Judge Advocate. [REDACTED] provided additional information regarding the incident and introduced Special Agents (SAs) t [REDACTED] ARNG, Executive Officer of Taskforce 1/172 Armor. [REDACTED] provided RA with Taskforce Saber Mission Checklist which included the names of soldiers involved in the incident in question. [REDACTED] also made all personnel involved available for interviews/interrogations. Exhibit (3) pertains.

5. On 11OCT05 RA interviewed [REDACTED] [REDACTED] indicated that he was one of several soldiers who fired his weapon at V/SERHAN. RA advised [REDACTED] of his Article 31b Rights and subsequently he signed a Military Suspect's Acknowledgement and Cleansing Waiver of Right form appended as Exhibit (4). [REDACTED] gave a sworn statement indicating that his patrol was notified by an outpost that three persons were observed emplacing potential IEDs in the roadway within the Tammin area of Ar Ramadi, Iraq. [REDACTED] and his patrol were in the area and stopped a vehicle described by soldiers from the outpost. Once the vehicle was stopped, the occupants were challenged at gunpoint and ordered to exit the vehicle. As [REDACTED] approached the vehicle he noticed rifles and IED components in the back seat. [REDACTED] alerted members of his patrol unit and all occupants were pulled out of the vehicle. [REDACTED] was responsible for searching V/SERHAN for weapons and/or potential initiators for the IEDs in the vehicle. As [REDACTED]

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SUBJ: [REDACTED]  
U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

ordered V/SERHAN to turn around in order to perform a search of his person, V/SERHAN became uncooperative and began grabbing for the barrel of [REDACTED] weapon. [REDACTED] yelled at V/SERHAN to get off his rifle at which time V/SERHAN grabbed the rifle one last time and moved it enough to escape. V/SERHAN began running away from the convoy and according to [REDACTED] kept his hands concealed near his waist. [REDACTED] feared that V/SERHAN might be armed or in possession of an IED initiator and fired his rifle multiple times until V/SERHAN collapsed in the roadway. According to [REDACTED], V/SERHAN's body was subsequently searched however, no weapons or initiators were recovered. V/SERHAN's body was left in the roadway while the two remaining detainees were secured and transported back to Camp Ramadi. [REDACTED] stated that leaving the deceased in the roadway was in accordance with the unit's standard operating procedure (SOP). Exhibit (5) pertains.

6. On 11OCT05 RA interviewed [REDACTED] [REDACTED] stated that he fired his weapon at V/SERHAN and RA advised him of his Article 31b Rights. Subsequently [REDACTED] signed a Military Suspect's Acknowledgement and Cleansing Waiver of Right form appended as Exhibit (6). [REDACTED] provided a sworn statement indicating that once the suspect vehicle, a black Opel, was stopped and the occupants were outside of the vehicle, he heard [REDACTED] yelling at V/SERHAN to get off his weapon. Within seconds [REDACTED] observed V/SERHAN attempting to flee. Not sure of what happened, [REDACTED] observed [REDACTED] fire his weapon at V/SERHAN and he did the same. [REDACTED] stated that he fired his weapon multiple times. Exhibit (7) pertains.

7. On 11OCT05 PA interviewed [REDACTED] [REDACTED] stated that he fired his weapon at V/SERHAN and PA advised him of his Article 31b Rights. Subsequently [REDACTED] signed a Military Suspect's Acknowledgement and Cleansing Waiver of Right form appended as Exhibit (8). [REDACTED] gave a sworn statement indicating that his patrol intercepted and stopped the vehicle in question. Moments after dismounting his HMMWV [REDACTED] noticed weapons inside the suspect vehicle. The occupants were ordered out of the vehicle and V/SERHAN was uncooperative. According to [REDACTED] V/SERHAN would not allow [REDACTED] to search his person and attempted to flee the area. [REDACTED] observed V/SERHAN running away and became concerned that V/SERHAN might possess an initiator for the IEDs in the vehicle which if detonated might kill everyone in his unit. [REDACTED] stated that he fired his weapon several time striking V/SERHAN in the head at least once. Exhibit (9) pertains.

8. On 11OCT05 PA interviewed [REDACTED] During the initial stages of the interview [REDACTED] indicated that he used the butt of his weapons to strike one of the detainees during the incident in question. PA terminated the interview and a short time later RA advised [REDACTED] of his 31b Rights regarding potential violation of UCMJ Article 128, Assault Consummated by a Battery. Following the advisement [REDACTED] signed a Military Suspect's Acknowledgement and Cleansing Waiver of

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SUBJ: [REDACTED]  
**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

Rights form appended as Exhibit (10). Subsequently, [REDACTED] provided a sworn statement indicating that on 09OCT05 while patrolling the Tammin area of Ar Ramadi, Iraq his unit stopped a suspect vehicle. [REDACTED] stated that he was tasked with securing and searching the driver for weapons, explosives and IED components. The driver was uncooperative and in an attempt not to lose control of him, [REDACTED] struck the detainee with his right fist in the face. The detainee continued attempting to free himself of [REDACTED]'s grip as V/SERHAN attempted to flee. According to [REDACTED] once the gunfire began, his detainee attempted to flee in the opposite direction. In order to stop him, [REDACTED] used the butt of his rifle to regain control of the detainee. The detainee was struck once in the side of his head and stopped resisting. [REDACTED] stated that he did not discharge his weapon. Exhibit (11) pertains.

9. On 11OCT05 PA interviewed [REDACTED] stated that on 09OCT05 during routine patrol of the Tammin area of Ar Ramadi, Iraq his unit received radio traffic advising them of a suspect vehicle. Shortly after the transmission his unit spotted and stopped the vehicle. As he dismounted his HMMWV, [REDACTED] observed rifles inside the suspect vehicle. While attempting to control one of the occupants, SPC noticed that [REDACTED] was dealing with an uncooperative subject. [REDACTED] stated that he only heard V/SERHAN being engaged but did not observe the shooting. According to [REDACTED] once V/SERHAN was presumed dead, the unit was reluctant to approach the body fearing that V/SERHAN might possess an initiator for the IEDs recovered from the suspect vehicle. Exhibit (12) pertains.

10. On 11OCT05 PA interviewed [REDACTED] stated that on 09OCT05 his unit was conducting a routine patrol of the Tammin area of Ar Ramadi, Iraq when they received radio transmissions alerting them of a black Opel. Shortly after the transmission the unit intercepted and forced the black Opel to stop. [REDACTED] stated that he was manning his gun in the turret of the HMMWV. [REDACTED] stated that other members of his unit dismounted the two HMMWVs and ordered the occupants of the black Opel to exit the vehicle. [REDACTED] stated that he was focusing on the rooftops of the buildings surrounding them and was not paying attention to what was going on with the rest of the unit. [REDACTED] then heard some commotion and observed soldiers shooting at one of the insurgents as he was attempting to flee. [REDACTED] stated that he was unsure which soldiers discharged their weapons. Exhibit (13) pertains.

11. On 11OCT05 PA interviewed [REDACTED] stated that on 09OCT05 his unit was conducting routine patrols of the Tammin area of Ar Ramadi, Iraq when they received radio transmissions from an observation post (OP) regarding a suspect vehicle. Within moments the vehicle was located and forced to stop. As members of his unit dismounted the HMMWV, SPC remained inside the vehicle to operate the "CROW" weapons system. According to [REDACTED] once the

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SUBJ: [REDACTED]  
U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

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unit dismounted he was unable to see much of what was going on because [REDACTED] stated that he was scanning the rooftops of tall buildings near their position. Shortly after shots were fired [REDACTED] observed [REDACTED] return to the HMMWV and radio someone regarding what took place and that one insurgent was shot and killed. [REDACTED] did not observe who discharged their weapon. Exhibit (14) pertains.

12. Subsequent to the interviews, RA followed [REDACTED] to his living quarters and met with [REDACTED] provided RA with five digital photographs depicting V/SERHAN after he was shot and killed. In addition he provided RA with one digital photograph depicting the IED components and weapons along with the two detainees who were with V/SERHAN at the time they were apprehended on 09OCT05; [REDACTED] detainee [REDACTED] and [REDACTED] detainee [REDACTED] Exhibit (15) pertains.

13. On 11OCT05 RA and PA met with [REDACTED] an interrogator at the Camp Ramadi, Iraq detention center. [REDACTED] was the first person to interrogate [REDACTED] and [REDACTED] when they arrived on 09OCT05. Both detainees admitted to emplacing IEDs in the roadway in the city of Ar Ramadi. Furthermore, both detainees stated that V/SERHAN was told to walk away by one of the soldiers and then shot in the back. Exhibit (16) pertains.

14. On 11OCT05 [REDACTED] joined RA and PA during interviews of the two detainees regarding the incident. The detainees were interviewed individually and gave conflicting stories as to what happened on 09OCT05 leading up to V/SERHAN's death. One detainee stated that V/SERHAN was told to walk away in Arabic while the other said that the soldier spoke in English. Further discussions revealed that neither detainee observed what actually happened because they were concerned with talking their way out of being detained, one blaming the other. [REDACTED] confirmed that the descriptions of events provided by both detainees on 11OCT05 were significantly different from the versions given on 09OCT05. Exhibits (17) and (18) pertain.

15. On 12OCT05 RA advised [REDACTED] of the findings in the investigation. RA advised that based on multiple interrogations and interviews of the soldiers and detainees, the soldiers acted within the rules of engagement. [REDACTED] concurred with RA's findings and indicated the investigation would be endorsed by the Commanding General, 2MARDIV and forwarded to MNF-W per MNC-I LOAC reporting requirements. Exhibit (19) pertains. All investigative efforts are complete. This case is closed.

PARTICIPANT(S)

[REDACTED] Special Agent, NCIS Det Camp Blue Diamond, Iraq

ACTION

DIST: Only report. Investigation is complete and the case is closed.

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12OCT05-MEBJ-0700-7HMA/C

SUBJ: [REDACTED]

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DISTRIBUTION

NCISHQ: 23B

INFO: MEBJ(M) [REDACTED], USMC, SJA 2MARDIV (H) /  
[REDACTED], USA 2/28 BCT CJA (H)/COMMAND (H)

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~~REST~~ [REDACTED]

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INVESTIGATIVE ACTION

12OCT05

CONTROL: 12OCT05-MEJ-0700-7HMA

[REDACTED]

DUSTA: ARNG TASKFORCE 1-172 ARMOR/CAMP RAMADI, IRAQ

LIAISON WITH [REDACTED] USMC, SJA 2MARDIV/10OCT05

1. On 10OCT05 NCIS Det Camp Blue Diamond, Iraq was notified by [REDACTED] SJA 2nd Marine Division (2MARDIV) of an alleged violation of UCMJ Article 118, Murder. [REDACTED] provided Reporting Agent (RA) with documentation indicating that soldiers of Alpha Company, 3rd Battalion 172nd Infantry Regiment shot and killed an Iraqi citizen during routine patrols of Ar Ramadi, Iraq.

2. The documentation provided my [REDACTED] consisted of a Suspect Law of War Violation Report; copy of a sworn statement written by [REDACTED]; copy of a sworn statement written by [REDACTED] and copies of notes taken on 09OCT05 by [REDACTED] CIV during interviews of [REDACTED] CIV, detainee [REDACTED] and [REDACTED] CIV, detainee [REDACTED]. Enclosures (A) through (E) pertain. The Suspected Law of War Violations Report was drafted by the [REDACTED] Ar Ramadi Detention Facility (ARDF) Officer In Charge (OIC). The report outlined the apparent injuries sustained by one of the detainees brought to the ARDF on 09OCT05. Furthermore, the report annotated the allegations voiced by both detainees who claimed that the third detainee, Faisal Kurdi SERHAN/CIV (V/SERHAN), was told by one of the soldiers to walk away and then was shot in the back and killed without reason. These allegations surfaced while both detainees were interrogated on 09OCT05 by [REDACTED] a civilian contracted interrogator at the ARDF.

3. [REDACTED] had limited information regarding the incident and the allegations made by the detainees. [REDACTED] requested that NCIS conduct an investigation regarding these allegations. Furthermore, [REDACTED] reiterated that NCIS has jurisdiction over all U.S. military units in the Ar Ramadi, Iraq area of operation (AO) because they operate under USMC 2MARDIV Command. Due to insurgent activity in the area RA was unable to convoy to Camp Ramadi until 11OCT05.

ENCLOSURE(S)

- (A) Suspect Law of War Violation Report, [REDACTED] USMC, ARDF OIC/10OCT05
- (B) Copy of Sworn Statement written by [REDACTED] 09OCT05
- (C) Copy of Sworn Statement written by [REDACTED] 09OCT05
- (D) Copy of Notes taken by [REDACTED] /CIV during interview of [REDACTED] /CIV, detainee # [REDACTED] 09OCT05
- (E) Copy of Notes taken by [REDACTED] IV during interview of [REDACTED] CIV, detainee [REDACTED] 9OCT05

High  
b2

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b6/b7c

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EXHIBIT (1)  
49

12OCT05-MEJ-0700-7HMA

SUBJ: [REDACTED]

**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

REPORTED BY: [REDACTED] SPECIAL AGENT

OFFICE: MEJ/NCIS DET CAMP BLUE DIAMOND, IRAQ

*b6/b7c*

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Page 2

~~LAST~~ [REDACTED]

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410



**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

INVESTIGATIVE ACTION

12OCT05

CONTROL: 12OCT05-MEBJ-0700-7HMA

[REDACTED]

DUSTA: ARNG TASKFORCE 1-172 ARMOR/CAMP RAMADI, IRAQ

LIAISON WITH MEDICAL FACILITIES IN THE AR RAMADI, IRAQ AREA OF OPERATION/10OCT05

1. On 10OCT05 NCIS Det Camp Blue Diamond, Iraq was contacted by [REDACTED] SJA 2nd Marine Division (2MARDIV) regarding allegations of an Iraqi detainee death. [REDACTED] had limited information regarding the incident and the whereabouts of the deceased, V/SERHAN.

2. On 10OCT05 Reporting Agent (RA) effected liaison with U.S. medical facilities in the Ar Ramadi, Iraq area of operation (AO). RA contacted the 2MARDIV Base Aide Station (BAS) aboard Camp Blue Diamond, Iraq and was instructed to contact Charlie Medical Corps (Charlie Med) aboard Camp Ramadi, Iraq. Charlie Med was unable to provide any information on V/SERHAN and indicated that no enemy killed in action (EKIA) were brought to their facility on 09OCT05. Lastly, RA contacted the Joint Civilian Commission (JCC) located in downtown Ar Ramadi. JCC also indicated that it had no information on V/SERHAN and did not recover any EKIA on 09OCT05.

3. Upon interviewing members of Taskforce 1-172 RA learned that V/SERHAN's body was left in the street per the unit's standard operating procedure (SOP). Furthermore, members of the unit stated that V/SERHAN's body remained in the street for approximately eight hours however, nobody observed who moved the deceased.

REPORTED BY: [REDACTED] SPECIAL AGENT  
OFFICE: MEBJ/NCIS DET CAMP BLUE DIAMOND, IRAQ

b6/b7c

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EXHIBIT (2)  
455

**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

INVESTIGATIVE ACTION

12OCT05

CONTROL: 12OCT05-MEBJ-0700-7HMA

[REDACTED]

DUSTA: ARNG TASKFORCE 1-172 ARMOR/CAMP RAMADI, IRAQ

LIAISON WITH [REDACTED] TASKFORCE 1-172 ARMOR/CAMP  
RAMADI, IRAQ/11OCT05

1. On 11OCT05 Reporting Agent (RA) and Participating Agent (PA) SA [REDACTED] effected liaison with [REDACTED] Taskforce 1-172 Armor, Camp Ramadi, Iraq. [REDACTED] provided RA with the Taskforce Saber mission checklist which listed all members of Alpha Company 3rd Battalion 172th Infantry Regiment who participated in the patrol on 09OCT05. The checklist named [REDACTED] and [REDACTED] as members of the unit which engaged and killed V/SERHAN. Enclosure (A) pertains.

2. [REDACTED] provided SAs with adequate spaces to conduct interviews/interrogations of all soldiers involved. Furthermore, [REDACTED] ensured that all soldiers were available for questioning.

ENCLOSURE(S)

(A) Copy of Taskforce Saber Mission Checklist/11OCT05

REPORTED BY: [REDACTED] SPECIAL AGENT

OFFICE: MEBJ/NCIS DET CAMP BLUE DIAMOND, IRAQ

b6/b7c

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Page 1

LAST [REDACTED] V2 LNY

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EXHIBIT (3)

H 26

**NAVAL CRIMINAL INVESTIGATIVE SERVICE**

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\_\_\_\_\_  
CHIEF  
NATIONAL GUARD BUREAU  
ATTN: NGB-JA (FOIA)  
1411 JEFFERSON DAVIS HIGHWAY  
ARLINGTON, VA 22203-3231  
\_\_\_\_\_

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MILITARY SUSPECT'S ACKNOWLEDGEMENT AND CLEANSING WAIVER OF RIGHTS

Place: Ar Ramadi, Iraq  
Date: 11 OCT 05

I, [REDACTED], have been advised by SA [REDACTED] the Naval Criminal Investigative Service that I am suspected of murder of USMT Abdul Ha, Murderer.

I have also been advised that:

- (1) Any prior illegal admissions or other improperly obtained evidence which incriminated me cannot be used against me in a trial by court-martial;
- (2) I have the right to remain silent and make no statement at all;
- (3) Any statement I do make can be used against me in a trial by court-martial or other judicial or administrative proceeding;
- (4) I have the right to consult with a lawyer prior to any questioning. This lawyer may be a civilian lawyer retained by me at no cost to the United States, a military lawyer appointed to act as my counsel at no cost to me, or both;
- (5) I have the right to have my retained civilian lawyer and/or appointed military lawyer present during this interview; and
- (6) I may terminate this interview at any time, for any reason.

I understand my rights as related to me and as set forth above. With that understanding, I have decided that I do not desire to remain silent, consult with a retained or appointed lawyer, or have a lawyer present at this time. I make this decision freely and voluntarily. No threats or promises have been made to me.

Signature [REDACTED]

Date & Time: 11 OCT 05 1230

Witnessed: [REDACTED]

*Special Agent*

**b6/b7c**

At this time, I, [REDACTED], desire to make the following voluntary statement. This statement is made with an understanding of my rights as set forth above. It is made with no threats or promises having been extended to me.

*H 30*

STATEMENT

Place : Camp Ramadi, Iraq HQ Battalin 1-172

Date : October 11, 2005

[redacted] make the following free and voluntary statement to Special Agent [redacted] whom I know to be a Representative of the United States Naval Criminal Investigative Service. I make this statement of my own free will and without any threats made to me or promises extended. I fully understand that this statement is given concerning my knowledge of the death of a detainee while in custody [redacted]

For purposes of identification, I am a [redacted] male with Social Security number [redacted] I was born on [redacted] [redacted] am [redacted] inches, weight [redacted] pounds, and have [redacted] hair and [redacted] eyes. My current residence is [redacted] My current unit is Alpha Company 3rd 172nd Infantry [redacted]

[redacted] 09OCT05 at approximately 1730, I was made aware of Black Opal Station wagon, traveling North on RT Jones than turned in my direction, by a tank in our patrol. I pulled my Humvee in tactical position to block the oncoming vehicle. I, [redacted] and [redacted] dismounted the Humvee and approached the black Opal with weapons drawn and pointed at the occupants of the vehicle. At approximately the same time, another Humvee blocked the Opel from the direct front and approached ordering the occupants out as well. I approached the vehicle on the driver's side when the occupants dismounted their vehicle. We grouped the individuals together once we got them out of the vehicle. At this time, I noticed several AK-47s and IED making components, *in the rear seats.*

The unit began to separate the occupants in order to detain them as well as conduct a quick search. The area was considered *hot with sniper over watch*, and was known to be an area where many IED's had been placed *and destroyed previously.* My unit tried quickly to round up the occupants and obtain quick intelligence before moving out. My occupant, described as wearing a white shirt and white baggy *pants.* He was in his mid to late 20's with average build and a scruffy beard. As I tried to move the individual up against the vehicle, I could see he wasn't acting appropriately. The occupant would not look me in the eyes and kept looking around in all directions. *I tried forcing the individual against the car when he started grabbing for my weapon.* I had to move my weapon several times to *keep it away* from the occupant who was aggressively trying to grab it. Suddenly, the occupant *turn* away from the vehicle and started to run. I feared the occupant was running because he was either armed or had a detonator for the devices I saw in the vehicle. I became extremely fearful when I could not see his hands.

I initially *approx* fired two rounds in the direction of the occupant. The first one missed the occupant and the second one struck the occupant in an unknown location. The occupant *fell* to his knees and continued to have his hands in front of him. I then fire again, striking the occupant and killing him. I also believe [redacted] fired his weapon at the fleeing occupant. I don't believe anyone else fired their weapon. I approached the individual to conduct a quick search. I patted the occupant down and did not discover anything out of the ordinary. However, I did not roll the body over. I believe someone did discover a wallet on the body, however I am not sure [redacted]

*b6/b7c*

*427*

After the shooting, a report was made via radio that a MAM was engaged. We took the other occupants into custody. The occupant's hands were bound and were blindfolded and placed into [redacted] Humvee. I am unaware of anything that happened with the two other occupants. We then returned to Camp Ramadi.

During this incident I feared for my life as well as for the members of my team. We were in a known hostile territory surrounded by many high rise buildings. We left the body on the side of the road because we were told the Iraqi's will take care of the dead in their own customs. I have never been involved in an incident like this before.

This statement consisting of this page and 1 other page was typed for me by SA [redacted] as we discussed its contents. I have read and understand the above statement. I have been given the opportunity to make any changes or corrections I desire to make and have placed my initials over the changes or corrections. This statement is the truth to the best of my knowledge and belief.

Signature [redacted]

Sworn to and subscribed before me this 11th day of October 2005 at the Camp Ramadi, Iraq.

Witness [redacted]

[redacted] Representative, NCIS

Auth: Derived from Article 136, UCMJ (10 USC 936) and 5 USC 303

b6/b7c

H 22

MILITARY SUSPECT'S ACKNOWLEDGEMENT AND CLEANSING WAIVER OF RIGHTS

Place: Ar Ramadi, Iraq  
Date: 11 OCT 05

I, [REDACTED], have been advised by SA [REDACTED] of the Naval Criminal Investigative Service that I am suspected of violations of UCMJ Article 12, Murder

I have also been advised that:

- [REDACTED] Any prior illegal admissions or other improperly obtained evidence which incriminated me cannot be used against me in a trial by court-martial;
- [REDACTED] I have the right to remain silent and make no statement at all;
- [REDACTED] Any statement I do make can be used against me in a trial by court-martial or other judicial or administrative proceeding;
- [REDACTED] I have the right to consult with a lawyer prior to any questioning. This lawyer may be a civilian lawyer retained by me at no cost to the United States, a military lawyer appointed to act as my counsel at no cost to me, or both;
- [REDACTED] I have the right to have my retained civilian lawyer and/or appointed military lawyer present during this interview; and
- [REDACTED] I may terminate this interview at any time, for any reason.

I understand my rights as related to me and as set forth above. With that understanding, I have decided that I do not desire to remain silent, consult with a retained or appointed lawyer, or have a lawyer present at this time. I make this decision freely and voluntarily. No threats or promises have been made to me.

Signature [REDACTED]

Date & Time: 11 Oct 2005 1444

Witnessed: [REDACTED]

11 OCT 05

**b6/b7c**

At this time, I, [REDACTED], desire to make the following voluntary statement. This statement is made with an understanding of my rights as set forth above. It is made with no threats or promises having been extended to me.

STATEMENT

Place : Camp Ramadi, Iraq HQ Battalin 1-172

Date : October 11, 2005

[redacted] make the following free and voluntary statement to Special Agent [redacted] whom I know to be a Representative of the United States Naval Criminal Investigative Service. I make this statement of my own free will and without any threats made to me or promises extended. I fully understand that this statement is given concerning my knowledge of the death of an Iraqi detainee while in custody. [redacted]

For purposes of identification, I am a [redacted] male with Social Security number [redacted] I was born on [redacted] in [redacted] I am [redacted] tall, weight [redacted] pounds, and have [redacted] hair and [redacted] eyes. I am currently stationed at Camp Ramadi, Iraq. My current unit is Bravo Troop 1st of the 104 Calvary, US Army [redacted]

[redacted] 09OCT05 at approximately 1800 I was patrolling the 2 Bravo Section of Tammin, Ramadi. We were heading toward Route Moore when I hear something on the radio that caused me to advance in that direction. The traffic over the radio sounded that a tank in the area observed somebody on Route Jones doing something suspicious in the middle of the road. After we turned on Route Moore I pulled in front of the first vehicle I was which was a maroon colored Opel. As the vehicle stopped the second Humvee went around my vehicle advising that I stopped the wrong vehicle. By the time that I pulled around the second vehicle was already stopped and soldiers were out with their weapons drawn at the passenger. The second vehicle was a black Opel station wagon and it was occupied by three males. [redacted]

Once I got in front of the Opel I dismounted the Humvee and began concentrating on the rooftops of the buildings on either side of the road. I heard [redacted] challenge the three occupants and then he yelled that there was an AK-47 rifle in the Opel. The occupants were uncooperative and at first refused to get out of the vehicle. This was an area of town where insurgents have attacked US Forces on numerous occasions and we didn't feel safe. Once all three persons were out of the vehicle they were sat down on the ground and the vehicle was searched. [redacted]

Once the vehicle was searched we began searching the three occupants. In order to search one of the person that I was guarding he was order to get down on his knees and he faced me. Within a few minutes I heard [redacted] yell, "Let go of my rifle!" I then heard shots being fired and I raised my rifle and fired two rounds at one of the detainees as he was running away from us. I really thought that the detainee got away and was in possession of [redacted] rifle so I engaged him with my rifle. I believe that at least one of my shots struck the fleeing detainee in the lower back or upper thigh. He was not bound or restrained prior to running away. This was the first time that I shot someone. [redacted]

Once I knew that the detainee was down I refocused my attention at the detainee in my custody. I turned him around so that he was no longer facing me. I kept scanning the area and rooftops for anymore insurgents. I then heard that order to get going and we tried to find [redacted] the detainees but couldn't. We simply pulled his shirt over his head and got him inside one of the vehicle. [redacted]

b6/b7c

b7E

x 24

[REDACTED] the Opel driven by the insurgents was towed back to Camp Ramadi. The subject who was shot was left on the street [REDACTED]

[REDACTED] Once we got back to Camp Ramadi, the detainees were handed over to three persons from our platoon who later took them over to the detention facility. The vehicle was also taken over to the detention facility. Upon a more thorough search of the vehicle we recovered multiple weapons and improvised explosive device (IED) components and triggering devices [REDACTED]

[REDACTED] This statement consisting of this page and 1 other page was typed for me by S [REDACTED] as we discussed its contents. I have read and understand the above statement. I have been given the opportunity to make any changes or corrections I desire to make and have placed my initials over the changes or corrections. This statement is the truth to the best of my knowledge and belief [REDACTED]

Signature [REDACTED]

Sworn to and subscribed before me this 11th day of October 2005 at the Camp Ramadi, Iraq.

Witnessed [REDACTED]

[REDACTED] Representative, NCIS

Auth: Derived from Article 136, UCMJ (10 USC 936) and 5 USC 303

b6/b7c

# 35

MILITARY SUSPECT'S ACKNOWLEDGEMENT AND CLEANSING WAIVER OF RIGHTS

Place: CAMP RAMADZ, IRAQ  
Date: 11 OCT 05

[REDACTED], have been advised by SA [REDACTED] OF THE NAVAL CRIMINAL INVESTIGATOR SERVICE that I am suspected of VIOLATION OF UCMJ ARTICLE 118, MURDER [REDACTED]

[REDACTED] I have also been advised that:

[REDACTED] Any prior illegal admissions or other improper obtained evidence which incriminated me cannot be used against me in a trial by court-martial.

[REDACTED] I have the right to remain silent and make no statement at all.

[REDACTED] Any statement I do make can be used against me in a trial by court-martial or other judicial or administrative proceeding.

[REDACTED] I have the right to consult with a lawyer prior to any questioning. This lawyer may be a civilian lawyer retained by me at no cost to me, or both the United States, a military lawyer appointed to act as my counsel at no cost to me, or both.

[REDACTED] I have the right to have my retained civilian lawyer and/or appointed military lawyer present during this interview;

[REDACTED] I may terminate this interview at any time, for any reason.

[REDACTED] I understand my rights as related to me and as set forth above. With that understanding, I have decided that I do not desire to remain silent, consult with a retained or appointed lawyer, or have a lawyer present at this time. I make this decision freely and voluntarily. No threats or promises have been made to me.

Signature

Date & Time: 11 OCT 05 1620

Witnessed

11 OCT 05 1620

b6/b7c

At this time, I, [REDACTED], desire to make the following voluntary statement. This statement is made with an understanding of my rights as set forth above. It is made with no threats or promises having been extended to me.

STATEMENT

Place : Camp Ramadi, Iraq HQ Battalion 1-172

Date : October 11, 2005

[redacted] make the following free and voluntary statement to Special Agent [redacted] whom I know to be a Representative of the United States Naval Criminal Investigative Service. I make this statement of my own free will and without any threats made to me or promises extended. I fully understand that this statement is given concerning my knowledge of the death of an Iraqi detainee while in custody [redacted]

For purposes of identification, I am a [redacted] male with Social Security number [redacted] I was born on [redacted] in [redacted] and weight approximately [redacted] pounds. I live at [redacted] I am a [redacted] with United States Army [redacted]

On 09OCT05 my unit was on patrol in the Tammin area of Ramadi, Iraq. Our tank units reported seeing a black Opal acting suspiciously in our area of response. I saw the vehicle in question and had my Humvee approach the black Opal from the front. My unit dismounted and approached the Opal with weapons drawn. As soon as I dismounted my Humvee, I immediately notice a rifle barrel protruding from the back seat of the Opal [redacted]

The driver of the vehicle jumped out of the Opal and began yelling and pointing at the other two occupants. I was very suspicious of his behavior and felt very threaten knowing there were three occupants and only four dismounted soldiers. The area where we detained the occupants was a known sniper area because of the high rise apartment building located near by. I was planning to separate the occupants to interrogate but felt time was critical [redacted]

I notice my driver, [redacted] was struggling to maintain his occupant. The occupant was wearing a white shirt and baggy with pants. I started walking in his direction when I saw the occupant start running away. My first thought was this occupant was going to set off an IED and blow up the vehicle, killing my soldiers. I knew the individuals had not been searched for weapons and felt this occupant who was running away constituted an immediate threat. I also could not see the occupant's hands as he ran away from me. I believe I heard [redacted] yell "Stop"; however I did not yell anything. I fired approximately 3 to 4 shots. I saw 1 or 2 of my rounds hit the occupant in the head. I also saw [redacted] engage the occupant but do not recall how many rounds he fired. I did not see anyone else engage the suspect [redacted]

*I thought vehicle was booby trapped was not searched*

I immediately returned to my Humvee and reported the incident to my command. I ordered [redacted] to approach the body and take pictures of the body. I do not recall [redacted] searched the body or not. My thought when getting the picture was to gather intelligence on the individual. After the shooting, I also positioned my Humvees to better provide cover from sniper fire [redacted]

*b6/b7c*

*H27*

[REDACTED] don't recall how the restraints were placed on the occupants or what they used. However, I know their hands were bound and their shirts placed over their heads. Both occupants were placed into [REDACTED] Humvee for transport to Camp Ramadi. Once on Camp Ramadi I did not have much contact with the detainees. I did not notice any blood or any other injuries to the detainee [REDACTED]

[REDACTED] This statement consisting of this page and 1 other page was typed for me by SA [REDACTED] as we discussed its contents. I have read and understand the above statement. I have been given the opportunity to make any changes or corrections I desire to make and have placed my initials over the changes or corrections. This statement is the truth to the best of my knowledge and belief [REDACTED]

Signature [REDACTED]

Sworn to and subscribed before me this 11th day of October 2005 at the Camp Ramadi, Iraq.

Witness [REDACTED]

[REDACTED]  
Representative, NCIS

Auth: Derived from Article 136, UCMJ (10 USC 936) and 5 USC 303

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b6/b7c

#28

MILITARY SUSPECT'S ACKNOWLEDGEMENT AND CLEANSING WAIVER OF RIGHTS

Place: Camp Ramadi, Iraq  
Date: 11 OCT 05

I, [REDACTED], have been advised by [REDACTED] of the Naval Criminal Investigative Service that I am suspected of UCMJ Article 128 Assault Committed by a Balkan violations of

I have also been advised that:

- [REDACTED] Any prior illegal admissions or other improperly obtained evidence which incriminated me can be used against me in a trial by court-martial;
- [REDACTED] I have the right to remain silent and make no statement at all;
- [REDACTED] Any statement I do make can be used against me in a trial by court-martial or other judicial or administrative proceeding;
- [REDACTED] I have the right to consult with a lawyer prior to any questioning. This lawyer may be a civilian lawyer retained by me at no cost to the United States, a military lawyer appointed to act as my counsel at no cost to me, or both;
- [REDACTED] I have the right to have my retained civilian lawyer and/or appointed military lawyer present during this interview; and
- [REDACTED] I may terminate this interview at any time, for any reason.

I understand my rights as related to me and as set forth above. With that understanding, I have decided that I do not desire to remain silent, consult with a retained or appointed lawyer, or have a lawyer present at this time. I make this decision freely and voluntarily. No threats or promises have been made to me.

Signature [REDACTED]  
Date & Time: 11 OCT 2005 1545HRS

Witnessed [REDACTED]  
[REDACTED] 11 OCT 2005

**bb/b7c**

At this time, I, [REDACTED], desire to make the following voluntary statement. This statement is made with an understanding of my rights as set forth above. It is made with no threats or promises having been extended to me.

*[Handwritten initials]*

STATEMENT

Place : Camp Ramadi, Iraq HQ Battalion 1-172

Date : October 11, 2005

[REDACTED], make the following free and voluntary statement to Special Agent [REDACTED] whom I know to be a Representative of the United States Naval Criminal Investigative Service. I make this statement of my own free will and without any threats made to me or promises extended. I fully understand that this statement is given concerning my knowledge of the injuries sustained by an Iraq detainee [REDACTED]

[REDACTED] purposes of identification, I am a [REDACTED] male with Social Security number [REDACTED] I was born on [REDACTED] in [REDACTED]. I am [REDACTED] inches' tall, weight [REDACTED] pounds, and have [REDACTED] hair and [REDACTED] eyes. I am currently stationed at Camp Ramadi, Iraq. My current unit is Alpha Company 1st of the 172 Armor Division, US Army [REDACTED]

[REDACTED] 09OCT05 at approximately 1715 radio traffic in our Humvee indicated that there were three guys on the side of the road and they appeared to be rigging something. The call came from a tank that was positioned at outpost "Jones." The second call came from the same tank indicating that the males jumped into a black Opel and left the area. We were patrolling near the incident location and responded to intercept the Opel. Once we pulled on Route Moore we stopped one vehicle and the second Humvee drove around us to the second vehicle. The second vehicle was the one in question and it was occupied by three Iraqi male [REDACTED]

[REDACTED] we reached the second vehicle I jumped out and pointed my weapon at the occupants. I told my gunner to watch the rooftops. As I approached the vehicle the occupants were already challenged at gunpoint by the soldiers from the second Humvee [REDACTED] announced to everyone that he sees an AK-47 in the vehicle. The occupants were ordered to exit the vehicle and I ran around to where the passenger was seated. The passenger was in the process of opening his door and I grabbed him and pushed him to the ground. Because I was in an exposed position we gathered up all three detainees and placed them in between the Opel and one of the Humvees. This provided us some protection from potential threat [REDACTED]

[REDACTED] shortly after I heard [REDACTED] yell; "Get the fuck off!" I turned to see what was happening while keeping one hand on the detainee. I then saw the detainee that [REDACTED] was talking to start running off and shots were fired. As the shots were fired the detainee in my control jerked and attempted to flee. In an attempt to keep him from running off I held him with one hand by the back of his shirt and as he jerked I punched him in the jaw with my right fist. This was a quick reaction to keep him from getting away. I then forced him to his knees and as the gunfire stopped he kept resisting. The detainee began to slip out of my control and I used the buck of my rifle to strike him on the side of his head. This caused him to stop resisting and no further force was used [REDACTED]

*blb/bzc*

*x40*

ce everything was under control the two detainees' hands were bound with cloth and a pair of handcuffs recovered from one of the home which we entered a few weeks ago. The detainees and the vehicle were searched and several apparent improvised explosive devices (IED) components were recovered. The detainees were then transported back to Camp Ramadi and their vehicle was towed by our Humvee. Once on the base, the detainees and the evidence were turned over to three persons from our platoon who took them to the detention center.

statement consisting of this page and 1 other page was typed for me by SA [redacted] as we discussed its contents. I have read and understand the above statement. I have been given the opportunity to make any changes or corrections I desire to make and have placed my initials over the changes or corrections. This statement is the truth to the best of my knowledge and belief.

Signature [redacted]

Sworn to and subscribed before me this 11th day of October 2005 at the Camp Ramadi, Iraq.

Witness [redacted]

[redacted]  
Representative, NCIS

Auth: Derived from Article 136, UCMJ (10 USC 936) and 5 USC 303

b6/b7c

1711

# U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

INVESTIGATIVE ACTION

13OCT05

CONTROL: 12OCT05-MEBJ-0700-7HMA

[REDACTED]  
DUSTA: ARNG TASKFORCE 1-172 ARMOR/CAMP RAMADI, IRAQ

## RESULTS OF INTERVIEW OF [REDACTED]

On 11OCT05 [REDACTED]

[REDACTED] Alpha Company 1-172, was interviewed by Reporting Agent (RA) in Ramadi, Iraq. The interview took place aboard Camp Ramadi, Iraq at headquarters Battalion 1-172. The purpose of the interview was to gather information concerning the shooting death of V/SERHAN.

[REDACTED] stated on 09OCT05, his unit, Alpha Company 1-172, was conducting security patrol of the Tammim area of Ramadi, Iraq. Sometime during the patrol, a call came in from the tank positioned at the Observation Post (OP). The tank reported a black Opel was pulled along side the road and the occupants looked to be emplacing possible IEDs. [REDACTED] report his unit responded to the incident and block the black Opal as it started to drive away. [REDACTED] reported his unit dismounted their Humvee with guns at the ready. [REDACTED] stated he saw the barrel of an AK-47 sticking up from the back seat of the Opal. The front passenger of the Opal dismounted and began to yell something and pointing at the other two occupants of the vehicle.

[REDACTED] reported as he got closer to the Opal he could see several weapons and IED components in the back seat of the OPAL. [REDACTED] stated after searching the vehicle he went back to the Humvee to monitor the radio. On the way back to the Humvee, [REDACTED] reported he could see [REDACTED] on the side of the Opal. [REDACTED] stated [REDACTED] was moving around a lot trying to get his guy under control. [REDACTED] reported [REDACTED] was showing more force, pushing the occupant, when the occupant appeared to start grabbing for [REDACTED] rifle. By this time, [REDACTED] stated he had reached the side of the Humvee and could no longer see [REDACTED] reported he did not see the shooting, however he heard the gunshots ring out. When he looked around the side of the Humvee, [REDACTED] reported seeing the occupant approximately 30 clicks away lying on the ground.

[REDACTED] reported after the shooting, he did not see anyone approach the body. When asked why he didn't try to administer first aid, [REDACTED] replied he didn't approach the body because he felt the occupant could have had a weapon or some remote device that could explode.

[REDACTED] reported he came to this conclusion based on the weapons and devices he witnessed in the back seat of the Opal. [REDACTED] relayed he didn't hear anyone saying much after the shooting. [REDACTED] stated the unit remained on scene for 10 to 15 minutes as they [REDACTED] secured the hands of the detainees. [REDACTED] reported he didn't see anyone strike the detainees the whole time they were there.

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EXHIBIT 100

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12OCT05-MEBJ-0700-7HMA

SUBJ: [REDACTED]  
**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

**BIOGRAPHICAL DATA**

EMPLOYMENT: UNITED STATES ARMY NATIONAL GUARD

SSN: [REDACTED]

DOB: [REDACTED]

POB: [REDACTED]

RESIDENCE: [REDACTED]

REPORTED BY: [REDACTED] SPECIAL AGENT

OFFICE: [REDACTED] DET CAMP BLUE DIAMOND, IRAQ

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Page 2

[REDACTED] V2 LNY

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**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

INVESTIGATIVE ACTION

13OCT05

CONTROL: 12OCT05-MEJ-0700-7HMA

[REDACTED]

DUSTA: ARNG TASKFORCE 1-172 ARMOR/CAMP RAMADI, IRAQ

RESULTS OF INTERVIEW OF [REDACTED]

On 11OCT05, [REDACTED] Alpha Company 1-172, was interviewed by Reporting Agent (RA) in Ramadi, Iraq. The interview took place aboard Camp Ramadi, Iraq at Headquarters Battalion 1-172. The purpose of the interview was to gather information concerning the shooting death of V/SERHAN.

[REDACTED] reported, on 09OCT05, his unit was on routine patrol in the Tammim area of Ramadi, Iraq. [REDACTED] reported he was the turret gunner of his Humvee. [REDACTED] stated they were alerted to a vehicle, black Opel, was acting suspiciously by a tank at the Observation Post (OP). [REDACTED] reported the unit intercepted the vehicle soon after the report. [REDACTED] stated he did not exit the Humvee but instead operated the gun turret on his Humvee. [REDACTED] reported he saw the unit members approach the black Opel but didn't see much else because he was busy manning his gun. [REDACTED] stated he moved his gun turret in the opposite direction to cover the high rise building behind where the unit was deployed. [REDACTED] stated he heard some commotion and turned to see one of the occupants running away from the Opel. [REDACTED] reported he could not see who was firing because much of what happen was behind him. [REDACTED] reported he stayed focused on the high rise building because his unit had taken fire from this building previously.

[REDACTED] reported he believes he saw someone approach the body but could not confirm who it was. [REDACTED] stated he did not see how the detainees were restrained. [REDACTED] reported the detainees were placed in the back of his Humvee and taken back to the company command post aboard Camp Ramadi. [REDACTED] stated he did not see any injuries to the detainees but stressed his attention was focused on the surrounding areas providing cover to the mounted patrol.

BIOGRAPHICAL DATA

EMPLOYMENT: U.S. ARMY NATIONL GUARD

SSN: [REDACTED]

DOB: [REDACTED]

POB: [REDACTED]

RESIDENCE: [REDACTED]

REPORTED BY: [REDACTED], SPECIAL AGENT

OFFICE: [REDACTED] MEBJ/ DET CAMP BLUE DIAMOND, IRAQ

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Page 1

LAS [REDACTED] V2 LNY

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**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

INVESTIGATIVE ACTION

13OCT05

CONTROL: 12OCT05-MEJB-0700-7HMA

[REDACTED]

DUSTA: ARNG TASKFORCE 1-172 ARMOR/CAMP RAMADI, IRAQ

RESULTS OF INTERVIEW OF [REDACTED]

On 11OCT05, [REDACTED] Company 1-172, was interviewed by Reporting Agent (RA) in Ramadi, Iraq. The interview took place aboard Camp Ramadi, Iraq at Headquarters Battalion 1-172. The purpose of the interview was to gather information concerning the shooting death of V/SERHAN.

[REDACTED] advised on 09OCT05, his unit was working security patrol in the Tammim area of Ramadi, Iraq. During the patrol, the tank at the Observation Post (OP) advised his unit of a black Opel in the area acting suspiciously. [REDACTED] stated his unit proceeded to the area to intercept the black Opel. As they arrived in the area, [REDACTED] advised the black Opel was leaving the area. [REDACTED] stated his unit intercepted the black Opel as it was driving away.

[REDACTED] stated he was the mounted gunner on his Humvee. [REDACTED] advised as soon as they blocked the Opel from leaving the Humvee team dismounted and approached the Opel. [REDACTED] stated as the units were dismounting the Humvee, he moved his turret away from the Opel to cover the rear area. [REDACTED] advised he moved his turret to watch the towers scanning the rooftops looking for threats. [REDACTED] advised he stayed in the rear seat of the Humvee to operate the "Crow" system. The Crow system was an unmanned turret operated by electronic systems from the back seat of the Humvee.

[REDACTED] relayed he didn't see anything once his unit dismounted the Humvee. [REDACTED] reported hearing gun shots outside the Humvee, but was unable to [REDACTED] shortly after the gunfire, [REDACTED] came to the Humvee to report the incident to command. [REDACTED] stated he heard [REDACTED] report an occupant had reached for [REDACTED] weapon and then tried to run away and was shot and subsequently killed.

[REDACTED] advised he believed the detainee's hands were restrained and [REDACTED] stated he did not know what was used to restrain the detainee's hands. [REDACTED] stated he did not see any injuries or blood on the detainees, but stressed he did not have much dealings with the detainees. [REDACTED] advised the detainees were brought back to Camp Ramadi and that the Tactical Humit Team (THT) was called to interrogate the detainees. [REDACTED] advised later on he heard one of the detainees was butt stroked with a weapon when he was trying to escape during the gunfire. [REDACTED] advised he could not remember who told him this or what soldier butt stroked the detainee.

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12OCT05-MEJ-0700-7HMA

SUBJ: [REDACTED]  
**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

**BIOGRAPHICAL DATA**

EMPLOYMENT: U.S. ARMY NATIONAL GUARD

SSN: [REDACTED]

DOB: [REDACTED]

POB: [REDACTED]

RESIDENCE: [REDACTED]

REPORTED BY: [REDACTED] SPECIAL AGENT

OFFICE: MEJ/ DET CAMP BLUE DIAMOND, IRAQ

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LAST [REDACTED] V2 LNY

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**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

INVESTIGATIVE ACTION

12OCT05

CONTROL: 12OCT05-MEJ-0700-7HMA

[REDACTED]

DUSTA: ARNG TASKFORCE 1-172 ARMOR/CAMP RAMADI, IRAQ

ACQUISITION OF PHOTOGRAPHS/11OCT05

1. On 11OCT05 Reporting Agent (RA) interviewed [REDACTED] regarding his involvement in the shooting death of V/SERHAN. Subsequent to being advised of his UCMJ Article 31b rights [REDACTED] provided RA with five digital pictures taken on 09OCT05 depicting the deceased V/SERHAN. RA was also provided one digital picture depicting [REDACTED] detainee [REDACTED] and [REDACTED] detainee [REDACTED] along with the weapons and improvised explosive device (IED) components recovered from their vehicle. Enclosures (A) through (F) pertain.

ENCLOSURE(S)

- (A) Photograph taken on 09OCT05 by [REDACTED] depicting V/SERHAN/11OCT05
- (B) Photograph taken on 09OCT05 by [REDACTED] depicting V/SERHAN/11OCT05
- (C) Photograph taken on 09OCT05 by [REDACTED] depicting V/SERHAN/11OCT05
- (D) Photograph taken on 09OCT05 by [REDACTED] depicting V/SERHAN/11OCT05
- (E) Photograph taken on 09OCT05 by [REDACTED] depicting V/SERHAN/11OCT05
- (F) Photograph taken on 09OCT05 by [REDACTED] depicting [REDACTED], detainee [REDACTED] and [REDACTED] detainee [REDACTED] along with the weapons and improvised explosive device (IED) components recovered from their vehicle/11OCT05

REPORTED BY: [REDACTED] SPECIAL AGENT  
OFFICE: MEBJ/NCIS DET CAMP BLUE DIAMOND, IRAQ

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DELETED PAGE INFORMATION SHEET

Page(s) # 48-53, Encl (A)-(F) to  
Exh. (15) - Photographs

withheld entirely at this location. One or more of the following explain this decision:

Deleted under exemption(s) b6, b7C

Documents originated with other government agency(ies).  
Referred for review and direct response to you.

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**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

INVESTIGATIVE ACTION

13OCT05

CONTROL: 12OCT05-MEBJ-0700-7HMA

[REDACTED]

DUSTA: ARNG TASKFORCE 1-172 ARMOR/CAMP RAMADI, IRAQ

LIAISON WITH [REDACTED] CIV/INTERROGATOR CAMP RAMADI DETENTION CENTER/11OCT05

1. On 11OCT05 Reporting Agent (RA) and Participating Agent (PA) SA [REDACTED] effected liaison with [REDACTED]/CIV, a contracted Department of Defense interrogator at the Ar Ramadi Detention Center (ARDF). On 09OCT05 [REDACTED] was the first person to interrogate [REDACTED]/CIV, detainee # [REDACTED] and [REDACTED] CIV, detainee [REDACTED] stated that during his interrogations the detainees gave conflicting stories of what took place on 09OCT05 prior to their apprehension by soldiers of Taskforce Saber of Alpha Company 3rd Battalion 172nd Infantry Regiment, ARNG. However, both detainees gave similar version regarding the shooting death of V/SERHAN. Both alleged that one of the soldiers (NFI) told V/SERHAN to walk away from where they were apprehended and as he was walking the soldiers shot V/SERHAN in the back killing him without reason. According to [REDACTED] both detainees were interrogated separately and based on similarities of their allegation he notified [REDACTED] USMC, Ar Ramadi Detention Facility (ARDF) Officer in Charge (OIC) of potential violations of UCMJ.

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REPORTED BY: [REDACTED], SPECIAL AGENT  
OFFICE: MEBJ/NCIS DET CAMP BLUE DIAMOND, IRAQ

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EXHIBIT (16)

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**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

INVESTIGATIVE ACTION

14OCT05

CONTROL: 12OCT05-MEBJ-0700-7HMA

[REDACTED]

DUSTA: ARNG TASKFORCE 1-172 ARMOR/CAMP RAMADI, IRAQ

RESULTS OF INTERVIEW [REDACTED] /CIV/DETAINEE  
[REDACTED] 11OCT05

1. On 11OCT05 Reporting Agent (RA) and Participating Agent (PA) SA [REDACTED] interviewed [REDACTED] /CIV, Camp Ramadi detainee [REDACTED]. The interview took place at the Camp Ramadi Detention Center (ARDF) [REDACTED] a self proclaimed insurgent, was apprehended on 09OCT05 by members of Taskforce Saber 1-172 Armor, ARNG while patrolling the Tammin area of Ar Ramadi, Iraq. Moments prior to his capture [REDACTED] was observed emplacing improvised explosive devices (IEDs) in the roadway intended to kill U.S. Forces.

2. Shortly after arriving at ARDF, [REDACTED] was interrogated by [REDACTED] a civilian contracted Department of Defense interrogator. On 09OCT05 [REDACTED] alleged that soldiers who captured them shot and killed V/SERHAN. According to [REDACTED] the soldiers instructed V/SERHAN to walk away and as he did several soldiers shot and killed him for no apparent reason. RA requested that [REDACTED] sit in on the interview and advise RA of any inconsistencies between the allegations voiced on 09OCT05 and 11OCT05.

High b2

3. RA and PA questioned [REDACTED] regarding the incident and he initially gave the same account of events as previously told to [REDACTED]. However, further questioning refuted his original story and he finally admitted that he was in no position to observe what took place. [REDACTED] ultimately stated that he heard the shooting but did not know what caused the soldiers to fire their weapons. He added that at the time V/SERHAN was shot he was at least 10 meters from the soldiers.

REPORTED BY: [REDACTED] SPECIAL AGENT  
OFFICE: MEBJ/NCIS DET CAMP BLUE DIAMOND, IRAQ

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EXHIBIT (17)

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**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

INVESTIGATIVE ACTION

14OCT05

CONTROL: 12OCT05-MEBJ-0700-7HMA

[REDACTED]

DUSTA: ARNG TASKFORCE 1-172 ARMOR/CAMP RAMADI, IRAQ

RESULTS OF INTERVIEW OF [REDACTED] CIV/DETAINEE  
[REDACTED] 11OCT05

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1. On 11OCT05 Reporting Agent (RA) and Participating Agent (PA) SA [REDACTED] interviewed [REDACTED] CIV, Camp Ramadi detainee [REDACTED]. The interview took place at the Camp Ramadi Detention Center (ARDF) [REDACTED] a self proclaimed insurgent, was apprehended on 09OCT05 by members of Taskforce Saber 1-172 Armor, ARNG while patrolling the Tammin area of Ar Ramadi, Iraq. Moments prior to his capture [REDACTED] was observed emplacing improvised explosive devices (IEDs) in the roadway intended to kill U.S. Forces.

2. Shortly after arriving at ARDF [REDACTED] was interrogated by [REDACTED] a civilian contracted Department of Defense interrogator. On 09OCT05 [REDACTED] alleged that soldiers who captured them shot and killed V/SERHAN. According to [REDACTED] the soldiers instructed V/SERHAN to walk away and as he did several soldiers shot and killed him for no apparent reason. RA requested that [REDACTED] sit in on the interview and advise RA of any inconsistencies between the allegations voiced on 09OCT05 and 11OCT05.

3. RA and PA questioned [REDACTED] regarding the incident and he initially gave the same account of events as previously told to [REDACTED]. However, further questioning refuted his original story and he finally admitted that he was in no position to observe what took place. Moreover, [REDACTED] first stated that the soldier who instructed V/SERHAN to walk away spoke in Arabic while detainee [REDACTED] claimed the soldier spoke in English [REDACTED] ultimately stated that he heard the shooting but did not know what caused the soldiers to fire their weapons. He added that at the time V/SERHAN was shot he was at least 15 meters from the soldiers.

REPORTED BY: [REDACTED] SPECIAL AGENT  
OFFICE: MEBJ/NCIS DET CAMP BLUE DIAMOND, IRAQ

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Page 1 LAST [REDACTED] V2 LNY

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EXHIBIT (18)

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**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

INVESTIGATIVE ACTION

14OCT05

CONTROL: 12OCT05-MEBJ-0700-7HMA

[REDACTED]

DUSTA: ARNG TASKFORCE 1-172 ARMOR/CAMP RAMADI, IRAQ

LIAISON WITH [REDACTED] SJA 2MARDIV/12OCT05

1. On 12OCT05 RA advised [REDACTED] of the findings in the investigation. RA advised that based on multiple interrogations and interviews of the soldiers and detainees, the soldiers acted within the rules of engagement. [REDACTED] concurred with RA's findings and indicated the investigation would be endorsed by the Commanding General, 2MARDIV and forwarded to MNF-W per MNC-I LOAC reporting requirements.

REPORTED BY: [REDACTED] SPECIAL AGENT  
OFFICE: MEBJ/NCIS DET CAMP BLUE DIAMOND, IRAQ

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EXHIBIT (19)

457

**NAVAL CRIMINAL INVESTIGATIVE SERVICE**

**INVESTIGATIVE FILE (I)**

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**NAVAL CRIMINAL INVESTIGATIVE SERVICE  
RECORDS MANAGEMENT DIVISION  
LAW ENFORCEMENT RECORDS**

**NAME:** SAOUD SADIK ABDULLAH

**AKA:** SAOUD SADIQ SAOUD SADEK

**IDENTIFICATION:**

Context: V

Date of Birth: (YYYYMMDD) State of Birth: Country of Birth: IZ

**FILE IDENTIFICATION #:** 08JAN0724IZ0008

**DCII INDEX CODE**

**DATE CLOSED**

K C = 5 YEARS F = 15 YEARS G = 25 YEARS K = 50 YEARS

20080219 (YYYYMMDD)

**RECORDS SERIES**

5580/4a(1)(b)	C	F	G	K
	5580/4b(1)(a)	5580/4d(1)(a)	5580/4a(1)(a)	5580/4a(1)(b)
	5580/4d(1)(b)		5580/4b(1)(b)	5580/4a(2)(c)2
	5580/4b(2)(c)2		5580/4c(1)(b)	5580/4c(1)(a)
	5580/4d(2)		5580/4d(5)	

Polygraph Conducted	Y	N	Final Disposition Reported to FBI	Y	N
Fingerprints Submitted to Code 24B3	Y	N	Sexual Offender Registry Completed	Y	N

Disclosure/Accountability Statement: If this investigation is disseminated outside NCIS, complete NCIS Form 009/10-80, and ensure it is retained in the case file.

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[Redacted] 08 JAN 08

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Closed Status  DUP Titles  DUP CCN  DISP DATA

I SSA [Redacted] certify that this document has been reviewed and is complete.

Typed Name of SSA

[Redacted Signature]

2/20/08

SIGNATURE

DATE

# U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

REPORT OF INVESTIGATION (CLOSED)

19FEB08

DEATH (II)

CONTROL: 08JAN07-24IZ-0008-7HMA/C

V/SAOUD, SADIK ABDULLAH/CIV  
M/W/FNIQ/N///IRAQ  
A/SAOUD, SADIQ ABDULLAH//  
A/SOAAD, SADEK ABDALLA//

COMMAND/BLT 2/4 15TH MEU CAMP AL ASAD, IRAQ/40280

MADE AT/MWPE/CAMP PENDLETON CA [REDACTED] SPECIAL AGENT

### REFERENCE(S)

- (A) NCISRA Iraq, Camp Al Taqaddum, Iraq, ROI (INTERIM)/22Jan07  
(Contains Exhibits 1-16)
- (B) NCISRA Iraq, Camp Al Asad Iraq, ROI (INTERIM)/06Mar07
- (C) NCISRA Iraq, Camp Al Asad Iraq, ROI (INTERIM)/13Mar07
- (D) NCISRA Iraq, Camp Al Asad Iraq, ROI (INTERIM)/02May07
- (E) NCISRA Iraq, Camp Al Asad Iraq, ROI (INTERIM)/28May07 (Contains Exhibit 17)
- (F) NCISFO Marine Corps West ROI (INTERIM)/23Jul07 (Contains Exhibits 18-20)
- (G) NCISFO Marine Corps West ROI (INTERIM)/31Aug07
- (H) NCISFO Marine Corps West ROI (INTERIM)/10Oct07 (Contains Exhibits 21-22)
- (I) NCISFO Marine Corps West ROI (INTERIM)/06Dec07 (Contains Exhibits 23-25)
- (J) NCISFO Marine Corps West ROI (INERIM)/15Jan08 (Contains Exhibit 26)
- (K) NCISFO Marine Corps West ROI (INERIM)/13Feb08

### EXHIBIT(S)

- (27) IA: Liaison with Command/14Feb08... (Copy All/Less MWFO)

### EXECUTIVE SUMMARY

1. On 10Jan07, [REDACTED] Staff Judge Advocate (SJA), Regimental Combat Team 7 (RCT-7) reported that on 08Jan07, V/SAOUD died (at GPS [REDACTED] of an apparent heart attack while being detained by a squad from Golf Company, Battalion Landing Team (BLT) 2/4, during a foot patrol in the Barwanah, Iraq (BI) region. Inquiries revealed V/SAOUD, who had been cooperating with the Marine Counterintelligence (CI) HUMINT Exploitation Team (HET) in BI, reportedly passed a fictitious document he received from a HET Marine Sergeant to limit the extensiveness of searches performed on V/SAOUD. V/SAOUD traversed a Traffic Control Point (TCP) in BI and after leaving the area, it was determined by the TCP watch that the document was fraudulent in nature, which resulted in a "be on the lookout for" (BOLO) being issued for the black Opel vehicle that V/SAOUD was driving at the time. Subsequently, during routine patrol in the BI area, a squad from Golf Company BLT 2/4 came upon the vehicle and stopped and detained V/SAOUD, during which time V/SAOUD died.

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J2

SUBJ: V/SAOUD, SADIK ABDULLAH/CIV

**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

2. On 11Jan07, interviews of command members stationed at Expedition Observation Post Playboy Mansion in BI were conducted. On 12Jan07, the Marines involved in the detention of V/SAOUD were interviewed and provided statements indicating that V/SAOUD had a heart attack and cardio pulmonary resuscitation was administered. The Marines maintained that V/SAOUD initially resisted detention and they had to physically put V/SAOUD on the ground in order to flex cuff him. The Marines all stated at no point did they hit or abuse V/SAOUD. On 16Jan07, V/SAOUD's family members were interviewed and command obtained hand-written Arabic statements from family members, a doctor, and a witness, all of whom claimed that the Marines involved assaulted V/SAOUD. All efforts to obtain permission from V/SAOUD's family and the Iraqi government to exhume V/SAOUD's body were unsuccessful.

**NARRATIVE**

1. This was a reactive investigation initiated to document the death of V/SAOUD, which occurred on 08Jan07, and pertains to suspected violations of article 128 (Assault), Uniform Code of Military Justice.

2. On 14Feb08, [REDACTED], Commanding Officer, 2nd Battalion, 4th Marines, 1st Marine Division, declined to pursue any administrative or judicial action against any Marines present during the detention of V/SAOUD; Exhibit (27) pertains.

3. No further investigative tasking requested or anticipated. This investigation is closed.

**DISTRIBUTION**

NCISHQ: 0023/0023B  
INFO: MWFO/CO, 2/4 (H)

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T3

**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

INVESTIGATIVE ACTION

14FEB08

CONTROL: 08JAN07-24IZ-0008-7HMA/T

V/SAOUD, SADIK ABDULLAH/CIV  
M/W/FNIQ/N///IRAQ

LIAISON WITH COMMAND

1. On 14Feb08, Reporting Agent made contact with [REDACTED] Commanding Officer, 2nd Battalion, 4th Marines, 1st Marine Division (2/4). [REDACTED] related that has declined to pursue any administrative or judicial action against any of the Marines involved in the detention of V/SAOUD.

REPORTED BY: [REDACTED], SPECIAL AGENT  
OFFICE: NCISFO MARINE CORPS WEST, CAMP PENDLETON, CA

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TU

//23/23B/PE//

**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

REPORT OF INVESTIGATION (INTERIM)

13FEB08

DEATH (II)

CONTROL: 08JAN07-24IZ-0008-7HMA/T

V/SAOUD, SADIK ABDULLAH/CIV  
M/W/FNIQ/N///IRAQ  
A/SAOUD, SADIQ ABDULLAH//  
A/SOAAD, SADEK ABDALLA//

COMMAND/BLT 2/4 15TH MEU CAMP AL ASAD, IRAQ/40280

MADE AT/MWPE/CAMP PENDLETON CA [REDACTED] SPECIAL AGENT

REFERENCE(S)

- (A) NCISRA Iraq, Camp Al Taqaddum, Iraq, ROI (INTERIM)/22Jan07 (Contains Exhibits 1-16)
- (B) NCISRA Iraq, Camp Al Asad Iraq, ROI (INTERIM)/06Mar07
- (C) NCISRA Iraq, Camp Al Asad Iraq, ROI (INTERIM)/13Mar07
- (D) NCISRA Iraq, Camp Al Asad Iraq, ROI (INTERIM)/02May07
- (E) NCISRA Iraq, Camp Al Asad Iraq, ROI (INTERIM)/28May07 (Contains Exhibit 17)
- (F) NCISFO Marine Corps West ROI (INTERIM)/23Jul07 (Contains Exhibits 18-20)
- (G) NCISFO Marine Corps West ROI (INTERIM)/31Aug07
- (H) NCISFO Marine Corps West ROI (INTERIM)/10Oct07 (Contains Exhibits 21-22)
- (I) NCISFO Marine Corps West ROI (INTERIM)/06Dec07 (Contains Exhibits 23-25)
- (J) NCISFO Marine Corps West ROI (INTERIM)/15Jan08 (Contains Exhibit 26)

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EXECUTIVE SUMMARY

1. On 10Jan07, [REDACTED] Staff Judge Advocate (SJA), Regimental Combat Team 7 (RCT-7) reported that on 08Jan07, V/SAOUD died (at GPS [REDACTED] of an apparent heart attack while being detained by a squad from Golf Company, Battalion Landing Team (BLT) 2/4, during a foot patrol in the Barwanah, Iraq (BI) region. Inquiries revealed V/SAOUD, who had been cooperating with the Marine Counterintelligence (CI) HUMINT Exploitation Team (HET) in BI, reportedly passed a fictitious document he received from a HET Marine Sergeant to limit the extensiveness of searches performed on V/SAOUD. V/SAOUD traversed a Traffic Control Point (TCP) in BI and after leaving the area, it was determined by the TCP watch that the document was fraudulent in nature, which resulted in a "be on the lookout for" (BOLO) being issued for the black Opel vehicle that V/SAOUD was driving at the time. Subsequently, during routine patrol in the BI area, a squad from Golf Company BLT 2/4 came upon the vehicle and stopped and detained V/SAOUD, during which time V/SAOUD died.

2. On 11Jan07, interviews of command members stationed at Expedition Observation Post Playboy Mansion in BI were conducted. On 12Jan07, the Marines involved in the detention of V/SAOUD were interviewed and provided statements indicating that V/SAOUD had a heart attack and

Case Control: 4/5/08 Mail: 2/12/08  
Transmit: [REDACTED] Fax: [REDACTED]

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SUBJ: V/SAOUD, SADIK ABDULLAH/CIV

**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

cardio pulmonary resuscitation was administered. The Marines maintained that V/SAOUD initially resisted detention and they had to physically put V/SAOUD on the ground in order to flex cuff him. The Marines all stated at no point did they hit or abuse V/SAOUD. On 16Jan07, V/SAOUD's family members were interviewed and command obtained hand-written Arabic statements from family members, a doctor, and a witness, all of whom claimed that the Marines involved assaulted V/SAOUD. All efforts to obtain permission from V/SAOUD's family and the Iraqi government to exhume V/SAOUD's body were unsuccessful.

**NARRATIVE**

1. This is a reactive investigation initiated to document the death of V/SAOUD, which occurred on 08Jan07 and pertains to suspected violations of article 128 (Assault), Uniform Code of Military Justice.

2. This investigation is pending prosecutorial review by the Commanding Officer, 2/4.

**DISTRIBUTION**

NCISHQ: 0023/0023B

INFO: MWFO/CO, 2/4 (H)/OIC, LSST-Delta (H)

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//23/23B/PE//

**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

REPORT OF INVESTIGATION (INTERIM)

15JAN08

DEATH (II)

CONTROL: 08JAN07-24IZ-0008-7HMA/T

V/SAOUD, SADIK ABDULLAH/CIV  
M/W/FNIQ/N///IRAQ  
A/SAOUD, SADIQ ABDULLAH//  
A/SOAAD, SADEK ABDALLA//

COMMAND/BLT 2/4 15TH MEU CAMP AL ASAD, IRAQ/40280

MADE AT/MWPE/CAMP PENDLETON CA [REDACTED] SPECIAL AGENT

REFERENCE(S)

- (A) NCISRA Iraq, Camp Al Taqaddum, Iraq, ROI (INTERIM)/22Jan07  
(Contains Exhibits 1-16)
- (B) NCISRA Iraq, Camp Al Asad Iraq, ROI (INTERIM)/06Mar07
- (C) NCISRA Iraq, Camp Al Asad Iraq, ROI (INTERIM)/13Mar07
- (D) NCISRA Iraq, Camp Al Asad Iraq, ROI (INTERIM)/02May07
- (E) NCISRA Iraq, Camp Al Asad Iraq, ROI (INTERIM)/28May07 (Contains Exhibit 17)
- (F) NCISFO Marine Corps West ROI (INTERIM)/23Jul07(Contains Exhibits 18-20)
- (G) NCISFO Marine Corps West ROI (INTERIM)/31Aug07
- (H) NCISFO Marine Corps West ROI (INTERIM)/10Oct07(Contains Exhibits 21-22)
- (I) NCISFO Marine Corps West ROI (INTERIM)/06Dec07(Contains Exhibits 23-25)

*High b2*

*b6*

*b7c*

EXHIBIT(S)

- (26) IA: Receipt of Statement/15Jan08...(Copy All/Less MWFO)

EXECUTIVE SUMMARY

1. On 10Jan07, [REDACTED] Staff Judge Advocate (SJA), Regimental Combat Team 7 (RCT-7) reported that on 08Jan07, V/SAOUD died (at GPS [REDACTED] of an apparent heart attack while being detained by a squad from Golf Company, Battalion Landing Team (BLT) 2/4, during a foot patrol in the Barwanah, Iraq (BI) region. Inquiries revealed V/SAOUD, who had been cooperating with the Marine Counterintelligence (CI) HUMINT Exploitation Team (HET) in BI, reportedly passed a fictitious document he received from a HET Marine Sergeant to limit the extensiveness of searches performed on V/SAOUD. V/SAOUD traversed a Traffic Control Point (TCP) in BI and after leaving the area, it was determined by the TCP watch that the document was fraudulent in nature, which resulted in a "be on the lookout for" (BOLO) being issued for the black Opel vehicle that V/SAOUD was driving at the time. Subsequently, during routine patrol in the BI area, a squad from Golf Company BLT 2/4 came upon the vehicle and stopped and detained V/SAOUD, during which time V/SAOUD died.

2. On 11Jan07, interviews of command members stationed at Expedition

Case Control: *Whe not Mail: 1/16/08*

Transmit: *1/15/08* Fax: [REDACTED]

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SUBJ: V/SAOUD, SADIK ABDULLAH/CIV  
**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

Observation Post Playboy Mansion in BI were conducted. On 12Jan07, the Marines involved in the detention of V/SAOUD were interviewed and provided statements indicating that V/SAOUD had a heart attack and cardio pulmonary resuscitation was administered. The Marines maintained that V/SAOUD initially resisted detention and they had to physically put V/SAOUD on the ground in order to flex cuff him. The Marines all stated at no point did they hit or abuse V/SAOUD. On 16Jan07, V/SAOUD's family members were interviewed and command obtained hand-written Arabic statements from family members, a doctor, and a witness, all of whom claimed that the Marines involved assaulted V/SAOUD. All efforts to obtain permission from V/SAOUD's family and the Iraqi government to exhume V/SAOUD's body were unsuccessful.

**NARRATIVE**

1. This is a reactive investigation initiated to document the death of V/SAOUD, which occurred on 08Jan07 and pertains to suspected violations of article 128 (Assault), Uniform Code of Military Justice.

2. On 15Jan08, [REDACTED] Golf Company, 2nd Battalion, 4th Marines, 1st Marine Division provided a statement regarding his knowledge of the detention and death of V/SAOUD. [REDACTED] was the [REDACTED] in charge of the squad of Marines that detained V/SAOUD in Barwanah, Iraq. [REDACTED] stated that he was in the Combat Operations Center (COC) when a "Be On the Look Out" (BOLO) was announced for V/SAOUD and his vehicle. [REDACTED] 1st squad observed V/SAOUD and took actions to detain him. [REDACTED] stated that approximately five minutes later he received a call on the radio requesting a medical evacuation of V/SAOUD due to V/SAOUD having a possible heart attack, but was notified that V/SAOUD was deceased despite medical attempts to revive him; Enclosure (26) pertains.

3. This investigation is pending prosecutorial review by the Commanding Officer, 2/4.

**ACTION**

0023B: Active investigation completed. Case pending judicial/administrative action.

**DISTRIBUTION**

NCISHQ: 0023/0023B (M)  
INFO: MWFO/CO, 2/4 (H)/OIC, LSST-Delta (H)

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//23/23B/PE//

**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

INVESTIGATIVE ACTION

15JAN08

CONTROL: 08JAN07-24IZ-0008-7HMA/T

V/SAOUD, SADIK ABDULLAH/CIV  
M/W/FNIQ/N///IRAQ

RECEIPT OF STATEMENT

1. On 15Jan08, Reporting Agent received an unsworn statement from [REDACTED], 2nd Battalion, 4th Marines, 1st Marine Division. [REDACTED] was the [REDACTED] in charge of the squad of Marines that detained V/SAOUD.

2. [REDACTED] stated that he was in the Combat Operations Center (COC) when a "Be On the Look Out" (BOLO) was announced for V/SAOUD and his vehicle. [REDACTED] 1st squad, led by [REDACTED] observed V/SAOUD and took actions to detain him. [REDACTED] stated that approximately five minutes later he received a call requesting a medical evacuation of V/SAOUD due to V/SAOUD having a possible heart attack. [REDACTED] related he pushed the medical evacuation up the chain of command, but was notified that V/SAOUD was deceased despite medical attempts to revive him. [REDACTED] stated that 1st squad turned over V/SAOUD' body as instructed and returned to Patrol Base Mansion to debrief; Enclosure (A) pertains.

ENCLOSURE(S)

(A) Unsworn statement of [REDACTED] 14Jan08

REPORTED BY: [REDACTED] SPECIAL AGENT

OFFICE: NCISFO MARINE CORPS WEST, CAMP PENDLETON, CA

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EXHIBIT (26) 9

14Jan08

From [REDACTED]

To: Special Agent [REDACTED]

Subject: Statement regarding the detention and death of Sadik Saoud

I cannot recall the date or time of this particular event. However, I can recall the synopsis of events surrounding the detention and death of Sadik Saoud. On the day of his death, my first squad led by [REDACTED] was on patrol in Northern Barwanah, Iraq. I was in the COC of Patrol Base Mansion. During his patrol, there was announcement over the Battalion and Company frequencies naming Sadik Saoud and his vehicle to the "Be on the Lookout" list. Shortly later, I received a call from first squad claiming that they had identified the BOLO and were taking actions to detain the individual. About five minutes after that, I received another call from first squad requesting a medical evacuation for the detainee. When I requested the reason, they stated that they believed the man to be having a heart attack. I pushed the request up the chain of command, but shortly received another transmission stating that the man was dead despite medical attempts to revive him. I radioed this information to higher and after first squad turned the body over to the family as instructed, they returned to Patrol Base Mansion for debrief. These accounts are as true as I can remember them given the duration of time between then and now.

[REDACTED]

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ENCLOSURE (A)

//23/23B/PE//

**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

REPORT OF INVESTIGATION (INTERIM)

06DEC07

DEATH (II)

CONTROL: 08JAN07-24IZ-0008-7HMA/T

V/SAOUD, SADIQ ABDULLAH/CIV

M/W/FNIQ/N///IRAQ

A/SAOUD, SADIQ ABDULLAH//

A/SOAAD, SADEK ABDALLA//

COMMAND/BLT 2/4 15TH MEU CAMP AL ASAD, IRAQ/40280

MADE AT/MWPE/CAMP PENDLETON CA [REDACTED] SPECIAL AGENT

REFERENCE(S)

- (A) NCISRA Iraq, Camp Al Taqaddum, Iraq, ROI (INTERIM)/22Jan07  
(Contains Exhibits 1-16)
- (B) NCISRA Iraq, Camp Al Asad Iraq, ROI (INTERIM)/06Mar07
- (C) NCISRA Iraq, Camp Al Asad Iraq, ROI (INTERIM)/13Mar07
- (D) NCISRA Iraq, Camp Al Asad Iraq, ROI (INTERIM)/02May07
- (E) NCISRA Iraq, Camp Al Asad Iraq, ROI (INTERIM)/28May07  
(Contains Exhibit 17)
- (F) NCISFO Marine Corps West ROI (INTERIM)/23Jul07  
(Contains Exhibits 18-20)
- (G) NCISFO Marine Corps West ROI (INTERIM)/31Aug07
- (H) NCISFO Marine Corps West ROI (INTERIM)/10Oct07  
(Contains Exhibits 21-22)

EXHIBIT(S)

- (23) IA: Results of Contact with [REDACTED] 20Sep07... (Copy All/Less MWFO)
- (24) Civilian Suspect's Acknowledgement and Waiver of Rights/16Oct07... (Copy All/Less MWFO)
- (25) IA: Results of Criminal History Checks/07Dec07... (Copy All/Less MWFO)

EXECUTIVE SUMMARY

1. On 10Jan07, [REDACTED] Staff Judge Advocate (SJA), Regimental Combat Team 7 (RCT-7) reported that on 08Jan07, V/SAOUD died (at GPS [REDACTED] of an apparent heart attack while being detained by a squad from Golf Company, Battalion Landing Team (BLT) 2/4, during a foot patrol in the Barwanah, Iraq (BI) region. Inquiries revealed V/SAOUD, who had been cooperating with the Marine Counterintelligence (CI) HUMINT Exploitation Team (HET) in BI, reportedly passed a fictitious document he received from a HET Marine Sergeant to limit the extensiveness of searches performed on V/SAOUD. V/SAOUD traversed a Traffic Control Point (TCP) in BI and after leaving the area, it was determined by the TCP watch that the document was fraudulent in nature, which resulted in a "be on the lookout for" (BOLO) being issued for the black Opel vehicle that V/SAOUD was driving at the time. Subsequently, during routine patrol in the BI area, a squad from Golf Company BLT 2/4 came upon the vehicle and stopped and detained V/SAOUD, during which time V/SAOUD died.

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Case Control: [REDACTED] Mail: [REDACTED]

Transmit: [REDACTED] Fax: [REDACTED]

SUBJ: V/SAOUD, SADIK ABDULLAH/CIV  
U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

2. On 11Jan07, interviews of command members stationed at Expedition Observation Post Playboy Mansion in BI were conducted. On 12Jan07, the Marines involved in the detention of V/SAOUD were interviewed and provided statements indicating that V/SAOUD had a heart attack and cardio pulmonary resuscitation was administered. The Marines maintained that V/SAOUD initially resisted detention and they had to physically put V/SAOUD on the ground in order to flex cuff him. The Marines all stated at no point did they hit or abuse V/SAOUD. On 16Jan07, V/SAOUD's family members were interviewed and command obtained hand-written Arabic statements from family members, a doctor, and a witness, all of whom claimed that the Marines involved assaulted V/SAOUD. All efforts to obtain permission from V/SAOUD's family and the Iraqi government to exhume V/SAOUD's body were unsuccessful.

NARRATIVE

1. This is a reactive investigation initiated to document the death of V/SAOUD, which occurred on 08Jan07 and pertains to suspected violations of article 128 (Assault), Uniform Code of Military Justice.

2. Between 14Sep07 and 20Sep07, numerous attempts to contact [REDACTED] former USMC Cpl, met with negative results. [REDACTED] returned a message left for him and agreed to be re-interviewed at a later date; Exhibit (23) pertains.

3. On 16Oct07, [REDACTED], was interrogated regarding his knowledge of the death of V/SAOUD in BI during Jan 2007. [REDACTED] could not provide any information relative to the physical measures used to detain V/SAOUD. [REDACTED] related that he was approximately 100 meters down the street from where V/SAOUD was detained; Exhibit (24) pertains.

4. Criminal history checks were conducted on [REDACTED] former USMC [REDACTED] former USMC [REDACTED] and [REDACTED]. No derogatory information was ascertained relative to [REDACTED] or [REDACTED]. The checks revealed that [REDACTED]; Exhibit (25) pertains.

5. This investigation is pending an interview of [REDACTED] Golf Co, 2/4.

PARTICIPANT(S)

[REDACTED], SA, NCISRU Fallon, NV

DISTRIBUTION

NCISHQ: 0023/0023B (M)  
INFO: MWFO/CO, 2/4 (H)/OIC, LSST-Delta (H)

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//23B/PE//

**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

INVESTIGATIVE ACTION

20SEP07

CONTROL: 08JAN07-24IZ-0008-7HMA/T

V/SAOUD, SADIK ABDULLAH/CIV  
M/W/FNIQ/N///IRAQ

RESULTS OF CONTACT WITH [REDACTED]

1. On 14Sep07, while in Salt Lake City, UT, Reporting Agent (RA) telephoned the contact number for [REDACTED] Civilian. A voice prompt advised of [REDACTED] new telephone number, [REDACTED]. RA phoned that number and left a voicemail message requesting [REDACTED] contact RA. A contact number was provided.

2. On 16Sep07, after receiving no response from [REDACTED] RA phoned [REDACTED] number and again left a voicemail message requesting [REDACTED] contact RA.

3. On 17Sep07, RA attempted contact with [REDACTED] at his residence, [REDACTED], Salt Lake City, UT. The Oak Meadows address is a condominium complex with no resident manager or office. It could not be determined which condominium [REDACTED] resides in.

4. On 20Sep07, RA received a telephone call from [REDACTED] was informed RA was no longer in Utah. [REDACTED] agreed to be re-interviewed at a later date. He also advised he lives at Bldg [REDACTED], [REDACTED].

REPORTED BY: [REDACTED], Special Agent  
OFFICE: NCISRU Fallon, NV

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EXHIBIT (3)

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T-13

CIVILIAN SUSPECT'S ACKNOWLEDGEMENT AND WAIVER OF RIGHTS

Place

I, [REDACTED] have been advised by Special Agent(s) [REDACTED]

that I am suspected of ASSAULT, UCMJ ARTICLE 128

I have also been advised that:

- 1) I have the right to remain silent and make no statement at all;
- 2) Any statement I do make can be used against me in a court of law or other judicial or administrative proceeding;
- 3) I have the right to consult with a lawyer prior to any questioning. This lawyer may be a civilian lawyer retained by me at no cost to the United States, or, if I cannot afford a lawyer, one will be appointed to represent me at no cost to me.
- 4) I have the right to have my retained or appointed lawyer present during this interview; and
- 5) I may terminate this interview at any time, for any reason.

[REDACTED] understand my rights as related to me and as set forth above. With that understanding, I have decided that I do not desire to remain silent, consult with a retained or appointed lawyer, or have a lawyer present at this time. I make this decision freely and voluntarily. No threats or promises have been made to me.

Signature: [REDACTED]

Date & Time: 16 Oct. 2007 1823

Witnessed [REDACTED]

Date & Time: 16 OCT 2007 1826

At this time, I [REDACTED] desire to make the following voluntary statement. This statement is made with an understanding of my rights as set forth above. It is made with no threats or promises having been extended to me.

FOR PURPOSES OF IDENTIFICATION, I AM A [REDACTED] MALE BORN ON [REDACTED] MY SSN IS [REDACTED] I AM 5' FEET TALL AND WEIGH [REDACTED] POUNDS. I HAVE [REDACTED] HAIR AND [REDACTED] EYES. I AM CURRENTLY A FULL TIME STUDENT. MY ADDRESS IS [REDACTED] MY AHPN# NUMBER IS [REDACTED]

I WAS WITH THE PATROL THAT DETAINED THE INDIVIDUAL IN QUESTION. I DON'T KNOW HIS NAME. MY TEAM STAYED BACK ABOUT 100 METERS, DOWN THE STREET. I DID NOT WITNESS THE DETENTION AND HAVE NO KNOWLEDGE OF THE PHYSICAL MEASURES THAT WERE USED. I HAVE NO ADDITIONAL INFORMATION TO PROVIDE THAT WASN'T ALREADY GIVEN TO THE FIRST NCIS AGENT WHO INTERVIEWED ME IN IRAQ.

NOTHING TO FOLLOW

EXHIBIT (24)

Handwritten initials: b6, b7c

Handwritten initials: T 14

16 OCT 2007

THIS ONE PAGE STATEMENT WAS WRITTEN FOR ME BY [REDACTED] AS WE DISCUSSED ITS CONTENTS. I HAVE READ AND UNDERSTAND THE STATEMENT. I HAVE BEEN GIVEN THE OPPORTUNITY TO MAKE ANY CHANGES OR CORRECTIONS I DESIRE TO MAKE AND HAVE PLACED MY INITIALS OVER THE CHANGES OR CORRECTIONS. THIS STATEMENT IS THE TRUTH TO THE BEST OF MY KNOWLEDGE AND BELIEF.

[REDACTED] 16 Oct 2007 1845

SIGNATURE

AFFIRMED [REDACTED] SWORN TO AND SUBSCRIBED BEFORE ME THIS 16<sup>TH</sup> DAY OF OCTOBER 2007 AT [REDACTED]

[REDACTED]  
REPRESENTATIVE, NAVAL CRIMINAL INVESTIGATIVE SERVICE. AUTH: DERIVED FROM ARTICLE 736, UCMJ (10 U.S.C. 936) AND 5 U.S.C. 303

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//23/23B/PE//

**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

INVESTIGATIVE ACTION

07DEC07

CONTROL: 08JAN07-24IZ-0008-7HMA/T

V/SAOUD, SADIK ABDULLAH/CIV  
M/W/FNIQ/N///IRAQ

RESULTS OF CRIMINAL HISTORY CHECKS

1. On 23Jul07, Reporting Agent conducted criminal history checks on [REDACTED] former USMC [REDACTED], former [REDACTED] USMC [REDACTED] and [REDACTED]

2. Criminal history checks against the National Crime Information Center (NCIC), Defense Central Index of Investigations (DCII), and Consolidated Law Enforcement Operations Center (CLEOC) databases revealed there was no derogatory information relative to [REDACTED], or [REDACTED]

3. The NCIC Interstate Identification Index indicated that [REDACTED]

4. The NCIC Interstate Identification Index also indicated that [REDACTED]

5. The results of the checks will be maintained in the case file.

REPORTED BY: [REDACTED] SPECIAL AGENT  
OFFICE: NCISFO MARINE CORPS WEST, CAMP PENDLETON, CA

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EXHIBIT (25) 16

# U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

REPORT OF INVESTIGATION (INTERIM)

10OCT07

DEATH (II)

CONTROL: 08JAN07-24IZ-0008-7HMA/T

V/SAOUD, SADIK ABDULLAH/CIV

M/W/FNIQ/N///IRAQ

A/SAOUD, SADIQ ABDULLAH//

A/SOAAD, SADEK ABDALLA//

COMMAND/BLT 2/4 15TH MEU CAMP AL ASAD, IRAQ/40280

MADE AT/MWPE/CAMP PENDLETON CA/ [REDACTED] SPECIAL AGENT

## REFERENCE(S)

- (A) NCISRA Iraq, Camp Al Taqaddum, Iraq, ROI (INTERIM)/22Jan07  
(Contains Exhibits 1-16)
- (B) NCISRA Iraq, Camp Al Asad Iraq, ROI (INTERIM)/06Mar07
- (C) NCISRA Iraq, Camp Al Asad Iraq, ROI (INTERIM)/13Mar07
- (D) NCISRA Iraq, Camp Al Asad Iraq, ROI (INTERIM)/02May07
- (E) NCISRA Iraq, Camp Al Asad Iraq, ROI (INTERIM)/28May07 (Contains Exhibit 17)
- (F) NCISFO Marine Corps West ROI (INTERIM)/23Jul07 (Contains Exhibits 18-20)
- (G) NCISFO Marine Corps West ROI (INTERIM)/31Aug07

## EXHIBIT(S)

- (21) IA: Military Suspect's Acknowledgement and Waiver of Rights/10Aug07... (Copy All/Less MWFO)
- (22) Statement of [REDACTED]/08Aug07... (Copy All/Less MWFO)

## EXECUTIVE SUMMARY

1. On 10Jan07, [REDACTED] Staff Judge Advocate (SJA), Regimental Combat Team 7 (RCT-7) reported that on 08Jan07, V/SAOUD died (at GPS [REDACTED] of an apparent heart attack while being detained by a squad from Golf Company, Battalion Landing Team (BLT) 2/4, during a foot patrol in the Barwanah, Iraq (BI) region. Inquiries revealed V/SAOUD, who had been cooperating with the Marine Counterintelligence (CI) HUMINT Exploitation Team (HET) in BI, reportedly passed a fictitious document he received from a HET Marine Sergeant to limit the extensiveness of searches performed on V/SAOUD. V/SAOUD traversed a Traffic Control Point (TCP) in BI and after leaving the area, it was determined by the TCP watch that the document was fraudulent in nature, which resulted in a "be on the lookout for" (BOLO) being issued for the black Opel vehicle that V/SAOUD was driving at the time. Subsequently, during routine patrol in the BI area, a squad from Golf Company BLT 2/4 came upon the vehicle and stopped and detained V/SAOUD, during which time V/SAOUD died.

2. On 11Jan07, interviews of command members stationed at Expedition Observation Post Playboy Mansion in BI were conducted. On 12Jan07, the Marines involved in the detention of V/SAOUD were interviewed and provided statements indicating that V/SAOUD had a heart attack and cardio pulmonary resuscitation was administered. The Marines.

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T-17

SUBJ: V/SAOUD, SADIK ABDULLAH/CIV

**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

maintained that V/SAOUD initially resisted detention and they had to physically put V/SAOUD on the ground in order to flex cuff him. The Marines all stated at no point did they hit or abuse V/SAOUD. On 16Jan07, V/SAOUD's family members were interviewed and command obtained hand-written Arabic statements from family members, a doctor, and a witness, all of whom claimed that the Marines involved assaulted V/SAOUD. All efforts to obtain permission from V/SAOUD's family and the Iraqi government to exhume V/SAOUD's body were unsuccessful. A request for criminal history checks has been submitted.

**NARRATIVE**

1. This is a reactive investigation initiated to document the death of V/SAOUD, which occurred on 08Jan07 and pertains to suspected violations of article 128 (Assault), Uniform Code of Military Justice.

2. On 08Aug07, [REDACTED] former [REDACTED] USMC, was interrogated regarding his knowledge of the death of V/SAOUD in BI during Jan 2007; Exhibit (21) pertains. [REDACTED] related that he was assigned as the [REDACTED] of the Marines that detained V/SAOUD and he did not witness anyone strike or assault V/SAOUD. [REDACTED] stated that V/SAOUD resisted being handcuffed by twisting his torso and arms uncontrollably. [REDACTED] stated that the Marines moved V/SAOUD across the street and at some point V/SAOUD fell to the ground and had foam coming out of his mouth; Exhibit (22) pertains.

2. This investigation is pending interrogating other members of the squad that detained V/SAOUD.

**DISTRIBUTION**

NCISHQ: 0023/0023B (M)  
INFO: MWFO/CO, 2/4 (H)/OIC, LSST-Delta (H)

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**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

INVESTIGATIVE ACTION

10AUG07

CONTROL: 08JAN07-24IZ-0008-7HMA/T

V/SAOUD, SADIK ABDULLAH/CIVILIAN  
M/W/FNIQ/N///

MILITARY SUSPECT'S ACKNOWLEDGMENT AND WAIVER OF RIGHTS

1. On 08AUG07, [REDACTED] was interrogated regarding his knowledge of allegations that members of Golf Company assaulted V/SAOUD while detaining him prior to his death. The interrogation was conducted at NCISRA Annapolis, MD, after [REDACTED] was advised of his rights in accordance with current directives. A Military Suspect's Acknowledgement and Rights Waiver is appended as Enclosure (A).

ENCLOSURE

(A) Military Suspect's Acknowledgement and Rights Waiver/[REDACTED]/08AUG07

BIOGRAPHICAL DATA

EMPLOYMENT: STUDENT

SSN: [REDACTED]

DOB: [REDACTED]

POB: [REDACTED]

RESIDENCE: [REDACTED]

REPORTED BY: [REDACTED] SPECIAL AGENT

OFFICE: NCISRA ANNAPOLIS, MD

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Page 1

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EXHIBIT (1) 19

**MILITARY SUSPECT'S ACKNOWLEDGEMENT AND WAIVER OF RIGHTS**

Place: NCISRA Annapolis MD

Date : August 8, 2007

I, [REDACTED], have been advised by Special Agent [REDACTED] that I am suspected of violating Article 128 (Assault) of the UCMJ

I have also been advised that:

[REDACTED] I have the right to remain silent and make no statement at all; [REDACTED]  
[REDACTED] Any statement I make can be used against me in a trial by court-martial or other judicial or administrative proceeding; [REDACTED]

[REDACTED] I have the right to consult with a lawyer prior to any questioning. This lawyer may be a civilian lawyer retained by me at no cost to the United States, a military lawyer appointed to act as my counsel at no cost to me, or both; [REDACTED]

[REDACTED] I have the right to have my retained lawyer and/or appointed military lawyer present during the interview; and [REDACTED]

[REDACTED] I may terminate this interview at any time, for any reason. [REDACTED]

[REDACTED] I understand my rights as related to me and as set forth above. With that understanding, I have decided that I do not desire to remain silent, consult with a retained or appointed lawyer, or have a lawyer present at this time. I make this decision freely and voluntarily. No threats or promises have been made to me. [REDACTED]

Signature : [REDACTED]

Date & Time: 20070808

Witnessed: [REDACTED]

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# STATEMENT

Place NCIS ANNAPOLIS MD

Date: 08AUG07

I, [REDACTED] make the following free and voluntary statement to Special Agent [REDACTED] whom I know to be a Representative of the Naval Criminal Investigative Service. I make this statement of my own free will and without any threats made to me or promises extended. I fully understand that this statement is given concerning my knowledge of the death of an Iraqi citizen whom I know as Sadik SAOUD.

For identification purposes I am a [REDACTED] male and formerly Enlisted in The United States Marine Corps on active duty status. I'm currently in the USMC inactive reserves. I was born in [REDACTED] and I currently reside at [REDACTED]. I was stationed in Iraq from November 2006 through April 2007. I was assigned to Golf Company Second Battalion 4<sup>th</sup> Marine Regiment, Camp Pendleton, CA.

In January or February 2007 I was on patrol in Barwanah Iraq with 14-15 other squad members of Golf Company. We were on foot patrol in Barwanah making house calls which consists of myself and other patrol members knocking on doors, explaining to residents our reason for being in the area, and asking that they notify us if they see any suspected terrorists. Additionally, our role was to build rapport with the residents however, the residents in Barwanah were not really receptive to our presence.

Around mid afternoon we heard a BOLO (Be on the Lookout) for a black Opal. About 15 minutes after the BOLO was announced on the radio we were walking back to our Patrol Base in Barwanah when a black Opal backed out of a driveway in front of us. We were not totally sure if the license tag matched, but we were pretty sure that it was the car identified in the BOLO. We flagged the car down and asked the driver to stop. The driver stopped the vehicle and one of the patrol members told the driver to get out of the vehicle. The driver's Wife, Son and Daughter, came out of the house and watched as we interacted with the driver.

The driver is the person I referred to earlier in this statement as Sadik SAOUD. Our squad radio operator, [REDACTED], asked the driver his name. I don't recall exactly what the driver said, but I know that the name the driver gave was the name we were looking for at the time. [REDACTED] asked the driver his name a total of three (3) times and each time the driver responded with the name we were looking for which was the name that we heard on the BOLO. [REDACTED] had the driver's identification but he could not read the language, which was in Arabic. After the guy said his name three times and we were pretty certain he was the guy in the BOLO

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Continuation of voluntary sworn statement of  
[REDACTED] August 8, 2007

[REDACTED] I instructed two (2) patrol members [REDACTED] and [REDACTED] to cuff the driver. At that point, the driver's family became angry and began yelling and screaming (in Arabic). I instructed two Marines to take the family back inside of the house to avoid further confusion. The driver was instructed to put his hands behind his back and he resisted by twisting his torso and moving his arms around uncontrollably. From the time we initially stopped the driver until the driver was being placed in flexi cuffs I was on the radio talking to the Command Operations Center(COC) (I don't recall the name of the person) and my [REDACTED] telling them what was happening. I did not actually witness the driver being placed on the ground by [REDACTED] and [REDACTED]. We are trained to use a technique, which involves placing our foot or knee behind the knee of the person being restrained in order to get them down on the ground when a suspect is not cooperative. I would assume that [REDACTED] and [REDACTED] used that technique [REDACTED]

[REDACTED] After the flexi cuffs were placed on the driver a couple of the patrol members moved him across the street closer to his residence. I continued to communicate with my chain of command over the radio and at some point I heard a thumping sound (the sound of someone hitting the ground). I turned and saw the driver lying on the ground face down with foam coming from his mouth. The patrol members turned the driver over on his back and removed the flexi cuffs. I yelled for the Corpsman, [REDACTED] who looked at the driver and said he was having a seizure and there was nothing we could do. At that point, I noticed the drivers face was blue and continued talking on the radio and relying what was happening to my chain of command. I told the COC that he needed to send someone down here and the COC told me that they were not going to send anyone and I was not given and explanation. [REDACTED]

[REDACTED] Approximately 5-10 minutes later we realized the driver was not breathing and presumed that he had died. Several Patrol members placed the driver in the Opal on the back seat and went inside the house to get the drivers Son. We told the drivers Son to take the driver to a hospital and we gave him a note so that he could get through the checkpoints. My squad and I continued on foot back to our patrol base and debriefed the LT. Approximately a day later the Battalion XO came out to do an investigation and talked to the drivers family. A few days after that NCIS came out and took statements from my guys and me [REDACTED]

[REDACTED] I did not witness any of the Patrol members strike or assault the driver and excessive force was not used to detain the driver. I was acting in the capacity as the supervisor of the patrol therefore, I never had any physical contact with the driver I primarily gave instruction to the patrol members and talked on the radio to my chain of command. The incident in its entirety lasted for approximately one hour [REDACTED]

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Continuation of voluntary sworn statement of  
[REDACTED] August 8, 2007

[REDACTED] Please understand that this incident happened over seven months ago. I don't remember specifics or time lines very well. This statement is the best of my knowledge but this happened some time ago.

[REDACTED] This statement, consisting of 3 pages, was typed for me by [REDACTED] as we discussed its contents. I have read and understand the above statement. I have been given the opportunity to make any changes or corrections that I desire to make and have placed my initials over the changes or corrections. This statement is the truth to the best of my knowledge and belief. [REDACTED]

[REDACTED]

Sworn and subscribed before me on this 8<sup>th</sup> day of August 2007 at 4:11 pm

[REDACTED]  
Special Agent

AUTH: SECNAVINST 5520.3B Of 04JAN93

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T23

# U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

REPORT OF INVESTIGATION (INTERIM)

31AUG07

DEATH (II)

CONTROL: 08JAN07-24IZ-0008-7HMA/T

V/SAOUD, SADIK ABDULLAH/CIV  
M/W/FNIQ/N///IRAQ  
A/SAOUD, SADIQ ABDULLAH//  
A/SOAAD, SADEK ABDALLA//

COMMAND/BLT 2/4 15TH MEU CAMP AL ASAD, IRAQ/40280

MADE AT/MWPE/CAMP PENDLETON C [REDACTED] SPECIAL AGENT

### REFERENCE(S)

- (A) NCISRA Iraq, Camp Al Taqaddum, Iraq, ROI (INTERIM)/22Jan07  
(Contains Exhibits 1-16)
- (B) NCISRA Iraq, Camp Al Asad Iraq, ROI (INTERIM)/06Mar07
- (C) NCISRA Iraq, Camp Al Asad Iraq, ROI (INTERIM)/13Mar07
- (D) NCISRA Iraq, Camp Al Asad Iraq, ROI (INTERIM)/02May07
- (E) NCISRA Iraq, Camp Al Asad Iraq, ROI (INTERIM)/28May07 (Contains Exhibit 17)
- (F) NCISFO Marine Corps West ROI (INTERIM)/23Jul07 (Contains Exhibits 18-20)

### EXECUTIVE SUMMARY

1. On 10Jan07, [REDACTED], Staff Judge Advocate (SJA), Regimental Combat Team 7 (RCT-7) reported that on 08Jan07, V/SAOUD died (at GPS [REDACTED] of an apparent heart attack while being detained by a squad from Golf Company, Battalion Landing Team (BLT) 2/4, during a foot patrol in the Barwanah, Iraq (BI) region. Inquiries revealed V/SAOUD, who had been cooperating with the Marine Counterintelligence (CI) HUMINT Exploitation Team (HET) in BI, reportedly passed a fictitious document he received from a HET Marine Sergeant to limit the extensiveness of searches performed on V/SAOUD. V/SAOUD traversed a Traffic Control Point (TCP) in BI and after leaving the area, it was determined by the TCP watch that the document was fraudulent in nature, which resulted in a "be on the lookout for" (BOLO) being issued for the black Opel vehicle that V/SAOUD was driving at the time. Subsequently, during routine patrol in the BI area, a squad from Golf Company BLT 2/4 came upon the vehicle and stopped and detained V/SAOUD, during which time V/SAOUD died.

2. On 11Jan07, interviews of Command members stationed at Expedition Observation Post Playboy Mansion in BI were conducted. On 12Jan07, the Marines involved in the detention of V/SAOUD were interviewed and provided statements indicating that V/SAOUD had a heart attack and Cardio Pulmonary Resuscitation (CPR) was administered. The Marines maintained that V/SAOUD initially resisted detention and they had to physically put V/SAOUD on the ground in order to flex cuff him. The Marines all stated at no point did they hit or abuse V/SAOUD. On 16Jan07, V/SAOUD's family members were interviewed and Command obtained hand written Arabic statements from family members, a doctor, and a witness, all of whom claimed that the Marines involved

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T-24

SUBJ: V/SAOUD, SADIK ABDULLAH/CIV

**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

assaulted V/SAOUD. All efforts to obtain permission from V/SAOUD's family and the Iraqi government to exhume V/SAOUD's body were unsuccessful. A request for criminal history checks has been submitted.

**NARRATIVE**

1. This is a reactive investigation initiated to document the death of V/SAOUD, which occurred on 08Jan07 and pertains to suspected violations of Article 128 (Assault), Uniform Code of Military Justice.

2. This investigation is pending interrogating other members of the squad that detained V/SAOUD.

**DISTRIBUTION**

NCISHQ: 0023/0023B

INFO: MWFO/CO, 2/4 (H)/SJA, LSST-Delta (H)

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25

**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

REPORT OF INVESTIGATION (ACTION)

20AUG07

DEATH (II)

CONTROL: 08JAN07-24IZ-0008-7HMA/T

V/SAOUD, SADIK ABDULLAH/CIV  
M/W/FNIQ/N///IRAQ  
A/SAOUD, SADIQ ABDULLAH//  
A/SOAAD, SADEK ABDALLA//

COMMAND/2/4 15TH MEU CAMP AL ASAD, IRAQ/40280

MADE AT/SWFL/NCISRU FALLON NV [REDACTED] SPECIAL AGENT

REFERENCES

- (A) NCISFO Camp Pendleton, CA ROI (Action)/20Jul07
- (B) NCISRU Fallon, NV ROI (Action)/25Jul07

NARRATIVE

1. Since Reference (B), exhibits to Reference (A) were received on 08Aug07. A road trip to Salt Lake City, UT has been scheduled for the week of 10Sep07, during which time the requested interview will be completed. EDC is 19Sep07.

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INFO: MWPE

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TJL

# U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

REPORT OF INVESTIGATION (ACTION)

10AUG07

DEATH (II)

CONTROL: 08JAN07-24IZ-0008-7HMA/T

V/SAOUD, SADIK ABDULLAH/CIVILIAN  
M/W/FNIQ/N///IRAQ  
A/SAOUD, SADIQ ABDULLAH//  
A/SOAAD, SADEK ABDALLA//

COMMAND/BLT 2/4 15TH MEU CAMP AL ASAD, IRAQ/40280

MADE AT/DCAN/ANNAPOLIS MD, [REDACTED], SPECIAL AGENT

### REFERENCE

(A) MWPE ROI (ACTION)/20JUL07

### EXHIBITS

- (1) IA: Military Suspect's Acknowledgement and Waiver Of Rights/[REDACTED]/08AUG07...(MWPE Only)
- (2) Statement of [REDACTED] 08AUG07...(MWPE Only)

### NARRATIVE

1. Pursuant to tasking set forth in Reference (A), [REDACTED] was interrogated pertaining to his knowledge of the detention of V/SAOUD and the allegations that Golf Company assaulted V/SAOUD prior to his death. [REDACTED] stated that he did not observe any member of Golf Company use excessive force, strike or assault V/SAOUD while detaining him. [REDACTED] stated he was in a supervisory role therefore, he did not have physical contact with V/SAOUD. [REDACTED] provided instruction to Patrol at the scene and he stayed in constant radio communication with the Command Operations Center relaying information as the incident was occurring. Exhibit (1) and (2) pertain.

2. Lead tasking is complete.

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INFO: DCWA/MWPE (M)

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# U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

REPORT OF INVESTIGATION (ACTION)

25JUL07

DEATH (II)

CONTROL: 08JAN07-24IZ-0008-7HMA/T

V/SAUD, SADIK ABDULLAH/CIV

M/W/FNIQ/N///IRAQ

A/SAUD, SADIQ ABDULLAH//

A/SOAAD, SADEK ABDALLA//

COMMAND/2/4 15TH MEU CAMP AL ASAD, IRAQ/40280

MADE AT/SWFL/NCISRU FALLON NV, [REDACTED] SPECIAL AGENT

## REFERENCES

(A) NCISFO Camp Pendleton, CA ROI (Action)/20Jul07

## NARRATIVE

1. Reference (A), less exhibits, was received on 24Jul07. EDC will be determined upon receipt of exhibits.

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INFO: MWPE

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# U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

REPORT OF INVESTIGATION (INTERIM)

23JUL07

DEATH (II)

CONTROL: 08JAN07-24IZ-0008-7HMA/T

V/SAOUD, SADIQ ABDULLAH/CIV

M/W/FNIQ/N///IRAQ

A/SAOUD, SADIQ ABDULLAH//

A/SOAOAD, SADEK ABDALLA//

COMMAND/BLT 2/4 15TH MEU CAMP AL ASAD, IRAQ/40280

MADE AT/MWPE/CAMP PENDLETON CA [REDACTED], SPECIAL AGENT

### REFERENCE(S)

- (A) NCISRA Iraq, Camp Al Taqaddum, Iraq, ROI (INTERIM)/22Jan07  
(Contains Exhibits 1- 16)
- (B) NCISRA Iraq, Camp Al Asad Iraq, ROI (INTERIM)/06Mar07
- (C) NCISRA Iraq, Camp Al Asad Iraq, ROI (INTERIM)/13Mar07
- (D) NCISRA Iraq, Camp Al Asad Iraq, ROI (INTERIM)/02May07
- (E) NCISRA Iraq, Camp Al Asad Iraq, ROI (INTERIM)/28May07 (Contains Exhibit 17)

### EXHIBIT(S)

- (18) Rights waiver and statement of [REDACTED]/19Jul07... (Copy All/Less MWFO)
- (19) Rights waiver and statement of [REDACTED]/19Jul07... (Copy All/Less MWFO)
- (20) Rights waiver and statement of [REDACTED]/19Jul07... (Copy All/Less MWFO)

### EXECUTIVE SUMMARY

1. On 10Jan07, [REDACTED] Staff Judge Advocate (SJA), Regimental Combat Team 7 (RCT-7) reported that on 08Jan07, V/SAOUD died (at GPS [REDACTED] of an apparent heart attack while being detained by a squad from Golf Company, Battalion Landing Team (BLT) 2/4, during a foot patrol in the Barwanah, Iraq (BI) region. Inquiries revealed V/SAOUD, who had been cooperating with the Marine Counterintelligence (CI) HUMINT Exploitation Team (HET) in BI, reportedly passed a fictitious document he received from a HET Marine Sergeant to limit the extensiveness of searches performed on V/SAOUD. V/SAOUD traversed a Traffic Control Point (TCP) in BI and after leaving the area, it was determined by the TCP watch that the document was fraudulent in nature, which resulted in a "be on the lookout for" (BOLO) being issued for the black Opel vehicle that V/SAOUD was driving at the time. Subsequently, during routine patrol in the BI area, a squad from Golf Company BLT 2/4 came upon the vehicle and stopped and detained V/SAOUD, during which time V/SAOUD died.

2. On 11Jan07, interviews of command members stationed at Expedition Observation Post Playboy Mansion in BI were conducted. On 12Jan07, the Marines involved in the detention of V/SAOUD were interviewed and provided statements indicating that V/SAOUD had a heart attack and Cardio Pulmonary Resuscitation (CPR) was administered. The Marines

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**WARNING**

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SUBJ: V/SAOUD, SADIK ABDULLAH/CIV

**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

maintained that V/SAOUD initially resisted detention and they had to physically put V/SAOUD on the ground in order to flex cuff him. The Marines all stated at no point did they hit or abuse V/SAOUD. On 16Jan07, V/SAOUD's family members were interviewed and command obtained hand written Arabic statements from family members, a doctor, and a witness, all of whom claimed that the Marines involved assaulted V/SAOUD. All efforts to obtain permission from V/SAOUD's family and the Iraqi government to exhume V/SAOUD's body were unsuccessful. A request for criminal history checks has been submitted.

**NARRATIVE**

1. This is a reactive investigation initiated to document the death of V/SAOUD, which occurred on 08Jan07 and pertains to suspected violations of article 128 (Assault), Uniform Code of Military Justice.
2. On 19Jul07, [REDACTED], Golf Company, BLT 2/4, was advised of his rights for assault, which he waived, and provided a sworn voluntary statement regarding the detention of V/SAOUD. [REDACTED] stated that while on patrol in BI, his squad identified the black Opel from the BOLO. [REDACTED] also stated that he observed a Marine from his squad struggling with V/SAOUD so he assisted with placing the cuffs on V/SAOUD. [REDACTED] related that V/SAOUD could have received the marks on his head when [REDACTED] slapped V/SAOUD's left arm from underneath him to prevent V/SAOUD from pushing up from the ground with his arm. [REDACTED] stated that he assisted with CPR on V/SAOUD; Exhibit (18) pertains.
3. On 19Jul07, [REDACTED], Golf Company, BLT 2/4, was advised of his rights for assault, which he waived, and provided a sworn voluntary statement regarding the detention of V/SAOUD. [REDACTED] related that while on patrol V/SAOUD was detained. [REDACTED] also related that V/SAOUD became non-compliant when [REDACTED] (Infra) grabbed V/SAOUD's hands and placed them behind his back at which time [REDACTED] (Supra) assisted in placing V/SAOUD in flexi-cuffs. [REDACTED] stated that V/SAOUD was assisted to his feet and walked under his own power across the street; Exhibit (19) pertains.
4. On 19Jul07, [REDACTED], Golf Company, BLT 2/4, was advised of his rights for assault, which he waived, and provided a sworn voluntary statement regarding the detention of V/SAOUD. [REDACTED] stated that he identified the black Opel from the BOLO and ordered V/SAOUD out of the vehicle. [REDACTED] related that V/SAOUD was non-compliant when he tried to detain V/SAOUD and [REDACTED] assisted in detaining V/SAOUD. [REDACTED] also stated that after V/SAOUD was walked across the street he went towards V/SAOUD's house to prevent V/SAOUD's family from coming outside and V/SAOUD's son said that V/SAOUD had a pre-existing heart condition; Exhibit (20) pertains.
5. This investigation is pending interrogating other members of the squad that detained V/SAOUD.

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Page 2

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 AUTHORIZATION FROM THE NAVAL CRIMINAL INVESTIGATIVE SERVICE.

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SUBJ: V/SAOUD, SADIK ABDULLAH/CIV

**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

PARTICIPANT(S)

[REDACTED], SA, NCISFO Marine Corps West, Camp Pendleton, CA  
[REDACTED] SA, NCISFO Marine Corps West, Camp Pendleton, CA  
[REDACTED] SA, NCISFO Marine Corps West, Camp Pendleton, CA

DISTRIBUTION

NCISHQ: 0023/0023B (M)

INFO: MWFO/CO, 2/4 (H)/SJA, LSST-Delta (H)

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AUTHORIZATION FROM THE NAVAL CRIMINAL INVESTIGATIVE SERVICE.

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8:49 AM MILITARY SUSPECT'S ACKNOWLEDGEMENT AND CLEANSING WAIVER OF RIGHTS

19 JUL 07

Place: NCIS, Bldg 63506, CPC

Date: July 19, 2007

I, [REDACTED] USMC, have been advised by Special Agent [REDACTED] that I am suspected of ASSAULT - [REDACTED]

I have also been advised that:

- (1) Any prior illegal admissions or other improperly obtained evidence which incriminated me cannot be used against me in a trial by court-martial;
- (2) I have the right to remain silent and make no statement at all;
- (3) Any statement I do make can be used against me in a trial by court-martial or other judicial or administrative proceeding;
- (4) I have the right to consult with a lawyer prior to any questioning. This lawyer may be a civilian lawyer retained by me at no cost to the United States, a military lawyer appointed to act as my counsel at no cost to me, or both;
- (5) I have the right to have my retained civilian lawyer and/or appointed military lawyer present during this interview; and
- (6) I may terminate this interview at any time, for any reason.

I understand my rights as related to me and as set forth above. With that understanding, I have decided that I do not desire to remain silent, consult with a retained or appointed lawyer, or have a lawyer present at this time. I make this decision freely and voluntarily. No threats or promises have been made to me.

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Signature: [REDACTED]

Date & Time: 19 JULY, 2007 8:55am

397

Witnessed: [REDACTED]

At this time, I, [REDACTED], desire to make the following voluntary statement. This statement is made with an understanding of my rights as set forth above. It is made with no threats or promises having been extended to me.

22

9:36am  
19 JULY 07

VOLUNTARY STATEMENT

PLACE: NCIS, BLDG 53506, CPC  
DATE: JULY 19, 2007

I, [REDACTED] USMC, make the following free and voluntary statement to [REDACTED] whom I know to be a Special Agent of the Naval Criminal Investigative Service. I make this statement of my own free will and without any threats made or promises extended to me. I fully understand that this statement is given concerning my knowledge of ASSAULT

For the purposes of identification I am a [REDACTED] MALE, I am [REDACTED] inches tall and weigh about [REDACTED] pounds. I have [REDACTED] hair and [REDACTED] eyes. I was born on [REDACTED] in [REDACTED]. I currently reside at [REDACTED] and my home/cellular telephone number is [REDACTED]. I am currently employed at or assigned to 2/4 Co. HQ PLT, and my work telephone number is [REDACTED]

[REDACTED] (WE WERE ON PATROL WHEN WE (1ST SR 2ND PLT) GOT OVER THE RAIN, INTEL FOR A BLACK 4 DOOR GARDEN) THIS GUY'S NAME TO DETAIN ON SIDE. TOWARDS THE END OF THE PATROL A BLACK OPEL PULLED OUT FROM A COURT YARD ABOUT 100 METERS IN FRONT OF US. AT THE TIME WE WENT UP TO STOP THE CAR. IN QUESTION [REDACTED] & MYSELF MOVED UP TO STOP & TURN OTHER CARS AROUND & SET IN FORWARD SECURITY. AFTER A WHILE I NOTICED [REDACTED] STRUGGLING WITH THE DETAINEE SO I MOVED BACK TO HELP. WHEN I GOT THERE [REDACTED] WAS ON HIS BACK THE GUY'S BACK TRIED TO GAIN CONTROL OF HIS RIGHT ARM. I GOT ON THE LEFT SIDE OF HIS BACK & GRABBED THE GUY'S LEFT ARM BUT FROM UNDER, CAUSE HE WAS PUSHING UP WITH IT. AFTER A FEW SECONDS OF STRUGGLE I WAS ABLE TO PUT HIS LEFT ARM IN A WRIST LOCK. I [REDACTED] [REDACTED] TO COMPLETE THE LOCK & I [REDACTED]

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[REDACTED] THEN CUFFED HIM, WE DROVE OFF OF HIM  
 & STOOD HIM UP, THEN [REDACTED] CAME OVER  
 TO HIM TO ESCORT HIM ACROSS THE STREET. ONCE  
 OVER THERE [REDACTED] KNEELT HIM DOWN. AFTER  
 A FEW MINUTES THE GUY STARTED TO EXHAUST  
 HARD & [REDACTED] MORE LOUDLY. THE MARINE HOLDING  
 SECURITY ON HIM YELLED FOR [REDACTED] UP  
 CAME UP TO LOOK AT HIM THEN ASKED FOR HELP  
 FROM A COMBAT NEWSMAN TO ASSIST HIM IN CPR. I  
 RAN UP & HELP CUT THE CUFFS OFF & STARTED  
 TO GIVE CHEST COMPRESSIONS. I REMEMBER POPPING  
 AT LEAST 2 TO 3 TIMES. I CONTINUED TIL I WAS TOLD  
 TO STOP BY [REDACTED] (SA (DR)) & TO LOAD HIM  
 INTO THE CAR. THE SON WANTS TO TAKE HIM  
 TO THE HOSPITAL. SO I DIED WITH ASSISTANCE FROM  
 OTHER MARINES WHICH I DON'T REMEMBER WHO.  
 THEN WE PICKED UP & CONTINUED ON PATROL. [REDACTED]

Q & A: In the following section, SA [REDACTED] asked the following questions and I replied with the following:

Q: After the detainee was cuffed, did you notice any injuries on him?

A: SMALL SCRATCH ON THE RIGHT SIDE OF HIS FOREHEAD [REDACTED]

Q: <sup>why</sup> How do you think that injury happened?

A: ONCE I PULLED HIS ARM OUT FROM UNDER HIM HE WAS STILL TRYING TO PUSH UP & ALSO TRYING TO PROP HIMSELF UP WITH HIS HEAD. [REDACTED]

Q: Did the detainee have any health issues, and if so, how did you find out about them?

A: DURING COURSE CPR ANOTHER MARINE HAD ASKED THE [REDACTED]

CONTINUED ON  
NEXT PAGE [REDACTED]

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Voluntary Statement (continued)

FRATEL IF HE HAD ANY MEDICAL PROBLEMS THE SON SAID HE HAS A LOGAR HEART ALSO THAT HE TAKES MEDICATION.

Q: Who are [redacted] and [redacted] and where are they now?

A: [redacted] CHARLIE - RIFLEMAN - STILL WITH THE COMPANY.

[redacted] - DON'T KNOW FIRST NAME - WAS 3RD TEAM LEADER - NOW WITH SOI [redacted]

Nothing Follows 19 JULY 07 10146 AM

I have read this statement, consisting of this and 2 other handwritten pages, and I have made and initialed all necessary corrections. This statement was hand written by me in the presence of SA [redacted] we discussed its contents. This statement is the truth to the best of my knowledge and belief.

Date: 19 JULY, 2007 Time: 10149 AM

Subscribed and sworn to me this 19th day of July, 2007, at the Naval Criminal Investigative Service Field Office, Marine Corps West, Camp Pendleton, CA

[redacted] S. SPECIAL AGENT  
NAISFO MARINE CORPS WEST

[redacted], Special Agent  
NCISFO Marine Corps West

Authority: SECNAVINST 5430.107 of 28Dec05

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MILITARY SUSPECT'S ACKNOWLEDGEMENT AND CLEANSING WAIVER OF RIGHTS

Place: NCIS Bldg 53506  
Date: 19 Jul 07

I, [redacted], USMC, [redacted], have been advised by SA [redacted] that I am suspected of violation of Article 138 - Assault of the UCMJ.

I have also been advised that:

- (1) Any prior illegal admissions or other improperly obtained evidence which incriminated me cannot be used against me in a trial by court-martial;
- (2) I have the right to remain silent and make no statement at all; Any statement I do make can be used against me in a trial by court-martial or other judicial or administrative proceeding;
- (4) I have the right to consult with a lawyer prior to any questioning. This lawyer may be a civilian lawyer retained by me at no cost to the United States, a military lawyer appointed to act as my counsel at no cost to me, or both;
- (5) I have the right to have my retained civilian lawyer and/or appointed military lawyer present during this interview; and
- I may terminate this interview at any time, for any reason.

[redacted] understand my rights as related to me and as set forth above. With that understanding, I have decided that I do not desire to remain silent, consult with a retained or appointed lawyer, or have a lawyer present at this time. I make this decision freely and voluntarily. No threats or promises have been made to me [redacted]

Signature: [redacted]

Date & Time: 19 July 07 0850

Witnessed: [redacted]

At this time, [redacted] 3154 [redacted], desire to make the following voluntary statement. This statement is made with an understanding of my rights as set forth above. It is made with no threats or promises having been extended to me.

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VOLUNTARY STATEMENT

PLACE: NCTIS Bldg. 53506  
DATE: 19 5 91 07

I, [REDACTED], make the following free and voluntary statement to [REDACTED], whom I know to be a Special Agent of the Naval Criminal Investigative Service. I make this statement of my own free will and without any threats made or promises extended to me. I fully understand that this statement is given concerning my knowledge of THE DEATH OF SAVER ABDELH SAYD

For the purposes of identification I am [REDACTED] MALE, I am [REDACTED] inches tall and weigh about [REDACTED] pounds. I have [REDACTED] hair and [REDACTED] eyes. I was born on [REDACTED] in [REDACTED]. I currently reside at [REDACTED] and my home/cellular telephone number is [REDACTED]. I am currently employed at or assigned to 2/4 Golf CO. USMC, and my work telephone number is [REDACTED].

I Have been asked to provide more details regarding my previous statement given on 12 Jan 07.

I Have been asked to provide details of when I arrived at the scene and what happened there on pat. The patrol was halted as a blue vehicle was stopped. I was towards the rear when 3 military age males were taken out of the vehicle and searched and the vehicle itself was searched. While the patrol was halted I began making my way up to the scene of the blue vehicle. by the time I arrived I saw that the lead element of the patrol had stopped a black 4 door Opel and it was being searched by marines as soon as the search was complete I went to the vehicle and checked the back plate. I saw that the last 2 numbers were identical just like the number 71847 which had been passed down to me as the license plate number belonging to a person of interest which should be detained. This arose from my suspicions and I along with my squad leader [REDACTED] approached the man. I made a point to look the man in the eye and I asked him if

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Voluntary Statement (continued)

His name was "SADEK ABDULAH SAUD" He emphatically replied YES. I ASKED 2 more times and each time I ASKED I made it a point to enunciate the name and gauge his response and each time he replied YES. This was when [REDACTED] made the call to have this man detained and brought to higher echelons of Military Intelligence. At this point [REDACTED] came to detain the man. He grabbed both of his hands and brought them behind his back. At this point the man became non-compliant and began moving and trying to get his hands free. [REDACTED] then began to apply proper take down procedures by gaining control of the man's hands and [REDACTED] [REDACTED] with his hands behind his back and his head to the side in order to allow the man to breathe. At this point [REDACTED] came over to help restrain the man down as [REDACTED] applies the flexi-cuffs. After the man is restrained he is helped to his feet and walks under his own power to the other side of the street while being escorted by [REDACTED]. The man is allowed to sit in a squatting position which Iraqi's prefer. While the man is sitting and I'm communicating the situation to my commanding officer he makes the call to let the man go. I informed the man that he was going to be let go. It was while I was communicating to my commanding officer that I had informed the man of his release that he made a snoring noise and fell over onto his face. Immediately the corps man was called up and the restraints were cut off by [REDACTED]. When the corps man arrived he immediately began Resuscitate breathing and

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Voluntary Statement (continued)

was assisted by [REDACTED] who Applied chest Compressions, while I spoke to the CO to plan a medevac. He made the decision to have the mans son drive him to D. Vagi National care. The Man was Loaded into the car by the son and [REDACTED] and the son drove off. I never saw either of them again. Through out the entire ordeal I never witnessed the man being struck, kicked, or hit with weapons, at any time & further more I never saw more the 2 medics touch the man at any given time.

Nothing further  
[REDACTED]

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Voluntary Statement (continued)

*Nothing further*

I have read this statement, consisting of this and \_\_\_ other handwritten pages, and I have made and initialed all necessary corrections. This statement was hand written by me in the presence of SA [REDACTED] as we discussed its contents. This statement is the truth to the best of my knowledge and belief.

[REDACTED]  
Date: 19 July 07 Time: 1018

Subscribed and sworn to me this 19<sup>th</sup> day of July, 2007, at the Naval Criminal Investigative Service Field Office, Marine Corps West, Camp Pendleton, CA

[REDACTED], Special Agent  
NCISFO Marine Corps West

Authority: SECNAVINST 5430.107 of 28Dec05

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*T40*

MILITARY SUSPECT'S ACKNOWLEDGEMENT AND CLEANSING WAIVER OF RIGHTS

Place: NCIS Office Camp Pendleton, CA  
Date: 19 July 07

I, [REDACTED], have been advised by Special Agent [REDACTED] that I am suspected of the assault of Sudik Abdullah Saoud

I have also been advised that:

- (1) Any prior illegal admissions or other improperly obtained evidence which incriminated me cannot be used against me in a trial by court-martial;
- (2) I have the right to remain silent and make no statement at all;
- (3) Any statement I do make can be used against me in a trial by court-martial or other judicial or administrative proceeding;
- (4) I have the right to consult with a lawyer prior to any questioning. This lawyer may be a civilian lawyer retained by me at no cost to the United States, a military lawyer appointed to act as my counsel at no cost to me, or both;
- (5) I have the right to have my retained civilian lawyer and/or appointed military lawyer present during this interview; and
- (6) I may terminate this interview at any time, for any reason.

[REDACTED] understand my rights as related to me and as set forth above. With that understanding, I have decided that I do not desire to remain silent, consult with a retained or appointed lawyer, or have a lawyer present at this time. I make this decision freely and voluntarily. No threats or promises have been made to me. [REDACTED]

Signature : [REDACTED]

Date & Time: 0845 070719

Witnessed: [REDACTED]

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At this time, I, [REDACTED], desire to make the following voluntary statement. This statement is made with an understanding of my rights as set forth above. It is made with no threats or promises having been extended to me.

VOLUNTARY STATEMENT

PLACE: NCIS Office Camp Pendleton, CA  
DATE: 19 July 07

I, [REDACTED], make the following free and voluntary statement to SA [REDACTED], whom I know to be a Special Agent of the Naval Criminal Investigative Service. I make this statement of my own free will and without any threats made or promises extended to me. I fully understand that this statement is given concerning my knowledge of the assault of Sadik Abdullah Saoud

For the purposes of identification I am a [REDACTED] male, I am [REDACTED] inches tall and weigh about [REDACTED] pounds. I have [REDACTED] hair and [REDACTED] eyes. I was born on [REDACTED] in [REDACTED]. I currently reside at Camp Pendleton, and my home/cellular telephone number is [REDACTED]. I am currently employed at or assigned to 246, and my work telephone number is 760-478-8945.

On or around Jan 16<sup>th</sup> our squad received a BOLO (be on the lookout). The BOLO was for a black opel, name of Sadik Abdullah Saoud, and detain on site. A few hours later I saw a black opel backing out of a driveway. I stopped the man and told him to step out of the vehicle. He complied and stepped out by his own free will. From there I proceeded to ask him if he was Sadik Abdullah Saoud. After some conversation I asked our radio operator, Sgt Moravilla, to come over because he had written down the name. We verified from the name given to us that the man we had was Sadik Abdullah Saoud. From there I proceeded to detain him. He became non-compliant which required [REDACTED] to assist me in detaining him. I had his right arm in a wristlock and [REDACTED] had his left. After we detained him we stood him up. We then gave him to [REDACTED] to be escorted across the street. Once he was across the street I proceeded inside the gate to prevent the family from coming outside. The son then informed me of his father's pre-existing heart condition. Soon after

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[REDACTED] 112

Voluntary Statement (continued)

that his father had a heart attack. A few minutes later, after we removed the flex-aids, we put him in the back seat of the jeep and told his son to take him to the hospital. From there we proceeded along without incident.

~~Nothing Below This Line~~

I have read this statement, consisting of this and 1 other handwritten pages, and I have made and initialed all necessary corrections. This statement was hand written by me in the presence of SA [redacted] as we discussed its contents. This statement is the truth to the best of my knowledge and belief.

[redacted]  
Date: 6/20/19 Time: 0925

Subscribed and sworn to me this 19 day of July, 2007, at the Naval Criminal Investigative Service Field Office, Marine Corps West, Camp Pendleton, CA

[redacted], Special Agent  
NCISFO Marine Corps West

Authority: SECNAVINST 5430.107 of 28Dec05

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T-43

# U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

REPORT OF INVESTIGATION (ACTION)

20JUL07

DEATH (II)

CONTROL: 08JAN07-24IZ-0008-7HMA/T

V/SAOUD, SADIQ ABDULLAH/CIV  
M/W/FNIQ/N///IRAQ  
A/SAOUD, SADIQ ABDULLAH//  
A/SOAAD, SADEK ABDALLA//

COMMAND/BLT 2/4 15TH MEU CAMP AL ASAD, IRAQ/40280

MADE AT/MWPE/CAMP PENDLETON CA [REDACTED], SPECIAL AGENT

### EXHIBIT(S)

- (1) IA: Results of Interview with [REDACTED] /12Jan07... (Copy DCAN Only)
- (2) IA: Results of Interview with [REDACTED] 12Jan07... (Copy SWFL Only)
- (3) IA: Results of Interview with [REDACTED] /16Jan07... (Copy DCAN/SWFL Only)
- (4) IA: Receipt of Statements from [REDACTED] /22Jan07... (Copy DCAN/SWFL Only)

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### NARRATIVE

1. On 10Jan07, [REDACTED] Staff Judge Advocate, Regimental Combat Team 7 (RCT-7) reported that on 08Jan07, V/SAOUD died (at GPS Grid [REDACTED]) of an apparent heart attack while being detained by Battalion Landing Team (BLT) 2/4, Golf Company, during a foot patrol in the Barwanah, Iraq (BI) region. It was believed that V/SAOUD passed fictitious documentation while traveling through a Traffic Control Point. A "Be on the Lookout" (BOLO) was placed on V/SAOUD's Black Opel vehicle. Subsequently, Golf Company came upon the vehicle listed on the BOLO and detained V/SAOUD, during which time V/SAOUD died. The Marines involved in the detention of V/SAOUD were interviewed and provided statements indicating V/SAOUD had a heart attack and Cardio Pulmonary Resuscitation was administered; Exhibits (1) and (2) pertain. The Marines also related that V/SAOUD initially resisted detention and they had to physically put V/SAOUD on the ground in order to put flex cuffs on him. The Marines stated at no point did they hit or abuse V/SAOUD. V/SAOUD's family members, a witness of the incident, and an Iraqi Doctor were also interviewed and provided statements to 2/4 alleging that the Marines assaulted V/SAOUD; Exhibits (3) and (4) pertain.

2. [REDACTED] and [REDACTED] were separated from the USMC prior to interrogation concerning the allegations received from V/SAOUD's family.

### ACTION

R.DCAN: Locate, fully identify, and interrogate [REDACTED] former [REDACTED] USMC, [REDACTED] pertaining to his knowledge of the detention of V/SAOUD and the allegations that Golf Company assaulted V/SAOUD prior to his death.

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 AUTHORIZATION FROM THE NAVAL CRIMINAL INVESTIGATIVE SERVICE.

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SUBJ: V/SAOUD, SADIK ABDULLAH/CIV

**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

Also, provide detail regarding how much force was used to physically detain V/SAOUD. Utilize Exhibits (1), (3), and (4). [redacted] last known address is [redacted] and his last known phone number is [redacted]. Conduct any additional investigative endeavors deemed necessary.

R.SWFL: Locate, fully identify, and interrogate [redacted] former [redacted] USMC, [redacted] pertaining to his knowledge of the detention of V/SAOUD and the allegations that Golf Company assaulted V/SAOUD prior to his death. Also, provide detail regarding how much force was used to physically detain V/SAOUD. Utilize Exhibits (2), (3), and (4). [redacted] last known address is [redacted], [redacted] and his last known phone number is [redacted]. Conduct any additional investigative endeavors deemed necessary.

**DISTRUBITION**

NCISHQ: 0023/0023B

ACTION: DCAN (M)/SWFL (M)

INFO: -- MWFO/DCWA/SWND/SWLM

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T45

# U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

REPORT OF INVESTIGATION (INTERIM)

28MAY07

DEATH (II)

CONTROL: 08JAN07-24IZ-0008-7HMA/T

V/SAOUD, SADIK ABDULLAH/CIV  
M/W/FNIQ/N///IRAQ  
A/SAOUD, SADIQ ABDULLAH//  
A/SOAA, SADEK ABDALLA//

COMMAND/BLT 2/4 15TH MEU (FWD) CAMP AL ASAD, IRAQ/40280

MADE AT/24IZ/CAMP AL ASAD IRAQ/██████████, SPECIAL AGENT

### REFERENCE(S)

- (A) NCISRA Iraq, Camp Al Taqaddum Iraq, ROI (Interim)/22Jan07  
(Contains Exhibits 1 - 16)
- (B) NCISRA Iraq, Camp Al Asad Iraq, ROI (Interim)/06Mar07
- (C) NCISRA Iraq, Camp Al Asad Iraq, ROI (Interim)/13Mar07
- (D) NCISRA Iraq, Camp Al Asad Iraq, ROI (Interim)/02May07

### EXHIBIT(S)

- (17) IA: Results of Contact: V/SAOUD family meeting with ██████████  
SJA 1/3 Marines/10May07... (Copy All)

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### EXECUTIVE SUMMARY

1. On 10Jan07, ██████████ Staff Judge Advocate (SJA), Regimental Combat Team 7 (RCT-7) reported that on 08Jan07, V/SAOUD died (at GPS ██████████) of an apparent heart attack while being detained by Battalion Landing Team (BLT) 2/4 Golf-Company squad, during a foot patrol in the Barwanah, Iraq (BI) region. Inquiries revealed V/SAOUD, who had been cooperating with the Marine Counterintelligence (CI) HUMINT Exploitation Team (HET) in BI, reportedly passed a fictitious documentation he had received from a HET Marine Sgt, while traversing through a Traffic Control Point (TCP) in BI. Following V/SAOUD'S entrance through the TCP and verification of the document by the TCP watch, it was determined the document was fraudulent in nature, which resulted in a "be on the look out" (BOLO) being put out on the Black Opel vehicle V/SAOUD was operating at the time. Subsequently, during routine patrol in the BI area, BLT 2/4 Golf Company came upon the vehicle listed on the BOLO and stopped and detained V/SAOUD, during which time V/SAOUD died.

2. On 11Jan07, NCISRA Iraq, Cam Al Taqaddum, Iraq, responded to Combat Outpost Bastard (COB), BI, and on 12Jan07 completed interviews of command members at Expedition Observation Post (EOP) Playboy Mansion (PM) BI. V/SAOUD's family members were interviewed and command obtained hand written Arabic statements from family members, a doctor and a witness all of whom claim that the Marines involved assaulted V/SAOUD. The Marines involved in the detention of V/SAOUD were interviewed and provided statements indicating V/SAOUD had a heart attack and Cardio Pulmonary Resuscitation was administered. The Marines maintain V/SAOUD initially resisted detention and the Marines had to physically put V/SAOUD on the ground in order to flex cuff him. The Marines state at no point did they hit or abuse

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WARNING

T-46

SUBJ: V/SAOUD, SADIK ABDULLAH/CIV

**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

V/SAOUD. Due to the geographical location of the incident, this investigation was reassigned to NCISRA Iraq, Camp Al Asad, Iraq.

3. All efforts to obtain permission from V/SAOUD's family and the Iraqi government to exhume V/SAOUD's body have been unsuccessful. Due to BLT 2/4 Golf Company's rotation back to Camp Pendleton, California, investigation is being transferred to NCISFO Marine Corps West Camp Pendleton, CA (MWPE) for the re-interview of the Marines involved in the detention of V/SAOUD. This investigation is pending the re-interviews of the Marines from BLT 2/4 Golf Company.

**NARRATIVE**

1. This is a reactive investigation initiated to document the death of V/SAOUD, which occurred on 08Jan07. At this time no criminal statutes apply.

2. Subsequent to the submission of Reference (D), Reporting Agent (RA) was notified by [REDACTED] USMC, SJA, 1st Battalion 3rd Marines, Haditha, Iraq that he met with V/SAOUD's family and spiritual advisor to request authority for the exhumation of V/SAOUD's body. V/SAOUD's family declined to give permission and was adamant his body not be exhumed due to their religious beliefs, Exhibit (17) pertains.

3. On 19May07, RA received notification from Participating Agent (PA) [REDACTED] Strategic Counter-Intelligence Directorate, Baghdad, who noted the efforts of obtaining permission for V/SAOUD's exhumation through the Iraqi government have been unsuccessful.

4. On 21May07, RA briefed [REDACTED] SJA, Regimental Combat Team - 2 (FWD), Camp RIPPER, Al Asad, Iraq on the status of the investigation and it was determined the Marines involved with the detention of V/SAOUD should be re-interviewed. The initial interviews appear to have been conducted prior to receiving all of the family and doctor statements.

5. On 27May07, RA established contact with [REDACTED] USMC, Commanding Officer, Golf Company, BLT 2/4, who is currently embarked on the USS COMSTOCK which is set to return to the United States on or about 28May07. [REDACTED] related that BLT 2/4 Golf Company is based out of Area 62, San Mateo, Camp Pendleton and can be reached at [REDACTED] for following contact.

6. At this time, all logical leads in Iraq have been completed. Due to the relocation of BLT 2/4 Golf Company, this investigation is being transferred to NCIS Camp Pendleton. NCISRA Iraq, Camp Al Asad, Iraq will be available to conduct any additional leads relevant to Iraq, which are developed through the re-interviews of the BLT 2/4 Golf Company Marines.

**PARTICIPANT(S)**

[REDACTED], Special Agent, [REDACTED], Strategic Counter

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SUBJ: V/SAOUD, SADIK ABDULLAH/CIV

**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

Intelligence Directorate, Baghdad, Iraq

**ACTION**

✓ R.MWPE: Case control transferred to MWPE. Case file sent via U.S. Registered Mail number RB 862 576 038 US. RA can be reached at DSN 318-341-1303 or via e-mail address [REDACTED]@acemnf-wiraq.usmc.mil with questions regarding this investigation.

**DISTRIBUTION**

NCISHQ: 023B (M)

ACTION: MWPE (M)

INFO: 024C/24IZ/[REDACTED] SJA, RCT-2 (FWD), Camp Al Asad, Iraq (H)

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**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

INVESTIGATIVE ACTION

10MAY07

CONTROL: 08JAN07-24IZ-0008-7HMA

V/SAOUD, SADIK ABDULLAH/CIV  
M/W/FNIQ/N///IRAQ

RESULTS OF CONTACT: V/SAOUD FAMILY MEETING WITH [REDACTED] SJA, 1/3  
MARINES

1. On 07May07, Reporting Agent was notified by [REDACTED] USMC, Staff Judge Advocate, 1st Battalion 3rd Marines, Haditha, Iraq that he met with the family and spiritual advisor of V/SAOUD to discuss the possibility of exhuming V/SAOUD in an effort to conduct an autopsy to help assist with potentially determining the cause and manner of death.

2. According to [REDACTED] and [REDACTED] were present during the meeting which took place at approximately 1000 at the Mayor's house across the street from the Civilian Military Operations Center in Barwanah, Iraq. [REDACTED] asked for permission to exhume V/SAOUD's body and the family declined to give permission and were adamant that his body not be exhumed.

REPORTED BY: [REDACTED] SPECIAL AGENT  
OFFICE: NCISRA IRAQ, CAMP AL ASAD, IRAQ

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EXHIBIT (17)

File

**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

REPORT OF INVESTIGATION (INTERIM)

02MAY07

DEATH (II)

CONTROL: 08JAN07-24IZ-0008-7HMA

V/SAOUD, SADIQ ABDULLAH/CIV  
M/W/FNIQ/N///IRAQ  
A/SAOUD, SADIQ ABDULLAH//  
A/SOAAD, SADEK ABDALLA//

COMMAND/BLT 2/4 15TH MEU (FWD) CAMP AL ASAD, IRAQ/40280

MADE AT/24IZ/CAMP AL ASAD IRAQ/[REDACTED], SPECIAL AGENT

REFERENCE(S)

- (A)NCISRA Iraq, Camp Al Taqaddum Iraq, ROI (Interim)/22Jan07  
(Contains Exhibits 1-16)
- (B)NCISRA Iraq, Camp Al Taqaddum Iraq, ROI (Interim)/06Mar07
- (C)NCISRA Iraq, Camp Al Taqaddum Iraq, ROI (Interim)/13Mar07

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EXECUTIVE SUMMARY

1. On 10Jan07, [REDACTED] Staff Judge Advocate (SJA), Regimental Combat Team 7 (RCT-7) reported that on 08Jan07 V/SAOUD died (at GPS [REDACTED]) of an apparent heart attack while being detained by Battalion Landing Team (BLT) 2/4 Golf-Company squad, during a foot patrol in the Barwana, Iraq (BI) region. Inquiries revealed V/SAOUD, who had been cooperating with the Marine Counterintelligence (CI) HUMINT Exploitation Team (HET) in BI, reportedly passed a fictitious documentation he had received from a HET Marine Sgt, while traversing through a Traffic Control Point (TCP) in BI. Following V/SAOUD'S entrance through the TCP and verification of the document by the TCP watch it was determined the document was fraudulent in nature, which resulted in a "be on the look out" (BOLO) being put out on the Black Opel vehicle V/SAOUD was operating at the time. Subsequently, during routine patrol in the BI area, BLT 2/4 Golf Company came upon the vehicle listed on the BOLO and stopped and detained V/SAOUD, during which time V/SAOUD died.

2. On 11Jan07, NCISRA Iraq, Cam Al Taqaddum, Iraq, responded to Combat Outpost Bastard (COB), BI, and on 12Jan07 completed interviews of command members at Expedition Observation Post (EOP) Playboy Mansion (PM) BI. V/SAOUD's family members were interviewed and command obtained hand written Arabic statements from family members, a doctor and a witness all of whom claim that the Marines involved assaulted V/SAOUD.

3. This investigation remains open pending the feasibility of exhuming the body of V/SAOUD for autopsy purposes.

NARRATIVE

1. This is a reactive investigation initiated to document the death of V/SAOUD, which occurred on 08Jan07. At this time no criminal statutes apply.

2. Research is ongoing regarding the feasibility of exhuming the body

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SUBJ: V/SAOUD, SADIK ABDULLAH/CIV

**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

of V/SAOUD. This investigation is pending the results of this research and the potential exhumation of the body of V/SAOUD for autopsy purposes.

3. On 27Apr07, [REDACTED] Special Agent, NCISRA Iraq, Camp Al Asad, Iraq, assumed case control of this investigation. On 01May07, [REDACTED] Staff Judge Advocate, RCT-2 (FWD), Camp Al Asad, Iraq, was briefed on the status of this investigation.

**DISTRIBUTION**

NCISHQ: 0023B

INFO: 0024C/0024IZ [REDACTED], SJA, RCT-2 (FWD), Camp Al Asad, Iraq (Parent Command of BLT 2/4) (H)

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# U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

REPORT OF INVESTIGATION (INTERIM)

13MAR07

DEATH (II)

CONTROL: 08JAN07-24IZ-0008-7HMA

V/SAOUD, SADIQ ABDULLAH/CIV  
M/W/FNIQ/N///IRAQ  
A/SAOUD, SADIQ ABDULLAH//  
A/SOAAD, SADEK ABDALLA//

COMMAND/BATTALION LANDING TEAM 2/4 15TH MEW/40280

MADE AT/24IZ/AL ASAD IRAQ/ [REDACTED] SPECIAL AGENT

## REFERENCE(S)

- (A) NCIS Al Taqaddum Iraq ROI (INTERIM)/22Jan07  
(Contains Exhibits 1-16)
- (B) NCIS Al Asad Iraq ROI (INTERIM)/06Mar07

## EXECUTIVE SUMMARY

1. On 10Jan07, [REDACTED], Staff Judge Advocate (SJA), Regimental Combat Team 7 (RCT-7) reported that on 08Jan07 V/SAOUD died (at GPS [REDACTED] of an apparent heart attack while being detained by Battalion Landing Team (BLT) 2/4 Golf-Company squad, during a foot patrol in the Barwana, Iraq (BI) region. Inquiries revealed V/SAOUD, who had been cooperating with the Marine Counterintelligence (CI) HUMINT Exploitation Team (HET) in BI, reportedly passed a fictitious documentation he had received from a HET Marine Sgt, while traversing through a Traffic Control Point (TCP) in BI. Following, V/SAOUD'S entrance through the TCP and verification of the document by the TCP watch it was determined the document was fraudulent in nature, which resulted in a "be on the look out" (BOLO) being put out on the Black Opel vehicle V/SAOUD was operating at the time. Subsequently, during routine patrol in the BI area, BLT 2/4 Golf Company came upon the vehicle listed on the BOLO and stopped and detained V/SAOUD, during which time V/SAOUD died.

2. On 11Jan07, NCIS Al Taqaddum (TQ) responded to Combat Outpost Bastard (COB), BI, and on 12Jan07 completed interviews, in a combat environment, of command members at Expedition Observation Post (EOP) Playboy Mansion (PM) BI. V/SAOUD's family members were interviewed at a location in BI that required a foot patrol with a squad of Marines through a hostile area. Additionally, command obtained hand written Arabic statements from family members, a doctor and a witness all of whom claim that the Marines involved assaulted V/SAOUD. On 12Feb07, [REDACTED] RCT-2, Al Asad, Iraq, was provided a brief and a copy of the investigation to date. This investigation remains open pending the feasibility in exhuming the body of V/SAOUD for autopsy purposes, which could lead to further interviews and/or interrogations.

## NARRATIVE

1. This is a reactive investigation initiated to document the death of V/SAOUD, which occurred on 08Jan07. At this time no criminal statutes apply.

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SUBJ: V/SAOUD, SADIK ABUJULLAH/CIV

**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

2. Subsequent to the submission of Reference (B), no further information has been obtained with respect to possible exhumation of V/SAOUD's body due to operational commitments. This investigation is pending the feasibility in exhuming the body of V/SAOUD for autopsy purposes, which could lead to further interviews and/or interrogations.

3. This investigation is being reassigned to [REDACTED], NCIS Special Agent, Al Asad, Iraq, due to current case agents pending transfer.

**DISTRIBUTION**

NCISHQ: 0023B (M)

INFO: 24C/24IZ/[REDACTED] SJA, RCT-2 (PARENT COMMAND OF BLT 2/4) (H)

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# U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

REPORT OF INVESTIGATION (INTERIM)

06MAR07

DEATH (II)

CONTROL: 08JAN07-24IZ-0008-7HMA

V/SAOUD, SADIK ABDULLAH/CIV  
M/W/FNIQ/N///IRAQ  
A/SAOUD, SADIQ ABDULLAH//  
A/SOAAD, SADEK ABDALLA//

COMMAND/BATTALION LANDING TEAM 2/4 15TH MEW/40280

MADE AT/24IZ/AL ASAD IRAQ/[REDACTED], SPECIAL AGENT

### REFERENCE(S)

- (A) NCIS Al Taqaddum Iraq ROI (INTERIM)/22Jan07  
(Contains Exhibits 1-16)

### EXECUTIVE SUMMARY

1. On 10Jan07, [REDACTED] Staff Judge Advocate (SJA), Regimental Combat Team 7 (RCT-7) reported that on 08Jan07, V/SAOUD died (at GPS [REDACTED] of an apparent heart attack while being detained by Battalion Landing Team (BLT) 2/4 Golf-Company squad, during a foot patrol in the Barwana, Iraq (BI) region. Inquiries revealed V/SAOUD, who had been cooperating with the Marine Counterintelligence (CI) HUMINT Exploitation Team (HET) in BI, reportedly passed a fictitious documentation he had received from a HET Marine Sgt, while traversing through a Traffic Control Point (TCP) in BI. Following V/SAOUD'S entrance through the TCP and verification of the document by the TCP watch it was determined the document was fraudulent in nature, which resulted in a "be on the look out" (BOLO) being put out on the Black Opel vehicle V/SAOUD was operating at the time. Subsequently, during routine patrol in the BI area, BLT 2/4 Golf Company came upon the vehicle listed on the BOLO and stopped and detained V/SAOUD, during which time V/SAOUD died.

2. On 11Jan07, NCIS Al Taqaddum (TQ) responded to Combat Outpost Bastard (COB), BI, and on 12Jan07 completed interviews, in a combat environment, of command members at Expedition Observation Post (EOP) Playboy Mansion (PM) BI. V/SAOUD's family members were interviewed. Additionally, command obtained hand written Arabic statements from family members, a doctor and a witness all of whom claim that the Marines involved assaulted V/SAOUD. On 12Feb07, [REDACTED] RCT-2, Al Asad, Iraq, was provided a brief and a copy of the investigation to date. This investigation remains open pending the feasibility in exhuming the body of V/SAOUD for autopsy purposes, which could lead to further interviews and/or interrogations. [REDACTED] V/SAOUD, who had been cooperating with the Marine

### NARRATIVE

1. This is a reactive investigation initiated to document the death of V/SAOUD, which occurred on 08Jan07. At this time no criminal statutes apply.

2. Subsequent to the submission of Reference (A), no further information has been obtained with respect to possible exhumation of [REDACTED] [REDACTED] came upon the vehicle listed on [REDACTED]

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SUBJ: V/SAOUD, SADIK ABDULLAH/CIV

**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

V/SAOUD's body due to operational commitments. This investigation remains open pending the feasibility in exhuming the body of V/SAOUD for autopsy purposes, which could lead to further interviews and/or interrogations.

**DISTRIBUTION**

NCISHQ: 0023B (M)

INFO: 24C/24IZ, [REDACTED], SJA, RCT-2 (PARENT COMMAND OF BLT 2/4) (H)

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**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

This investigation remains open pending the feasibility in exhuming the body of V/SAOUD for autopsy purposes, which could lead to further interviews and/or interrogations.

U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

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# U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

REPORT OF INVESTIGATION (INTERIM)

22JAN07

DEATH (II)

CONTROL: 08JAN07-24IZ-0008-7HMA

V/SAOUD, SADIQ ABDULLAH/CIV

M/W/FNIQ/N///IRAQ

A/SAOUD, SADIQ ABDULLAH//

A/SOAAD, SADEK ABDALLA//

COMMAND/BATTALION LANDING TEAM 2/4 15TH MEW/40280

MADE AT/24IZ/AL TAQADDUM IRAQ/██████████, SPECIAL AGENT

## EXHIBIT(S)

- (1) IA: Results of Interview with ██████████/11Jan07... (Copy All)
- (2) IA: Results of Interview with ██████████/12Jan07... (Copy All)
- (3) Sworn Statement of ██████████/12Jan07... (Copy All)
- (4) IA: Results of Interview with ██████████/12Jan07... (Copy All)
- (5) IA: Results of Interview with ██████████/12Jan07... (Copy All)
- (6) IA: Results of Interview with ██████████/12Jan07... (Copy All)
- (7) IA: Results of Interview with ██████████/12Jan07... (Copy All)
- (8) IA: Results of Interview with ██████████/12Jan07... (Copy All)
- (9) IA: Results of Interview with ██████████/12Jan07... (Copy All)
- (10) Sworn Statement of ██████████/12Jan07... (Copy All)
- (11) IA: Results of Interview with ██████████/12Jan07... (Copy All)
- (12) IA: Results of Interview with ██████████/12Jan07... (Copy All)
- (13) IA: Results of Interview with ██████████/12Jan07... (Copy All)
- (14) IA: Results of Interview with ██████████/12Jan07... (Copy All)
- (15) IA: Receipt of BLT 2/4 Log Book Entries/12Jan07... (Copy All)
- (16) IA: Receipt of Statements from ██████████/18Jan07... (Copy All)

## EXECUTIVE SUMMARY

1. Investigation initiated following the receipt of information on 10Jan07 from command wherein V/SAOUD died (at GPS ██████████) of an apparent heart attack on 08Jan07 while being detained by Battalion 2/4 Gulf-Company squad, while on foot patrol in the Barwana, Iraq (BI) region. Inquiries revealed that V/SAOUD, who had been cooperating with the Marine Counterintelligence (CI) Human Intelligence Exploitation Team (HET) in BI, passed fictitious documentation that he had received from a HET Marine Sgt, while traversing through a traffic control point (TCP) in BI. Following, V/SAOUD'S entrance through the TCP and verification of the document by the TCP watch it was determined that the document was fraudulent in nature, which resulted in a "be on the look out" (BOLO) being put out on the Black Opel vehicle that V/SAOUD was operating at the time. Subsequently, BLT 2/4 Gulf Company, during routine patrol in the BI area came upon the vehicle listed on the BOLO and stopped and detained V/SAOUD, during which time V/SAOUD died. NCIS Al Taqaddum (TQ) responded to Combat Outpost Bastard (COB), BI on 11Jan07, and completed interviews of involved command members at Expedition Observation Post (EOP) Playboy Mansion (PM) BI, while in a combat environment, on 12Jan07. Additionally, family members were interviewed at a location in BI that required a foot patrol with a

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SUBJ: V/SAOUD, SADIK ABDULLAH/CIV

**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

squad of Marines through a hostile area. Finally, e-mail correspondence was received from command by TQ, wherein command obtained hand written Arabic statements from family members, a doctor and a witness all of whom claim that the Marines involved assaulted V/SAOUD. Finally, information obtained revealed that V/SAOUD was born in 1954, however efforts to obtain the DOB, met with negative results. Investigation remains pending the feasibility in exhuming the body of V/SAOUD for autopsy purposes, which could lead to further interviews and/or interrogations.

**NARRATIVE**

1. Reactive investigation initiated to document the death of V/SAOUD On 08Jan7, at this time there are criminal statutes that apply.

2. [REDACTED], Battalion Landing Team 2/4 (BTL 2/4) 15th Marine Expeditionary Unit (MEU), was interviewed on 11Jan07 concerning the death of V/SAOUD at COB, BI. [REDACTED] stated that he was appointed as the investigating officer for the command investigation into this incident. [REDACTED] reported that based on the information that he obtained he revealed that [REDACTED] HET CI, Barwana, Iraq, had provided V/SAOUD a note, with a fictitious signature, to traverse through a TCP without proper registration for his vehicle. However, [REDACTED] signed the note [REDACTED] vice [REDACTED]. Subsequently when V/SAOUD presented the note at the TCP, he was allowed to traverse through the TCP, after which the TCP watch contacted the Command Operations Center (COC) to confirm the existence of [REDACTED]. Inquiries by the TCP watch revealed that there was no USMC member by the rank of [REDACTED], which resulted in a BOLO being put out on V/SAOUD'S vehicle. [REDACTED] further reported that BTL 2/4 Gulf Company, while on routine foot patrol in BI came upon V/SAOUD while he was backing his vehicle out of his driveway. V/SAOUD'S vehicle was stopped and subsequently V/SAOUD was detained during which time he resisted the commands of the Marines, which resulted in V/SAOUD being flex-cuffed and detained. It was during this detainment that V/SAOUD "fell out" and collapsed. Emergency CPR was performed to no avail and V/SAOUD body was relinquished to his family. [REDACTED] further reported that accusations were made by V/SAOUD'S family members wherein they stated that V/SAOUD was assaulted by the Marines involved. However, efforts by Gulf Company Commander, [REDACTED] to examine the body of V/SAOUD were not permitted by the family. [REDACTED] stated V/SAOUD was buried on 09Jan07, in the BI area. Additionally, [REDACTED] provided all pertinent documentation relative to his investigation into this matter, all of which will be maintained in the case file. A results of interview with [REDACTED] is exhibit (1).

3. On 12Jan07, [REDACTED] USMC, [REDACTED] BTL 2/4, was interviewed at COB, BI. [REDACTED] reported he met with [REDACTED] of V/SAOUD and [REDACTED] of V/SAOUD at the Civil Affairs Group (CAG) building in BI. [REDACTED] stated also present during this meeting was BTL 2/4 legal officer, [REDACTED], JAGC, USMC. Continuing, [REDACTED] said during this meeting he provided the family \$2500.00 (U.S. Currency) as a condolence gift from the USMC in the death of V/SAOUD.

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SUBJ: V/SAOUD, SADIK ABULLAH/CIV

**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

██████████ reported that ██████████ graciously accepted the money. Additionally, ██████████ confirmed that Gulf Company, 2nd Platoon, BLT 2/4 did complete a search of V/SAOUD'S residence during a routine search of residences within the BI area on 07Jan07. ██████████ stated that he will look into any inappropriate actions on the part of the Marines who completed the search and if such is found that he will deal with the disciplinary action immediately through his chain of command. ██████████ further recalled during his contact with ██████████ that ██████████ stated that V/SAOUD had a heart condition and that ██████████ said he was unaware of V/SAOUD having heart problems. ██████████ provided no additional information but, did provide the minutes to the meeting with the family as transcribed by ██████████. A results of interview with ██████████ is exhibit (2).

4. On 12Jan07, ██████████ USN, Corpsman, Gulf Company, BLT 2/4 was interviewed at EOP, PM, BI in a combat environment which required travel via convoy to EOP PM during condition code red, wherein due to weather there was no air support for the convoy, which is required for all convoy missions, thus there was limited time for the conduct of the interviews of personnel at EOP, BI. Continuing, during interview ██████████ provided a sworn statement wherein he reported how he performed emergency CPR on V/SAOUD during which V/SAOUD did not respond. ██████████ stated V/SAOUD showed all signs, to include foaming at the mouth and a pale blue complexion that indicated he had a heart attack. ██████████ stated after several minutes of conducting CPR on V/SAOUD, and with no response and no pulse he declared that V/SAOUD was dead. At this time V/SAOUD was loaded into the black Opel vehicle by fellow Marines and V/SAOUD'S son drove away with the body of V/SAOUD. ██████████ stated he did not observe any external injuries on V/SAOUD. Exhibit (3) is the sworn statement of ██████████ which was taken in the back of a HUMVEE in a combat zone.

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5. On 12Jan07, ██████████ USMC, Gulf Company, BLT 2/4 was interviewed at EOP, PM, BI. ██████████ confirmed while on routine foot patrol in BI his squad observed the black Opel, in which V/SAOUD was operating, backing out of a driveway of a residence. ██████████ recalled the black Opel fit the description on the BOLO that had been put out earlier that day over the radio. ██████████ confirmed that he stopped the vehicle and ordered V/SAOUD out the vehicle. ██████████ described V/SAOUD as an older male in his 50's-60's approximately 5'9"-5'10"weighing 190-200lbs, wearing a "dress" along with a dark overcoat. ██████████ explained the "normal" operating procedure for handling someone of interest, in this case V/SAOUD, was to restrain V/SAOUD by having him kneel on the ground. ██████████ recalled V/SAOUD resisted kneeling on the ground at which time ██████████ requested the assistance of ██████████ explained that he had to use ██████████

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██████████ said V/SAOUD continued to resist during which time he was able to get a flex-cuff on the right wrist of V/SAOUD and then ██████████ was able to put a flex-cuff on the left wrist of V/SAOUD. ██████████ said at this time V/SAOUD calmed down and that an additional flex cuff was put on V/SAOUD tying the other two flex-cuffs together. ██████████ said once

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this was accomplished V/SAOUD was escorted across the street by [redacted] and [redacted] denied physically abusing V/SAOUD and said he did only what was necessary to get V/SAOUD under control. [redacted] further stated that since he's been in Iraq (Nov06) it has been normal operating procedure to flex-cuff anyone who is of interest, especially when a BOLO has been put out. A signed sworn statement was not obtained from [redacted] due to the combat environment in which the interview was conducted and to the time restraints based on combat condition [redacted] in which reporting agent was a part of. A results of interview with [redacted] is exhibit (4).

High b2

6. [redacted] USMC, was interviewed on 12Jan07, while at EOP, PM, BI. [redacted] during interview essentially reiterated the same information that was provided by [redacted]. Additionally, [redacted] was queried concerning the procedures for detaining someone of interest. [redacted] stated it is not normal procedure to flex-cuff someone unless they offer resistance. [redacted] said based on his experience (two tours in Iraq) that normally a detainee states that they do not understand nor speak any English but, as soon as they are flex-cuffed they start speaking English. [redacted] further stated that neither he nor [redacted] physically abused V/SOUD. A signed sworn statement was not obtained from [redacted] due to the combat environment in which the interview was conducted and to the time restraints based on combat condition [redacted] in which reporting agent was a part of. A results of interview with [redacted] is exhibit (5).

High b2

7. On 12Jan07, [redacted] USMC, was interviewed at EOP, PM, BI. During interview, [redacted] stated he was present when V/SAOUD was detained by members of his squad, particularly [redacted] [redacted] stated while he was on patrol in GPS [redacted] BI, he noticed the black Opel vehicle that fit the description from the BOLO that had been put out earlier on this vehicle. [redacted] stated he observed this vehicle backing out of driveway at which time he along with other squad members stopped the vehicle. [redacted] details concerning the stop of the vehicle was essentially the same information that has already been detailed in other interviews. Additionally, [redacted] said he was the individual who ordered [redacted] and [redacted] to loosely flex-cuff V/SAOUD until he was positively identified. [redacted] recalled that once V/SAOUD was flex-cuffed he stood on his own will and was escorted across the street, where he was placed on his knees. [redacted] stated within a few minutes V/SAOUD fell forward "hitting the deck hard" and sounded like he was snoring. [redacted] said a corpsman was called and after responding began performing emergency CPR on V/SAOUD. [redacted] recalled V/SAOUD was breathing sporadically and gasped for air every 15-20 seconds. [redacted] stated [redacted] went into V/SAOUD'S residence to ask the family if V/SAOUD was on any medication, [redacted] recalled seeing V/SAOUD'S wife pointing to her heart area, and he took it to mean that V/SAOUD had a heart condition. [redacted] stated once V/SAOUD was declared dead by the corpsman he hand wrote a note stating that V/SAOUD had died of a

High b2

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SUBJ: V/SAOUD, SADIK ABULLAH/CIV

**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

heart attack and signed it Gulf Company 2/4, and provided the note to V/SAOUD'S son who drove away with the V/SAOUD. Cpl further stated that V/SAOUD was not physically abused while he was detained by members of his squad. A signed sworn statement was not obtained from [REDACTED] due to the combat environment in which the interview was conducted and to the time restraints based on combat condition [REDACTED]

High  
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[REDACTED] in which reporting agent was a part of. A results of interview of [REDACTED] is exhibit (6).

8. [REDACTED] USMC was interviewed at EOP, PM, BI on 12Jan07. During interview [REDACTED] essentially reported the same information that was previously provided and reported supra. A signed sworn statement was not obtained from [REDACTED] due to the combat environment in which the interview was conducted and to the time restraints based on the combat condition [REDACTED]

High  
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[REDACTED] in which reporting agent was a part of. A results of interview with [REDACTED] is exhibit (7).

9. On 12Jan07, [REDACTED] of V/SAOUD was interviewed at a location in the BI area, of which required a foot patrol with a squad of Marines through a hostile area by all parties involved. Also present during this interview was participating agent (PA) [REDACTED] and BLT 2/4 interpretator [REDACTED]. Specifically [REDACTED] was asked to explain his observations on the events that took place on 08Jan07, wherein [REDACTED] recalled that on 07Jan07, the Marines (NFI) searched his home during which V/SAOUD was not present. [REDACTED] reported that the Marines caused property damage and were rude while they searched his residence. [REDACTED] was told that the BLT 2/4 Company Commander was looking into those allegations. [REDACTED] was then specifically questioned concerning the events that lead to the death of V/SAOUD. [REDACTED] stated that he witnessed the Marines assault V/SAOUD specifically [REDACTED] stated "they hit him with the butt of a rifle on his head". [REDACTED] confirmed that he had taken V/SAOUD to a local doctor following the incident but, he said that there was no medical report taken. [REDACTED] when asked the location of the doctor, [REDACTED] only stated that the office was in the BI area with nothing more specific stated as to the location. [REDACTED] confirmed that he did retrieve medication that V/SAOUD was on from the house after [REDACTED] fell over. [REDACTED] further confirmed that V/SAOUD had recently been to a doctor and that V/SAOUD had a heart condition. [REDACTED] was asked why he did not allow the Marines to examine V/SAOUD prior to burial in order to confirm the alleged injuries that V/SAOUD had received. [REDACTED] stated that V/SAOUD was being processed for burial and that it was against his religion to allow "this". [REDACTED] also confirmed that V/SAOUD was buried on 09Jan07 in the BI area. Finally, [REDACTED] stated he's opposed to the exhumation of V/SAOUD for autopsy purposes citing that his religion forbids such action. Finally, [REDACTED] had no recollection of when V/SAOUD was born. A results of interview with [REDACTED] is exhibit (8).

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10. On 12Jan07, [REDACTED] of V/SAOUD was interviewed at the same location as [REDACTED] para 9 pertains. During interview [REDACTED] stated he was unaware of V/SAOUD'S heart condition and

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**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

confirmed that he accepted the \$2500.00 condolence gift from the BLT Company Commander. [redacted] further stated that he's aware that if the Marines are found negligent in the death of [redacted] that the U.S. Government would pay a pension to V/SAOUD for the wrongful death. [redacted] recalled that V/SAOUD was born in 1954, in Iraq but, he could not recall the date of V/SAOUD'S birth. A results of interview with V/SAOUD is exhibit (9).

11. On 12Jan07, [redacted], USMC, 2nd Intelligence Battalion, Camp LeJuene, NC, who is currently assigned to Fox Company Firm Base, BI, was interviewed at COB, BI, concerning the note that he provided to V/SAOUD on 08Jan07. [redacted] confirmed that V/SAOUD was cooperating with the USMC Marine HET, BI, but declined to answer specific questions concerning his relationship with V/SAOUD. [redacted] admitted to writing a note to assist V/SAOUD in traversing through the BI, TCP and that he signed the note [redacted]. [redacted] admitted that he did not brief his actions through his chain of command nor did he notify anybody at the TCP concerning the note he wrote for V/SAOUD. [redacted] further claimed that V/SAOUD was not suppose to traverse through the TCP until 09Jan07. A signed sworn statement was obtained and is exhibit (10), additionally, a results of interview was completed as well, exhibit (11) pertains.

12. On 12Jan07, [redacted], USMC, Gulf Company [redacted], Battalion 2/4, EOP, PM, BI was interviewed. During interview [redacted] stated that he was not with the unit that was on patrol on 08Jan07, when V/SAOUD died. [redacted] confirmed that there was a BOLO list put out on V/SAOUD'S vehicle and this BOLO was a result of a suspicious note that was passed by V/SAOUD to the watch at the TCP, in BI. [redacted] advised that he met with V/SOUD'S [redacted] on 08/09Jan07, in an effort to view the body to ascertain the alleged physical abuse V/SAOUD allegedly received from the Marines who detained him on 08Jan07. [redacted] said each time he was not permitted to view the body of V/SAOUD due to religious reasons. [redacted] said he only tried to view the body of V/SAOUD after V/SAOUD'S [redacted] suggested he view the body. A results of interview with [redacted] is exhibit (12)

13. [redacted] USMC, was interviewed on 12Jan07 at EOP, PM, BI by PA [redacted], the results of which is contained in exhibit (13).

14. [redacted] USMC, was interviewed on 12Jan07 at EOP, PM, BI by PA [redacted], the results of which is contained in exhibit (14).

15. On 12Jan07, [redacted] SMC, [redacted] BLT 2/4, COB, BI, provided reporting agent with the Task Force (TF) Bastard Journal Excerpts for 08Jan07, exhibit (15) pertains.

16. On 18Jan07, e-mail correspondence was received from [redacted] BLT 2/4 Administrative Chief, COB, BI, wherein scanned Arabic statements were attached in the e-mail, wherein the statements were purportedly taken by [redacted] on 16Jan07, while in the BI region. Subsequently, the five statements were translated by [redacted]

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[REDACTED] Cat 2, Interpreter at TQ on 20Jan07. The statements were taken from family members, a doctor and a purported witness. Essentially, all of the statements alleged V/SAOUD as assaulted by the Marines during detainment and the family demands monetary compensation for his death. Exhibit (16) pertains.

17. This investigation remains pending the feasibility in exhuming the body of V/SAOUD for autopsy purposes, which could lead to additional interviews and/or interrogations. Future reporting will be handled by NCIS Al Asad, as the area where V/SAOUD died falls under there operating AOR.

**PARTICIPANTS**

[REDACTED] NCIS Special Agent, Camp Al Taqaddum, Iraq

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NCISHQ: 0023B

INFO: 24C/24IZ/02P/Commanding Officer, RCT-7, parent command of BLT 2/4.

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# U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

INVESTIGATIVE ACTION

16JAN07

CONTROL: 08JAN07-241Z-0008-7HMA

V/SAOUD, SADIK ABDULLAH/CIV  
M/I/FNIQ/N///IRAQ

## RESULTS OF INTERVIEW WITH [REDACTED]

1. On 11Jan07, [REDACTED] USMC, [REDACTED], Battalion Landing Team 2/4 (2/4), 15th Marine Expeditionary Unit (MEU), was interviewed on 11Jan07 concerning the death of V/SAOUD.
2. [REDACTED] advised that he had been appointed the investigating officer for the command investigation into the death of V/SAOUD, which occurred on 08Jan07, at approximately 1615 hours. [REDACTED] stated to date he has interviewed all USMC personnel who may have been involved in the incident.
3. [REDACTED] explained based on the facts he has obtained that on 08Jan07, [REDACTED] Human Exploitation Team (HET) provided V/SAOUD with a handwritten note requesting V/SAOUD safe passage through the Traffic Control Point in the Barwana Iraq area. [REDACTED] further explained that [REDACTED] signed the note as [REDACTED] "USMC" and indicated on the note if there were any questions concerning V/SAOUD's passage through the TCP to call the Fox Company Command and Control Center. Continuing, [REDACTED] reported that V/SAOUD was allowed passage through the TCP and after the watch officer called the COC and information was relayed that there was no one by the name of [REDACTED] assigned to Fox Company. Upon receipt of this information a BOLO (Be on the look out) was put out for Sadik Abdul Saoud, who was operating a black Opel vehicle.
4. [REDACTED] related the following: At approximately 1615, 08Jan07, 1st Sqd, 2nd Platoon, observed the black Opel backing out of a driveway at which time the vehicle was stopped and the occupant (later identified as V/SAOUD) was ordered out of the vehicle. A standard search for weapons was completed with V/SAOUD standing upright (on his feet). V/SAOUD was asked three times if he was Sadik Abdullah SAOUD, and V/SAOUD answered three times that he was Sadik Abdullah SAOUD. Upon determining that V/SAOUD was the man on the BOLO; the squad [REDACTED]

[REDACTED] As the squad members were applying the flex-cuffs, V/SAOUD tried to push himself back up, and he (V/SAOUD) was pushed back down. V/SAOUD was placed in flex cuffs and he was lifted to his knees. He had enough of slack in the flex-cuffs that he (V/SAOUD) was able to reach for his ID from his left front breast pocket. V/SAOUD was talking calmly for about 5 minutes and then he slumped over and collapsed. V/SAOUD was unresponsive and the flex-cuffs were cut off and he was placed on his back. A medical corpsman responded and he and another marine performed emergency CPR for approximately 12-15 minutes, until the corpsman determined V/SAOUD was deceased. V/SAOUD's son came out of the residence and saw the deceased having health problems and he went back in the house and brought out some medication (NFI). Subsequently

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EXHIBIT (1)

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V/SAOUD's body was released to the son along with the black Opel.

5. [REDACTED] further related that the family had made some accusations that the marines were "rough" on V/SAOUD. With this information being reported, Gulf Company Commander, [REDACTED] made numerous efforts to view the corpse of V/SAOUD, however, this met with negative results. [REDACTED] reported that V/SAOUD was subsequently buried on 09Jan07 in the Brawana, Iraq region (NFI). Finally, [REDACTED] stated there were initial questions concerning the meaning of "detainee" thus, the reason for the reporting delay to NCIS.

BIOGRAPHICAL DATA

EMPLOYMENT: [REDACTED]/BATTALION 2/4/15MEW

SSN: [REDACTED]

DOB: [REDACTED]

POB: [REDACTED]

RESIDENCE: N/A

REPORTED BY: [REDACTED] SPECIAL AGENT

OFFICE: AL TAQADDUM, IRAQ

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# U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

INVESTIGATIVE ACTION

17JAN07

CONTROL: 08JAN07-241Z-0008-7HMA

V/SAOUD, SADIK ABDULLAH/CIV  
M/W/FNIQ/N///IRAQ

## RESULTS OF INTERVIEW WITH [REDACTED]

1. On 12Jan07, [REDACTED] USMC, [REDACTED] Battalion 2/4 was interviewed at COB, Barwana, Iraq by Reporting Agent.
2. [REDACTED] stated on 11Jan07, he met with V/SAOUD's [REDACTED] and V/SAOUD's [REDACTED] at the Civil Affairs Group (CAG) building in Barwana, Iraq. [REDACTED] stated also present during this meeting was [REDACTED] USMC, JAGC, Legal Officer for Battalion 2/4. Continuing, [REDACTED] said during this meeting he provided the family \$2500.00 in (U.S. Currency) as a condolence gift from the USMC for the death of V/SAOUD. [REDACTED] advised that [REDACTED] graciously accepted the money.
3. [REDACTED] confirmed that Gulf Company, 2nd Platoon, Battalion 2/4 did complete a search of V/SAOUD'S residence on 07Jan07. [REDACTED] further stated that he will look into any inappropriate actions on the part of the Marines who completed the search and if any is found he will deal with disciplinary action immediately through his command.
4. [REDACTED] recalled that during his meeting with the family that [REDACTED] said V/SAOUD had a heart condition, and that [REDACTED] stated he was unaware of any heart problems of V/SAOUD.
5. [REDACTED] provided no additional information however; he did provide minutes of his meeting, which are appended as enclosure (A).

## ENCLOSURE

(A) Minutes of the meeting with V/SAOUD'S family... (11Jan07)

## BIOGRAPHICAL DATA

EMPLOYMENT: USMC/[REDACTED] BATTALION 2/4  
SSN: [REDACTED]  
DOB: [REDACTED]  
POB: [REDACTED]  
RESIDENCE: N/A

REPORTED BY: [REDACTED] SPCIAL AGENT  
OFFICE: AL TAQADDUM, IRAQ

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STATEMENT

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Place : FORWARD OPERATING BASE PLAYBOY MANSION BARAWAWAH, IRAQ  
Date : 12 JAN 07

BSN

I, [REDACTED] BSN [REDACTED], make the following free and voluntary statement to [REDACTED] whom I know to be a Representative of the Naval Criminal Investigative Service. I make this statement of my own free will and without any threats made to me or promises extended. I fully understand that this statement is given concerning my knowledge of DEATH OF AN IRAQ CIVILIAN ON 08 JAN 07.

ON 08 JAN 07, I WAS PART OF 2-1 SECURITY PATROL IN THE BARAWAWAH AREA OF IRAQ. [REDACTED]

FOR IDENTIFICATION PURPOSES ONLY I MAY BE DESCRIBED AS [REDACTED] MALE APPROXIMATELY [REDACTED] GALL, WEIGHING [REDACTED] LBS. I HAVE [REDACTED] HAIR AND [REDACTED] EYES. I WAS BORN IN [REDACTED] ON [REDACTED] I ENLISTED INTO THE USN IN

SEPTEMBER 2004, I REPORTED TO MY PRESENT ASSIGNMENT 2 PLATOON 6 COMPANY BATTALION 24. I ARRIVED IN IRAQ ON 26 NOV 06. [REDACTED]

CONTINUING, WITH THE 08 JAN 07 PATROL. WHILE ON PATROL MY SQUAD RECEIVED A RADIO TRANSMISSION TO BE ON THE LOOK OUT FOR A BLACK OPEL SEDAN. APPROXIMATELY 15 MIN LATER MY SQUAD (WHILE ON FOOT PATROL) STOPPED THE BLACK OPEL. I SAW THE VEHICLE BEING STOPPED AND @ THAT TIME THE SQUAD WAS TOLD TO STAND BY - I WAS THE 12TH MAN IN A 15 UNIT SQUAD. I DID NOT SEE MY OTHER SQUAD MEMBERS GET THE IRAQI CIVILIAN OUT OF THE VEHICLE. [REDACTED]

WITHIN A COUPLE OF MINUTES, MY SQUAD CALLED FOR MY ASSISTANCE. I RESPONDED TO THE FRONT OF THE PATROL UNIT WHERE I SAW [REDACTED] AND [REDACTED] AT THE SCENE TRYING TO CUT THE FLEX CABLES OFF OF THE IRAQI CIVILIAN. [REDACTED]



**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

INVESTIGATIVE ACTION

16JAN07

CONTROL: 08JAN07-24IZ-0008-7HMA

V/SAOUD, SADIK ABDULLAH/CIV  
M/W/FNIQ/N///IRAQ

RESULTS OF INTERVIEW WITH [REDACTED]

1. On 12Jan07, [REDACTED] USMC, was interviewed at EOP, PM, BI. Prior to the conduct of the interview, Reporting Agent (RA) identified himself by displaying NCIS credentials. [REDACTED] was advised he was being interviewed concerning the events on 08Jan07, wherein V/SAOUD died while in the custody of the Marines.

2. [REDACTED] stated on 08Jan07 at approximately 1500 hours while on foot patrol in the Barwana, Iraq region with his squad he noticed a black (in color) Opel vehicle backing out of a driveway. [REDACTED] said he recalled that earlier in the day a BOLO was put out for a vehicle fitting this description. [REDACTED] said once he spotted the vehicle he ordered the vehicle to stop and ordered the occupant (later identified as V/SAOUD) out of the vehicle [REDACTED] described V/SAOUD as an older male in his 50-60's, approximately 5'9"-5'10", weighing 190-200lbs, wearing a "dress" along with a dark overcoat. Continuing, [REDACTED] said he tried to restrain V/SAOUD, by having him kneel to the ground, which according [REDACTED], is common procedure when handling someone who is of interest. [REDACTED] said V/SAOUD resisted at which time [REDACTED] requested the assistance of [REDACTED] [REDACTED] stated he had to use an [REDACTED]

High b2

[REDACTED] said V/SAOUD continued to resist during which time he [REDACTED] was able to get a flex-cuff on the right wrist of V/SAOUD and then [REDACTED] put a flex-cuff on the left wrist of V/SAOUD, after which the two flex-cuffs were joined together by another flex-cuff. [REDACTED] said that V/SAOUD calmed down and [REDACTED] and [REDACTED] escorted him across the street. [REDACTED] stated he then set security for the area.

3. [REDACTED] denied physically abusing V/SAOUD and said he did only what was necessary to get him under control. [REDACTED] further stated that it has been normal procedure since he has been in Iraq to flex-cuff anyone who is of interest, especially when a BOLO has been put out. [REDACTED] provided no additional information.

4. A signed sworn statement was not obtained due to the combat environment in which the interview was conducted, and to the time restraints based on combat condition [REDACTED]

which RA was traveling.

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BIOGRAPHICAL DATA

EMPLOYMENT: USMC/BATTALION 2/4/2ND PLATOON/GULF COMPANY

SSN: [REDACTED]

DOB: [REDACTED]

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EXHIBIT (4)

08JAN07-24IZ-0008-7HM

SUBJ: V/SAUD, SADIK ABDULLAH/CIV

**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

POB: [REDACTED]

RESIDENCE: HOME OF RECORD: [REDACTED]  
[REDACTED]

REPORTED BY: [REDACTED] SPECIAL AGENT

OFFICE: AL TAQADDUM, IRAQ

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# U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

INVESTIGATIVE ACTION

18JAN07

CONTROL: 08JAN07-24IZ-0008-7HMA

V/SAOUD, SADIK ABDULLAH/CIV  
M/W/FNIQ/N///IRAQ

## RESULTS OF INTERVIEW WITH [REDACTED]

1. On 12Jan07, [REDACTED], USMC, was interviewed at EOP, PM, BI. Prior to the conduct of the interview, reporting agent identified himself by displaying NCIS credentials. [REDACTED] was advised he was being interviewed concerning the events on 08Jan07, wherein V/SAOUD died while in the custody of the Marines.

2. [REDACTED] stated on 08Jan07 during the mid-afternoon time frame, and while on foot patrol in the Barwana, Iraq region his squad came across a black Opel vehicle. The vehicle fit the description of a BOLO that had been put out earlier in the day. [REDACTED] explained the vehicle was backing out of a driveway when squad members from his unit stopped the vehicle. When this occurred he moved ahead of the vehicle and stopped a different vehicle from entering the area of the location of the black Opel.

[REDACTED] recalled that [REDACTED] was detaining V/SAOUD during which time he [REDACTED] went over to assist in getting V/SAOUD zip-tied with flex-cuffs. [REDACTED] explained that he had to put V/SAOUD'S left wrist in a wristlock in order to facilitate [REDACTED] efforts in securing V/SAOUD'S right wrist. [REDACTED] stated once this was accomplished, V/SAOUD was escorted across the street where he was instructed to squat, all which V/SAOUD did under his own power. [REDACTED] said that V/SAOUD was resisting getting flex-cuffed thus the reason he helped [REDACTED] detain V/SAOUD. [REDACTED] said that once V/SAOUD was at the wall he proceeded to set security within the area. [REDACTED] recalled approximately 2-3 minutes later, V/SAOUD "fell out" and he heard his squad members call for a corpsman [REDACTED] said at this time he went over to assist the corpsman that was performing CPR on V/SAOUD. [REDACTED] explained he completed the chest compressions and the corpsman [REDACTED] completed the breathing on V/SAOUD. [REDACTED] recalled that V/SAOUD did not respond to CPR and V/SAOUD'S facial color was very pail and that he was not breathing. [REDACTED] further recalled hearing V/SAOUD'S ribs "pop" while performing chest compressions. [REDACTED] said after several minutes of performing CPR, V/SAOUD had no pulse and [REDACTED] pronounced V/SAOUD dead. [REDACTED] stated he along with [REDACTED] assisted in loading V/SAOUD in the back of the black Opel that V/SAOUD'S son was driving. [REDACTED] said once this was done he continued on with his patrol.

4. Continuing, [REDACTED] was questioned concerning the normal procedure for detaining someone of interest. [REDACTED] stated it is not normal procedure to flex-cuff someone unless they offer resistance. [REDACTED] stated based on his experience (two tours in Iraq) that normally a detainee states that they do not understand nor speak any English but as soon as they are flex-cuffed they start

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EXHIBIT (5)

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SUBJ: V/SAOUD, SADIK ABDULLAH/CIV

**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

speaking English. [redacted] further stated that V/SAOUD was not physically abused during his detainment. [redacted] provided no additional information.

5. A signed sworn statement was not obtained from [redacted] due to the combat environment in which the interview was conducted, and to the time restraints based on combat condition [redacted]

High  
b2

[redacted] which reporting agent was traveling.

**BIOGRAPHICAL DATA**

EMPLOYMENT: USMC/GULF COMPANY 2ND PLATOON, BATTALION 2/4

SSN: [redacted]

DOB: [redacted]

POB: [redacted]

RESIDENCE: BARRACKS/CAMP PENDLETON, CA

REPORTED BY: [redacted] SPECIAL AGENT

OFFICE: AL TAQADDUM, IRAQ

b6 b7c

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T-75

# U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

INVESTIGATIVE ACTION

16JAN07

CONTROL: 08JAN07-241Z-0008-7HMA

V/SAOUD, SADIK ABDULLAH/CIV  
M/W/FNIQ////IRAQ

## RESULTS OF INTERVIEW WITH [REDACTED]

1. On 12Jan07, [REDACTED], USMC, was interviewed in the back of a Humvee while outside the EOP, PM, BI. Prior to the conduct of the interview, reporting agent identified himself by displaying NCIS credentials. [REDACTED] was further advised that he was being interviewed concerning the events of 08Jan07, wherein V/SAOUD died while in the custody of Marines.
2. [REDACTED] reported he and his squad from Gulf Company were doing a routine patrol in the [REDACTED] which is located in the Barwana, Iraq region. During this patrol, a broadcast came over the radio to be on the look out (BOLO) for an older model black in color Opel vehicle. [REDACTED] explained that at approximately 1550, he and his squad stopped the vehicle as it was backing out of a driveway of a residence, after which time they ordered the occupant of the vehicle out. [REDACTED] said he had [REDACTED] do a cursory search of the occupant (who was later determined to be V/SAOUD). During this time, [REDACTED] and [REDACTED] retrieved V/SAOUD'S identification. [REDACTED] described V/SAOUD as an Iraqi male approximately 5'9"-5'10", weighing 190-200lbs, wearing a gray "man dress" along with brown trousers and a dark blue overcoat, and he estimated his age somewhere in his 50's.
3. Continuing, [REDACTED] explained the license plate that was on the BOLO was 71847. He attempted to verify the license plate, however the plate was in Arabic but he did notice that the first and last digits of the license plate matched the numbers given on the BOLO. [REDACTED] recalled as he verified the license plate, [REDACTED] and [REDACTED] were confirming the name of the detainee, which ultimately revealed that it was in fact V/SAOUD. [REDACTED] explained once this was confirmed he was ordered by [REDACTED] to detain V/SAOUD. [REDACTED] stated he ordered [REDACTED] and [REDACTED] to move in and "roll up" (apprehend) V/SAOUD. [REDACTED] stated V/SAOUD was being non-compliant at the time and that it took both marines [REDACTED] and [REDACTED] to take him to the ground. [REDACTED] said he ordered [REDACTED] and [REDACTED] to loosely flex-cuff V/SAOUD until they were able to positively identify him. [REDACTED] recalled V/SAOUD, after being flex-cuffed stood on his own power, and was escorted across the street where he was placed on his knees. [REDACTED] further recalled V/SAOUD was calm during this time and that he was attempting to explain himself.
4. [REDACTED] went on to state that V/SAOUD'S wife came out of the residence and provided another identification card (ID) of V/SAOUD that was written in English. During this time, [REDACTED] was on the radio with the Command and Control Center (COC) in an effort to confirm the BOLO. [REDACTED] recalled that V/SAOUD was in custody

High  
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EXHIBIT (6)  
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SUBJ: V/SAOUD, SADIK ABULLAH/CIV

**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

approximately 5 minutes when all of a sudden he collapsed and fell forward hitting the deck hard. [REDACTED] said he initially thought that V/SAOUD had fainted. [REDACTED] said during this time, V/SAOUD was breathing irregularly and he sounded as if he was snoring. [REDACTED] stated he called for a medic and then pulled his knife out and cut the flex-cuffs off of V/SAOUD. [REDACTED] recalled within a few seconds the corpsman responded at which time V/SAOUD started to breathe sporadically and gasped for air around every 15-20 seconds. [REDACTED] remembered that [REDACTED] went into the residence and attempted to ask the family if V/SAOUD was on any medication. [REDACTED] said he saw V/SAOUD'S wife point to her heart area, and he took that to mean that V/SAOUD had a heart condition. [REDACTED] said while this was going on the corpsman and [REDACTED] began performing emergency CPR on V/SAOUD. The corpsman was providing air and [REDACTED] providing the chest compressions. [REDACTED] said while CPR was being performed on V/SAOUD, V/SAOUD'S son came out of the house with a handful of medication and upon examination it appeared to be only cough syrup and Tylenol. [REDACTED] recalled when V/SAOUD'S son saw the condition of V/SAOUD, he started to cry hysterically. At which time, [REDACTED] intervened and escorted V/SAOUD'S son out of the way as the corpsman and [REDACTED] performed CPR on V/SAOUD. [REDACTED] related that during this time, [REDACTED] requested a MEDAVAC but after 7-10 minutes of CPR and with no response from V/SAOUD the corpsman pronounced V/SAOUD dead. [REDACTED] stated the son was instructed to bring the car over and [REDACTED] and the corpsman assisted in loading V/SAOUD in the vehicle. [REDACTED] explained he wrote a note stating that V/SAOUD had a heart attack and signed it Gulf Company 2/4, after which he provided to V/SAOUD'S son, who then drove off with the body of V/SAOUD. [REDACTED] along with Gulf Company 2/4 continued their patrol back to EOP, PM, BI. [REDACTED] provided no additional information.

5. A signed sworn statement was not obtained from [REDACTED] due to the combat environment in which the interview was conducted and to the time restraints based on combat condition [REDACTED]

[REDACTED] in which reporting agent was traveling.

High  
b2

**BIOGRAPHICAL DATA**

EMPLOYMENT: USMC/BATTALION 2/4 GULF COMPANY

SSN: [REDACTED]

DOB: [REDACTED]

POB: [REDACTED]

RESIDENCE: N/A

OTHER: N/A

REPORTED BY: [REDACTED]

OFFICE: AL TAQADDUM, IRAQ

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T-77

# U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

INVESTIGATIVE ACTION

17JAN07

CONTROL: 08JAN07-24IZ-0008-7HMA

V/SAOUD, SADIK ABDULLAH/CIV  
M/W/FNIQ/N///IRAQ

## RESULTS OF INTERVIEW WITH [REDACTED]

1. On 12Jan07, [REDACTED], USMC, was interviewed at EOP, PM, BI. Prior to the conduct of the interview, reporting agent identified himself by displaying NCIS credentials. [REDACTED] was advised he was being interviewed concerning the events on 08Jan07, wherein V/SAOUD died while in the custody of the Marines.

2. [REDACTED] advised that he is the [REDACTED] 1st Squad, 2nd Platoon, Gulf Company, Battalion 2/4. [REDACTED] recalled at approximately 1550 on 08Jan07, while on foot patrol through the Barwana, Iraq region his unit came upon a black Opel vehicle which fit the description of the vehicle that had been put out on a BOLO list earlier that day. [REDACTED] stated 2nd Team on point stopped the vehicle and his [REDACTED] team set up perimeter security. [REDACTED] recalled within a few minutes, he walked over the scene and observed V/SAOUD flex-cuffed and on his knees near a wall. [REDACTED] stated he stood beside V/SAOUD waiting for things to "wash out" (sort out) and moments later, V/SAOUD fell forward and started "snoring". [REDACTED] said at this point he called for a corpsman, and [REDACTED] came over to assist, during which time [REDACTED] used his knife and the "docs" (corpsman) shears to cut the flex-cuffs off of V/SAOUD. [REDACTED] stated he then rolled V/SAOUD onto his back and observed that V/SAOUD's complexion was a pale blue in color and that "foam" was coming out of V/SAOUD'S mouth. [REDACTED] explained the corpsman along with [REDACTED] performed emergency CPR on V/SAOUD. [REDACTED] explained that the corpsman performed the breathing portion and [REDACTED] performed the chest compressions. [REDACTED] recalled that the corpsman checked V/SAOUD'S pulse and stated that V/SAOUD was in "cardiac arrest". [REDACTED] estimated that CPR was performed on V/SAOUD for approximately 10 minutes at which time [REDACTED] radioed for a medi-vac. [REDACTED] said at this time, the corpsman took V/SAOUD'S pulse and stated that "he's dead" (V/SAOUD) after which the medi-vac was called off. [REDACTED] stated at this point he went and got V/SAOUD'S son and had him bring the vehicle to the scene. At which time the Marines loaded V/SAOUD into the back seat of the vehicle. [REDACTED] recalled he gave V/SAOUD'S son instructions to take V/SAOUD to the nearest medical facility in Barwana, Iraq. [REDACTED] said once V/SAOUD had left the scene he and the rest of the squad continued on with their patrol.

3. [REDACTED] was asked if he had physically abused V/SAOUD and/or if he was aware of any physical abuse of V/SAOUD. [REDACTED] stated he did not physically abuse V/SAOUD nor did he observe any external injuries on V/SAOUD. [REDACTED] reiterated that the only thing he saw was that V/SAOUD'S complexion was "pale blue" and that "foam" was coming out of his mouth. [REDACTED] provided no additional information.

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EXHIBIT (7)

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SUBJ: V/SAOUD, SADIK ABDULLAH/CIV

**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

4. A signed sworn statement was not obtained from [REDACTED] due to the combat environment in which the interview was conducted, and to the time restraints based on combat condition [REDACTED]

High  
b2

[REDACTED] in which reporting agent was traveling.

**BIOGRAPHICAL DATA**

**EMPLOYMENT:** USMC/BATTALION 2/4 2ND PLATOON, GULF-COMPANY

**SSN:** [REDACTED]

**DOB:** [REDACTED]

**POB:** [REDACTED]

**RESIDENCE:** BARRACKS/BATTALION 2/4, CAMP PENDLETON, CA

**OTHER:** N/A

**REPORTED BY:** [REDACTED] SPECIAL AGENT

**OFFICE:** AL TAQADDUM, IRAQ

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# U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

INVESTIGATIVE ACTION

16JAN07

CONTROL: 08JAN07-24IZ-0008-7HMA

V/SAOUD, SADIK ABDULLAH/CIV  
M/W/FNIQ/N///IRAQ

## RESULTS OF INTERVIEW WITH [REDACTED]

1. On 12Jan07, [REDACTED] of V/SAOUD was interviewed by reporting agent (RA) along with participating agent (PA) [REDACTED] and [REDACTED] an interpreter was also present. The interview occurred at a location in the BI, region that required traversing through a hostile area by foot while under the escort of a squad of Marines from Battalion 2/4, Gulf Company.

2. [REDACTED] was advised that the purpose of the interview was to determine his account of the events that took place on 08Jan07, wherein V/SAOUD died from an apparent heart attack while in the custody of Gulf Company 2/4.

3. [REDACTED] was asked to explain his observations of events that took place on 08Jan07. [REDACTED] started by explaining that on 07Jan07, Marines searched his home, and that [REDACTED] (V/SAOUD) was not present during this time. [REDACTED] stated the search started at approximately 0800-1000. [REDACTED] said the Marines damaged some doors within the home and they damaged some personal belongings to include an AK-47 rifle. [REDACTED] further claimed that the Marines "rough him up" during the search. [REDACTED] was then asked to show his injuries and he stated that he had none to show. Subsequently, [REDACTED] was advised the CO BLT 2/4 would be looking into any inappropriate actions from his Marines who conducted the search and that he was responsible for the disciplinary action against those Marines involved.

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4. [REDACTED] was then specifically questioned concerning the events on 08Jan07. [REDACTED] said that a group of Marines stopped [REDACTED] (V/SAOUD) while he was in his black Opel vehicle as he backed it out of their driveway. [REDACTED] recalled that the Marines ordered [REDACTED] out of the vehicle and they put him on the ground. [REDACTED] said he observed this while he was on the second floor of the home and he felt that the Marines were "rough" with [REDACTED] said once [REDACTED] hands were cuffed that the Marines escorted [REDACTED] across the street and put him on his knees. [REDACTED] also claimed that one of Marines hit [REDACTED] with the butt of a rifle on his head. [REDACTED] said when [REDACTED] fell to the ground he ran outside and one of the Marines asked him if [REDACTED] was on any medication. [REDACTED] said he understood the word after he took out a dictionary and handed it to one of the Marines who found the word in the dictionary. [REDACTED] said he then ran back into the house and brought out medication that [REDACTED] was taking at the time. [REDACTED] did not know what type of medication that [REDACTED] was on at the time. [REDACTED] when questioned concerning if [REDACTED] had a heart condition, confirmed that [REDACTED] had recently been to the doctor and that he did have a heart condition. [REDACTED] when questioned concerning the doctor that [REDACTED]

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EXHIBIT (8) 80

SUBJ: V/SAOUD, SADIK ABUULLAH/CIV

**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

[REDACTED] had seen for treatment said he did not have that information. [REDACTED] said once [REDACTED] had died he along with the Marines put [REDACTED] into the black Opel [REDACTED] then proceeded to take [REDACTED] to a medical facility and then to a relatives' home for processing for burial. [REDACTED] was asked why he did not allow the Marines to look at [REDACTED] to determine if there had been some physical abuse. [REDACTED] said [REDACTED] was being prepared for burial and that it was forbidden in his religion. [REDACTED] when questioned as to the location of the medical facility did not provide the location and stated that there was no medical report initiated. [REDACTED] when questioned and advised that if the investigation warrants the exhumation of [REDACTED] from his grave, would he permit this action. [REDACTED] said he was against this and that his religion forbids this act. Finally, [REDACTED] was asked if he knew [REDACTED]'s date of birth and [REDACTED] said he did not know the date and provided no additional information.

REPORTED BY: [REDACTED] SPECIAL AGENT  
OFFICE: AL TAQADDUM, IRAQ

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# U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

INVESTIGATIVE ACTION

17JAN07

CONTROL: 08JAN07-24IZ-0008-7HMA

V/SAOUD, SADIK ABDULLAH/CIV  
M/W/FNIQ/N///IRAQ

## RESULTS OF INTERVIEW WITH [REDACTED]

1. On 12Jan07, [REDACTED] of V/SAOUD was interviewed by reporting agent (RA) along with participating agent (PA) [REDACTED] and "[REDACTED]", an interpreter for Battalion 2/4 was also present. The interview was conducted at a location in the BI region, which required traversing through a hostile area by foot while under the escort of a squad of Marines from BLT 2/4, Gulf Company.

2. [REDACTED] was advised that the purpose of this interview was to establish a rapport with V/SAOUD'S family members and to gather pertinent information that [REDACTED] may have concerning V/SAOUD.

3. [REDACTED] stated he was unaware that [REDACTED] (V/SAOUD) had a heart condition. [REDACTED] said he appreciates the investigation into the death of V/SAOUD. [REDACTED] stated he accepted and appreciated the \$2500.00 condolence money that command gave to the family following the death of V/SAOUD. [REDACTED] also stated that he is aware that if the Marines involved in this incident are found to be negligent in the death of V/SAOUD that the U.S. government would pay the family a "pension" for the death of V/SAOUD. [REDACTED] further stated that if this investigation lead to the exhumation of V/SAOUD that he was not opposed to this act and that he would support such action. [REDACTED] further stated that there is no medical record from the local doctor who examined V/SAOUD following his death. [REDACTED] was asked if he knew the location of the doctor and he said that the doctor is located in the BI region. [REDACTED] was also asked if he knew the date of birth of [REDACTED] after which [REDACTED] advised that he did not know the exact date but V/SAOUD was born in 1954 in Iraq. [REDACTED] provided no additional pertinent information.

REPORTED BY: [REDACTED], SPECIAL AGENT  
OFFICE: AL TAQADDUM, IRAQ

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Page 1 LAST [REDACTED] V2 LNY

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EXHIBIT (9)

T-8

Place: Camp Barwahan, Iraq  
Date: 12 JAN 07

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I [REDACTED], USMC, [REDACTED],  
make the following free and voluntary statement  
to [REDACTED] whom I know to be a  
representative of the Naval Criminal Investigative  
Service. I make this statement of my own free  
will and without any threats made to me or  
promises extended. I fully understand what this  
statement is given concerning my knowledge of  
the events that led to the death of an Iraqi  
civilian [REDACTED]

For identification purposes only I may be described  
as a [REDACTED] male approximately [REDACTED], weighing [REDACTED] lbs.  
I have [REDACTED] hair and [REDACTED] eyes. I was born  
on [REDACTED] in [REDACTED]. I enlisted in the  
USMC in July 2000, and I reported to 2nd Intelligence  
Battalion, Camp Lejeune, NC in June 06. I reported  
FOX Company from Base, Barwahan, Iraq in Sept 06 [REDACTED]

On 08 JAN 07, I met with an Iraqi civilian by the  
name of SAHIB ABDULLAH SAUD. MR SAUD reported on  
07 JAN 07 between 0800-1000 2007, Marines from [REDACTED]  
[REDACTED] had searched his home in Barwahan, Iraq.  
MR SAUD states that he wasn't present during  
the search [REDACTED] however, the rest of  
his family was present; his son and wife.  
MR SAUD SAID the marines [REDACTED] caused considerable  
damage to the inside of his home, and harassed  
his family members. [REDACTED]

Continuing, MR SAUD and I completed  
our conversation relative to other issues  
and prior to MR SAUD departing my  
[REDACTED]

EXHIBIT (10)

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office, Mr SAOUD stated that he had recently purchased a BLACK OPEL SENATOR vehicle. Mr. SAOUD advised that he did not have the completed registration for the vehicle and that he was nervous in transporting it to his home, which required him to traverse through a USMC Traffic Control Point (TCP). Mr. SAOUD asked me if I would write a note for him to get through the check point. I then wrote (hand) a note as follows: TO WHOM THIS MAY CONCERN PLEASE ALLOW THIS VEHICLE TO PASS THROUGH THE CHECK POINT WITHOUT PROPER REGISTRATION AND AN OVERLY INTRUSIVE SEARCH. PLEASE CONTACT FOX COMPANY 2/3 COC WITH ANY QUESTIONS. ISSUED: [REDACTED] The note was dated as follows: 07010 [REDACTED]

I did not brief this note up my chain of command because Mr. SAOUD said that he wasn't going to transport his vehicle through the TCP until the next day. My plan was to brief my actions prior to the opening of the TCP on 09 JAN 07, which is what Mr. SAOUD and myself agreed the vehicle would pass through. [REDACTED]

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I HAVE READ THE ABOVE TWO PAGE STATEMENT WHICH WAS PREPARED FOR ME BY NIS SPECIAL AGENT [REDACTED] AS I DICTATED THE INFORMATION. I HAVE INITIALED ALL CORRECTIONS, MADE NECESSARY CHANGES AND THIS STATEMENT IS TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE. [REDACTED]

SUBSCRIBED AND SWORN TO before me  
this 12th day of JAN 2007 while in  
CAMP BAHADAN, IRAQ

[REDACTED]  
12 JAN 07 2000

NIS Special Agent.  
Auth: USC 100.5.c. 936 AND 5 U.S.C 303

WITNESSED BY:  
[REDACTED]  
NIS SPECIAL AGENT

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**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

INVESTIGATIVE ACTION

17JAN07

CONTROL: 08JAN07-24IZ-0008-7HMA

V/SAOUD, SADIQ ABDULLAH/CIV  
M/W/FNIQ/N///IRAQ

RESULTS OF INTERVIEW WITH [REDACTED]

1. On 12Jan07, [REDACTED], USMC, Counter Intelligence, Humane Exploitation Team (HUMET), Fox Company, BI, was interviewed at COB, BI by reporting agent. Prior to the conduct of the interview, reporting agent identified himself by displaying his credentials. [REDACTED] was advised that he was being interviewed concerning his knowledge of V/SAOUD and his relationship with V/SAOUD.

2. [REDACTED] refused to answer questions concerning the length of time he had known V/SAOUD, any training that had been provided to V/SAOUD, and what type of cooperation V/SAOUD had provided to [REDACTED]. [REDACTED] stated that he believed the spelling of V/SAOUD'S full name as follows: SAOUD, SADIQ ABDULLAH.

3. [REDACTED] further confirmed that he wrote a note for V/SAOUD to traverse through the BI TCP without proper registration. [REDACTED] further related that he did not have the authority to write such a note and that he did not clear his actions through his chain of command. [REDACTED] further admitted that he signed the note: [REDACTED], [REDACTED] USMC. [REDACTED] explained that he felt local Marines had affected his relationship with V/SAOUD due to a 07Jan07 search of V/SAOUD'S residence. [REDACTED] stated that V/SAOUD came to him during the morning hours of 08Jan07 and complained about the search that was conducted at his residence and in his (V/SAOUD) absence.

4. [REDACTED] further confirmed that the BLT CO was unaware of V/SAOUD'S cooperation with [REDACTED] unit, and [REDACTED] declined to elaborate any further concerning his relationship with V/SAOUD.

BIOGRAPHICAL DATA

EMPLOYMENT: USMC/CAMP LEJUENE, NC, 2ND INTELLIGENCE BATTALION  
SSN: [REDACTED]  
DOB: [REDACTED]  
POB: [REDACTED]  
RESIDENCE: CURRENTLY ASSIGNED AS A PART OF RCT-7 HADITHA DAM/FOX COMPANY  
OTHER: EAOS:DEC07

REPORTED BY: [REDACTED] SPECIAL AGENT  
OFFICE: AL TAQADDUM, IRAQ

b6 b7c

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EXHIBIT (11)

1-8

# U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

INVESTIGATIVE ACTION

17JAN07

CONTROL: 08JAN07-24IZ-0008-7HMA

V/SAOUD, SADIK ABDULLAH/CIV  
M/W/FNIQ/N///IRAQ

## RESULTS OF INTERVIEW WITH [REDACTED]

1. On 12Jan07, [REDACTED], USMC, [REDACTED], Gulf Company, BLT 2/4, was interviewed by reporting agent at EOP, PM, BI. Prior to the conduct of the interview, reporting agent identified himself by displaying NCIS credentials. [REDACTED] was advised he was being interviewed concerning the events on 08Jan07, wherein V/SAOUD died while in the custody of the Marines from his Company.
2. [REDACTED] confirmed that he was not with the 2nd Platoon, Gulf Company when they were on foot patrol in the BI area. [REDACTED] stated that a BOLO was put out by the TCP watch after V/SAOUD traversed through the TCP with a fictitious note that had been written by [REDACTED] HET, CI, BI.
3. Continuing, [REDACTED] stated that members from the platoon stopped the vehicle and detained V/SAOUD for questioning, after which V/SAOUD died of an apparent heart attack.
4. [REDACTED] confirmed that family members made allegations of Marines physical abusing V/SAOUD and that he made several efforts, at the invitation of V/SAOUD'S son to view the body of V/SAOUD, all of which met with negative results. [REDACTED] stated he made efforts on 08/09Jan07 to view the body but was denied each time due to religious beliefs, as V/SAOUD was being prepared for burial at the time.
5. [REDACTED] confirmed that he wrote a report (Enclosure A) concerning his actions and meetings and provided this information to [REDACTED] for his investigation. [REDACTED] stated in the report Joker 2; is the name of the Marine unit that was on patrol and the unit that detained V/SAOUD. [REDACTED] provided no additional information.
6. A signed sworn statement was not obtained from [REDACTED] due to the combat conditions in which the interview was conducted, and to the time restraints based on combat condition [REDACTED] in which reporting agent was traveling.

### ENCLOSURE

(A) Written report to [REDACTED] by [REDACTED].. (COPY ALL)

### BIOGRAPHICAL DATA

EMPLOYMENT: USMC/BATTALION 2/4 [REDACTED] GULF COMPANY

SSN: [REDACTED]

DOB: [REDACTED]

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Page 1

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EXHIBIT (12)

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08JAN07-24IZ-0008-7HM

SUBJ: V/SAOUD, SADIK ABULLAH/CIV

**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

POB: [REDACTED]

RESIDENCE: N/A

OTHER: HOME BASE: CAMP PENDLETON, CA

REPORTED BY: [REDACTED] SPECIAL AGENT

OFFICE: AL TAQADDUM, IRAQ

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LAST [REDACTED] V2 LNY

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NAVAL CRIMINAL INVESTIGATIVE SERVICE

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Page(s) I 88 - I 90, Encl (A)

withheld entirely at this location. One or more of the following explain this decision:

       Deleted under exemption(s) \_\_\_\_\_

Documents originated with other government agency(ies).  
Referred to them for review and direct response to you.

       Pages contain information furnished by other government  
agency(ies). We will advise you of releasability of information  
following consultation with agency(ies).

Comments:   TO:  

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

OFFICE OF THE JUDGE ADVOCATE GENERAL  
ATTN: FOIA  
UNITED STATES MARINE CORPS FORCES  
CENTRAL COMMAND  
7115 S. BOUNDARY BLVD., BLDG 535  
MACDILL AFB, FL 33621-5101

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**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

INVESTIGATIVE ACTION

25JAN07

CONTROL: 08JAN07-24IZ-0008-7HMA

V/SAOUD, SADIK ABDULLAH/CIV  
M/W/FNIQ/N///IRAQ

RESULTS OF INTERVIEW WITH [REDACTED]

1. On 12Jan07, Reporting Agent (RA) interviewed [REDACTED] USMC, Battalion 2/4, Gulf Company, at Expedition Observation Post, Playboy Mansion, Barwana, Iraq. This interview was conducted in reference to the death of V/SAOUD on or about 08Jan07.

2. After a verbal account of [REDACTED] actions during 08Jan07, it was determined by the RA that a handwritten statement would be the best course of action. Paragraphs (1) and (2) in enclosure (A) were handwritten by RA and [REDACTED] hand wrote the remaining paragraphs contained in enclosure (A). The DA form 2823, sworn statement was used instead of the NCIS sworn statement form with Jurat due to the lack of resources in the field and the combat conditions of the environment in which the statement was being prepared. Enclosure (A) is the sworn statement of [REDACTED]

ENCLOSURE(S)

(A) Sworn Statement of [REDACTED]

BIOGRAPHICAL DATA

EMPLOYMENT: USMC/BLT 2/4 GULF COMPANY

SSN: [REDACTED]

DOB: [REDACTED]

RESIDENCE: EXPEDITION OBSERVATION POST, PLAYBOY MANSION, BARWANA, IRAQ

OTHER: ASSIGNED TO CAMP PENDLETON, CA

REPORTED BY: [REDACTED], SPECIAL AGENT

OFFICE: AL TAQADDUM, IRAQ

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AUTHORIZATION FROM THE NAVAL CRIMINAL INVESTIGATIVE SERVICE

EXHIBIT (13)  
101

SWORN STATEMENT

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

PRIVACY ACT STATEMENT

AUTHORITY:  
PRINCIPAL PURPOSE:  
ROUTINE USES:

Title 10 USC Section 301; Title 5 USC Section 2951; E.O. 9397 dated November 22, 1943 (SSN).  
To provide commanders and law enforcement officials with means by which information may accurately.  
Your social security number is used as an additional/alternate means of identification to facilitate filing and retrieval.

DISCLOSURE: Disclosure of your social security number is voluntary.

1. LOCATION BARWANAH, IRAQ	2. DATE (YYYYMMDD) 20070112	3. TIME 11:20 10:52	4. FILE NUMBER
5. LAST NAME, FIRST NAME, MIDDLE NAME	6. SSN	7. ORGANIZATION	USMC
8. ORGANIZATION OR ADDRESS GOLF 24 - 1ST MARINE DIVISION			

AGENT [REDACTED] WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH: TO NCS SPECIAL AGENT [REDACTED], WHOM I KNOW TO BE A REPRESENTATIVE OF THE UNITED STATES NAVAL CRIMINAL INVESTIGATIVE SERVICE. I MAKE THIS STATEMENT OF MY OWN FREE WILL AND WITHOUT THREATS MADE TO ME OR PROMISES EXTENDED. I FULLY UNDERSTAND THAT THIS STATEMENT IS GIVEN CONCERNING MY KNOWLEDGE OF THE DEATH OF SAHUK ABDULAH SAUD.

FOR PURPOSES OF IDENTIFICATION, I AM A [REDACTED] YEAR OLD [REDACTED] MALE, [REDACTED] INCHES TALL WITH [REDACTED] HAIR AND [REDACTED] EYES. I WEIGH ABOUT [REDACTED] POUNDS AND MY DATE OF BIRTH IS [REDACTED]. I RESIDE AT THE PATROL BASE MANSION, BARWANAH, IRAQ. I AM CURRENTLY ASSIGNED TO GOLF 24 - 1ST MARINE DIVISION, CAMP PENWELTON, CALIFORNIA AS MY PERMANENT DUTY STATION.

ON THE DATE OF 20070108 WHILE OUT ON PATROL IN NORTH BARWANAH, AT APPROXIMATELY 1530 [REDACTED], MY RADIO OPERATOR, RECEIVED A DODG LIST CALL FROM [REDACTED]. WE WERE TOLD TO LOOK FOR A BLACK 1992, 4 DOOR OPEL WITH A MAN WHO WAS WANTED FOR CARRYING FALSIFIED DOCUMENTS. I DO NOT REMEMBER THE NAME CALLED OVER THE RADIO. THE FIRST AND LAST NUMBERS ON THE LICENSE PLATE WERE THE SAME. AFTER RECEIVING THE CALL WE STARTED A PATROL BACK TO THE PATROL BASE MANSION. WE ENCOUNTERED A VEHICLE WITH THREE MALES DRIVING TOWARDS OUR PATROL. WE MOUNTAINLY SEARCHED THE VEHICLE. AFTER THE VEHICLE HAD BEEN SEARCHED ANOTHER VEHICLE PULLED OUT OF A DRIVE WAY IN FRONT OF OUR PATROL. THE VEHICLE WAS A BLACK, OPEL, 4 DOOR, EARLY 1990S MODEL, WITH ONE MAN INSIDE. THIS VEHICLE FIT THE DESCRIPTION IN THE DODG LIST SO THE MARINES WERE MADE ALERT.

10. EXHIBIT	11. INITIALS OF PERSON MAKING STATEMENT	PAGE 1 OF 4 PAGES
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ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT \_\_\_\_\_ TAKEN AT \_\_\_\_\_ DATED \_\_\_\_\_"  
THE BOTTOM OF EACH ADDITIONAL PAGE MUST BEAR THE INITIALS OF THE PERSON MAKING THE STATEMENT, AND PAGE NUMBER MUST BE INDICATED.

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ENCLOSURE (A) 102

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

STATEMENT OF [REDACTED] TAKEN AT BARLEWANTH, ILLINOIS DATED 2007/01/12

9. STATEMENT (Continued)

[REDACTED] THIS TIME I ORDERED [REDACTED] TO SEARCH THE VEHICLE. HE ORDERED [REDACTED] TO SEARCH THE VEHICLE AND [REDACTED] TO SEARCH THE MAN. AT THIS TIME I CALLED [REDACTED] OVER TO ASK THE MAN HIS NAME. WE ASKED FOR HIS IDENTIFICATION, HE HANDED IT TO ME. I CANT READ ARABIC SO I HAD [REDACTED] ASK IF HE WAS THE MAN ON THE BILL LIST. [REDACTED] ASKED THE MAN THREE TIMES IF HE WAS THE MAN. THE MAN SAID YES ALL THREE TIMES. WHILE WE WERE QUESTIONING THE MAN I NOTICED THAT THE FIRST AND LAST CHARACTERS IN THE LICENSE PLATE WERE THE SAME. FURTHER MAKING THIS SEEM TO BE THE VEHICLE. WHEN HE ANSWERED YES THE THIRD TIME I TOLD [REDACTED] TO DETAIN HIM.

[REDACTED] THIS POINT IN TIME I WAS WALKING BACK IN FOURTH BETWEEN MY RADIO OPERATION THE VEHICLE, MY MANNING OF SECURITY AND THE MAN BEING DETAINED. SINCE NO ONE IN MY SQUAD CAN READ ARABIC I HAD [REDACTED] BRING UP HIS INMATE SMART CARD TO SEE IF WE COULD VERIFY THE LICENSE PLATE. ALSO AT THIS TIME [REDACTED] AND [REDACTED] WERE DETAINING THE MAN. THE MAN WAS TWISTING HIS BODY AND YELLING WHILE THEY WERE TRYING TO DETAIN HIM. I WAS WITH [REDACTED] TRYING TO COMPLAIN OVER THE RADIO IF THIS WAS IN FACT THE VEHICLE. I DID NOT SEE [REDACTED] AND [REDACTED] TAKE THE MAN DOWN, BUT I HEARD NO SCREAMS OR ANYTHING TO INDICATE THE MAN WAS IN PAIN. THE MAN STOOD ON HIS OWN FEET WILL AND WAS ESCORTED ACROSS THE STREET BY [REDACTED] ALL DURING THIS TIME MYSELF AND [REDACTED] WERE LETTING THE OUR PLATOON COMMANDER AND COMPANY COMMANDER KNOW THE SITUATION, VIA RADIO [REDACTED]

66 b7c

INITIALS OF PERSON MAKING STATEMENT [REDACTED]

93

STATEMENT OF [REDACTED]

TAKEN AT BIRWANAH, IRAQ

DATED 20070112

9. STATEMENT (Continued)

[REDACTED] THE MAN WAS ONLY IN CUSTODY FOR 5-10 MINUTES BEFORE HE COLLAPSED. THE MAN WAS ON HIS KNEES WHEN IT HAPPENED, I DON'T KNOW IF HE SAT THAT WAY OR IF HE WAS PUT IN THAT POSITION. I WAS JUST TRYING TO VERIFY IF THIS WAS THE MAN WE WERE IN FACT LOOKING FOR. SINCE THERE IS THE LANGUAGE BARRIER I DO BELIEVE THE MAN COULD HAVE NOT BEEN THE ONE ON THE DOLLO LIST. THE MAN FELL FACE FIRST INTO THE GROUND, AT THIS POINT NO ONE WAS IN ANY CONTACT WITH THE MAN. HE MADE A SNOBING SOUND, AS SOON AS HE COLLAPSED [REDACTED] IMMEDIATELY CUT THE ZIP-TIES OFF OF THE MAN AND WE CALLED FOR HIM [REDACTED]

[REDACTED] AT FIRST [REDACTED] SAID HE THOUGHT THE MAN WAS HAVING A SEIZURE. AFTER FEELING HIS PULSE [REDACTED] IT WAS DETERMINED THE MAN HAD A HEART ATTACK. IN ALL OF THE CONFUSION I CAN'T REMEMBER WHO WENT INSIDE TO TALK TO THE FAMILY BUT ONE OF MY MAJORS STATED THE FAMILY SAID THE MAN HAD PROBLEMS WITH HIS HEART AND HAD COLLAPSED BEFORE. [REDACTED] WENT INSIDE TO SEE IF THE FAMILY HAD ANY MEDICATION. THE SON BANGT OUT MEDICINE OUT ON A SECOND LOOK IT WAS HEADACH MEDICINE AND COUGH SYRUP. THE SON STARTED TO CRY HYSTERICALLY SO HE WAS BECOMING BACK INSIDE. AT THIS POINT [REDACTED] AND [REDACTED] STARTED C.P.R. THEY CONTINUED TO DO C.P.R. FOR APPROXIMATELY 2-10 MINUTES. THE MAN WOULD LET OUT A GASPE EVERY 15-30 SECONDS. THE MAN WAS DETERMINED DEAD AFTER APPROXIMATELY 10 MINUTES OF C.P.R. DURING ALL OF THIS [REDACTED] WAS STILL LETTING OUR CHAIN OF COMMAND KNOW THE SITUATION AND WHEN THE MAN COLLAPSED REQUESTED A MEDICAL UNIT [REDACTED]

INITIALS OF PERSON MAKING STATEMENT [REDACTED]

b6 b7c

I 94

[REDACTED] WAS DENIED [REDACTED]  
[REDACTED] AFTER THE MAN WAS DETERMINED DEAD AND OUR MEDICAL WAS DENIED, WE HAD THE SON GET INTO THE CAR AND PULL UP BESIDE THE MAN. [REDACTED] AND ONE OTHER MARINE WHO I DON'T RECALL AT THIS TIME, LOADED THE MAN INTO THE BACK OF THE VEHICLE [REDACTED] WROTE A NOTE FOR THE SON IN CASE HE WAS STOPPED BY MARINES STATING HIS FATHER HAD A HEART ATTACK AND SIGNED THE NOTE.  
AT THIS POINT WE CALLED THE COMMAND OPERATIONS CENTER, TOLD THEM WE TURNED THE BODY OVER TO THE FAMILY AND RETURNED BACK TO PATROL BASE MANSION [REDACTED]

[REDACTED] DURING THIS PATROL I WAS [REDACTED] I AM [REDACTED] OF FIRST SQUAD, SECOND PLATOON, GOLF COMPANY, SECOND BATTALION, FOURTH MARINE [REDACTED]

**AFFIDAVIT**

I, [REDACTED], HAVE READ OR HAVE HAD READ TO ME THIS STATEMENT WHICH BEGINS ON PAGE 1, AND ENDS ON PAGE 4. I FULLY UNDERSTAND THE CONTENTS OF THE ENTIRE STATEMENT BY ME. THE STATEMENT IS TRUE. I HAVE INITIALED ALL CORRECTIONS AND HAVE INITIALED THE BOTTOM OF EACH PAGE CONTAINING THE STATEMENT. I HAVE MADE THIS STATEMENT FREELY WITHOUT HOPE OF BENEFIT OR REWARD, WITHOUT THREAT OF PUNISHMENT, AND WITHOUT COERCION, UNLAWFUL INFLUENCE, OR UNLAWFUL INDUCEMENT.

WITNESSES:

ORGANIZATION OR ADDRESS

ORGANIZATION OR ADDRESS

INITIALS OF PERSON MAKING STATEMENT

[REDACTED]  
(Signature of Person Making Statement)

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 12th day of JANUARY, 2007 at PATROL BASE MANSION, BARWANAHI, IRAQ

[REDACTED]  
(Signature of Person Administering Oath)

[REDACTED]  
(Typed Name of Person Administering Oath)

SECNAV INSTRUCTION 9430.107  
(Authority To Administer Oaths)

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T-95

**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

INVESTIGATIVE ACTION

25JAN07

CONTROL: 08JAN07-24IZ-0008-7HMA

V/SAOUD, SADIK ABDULLAH/CIV  
M/W/FNIQ/N//IRAQ

RESULTS OF INTERVIEW WITH [REDACTED]

1. On 12Jan07, Reporting Agent (RA) interviewed [REDACTED] [REDACTED] USMC, Battalion 2/4, Gulf Company at Expedition Observation Post, Playboy Mansion, Barwana, Iraq. This interview was conducted in reference to the death of V/SAOUD on or about 08Jan07.

2. After a verbal account of [REDACTED] actions during 08Jan07, it was determined by RA that a hand written statement would be the best course of action. Paragraphs (1) and (2) on enclosure (A) were handwritten by RA and [REDACTED] hand wrote the remaining paragraphs contained in enclosure (A). The DA form 2823, sworn statement was used instead of the NCIS sworn statement form with Jurat due to lack of resources in the field and the combat conditions of the environment in which the statement was being prepared. Enclosure (A) is the sworn statement of [REDACTED]

ENCLOSURE (S)

(A) Sworn Statement of [REDACTED]

**BIOGRAPHICAL DATA**

EMPLOYMENT: USMC/BLT 2/4, GULF COMPANY

SSN: [REDACTED]

DOB: [REDACTED]

RESIDENCE: EXPEDITION OBSERVATION POST, PLAYBOY MANSION, BARWANA, IRAQ

OTHER: ASSIGNED TO: CAMP PENDLETON, CA

REPORTED BY: [REDACTED], SPECIAL AGENT

OFFICE: AL TAQADDUM, IRAQ

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Page 1

LAST [REDACTED]

V2 LNY

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EXHIBIT (14) 46

SWORN STATEMENT

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

PRIVACY ACT STATEMENT

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

1. LOCATION BARWANAH, IRAQ 2. DATE (YYYYMMDD) 20070112 3. TIME 11:39 4. FILE NUMBER
5. LAST NAME, FIRST NAME, MIDDLE NAME 6. SSN 7. GRADE/STATUS E-3/1CPL USMC
8. ORGANIZATION OR ADDRESS GOLF 2/4 - 1ST MARINE DIVISION

9. I WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH: TO WAS SPECIAL AGENT [REDACTED], WHOM I KNOW TO BE A REPRESENTATIVE OF THE UNITED STATES NAVAL CRIMINAL INVESTIGATIVE SERVICE, I MAKE THIS STATEMENT OF MY OWN FREE WILL AND WITHOUT THREATS MADE TO ME OR PROMISES EXTENDED. I FULLY UNDERSTAND THAT THIS STATEMENT IS GIVEN CONCERNING MY KNOWLEDGE OF THE DEATH OF SAIK ABDOULAH SAUD.

FOR PURPOSES OF IDENTIFICATION, I AM A [REDACTED] YEAR OLD [REDACTED] MILE, [REDACTED] INCHES TALL WITH [REDACTED] HAIR AND [REDACTED] EYES. I WEIGH ABOUT [REDACTED] POUNDS AND MY DATE OF BIRTH [REDACTED]. I RESIDE AT THE PATROL BASE MANSION, BARWANAH, IRAQ. I AM CURRENTLY ASSIGNED TO GOLF 2/4 - 1ST MARINE DIVISION, CAMP PENDLETON, CALIFORNIA AS MY PERMANENT DUTY STATION.

ON JAN 8 2007 MY SQUAD WAS ON PATROL IN BARWANAH, IRAQ. AT APPROX 1534 A CALL CAME OVER THE RADIO TO BE ON THE LOOK OUT FOR A "SADIK ABDULLAH SAUD" DRIVING A 1992 BLACK 4 DOOR OPEL. THIS MAN WAS WANTED FOR FALSIFYING DOCUMENTS. ME BEING THE RADIO OPERATOR I PASSED THIS INFORMATION TO MY SQUAD MATES AS WE EXITED A HOUSE AND BEGAN HEADING BACK TO OUR PATROL BASE. THE SQUAD WAS MOVING NORTH [REDACTED]

10. EXHIBIT 11. INITIALS OF PERSON MAKING STATEMENT PAGE 1 OF 5 PAGES

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

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ENCLOSURE (A)

x-97

STATEMENT OF

TAKEN AT

BIRWANAH, IRAQ

DATED

20070112

B. STATEMENT (Continued)

on the boys trail, the lead team [REDACTED] came upon  
 2 vehicles a blue car and a black car. The blue  
 car was occupied by 3 military age males. These  
 males were searched and found to have nothing. I  
 approached these men and starting calling them "SADIK"  
 to see if any of these men responded to the name.  
 They didn't so I moved on to the next vehicle.  
 I came across an older looking male standing  
 on the side of the road with a black 4 door  
 Opel on the other side. Before approaching the man I  
 went on the back side of to check the license plate,  
 during the initial info dump on the bolo suspect the  
 number "71847" was passed as the license plate.  
 I went to the back and the numbers were in  
 Arabic but the first and last numbers were  
 identical. I along with [REDACTED] approached  
 the man. I distinctly and clearly looked in his  
 eyes and made it a point to be as expressive as  
 possible and I asked him if his name was ASM

INITIALS OF PERSON MAKING STATEMENT

PAGE 2 OF 5 PAGES

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T-98

STATEMENT OF [REDACTED] TAKEN AT BAGHDAD, IRAQ DATED 20/10/17

## 9. STATEMENT (Continued)

[REDACTED] SADEK ABDULLAH SAYDR" he replied that it was. I asked him 2 more times in order to avoid confusion and both times he replied yes. At this time [REDACTED] and [REDACTED] proceeded to detain this man. They put him down belly down and cuffed his hands with 2 separate flexi-cuffs joined by a zip tie. They used proper take down procedures and at no time did they use excessive or improper force. [REDACTED] helped the man gain his balance but he stood up and walked across the street under his own power all the while maintaining a cool demeanor. The man was put down in a squatting position which Iraqis prefer when sitting. At this point an Iraqi national intelligence services fire arms permit was produced and it stated the mans name as [REDACTED] "Immediately I sent this over the radio and the decision was made to let him go. I informed this man of our intentions to let him go and I Apologized [REDACTED]

INITIALS OF PERSON MAKING STATEMENT [REDACTED]

PAGE 3 OF 5 PAGES

bb b7c

T-99

STATEMENT OF [REDACTED] TAKEN AT BARWANAH, IRAQ DATED 2007 01 12

9. STATEMENT (Continued)

[REDACTED] over the confusion. I let the Company COE know that I had informed him and it was during this time before we had a chance to cut his restraints that he began making a noise like a snore and he collapsed. Immediately

[REDACTED] cut his restraints and [REDACTED] was called over to assess the situation. [REDACTED] immediately

began rescue breathing assisted by [REDACTED]. During our attempts to revive him we brought out his son to see if maybe he could help or at least give us info to better understand the man's condition, but the son only broke down and began weeping uncontrollably so he was sent back in the house. During this whole ordeal I was working a plan to

have this Iraqi man medevaced. At first our company gunnery sergeant was going to lead him up and take him to the battalion combat out post but this was scratched by our company commander [REDACTED]

INITIALS OF PERSON MAKING STATEMENT [REDACTED]

PAGE 4 OF 5 PAGES

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T 100

9. STATEMENT (Continued)

[REDACTED] was instead to be taken to Iraqi medical attention. The decision was made to have the son ~~drive the Iraqi~~ drive the Iraqi man in the Opel to medical care. The Iraqi man was loaded in the back seat by [REDACTED] and the son drove off. I can fully attest that at no time did I see any violations of the laws of war or the UCMJ. [REDACTED]

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AFFIDAVIT

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

WITNESSES:

ORGANIZATION OR ADDRESS

ORGANIZATION OR ADDRESS

INITIALS OF PERSON MAKING STATEMENT

[REDACTED]  
(Signature of Person Making Statement)

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 12th day of JANUARY, 2007 at BARWAN MI, IRAQ

[REDACTED]  
(Signature of Person Administering Oath)

[REDACTED]  
(Typed Name of Person Administering Oath)

SECNAV INSTRUCTION 5430.107  
(Authority To Administer Oaths)

T-101

**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

INVESTIGATIVE ACTION

18JAN07

CONTROL: 08JAN07-24IZ-0008-7HMA

V/SAOUD, SADIK ABDULLAH/CIV  
M/W/FNIQ/N///IRAQ

RECEIPT OF BLT 2/4 LOG BOOK ENTRIES/12JAN07

1. On 12Jan07, [REDACTED], USMC, Executive Officer, BLT 2/4, 15th MEU (MEU), COB, BI, provided reporting agent with the Task Force (TF) Bastard Journal Excerpt for 08Jan07, enclosure (A) pertains.

ENCLOSURE

(A) TF Bastard Journal Excerpt from 08Jan07... (Copy All)

REPORTED BY: [REDACTED] SPECIAL AGENT  
OFFICE: AL TAQADDUM, IRAQ

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Page 1 LAST V2 LNY

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EXHIBIT (15)

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NAVAL CRIMINAL INVESTIGATIVE SERVICE

DELETED PAGE INFORMATION SHEET

Page(s) 103<sup>z</sup> - 105, Encl (A)

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Comments: To: \_\_\_\_\_

\_\_\_\_\_  
OFFICE OF THE JUDGE ADVOCATE GENERAL  
ATTN: FOIA  
UNITED STATES MARINE CORPS FORCES  
CENTRAL COMMAND  
7115 S. BOUNDARY BLVD., BLDG 535  
MACDILL AFB, FL 33621-5101  
\_\_\_\_\_  
\_\_\_\_\_

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# U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

INVESTIGATIVE ACTION

22JAN07

CONTROL: 08JAN07-24IZ-0008-7HMA

V/SAOUD, SADIK ABDULLAH/CIV  
M/W/FNIQ/N///IRAQ

RECEIPT OF STATEMENTS FROM [REDACTED]

1. On 18Jan07, reporting agent (RA) received correspondence through unclassified e-mail from [REDACTED] Battalion 2/4 Administrative Chief, wherein five scanned handwritten Arabic statements pertaining to the death of V/SAOUD, were included in the e-mail, without specific information as to who took the statements and when they were taken.

2. On 19Jan07, [REDACTED] through e-mail advised that the statements had been taken on 16Jan07 by [REDACTED] Company Commander, G-Company.

3. On 20Jan07, RA met with [REDACTED], Cat 2, Interpretator, Camp Al Taqaddum, Iraq for the purpose of translating what was determined to be five statements that [REDACTED] had obtained from Iraqi nationals to include V/SAOUD'S family members on 16Jan07.

4. The following information pertaining to the received statements, enclosures (A) through (E) is as follows:

Enclosure (A):.. is a scanned statement received by RA on 18Jan07. On 20Jan07, [REDACTED] translated this statement which is purported to have been provided by [REDACTED], Pediatrics Physician, who claimed that he examined V/SAOUD following his death. [REDACTED] claimed that there was a 2x3cm bruise on the left temple of V/SAOUD and a 4x5 cm bruise on the top of his head.

Enclosure (B) is the purported statement from V/SAOUD [REDACTED], which of notes the different spelling of the last name of the son and V/SAOUD. In this statement [REDACTED] claims that V/SAOUD had been beaten during the detainment. Additionally, [REDACTED] provided information relative to the 07Jan07 search of V/SAOUD'S residence by the Marines.

Enclosure (C) is the purported statement from V/SAOUD'S [REDACTED]. However, during the translation of this statement it was noted that the beginning of this statement indicates a different person than who signed the statement. Additionally, in this statement there are accusations that the Marines (Soldiers) beat V/SAOUD.

Enclosure (D) is another purported statement from another individual who claims to be the [REDACTED] of the victim". and signed the statement as "The Witness"/ [REDACTED] of the victim". In this statement there is no reference to a name as to who wrote the statement.

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Page 1

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EXHIBIT (16)

b6  
b7c

T 106

SUBJ: V/SAUD, SADIK ABULLAH/CIV

**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

Enclosure (E) this statement is purported to be from a witness who was driving by during the detainment of V/SAUD. This statement also alleges that the Marines beat on V/SAUD. This statement is signed by [REDACTED]

No additional information was received from [REDACTED]

REPORTED BY: [REDACTED] SPECIAL AGENT  
OFFICE: AL TAQADDUM, IRAQ

b6 b7c

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T 107

**NAVAL CRIMINAL INVESTIGATIVE SERVICE**

**DELETED PAGE INFORMATION SHEET**

Page(s) T 108-<sup>E</sup>130

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**OFFICE OF THE JUDGE ADVOCATE GENERAL  
ATTN: FOIA  
UNITED STATES MARINE CORPS FORCES  
CENTRAL COMMAND  
7115 S. BOUNDARY BLVD., BLDG 535  
MACDILL AFB, FL 33621-5101**

**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

REPORT OF INVESTIGATION (OPEN)

15JAN07

DEATH (II)

CONTROL: 08JAN07-24IZ-0008-7HMA

V/SAOUD, SADIK ABDULLAH/CIV  
M/W/FNIQ/N///IRAQ  
A/SAOUD, SADIQ ABDULLAH//

*FNIQ*

COMMAND/BATTALION LANDING TEAM 2/4 15TH MEW/40280

MADE AT/24IZ/AL TAQADDUM IRAQ [REDACTED] SPECIAL AGENT

**NARRATIVE**

1. Reactive investigation initiated to document the death of V/SAOUD on 08Jan06, at the present time no criminal statutes apply.

2. On 10Jan07, NCIS Al Asad, Iraq, was notified by [REDACTED] Executive Officer (XO) of Battalion Landing Team 2/4 (2/4), Combat Outpost Bastard (COB), Barwana, Iraq of the 08Jan07 death of V/SAOUD. Reportedly, V/SAOUD was being detained for questioning by 2/4 G-Company Marines, after V/SAOUD traversed through a traffic control point in the Barwana AOR with fraudulent documentation. Information received from [REDACTED] revealed that V/SAOUD was in flex-cuffs when he collapsed of an apparent heart attack. Subsequent emergency first aide failed to revive V/SAOUD, and V/SAOUD was pronounced dead by the attending corpsman. Immediately following V/SAOUD'S death, V/SAOUD'S family transported him to a local relative for processing of burial. [REDACTED] further reported that V/SAOUD was buried on 09Jan07 in Barwana, Iraq, and that V/SAOUD'S family reported V/SAOUD had a "heart problem". Finally, [REDACTED] gave no reason for the reporting delay to NCIS.

3. On 11Jan07, NCIS Al Taqaddum responded to the remote location of COB and initiated caption investigation. Investigation continues.

**DISTRIBUTION**

NCISHQ: 0023  
INFO: 24C/24IZ/02P

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*I/B1*

**NAVAL CRIMINAL INVESTIGATIVE SERVICE**

**INVESTIGATIVE FILE (J)**

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**NAVAL CRIMINAL INVESTIGATIVE SERVICES**  
**RECORDS MANAGEMENT DIVISION**  
**LAW ENFORCEMENT RECORDS**

Package ID #: 0013488-000034		
<b>Name:</b> JABAR WALID TAWFIQ		
AKA:		
<b>Social Security Number:</b>		<b>Context:</b> Victim
<b>Date of Birth:</b> 12/31/1987	<b>State of Birth:</b>	<b>Country of Birth:</b> IZ - Iraq
<b>Case Number:</b> 20FEB0824IZ00297HMA		<b>Dossier:</b>
<b>DCH INDEX CODE:</b> K = 50 years	<b>RECORD SERIES #:</b> 5680/4a(1)(b)	<b>Date Closed:</b> 08/02/2008
<b>RECORD SERIES (FILE PLAN)</b> by Svcs - Law Enforcement - NCIS Criminal Investigative - Controlled Detail, Sex Investigations, & Case Files (Created on or after 1 January 1988) <b>Criminal Investigative Reports</b>		
<b>Comments:</b> CREATED NEW COVER SHEET, ORIGINAL COVER SHEET DELETED FROM RIMS.		
<input type="checkbox"/> No <b>Polygraph Examination Conducted</b>	<input type="checkbox"/> No <b>Sexual Offender Registry Completed</b>	
<input type="checkbox"/> No <b>Finger Prints Submitted to Code 24B3</b>	<input type="checkbox"/> No <b>Final Disposition Report to FBI</b>	
CIS - _____ / _____ <input type="checkbox"/> Closed Status <input type="checkbox"/> Dup Title <input type="checkbox"/> Dup CCN		
Disclosure/Accountability Statement: If this investigation is disseminated outside NCIS, complete NCIS Form 008/10-80, and ensure it is retained in the case file.		
		<b>10/30582</b>
I, _____, certify that this document has been reviewed and is complete.		
_____ Typed Name of SSA		_____ SIGNATURE
_____ DATE		

Unclassified when separated from attachment unless otherwise indicated.

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# U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

REPORT OF INVESTIGATION (CHANGE)

08MAY09

DEATH (II)

CONTROL: 20FEB08-24IZ-0029-7HMA/C

V/JABAR, WALID TAWFIQ/CIVILIAN

M/W/FNIZ/N//31DEC87/IRAQ

SUPP: DETAINEE NUMBER [REDACTED]

High b2

COMMAND/3D MAW (FWD), CAMP AL ASAD, IRAQ/01079

MADE AT/0023/NCISHQ WASHINGTON DC/[REDACTED] REPRESENTATIVE

## REFERENCES

- (A) NCISRA Iraq Camp Al Asad ROI (CLOSED)/02Aug08
- (B) NCISRA Iraq Camp Al Asad ROI (INTERIM)/12Mar08

## NARRATIVE

1. All case documents up to and including Reference (A) reflect an incorrect Country Code for the Status Identifier Code (SIC) in the title block. The correct Country Code for Iraq is IZ.
2. On 22Apr09, Code 23B received the complete case file for processing. Black and white photocopies of the photographs listed as Enclosure (A) to Exhibit (20) of Reference (B) were provided vice the required color photographs or good quality color copies.

## ACTION

- DIST: Please make pen and ink correction to the SIC in the title block for V/JABAR to reflect FNIZ.
- 024C: Please mail either color photographs or good quality color copies of the nine (9) photographs listed as Enclosure (A) to Exhibit (20) of Reference (B) and use a copy of this ROI as a cover.
- 24IZ: Reference (A) reflects in the Distribution Section that the Closed Case Certification Release Package will be forwarded to Code 11C12, Records Management Branch Files Section. NCIS guidance directs that all closed Death Investigations are forwarded directly to Code 23B vice Code 11C12. Provided for guidance.

## DISTRIBUTION

NCISHQ: 0023  
ACTION: 024C  
INFO: 24IZ

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**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

REPORT OF INVESTIGATION (CLOSED)

02AUG08

DEATH (II)

CONTROL: 20FEB08-24IZ-0029-7HMA/C

V/JABAR, WALID TAWFIQ/CIV  
M/W/FNIQ/N//31DEC87/IRAQ  
SUPP: DETAINEE NUMBER [REDACTED]

High b2

COMMAND/3D MAW (FWD), CAMP AL ASAD, IRAQ/01079

MADE AT/24IZ/CAMP AL ASAD/[REDACTED], SPECIAL AGENT

REFERENCE(S)

- (A) NCISRA Iraq Camp Al Asad ROI (INTERIM)/12MAR08  
(Contains Exhibits 1 - 23)
- (B) NCISRA Iraq Camp Al Asad ROI (INTERIM)/31MAR08
- (C) NCISRA Iraq Camp Al Asad ROI (INTERIM)/29APR08
- (D) NCISRA Iraq Camp Al Asad ROI (INTERIM)/27May08  
(Contains Exhibits 24-27)

EXECUTIVE SUMMARY

1. On 19FEB08, this reactive investigation was initiated to determine the events surrounding the death of Walid Tawfiq JABAR (V/JABAR), an Iraqi National who was a detainee at the Regional Detention Facility (RDF), Camp Al Asad, Iraq. On 19FEB08 at approximately 1645 hours, V/JABAR passed out during an interrogation and was subsequently transported to the 325th Combat Support Hospital (CSH), Camp Al Asad, Iraq for emergency treatment. V/JABAR was stabilized and transferred to the Intensive Care Unit (ICU) for treatment. In the early morning hours of 20FEB08, while in the ICU, V/JABAR died. The initial opinion from medical personnel at the 325th CSH was that V/JABAR died as a result of complications due to his self imposed starvation regimen. V/JABAR was pronounced dead on 20FEB08, at approximately 0651 by [REDACTED], United States Army (USA). Inquires at the RDF revealed that V/JABAR had not been eating or drinking in sufficient amounts at the time of his death due to his self imposed starvation regimen.

2. The autopsy of V/JABAR, conducted at the Dover Air Force Base, Dover, Delaware, did not reveal any apparent soft tissue injuries. After completion of the required toxicology tests, the cause of death was determined to be "severe metabolic derangement due to acute adrenocortical insufficiency" and the manner of death natural.

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3. This investigation was submitted to the NCIS Contingency Response Field Office (CRFO), Death Review Panel (DRP); wherein, the DRP authorized the closure of this investigation.

NARRATIVE

- 1. This reactive investigation was initiated to determine the events surrounding the death of V/JABAR.
- 2. Subsequent to Reference (D), on 30Jul08, the CRFO DRP reviewed

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SUBJ: V/JABAR, WALID W.FIQ/CIV

**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

this investigation and authorized closure. The DRP determined that the case was thoroughly conducted and administratively complete. This investigation is closed.

DISTRIBUTION

NCISHQ: 0023B

INFO: 024C/24IZ/SJA, 3DMAW (FWD), CAMP AL ASAD, IRAQ (H)  
11C12 (CCCR Package-RMB, Files Section (M))

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**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

REPORT OF INVESTIGATION (ACTION)

31JUL08

DEATH (II)

CONTROL: 20FEB08-24IZ-0029-7HMA

V/JABAR, WALID TAWFIQ/CIV  
M/W/FNIQ/N//31DEC87/IRAQ  
SUPP: DETAINEE NUMBER [REDACTED]

**High b2**

COMMAND/3D MAW (FWD), CAMP AL ASAD, IRAQ/01079

MADE AT/024C/GLYNCO GA/[REDACTED], SPECIAL AGENT

REFERENCE

(A) NCISRA Iraq ROI (INTERIM)/29MAY08

NARRATIVE

1. Pursuant to reference (A), a Death Review Panel (DRP) was convened on 30Jul08 to determine if this death investigation was thoroughly conducted and administratively complete. The DRP concluded this investigation is complete and no further investigative actions are required and recommend this investigation be closed.

2. Lead tasking is complete.

PARTICIPANTS

[REDACTED], Special Agent, CRFO  
[REDACTED] Special Agent, Forensic Consultant, SEFO  
[REDACTED], Special Agent, CRFO  
[REDACTED] Special Agent, CRFO

ACTION

R.24IZ: The FO DRP authorizes the closure of this investigation. Please transmit the ROI (CLOSED).

DISTRIBUTION

NCISHQ: 0023B  
ACTION: 24IZ  
INFO: 024C/MPMP (Attn: [REDACTED])

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U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

REPORT OF INVESTIGATION (ACTION)

24JUL08

DEATH (II)

CONTROL: 20FEB08-24IZ-0029-7HMA

V/JABAR, WALID TAWFIQ/CIV  
M/W/FNIQ/N//31DEC87/IRAQ  
SUPP: DETAINEE NUMBER [REDACTED]

High  
b2

COMMAND/3D MAW (FWD), CAMP AL ASAD, IRAQ/01079

MADE AT/024C/GLYNCO GA/[REDACTED] SPECIAL AGENT

REFERENCE

(A) NCISRA Iraq ROI (INTERIM)/29MAY08

NARRATIVE

1. IRT ref (A), Death Review Panel (DRP) will be conducted on 30JUL08 at the Contingency Response Field Office (024C).

DISTRIBUTION

NCISHQ: 0023B  
INFO: 24IZ/024C

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V2 [REDACTED]

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**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

642460 04:55 20080606 IN:SSDEMAIL #13192 OUT:CRFO-IZ-SSD #4911

REPORT OF INVESTIGATION (ACTION)

06JUN08

DEATH (II)

CONTROL: 20FEB08-24IZ-0029-7HMA

V/JABAR, WALID TAWFIQ/CIV  
M/W/FNIQ/N//31DEC87/IRAQ  
SUPP: DETAINEE NUMBER [REDACTED]

**High  
b2**

COMMAND/3D MAW (FWD), CAMP AL ASAD, IRAQ/01079

MADE AT/24IZ/CAMP AL ASAD/[REDACTED] SPECIAL AGENT

REFERENCE(S)

(A) 024C ROI (ACTION)/29MAY08

NARRATIVE

1. Pursuant to lead tasking set forth within Reference (A), all requested documentation was mailed to 0024C, via U.S. Registered Mail, RE 267 227 545 USS.

The following exhibits and enclosures were provided:

- Exhibit (6)
- Exhibit (7) Enclosures (A) to (J)
- Exhibit (8)
- Exhibit (10)
- Exhibit (11)
- Exhibit (12)
- Exhibit (13)
- Exhibit (14)
- Exhibit (15) Enclosure (A)
- Exhibit (16)
- Exhibit (17) Enclosure (A)
- Exhibit (18) Enclosure (A) and (B)
- Exhibit (20) Enclosure (A)
- Exhibit (21) Enclosure (A)
- Exhibit (22) Enclosure (A)
- Exhibit (23) Enclosure (A) and (B)
- Exhibit (24)
- Exhibit (25)
- Exhibit (26)
- Exhibit (27)

*Received  
7/17/08*

2. Lead tasking complete. Upon receipt continue with DRP.

DISTRIBUTION

NCISHQ: 023B  
INFO: 024C/24IZ

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PAGE 1 LAST V2 LNN

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**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

640647 13:28 20080604 IN:SSDEMAIL #12696 OUT:CODE0224SSD #5466

REPORT OF INVESTIGATION (ACTION)

04JUN08

DEATH (II)

CONTROL: 20FEB08-24IZ-0029-7HMA

V/JABAR, WALID TAWFIQ/CIV  
M/W/FNIQ/N//31DEC87/IRAQ  
SUPP: DETAINEE NUMBER [REDACTED]

*High b2*

COMMAND/3 D MAW (FWD), CAMP AL ASAD, IRAQ/01079

MADE AT/0023/WASHINGTON DC/[REDACTED], SPECIAL AGENT

REFERENCE(S)

- (A) NCISRA CAMP AL ASAD IRAQ (ROI) ACTION/23FEB08
- (B) NCIS FIELD OFFICE WASHINGTON DC ROI(ACTION)/29FEB08

EXHIBIT(S)

- (1) V/JABAR Final Autopsy Report/01May08... (Copy 24IZ only)
- (2) V/JABAR Certificate of Death/07May08... (Copy 24IZ only)
- (3) V/JABAR Results of Toxicology Analysis/10Mar08... (Copy 24IZ only)
- (4) V/JARBAR Additional Toxicology Report/14Mar08... (Copy 24IZ only)

NARRATIVE

1. Reference (A) requested the attendance of V/JABAR's autopsy, and was answered in Reference (B) with the initial report of autopsy attendance and photographs. Lead tasking was then forwarded to the Forensic Consultant Division via Reference (B). All reports are hereby complete in reference to the autopsy of V/JABAR, which was assigned Office of the Armed Forces Medical Examiner (OAFME) case number #ME08-0148. The final autopsy report concluded the cause of death was Severe metabolic derangement due to acute adrenocortical insufficiency, and the manner of death was natural (exhibits (1) and (2) pertain). The toxicology report indicated atropine was present in the urine (exhibit (3) pertains). Additional toxicology testing was done on blood and urine from V/JABAR, and acetone was also detected (exhibit (4) pertains).

2. All reports were forwarded via e-mail to RAC [REDACTED], 24IZ, on 28May08 by Reporting Agent; lead tasking is hereby complete.

ACTION

DCWA: Lead tasking set forth in Reference (B) is acknowledged and is now complete.

24IZ: Lead tasking set forth in Reference (A) requested autopsy attendance and forwarding of all pertinent reports. Reference (B) documented the autopsy attendance and forwarded remainder of lead tasking to Reporting Agent. All final autopsy reports have been obtained and forwarded to Case Agent via e-mail (exhibits 1-4 pertain). Lead tasking is hereby complete.

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PAGE 1

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*18*

**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

20FEB08-24IZ-0029-7HMA

04JUN08

SUBJ: V/JABAR, WALID TAWFIQ/CIV

NCISHQ: 0023B

ACTION: DCWA(E)/24IZ(E)

INFO: 0024

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PAGE 2 LAST

V2 LNN

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# U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

REPORT OF INVESTIGATION (ACTION)

29MAY08

DEATH (II)

CONTROL: 20FEB08-24IZ-0029-7HMA

V/JABAR, WALID TAWFIQ/CIV  
M/W/NFIQ/N//31DEC87/IRAQ  
SUPP: DETAINEE NUMBER [REDACTED]

High  
b2

COMMAND/3D MAW (FWD), CAMP AL ASAD, IRAQ/01079

MADE AT/024C/GLYNCO GA [REDACTED] SPECIAL AGENT

## REFERENCES

- (A) NCISRA IRAQ ROI (INTERIM)/29MAY08
- (B) NCISRA IRAQ ROI (INTERIM)/12MAR08

## NARRATIVE

1. IRT lead tasking in ref (a), a complete review of case file was conducted. Upon the completion of the review, it was determined that there are exhibits and enclosures missing which will delay the process of a Death Review Panel (DRP). DRP will convene when all exhibits and enclosures are forwarded to 024C.

2. The following exhibits and enclosures need to be provided:

- Exhibit (6)
- Exhibit (7) missing Enclosure (A) to (J)
- Exhibit (8)
- Exhibit (10) to (14)
- Exhibit (15) missing Enclosure (A)
- Exhibit (16)
- Exhibit (17) missing Enclosure (A)
- Exhibit (18) missing Enclosure (A) and (B)
- Exhibit (20) missing Enclosure (A)
- Exhibit (21) missing Enclosure (A)
- Exhibit (22) missing Enclosure (A)
- Exhibit (23) missing Enclosure (A) and (B)
- Exhibit (24) to (27)

## PARTICIPANT

[REDACTED], Administrative Assistant, 024C

## ACTION

R.24IZ: Forward the exhibits and enclosures listed in paragraph 2 to 024C.

## DISTRIBUTION

NCISHQ: 0023/024C  
ACTION: 24IZ

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# U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

635384 09:16 20080529 IN:SSDEMAIL #11202 OUT:CODE0224C #6701

REPORT OF INVESTIGATION (INTERIM)

29MAY08

DEATH (II)

CONTROL: 20FEB08-24IZ-0029-7HMA

V/JABAR, WALID TAWFIQ/CIV  
M/W/FNIQ/N//31DEC87/IRAQ  
SUPP: DETAINEE NUMBER [REDACTED]

High  
b2

COMMAND/3D MAW (FWD), CAMP AL ASAD, IRAQ/01079

MADE AT/24IZ/CAMP AL ASAD [REDACTED], SPECIAL AGENT

## REFERENCE(S)

- (A) NCISRA Iraq Camp Al Asad ROI (INTERIM)/12MAR08 (Contains Exhibits 1 - 23)
- (B) NCISRA Iraq Camp Al Asad ROI (INTERIM)/31MAR08
- (C) NCISRA Iraq Camp Al Asad ROI (INTERIM)/29APR08

## EXHIBIT(S)

- (24) Certificate of Death Form DD 2064/07May08... (Copy All)
- (25) Final Autopsy Examination Autopsy No. ME 08-0148... (Copy All)
- (26) Consultation Report on Contributor Material- Toxicology report/10Mar08... (Copy All)
- (27) Consultation Report on Contributor Material Amended Report- Toxicology report/14Mar08... (Copy All)

## EXECUTIVE SUMMARY

1. On 19FEB08, this reactive investigation was initiated to determine the events surrounding the death of Walid Tawfiq JABAR (V/JABAR), an Iraqi National who was a detainee at the Regional Detention Facility (RDF), Camp Al Asad, Iraq. On 19FEB08 at approximately 1645 hours, V/JABAR passed out during an interrogation and was subsequently transported to the 325th Combat Support Hospital (CSH), Camp Al Asad, Iraq for emergency treatment. V/JABAR was stabilized and transferred to the Intensive Care Unit (ICU) for treatment. In the early morning hours of 20FEB08, while in the ICU, V/JABAR died. The initial opinion from medical personnel at the 325th CSH was that V/JABAR died as a result of complications due to his self imposed starvation regimen. V/JABAR was pronounced dead on 20FEB08, at approximately 0651 by [REDACTED] United States Army (USA). Inquires at the RDF revealed that V/JABAR had not been eating or drinking in sufficient amounts at the time of his death due to his self imposed starvation regimen. Scene examinations, as well as, numerous witness interviews were conducted.

2. The autopsy of V/JABAR, conducted at the Dover Air Force Base, Dover, Delaware, did not reveal any apparent soft tissue injuries. After completion of the required toxicology tests, the cause of death was determined to be "severe metabolic derangement due to acute adrenocortical insufficiency" and the manner of death natural.

3. Investigation pending review by the NCIS Contingency Response Field Office (CRFO), Glynco, GA.

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**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

20FEB08-24IZ-0029-7HMA

29MAY08

SUBJ: V/JABAR, WALID TAWFIQ/CIV

**NARRATIVE**

1. This investigation was initiated to determine the events surrounding the death of V/JABAR. No criminal statutes apply
2. References (A)-(C) detail investigative efforts to date.
3. On 29May08, Reporting Agent received the final autopsy report, toxicology report, and death certificate for V/JABAR. These documents indicate the cause of death is "severe metabolic derangement due to acute adrenocortical insufficiency" and the manner of death is natural. Exhibits (24) through (27) pertain.
4. This investigation will be presented to the NCIS Contingency Response Field Office (CRFO) Death Review Panel (DRP) for review and closure authority.

**PARTICIPANT(S)**

██████████ Special Agent, NCISRA Iraq, Camp Al Asad ██████████, Special Agent,  
 ██████████ NCISRA Iraq, Camp Al Asad ██████████, Special Agent, NCISRA Iraq, Camp Al Asad ██████████  
 ██████████ Special Agent, NCISFO Washington, DC

**ACTION:**

DIST: Active investigation complete, pending review at CRFO for authority to close.

R.024C: Convene a death review panel. Request authority to close investigation.

**DISTRIBUTION**

NCISHQ: 0023B (M)  
 INFO: 024C (M)/24IZ/SJA, 3DMAW (FWD), CAMP AL ASAD, IRAQ (H)

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2/12

High 62

CERTIFICATE OF DEATH (OVERSEAS)

Acte de décès (D'Outre-Mer)

NAME OF DECEASED (Last, First, Middle) Nom du décédé (Nom et prénoms) <b>Jabar, Walid, Tawfiq</b>	GRADE Grade	BRANCH OF SERVICE Arme <b>Civilian</b>	SOCIAL SECURITY NUMBER Numéro de l'Assurance Social [REDACTED]
ORGANIZATION Organisation	NATION (e.g. United States) Pays <b>Iraq</b>	DATE OF BIRTH Date de naissance <b>1 January 1983</b>	SEX Sexe <input checked="" type="checkbox"/> MALE <input type="checkbox"/> FEMALE

RACE Race	MARITAL STATUS État Civil	RELIGION Culte	OTHER (Specify) Autre (Spécifier)
<input checked="" type="checkbox"/> CAUCASOID Caucasique	<input type="checkbox"/> SINGLE Célibataire	<input type="checkbox"/> PROTESTANT Protestant	<input checked="" type="checkbox"/> UNK
<input type="checkbox"/> NEGROID Négre	<input type="checkbox"/> MARRIED Marié	<input type="checkbox"/> CATHOLIC Catholique	
<input type="checkbox"/> OTHER (Specify) Autre (Spécifier)	<input type="checkbox"/> WIDOWED Veuf	<input type="checkbox"/> JEWISH Juif	

NAME OF NEXT OF KIN Nom du plus proche parent	RELATIONSHIP TO DECEASED Parenté du décédé avec le sus
STREET ADDRESS Domicilié à (Rue)	CITY OR TOWN OR STATE (Include ZIP Code) Ville (Code postal compris)

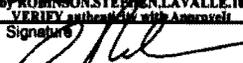
MEDICAL STATEMENT Déclaration médicale

CAUSE OF DEATH (Enter only one cause per line) Cause du décès (N'indiquer qu'une cause par ligne)	INTERVAL BETWEEN ONSET AND DEATH Intervalle entre l'attaque et le décès
DISEASE OR CONDITION DIRECTLY LEADING TO DEATH Maladie ou condition directement responsable de la mort. <b>Severe metabolic derangement due to acute adrenocortical insufficiency</b>	Hours
ANTECEDENT CAUSES Symptômes précurseurs de la mort.	MORBID CONDITION, IF ANY, LEADING TO PRIMARY CAUSE Condition morbide, s'il y a lieu, menant à la cause primaire
	UNDERLYING CAUSE, IF ANY, GIVING RISE TO PRIMARY CAUSE Condition morbide, s'il y a lieu, menant à la cause primaire
OTHER SIGNIFICANT CONDITIONS Autres conditions significatives	

MODE OF DEATH Condition de décès	AUTOPSY PERFORMED Autopsie effectuée <input checked="" type="checkbox"/> YES Oui <input type="checkbox"/> NO Non	CIRCUMSTANCES SURROUNDING DEATH DUE TO EXTERNAL CAUSES Circonstances de la mort suscitées par des causes extérieures
<input checked="" type="checkbox"/> NATURAL Mort naturelle	MAJOR FINDINGS OF AUTOPSY Conclusions principales de l'autopsie	
<input type="checkbox"/> ACCIDENT Mort accidentelle		
<input type="checkbox"/> SUICIDE Suicide	NAME OF PATHOLOGIST Nom du pathologiste <b>Stephen L. Robinson, CAPT, MC, USN</b>	
<input type="checkbox"/> HOMICIDE Homicide	SIGNATURE 	DATE <b>27 February 2008</b>
		AVIATION ACCIDENT Accident à Avion <input type="checkbox"/> YES Oui <input checked="" type="checkbox"/> NO Non

DATE OF DEATH (day, month, year) Date de décès (le jour, le mois, l'année) <b>19 February 2008 1743</b>	PLACE OF DEATH Lieu de décès <b>Iraq</b>
---	--

I HAVE VIEWED THE REMAINS OF THE DECEASED AND DEATH OCCURRED AT THE TIME INDICATED AND FROM THE CAUSES AS STATED ABOVE. J'ai examiné les restes mortels du dé funt et je conclus que le décès est survenu à l'heure indiquée et à, la suite des causes énumérées ci-dessus.

NAME OF MEDICAL OFFICER Nom du médecin militaire ou du médecin sanitaire <b>Stephen L. Robinson</b>	TITLE OR DEGREE Titre ou diplôme <b>Deputy Medical Examiner</b>
GRADE Grade <b>CAPT</b>	INSTALLATION OR ADDRESS Installation ou adresse <b>Dover AFB, Dover DE</b>
DATE Date <b>5/7/2008</b>	SIGNATURE Signature 

<sup>1</sup> State disease, injury or complication which caused death, but not mode of dying such as heart failure, etc.  
<sup>2</sup> State conditions contributing to the death, but not related to the disease or condition causing death.  
<sup>3</sup> Préciser la nature de la maladie, de la blessure ou de la complication qui a contribué à la mort, mais non la manière de mourir, telle qu'un arrêt du coeur, etc.  
<sup>4</sup> Préciser la condition qui a contribué à la mort, mais n'ayant aucun rapport avec la maladie ou à la condition qui a provoqué la mort.

(REMOVE, REVERSE AND RE-INSERT CARBONS BEFORE COMPLETING THIS SIDE)

DISPOSITION OF REMAINS			
NAME OF MORTICIAN PREPARING REMAINS	GRADE	LICENSE NUMBER AND STATE	OTHER
INSTALLATION OR ADDRESS 436 SVC/SVD 116 26th Street, Dover AFB DE 19902	DATE	SIGNATURE	
NAME OF CEMETERY OR CREMATORY	LOCATION OF CEMETERY OR CREMATORY		
TYPE OF DISPOSITION		DATE OF DISPOSITION	
REGISTRATION OF VITAL STATISTICS			
REGISTRY (Town and Country)	DATE REGISTERED	FILE NUMBER	
		STATE	OTHER
NAME OF FUNERAL DIRECTOR	ADDRESS		
SIGNATURE OF AUTHORIZED INDIVIDUAL			

DD FORM 2064, APR 1977 (BACK)

USAPA V1.00

14



# U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

609532 11:54 20080430 IN:SSDEMAIL #5385 OUT:CODE0224C #6461

REPORT OF INVESTIGATION (INTERIM)

29APR08

DEATH (II)

CONTROL: 20FEB08-24IZ-0029-7HMA

V/JABAR, WALID TAWFIQ/CIV  
M/W/FNIQ/N//31DEC87/IRAQ  
SUPP: DETAINEE NUMBER [REDACTED]

**High b2**

COMMAND/3D MAW (FWD), CAMP AL ASAD, IRAQ/01079

MADE AT/24IZ/CAMP AL ASAD/[REDACTED] SPECIAL AGENT

## REFERENCES

- (A) NCISRA Iraq Camp Al Asad ROI (INTERIM)/12MAR08 (Contains Exhibits 1 - 23)
- (B) NCISRA Iraq Camp Al Asad ROI (INTERIM)/31MAR08

## EXECUTIVE SUMMARY

1. On 19FEB08, this reactive investigation was initiated to determine the events surrounding the death of Walid Tawfiq JABAR (V/JABAR), an Iraqi National who was a detainee held at the Regional Detention Facility (RDF), Camp Al Asad, Iraq. No criminal statutes apply at this time. On 19FEB08 at approximately 1645 hours, V/JABAR passed out during an interrogation and was subsequently transported to the 325th Combat Support Hospital (CSH), Camp Al Asad, Iraq for emergency treatment. V/JABAR was stabilized and transferred to the Intensive Care Unit (ICU) for treatment. In the early morning hours of 20FEB08, while in the ICU, V/JABAR died. The initial opinion from medical personnel at the 325th CSH was that V/JABAR died as a result of complications due to his self imposed starvation regimen. V/JABAR was pronounced dead on 20FEB08, at approximately 0651 by [REDACTED], United States Army (USA). Inquires at the RDF revealed that V/JABAR had not been eating or drinking in sufficient amounts at the time of his death due to his own self imposed starvation regimen. Scene examinations, as well as, numerous witness interviews were conducted. The autopsy of V/JABAR, conducted at the Dover Air Force Base, Dover, Delaware, did not reveal any apparent soft tissue injuries, and they were unable to determine a possible cause of death and manner of death absent the toxicology results. This investigation is pending the receipt of the final autopsy and toxicology report.

## NARRATIVE

1. This reactive investigation was initiated to determine the events surrounding the death of V/JABAR. No criminal statutes apply at this time.
2. References (A) and (B) detail investigative efforts to date.
3. This investigation remains pending the receipt of the final autopsy and toxicology report, as well as the receipt of the death certificate. Upon receipt, this investigation will be presented to the Contingency Response Field Office (CRFO) Death Review Panel (DRP) for review and closure authority.

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**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

20FEB08-24IZ-0029-7HMA

29APR08

SUBJ: V/JABAR, WALID TAWFIQ/CIV

PARTICIPANT(S)

[REDACTED], Special Agent, NCISRA Iraq, Camp Al Asad  
[REDACTED], Special Agent, NCISRA Iraq, Camp Al Asad  
[REDACTED], Special Agent, NCISRA Iraq, Camp Al Asad  
[REDACTED], Special Agent, NCISFO Washington, DC

DISTRIBUTION

NCISHQ: 0023B

INFO: 024C/24IZ/SJA, 3DMAW (FWD), CAMP AL ASAD, IRAQ (H)

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527

**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

581595 06:06 20080402 IN:SSDEMAIL #64043 OUT:CODE0224C #6247

REPORT OF INVESTIGATION (INTERIM)

31MAR08

DEATH (II)

CONTROL: 20FEB08-24IZ-0029-7HMA

V/JABAR, WALID TAWFIQ/CIV  
M/W/FNIQ/N//31DEC87/IRAQ  
SUPP: DETAINEE NUMBER [REDACTED]

**High b2**

COMMAND/3D MAW (FWD), CAMP AL ASAD, IRAQ/01079

MADE AT/24IZ/CAMP AL ASAD [REDACTED] SPECIAL AGENT

REFERENCE(S)

NCISRA Iraq Camp Al Asad ROI/12MAR08...(Contains Exhibits 1 - 23)

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EXECUTIVE SUMMARY

1. On 19FEB08, this reactive investigation was initiated to determine the events surrounding the death of Walid Tawfiq JABAR (V/JABAR), an Iraqi National who was a detainee held at the Regional Detention Facility (RDF), Camp Al Asad, Iraq. On 19FEB08 at approximately 1645 hours, V/JABAR passed out during an interrogation and was subsequently transported to the 325th Combat Support Hospital (CSH), Camp Al Asad, Al Asad, Iraq for emergency treatment. V/JABAR was stabilized and transferred to the Intensive Care Unit (ICU) for treatment. In the early morning hours on 20FEB08, while in the ICU, V/JABAR died. The initial opinion from medical personnel at the 325th CSH was that V/JABAR died as a result of complications due to his self imposed starvation regimen. V/JABAR was pronounced dead on 20FEB08 at approximately 0651 by [REDACTED]

[REDACTED] United States Army (USA). Inquires at the RDF revealed that V/JABAR had not been eating or drinking in sufficient amounts at the time of his death due to his own self imposed starvation regimen. Scene examinations, as well as, numerous witness interviews were conducted. The autopsy of V/JABAR, conducted at the Dover Air Force Base, Dover, Delaware, did not reveal any apparent soft tissue injuries, and they were unable to determine a possible cause of death and manner of death absent the toxicology results. This investigation is pending the receipt of the final autopsy report and toxicology report. Due to Reporting Agent's redeployment, this case is being reassigned to SA [REDACTED].

NARRATIVE

1. This reactive investigation was initiated to determine the events surrounding the death of V/JABAR. No criminal statutes apply at this time.

2. Reference (A) details investigative efforts to date.

3. Due to Reporting Agent's redeployment, this case is being reassigned to SA [REDACTED]

PARTICIPANT(S)

[REDACTED] Special Agent, NCISRA Iraq, Camp Al Asad

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**528**

**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

20FEB08-24IZ-0029-7HMA

31MAR08

SUBJ: V/JABAR, WALID TAWFIQ/CIV

**[REDACTED]** Special Agent, NCISRA Iraq, Camp Al Asad  
**[REDACTED]** Special Agent, NCISRA Iraq, Camp Al Asad

**DISTRIBUTION**

NCISHQ: 0023B

INFO: 024C/24IZ/SJA, 3DMAW (FWD), CAMP AL ASAD, IRAQ (H)/CO, Task  
Force MP, Camp Al Asad Iraq (H).

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529

# U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

562585 13:19 20080312 IN:SSDEMAIL #59531 OUT:CODE0224C #6037

REPORT OF INVESTIGATION (INTERIM)

12MAR08

DEATH (II)

CONTROL: 20FEB08-24IZ-0029-7HMA

V/JABAR, WALID TAWFIQ/CIV  
M/W/FNIQ/N//31DEC87/IRAQ  
SUPP: DETAINEE NUMBER [REDACTED]

High b2

COMMAND/3D MAW (FWD), CAMP AL ASAD, IRAQ/01079

MADE AT/24IZ/CAMP AL ASAD/[REDACTED], SPECIAL AGENT

## EXHIBIT(S)

- (1) IA: Results of Interview of [REDACTED], USMC/05MAR08...(Copy All)
- (2) IA: Results of Interview of [REDACTED], USMC/23FEB08...(Copy All)
- (3) IA: Results of Interview of [REDACTED], USMC/23FEB08...(Copy All)
- (4) IA: Results of Interview of [REDACTED], USMC/28FEB08...(Copy All)
- (5) IA: Results of Interview of [REDACTED], USMC/28FEB08...(Copy All)
- (6) Stmt of [REDACTED], USN/04MAR08...(Orig 24IZ/Copy All)
- (7) IA: Receipt of RDF Records/23FEB08...(Copy All)
- (8) Stmt of [REDACTED], USN/23FEB08...(Orig 24IZ/Copy All)
- (9) IA: Results of Interview of [REDACTED], USMC/01MAR08...(Copy All)
- (10) Stmt of [REDACTED], USN/24FEB08...(Orig 24IZ/Copy All)
- (11) Stmt of [REDACTED], 24FEB08...(Orig 24IZ/Copy All)
- (12) Stmt of [REDACTED], USN/23FEB08...(Orig 24/Copy All)
- (13) Stmt of [REDACTED], USN/24FEB08...(Orig 24IZ/Copy All)
- (14) Stmt of [REDACTED], 23FEB08...(Orig 24IZ/Copy All)
- (15) IA: Receipt of Ambulance Run Sheet/23FEB08...(Copy All)
- (16) Stmt of [REDACTED], 23FEB08...(Orig 24IZ/Copy All)
- (17) IA: Receipt of Medical Records/23FEB08...(Copy All)
- (18) IA: Examination of Interrogation Room Regarding V/JABAR/01MAR08...(Copy All)
- (19) IA: Seizure of Video (Compact Disc) of Interrogation of V/JABAR at Camp Al Asad Regional Detention Facility/23FEB08...(Copy All)
- (20) IA: Photographic coverage of V/JABAR's body at Mortuary Affairs/05MAR08...(Copy All)
- (21) IA: Receipt of PRP Records/23FEB08...(Copy All)
- (22) IA: Receipt of PMO Records/23FEB08...(Copy All)
- (23) IA: Results of Autopsy/29FEB08...(Copy All)

## EXECUTIVE SUMMARY

1. On 19FEB08, an investigation was initiated to determine the events surrounding the death of Walid Tawfiq JABAR (V/JABAR), an Iraqi National who was a detainee held at the Regional Detention Facility (RDF), Camp Al Asad, Iraq. On 19FEB08 at approximately 1645 hours, V/JABAR passed out during an interrogation and was subsequently transported to the 325th Combat Support Hospital (CSH), Camp Al Asad, Al Asad, Iraq for emergency treatment. V/JABAR was stabilized and transferred to the Intensive Care Unit (ICU) for treatment. In the early morning hours on 20FEB08, while in the ICU, V/JABAR died. The initial opinion from medical personnel at the 325th CSH was that V/JABAR died as a result of complications due to his self imposed starvation regimen. V/JABAR was pronounced dead on

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# U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

20FEB08-24IZ-0029-7HMA

12MAR08

SUBJ: V/JABAR, WALID TAWFIQ/CIV

20FEB08 at approximately 0651 by [REDACTED] United States Army (USA). Inquires at the RDF revealed that V/JABAR had not been eating or drinking in sufficient amounts at the time of his death due to his own self imposed starvation regimen. Scene examinations, as well as, numerous witness interviews were conducted. The autopsy of V/JABAR, conducted at the Dover Air Force Base, Dover, Delaware, did not reveal any apparent soft tissue injuries, and they were unable to determine a possible cause of death and manner of death absent the toxicology results. This investigation is pending the receipt of the final autopsy report and toxicology report.

## NARRATIVE

1. This reactive investigation was initiated to determine the events surrounding the death of V/JABAR. No criminal statutes apply at this time.
2. On 23FEB08, [REDACTED] USMC, was interviewed in reference to his knowledge of V/JABAR, exhibit (1) pertains. [REDACTED] indicated that for several days prior to V/JABAR's death on 19FEB08, he would not eat, would not shower, and would "fake" falling down. [REDACTED] related he knew V/JABAR was faking due to him falling in such a manner as to shield himself, as well as dramatically tossing objects while falling. [REDACTED] stated that on 19FEB08, V/JABAR was brought to medical and examined in preparation for his interrogation. After the exam, V/JABAR walked under his own power to the interrogation room. Shortly after his arrival to the interrogation room, medical was called to respond to V/JABAR due to him apparently passing out.
3. On 23FEB08, [REDACTED], USMC was interviewed in reference to his knowledge of V/JABAR, exhibit (2) pertains. [REDACTED] related he knew V/JABAR due to his history of not eating, drinking, and faking illnesses. [REDACTED] indicated he knew V/JABAR was faking illness due to him "catching" himself when he would fall. According to [REDACTED] every time V/JABAR would pretend to be sick, or fall, he would be evaluated by medical personnel and would always be deemed okay. [REDACTED] was also present during the medical treatment of V/JABAR on 19FEB08.
4. On 23FEB08, [REDACTED], USMC, was interviewed regarding his knowledge of V/JABAR, exhibit (3) pertains. [REDACTED] related that V/JABAR had a history of problems while detained at the RDF that included uncooperative behavior during transport, and faking illness. [REDACTED] also related V/JABAR faked passing out on more the one occasion. [REDACTED] stated he know this due to V/JABAR always "catching" himself in an attempt to prevent injury during his staged falls. It was also noted by [REDACTED] that immediately after V/JABAR would "fall" he would be coherent, and understand instructions. [REDACTED] also indicated V/JABAR was constantly under the care of the RDF Corpsman, and always appeared fine after his medical exams. [REDACTED] was also present during the medical treatment of V/JABAR on 19FEB08.
5. On 23FEB08, [REDACTED] USMC, was interviewed in reference to his knowledge of V/JABAR, exhibit (4) pertains. [REDACTED] also related he knew V/JABAR due to his history of being difficult and not eating sufficient amounts while detained at the RDF. [REDACTED] reported V/JABAR was medically evaluated on a daily basis. [REDACTED] was present on 19FEB08 when V/JABAR passed out while being questioned, and he subsequently witnessed the medical measures given to V/JABAR.

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# U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

20FEB08-24IZ-0029-7HMA

12MAR08

SUBJ: V/JABAR, WALID TAWFIQ/CIV

6. On 23FEB08, ██████████ USMC, was interviewed in reference to his knowledge of V/JABAR, exhibit (5) pertains. ██████████ indicated he also knew V/JABAR due to his history of not cooperating with guards at the RDF, his exaggerated attempts of falling down and getting up, going limp when escorted somewhere he did not want to go, and acting normal and cooperative when it was something V/JABAR did not mind doing. ██████████ also stated V/JABAR would not eat, even after several attempts to get him to eat by interpreters and RDF medical personnel. ██████████ was also present during the medical treatment given to V/JABAR on 19FEB08.
7. On 04MAR08, ██████████ USN, was interviewed in reference to his knowledge of V/JABAR, exhibit (6) pertains. ██████████ said the first time he saw V/JABAR, V/JABAR was pretending to be sick in an attempt to get out of questioning. V/JABAR continued this ruse by feigning passing out, moaning, and crying on several occasions. According to ██████████ V/JABAR was cooperative and answered simple questions at first, however when more pointed questions were asked he began pretending to be sick. ██████████ stated that after V/JABAR was more or less given his way, he apologized to the guards for acting and told them he would not act that way in the future. ██████████ said it was policy for all detainees to be medically cleared before and after all interrogations.
8. On 23FEB08, ██████████ USMC, Officer in Charge of the Camp Al Asad RDF provided his records of V/JABAR, exhibit (7) pertains. ██████████ indicated V/JABAR was continually under medical care during his stay at the RDF. ██████████ also mentioned V/JABAR had a history of faking illness, self induced vomiting, and refusing to eat or drink.
9. On 23FEB08, ██████████ USN, was interviewed about his knowledge of V/JABAR, exhibit (8) pertains. ██████████ related he was the senior U.S. Navy (USN) Corpsman in the RDF and was in charge of V/JABAR's medical care. ██████████ indicated from the beginning of V/JABAR's detainment he refused to eat or drink in sufficient amounts. Almost on a daily basis ██████████ would have to physically sit with V/JABAR to make sure he ate even the smallest amounts of food. On two occasions ██████████ administered an IV in order to nourish and hydrate V/JABAR due to his refusal to eat or drink. ██████████ also indicated he personally witnessed V/JABAR on several occasions pretend to be sick in order to get his way. On one occasion ██████████ told V/JABAR that due to his acting, it was difficult to accurately determine what medical issues he had. ██████████ related V/JABAR understood, however he continued faking illness, not eating and not drinking despite attempts to accurately assist him. ██████████ also assisted with the life saving measures taken in an effort to re-establish V/JABAR's heart beat after he passed out during questioning on 19FEB08.
10. On 01MAR08, ██████████ USMC, was interviewed in reference to V/JABAR, exhibit (9) pertains. ██████████ indicated he did not have previous contact with V/JABAR and only walked him into the interrogation room on 19FEB08. ██████████ further related V/JABAR did not appear to have any medical problems during his transfer from medical to the interrogation room. ██████████ also witnessed the medical procedures given to V/JABAR after he passed out on 19FEB08.

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PAGE 3

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# U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

20FEB08-24IZ-0029-7HMA

12MAR08

SUBJ: V/JABAR, WALID TAWFIQ/CIV

11. On 24FEB08, ██████████ USN, was interviewed in reference to his actions surrounding the death of V/JABAR, exhibit (10) pertains. ██████████ indicated it was during his interrogation when V/JABAR passed out. Initially ██████████ suspected V/JABAR was pretending to be sick in order to avoid questioning. When it was noticed V/JABAR had apparently soiled himself ██████████ called the guards to assist. Shortly after the guard's arrival, medical measures were begun on V/JABAR. Due to ██████████ being a USN Independent Duty Corpsman (IDC), he also assisted in the emergency medical procedures administered to V/JABAR.

12. On 24FEB08, ██████████ was interviewed in reference to what he witnessed during the interrogation of V/JABAR, exhibit (11) pertains. ██████████ indicated he was the linguist ██████████ used during this particular interrogation. ██████████ indicated that during the questioning, he noticed that V/JABAR's buttocks area was wet and thought he had soiled himself. At that point he told ██████████ ██████████ then called the guards, and for a USN Corpsman to assist.

13. On 23FEB08, ██████████, USN, was interviewed in reference to the medical care he provided V/JABAR, exhibit (12) pertains. ██████████ related that during the routine medical screening all detainees received before interrogation, V/JABAR did not complain about, or seem to be suffering from any ailment. Subsequently, he was medically cleared for questioning. A short time later ██████████ was called to check on V/JABAR. Upon ██████████ arrival, V/JABAR had a weak pulse and his breathing was shallow. According to ██████████ it appeared V/JABAR'S condition worsened, so he left V/JABAR in the care of ██████████ and went to get his medical bag and call on the other IDC, ██████████ ██████████ indicated when he returned, ██████████ was also there and took over the care of V/JABAR.

14. On 24FEB08, ██████████, USN, was interviewed in reference to his knowledge of V/JABAR, and his actions during the medical treatment of V/JABAR, exhibit (13) pertains. ██████████ stated he first met V/JABAR during sick call. ██████████ remembered asking V/JABAR if he had any medical issues and V/JABAR indicated he did not. ██████████ said he remembered V/JABAR due to being told by ██████████ a few days before, that he required a few bags of IV fluid due to him being dehydrated. ██████████ further related to ██████████ that V/JABAR was refusing to eat or drink in sufficient amounts. The next time ██████████ dealt with V/JABAR was after he was called due to V/JABAR acting weak before an interrogation. ██████████ stated he conducted a complete head to toe physical exam, and V/JABAR was cleared medically. ██████████ said he told V/JABAR to stop acting like he was sick due to the inaccuracies in determining a real sickness, and V/JABAR agreed to stop. On 19FEB08, when V/JABAR passed out during questioning ██████████ was called by ██████████ to assist. Upon ██████████'s arrival to V/JABAR's location, he had V/JABAR removed from his chair and placed on the floor to better assess his medical condition. Once down, ██████████ determined V/JABAR did not have a pulse, so he began life saving measures, called for an ambulance, and called for ██████████. Once the ambulance arrive, the Kellogg Brown and Root (KBR) paramedics took over V/JABAR's care, and transported him to the 325th Combat Support Hospital (CSH), aboard Camp Al Asad, Iraq.

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# U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

20FEB08-24IZ-0029-7HMA

12MAR08

SUBJ: V/JABAR, WALID TAWFIQ/CIV

15. On 23FEB08, [REDACTED] was interviewed in reference to his action during the medical care of V/JABAR, exhibit (14) pertains. [REDACTED] related that upon his arrival to the scene he saw several USN Corpsmen and USMC members medically assisting V/JABAR. [REDACTED] related he saw that an IV was already established, V/JABAR was intubated, and an Automatic External Defibrillator (AED) was attached. [REDACTED] told the Corpsmen to continue working on V/JABAR and attached his AED to V/JABAR. Once the AED was attached, it was shown that V/JABAR had no electrical activity in his heart. At that point [REDACTED] handed [REDACTED] one milligram of epinephrine to be administered in an attempt to get his heart beating. They re-checked V/JABAR's pulse, however it was still absent. [REDACTED] handed [REDACTED] one milligram of atropine to be administered to V/JABAR in another attempt to gain a heartbeat. They continued life saving treatment for a short period and then discovered a pulse. At that point V/JABAR was placed into the back of the KBR ambulance and driven to the 325th CSH for treatment. [REDACTED] also provided a copy of the KBR ambulance run sheet during the interview, exhibit (15) pertains.
16. On 23FEB08, [REDACTED] was interviewed in reference to the medical care he provided to V/JABAR, exhibit (16) pertains. [REDACTED] indicated he was the driver of the KBR ambulance, and that he had minimal contact with V/JABAR. [REDACTED]'s accounts of the events on the scene were similar to [REDACTED]'s.
17. On 22FEB08, [REDACTED], MD, United States Army Reserve (USAR) provided all the medical records pertaining to V/JABAR's treatment while at the 325th CSH aboard Camp Al Asad, Iraq, exhibit (17) pertains. [REDACTED] opined that V/JABAR's death was a direct result of his own "starvation campaign," and that V/JABAR might have had a pre-existing renal condition, however was not able to make that determination due to not having the appropriate equipment to test that theory.
18. On 19FEB08, a scene examination was completed, exhibit (18) pertains. The scene was subsequently photographed, and processed, however no items of evidentiary value were recovered from the scene.
19. On 20FEB08, a copy of the video detailing V/JABAR's interrogation was seized. The video, contained on a compact disc (CD) was entered into the NCISRA Iraq, Camp Al Asad evidence Custody System under log number #021-08. Exhibit (19) provides amplifying details.
20. On 20FEB08, V/JABAR's body was photographed before shipment to Dover Delaware for autopsy, exhibit (20) pertains.
21. On 22FEB08, the USMC Personal Retrieval and Processing Detachment (PRP) report was obtained in reference to V/JABAR, exhibit (21) pertains. The report contains the relevant medical records required for international transport.
22. On 23FEB08, the USMC Provost Marshal's Office (PMO) report in reference to V/JABAR was obtained, exhibit (22) pertains.

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U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

20FEB08-24IZ-0029-7HMA

12MAR08

SUBJ: V/JABAR, WALID TAWFIQ/CIV

23. On 27FEB08, the autopsy of V/JABAR was conducted at the Dover Air Force Base, Dover, Delaware, by [REDACTED] MD, USN, Office of the Armed Forces Medical Examiner (OAFME), exhibit (23) pertains. The autopsy did not reveal any apparent soft tissue injuries, and [REDACTED] was unable to determine a possible cause of death and manner of death absent the toxicology results.

24. This investigation is pending the final autopsy and toxicology report from OAFME.

PARTICIPANT(S)

[REDACTED] Special Agent, NCISRA Iraq, Camp Al Asad [REDACTED] Special Agent, NCISRA Iraq, Camp Al Asad [REDACTED] Special Agent, NCISRA Iraq, Camp Al Asad

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INFO: 024C/24IZ/SJA, 3DMAW (FWD), CAMP AL ASAD, IRAQ (H)

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U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

562588 13:19 20080312 IN:SSDEMAIL #59533 OUT:CODE0224C #6038

INVESTIGATIVE ACTION

05MAR08

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CONTROL: 20FEB08-24IZ-0029-7HMA

V/JABAR, WALID TAWFIQ/CIV  
M/W/FNIQ/N//31DEC87/IRAQ  
SUPP: DETAINEE NUMBER [REDACTED]

RESULTS OF INTERVIEW OF [REDACTED] USMC

1. On 23Feb08, [REDACTED] USMC, [REDACTED] Regional Detention Facility (RDF), Camp Al Asad, Iraq was interviewed. [REDACTED] observed that for several days prior to 19Feb08, V/JABAR developed a history of expressing discontent in the RDF. V/JABAR would not eat, would not shower, and would fake falling. V/JABAR would fall in such a way as to shield himself, and would dramatically toss objects while falling. Each time V/JABAR fell, a corpsman was called.

2. On 19Feb08, V/JABAR was taken to a corpsman for a scars and marks examination in preparation for being interrogated. Based on V/JABAR's history of faking falls, four Marines, including [REDACTED] were on hand during the examination. Two Marines are all that is required. Once V/JABAR's examination was completed, [REDACTED] and the other Marines (NFI) led him to the interrogation conex box. V/JABAR followed direction, and walked and stepped under his own power. When in the conex box, while V/JABAR's handcuffs were being removed, he attempted to slip down. [REDACTED] supported V/JABAR in his arms from behind to prevent V/JABAR from falling. V/JABAR's [REDACTED] and he was positioned on a chair. Afterwards, [REDACTED] returned to the RDF.

3. Approximately ten minutes later, [REDACTED] (NFI) told [REDACTED] a corpsman was needed in the conex box. [REDACTED] saw V/JABAR on the RDF's monitor, lying down in the box. [REDACTED] got [REDACTED] immediately and went directly to the conex box, arriving in about thirty seconds. [REDACTED] checked V/JABAR's neck and wrist for a pulse. [REDACTED] had [REDACTED], who was on hand in the box, leave to get him a stethoscope. [REDACTED] returned with the stethoscope about a minute later. [REDACTED] called for [REDACTED]. A medical code blue was called, and the RDF Operations Chief (NFI) arrived on scene with others (NFI). [REDACTED] performed CPR on V/JABAR. [REDACTED] was tasked with bringing a spine board to the conex box. [REDACTED] returned, and the Operations Chief had all non-essential personnel out of the conex box. [REDACTED] was directed to go out to the road and wait for the ambulance to arrive for V/JABAR. After the ambulance arrived, [REDACTED] returned to the RDF.

BIOGRAPHICAL DATA

EMPLOYMENT: U.S. MARINE CORPS  
SSN: [REDACTED]  
DOB: [REDACTED]  
POB: [REDACTED]  
RESIDENCE: SEE CASE FILE

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U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

20FEB08-24IZ-0029-7HMA

05MAR08

SUBJ: V/JABAR, WALID TAWFIQ/CIV

REPORTED BY: [REDACTED], Special Agent  
OFFICE: NCISRA Iraq, Camp Al Asad

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U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

562590 13:20 20080312 IN:SSDEMAIL #59535 OUT:CODE0224C #6039

INVESTIGATIVE ACTION

23FEB08

CONTROL: 20FEB08-24IZ-0029-7HMA

V/JABAR, WALID TAWFIQ/CIV  
M/W/FNIQ/N//31DEC87/IRAQ  
SUPP: DETAINEE NUMBER [REDACTED]

High b2

RESULTS OF INTERVIEW OF [REDACTED] USMC

1. On 23Feb08, at approximately 0937, [REDACTED], USMC, was interviewed regarding the events surrounding the death of V/JABAR. The interview was conducted in the Joint Prosecution Exploitation Cell (JPEC) office spaces aboard Al Asad Air Base, Iraq.

2. [REDACTED] related he was familiar with V/JABAR, who he knew as [REDACTED]. [REDACTED] stated V/JABAR had been at the Al Asad Regional Detention Facility (RDF) for less than two weeks prior to his death, and had a well-documented history of faking fainting spells. [REDACTED] recalled V/JABAR was cooperative for the first day or two at the RDF, but started exhibiting problems on about the third day. [REDACTED] related seeing V/JABAR refuse to stand up in his cell and show his identification number tag to the Sergeant of the Guard, who checks each detainee at [REDACTED] every day. [REDACTED] stated that after that, V/JABAR would routinely pretend to faint when he was taken from his cell. [REDACTED] related everyone believed he was pretending, because he would begin to fall, then "catch" himself before he hit the ground. [REDACTED] stated that when V/JABAR did this, he or the other guards would repeat commands to get up, then call a Corpsman over to evaluate V/JABAR. [REDACTED] related the Corpsmen would check V/JABAR's vitals and evaluate him, every time saying that V/JABAR was fine. [REDACTED] stated this was unusual behavior, and that most detainees were pretty cooperative. High b2

3. [REDACTED] stated V/JABAR did not eat much, and would refuse to eat the food given to him each day. [REDACTED] related he had seen V/JABAR eat very little, but that he would drink water. [REDACTED] stated that the Corpsmen would occasionally hook V/JABAR up to an IV to give him nutrients.

4. [REDACTED] related he does not believe that V/JABAR had been abused or ill-treated in any way, either by the RDF staff or by any of the interrogators or interpreters. [REDACTED] explained that all detainees undergo regular "scars and marks" checks, where they are screened by medical personnel prior to and after every interrogation, and that no problems were noted with V/JABAR. [REDACTED] added that he never witnessed nor heard of any scuffles or fights involving V/JABAR that would lead him to believe he had been abused by anyone at the RDF.

5. [REDACTED] related that on 19Feb08, at about 1500, V/JABAR was given a medical check prior to being escorted out to the HUMINT Exploitation Team (HET) Compound to be interrogated. [REDACTED] stated he was escorting V/JABAR with [REDACTED] and [REDACTED]

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EXHIBIT (2)

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# U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

20FEB08-24IZ-0029-7HMA

23FEB08

SUBJ: V/JABAR, WALID TAWFIQ/CIV

[REDACTED], and that he was holding the keys and opening the doors and gates while the other three walked with V/JABAR. [REDACTED] related that V/JABAR was "going limp" on the way to Box One, a converted CONEX box used for interrogations. [REDACTED] stated he and the other guards took off V/JABAR's restraints at the request of the interrogator, [REDACTED] and that V/JABAR appeared coherent and aware of his surroundings. [REDACTED] related he and the other guards then left the box, and he let [REDACTED] and [REDACTED] out of the HET Compound before standing post just outside the box. [REDACTED] stated that about 15 to 20 minutes later [REDACTED] opened the door of the trailer and asked him to get [REDACTED] and a portable pulse monitor. [REDACTED] related he ran over to the side of the RDF building and knocked on the wall, and told RDF staff members to get [REDACTED] out to the HET Compound. [REDACTED] stated [REDACTED] and [REDACTED] came out, he let them into the HET compound, and they all went to Box One.

6. [REDACTED] related he and the others entered Box One, and when they did, he saw V/JABAR sitting slumped over with his head lying on his arm, completely still. [REDACTED] recalled [REDACTED] immediately checked V/JABAR for vital signs, got only a faint pulse, and asked [REDACTED] to go back into the RDF building and grab his stethoscope. [REDACTED] stated he went with [REDACTED] let him out of the HET Compound, and returned to Box One with [REDACTED] after he retrieved a stethoscope. [REDACTED] related [REDACTED] checked V/JABAR's vitals again with the stethoscope, and a call was put out to send for [REDACTED] the Independent Duty Corpsman (IDC) on duty. [REDACTED] stated [REDACTED] is NCOIC, and [REDACTED] the Operations Sergeant, all came to Box One shortly thereafter, and [REDACTED] called a "Code Blue Medical" upon seeing the situation. [REDACTED] related [REDACTED] and [REDACTED] began CPR on V/JABAR, and [REDACTED] and the other guards stood back to stay out of the way, but available if needed.

7. [REDACTED] recalled that shortly thereafter, [REDACTED] the Operations Chief, and [REDACTED] the other RDF IDC, arrived at Box One, and [REDACTED] told [REDACTED] and [REDACTED] to take another detainee back to the RDF building to clear out the HET Compound. [REDACTED] stated that after escorting the other detainee into the building, he and [REDACTED] stayed inside, as they were no longer needed at the HET Compound.

8. [REDACTED] recalled that he later ran a handcuff key outside to two guards that were following V/JABAR to the Al Asad Combat Surgical Hospital (CSH), and that he later did a guard watch shift at the CSH, where V/JABAR was still alive, but on life support. [REDACTED] related he was told that V/JABAR was breathing and had a pulse when he was transported to the CSH, but that his prognosis was not good. [REDACTED] related no further pertinent information.

## BIOGRAPHICAL DATA

EMPLOYMENT: GUARD, AL ASAD REGIONAL DETAINMENT FACILITY, F CO, 1/10  
MARINE REGIMENT

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U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

20FEB08-24IZ-0029-7HMA

23FEB08

SUBJ: V/JABAR, WALID TAWFIQ/CIV

SSN:  
DOB:  
POB:



REPORTED BY: [Redacted] Special Agent  
OFFICE: NCISRA Iraq, Camp Al Asad

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Date \_\_\_\_\_  
Date \_\_\_\_\_

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U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

562591 13:20 20080312 IN:SSDEMAIL #59536 OUT:CODE0224C #6040

INVESTIGATIVE ACTION

23FEB08

CONTROL: 20FEB08-24IZ-0029-7HMA

V/JABAR, WALID TAWFIQ/CIV  
M/W/FNIQ/N//31DEC87/IRAQ  
SUPP: DETAINEE NUMBER [REDACTED]

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RESULTS OF INTERVIEW OF [REDACTED] USMC

1. On 23Feb08, at approximately 0937, [REDACTED] USMC, was interviewed regarding the events surrounding the death of V/JABAR. The interview was conducted in the Joint Prosecution Exploitation Cell (JPEC) office spaces aboard Al Asad Air Base, Iraq.

2. [REDACTED] related he serves as the [REDACTED] for the First Squad of the Guard Section at the Al Asad Regional Detention Facility (RDF). [REDACTED] stated he was familiar with V/JABAR, whom the RDF staff knows as "Detainee [REDACTED]". [REDACTED] related V/JABAR had a history of problems at the RDF, and was reported to be uncooperative during transport, often acting as if he were passing out. [REDACTED] stated V/JABAR would appear to suddenly lose consciousness and start to fall, but would always "catch himself" before hitting the ground or injuring himself. [REDACTED] related that immediately afterwards, V/JABAR would appear coherent. [REDACTED] related that every time V/JABAR did this, an RDF Corpsman would come to check on him, and each time V/JABAR appeared to be fine. [REDACTED] stated this behavior was unusual, and that the majority of detainees were very cooperative. [REDACTED] related there was a good deal of documentation of these problems available at the RDF.

3. [REDACTED] related that on 19Feb08, he was on duty at the RDF when he was notified at 1530 that the detainee in HUMINT Exploitation Team (HET) Box One was having medical problems and appeared to be unconscious. As background, detainees at the RDF are routinely interrogated in modified CONEX boxes within the HET compound aboard the RDF. [REDACTED] stated that he went to the HET Compound and found [REDACTED], and an interrogator (NFI) and interpreter (NFI) inside the trailer with V/JABAR. [REDACTED] noted he did not know the names of the interrogator or interpreter. [REDACTED] related [REDACTED] was checking V/JABAR for vitals, and asked [REDACTED] to retrieve his stethoscope from the RDF medical office. [REDACTED] stated [REDACTED] brought the stethoscope to [REDACTED] who listened to V/JABAR's vital signs for a few minutes, then left to retrieve further medical supplies and to call [REDACTED], the RDF Independent Duty Corpsman (IDC) then on duty. [REDACTED] related he and the other guards stayed in the trailer to watch V/JABAR, and [REDACTED] told [REDACTED] to check V/JABAR for a pulse. [REDACTED] stated [REDACTED] told him V/JABAR appeared to have a weak pulse. [REDACTED] related that at that time, he realized V/JABAR was having an actual medical emergency, and called the Security Chief, [REDACTED], to inform him of what was happening.

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EXHIBIT (3)

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# U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

20FEB08-24IZ-0029-7HMA

23FEB08

SUBJ: V/JABAR, WALID TAWFIQ/CIV

4. [REDACTED] stated [REDACTED] arrived at the trailer at about 1541, and immediately checked V/JABAR's vital signs. [REDACTED] related [REDACTED] directed the guards to lay V/JABAR on the ground, told [REDACTED] he needed his bag, and told [REDACTED] to call a "Condition Medical" over the radio. [REDACTED] explained that a "Condition Medical" was a call to the other RDF staff letting them know there was a medical emergency. [REDACTED] related he then ran to the Command Post (CP) to call the Al Asad U.S. Army Combat Surgical Hospital (CSH) and request an ambulance. [REDACTED] stated he then returned to the RDF to help, and contacted "React", a stand-by group of RDF personnel, to get two guards to go to the CP and escort V/JABAR to the hospital. [REDACTED] related that when he got back to the trailer, he saw [REDACTED] bringing a back board, and he helped [REDACTED] prepare it while [REDACTED] and [REDACTED] performed CPR on V/JABAR. [REDACTED] stated V/JABAR was placed on the board when it was ready, and that CPR continued while V/JABAR was strapped onto the board. [REDACTED] related that shortly thereafter, [REDACTED] the other RDF IDC, arrived and began helping [REDACTED] with V/JABAR, and that at about 1600 an ambulance arrived. [REDACTED] stated V/JABAR was then placed into the ambulance a few minutes later, and evacuated to the Al Asad Combat Surgical Hospital (CSH).

5. [REDACTED] stated he had no suspicion at all that V/JABAR had been abused in any way, and that all previous issues mentioned were well documented by the RDF staff. [REDACTED] related no further pertinent information.

## BIOGRAPHICAL DATA

EMPLOYMENT: [REDACTED] 1ST SQUAD, GUARD SECTION, AL ASAD REGIONAL  
DETAINMENT FACILITY, F CO, 1/10 MARINE REGIMENT

SSN: [REDACTED]  
DOB: [REDACTED]  
POB: [REDACTED]

REPORTED BY: [REDACTED], Special Agent  
OFFICE: NCISRA Iraq, Camp Al Asad

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\_\_\_\_\_ Date \_\_\_\_\_  
\_\_\_\_\_ Date \_\_\_\_\_  
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U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

562592 13:21 20080312 IN:SSDEMAIL #59537 OUT:CODE0224C #6041

INVESTIGATIVE ACTION

28FEB08

CONTROL: 20FEB08-24IZ-0029-7HMA

V/JABAR, WALID TAWFIQ/CIV  
M/W/FNIQ/N//31DEC87/IRAQ  
SUPP: DETAINEE NUMBER [REDACTED]

High  
ba

RESULTS OF INTERVIEW OF [REDACTED] USMC

1. On 23Feb08, at approximately 1221, [REDACTED] USMC, was interviewed regarding the events surrounding the death of V/JABAR. The interview was conducted in the Joint Prosecution Exploitation Cell (JPEC) office spaces aboard Al Asad Air Base, Iraq.

2. [REDACTED] related he was familiar with V/JABAR, who he knew as Detainee [REDACTED]. [REDACTED] stated V/JABAR had a history of not cooperating with guards during his time at the Al Asad Regional Detention Facility (RDF). [REDACTED] recalled that he had heard of several instances of V/JABAR "dropping his weight" while being escorted at the RDF, and of V/JABAR refusing to get up to be escorted for head calls. [REDACTED] stated all of these incidents were documented, and that V/JABAR was given thorough check-ups by RDF medical personnel on a daily basis. [REDACTED] related that V/JABAR was unusually lazy and uncooperative, and that most detainees did not exhibit this level of difficulty.

3. [REDACTED] advised he believes V/JABAR would eat when given meals, though he does not know how much of those meals he ate. [REDACTED] related he knows RDF medical personnel had encouraged V/JABAR to drink water and at least eat some peanuts.

4. [REDACTED] related that on 19Feb08, he escorted V/JABAR from the RDF building out to the HUMINT Exploitation Team (HET) Compound for interrogation. [REDACTED] stated he, [REDACTED] and [REDACTED] took V/JABAR to Box One, a converted CONEX trailer used for interrogations. [REDACTED] related that he was holding the back of V/JABAR's belt while [REDACTED] and [REDACTED] were at V/JABAR's sides as they walked, and that V/JABAR had to be 'guided' at one point as he began to list to one side. [REDACTED] related that after they brought V/JABAR to Box One, he and the other guards released him from his restraints, and V/JABAR was sitting upright on his own and appeared to be alert and responsive. [REDACTED] stated he and the other RDF guards then left Box One, with [REDACTED] posting guard outside the door while [REDACTED] and [REDACTED] returned to the RDF building,

5. [REDACTED] recalled that [REDACTED] the interrogator in Box One, requested [REDACTED] the duty Corpsman, come to Box One shortly thereafter, and [REDACTED], and [REDACTED] all accompanied [REDACTED] out to the HET Compound. [REDACTED] stated he saw V/JABAR leaning against the table in Box One, and [REDACTED] began to check V/JABAR's vital signs, then sent [REDACTED] to go into the RDF building and retrieve his stethoscope. [REDACTED] related [REDACTED] retrieved the stethoscope, which [REDACTED] used to recheck V/JABAR's vital signs before calling for the Independent Duty Corpsman (IDC) on duty, [REDACTED] related that at one point, when [REDACTED] stepped out of Box One, [REDACTED] shift supervisor [REDACTED], asked him to check V/JABAR's pulse. [REDACTED] explained that he was a certified lifeguard, and when he

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PAGE 1

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EXHIBIT (4)

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**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

562593 13:22 20080312 IN:SSDEMAIL #59538 OUT:CODE0224C #6042

INVESTIGATIVE ACTION

28FEB08

CONTROL: 20FEB08-24IZ-0029-7HMA

V/JABAR, WALID TAWFIQ/CIV  
M/W/FNIQ/N//31DEC87/IRAQ  
SUPP: DETAINEE NUMBER [REDACTED]

*High  
b2*

RESULTS OF INTERVIEW OF [REDACTED] USMC

1. On 23Feb08, at approximately 1122, [REDACTED] USMC, was interviewed regarding the events surrounding the death of V/JABAR. The interview was conducted in the Joint Prosecution Exploitation Cell (JPEC) office spaces aboard Al Asad Air Base, Iraq.
2. [REDACTED] related he was familiar with V/JABAR, who he knew as Detainee [REDACTED]. [REDACTED] stated V/JABAR had a history of not cooperating with guards during his time at the Al Asad Regional Detention Facility (RDF). [REDACTED] related, as an example, that when the Sergeant of the Guard would come around the RDF to take a regular count, V/JABAR would make a show of attempting to get up and falling down in an exaggerated manner, tossing his water bottle into the air. [REDACTED] stated V/JABAR would go limp while being escorted somewhere he did not want to go, but would walk without assistance when it was something he wanted to do. [REDACTED] related V/JABAR was checked out by Corpsmen every time he pretended a fainting spell. [REDACTED] recalled that on one occasion, he and other RDF guards had brought V/JABAR to the RDF Medical section, and been advised by [REDACTED], an Independent Duty Corpsman (IDC) assigned to the RDF, to slowly release their hold on V/JABAR. [REDACTED] stated that V/JABAR appeared to pretend to faint once he realized he was no longer being supported, but caught himself from hitting the ground.
3. [REDACTED] stated he was on the convoy that transported V/JABAR to the Al Asad RDF, and that V/JABAR was cooperative and appeared fine at that time and during in-processing at the RDF. [REDACTED] advised his later behavior was unusual, and that most detainees were much more cooperative.
4. [REDACTED] stated V/JABAR was not eating during his time at the RDF, and that he had been told numerous times by interpreters and RDF medical personnel that he needed to eat. [REDACTED] related V/JABAR would frequently refuse meals and refuse to go to the bathroom. [REDACTED] stated RDF detainees were routinely fed three meals a day, but he had only seen V/JABAR eat a few peanuts. [REDACTED] related the RDF guards documented this, and informed medical personnel that V/JABAR wasn't eating. [REDACTED] stated he heard the RDF medical personnel had hooked V/JABAR up to IVs to feed him, but he had not personally witnessed this.
5. [REDACTED] related that on 19Feb08, he was on duty as the RDF Sergeant of the Guard, and he ordered [REDACTED] and [REDACTED] to escort V/JABAR out to the HUMINT Exploitation Team (HET) Compound next to the main RDF building. [REDACTED] stated V/JABAR was being brought to Box One, a converted CONEX container used to conduct interrogations of detainees. [REDACTED] explained that he wanted four guards

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EXHIBIT (5)

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U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

20FEB08-24IZ-0029-7HMA

28FEB08

SUBJ: V/JABAR, WALID TAWFIQ/CIV

to escort V/JABAR because of his habit of being uncooperative, and that most detainees only need two guards to escort them out. [redacted] related he was watching them escort V/JABAR from his duty desk, and that he set the camera in Box One to 'record' once V/JABAR was brought into Box One. [redacted] stated he watched on the monitor at his desk as V/JABAR was released from his handcuffs and belt by the guards, and [redacted] noted V/JABAR was sitting upright after they did.

6. [redacted] related he did not watch the interrogation as it took place, but that it had been going on for about 10 minutes when [redacted] came back to the RDF building from the HET Compound asking for the duty Corpsman. [redacted] stated he thought V/JABAR was faking a collapse, as he had in the past, but he informed the duty Corpsman, [redacted], and his Shift Supervisor, [redacted]. [redacted] related [redacted] went into Box One and checked V/JABAR's vital signs, then came back in and asked [redacted] to call the IDC on duty, [redacted] to come down to the HET Compound. [redacted] advised [redacted] came, a "Code Medical" was sounded shortly thereafter, and an ambulance was called to the RDF. [redacted] related that he went out to the HET Compound a short while after and told [redacted] and [redacted] to escort a second detainee back into the RDF in order to clear out the HET Compound. [redacted] stated that while he was in the HET Compound, he saw [redacted] conducting CPR on V/JABAR. [redacted] related he went back into the RDF, and that an ambulance arrived at about 1600. [redacted] advised that the ambulance left with V/JABAR at 1610, evacuating V/JABAR from the RDF to the Al Asad Combat Surgical Hospital (CSH).

7. [redacted] related he stood hospital watch later that night, while V/JABAR was on life support at the CSH. [redacted] stated he was told by medical personnel at the CSH that V/JABAR probably would not last long. [redacted] related no further pertinent information.

BIOGRAPHICAL DATA

EMPLOYMENT: GUARD, AL ASAD REGIONAL DETAINMENT FACILITY, F CO, 1/10 MARINE REGIMENT

SSN: [redacted]
DOB: [redacted]
POB: [redacted]

REPORTED BY: [redacted] Special Agent
OFFICE: NCISRA Iraq, Camp Al Asad

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STATEMENT

[redacted] : Camp Al Asad, Iraq  
[redacted] : March 4, 2008

I, [redacted], USN(R), make the following free and voluntary statement to [redacted] whom I know to be a Representative of the United States Naval Criminal Investigative Service. I make this statement of my own free will and without any threats made to me or promises extended. I fully understand that this statement is given concerning my knowledge of the detainee Walid Tawfiq JABAR

For the purposes of identification I am a [redacted] year old [redacted] male and my social security number is [redacted]. I was born in [redacted] on [redacted]. I am approximately [redacted] feet tall, weigh [redacted] pounds, and have [redacted] eyes and [redacted] hair. I am currently assigned to Seal Team One, Camp Al Asad, Iraq as an interrogator.

The first time I met the detainee, who I knew as Walid, was approximately two days after he got here, I believe it was around February 8<sup>th</sup> 2008. Around midnight I went to the RDF to interrogate Walid, and upon seeing him I noticed he had trouble getting up and out of his cell. He had to be assisted by the guards on this occasion and once he was up, he would continuously fall into the guards. I noticed that when Walid would do this, he would always fall into the guards, making sure he was supported, so as not to fall to the floor.

As per the RDF procedures the detainees are medically screened before and after all interrogations. Once Walid was up and supported by the guards, he was brought to the RDF medical for a screening. I saw that once Walid was placed into a chair in the medical area, he slowly went to the ground. I also thought this looked strange because it seemed as though Walid was again acting like he was injured. I say this because when he went down to the ground, he first looked around, then put his hands out to catch himself. If someone was really passing out they would not do it slowly, or use their hands to break their fall.

While the guards and the corpsman were doing their best to deal with Walid, I was outside medical asking the remaining guards if this was normal behavior for this particular detainee. The guards indicated that this was a normal occurrence with Walid, and that once he was in his cell, he was o.k. The guards joked that Walid deserved an award for his acting abilities. I told the guards to make sure that Walid was medically cleared, and that I would be back to interrogate him in 24 hours.

On February 9th, I went back down to the RDF for Walid's interrogation. Once I got there it was the same scenario as the night before. Walid was pretending to fall down, but only did so on to the guards. He was brought to medical and he basically did the same thing. After he was medically cleared for interrogation, I had him brought to the interrogation room. Due to Walid continuing to pretend he was sick, I was beginning to get the impression that Walid was doing this to get out of being questioned.

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[redacted]

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on March 4, 2008

Once Walid was brought to the interrogation room I began to ask him the basic non-sensitive questions. During questions about his sisters, mother, brothers, etc he was fine. Once I began asking Walid about his uncle, who was another detainee, he began acting sick again. He did this by groaning, moaning, and attempting to fall out of his chair. I purposefully left his handcuffs on as a deterrent to keep him from falling over, and it worked for a period of time. I could see that Walid was looking around and down at the ground, judging it to see if he could fall without hurting him self.

At one point during the interview he leaned forward as far as he could in his chair, and using the wall to lean on, slowly slid out of the chair and onto the floor. Once he was down, he looked up at me in amazement, almost like he was impressed he fell with out hurting him self. At that point I just called the guards, who placed him back into his chair. Once back in his chair, I could tell he was very mad. I could tell this by his body language and the way he stopped being cooperative during the interview. He would still answer questions, but just with what I would call more attitude.

Due to him being non corporative by moaning very loudly over my questions, trying to blow snot on my pants legs, and claiming he was dizzy, I told the guards I wanted to make Walid stand up, vice sit down in his chair. The guards came in and made him stand, however Walid began leaning on the wall for support. I stood close to him, so he could not fall forward. Once he saw that I would not move to let him fall, he started to slide down the wall into a sitting position. Once he was in a sitting position, I would just start to lift him back up, and he would stand under his own power. He was able to stand on his own with out any problems. I know this due to when I touched his armpit to lift him he would just simply stand up.

After I kept him from sliding down the wall, he began moving to the chair that was close to where we were standing. Walid came off the wall, faced me and took a few steps backward to where he thought the chair would be. He attempted to fall into the chair from a standing position; however I caught him by his shirt before he fell. He did not see exactly where the chair was, and if he would have injured himself. He began fighting me to get into the chair, he did this by forcefully putting his weight against me. This was not a fall like he was sick it was a fall like he was attempting to get his way and sit down. I called the guard for assistance, and the guard made him stand next to the wall. Walid was then put into the chair. Once he was in the chair Walid started crying, saying that he was tired and that he would tell me everything tomorrow. I told him I wanted him to make sure he was not lying to me and that I had more questions for him. At that point he began moaning, telling me in English that he wanted to go.

After he stopped moaning we began talking, and he began giving me information. I believe he began talking because he knew he could not control the interview. After I got a bit more information, I terminated the interrogation. I called the guards and when they arrived, Walid apologized to them, saying he would not act like he did before and would cooperate in the future. The guards then took him back to his cell with out issue.

548

on March 4, 2008

I saw Walid the following night I think it was February 10<sup>th</sup>. Walid walked out of the RDF unassisted and into the interrogation room. Walid began talking to me very openly with out issue, until we began getting into specifics about his uncle and terrorist activity. When we began talking about that, Walid began acting sick again, moving his head from side to side, shoulder to shoulder. He answered a few questions, however did not answer sensitive questions. The interview lasted maybe two hours with no issues, other than his smell. Walid smelled very bad due to his refusal to bath. Once we were done, he was brought back to his cell. After that interview it was the last time I saw or dealt with him.

I believe that Walid would act sick in order to get out of answering sensitive questions. I say this due to him acting normal and corporative during simple questions and when not put on the spot. However when ever a sensitive question was asked of him, he would begin his temper tantrum.

This statement, consisting of this page and 2 other page(s) was typed for me by [REDACTED] as we discussed its contents. I have read and understand the above statement. I have been given the opportunity to make any changes or corrections I desire to make and have placed my initials over the changes or corrections. This statement is the truth to the best of my knowledge and belief.

Signature: [REDACTED]

Sworn to and subscribed before me this 4 day of MARCH in the year 2008 at

M-ASAD 12

Witnessed: [REDACTED]

[REDACTED]  
Representative, Naval Criminal Investigative Service  
AUTH: DERIVED FROM ARTICLE 136,  
UCMJ (10 U.S.C. 936) AND 5 U.S.C. 303

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**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

562594 13:22 20080312 IN:SSDEMAIL #59539 OUT:CODE0224C #6043

INVESTIGATIVE ACTION

23FEB08

CONTROL: 20FEB08-24IZ-0029-7HMA

V/JABAR, WALID TAWFIQ/CIV  
M/W/FNIQ/N//31DEC87/IRAQ  
SUPP: DETAINEE NUMBER [REDACTED]

**High b2**

RECEIPT OF RDF RECORDS

1. On 22FEB08, Reporting Agent (RA) met with 1st [REDACTED] USMC, Camp Al Asad, Iraq, Regional Detention Facility (RDF), Officer In Charge (OIC), in reference to V/JABAR's death. [REDACTED] provided RA with all the relevant records, enclosure (A), in reference to V/JABAR's medical treatment while in the custody of the RDF.
2. [REDACTED] indicated V/JABAR had a known history of "faking" illness, self induced vomiting, and refusing to eat or drink. According to [REDACTED] V/JABAR had also been under the care of the medical staff attached to the RDF due to his refusal to eat and drink, and due to his legitimate medical complaints.
3. Due to V/JABAR's death, [REDACTED] obtained sworn statements from all USMC and USN personnel that came into contact with V/JABAR. The statements detail the actions of the USN medical personnel, the USMC guards, and the USN interrogator and civilian linguist that were interrogating V/JABAR when he passed out. Enclosure (B) through (J) are copies of the statements.

ENCLOSURE(S)

- (A) RDF Medical records/19FEB08 (Copy)
- (B) Sworn statement of [REDACTED]/19FEB08 (Copy)
- (C) Sworn statement of [REDACTED]/19FEB08 (Copy)
- (D) Sworn statement of [REDACTED] 19FEB08 (Copy)
- (E) Sworn statement of [REDACTED]/19FEB08 (Copy)
- (F) Sworn statement of [REDACTED]/19FEB08 (Copy)
- (G) Sworn statement of [REDACTED] 19FEB08 (Copy)
- (H) Sworn statement of [REDACTED] 19FEB08 (Copy)
- (I) Sworn statement of [REDACTED] 19FEB08 (Copy)
- (J) Sworn statement of [REDACTED] 19FEB08 (Copy)

BIOGRAPHICAL DATA

EMPLOYMENT: RDF, CAMP AL ASAD IRAQ  
SSN: [REDACTED]  
DOB: [REDACTED]  
POB: [REDACTED]

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REPORTED BY: [REDACTED], Special Agent  
OFFICE: NCISRA IRAQ, CAMP AL ASAD

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NAVAL CRIMINAL INVESTIGATIVE SERVICE

DELETED PAGE INFORMATION SHEET

Page(s) <sup>5</sup> 51-88, Encl. (A) - (J) \_\_\_\_\_

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UNITED STATES MARINE CORPS FORCES  
CENTRAL COMMAND  
7115 S. BOUNDARY BLVD., BLDG 535  
MACDILL AFB, FL 33621-5101

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STATEMENT

Place : Camp Al Asad Iraq

Date : February 23, 2008

High 02

[redacted] USN, make the following free and voluntary statement to [redacted] whom I know to be a Representative of the United States Naval Criminal Investigative Service. I make this statement of my own free will and without any threats made to me or promises extended. I fully understand that this statement is given concerning my knowledge of Walid Tawfiq JABAR [redacted]

For the purposes of identification I am a [redacted] year old male and my social security number is [redacted]. I was born in [redacted] on [redacted]. I am approximately [redacted] inches tall and weigh [redacted] pounds, and have [redacted] hair and [redacted] eyes. I am currently assigned as the Independent Duty Corpsman (IDC) at the Al Asad Regional Detention Facility (RDF), Camp Al Asad Iraq [redacted]

I first came into contact with Detainee [redacted] who I now know is Walid Tawfiq JABAR, on 12FEB08 at approximately 1608 when he was processed into the RDF. When he was brought to me, I asked him about his medical history. He told me, through our interpreter, that he had a kidney problem. I attempted to get further information, however JABAR just said he was told he had a kidney problem by a local doctor and could provide nothing further. JABAR also had medication on his person that he said was given to him. The medication he had was hydrocortisone, I again asked him why he was taking the medication, and again, he just told me it was given to him to take by a doctor. Since the dosage he had was so low, I decided it was o.k. to keep him on the medication. I was more worried that stopping the medication was more dangerous than letting him continue, due to me not being able to find out exactly why he was taking it. Additionally JABAR denied that he had any additional medical problems while he was being processed into the RDF. Due to his self described kidney problems, I informed him to continue drinking water, and he agreed [redacted]

The next time I saw JABAR was on 14FEB08 at approximately 1055 during sick call. I perform sick call once a day, unless a detainee needs medical treatment sooner. When I got to his cell, one of the USMC Guard Force members told me JABAR had thrown up in his cell I saw the vomit and noticed it appeared to be water. I asked JABAR why he had thrown up, and he told me that he did not know why he threw up. At that point he acted like he passed out. I then entered his cell and held an ammonia inhaler under his nose, and he immediately woke up. JABAR then closed his eyes again, so I placed the same inhaler under his nose again. I could see that JABAR then began holding his breath, so I shook his arm. He did not move after I shook his arm, so I performed a sternum rub and he woke up [redacted]

After he woke up I completed a medical examination on JABAR and could find nothing wrong with him. The exam consisted of checking his vitals and a head to toe complete physical exam. Afterwards I asked him why he was acting like he was sick, and he told me his kidneys were tired. At that point I told him to stop acting like he was sick, because I would not be able to accurately tell when he was really sick. JABAR indicated he understood and said he would stop. We then cleaned up his cell and he was taken by the Guard Force guys to take a shower. I watched him as he left and observed that he had no problems. I then left and continued conducting sick call [redacted]

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on February 23, 2008

Next saw JABAR the same day at approximately 1223. I wanted to check on his progress and I saw him attempt to make him self throw up. He would put a piece of food on his tongue and attempt to dry heave. I did not actually see him throw up. I went to his cell and asked him why he would do that, he told me his stomach felt funny. I told him that if he ate, I would give him medication to help him not throw up. JABAR agreed to that and began eating. I waited a little bit to see if he would throw up and he did not. Just to be on the safe side I gave him Phenergan so he would not throw up. Once I gave JABAR the medication I told the Guard Force to keep and eye on him because the medication would make him drowsy. At that point I left the cell and went back to work.

At approximately 1602 the same day the Guard Force guys told me that JABAR was refusing to eat or drink. I went to his cell and examined him. I woke him up and asked him why he refused to eat, however he did not answer. I then checked his mouth, lips, his fingertips, and looked at his urine bottle. I noticed he appeared mildly dehydrated due to his urine being dark yellow, and his mucosal membranes being a bit dry. I told JABAR I could give him an IV to help him get re-hydrated and he agreed. At that point he was brought to my office and I administered the IV. The IV contained normal saline and electrolytes. JABAR took three full bags of IV, and was then brought back to his cell.

The next time I dealt with JABAR was during sick call on 16FEB08 at approximately 1035. I asked him how he was feeling and he told me he felt like he had to throw up. I had him drink some water and drink some pepto bismal. A short time after that, JABAR attempted to throw up. I again asked him why he was trying to throw up and he said no. I then asked him to try to eat or drink, and he again said no. I then told him I could give him medication to keep him from throwing up if he ate, and he agreed. I then gave him Phenergan and continued sick call. On my way back he was asleep in his cell. I also noticed he had not eaten.

At approximately 2000, the Guard Force told me that he refused all meals. When I went to his cell, I noticed he had only drank one and one half bottles of water. The Guard Force also advised me he had attempted multiple times to make himself throw up through out the day. I told him I could give him and IV to assist with his hydration, and he agreed. So I moved him to my office and administered two bags of the same solution he had received before. Once the IV was administered JABAR was moved back to his cell.

At 2135 the same day I observed him, from the medical office, attempting to make him self throw up. He was doing the, as he commonly did, by sticking his finger down his throat. I went over and asked him why he was attempting to make himself throw up, and he told me because he did not want to eat. I explained to him that he should stop and it was not good for him. At that point he pretended to pass out. He was sitting on his mat and looked over to his side and slowly laid down, then once down, he closed his eyes. I watched him for about 20 seconds when I noticed him open his eyes and look around to see who was watching him. He saw me looking at him and he kept his eyes on me. I had him sit up and drink some water. I told him again to stop pretending because we would not know if he was really sick. He said he understood. Then he just gave me the deer in the headlights look and would not answer anymore questions. So at that point I went back to the medical office.

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J 90

on February 23, 2008

On 17FEB08 at approximately 1730, I noticed JABAR laying in his cell, and I was told by the Guard Force he had not eaten any of his three meals, and had only drank two bottles of water. I looked at his urine bottle which looked straw colored, which to me meant he was hydrated. I asked JABAR why he was not eating and he told me he did not want to throw up. I told him if he did not stick his finger down his throat he would not throw up. After saying that, he just looked at me and did not say anything. I got a chair and sat it in front of his cell, and told him he needed to eat. He sat up and ate three bags of peanuts and drank a half bottle of water. I gave him an over the counter multivitamin, and he then laid down and went to sleep.

On 18FEB08 at approximately 0930, while conducting sick call, the Guard Force again told me JABAR had not been eating. I also saw his food, untouched, in his cell. I asked him why he was not eating, and he responded by saying he felt good. I asked him again why he did not eat, and he again said because he felt good. I sat in front of his cell again, and had him eat one fruit snack and two packages of peanuts. He also drank three fourths of a bottle of water. Afterwards he just laid down and went to sleep. I then went about continuing sick call for the rest of the detainees.

At approximately 1248, I sat down with him again and just talked to him. I began to notice a pattern with JABAR, wherein he would only eat if I was sitting with him. I got JABAR to eat two packages of peanuts and one half a bag of bagel chips. JABAR also had one half of a bottle of water. Afterwards I asked him how he was feeling and he said he was feeling better. I noticed his urine bottle was half full and bright yellow. That to me meant he was hydrated. I also noted he had not thrown up for the previous two days.

At 1641, I sat down with him again, as the trend I had previously noticed continued, and he ate three bags of peanuts and drank one half bottle of water. He then got up from the seated position with out any problems, he did not act like he was dizzy, or that he had any problems for that matter. JABAR then urinated and filled the bottle approximately halfway. His urine was light yellow, which again indicated he was hydrated. After he was done, I asked him how he was doing and he told me he felt good. I then went back to my duties.

On 19FEB08, sometime in the late afternoon I was notified by our react sergeant that I was needed in the RDF immediately. I was in the barracks at the time, so I ran from there to the detention facility. Upon my arrival I asked the guard who let me into the facility what the problem was, and he said I needed to go to the HET compound. I went into the HET compound and noticed Guard Force members standing right outside the interrogation booth. I went inside and saw the other IDC, [redacted] and [redacted], who was the NSW interrogator, performing CPR on a detainee I later learned was JABAR. I asked what happened and was told he had just collapsed. I saw that the AED was attached to JABAR and was reading no shock advised. I felt JABAR for a pulse, and found none. I had the HMI's continue CPR.

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Jal

Continuation of voluntary sworn statement

on February 23, 2008

I asked one of the Guard Force guys to retrieve my advanced airway kit and my heart monitor. Once I had them, I attached the heart monitor, and had them stop CPR so I could see if there was electrical activity in the heart. At that time he was flat lined, so I had the HM1's continue CPR. I then moved to JABAR's head and intubated him with endotracheal tube. [redacted] began ventilating him with a bag valve mask. I then had [redacted] switch out with a Guard Force member doing chest compressions, and had him begin an IV. At that point the Ambulance arrived, and I asked the paramedic for one milligram of epinephrine. The paramedic gave me the medication and I then administered it to JABAR. CPR was continued, and the Ambulance crew attached their heart monitor and we removed ours. I gave one milligram of atropine, via IV, to JABAR and CPR was continued. I noticed a rhythm change on the heart monitor, and we stopped CPR and checked for a pulse. JABAR had a pulse, so the ambulance crew checked for blood pressure, however he was still not breathing. At that point I began rescue breathing, JABAR was moved to the Ambulance and was transported to the hospital [redacted]

During transport I continued rescue breathing, via the bag. Once we arrived at the hospital I turned care over to the hospital staff. Once JABAR was in the hospital, I answered several questions the hospital staff had regarding the emergency care JABAR had received up to that point. After answering the questions I went back to work at the RI [redacted]

This statement, consisting of this page and 3 other page(s) was typed for me by [redacted] as we discussed its contents. I have read and understand the above statement. I have been given the opportunity to make any changes or corrections I desire to make and have placed my initials over the changes or corrections. This statement is the truth to the best of my knowledge and belief [redacted]

Signature [redacted]

Sworn to and subscribed before me this 23 day of FEB in the year 2008 at

AL ASAD (RAO)

Witnessed [redacted]

[redacted] SPECIAL AGENT

Reserve, Naval Criminal Investigative Service  
AUTH: DERIVED FROM ARTICLE 136,  
UCMJ (10 U.S.C. 936) AND 5 U.S.C. 303

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**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

562595 13:23 20080312 IN:SSDEMAIL #59540 OUT:CODE0224C #6044

INVESTIGATIVE ACTION

01MAR08

CONTROL: 20FEB08-24IZ-0029-7HMA

V/JABAR, WALID TAWFIQ/CIV  
M/W/FNIQ/N//31DEC87/IRAQ  
SUPP: DETAINEE NUMBER [REDACTED]

**High b2**

**b7E**

RESULTS OF INTERVIEW OF [REDACTED], USMC

1. On 23Feb08, [REDACTED] USMC, [REDACTED] Regional Detention Facility (RDF), Camp Al Asad, Iraq was interviewed. [REDACTED] said that on 19Feb08, he was tasked with assisting in the movement of V/JABAR from his cell in the RDF to a conex box to be interrogated.

2. [REDACTED] works in a different part of the RDF than where V/JABAR was housed, and did not have previous contact with him. [REDACTED] noticed nothing unusual about V/JABAR during the move. V/JABAR was moving under his own power and responding to instructions. V/JABAR [REDACTED] handcuffed, and tried to sit with no chair beneath him when he entered the conex box. Approximately one in four detainees exhibits similar behavior. V/JABAR then stood back up, partially with help and partially under his own power. Per the interrogator's instructions, V/JABAR's handcuffs were removed and he was seated. [REDACTED] then went back to work.

3. About fifteen to twenty minutes later [REDACTED] located [REDACTED] at the RDF and said the interrogator needed a corpsman. Another person (NFI) got a corpsman (NFI), and the group jogged together to the conex box. Once inside, the corpsman took V/JABAR's pulse and said he needed a stethoscope. [REDACTED] ran back to the RDF and retrieved a stethoscope, returning about one minute later.

4. The corpsman continued to work on V/JABAR, and called for the duty Independent Duty Corpsman (IDC). When the duty IDC arrived and spoke with the junior corpsman, the IDC called a medical code blue. A second IDC arrived (NFI), as well as the Officer In Charge (NFI) and Security Chief (NFI) [REDACTED] stood in the back of the conex box, and others were inside and outside the box. The three IDC's worked on V/JABAR, using a machine with leads attached to V/JABAR's torso that read, "Stand back," and, "No shock needed." Someone, possibly the junior corpsman, brought a stretcher into the box. [REDACTED] helped position V/JABAR on the stretcher. The interrogator performed chest compressions on V/JABAR, relieved by [REDACTED]

5. [REDACTED] was then informed another detainee needed to be moved in an unrelated matter. [REDACTED] left with [REDACTED] to attend to the other detainee. [REDACTED] had no further contact with V/JABAR.

**BIOGRAPHICAL DATA**

EMPLOYMENT: U.S. MARINE CORPS

**b6 b7c**

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PAGE 1

EXHIBIT (9)

**WARNING**

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**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

20FEB08-24IZ-0029-7HMA

01MAR08

SUBJ: V/JABAR, WALID TAWFIQ/CIV

SSN: [REDACTED]  
DOB: [REDACTED]  
POB: [REDACTED]  
RESIDENCE: SEE CASE FILE

REPORTED BY: [REDACTED] Special Agent  
OFFICE: NCISRA Iraq, Camp Al Asad

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PAGE 2 LAST ~~1~~ V2 LNY

\_\_\_\_\_ Date \_\_\_\_\_ Insert  
\_\_\_\_\_ Date \_\_\_\_\_ 200

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STATEMENT

High ba

Place : NCIS Office, Al Asad, Iraq  
Date : February 24, 2008

I, [redacted] make the following free and voluntary statement to [redacted] whom I know to be a Representative of the United States Naval Criminal Investigative Service. I make this statement of my own free will and without any threats made to me or promises extended. I fully understand that this statement is given concerning my knowledge of the death of detainee [redacted]

For purposes of identification I am a Hospital Corpsman First Class in the United States Navy, assigned to SEAL Team One in Al Asad, Iraq. I was born on [redacted] in [redacted], A, and my social security number is [redacted]

I first learned about detainee [redacted] on about 17Feb08. I knew we had detainees in the RDF, but didn't know their backgrounds at that point. I talked to [redacted] and we decided I was going to interview 10821. The detainee was related to detainee [redacted], who admitted to having insurgent ties. We wanted to determine [redacted] knowledge about this [redacted]

[redacted] told me he tried to interview [redacted] twice before. The first time, [redacted] said the detainee pretended to pass out. [redacted] said he knew he was pretending because he appeared to make sure he didn't hit his head or injure himself when he fell. He said he cut the session to give it 24 hours to make sure the detainee was medically cleared. [redacted]

The next day, he interviewed [redacted] again. [redacted] said he could get him to talk about day to day stuff not related to insurgency. When he tried to talk about insurgency, [redacted] pretended to pass out again. [redacted]

On the 18<sup>th</sup>, I tried to interrogate [redacted] but there was nobody there to sign the interrogation plan. On the 19<sup>th</sup>, I got the interrogation plan signed and presented it to the RDF. I waited in the interrogation box with [redacted] the interpreter, for 10 or 15 minutes until 4 guards came with [redacted]. The guards were telling me that [redacted] had a history of pretending to pass out. I asked if he had been medically cleared today. They said yes. [redacted]

[redacted] responded to verbal commands. He stepped up when they told him to when entering the box. [redacted] The guards asked if I wanted his cuffs on or off, and I said to take them off. [redacted] slumped over as a guard held him up from behind as they were removing his cuffs. After that, he was guided to a chair. He seemed to sit in the chair under his own power. His eyes were open and he was looking at me. He looked at me for a little while, and then he looked at the floor. He looked towards the table. He slid down in his chair, leaned over to the side, and out his head on the table. [redacted]

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I was talking to him, telling him the guard force was gone and he could quit acting. I said we only had a few questions for him and that if he didn't act like he was healthy, we wouldn't be able to release him because we didn't want to release him with a health condition. He was mostly looking at the wall when I was talking to him. Sometimes he looked at me. He didn't say anything. [redacted]

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on February 24, 2008

High b2

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After a while, I stopped talking and watched him. I could see his stomach. I could tell he was still breathing. I thought that if we waited him out, he might quit acting

As an interrogator, I am prohibited by SOP from touching a detainee. As a corpsman, I tried to monitor visually. He exhibited no agonal breathing, which would indicate respiratory distress. As I noticed his breaths had slowed down, I timed him for one minute. He had 5 breaths, about half of what I would estimate when he arrived in the box. I immediately went outside and got the guard and told him to bring medical with a pulse oximeter. I went back inside. I saw no change in the detainee. I waited what was probably a couple minutes. The corpsman had not yet arrived. I told the guard we were done with the session because the detainee wasn't looking good and needed medical attention.

Arrived and he brought the pulse oximeter up. He placed the pulse oximeter on the detainee's finger. It read 95% O2 saturation with a 312 beats per minute pulse. I felt it was a false reading due to the excessive pulse. Also, with the amount of respirations the detainee had, I didn't think he'd be getting 95% O2. Switched to another finger to get a better reading. It didn't get a reading. Tried to take a radial pulse. After he tried to take a radial pulse, he tried to feel for a pulse over the heart, and then he asked a Marine to go and get his stethoscope. When the Marine came back with his stethoscope, listened for a heartbeat and then asked the guard to get the IDC.

Continued to work on the detainee. At some point, he left for a while. At some point, the IDC arrived, and at some point arrived. The IDC checked for a heartbeat and told the Marines to get the guy out of the chair and put the guy on the floor. He rechecked for a heartbeat and he told to go get a pocket mask, and told the guard to call a Code Blue. He then asked the Marines if anybody knew how to do CPR. I told the IDC that I was an IDC as well and I could do CPR. At that point, in my mind, I had to act as a medical professional and cease to be an interrogator. I started doing chest compressions and the other IDC was doing respirations.

I asked if they had an AED. Somebody went and got the AED and brought it in. I think hooked up the AED. I placed the pads on the patient turned the AED on and we stopped CPR so the AED could analyze. The AED advised there was no shock necessary and we continued CPR. After about four cycles of CPR, the AED analyzed again. Once again, it said no shock necessary. We continued CPR and then the AED analyzed again and determined there was no shock necessary. Then, a Marine that knew CPR replaced me doing the compressions.

Another IDC, came in. He hooked up a three lead EKG. After that, he had a Marine go get his laryngoscope set so he could intubate the patient. As was intubating, I started an IV of normal saline. I continued to monitor the IV after that to make sure it was still flowing. Then, the ambulance showed up after that.

The ambulance crew showed up with their defibrillator and detached his three lead EKG so the paramedics could attach their defibrillator. Asked the paramedic if he had epinephrine, because it was determined that he had a non-shockable rhythm. He gave the epinephrine via the IV and then he followed it up with another medication intravenously as well. I don't know what

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Continuation of voluntary sworn statement

on February 24, 2008

medication was. The patient's heart seemed to respond to the drugs and his heart started to beat again. At that time, we lowered him onto the stretcher and put him in the ambulance.

This statement, consisting of this page and 2 other page(s) was typed for me by [redacted] we discussed its contents. I have read and understand the above statement. I have been given the opportunity to make any changes or corrections I desire to make and have placed my initials over the changes or corrections. This statement is the truth to the best of my knowledge and belief

Signature: [redacted]

Sworn to and subscribed before me this 24<sup>th</sup> day of February in the year 2008 at

NCIS Camp Al Asad, Iraq

Witness: [redacted]

Representative, Naval Criminal Investigative Service  
AUTH: DERIVED FROM ARTICLE 136,  
UCMJ (10 U.S.C. 936) AND 5 U.S.C. 303

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592

STATEMENT

Place : Camp Al Asad Iraq

Date : February 24, 2008

I, [REDACTED] Civilian [REDACTED] make the following free and voluntary statement to [REDACTED] whom I know to be a Representative of the United States Naval Criminal Investigative Service. I make this statement of my own free will and without any threats made to me or promises extended. I fully understand that this statement is given concerning my knowledge of the Detainee death on 19FEB08

For purposes of identification I am a naturalized American citizen and my social security number is [REDACTED]. I was born in [REDACTED] on [REDACTED] but moved to the United States in July of 1971. I am approximately [REDACTED] feet [REDACTED] inches tall and weigh [REDACTED] pounds. I am currently employed by L3 Communications as a Category 2 linguist, and am assigned to the NSW Team in Al Asad Iraq.

On 19FEB08, at approximately 1430, [REDACTED] picked me up from the NSW compound and told me that we had an interrogation to do at the Regional Detention Facility (RDF). I said O.K. and we left the NSW area and drove to the RDF. [REDACTED] knew about the interrogation of this specific Detainee from orders received from his boss. I assumed that is how [REDACTED] knew who we were going to interrogate.

When we got to the RDF, [REDACTED] signed all the appropriate documentation necessary to conduct an interrogation and we were allowed into the HET compound. We then both went to the interrogation room and set it up in preparation for the interrogation. By set it up, I me arrange the chairs and turn on the heater do to the cold weather.

Once the room was set up, we both waited for the Detainee to enter to room. It was about 10 to 15 minutes later when the detainee was brought in. This was the first time I had ever seen this particular Detainee. It only usually takes 2 guards to bring a Detainee into the room, however this time the Detainee was accompanied by four guards. I attributed this to the Detainees condition, by condition, I mean he looked very weak and was passing out. The guards mentioned this particular detainee had a history of "faking" during interrogations. At that point [REDACTED] asked one of the guards if he would stand by right outside the interrogation room just in case the Detainee had a medical issue, and the Marine guard said that he would. I don't remember that Marines name. I also remember [REDACTED] asking the guards if the Detainee had been medically cleared for interrogation and the guards said that the Detainee was cleared.

The Detainee was seated and he almost immediately slumped over. His head ended up resting on the table. I took this to mean that the Detainee was faking it, due to what the Marines said and from what I could see from sitting behind him. The guards had already left and it was just me and [REDACTED] with the Detainee. [REDACTED] looked at the Detainee and told me to tell him to stop faking and that he only wanted to ask a few question, then the Detainee would be able to return to his cell. I repeated this in Arabic a few times; however the Detainee did not answer me. While I was sitting behind him I noticed that liquid was dripping from the Detainee and hitting the floor. I told [REDACTED] about the liquid and [REDACTED] told

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Statement of voluntary sworn statement

[redacted], Civilian

on February 24, 2008

[redacted] me it was just saliva from his mouth. I then got up and looked at the Detainee from the side and I [redacted] could see his eyes moving a little and I could hear him breathing.

I went back to my chair and waited for [redacted] to tell me what to translate next. [redacted] asked me to tell [redacted] him again to stop faking, which I did, however the Detainee did not respond. I then smelt what I thought was feces, so I looked at the Detainees bottom and I noticed it was wet. I told [redacted], and he came around and looked at it. After seeing it he went to the door and called for the guards.

The guards came in, looked at the Detainee, and called the medical people. I believe when the medical people arrived they checked his pulse and began CPR. There were several people in the room at that time, so one of the medical guys asked us to leave the interrogation room. I left the room and stood [redacted] outside. I did notice that [redacted] was helping the medical people with the Detainee. The ambulance arrived as well as other medical people, and they began working on the Detainee. The Detainee was then taken by the ambulance to the hospital.

At that point and [redacted] and I went back to the RDF and filled out some reports about what happened. After we were finished we left the RDF and returned to the NSW camp. By the time we got back it was about 6:00 so we went to dinner. Afterwards, we both wondered why the Detainee was he let into the [redacted] interrogation room. We both guessed it was due to his history, according to the guards, that he was faking it.

This statement, consisting of this page and 1 other page(s) was typed for me by [redacted] as [redacted] we discussed its contents. I have read and understand the above statement. I have been given the opportunity to make any changes or corrections I desire to make and have placed my initials over the changes or corrections. This statement is the truth to the best of my knowledge and belief.

Signature: [redacted]

Sworn to and subscribed before me this 24 day of Feb in the year 08 at

ALASAD IRAQ

Witnessed: [redacted]

Federal Bureau of Investigation  
AUTH: DERIVED FROM ARTICLE 136,  
UCMJ (10 U.S.C. 936) AND 5 U.S.C. 303

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STATEMENT

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Place: Al Asad, Iraq

Date: 23Feb08

[redacted] make the following free and voluntary statement to [redacted] whom I know to be a Representative of the United States Naval Criminal Investigative Service. I make this statement of my own free will and without any threats made to me or promises extended. I fully understand that this statement is given concerning my knowledge of events around the death of a detainee at Al Asad Airbase, Iraq.

For purposes of identification, I am an HM3 in the United States Navy. I am temporarily assigned to Task Force Military Police, 1/10 Fox Battery, Al Asad Airbase, Iraq. I was born on [redacted] in [redacted] and my social security number is [redacted].

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On 19Feb08, I was the duty corpsman in the RDF when some guards brought in detainee [redacted] for a scars and marks examination. I remember him previously being on the meds list, but there was nothing significant about it. He had been taking a hydrocortisone pill once a day. He came in with the medicine. I don't know what it was for, but it would be on his detainee record. During the scars and marks examination, the detainee seemed normal. He was moving under his own power and was doing what I asked him to do. There were no new scars or marks on his body. After the examination was finished, the guards left with him.

Less than a half hour later, a guard came to get me. He delivered the message that I needed to bring a pulse ox to the conex box. I immediately got a pulse ox and went to the box. When I got there, I saw the detainee in the chair with his back to me leaning on the table. I used the pulse ox to check the oxygenation of his blood. I didn't get a good reading, so I switched it to the other hand. I got an O2 sat and a pulse reading. I don't remember the numbers. The detainee seemed conscious based on his muscle response, but he was not talking or moving around. I sent one of the guards to get my stethoscope. The detainee had a weak pulse and shallow breathing. I kept monitoring him. The guard came back with my stethoscope. I listened to the detainee's heart and lungs. The sounds were faint.

The detainee's condition appeared worse than I first observed. Previously, the interrogator informed me he was an Independent Duty Corpsman. I felt comfortable leaving the detainee in his care while I went to get more equipment and contact our duty IDC. I left the box and had to wait for somebody to open the gate. I don't know how long it took. I was just concentrating on getting equipment as fast as I could. When I got to the office in the RDF, I passed the SOG and told him I needed the Duty IDC to get to the RDF as soon as possible. I grabbed the propaq, our crash bag, and a med bag.

[redacted] and I got to the HET compound at the same time, and we were both waiting for somebody inside to open the gate back up. We went together to the conex box right after that. When [redacted] got there, he took over. He had us get the detainee out of the chair and onto the floor. He did a sternum rub and listened for breath sounds.

5100

STATEMENT

He directed me to get blood pressure. While I was putting the cuff on the detainee's arm, he and the interrogator began CPR. started at the head while the interrogator did chest compressions. had me get out the AED. I gave the paths to the interrogator and he put them on the patient. I continued trying to get a blood pressure while handled the AED. The AED said shock was not necessary. and the interrogator started CPR again.

wanted a bag valve mask, and I went to get one. As I was getting out of the gate, and I crossed paths. He was on his way to the box. I looked for a bag valve mask, but couldn't find one. As I continued to look for the mask, runners came to me and asked me for other equipment. I got it for them and they ran back to the box with the equipment.

didn't find a mask. As I went back out, I saw an ambulance arrive. One of the Marines came up to me and told me they needed me to go to my office and do a scars and marks examination on another detainee. I continued with my work. I had no further interactions with detainee # until I was told to write a statement for my OIC to sign.

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This statement, consisting of this page and 1 other page(s), was typed for me by. we discussed its contents. I have read and understand the above statement. I have been given the opportunity to make any changes or corrections I desire to make and have placed my initials over the changes or corrections. This statement is the truth to the best of my knowledge and belief.

Signature:

[Redacted signature]

Sworn to and subscribed before me this 23rd day of February in the year 2008 at Camp Al Asad, Iraq.

Witnessed:

[Redacted witness name]  
[Redacted title]

AUTH: DERIVED FROM ARTICLE 136, UCMJ (10 U.S.C. 936) AND U.S.C. 303

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STATEMENT

b6 b7c

High b2

Location : Camp Al Asad, Iraq  
Date : February 24, 2008

[redacted], USN, make the following free and voluntary statement to [redacted] whom I know to be a Representative of the United States Naval Criminal Investigative Service. I make this statement of my own free will and without any threats made to me or promises extended. I fully understand that this statement is given concerning my knowledge of Walid Tawfiq JABAR [redacted]

For the purposes of identification I am a [redacted] year old male and my social security number is [redacted]. I was born in [redacted] on [redacted]. I am approximately [redacted] inches tall, weigh [redacted] pounds, and have [redacted] hair and [redacted] eyes. I am currently assigned as one of the Independent Duty Corpsman (IDC's) at the Al Asad Regional Detention Facility (RDF), aboard Camp Al Asad in [redacted]

I first met detainee [redacted], who I now know is Walid Tawfiq JABAR, the day after he was processed into the RDF. I can not remember the exact day that was. I remember I was conducting sick call, with the duty interpreter whose name is [redacted] when I asked JABAR if he had any medical issues. His response to me was that he was fine. I remembered JABAR, and what he said to me then due to the events that unfolded in regards to his medical treatment. The rest of that day I had no further dealings with him [redacted]

The next time I dealt with JABAR, was my next duty day, which was approximately two days later. I don't remember the exact date. I was told by [redacted] that he had given JABAR three bags of IV due to JABAR being dehydrated. I asked HM1 if I should be concerned, and HM1 replied that JABAR was not eating properly, however he was eating and drinking small amounts [redacted]

I left the medical office and began my sick call rounds, once I arrived at JABAR's cell, I asked him if he had any medical issues, and he responded by saying he had no medical issues. I then told him that he needed to continually eat and drink so he could keep his strength. He said O.K. and I believed that he understood what I told him. I then left his cell and continued sick call [redacted]

Later that day, which I think was 17FEB08, I was called by [redacted] and told JABAR was en route to the HET compound when he starting acting weak, and was not able to stand up on his own. I then came in to the medical office, and I did a complete head to toe physical examination. This exam includes cranial nerves test, testing the eyes, looking at the mouth and nose, checking the lungs, the heart, and testing the strength is all of his extremities. My exam proved that nothing medically was wrong with him. After I was done it was explained to JABAR to stop acting the way he was acting and to listen to the guards and do what he was told to do. He indicated he understood and agreed. JABAR was then secured and brought to the HET compound for an interrogation. I heard of no further problems or medical issues with JABAR that day [redacted]

The next time I saw JABAR was during sick call on 19FEB08, between 1230 and 1300. He stood up when I arrived at his cell, and I asked him if he had any medical issues. JABAR told me he did not [redacted]

JABAR

on February 24, 2008 [redacted]

[redacted] have any problems. I also did not observe any differences in his movement, actions, or speech during this visit. Nothing stood out at me, and he was acting like he normally did, so I continued sick call [redacted]

[redacted] about 1535 I got a radio call from the duty corpsman [redacted] while I was at the gym. [redacted] told me that JABAR was in the HET interrogation room and was not responding to questions. [redacted] had previously told us that if JABAR had any issues, we were to check him out, so I told [redacted] I would come down and check on the situation. I arrived at the HET interrogation room at approximately 1542. When I walked in, I noticed JABAR was slouched down and he was resting his head on the table. I then asked for help to get him stretched out on the floor so I could conduct an exam. Once he was on the floor, I began checking the ABC's and conducted a sternum rub, however received no response. I also noticed he did not have a pulse. I then called a code blue medical, called for [redacted], and for an ambulance. I remember that [redacted] and a few Guard Force Marines were in the room when I arrived [redacted]

[redacted] After the calls, I told [redacted] to go back to the medical space to get the emergency medical equipment. As soon as [redacted] got back I began rescue breathing, and I instructed [redacted], who I believe is also an HM1 IDC, to begin chest compressions. We continued these medical steps and I requested for someone to attach an AED to JABAR. Once attached, we continued CPR for a full cycle, then stopped and turned on the AED so it could analyze the body. The AED analysis said that no shock was needed, so we continued CPR. [redacted] took over chest compressions, I believe this is when [redacted] arrived and took over the scene. I continued CPR, the breathing part, while I saw [redacted] insert an IV. [redacted] then pulled me aside so he could intubate JABAR, once it was successful, I continued the breaths via the ambu bag, that is when I heard the ambulance arrive [redacted]

[redacted] The next time I looked up I saw the paramedics from the ambulance, and saw [redacted] drawing up one milligram epinephrine. HM1 then administered the medication to JABAR through the IV line at 1602. Before the medication was given, the paramedics attached their heart monitor. Once the medication was given we continued CPR, reassessed, saw there was no pulse, so we continued CPR. At 1605 [redacted] drew up one milligram of atropine and delivered it via JABAR's IV. We continued a full cycle of CPR and re-checked JABAR's pulse. At that time he had a weak pulse, so I let everyone know, and JABAR was moved from the floor of the interrogation room to a stretcher and loaded in to the ambulance. [redacted] got in with the paramedics and the ambulance left the RDF. After the ambulance left I went back into the medical office and wrote down my notes on the events that happened. The notes I wrote reflect what we just talked about in this statement [redacted]

[redacted] This statement, consisting of this page and 2 other page(s) was typed for me by [redacted] as we discussed its contents. I have read and understand the above statement. I have been given the opportunity to make any changes or corrections I desire to make and have placed my initials over the changes or corrections. This statement is the truth to the best of my knowledge and belief [redacted]

Signature: [redacted]

Sworn to and subscribed before me this 24 day of Feb in the year 2008 at [redacted]

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103

[Redacted] continuation of voluntary sworn statement [Redacted]  
[Redacted] USN  
on February 24, 200 [Redacted]

AL ASAD IRAQ

Witnessed: \_\_\_\_\_

[Redacted]

Naval Criminal Investigative Service  
AUTH: DERIVED FROM ARTICLE 136,  
UCMJ (10 U.S.C. 936) AND 5 U.S.C. 303

[Redacted]

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[Redacted]

T 108

STATEMENT

Place : Camp Al Asad Iraq

Date : February 23, 2008

I, [redacted] Civilian [redacted], make the following free and voluntary statement to [redacted] whom I know to be a Representative of the United States Naval Criminal Investigative Service. I make this statement of my own free will and without any threats made to me or promises extended. I fully understand that this statement is given concerning my knowledge of the death of Walid Tawfiq JABAR

For the purposes of identification I am a [redacted] year old male, US citizen, employed by Kellogg Brown and Root (KBR) as a paramedic for Camp Al Asad Iraq. I am [redacted] foot [redacted] inches tall and weigh approximately [redacted] pounds. I was born in [redacted], on [redacted], and have [redacted] hair and [redacted] eyes.

On 19FEB08, at approximately 1600 we were called by the military hospital that they had a man down at building 102300. [redacted] and I consulted our Al Asad map and determined where the building was, got into the KBR Ambulance and left. Upon arrival to the location we saw that it was the Detention Facility. We drove around to the "medic shack" and saw one USN Independent Duty Corpsman (IDC) (I don't remember his name) and two Navy or Marine guys working on the patient. The IDC already had the AED hooked up, the patient was intubated, and an IV was already established.

The AED advised no shock, and I instructed the non IDC guy to continue CPR. At that point we took off the AED and attached our cardiac monitor to the patient. The patients rhythm was not shockable and he had no pulse, so I gave one milligram of epinephrine to the IDC and he administered the medication. We continued CPR for a few minutes, and I checked his pulse. The patient was found [redacted] have no pulse and his rhythm was PEA, or pulseless electrical activity. So the IDC administered one milligram of atropine. We continued CPR and re-checked the patients rhythm, at that time, he had a sinus tachycardia with a pulse. The patient was already on a metal backboard, so we buckled the straps and then moved him onto our stretcher, secured him to our stretcher, and moved him into the ambulance.

We then transported him to the 325<sup>th</sup> CSH. The USN IDC came with us and he maintained ventilation until we arrived at the hospital. The only other treatment in route was a check and re-check of the patients vital signs. The patients did have vital signs during the ride to the hospital.

Upon arrival to the hospital we turned over all care to the hospital ER staff. The IDC stayed at the hospital to answer questions, and me and [redacted] left and went back to work.

This statement, consisting of this page and 1 other page(s) was typed for me by [redacted] as [redacted] we discussed its contents. I have read and understand the above statement. I have been given the opportunity to make any changes or corrections I desire to make and have placed my initials over the changes or corrections. This statement is the truth to the best of my knowledge and belief.

Signature: [redacted]

bb

[redacted]

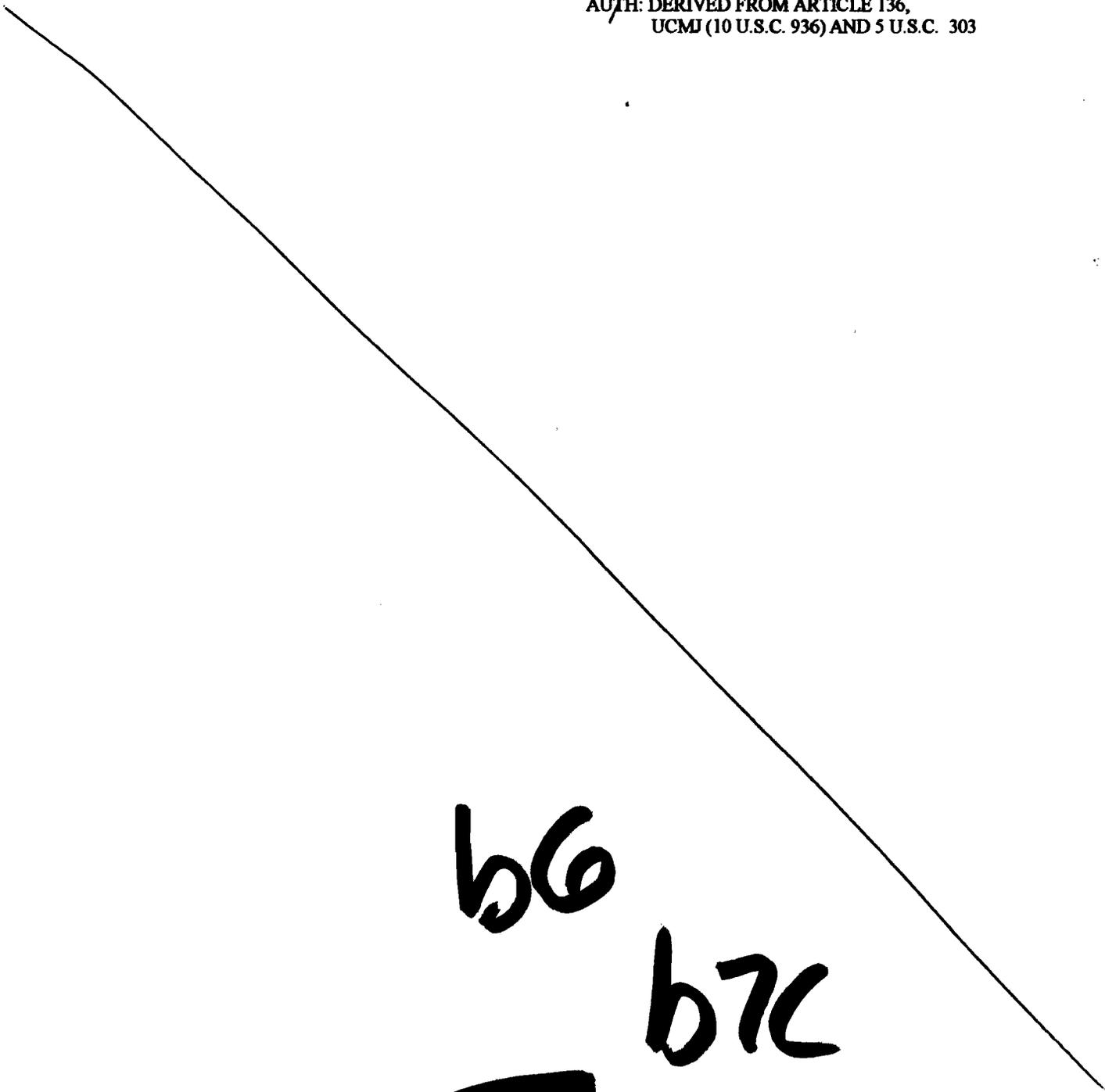
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EXHIBIT (14) OS

[Redacted] uation of voluntary sworn statement  
[Redacted] Civilian [Redacted]  
on February 23, 2008

Sworn to and subscribed before me this 23 day of Feb in the year 2008 at  
ALASKA DEAD

Witnessed: \_\_\_\_\_  
[Redacted]  
Representative, Naval Criminal Investigative Service  
AUTH: DERIVED FROM ARTICLE 136,  
UCMJ (10 U.S.C. 936) AND 5 U.S.C. 303



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[Redacted]

Jade

**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

562596 13:23 20080312 IN:SSDEMAIL #59541 OUT:CODE0224C #6045

INVESTIGATIVE ACTION

23FEB08

CONTROL: 20FEB08-24IZ-0029-7HMA

V/JABAR, WALID TAWFIQ/CIV  
M/W/FNIQ/N//31DEC87/IRAQ  
SUPP: DETAINEE NUMBER [REDACTED]

**High b2**

RECEIPT OF AMBULANCE RUN SHEET

1. On 22FEB08, Reporting Agent (RA) met with [REDACTED], civilian paramedic for Kellogg Brown and Root (KBR), aboard Camp Al Asad, Iraq. [REDACTED] provided RA with the KBR Ambulance run sheet pertaining to V/JABAR's transport and treatment from the Regional Detention Facility (RDF) to the 325th Combat Support Hospital (CSH). Enclosure (A) provides details.

ENCLOSURE(S)

(A) KBR Ambulance Run Sheet/19FEB08

BIOGRAPHICAL DATA

EMPLOYMENT: KBR MEDICAL, AL ASAD, IRAQ  
SSN: [REDACTED]  
DOB: [REDACTED]  
POB: [REDACTED]

REPORTED BY: [REDACTED] Special Agent  
OFFICE: NCISRA IRAQ, CAMP AL ASAD

**b6 b7c**

FOR OFFICIAL USE ONLY  
PAGE 1 OF 1 [REDACTED] V2 LNY

350 [REDACTED] 12/20/07  
350 EXHIBIT (15) 200

**WARNING**

THIS DOCUMENT IS THE PROPERTY OF THE NAVAL CRIMINAL INVESTIGATIVE SERVICE. CONTENTS MAY BE DISCLOSED ONLY TO PERSONS WHOSE OFFICIAL DUTIES REQUIRE ACCESS HERETO. CONTENTS MAY NOT BE DISCLOSED TO THE PUBLIC, OR ANY OTHER PERSON, WITHOUT SPECIFIC AUTHORIZATION FROM THE NAVAL CRIMINAL INVESTIGATIVE SERVICE.

20/67  
3/1/07

# SOAP #183300

## Practice SOAP (Mark for Deletion)

### Demographic Data

<b>Area</b>	<b>Site</b>	
B Area	Site B1	
<b>Clinic</b>	<b>Date of Clinic Visit</b>	<b>Time of Clinic Visit - Military Time</b>
B1 Clinic	FEB-19-2008	16:00

**This is a Dept of State Employee  
(TO BE USED BY USMI MEDICS ONLY)**

**High  
b2**

**Name (Last, First)**

Detainee # [REDACTED]

**Employee Assigned Country**

Iraq

**Employee Assigned Area:**

B Area

**Employee Assigned Site**

**Division**

**Subcontractor or Strategic Partner?**

✓

**Subcontractor / Strategic Partner Name**

Local National Detainee

**Badge#**

N/A

**DOB**

01-01-2000

**Sex**

Male

**Job/Craft**

Detainee

**SS#**

N/A

**Length of Service on Project (months)**

N/A

**Supervisor**

N/A

**Pt. Contact Phone#**

### Chief Complaint

**Chief Complaint:** Cardiac Arrest    **Description of Incident** Just occ'd

### Vital Signs

Temp (F): 0    Pulse: 0    Resp: 0

BP: 0    SPO2: 0

**Allergies:** Unknown

**Medications:** Unknown

**Past Med History** Unknown

**[REDACTED]**  
**b6 b7c**    **J 108**

**SOAP**

**Top Cover (Plan NO 081)**

**Top Cover Notification**

**Subjective** [FEB-19-08 ██████████] Called to the Al Asad Detainee Center for a man down. Upon arrival military reported the patient was an Iraqi detainee who has been on a hunger strike for an unknown amount of time. While speaking with the pt. he collapsed and was pulseless and apneic. CPR was initiated by military immediately. Military states they intubated the pt. and started and IV and continued CPR. Pt. was down approximately 15 minutes prior to our arrival.

**Objective** [FEB-19-08 ██████████] ~ 25 y/o male unconscious, pulseless, apneic male  
ABC's: Ventilated via ET tube, no pulse  
Neuro: Unconscious  
Head: Atraumatic, normocephalic  
Eyes: Pupils fixed and dilated  
Cardiac monitor: Idioventricular then Asystole

Arrived on scene with military medics performing CPR. Pt. intubated with 7.5 ET, and 18g IV LAC. Applied defib pads and found and idioventricular rhythm and then asystole. CPR continued and administered 1mg Epi and 1mg Atropine. CPR was continued. Approximately 1 minute after the Atropine pt. regained a pulse and was showing ST on the monitor. B/P was 143/80 initially. Pt. monitored enroute to the hospital and B/P upon arriving at the hospital was 90/50. No change noted in pt's LOC.

**Assessment:** [FEB-19-08 ██████████] 1. Cardiac Arrest

**Protocol** Asystole 130-2.01

**Reference:**

- Plan:** [FEB-19-08 ██████████] 1. Exam
- 2. Cardiac monitor with defib pads applied
- 3. CPR
- 4. Epinephrine 1mg
- 5. Atropine 1mg
- 6. O2 BVM
- 7. Transport to MMTF

**Medication** Epinephrine (1:10,000) adrenalin injection

**Administered-1**

**OTC**

**Administered-1**

**Dosage** 1mg IVP

**Medication** Atropine sulfate Atropine

**Administered-2**

**OTC**

**Administered-2**

**Dosage2** 1mg IVP

**Medication**

**Administered-3**

**OTC**

**Administered-3**

**Dosage3**

**Medication**

**Administered-4**

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OTC  
 Administered-4  
 Dosage4  
 Medication  
 Administered-5  
 OTC  
 Administered-5  
 Dosage5  
 Medication  
 Administered-6  
 OTC  
 Administered-6  
 Dosage6  
 Referral to Higher Level Care: Yes  
 Higher Level Care Plan: 1. Exam  
 2. 12 Lead EKG  
 3. Calcium  
 4. Bgl  
 5. Chest x-ray  
 6. Admit to ICU  
 Supplemental Documentation: (.pdf only)

**Administration**

AMA  
 FAV ✓  
 RTW  
 DV ✓

Ill/Inj Possibly Work Related? NO

Provider Name (Last, First) [REDACTED]

Print Pt SOAP Print Pt SOAP Note...

HIR OR MEDICAL LEAVE REQUIRED?

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 b7c

**Additional Demographic Information**

This additional demographic information is used to gather Medical Leave, AIG, Emergency Evac etc. information

Number / Street  
 City  
 State  
 Zip Code  
 Country  
 Home Phone Number  
 Country & Passport #  
 Passport Expiration  
 Supervisor's Phone Number  
 Department  
 Date of Hire

J110

**MEDICAL MGMT QA REVIEW**

**Other Than OTC Care Used**

**Recordability**

**Medical Mgmt / Supervisor Comments**

**Medical Manager / Supervisor**

**QA/QC Initiated**

**Notify Theater Medical**

Owner: [REDACTED]

Created: FEB-19-2008 8:26 PM (AST)

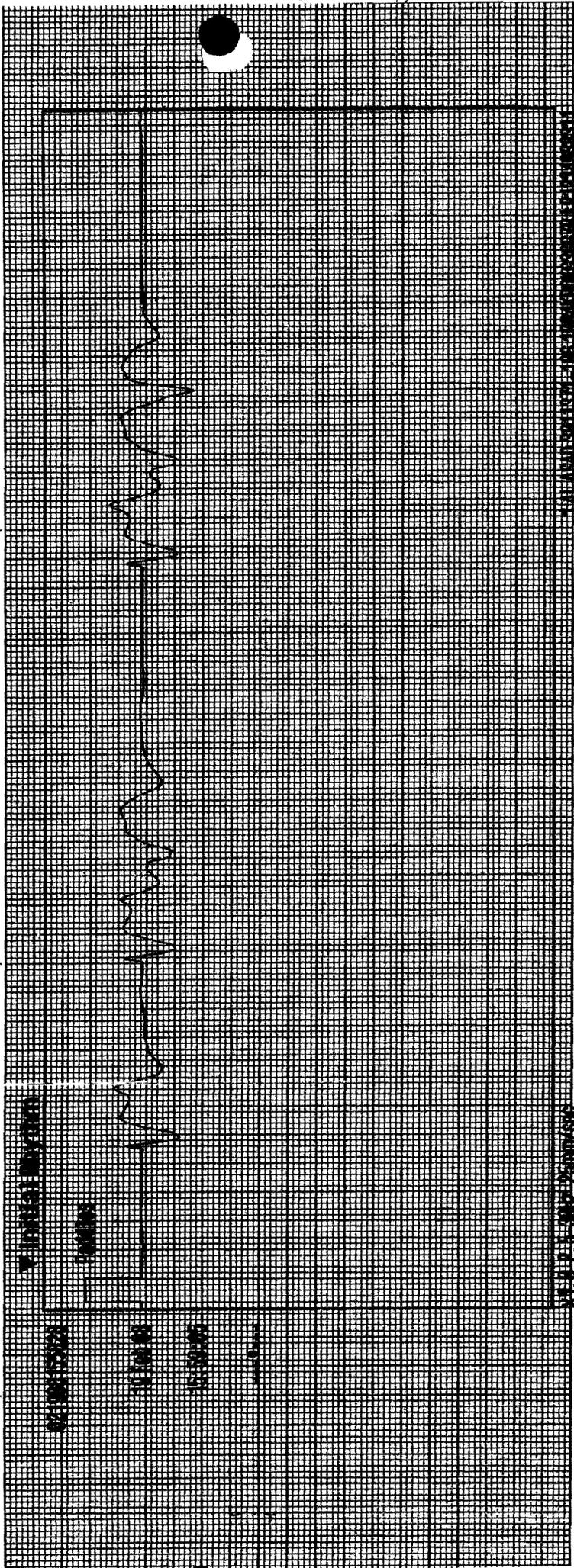
Last Modified: FEB-19-2008 8:26 PM (AST) by [REDACTED]

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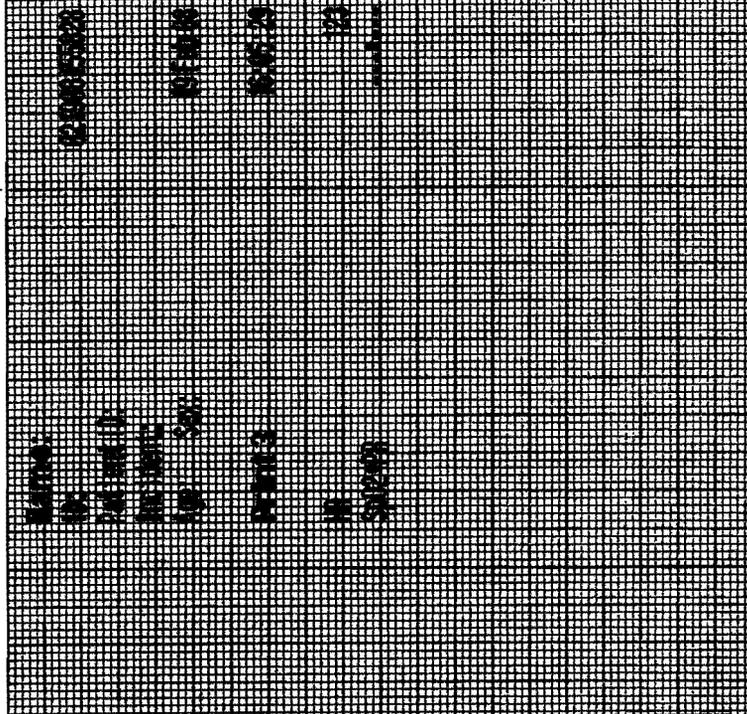
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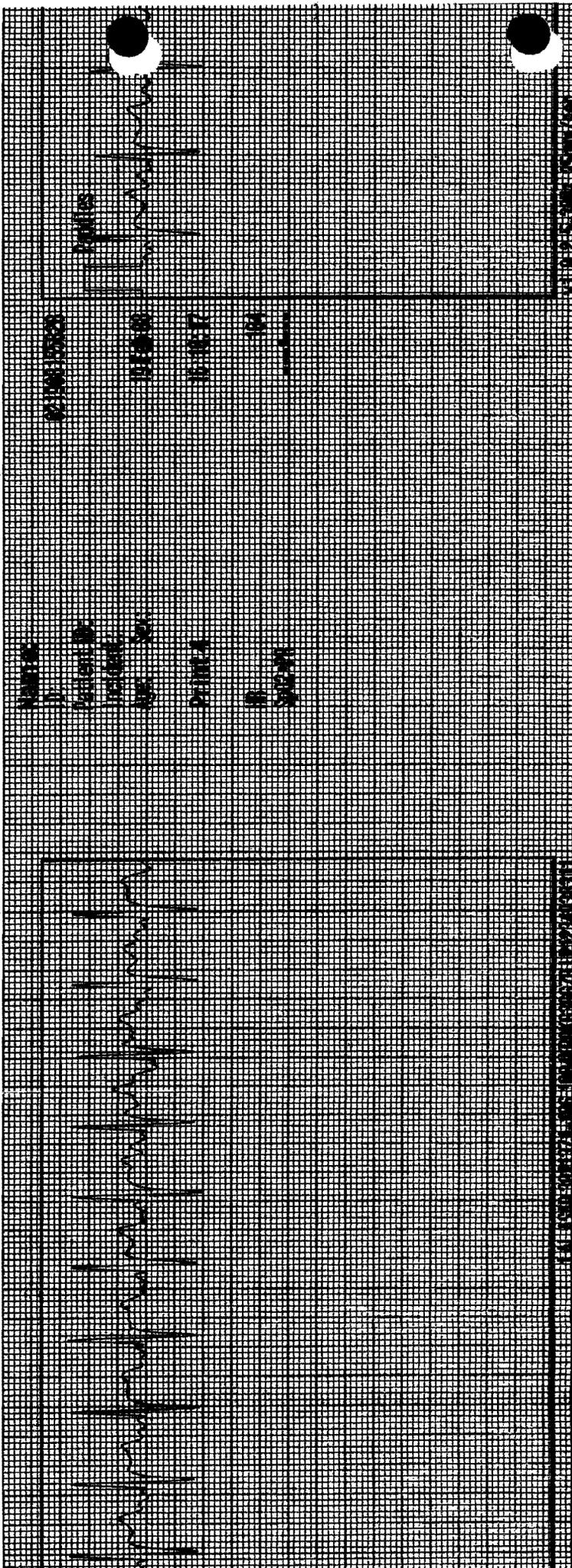
DATE: 10/25/82  
TIME: 10:00 AM  
PATIENT: J. J. JONES  
ELECTROCARDIOGRAM



Normal sinus rhythm. Rate 75 bpm. PR interval 160 ms. QRS duration 80 ms. QT interval 360 ms. QTc interval 380 ms. ST segment normal. T waves upright and of normal amplitude.

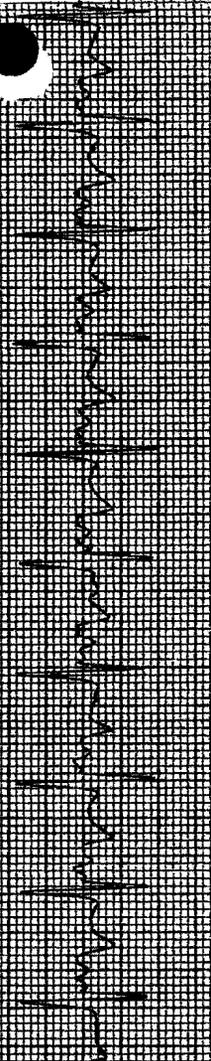
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PRIMARY



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ATTENDING

PHYSICIAN

DATE

TIME

LEAD

ORIENTED

DATE

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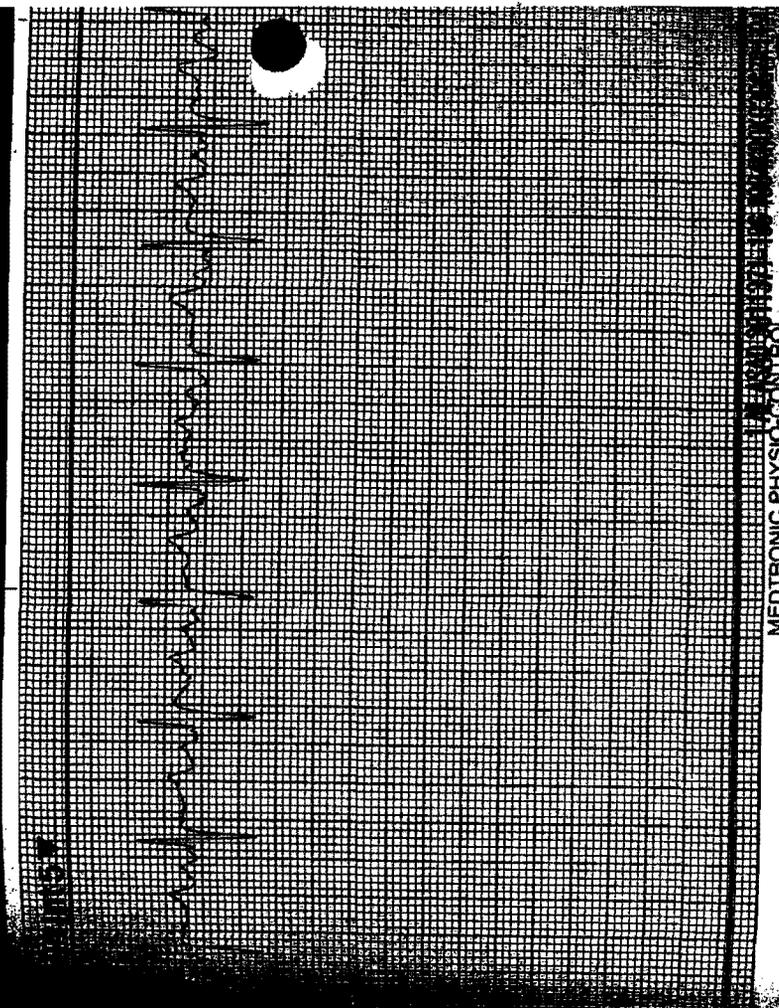
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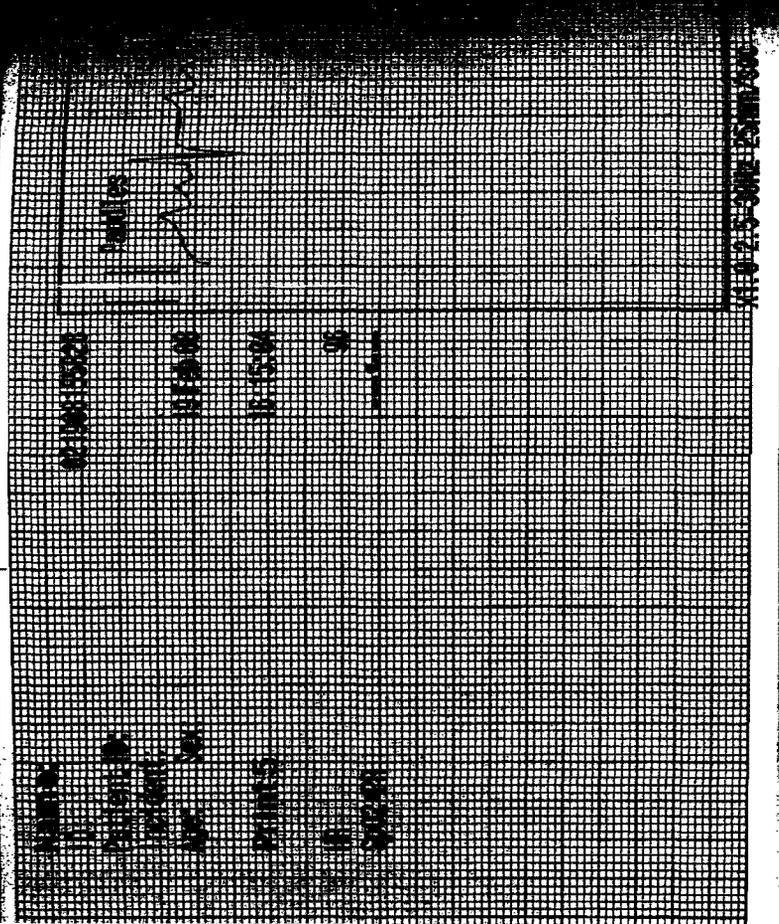
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MEDTRONIC PHYSIO-CONTROL



MEDTRONIC PHYSIO-CONTROL

J118

STATEMENT

[REDACTED] : Camp Al Asad, Iraq  
Date : February 23, 2008

I, [REDACTED] Civilian [REDACTED] make the following free and voluntary statement to [REDACTED] Special Agent [REDACTED] whom I know to be a Representative of the United States Naval Criminal Investigative Service. I make this statement of my own free will and without any threats made to me or promises extended. I fully understand that this statement is given concerning my knowledge of The death of Walid Tawfiq JABAR.

For the purposes of identification I am [REDACTED] year old male US Citizen employed by Kellogg Brown and Root (KBR) as a medical supervisor for Camp Al Asad, Iraq. I am [REDACTED] feet, [REDACTED] inches tall and weigh [REDACTED] pounds. I was born in [REDACTED], [REDACTED], and have [REDACTED] hair and [REDACTED] eyes.

On 19FEB08, at approximately 1550, I was called by the 325<sup>th</sup> CSH, by radio, in reference to a "man down," who was located at the detention facility. [REDACTED] and I got into the KBR ambulance and drove to the location. Upon arrival I walked up and saw a group of people, who I believe were [REDACTED] Marines, kneeling around the patient. I asked what happened and was told the patient collapsed and he did not have a pulse.. One Marine was at the patients head, ventilating him, another was at his side giving CPR, and there was another Marine standing at the patients feet holding an IV bag. I believe there was one more Marine at the patients head giving directions to the rest of the Marines providing medical treatment.

At that point I told [REDACTED] it was a cardiac arrest. [REDACTED] then grabbed his medical bag and headed over to the patient, and I went back to the ambulance and got the cardiac monitor. When I got back to the patient, [REDACTED] had already given one milligram of epinephrine, and one Marine was continuing to do [REDACTED] CRP. I hooked the patient up to our cardiac monitor with the quick combo pads, and began to see his heart rhythm displayed. The patients heart rhythm was not correct, so [REDACTED] administered one milligram of Atropine to get his heart rhythm back to normal. After the medication was administered, CPR was continued, until patients displayed a normal heart rhythm. At that point CPR was stopped.

The patients pulse was then checked and a pulse was found. The patient still could not breath on his own, so he was continuously ventilated. The Marines at the Detention Facility began getting the patient ready for transport and I started packing up our gear. I came back to the ambulance and the patient was placed on a stretcher, we loaded him into the back of our ambulance.

At that point I went back to the cab of the ambulance and drove straight to the 325<sup>th</sup> CSH. Upon arrival we were met by the ER Staff, and [REDACTED] gave them the report of what happened to that point. We then moved the patient in to the ER. We remained in the ER for a few minutes to answer any questions the ER staff had, however there was a member of the Detention Facility that rode with the us and he answered most of the questions. At that point [REDACTED] and I left the ER and went back to the KBR facility.

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motion of voluntary sworn statement

Civil

on February 23, 2008

This statement, consisting of this page and 1 other page(s) was typed for me by [redacted] as we discussed its contents. I have read and understand the above statement. I have been given the opportunity to make any changes or corrections I desire to make and have placed my initials over the changes or corrections. This statement is the truth to the best of my knowledge and belief.

Signature: [redacted]

Sworn to and subscribed before me this 23 day of February in the year 2008 at

Al Asad, Iraq

Witnessed: [redacted]

Naval Criminal Investigative Service  
AUTH: DERIVED FROM ARTICLE 136,  
UCMJ (10 U.S.C. 936) AND 5 U.S.C. 303

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5120

**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

562597 13:24 20080312 IN:SSDEMAIL #59542 OUT:CODE0224C #6046

INVESTIGATIVE ACTION

23FEB08

CONTROL: 20FEB08-24IZ-0029-7HMA

V/JABAR, WALID TAWFIQ/CIV  
M/W/FNIQ/N//31DEC87/IRAQ  
SUPP: DETAINEE NUMBER [REDACTED]

**High b2**

RECEIPT OF MEDICAL RECORDS

1. On 22FEB08, Reporting Agent (RA) met with [REDACTED] MD, USAR, in reference to V/JABAR's death. [REDACTED] provided RA with all the medical records pertaining to V/JABAR's emergency room treatment, and follow on treatment in the Intensive Care Unit (ICU) of the 325th Combat Support Hospital (CSH), Camp Al Asad, Iraq. Enclosure (A) pertains.
2. [REDACTED] indicated that when V/JABAR entered the emergency room of the CSH, he was cold and unresponsive. Shortly after V/JABAR's arrival, medical personnel were able to get a pulse. V/JABAR was then put on a ventilator, and was given medication to correct his fluid levels and blood pressure, however, within a few hours V/JABAR died.
3. [REDACTED] opined that V/JABAR might have had a pre-existing renal problem, and due to V/JABAR's apparent "starvation campaign," his own actions exacerbated the condition. [REDACTED] mentioned that this was only an opinion, and because he did not have access to a full medical history, or the proper laboratory analysis, he was not able to provide further information.
4. According to the 325th CSH, Hospital Report of Death (Overseas), V/JABAR's disease or condition directly leading to death was "In field Cardiac Arrest," and the antecedent causes were due to Hyperkalemia, and Hyponatrenia. V/JABAR was pronounced dead on 20FEB08, at approximately 0651.

ENCLOSURE(S)

(A) 325th CSH Medical Records/19FEB08

BIOGRAPHICAL DATA

EMPLOYMENT: 325 CSH CAMP AL ASAD IRAQ

SSN: [REDACTED]

DOP: [REDACTED]

POB: [REDACTED]

REPORTED BY: [REDACTED] Special Agent

OFFICE: NCISRA IRAQ, CAMP AL ASAD

**b6  
b7c**

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PAGE 1 LAST PAGE V2 LNY

EXHIBIT (17)

**WARNING**

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**3/1/08**



U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

562600 13:24 20080312 IN:SSDEMAIL #59543 OUT:CODE0224C #6047

INVESTIGATIVE ACTION

01MAR08

CONTROL: 20FEB08-24IZ-0029-7HMA

V/JABAR, WALID TAWFIQ/CIV  
M/W/FNIZ/N//31DEC87/IRAQ  
SUPP: DETAINEE [REDACTED]

High b2

EXAMINATION OF INTERROGATION ROOM REGARDING V/JABAR

1. On 19Feb08, Reporting Agent (RA) received information from NCIS Special Agent (SA) [REDACTED] Joint Prosecution and Exploitation Center (JPEC), that a detainee, later identified as V/JABAR, from the Camp Al Asad Regional Detention Facility (RDF) had passed out during an interrogation. SA [REDACTED] advised that V/JABAR was still alive and was in the process of being transported to the Camp Al Asad Combat Support Hospital (CSH).
2. RA responded to the CSH and ascertained that V/JABAR was still alive but in critical condition. RA made contact with [REDACTED], USN, at the CSH, who advised that he worked at the RDF and had been treating V/JABAR at the RDF for the past eight or nine days. [REDACTED] said V/JABAR had not been consuming enough food and water while staying at the RDF.
3. RA responded to the RDF and made contact with [REDACTED], RDF Officer-in-Charge. [REDACTED] advised that he would provide RA with a copy of the video of the interrogation of V/JABAR, which is documented via separate correspondence. At approximately 1804 hours, [REDACTED] escorted RA to the interrogation room where V/JABAR was located prior to being transported to the CSH. The interrogation room is described as a conex box approximately 18 feet long and approximately 7 feet wide. The interrogation room contained one table and three gray folding chairs. Numerous items of medical equipment were still in the interrogation room. These items were used to treat V/JABAR prior to him being transported to the CSH. RA took photographs of the interrogation room and are appended to this document as Enclosure (A). Enclosure (B) is a sketch of the interrogation room.
4. No items were seized as evidence.

ENCLOSURES

- (A) Photographs of the Interrogation Room Numbered 1-6/Undated (Copy)
- (B) Death Scene Sketch (Not to Scale)/19Feb08 (Copy)

PARTICIPANT(S)

[REDACTED] Special Agent, NCISRA Iraq, Camp Al Asad

REPORTED BY: [REDACTED] SPECIAL AGENT

OFFICE: NCISRA IRAQ, CAMP AL ASAD

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PAGE 1 LAST [REDACTED] V2 LNY

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5/10/08



**UNITED STATES NAVAL CRIMINAL INVESTIGATIVE SERVICE  
NCIS RESIDENT AGENCY IRAQ  
CAMP AL ASAD, IRAQ**

TITLE	CCN	AGENT NAME
V/JABAR, WALID TAWFIQ/CIV	20FEB08-24IZ-0029-7HMA	SA [REDACTED]

SUMMARY	DATE PHOTO TAKEN
<p><b>Camp Al Asad Regional Detention Facility (RDF)</b></p> <p>Photograph of the front of the interrogation room, which is a conex box approximately 18 feet long and approximately 7 feet wide.</p> <p>Photograph 1</p>	<p>19FEB08</p>

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ENCLOSURE (A)

*3 160*



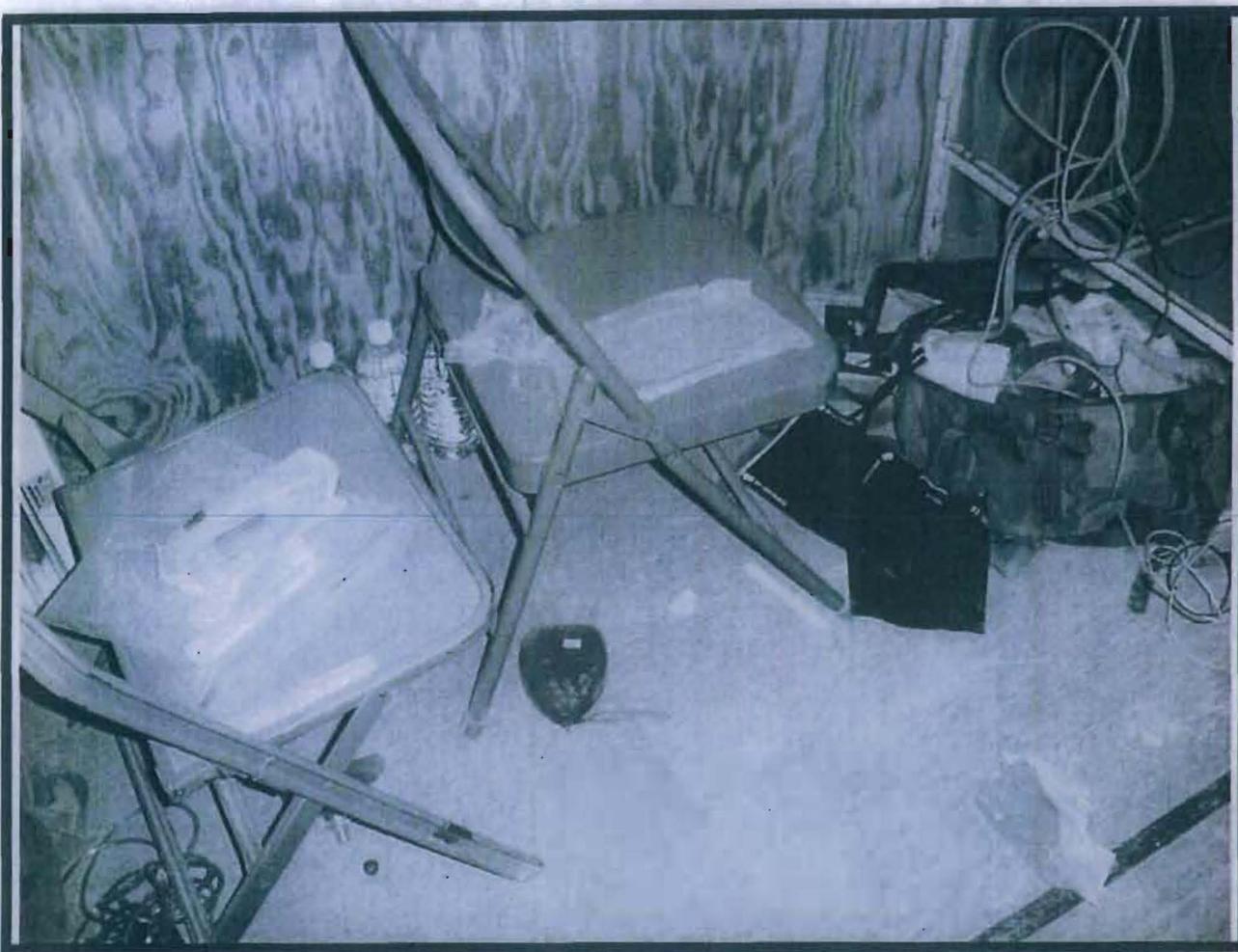
**UNITED STATES NAVAL CRIMINAL INVESTIGATIVE SERVICE  
NCIS RESIDENT AGENCY IRAQ  
CAMP AL ASAD, IRAQ**

<b>TITLE</b> V/JABAR, WALID TAWFIQ/CIV	<b>CCN</b> 20FEB08-24IZ-0029-7HMA	<b>AGENT NAME</b> SA 
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<b>SUMMARY</b> <b>Camp Al Asad Regional Detention Facility (RDF)</b>  Photograph of the left front of the interrogation room.  Photograph 2	<b>DATE PHOTO TAKEN</b>  19FEB08
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*J 163*



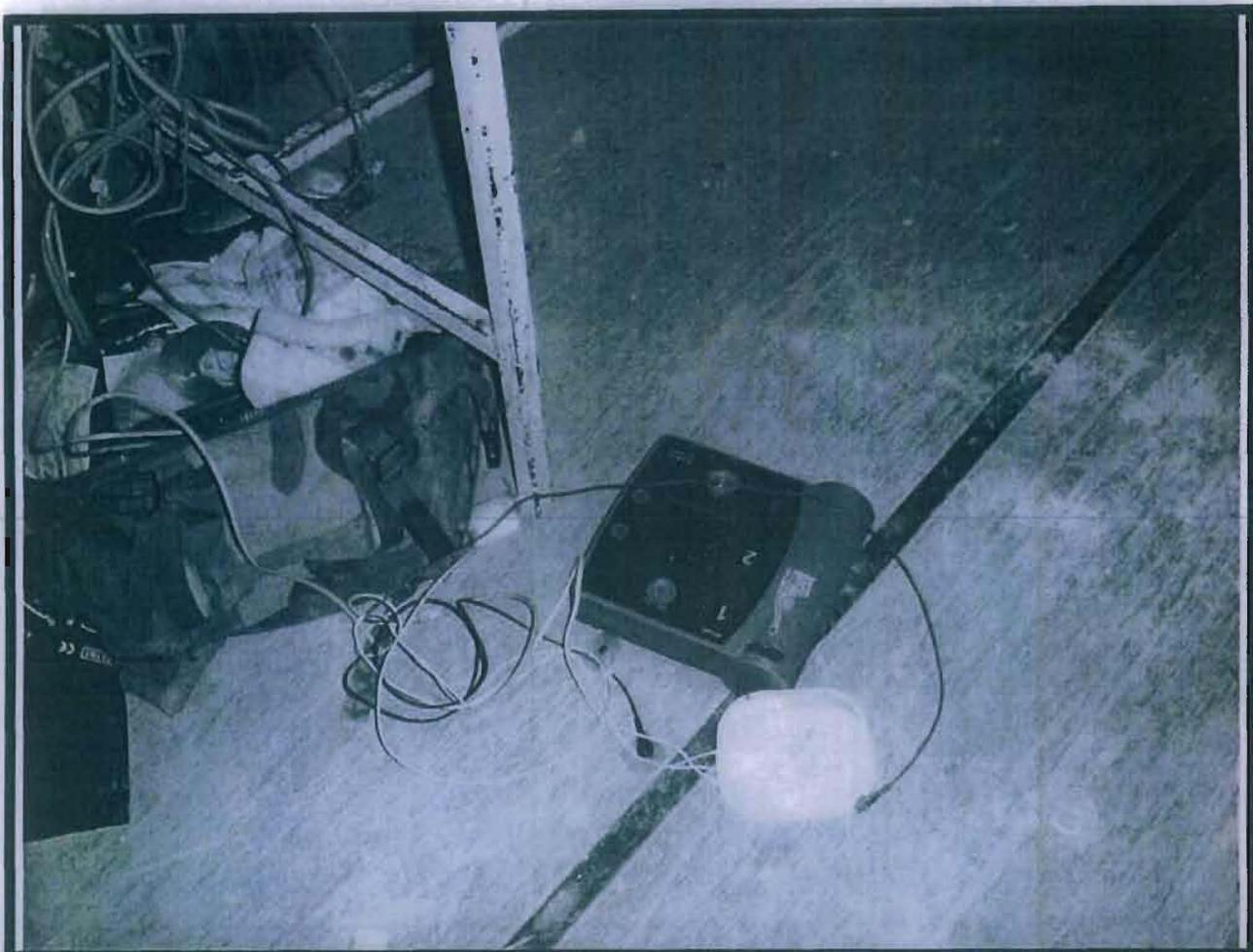
**UNITED STATES NAVAL CRIMINAL INVESTIGATIVE SERVICE  
NCIS RESIDENT AGENCY IRAQ  
CAMP AL ASAD, IRAQ**

TITLE	CCN	AGENT NAME
V/JABAR, WALID TAWFIQ/CIV	20FEB08-24IZ-0029-7HMA	SA <u>                    </u>

SUMMARY	DATE PHOTO TAKEN
<p><b>Camp Al Asad Regional Detention Facility (RDF)</b></p> <p>Photograph of some of the medical equipment and debris inside the left front of the interrogation room.</p> <p>Photograph 3</p>	19FEB08

*b6/b7c*

*164*



**UNITED STATES NAVAL CRIMINAL INVESTIGATIVE SERVICE  
NCIS RESIDENT AGENCY IRAQ  
CAMP AL ASAD, IRAQ**

TITLE	CCN	AGENT NAME
V/JABAR, WALID TAWFIQ/CIV	20FEB08-24IZ-0029-7HMA	SA <span style="background-color: black; color: black;">[REDACTED]</span>

SUMMARY	DATE PHOTO TAKEN
<p><b>Camp Al Asad Regional Detention Facility (RDF)</b></p> <p>Photograph of some of the medical equipment on the floor by the table inside the left front of the interrogation room.</p> <p>Photograph 4</p>	<p>19FEB08</p>

*b6/b7c*

*5165*





**UNITED STATES NAVAL CRIMINAL INVESTIGATIVE SERVICE  
NCIS RESIDENT AGENCY IRAQ  
CAMP AL ASAD, IRAQ**

TITLE	CCN	AGENT NAME
V/JABAR, WALID TAWFIQ/CIV	20FEB08-24IZ-0029-7HMA	SA <u>                    </u>

SUMMARY	DATE PHOTO TAKEN
<b>Camp Al Asad Regional Detention Facility (RDF)</b> Photograph of sandals and chair at left rear of the interrogation room. Photograph 6	19FEB08

b6/b7c

J 167

# DEATH SCENE SKETCH

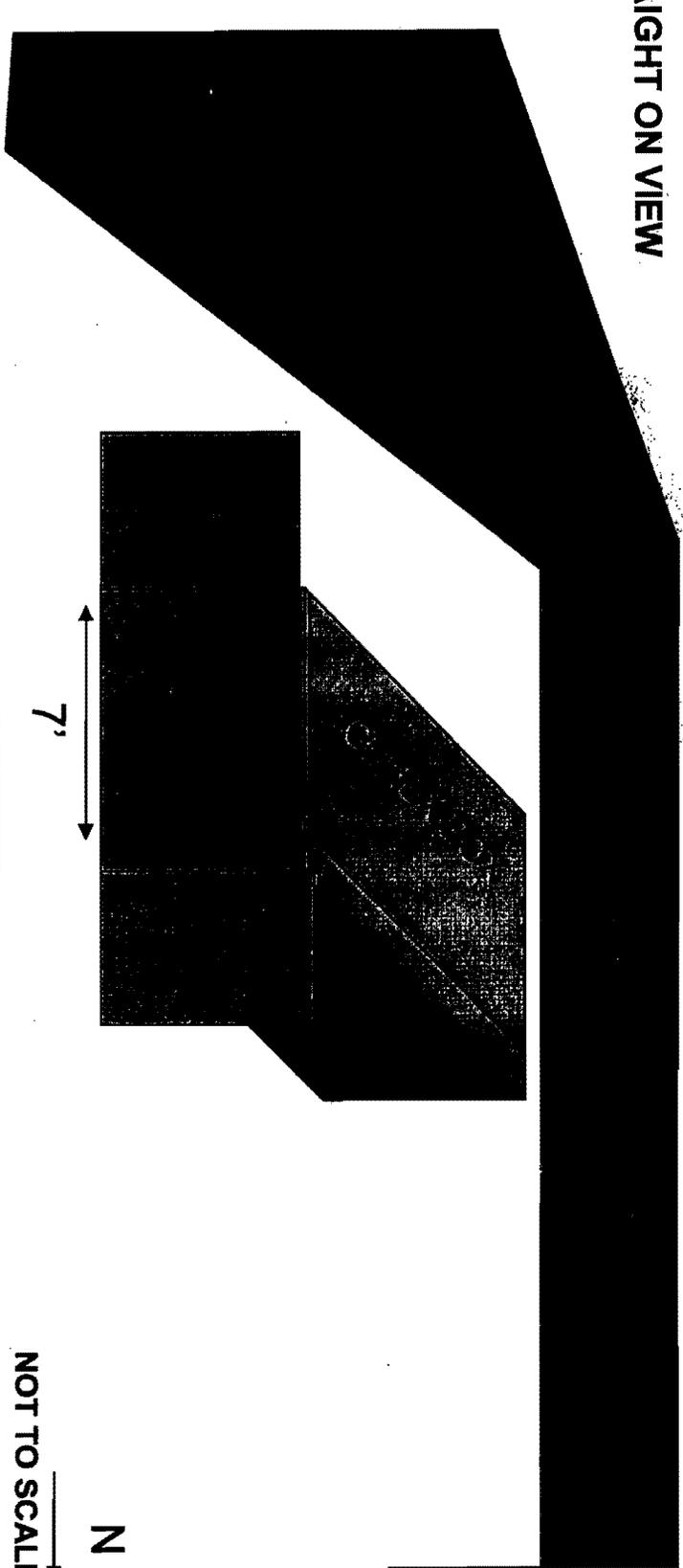
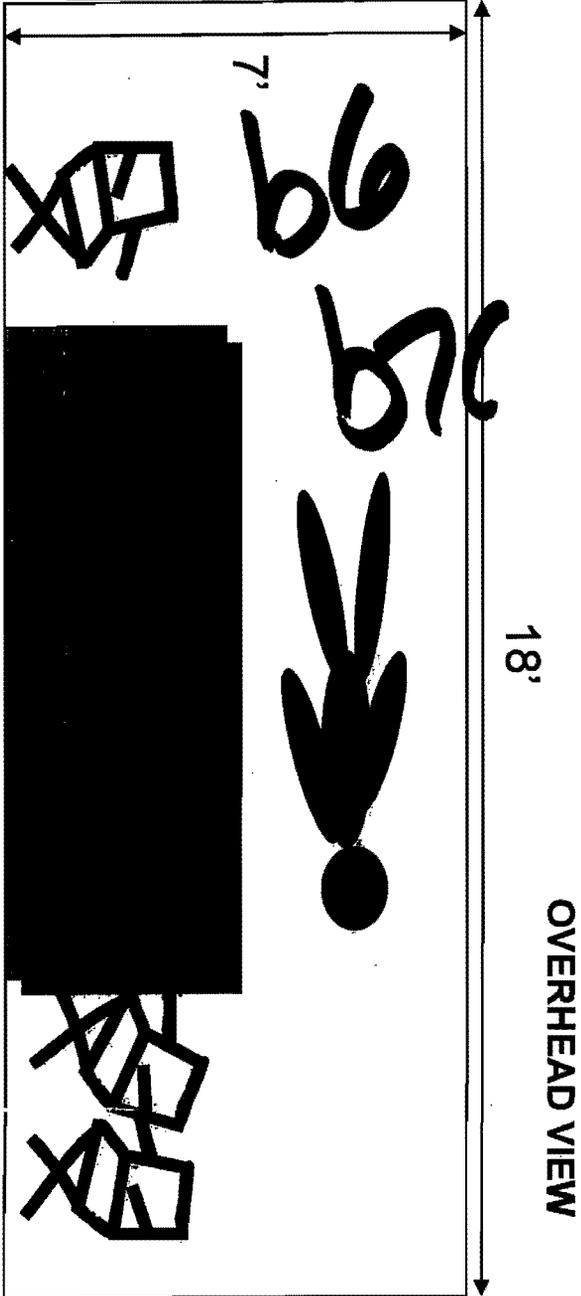
V/JABAR, WALID TAWFIQ/CIV

20FEB08-24IZ-0029-7HMA

DEPICTION DATE: 19FEB08

BY S [REDACTED]

STRAIGHT ON VIEW



ENCLOSURE (3)

7/168

NOT TO SCALE

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NOT TO SCALE

N

U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

562603 13:25 20080312 IN:SSDEMAIL #59544 OUT:CODE0224C #6048

INVESTIGATIVE ACTION

23FEB08

CONTROL: 20FEB08-24IZ-0029-7HMA

V/JABAR, WALID TAWFIQ/CIV  
M/W/FNIZ/N//31DEC87/IRAQ  
SUPP: DETAINEE # [REDACTED]

High b2

SEIZURE OF VIDEO (COMPACT DISC) OF INTERROGATION OF V/JABAR AT CAMP AL ASAD REGIONAL DETENTION FACILITY

1. On 20Feb08, Reporting Agent (RA) took custody of a compact disc (CD) from [REDACTED], USMC, at the Regional Detention Facility, Camp Al Asad, Iraq. The CD contains video footage of an interrogation of V/JABAR. During the interrogation, V/JABAR suffered an illness and subsequently died approximately 14 hours later at the Camp Al Asad hospital. The CD was entered into the NCISRA Iraq Evidence Custody System under log #021-08.

REPORTED BY: [REDACTED] SPECIAL AGENT  
OFFICE: NCISRA IRAQ, CAMP AL ASAD

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b7c

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Date \_\_\_\_\_  
Date \_\_\_\_\_  
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169

U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

562608 13:26 20080312 IN:SSDEMAIL #59545 OUT:CODE0224C #6049

INVESTIGATIVE ACTION

05MAR08

CONTROL: 20FEB08-24IZ-0029-7HMA

V/JABAR, WALID TAWFIQ/CIV  
M/W/FNIQ/N//31DEC87/IRAQ  
SUPP: DETAINEE NUMBER [REDACTED]

High b2

PHOTOGRAPHIC COVERAGE OF V/JABAR AT MORTUARY AFFAIRS

1. On 20Feb08, V/JABAR's body was transported to Mortuary Affairs aboard Camp Al Asad, Iraq. Photographic coverage of V/JABAR's body was accomplished, Enclosure (A) pertains.

PARTICIPANT(S)

[REDACTED] Special Agent, NCISRA IRAQ, Camp Al Asad

ENCLOSURE(S)

(A) Nine numbered photographs of V/JABAR's body

REPORTED BY: [REDACTED] Special Agent  
OFFICE: NCISRA Iraq, Camp Al Asad

b6  
b7c

EXHIBIT (20)

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**NAVAL CRIMINAL INVESTIGATIVE SERVICE**

**DELETED PAGE INFORMATION SHEET**

Page(s) 5 171-179, Encl (A)

withheld entirely at this location. One or more of following explain this decision:

Deleted under exemption(s) b6, b7c

Documents originated with other government agency(ies). Referred for review and direct response to you.

Pages contain information furnished by other government agency(ies). We will advise you of releasability of information following consultation with agency(ies).

Comments: \_\_\_\_\_  
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\_\_\_\_\_  
\_\_\_\_\_

**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

562609 13:26 20080312 IN:SSDEMAIL #59546 OUT:CODE0224C #6050

INVESTIGATIVE ACTION

23FEB08

CONTROL: 20FEB08-24IZ-0029-7HMA

V/JABAR, WALID TAWFIQ/CIV  
M/W/FNIQ/N//31DEC87/IRAQ  
SUPP: DETAINEE NUMBER [REDACTED]

**High b2**

RECEIPT OF PRP RECORDS

1. On 20FEB08, [REDACTED] USMC, Personal Retrieval and Processing detachment (PRP), Camp Al Asad, Iraq, provided Special Agent (SA) [REDACTED] with a copy of the PRP report in reference to V/JABAR, enclosure (A) pertains. The report contains the Record of Identification Processing, the Statement of Recognition of Deceased, the Hospital Report of Death, the Chronological Record of Medical Care, the Certificate of Death (overseas), the Receipt for Inmate or Detained Person, and the Convoy List of Remains of Deceased Personnel.

PARTICIPANT(S)

[REDACTED], Special Agent, NCISRA IRAQ, Camp Al Asad

ENCLOSURE(S)

(A) PRP Records/20FEB08

BIOGRAPHICAL DATA

EMPLOYMENT: PRP, CAMP AL ASAD, IRAQ  
SSN: [REDACTED]  
DOB: [REDACTED]  
POB: [REDACTED]

REPORTED BY: [REDACTED] Special Agent  
OFFICE: NCISRA IRAQ, CAMP AL ASAD

**b6 b7C**

[REDACTED] [REDACTED]  
[REDACTED] EXHIBIT (2) [REDACTED]

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5180



**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

562610 13:26 20080312 IN:SSDEMAIL #59547 OUT:CODE0224C #6051

INVESTIGATIVE ACTION

23FEB08

CONTROL: 20FEB08-24IZ-0029-7HMA

V/JABAR, WALID TAWFIQ/CIV  
M/W/FNIQ/N//31DEC87/IRAQ  
SUPP: DETAINEE NUMBER [REDACTED]

**High b2**

RECEIPT OF PMO RECORDS

1. On 23FEB08, Reporting Agent (RA) met with [REDACTED] USMC, Provost Marshal's Office (PMO), Camp Al Asad Iraq. [REDACTED] presented RA with the PMO report in reference to V/JABAR' death. Enclosure (A) pertains.

ENCLOSURE(S)

(A) Provost Marshal Office Desk Journal/19FEB08

**BIOGRAPHICAL DATA**

EMPLOYMENT: CAMP AL ASAD PMO  
SSN: [REDACTED]  
DOB: [REDACTED]  
POB: [REDACTED]

REPORTED BY: [REDACTED] Special Agent  
OFFICE: NCISRA IRAQ, CAMP AL ASAD

**b6  
b7c**

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PAGE 1 LAST V2 LNY

**WARNING**

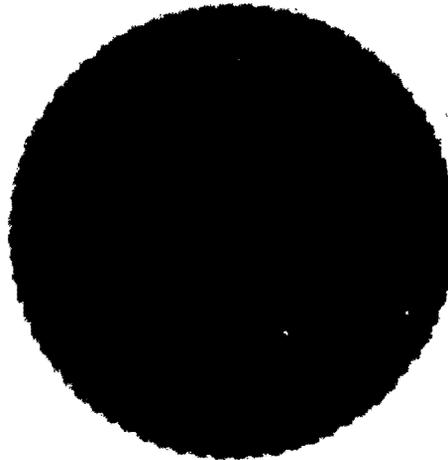
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EXHIBIT (22)

188

**UNITED STATES MARINE CORPS  
Provost Marshal Office  
AL ASAD AIR BASE**

**DESK JOURNAL**



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**WARNING**

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This journal/extract is a daily chronological record of Military Police activity developed from reports, complaints or information received and the actions resulting there from. Entries contained on this journal may or may not be complete and/or accurate. They are not adjudications attesting to the guilt or innocence of any person. All entries are deemed **LIMITED DISTRIBUTION** and should only be distributed/divulged on a Need-To-Know basis. Full reports of the incidents will be available to commands approximately 1300 the following business day. Contact Police Records at 725-0819/5161 for assistance.

Per DODI 5505.11 and SECNAVINST 5580.1, specific offenses require submission of fingerprints and final disposition data to the Federal Bureau of Investigation (FBI) via the Naval Criminal Investigative Service (NCIS). Entries marked with an asterisk (\*), meet the requirements of the references and fingerprinting of military suspects is mandatory. **Per DODI 5505.11, Commanding Officers are required to notify PMO when a military judicial or non-judicial proceeding is initiated or when no command action is taken. Additionally, Commanding Officers are required to notify PMO of the final disposition of such military judicial or non-judicial proceeding.**

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ENCLOSURE (A) 1/89

# DESK JOURNAL

MARINE WING SECURITY BATTALION, AL ASAD AIR BASE

DATE

19 FEB 08

ENTRY	TIME	INCIDENT (WHO, WHAT, WHEN, AND WHERE)	ACTION TAKEN
		<b>JOURNAL OPENED</b>	
01	1130	I, [REDACTED] HAVE PROPERLY OPENED THIS DESK JOURNAL. S4-6 [REDACTED] (WV-2) CONTROL [REDACTED] AID [REDACTED] S1-0 [REDACTED] (MP-06) S2-0 [REDACTED] (MP-17) S3-0 [REDACTED] (MP-15) S-6 [REDACTED] (MP-09) VEHICLE (MP-09) ASSIGNED TO PATROL SUPERVISOR VEHICLE (MP-06) ASSIGNED TO PZ-1 VEHICLE (MP-17) ASSIGNED TO PZ-2 VEHICLE (MP-15) ASSIGNED TO PZ-3 MISSION: [REDACTED]	
02	1220	<p><b><u>BADGE VIOLATION (INFORMATIONAL):</u></b>                      CCN: N/A                      COMPLAINANT: N/A                      VICTIM: N/A                      SUSPECT: [REDACTED]                      WITNESS: N/A                      INJURIES: N/A                      TIME/DATE: 1220/19FEB08                      LOCATION: DINING FACILITY 1                      MP(S): S4-6 [REDACTED]</p> <p>AT 1220 PMO DESK SERGEANT WAS NOTIFIED BY S1-0 OF A BADGE VIOLATION- UNESCORTED PERSONNEL AT THE ABOVE LOCATION. [REDACTED] HAD BEEN ATTEMPTING TO ENTER DFAC 1 WITH A WHITE TEMPORARY BADGE. AT 1228 S4-6 DETAINED THE INDIVIDUAL AND TRANSPORTED HIM TO PMO BADGING, WHERE HE WAS ISSUED A RED RESTRICTED MNF-I BADGE. AT 1300 [REDACTED] WAS RELEASED TO [REDACTED] A DOD CAC HOLDER WITH KBR SECURITY. AT 1300 MP SECURE.</p>	<p><b><u>NOTIFICATIONS:</u></b>                      [REDACTED]                      OPERATIONS CHIEF- 1230                      [REDACTED]                      BDOC WATCH OFFICER- 1231</p>
03	1339	S3-0 VCP, FLIGHTLINE RD., ADJ BLDG#10915. S3-0 SECURES AT 1349.	
04	1355	S1-0 WP, LARA COMPANY, ADJ BLACKSMITH RD. S1-0 SECURES AT 1413.	
05	1357	S2-0 VCP, R-38 ADJ BLDG#10680. S2-0 SECURES AT 1411.	
06	1358	S3-0 WP, BLDG#10976. S3-0 SECURES AT 1414.	

bb/b7c

J190

# DESK JOURNAL

MARINE WING SECURITY BATTALION, AL ASAD AIR BASE

DATE

19 FEB 08

ENTRY	TIME	INCIDENT (WHO, WHAT, WHEN, AND WHERE)	ACTION TAKEN
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07	1419	S-6 CONDUCTS PERIMETER CHECK. S-6 SECURES AT 1449.	
08	1425	S1-0 VCP, 10 <sup>TH</sup> ST., ADJ BLDG#10359. S1-0 SECURES AT 1440.	
09	1435	S2-0 VCP, H. AVE., ADJ BLDG#10402. S2-0 SECURES AT 1446.	
10	1448	S4-6/S-6/S2-0 CONDUCTS MCT LOT SEARCH: (9) PERSONNEL, (9) VEHICLES, (0) CONTRABAND DISCOVERED. S4-6/S-6/S2-0 SECURES AT 1529.	
11	1504	S1-0 WP, BLDG#10224. S1-0 SECURES AT 1532.	
12	1514	S3-0 WP, BARRICADES CAN CITY. S3-0 SECURES AT 1523.	
13	1531	S2-0 WP, BLDG#10707. S2-0 SECURES AT 1557.	
14	1534	S4-6/S-6/S1-0 CONDUCTS RAMAN COMPANY SEARCH: (3) PERSONNEL, (8) LIVING SPACES, (1) WORK SPACE, (1) OTHER, (0) CONTRABAND DISCOVERED. S4-6/S-6/S1-0 SECURES AT 1620.	
15	1620	S-6 CONDUCTS PERIMETER CHECK. S-6 SECURES AT 1646.	
16	1620	<p><b>MEDICAL ASSIST (INFORMATIONAL):</b>                      CCN: N/A                      COMPLAINANT: ██████████, BDOC WATCH OFFICER                      VICTIM: PRISONER# ██████████                      SUSPECT: N/A                      WITNESS: ██████████ 329<sup>TH</sup> COMBAT SUPPORT HOSPITAL                      INJURIES: CARDIAC ARREST                      TIME/DATE: 1620/19FEB08                      LOCATION: DETENTION FACILITY                      MP(S): S4-6 ██████████                      AT 1620 PMO DESK SERGEANT WAS NOTIFIED BY ██████████                      ██████████ VIA TELEPHONE, OF AN UNKNOWN MEDICAL EMERGENCY. AT 1638 MP ARRIVED AT THE COMBAT SUPPORTS HOSPITAL AND MADE CONTACT WITH ██████████ WHO RELATED THE FOLLOWING: PRISONER ██████████ REFUSED TO EAT OR DRINK, AND HAD GONE INTO CARDIAC ARREST DUE TO MALNUTRITION. DETENTION FACILITY PERSONNEL MADE CONTACT WITH KBR EMERGENCY MEDICAL, WHO TRANSPORTED PRISONER ██████████ TO THE EMERGENCY ROOM. CURRENTLY PRISONER ██████████ IS IN CRITICAL CONDITION</p>	<p><b>NOTIFICATIONS:</b>                      ██████████                      OPERATIONS OFFICER- 1630                      ██████████                      BDOC WATCH OFFICER- 1632</p>

High  
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5191

# DESK JOURNAL

MARINE WING SECURITY BATTALION, AL ASAD AIR BASE

DATE

19 FEB 08

ENTRY	TIME	INCIDENT (WHO, WHAT, WHEN, AND WHERE)	ACTION TAKEN
		AND IS UNDER GUARD IN THE INTENSIVE CARE UNIT. DETENTION FACILITY PERSONNEL RELATED TO PMO DESK SERGEANT THAT THE DETAINEE'S INFORMATION IS CURRENTLY CLASSIFIED, HOWEVER, THE DETENTION FACILITY WILL SEND A COPY OF THE COMMANDERS CRITICAL INFORMATION REPORT TO THE PROVOST MARSHAL. AT 1640 MP SECURED FROM THE HOSPITAL.	
17	1626	S2-0 WP, ██████████ ADJ R-38. S2-0 SECURES AT 1642.	
18	1628	S1-0 VCP, BLACKSMITH RD., ADJ BLDG#10549. S1-0 SECURES AT 1640.	
19	1930	I ██████████ HAVE PROPERLY CLOSED THIS DESK JOURNAL.	
		<p><u>JOURNAL CLOSED</u></p> <p>██████████ DESK SGT</p> <p>██████████ WATCH COMMANDER</p> <p>DESK SERGEANT SIGNATURE _____</p> <p>WATCH COMMANDER SIGNATURE _____</p>	

*bb/b7c*

*J 192*

**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

551236 09:15 20080302 IN:SSDEMAIL #56764 OUT:CODE0224SSD #5035

INVESTIGATIVE ACTION

29FEB08

CONTROL: 20FEB08-24IZ-0029-7HMA

V/JABAR, WALID TAWFIQ/CIV  
M/W/FNIQ/N//31DEC87/IRAQ  
SUPP: DETAINEE NUMBER [REDACTED]

*High b2*

RESULTS OF AUTOPSY

NARRATIVE

1. On 27Feb08, Reporting Agent (RA) observed the autopsy of V/JABAR at the Port Mortuary, Dover Air Force Base, Dover, Delaware. [REDACTED] Medical Corps, U.S. Navy (USN), Deputy Medical Examiner, Office of the Armed Forces Medical Examiner (OAFME), conducted the autopsy. Photographic coverage was provided by [REDACTED] Medical Photographer, OAFME, utilizing a digital camera. The autopsy of V/JABAR was assigned OAFME case #08-0148.

BACKGROUND/IDENTIFICATION

2. On 19Feb08, V/JABAR was transported to the 325th Combat Support Hospital, Camp Al Asad, Iraq, after passing out during an interrogation. V/JABAR received medical treatment at the hospital, but died on 20Feb08, after being admitted into the Intensive Care Unit. V/JABAR had been medically cleared prior to the commencement of the interrogation, and had been under the care of USN medical personnel since being detained.

FINDINGS

3. When V/JABAR'S body was removed from the body bag, RA observed various medical treatment equipment was still in place within and upon the body.

4. RA observed [REDACTED] conduct the autopsy, which also included a posterior dissection of V/JABAR'S body. The autopsy did not reveal any apparent soft tissue injuries to the body. [REDACTED] was unable to determine a possible cause and manner of death absent toxicology results.

5. RA was provided a copy of V/JABAR'S right and left index fingerprints by the Federal Bureau of Investigation's (FBI) Fingerprint Specialist, who is assigned to the OAFME. Enclosure (A) pertains. Photographs of the autopsy are appended in Enclosure (B).

6. No items of evidence were collected.

ENCLOSURE(S)

- (A) OAFME Fingerprint Transparency/Iraqi Detainee/27Feb08
- (B) Autopsy Photographs Numbered 1-12/JABAR/27Feb08

REPORTED BY: [REDACTED]  
OFFICE: NCISFO Washington, DC

*b6 b7c*

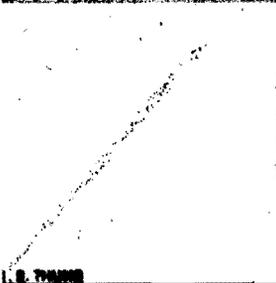
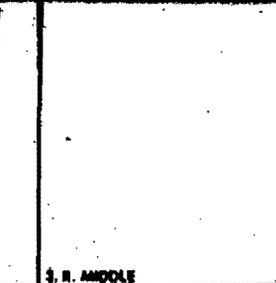
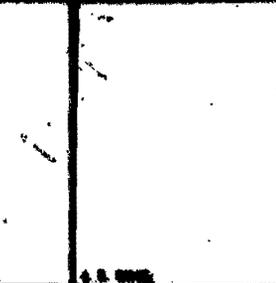
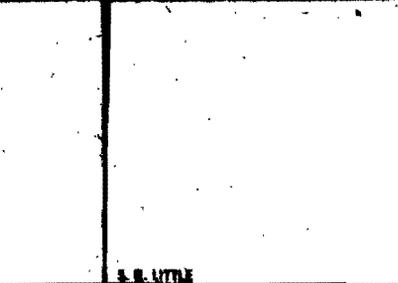
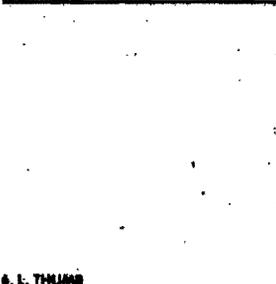
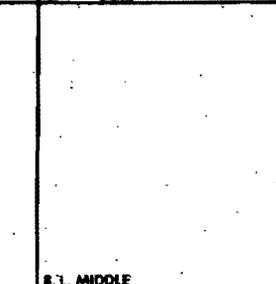
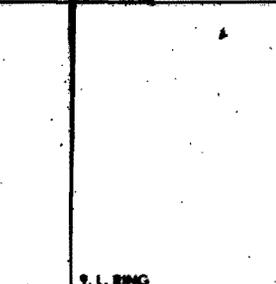
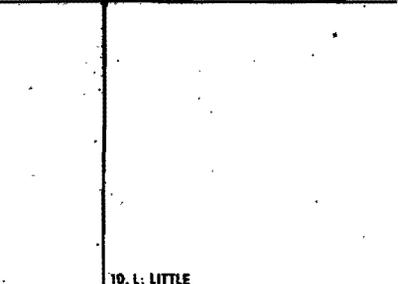
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PAGE 1 LAST [REDACTED] V2 LNY

[REDACTED] [REDACTED] [REDACTED]  
EXHIBIT (23)

*3103*

TRAIN DETRINEE

DATE		EXP. DATE		DATE OF BIRTH DOB	
TIME		PLACE		Month	Day
YEAR				Year	
CHARGE				PLACE OF BIRTH EQB	

				
				
LEFT FOUR FINGERS TAKEN SIMULTANEOUSLY		L. THUMB	R. THUMB	RIGHT FOUR FINGERS TAKEN SIMULTANEOUSLY

Dover AFB Port Mortuary



Incident : OIF  
 Remains/Case #: D08-0231  
 Recovery/TC #:  
 Process Date: 27 Feb 08 ME #: 08-0148

Enclosure (AY)  
T 194

**NAVAL CRIMINAL INVESTIGATIVE SERVICE**

**DELETED PAGE INFORMATION SHEET**

Page(s) 195 - 206, Encl. (B)

withheld entirely at this location. One or more of the following explain this decision:

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agency(ies). We will advise you of releasability of information  
following consultation with agency(ies).

Comments: To:

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ARMED FORCES MEDICAL EXAMINER  
1413 RESEARCH BOULEVARD  
BUILDING 102  
ROCKVILLE, MD 20850  
\_\_\_\_\_

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**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

550122 15:04 20080229 IN:SSDEMAIL #56585 OUT:CRFO-IZ-SSD #4206

REPORT OF INVESTIGATION (ACTION)

29FEB08

DEATH (II)

CONTROL: 20FEB08-24IZ-0029-7HMA

V/JABAR, WALID TAWFIQ/CIV  
M/W/FNIQ/N//31DEC87/IRAQ  
SUPP: DETAINEE NUMBER [REDACTED]

**High  
b2**

COMMAND/3 D MAW (FWD), CAMP AL ASAD, IRAQ/01079

MADE AT/DCWA/WASHINGTON DC/[REDACTED], SPECIAL AGENT

REFERENCE(S)

(A) NCISRA CAMP AL ASAD IRAQ (ROI) ACTION/23FEB08

EXHIBIT(S)

(1) IA: Results of Autopsy/29FEB08...(Orig 24IZ/Copy All)

NARRATIVE

1. Pursuant to lead tasking set forth in Reference (A), Reporting Agent (RA) attended the autopsy of V/JABAR on 27Feb08 at the Port Mortuary, Dover Air Force Base, Dover, DE. [REDACTED], U.S. Navy, Medical Examiner, Office of the Armed Forces Medical Examiner (OAFME), was unable to determine the cause and manner of death absent toxicology results. Further autopsy details, including fingerprints and photographs are provided in Exhibit (1).

2. Completion of lead tasking is pending receipt of the final autopsy report and death certificate from the OAFME. Completion of lead tasking is being transferred to [REDACTED] Forensic Consultant, Code 23B. Lead tasking by DCWA is complete.

ACTION

R.0023B: (ATTN: SA [REDACTED] Obtain final autopsy report and death Certificate for V/JABAR from OAFME and provide directly to 24IZ.

DISTRIBUTION

NCISHQ: 0023  
ACTION: 0023B (ATTN: SA [REDACTED])  
INFO: DCWA/24IZ/0024C

**b6  
b7c**

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PAGE 1 OF 1 V2 LNY

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SEARCHED [ ] INDEXED [ ]  
SERIALIZED [ ] FILED [ ]  
FEB 29 2008  
[REDACTED]  
207  
207

U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

//23B/24C/IZ/WA/ADLANT//

REPORT OF INVESTIGATION (OPEN)

22FEB08

DEATH (II)

CONTROL: 20FEB08-24IZ-0029-7HMA

V/JABAR, WALID TAWFIQ/CIV  
M/W/FNIQ/N//31DEC87/IRAQ  
SUPP: DETAINEE NUMBER [REDACTED]

High  
b2

COMMAND/3D MAW (FWD), CAMP AL ASAD, IRAQ/01079

MADE AT/24IZ/CAMP AL ASAD/[REDACTED] SPECIAL AGENT

NARRATIVE

1. This reactive investigation was initiated to determine the events surrounding the death of V/JABAR. No criminal statutes apply at this time.

2. On 19FEB08, at approximately 1645 hours, NCIS was notified by NCIS Joint Prosecution Exploitation Cell (JPEC) Special Agents that a Camp Al Asad, Iraq, Regional Detention Facility (RDF) Detainee, V/JABAR, was en route to the 325th Combat Support Hospital (CSH), Camp Al Asad, Iraq after passing out during an interrogation. V/JABAR was transported to the 325th CSH, where he received emergency medical treatment, but died while in the Intensive Care Unit (ICU) on 20FEB08. Before his death, it was noted V/JABAR had not been eating or drinking sufficient amounts, and due to this, V/JABAR had been under the care of a USN Corpsman since his detainment. Additionally, V/JABAR had been medically cleared before his interrogation.

3. NCIS conducted a scene examination on 19Feb08. After his death on 20Feb08, V/JABAR'S body was transported to the Al Asad Personnel Retrieval and Processing (PRP) Detachment office for processing. On 22Feb08, V/JABAR'S body was transported to Dover Air Force Base, Dover, DE for an autopsy. This investigation continues.

ACTION

R. DCWA: Attend V/JABAR's autopsy and provide preliminary and final autopsy findings, as well as photographic coverage.

DISTRIBUTION

NCISHQ: 0023B  
ACTION: DCWA  
INFO: 24C/24IZ/ADLANT

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JJof

**NAVAL CRIMINAL INVESTIGATIVE SERVICE**

**INVESTIGATIVE FILE (K)**

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**NAVAL CRIMINAL INVESTIGATIVE SERVICE  
RECORDS MANAGEMENT DIVISION  
LAW ENFORCEMENT RECORDS**

<b>NAME:</b> DOE JOHN			
<b>AKA:</b>			
<b>IDENTIFICATION:</b>	Context: V		
Date of Birth:	State of Birth: Country of Birth:		
<b>FILE IDENTIFICATION #:</b> 2BJUN05MEBJ0378			
<b>DCII INDEX CODE</b>			
K      C = 5 YEARS      F = 15 YEARS      G = 25 YEARS      K = 50 YEARS	<b>DATE CLOSED</b> 20051015		
<b>RECORDS SERIES</b>			
C	F	G	K
5580/4a(1)(b)	5580/4d(1)(a) 5580/4d(1)(b) 5580/4b(2)(c)2 5580/4d(2)	5580/4d(4)(a)	5580/4a(1)(a) 5580/4b(1)(b) 5580/4c(1)(b) 5580/4d(5)
5580/4a(1)(b)			5580/4a(1)(b) 5580/4a(2)(c)2 5580/4c(1)(a)
DOD - IG NAVSUPSYSCOM - IG NAVSEAYSCOM - IG NAVAIRSYSCOM - IG NAVFACENCOM - IG	NAVY - IG NAVY - JAG NAV COMPT NAVSPAWAR - IG NAVMEDCOM - IG	DOD DISSEMINATION: NSGHQ PERS - 81 PERS - 82 PERS - 83 PERS - 855	DCIS CNQ - N29 NAFCWASH NCIS - 21 DONCAF
		Other:	CMC - POS CMC - JAM CMC - INTO NAVRESSO
<b>COMMENTS</b>			
<div style="font-size: 2em; font-family: cursive;">b6 / b7c</div>			
CIS (Date/Initials) 16 AUG 06 / [REDACTED] CIS			
Closed Status	X	DUP Titles	X
DUP CCN	X	DISP	DATA
I, [REDACTED] certify that this document is being retained in strict accordance with SECNAVINST 5212.5 (Current Edition) & SECNAVINST 3820.2 (Current Edition).			

Revised 5 Apr 05

K1

**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

REPORT OF INVESTIGATION (CLOSED)

15OCT05

DEATH (II)

CONTROL: 26JUN05-MEBJ-0378-7HMA/C

V/DOE, JOHN (NMN)/UNK  
M/W/ZZZZ/N///UNK  
SUPP: SYRIAN NATIONAL

COMMAND/II MEF, IRAQ/20361

MADE AT/MEBJ/AL ASAD AIRBASE IZ [REDACTED], SPECIAL AGENT

REFERENCE

- (A) NCISFO Middle East ROI (INTERIM)/27JUL05...(Contains Exhibits 1-15)
- (B) NCISFO Middle East ROI (INTERIM)/26AUG05...(Contains Exhibits 16-17)
- (C) NCISFO Middle East ROI (INTERIM)/22SEP05...(Contains no Exhibits)

EXHIBIT(S)

- (18) IA: Receipt of Final Autopsy Report and Death Certificate/07Oct05...(Copy all, less 23B1)

EXECUTIVE SUMMARY

1. Investigation initiated on 26Jun05, pursuant to notification regarding the death of an unidentified Syrian detainee, while attempting to flee from U.S Marines and Iraqi Armed Forces (IAF) in the vicinity of Al Haqlaniyah, IZ. Members of 3rd Battalion 25th Marine Regiment (3/25) and 2-4-1 IAF were manning a SVCP, 15km south of Haditha Dam, IZ, on Main Supply Route (MSR) Bronze, when four (4) Military Aged Males (MAM) approached in a red Opal and were stopped and searched. The MAMs were interviewed and determined to be Syrian Foreign Fighters. During questioning, one of the MAMs broke away from his guard and attempted to flee the scene on foot, however after repeated commands to halt by both 3/25 and IAF members, he was engaged with deadly force. The deceased's remains were recovered from a local Hospital and transported to the Armed Forces Institute of Pathology (AFIP), located at Dover Air Force Base, DE, for post mortem examination. Preliminary Autopsy determined the cause and manner of death as multiple (2) gunshot wounds and Homicide, respectively. 2ND MARDIV and IIMEF SJA's have been apprised. This investigation is closed.

NARRATIVE

- 1. This investigation was initiated pursuant to SECNAVINST 5520.3B. There are no specific statutes or UCMJ articles that pertain.
- 2. Reference (C) reflected this investigation was pending receipt of the Final Autopsy-Toxicology Results. On 07Oct05, the final autopsy results were received from the Armed Forces Institute of Pathology (AFIP, which disclose the cause of death as multiple gunshot wounds and manner of death as Homicide, Exhibit (18) pertains. A certificate of death was also contained in the aforementioned report. [REDACTED]

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 AUTHORIZATION FROM THE NAVAL CRIMINAL INVESTIGATIVE SERVICE.

VLD

SUBJ: V/DOE, JOHN (NMN)/UNK

**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

[REDACTED] USMC, SJA, 2NDMARDIV and [REDACTED], USMC, SJA, IIMEF advised there is no command or Staff Judge Advocate interest in this investigation. The actions of the Marines and Iraqi National Guards were within the Rules of Engagement and proper Escalation of Force. This investigation is closed.

**PARTICIPANT(S)**

[REDACTED] Special Agent, NCISHQ Washington, DC  
[REDACTED] Special Agent, NCISHQ Washington, DC (AFIP)

**ACTION**

DIST This investigation is closed

**DISTRIBUTION**

NCISHQ (SI): 0023B1  
INFO: MEBJ/Command (H)

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K3

//23B/BJ//

**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

INVESTIGATIVE ACTION

07OCT05

CONTROL: 26JUN05-MEBJ-0378-7HMA

V/DOE, JOHN (NMN)/UNK  
M/W/ZZZZ/N///UNK  
SUPP: SYRIAN NATIONAL

RECEIPT OF FINAL AUTOPSY REPORT AND DEATH CERTIFICATE

1. On 07Oct05, Reporting Agent (RA) received the final autopsy report and death certificate for V/DOE after Participating Agent (PA) had obtained the documents from the Armed Forces Institute of Pathology, Rockville, MD. The final autopsy report disclosed V/DOE's cause of death as multiple gunshot wounds and the manner of death as homicide, Enclosure (A) pertains. The Certificate of Death listed the cause of death as gunshot wounds to the back and the onset of death from seconds to minutes, Enclosure (B) pertains. [REDACTED] Pathologist, who conducted the autopsy, signed the Certificate of Death.

PARTICIPANT(S)

[REDACTED] Special Agent, NCISHQ Washington, DC  
[REDACTED] Special Agent, NCISHQ Washington, DC (AFIP)

REPORTED BY: [REDACTED] SPECIAL AGENT  
OFFICE: AL ASAD AIRBASE, IZ

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EXHIBIT 18

K4

**NAVAL CRIMINAL INVESTIGATIVE SERVICE**

**DELETED PAGE INFORMATION SHEET**

Page(s) K 5-12, Encl. (A)

withheld entirely at this location. One or more of the following explain this decision:

Deleted under exemption(s) \_\_\_\_\_

Documents originated with other government agency(ies).  
Referred to them for review and direct response to you.

Pages contain information furnished by other government  
agency(ies). We will advise you of releasability of information  
following consultation with agency(ies).

Comments: To:

\_\_\_\_\_ **ARMED FORCES MEDICAL EXAMINER** \_\_\_\_\_  
\_\_\_\_\_ **1413 RESEARCH BOULEVARD** \_\_\_\_\_  
\_\_\_\_\_ **BUILDING 102** \_\_\_\_\_  
\_\_\_\_\_ **ROCKVILLE, MD 20850** \_\_\_\_\_

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No duplication fee for this page

IN: 30

FE # 04-0630

CERTIFICATE OF DEATH (OVERSEAS) Acte de décès (D'Outre-Mer)			
NAME OF DECEASED (Last, First, Middle) Nom du décédé (Nom et prénoms) <b>U050630 - MEBJ-0378-</b>		GRADE Grade	BRANCH OF SERVICE Arme <b>Civilian</b>
ORGANIZATION Organisation		NATION (e.g. United States) Pays <b>Iraq</b>	SOCIAL SECURITY NUMBER Numéro de l'Assurance Social <b>U05-06-30</b>
		DATE OF BIRTH Date de naissance	SEX Sexe <input checked="" type="checkbox"/> MALE <input type="checkbox"/> FEMALE
RACE Race	MARRIAGE STATUS État Civil		RELIGION Culte
<input type="checkbox"/> CAUCASOID Caucasique	<input type="checkbox"/> SINGLE Célibataire	<input type="checkbox"/> DIVORCED Divorcé	<input type="checkbox"/> PROTESTANT Protestant
<input type="checkbox"/> NEGROID Négritode	<input type="checkbox"/> MARRIED Marié	<input type="checkbox"/> SEPARATED Séparé	<input checked="" type="checkbox"/> CATHOLIC Catholique
<input checked="" type="checkbox"/> OTHER (Specify) Autre (Spécifier)	<input type="checkbox"/> WIDOWED Veuve		<input type="checkbox"/> JEWISH Juif
NAME OF NEXT OF KIN Nom du plus proche parent		RELATIONSHIP TO DECEASED Parenté du décédé avec le sus	
STREET ADDRESS Domicile à (Rue)		CITY OR TOWN OR STATE (Include ZIP Code) Ville (Code postal compris)	
MEDICAL STATEMENT Déclaration médicale			
CAUSE OF DEATH (Enter only one cause per line) Cause du décès (N'indiquer qu'une cause par ligne)			INTERVAL BETWEEN ONSET AND DEATH Intervalle entre l'attaque et le décès
DISEASE OR CONDITION DIRECTLY LEADING TO DEATH Maladie ou condition directement responsable de la mort. <b>Gunshot wounds to the back</b>			<b>Seconds to Minutes</b>
ANTECEDENT CAUSES Symptômes précurseurs de la mort.	MORBID CONDITION, IF ANY, LEADING TO PRIMARY CAUSE Condition morbide, s'il y a lieu, menant à la cause primaire		
	UNDERLYING CAUSE, IF ANY, GIVING RISE TO PRIMARY CAUSE Condition morbide, s'il y a lieu, menant à la cause primaire		
OTHER SIGNIFICANT CONDITIONS Autres conditions significatives			
MODE OF DEATH Condition de décès	AUTOPSY PERFORMED Autopsie effectuée <input checked="" type="checkbox"/> YES Oui <input type="checkbox"/> NO Non	CIRCUMSTANCES SURROUNDING DEATH DUE TO EXTERNAL CAUSES Circonstances de la mort suscitées par des causes extérieures	
<input type="checkbox"/> NATURAL Mort naturelle	MAJOR FINDINGS OF AUTOPSY Conclusions principales de l'autopsie		
<input type="checkbox"/> ACCIDENT Mort accidentelle	NAME OF PATHOLOGIST Nom du pathologiste <b>Scott A. Luzi, MD, LCDR, MC, USNR</b>		
<input type="checkbox"/> SUICIDE Suicide	SIGNATURE Signature <i>[Signature]</i>	DATE Date <b>9 July 2005</b>	AVIATION ACCIDENT Accident à Avion <input type="checkbox"/> YES Oui <input checked="" type="checkbox"/> NO Non
<input checked="" type="checkbox"/> HOMICIDE Homicide			
DATE OF DEATH (hour, day, month, year) Date de décès (l'heure, le jour, le mois, l'année) <b>26 June 2005</b>	PLACE OF DEATH Lieu de décès <b>Iraq</b>		
I HAVE VIEWED THE REMAINS OF THE DECEASED AND DEATH OCCURRED AT THE TIME INDICATED AND FROM THE CAUSES AS STATED ABOVE. J'ai examiné les restes mortuaires du dé funt et je conclus que le décès est survenu à l'heure indiquée et à la suite des causes énumérées ci-dessus.			
NAME OF MEDICAL OFFICER Nom du médecin militaire ou du médecin sanitaire <b>Stephen L. Robinson</b>		TITLE OR DEGREE Titre ou diplôme <b>Deputy Medical Examiner</b>	
GRADE Grade <b>CAPT</b>	INSTALLATION OR ADDRESS Installation ou adresse <b>Dover AFB, Dover DE</b>		
DATE Date <b>04 Oct 05</b>	SIGNATURE Signature <i>[Signature]</i>		

FORM DD APR 77 2064

REPLACES DA FORM 3548, 1 JAN 72 AND DA FORM 3545-R(PAS), 26 SEP 75, WHICH ARE OBSOLETE.

ENCLOSURE (13)

43

**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

REPORT OF INVESTIGATION (ACTION)

03OCT05

DEATH (II)

CONTROL: 26JUN05-MEBJ-0378-7HMA

V/DOE, JOHN (NMN)/UNK  
M/W/ZZZZ/N///UNK  
SUPP: SYRIAN NATIONAL

COMMAND/II MEF, IRAQ/20361

MADE AT/0023/NCISHQ WASHINGTON DC/[REDACTED] SPECIAL AGENT

REFERENCES

- (A) MEBJ ROI (ACTION)/07JUL05
- (B) 0023 ROI (ACTION)/01AUG05
- (C) 0023 ROI (ACTION)/25AUG05
- (D) 0023 ROI (ACTION)/13SEP05

NARRATIVE

1. In accordance with lead tasking set forth in reference (A), and subsequent to the submission of references (B) through (D), completion of lead tasking is pending receipt of the final autopsy report and death certificate. On 30SEP05, Participating Agent [REDACTED] advised the autopsy report is awaiting final signature and approval. Estimated date of completion is 14OCT05.

PARTICIPANT

[REDACTED], Special Agent, NCISHQ Washington, DC (AFIP)

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NCISHQ: 0023  
INFO: DCWA/MEBJ

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1214

# U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

REPORT OF INVESTIGATION (ACTION)

28SEP05

DEATH (II)

CONTROL: 26JUN05-MEBJ-0378-7HMA

V/DOE, JOHN (NMN)/UNK  
M/W/ZZZZ/N///UNK  
SUPP: SYRIAN NATIONAL

COMMAND/II MEF, IRAQ/20361

MADE AT/MEBJ/AL ASAD AIRBASE IZ/[REDACTED] SPECIAL AGENT

### REFERENCE

- (A) NCISFO Middle East ROI (OPEN)/28JUN05
- (B) NCISFO Middle East ROI (INTERIM)/27JUL05... (Contains Exhibits 1-15)
- (C) NCISFO Middle East ROI (INTERIM)/26AUG05... (Contains Exhibits 16-17)

### EXECUTIVE SUMMARY

1. Investigation initiated on 26Jun05, pursuant to notification regarding the death of an unidentified Syrian detainee, while attempting to flee from U.S Marines and Iraqi Armed Forces (IAF) in the vicinity of Al Haqlaniyah, IZ. Members of 3rd Battalion 25th Marine Regiment (3/25) and 2-4-1 IAF were manning a SVCP, 15km south of Haditha Dam, IZ, on Main Supply Route (MSR) Bronze, when four (4) Military Aged Males (MAM) approached in a red Opal and were stopped and searched. The MAMs were interviewed and determined to be Syrian Foreign Fighters. During questioning, one of the MAMs broke away from his guard and attempted to flee the scene on foot, however after repeated commands to halt by both 3/25 and IAF members, he was engaged with deadly force. The deceased's remains were recovered from a local Hospital and transported to the Armed Forces Institute of Pathology (AFIP), located at Dover Air Force Base, DE, for post mortem examination. Preliminary Autopsy determined the cause and manner of death as multiple (2) gunshot wounds and Homicide, respectively.

### NARRATIVE

- 1. This investigation was initiated pursuant to SECNAVINST 5520.3B. There are no specific statutes or UCMJ articles that pertain.
- 2. Reference (A) reflected lead tasking to 23B12/DCWA to forward final autopsy results of V/DOE to Al Asad Detachment, IZ for inclusion in the case file. This report is being generated to obtain and Estimated Date of Completion (ECD) for the completion of this action.

### ACTION

- R.DCWA: PLEASE PROVIDE AN ECD.
- R.23B12: PLEASE PROVIDE AN ECD.

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26JUN05-MEBJ-0378-7HMA

SUBJ: V/DOE, JOHN (NMN)/UNK

**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

NCISHQ (SI): 0023B

ACTION: 23B12/DCWA

INFO: MEBJ

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Page 2

LAST

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216

# U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

REPORT OF INVESTIGATION (INTERIM)

22SEP05

DEATH (II)

CONTROL: 26JUN05-MEBJ-0378-7HMA

V/DOE, JOHN (NMN)/UNK  
M/W/ZZZZ/N///UNK  
SUPP: SYRIAN NATIONAL

COMMAND/II MEF, IRAQ/20361

MADE AT/MEBJ/AL ASAD AIRBASE IZ [REDACTED] SPECIAL AGENT

## REFERENCE

- (A) NCISFO Middle East ROI (INTERIM)/27JUL05...(Contains Exhibits 1-15)
- (B) NCISFO Middle East ROI (INTERIM)/26AUG05...(Contains Exhibits 16-17)

## EXECUTIVE SUMMARY

1. Investigation initiated on 26Jun05, pursuant to notification regarding the death of an unidentified Syrian detainee, while attempting to flee from U.S Marines and Iraqi Armed Forces (IAF) in the vicinity of Al Haqlaniyah, IZ. Members of 3rd Battalion 25th Marine Regiment (3/25) and 2-4-1 IAF were manning a SVCP, 15km south of Haditha Dam, IZ, on Main Supply Route (MSR) Bronze, when four (4) Military Aged Males (MAM) approached in a red Opal and were stopped and searched. The MAMs were interviewed and determined to be Syrian Foreign Fighters. During questioning, one of the MAMs broke away from his guard and attempted to flee the scene on foot, however after repeated commands to halt by both 3/25 and IAF members, he was engaged with deadly force. The deceased's remains were recovered from a local Hospital and transported to the Armed Forces Institute of Pathology (AFIP), located at Dover Air Force Base, DE, for post mortem examination. Preliminary Autopsy determined the cause and manner of death as multiple (2) gunshot wounds and Homicide, respectively.

## NARRATIVE

- 1. This investigation was initiated pursuant to SECNAVINST 5520.3B. There are no specific statutes or UCMJ articles that pertain.
- 2. Reference (B) reflected this investigation is pending receipt of the Final Autopsy-Toxicology Results. To date, this investigation is pending receipt of the aforementioned documents.

DISTRIBUTION  
NCISHQ (SI): 0023B  
INFO: MEBJ/DCWA

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*V-17*

# U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

REPORT OF INVESTIGATION (INTERIM)

22SEP05

DEATH (II) CONTROL: 26JUN05-MEBJ-0378-7HMA

V/DOE, JOHN (NMN)/UNK  
M/W/ZZZZ/N///UNK  
SUPP: SYRIAN NATIONAL

COMMAND/II MEF, IRAQ/20361

MADE AT/MEBJ/AL ASAD AIRBASE IZ/ [REDACTED] SPECIAL AGENT

## REFERENCE

- (A) NCISFO Middle East ROI (INTERIM)/27JUL05... (Contains Exhibits 1-15)
- (B) NCISFO Middle East ROI (INTERIM)/26AUG05... (Contains Exhibits 16-17)

## EXECUTIVE SUMMARY

1. Investigation initiated on 26Jun05, pursuant to notification regarding the death of an unidentified Syrian detainee, while attempting to flee from U.S Marines and Iraqi Armed Forces (IAF) in the vicinity of Al Haqlaniyah, IZ. Members of 3rd Battalion 25th Marine Regiment (3/25) and 2-4-1 IAF were manning a SVCP, 15km south of Haditha Dam, IZ, on Main Supply Route (MSR) Bronze, when four (4) Military Aged Males (MAM) approached in a red Opal and were stopped and searched. The MAMs were interviewed and determined to be Syrian Foreign Fighters. During questioning, one of the MAMs broke away from his guard and attempted to flee the scene on foot, however after repeated commands to halt by both 3/25 and IAF members, he was engaged with deadly force. The deceased's remains were recovered from a local Hospital and transported to the Armed Forces Institute of Pathology (AFIP), located at Dover Air Force Base, DE, for post mortem examination. Preliminary Autopsy determined the cause and manner of death as multiple (2) gunshot wounds and Homicide, respectively.

## NARRATIVE

- 1. This investigation was initiated pursuant to SECNAVINST 5520.3B. There are no specific statutes or UCMJ articles that pertain.
- 2. Reference (B) reflected this investigation is pending receipt of the Final Autopsy-Toxicology Results. To date, this investigation is pending receipt of the aforementioned documents.

## DISTRIBUTION

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INFO: MEBJ/DCWA

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Page 1

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K/8

**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

REPORT OF INVESTIGATION (ACTION)

13SEP05

DEATH (II)

CONTROL: 26JUN05-MEBJ-0378-7HMA

V/DOE, JOHN (NMN)/UNK  
M/W/ZZZZ/N///UNK  
SUPP: SYRIAN NATIONAL

COMMAND/II MEF, IRAQ/20361

MADE AT/0023/NCISHQ WASHINGTON DC [REDACTED] SPECIAL AGENT

REFERENCES

- (A) MEBJ ROI (ACTION)/07JUL05
- (B) 0023 ROI (ACTION)/01AUG05
- (C) 0023 ROI (ACTION)/25AUG05

NARRATIVE

1. In accordance with lead tasking set forth in reference (A), and subsequent to the submission of references (B) and (C), lead tasking continues to remain outstanding pending receipt of the final autopsy report.

DISTRIBUTION

NCISHQ: 0023  
INFO: DCWA/MEBJ

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U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

//23B/BJ//

REPORT OF INVESTIGATION (INTERIM)

26AUG05

DEATH (II)

CONTROL: 26JUN05-MEBJ-0378-7HMA

V/DOE, JOHN (NMN)/UNK  
M/W/ZZZZ/N///UNK  
SUPP: SYRIAN NATIONAL

COMMAND/II MEF, IRAQ/20361

MADE AT/MEBJ/AL ASAD AIRBASE IZ/ [REDACTED] SPECIAL AGENT

REFERENCE

(A) NCISFO Middle East ROI (INTERIM)/27JUL05...(Contains Exhibits 1-15)

EXHIBITS

(16) IA: Results of Autopsy (V/DOE)/27Jul05...(Copy All)  
(17) IA: Results of Interview of [REDACTED] 15Aug05...(Copy All)

EXECUTIVE SUMMARY

1. Investigation initiated on 26Jun05, pursuant to notification regarding the death of an unidentified Syrian detainee, while attempting to flee from U.S Marines and Iraqi Armed Forces (IAF) in the vicinity of Al Haqlaniyah, IZ. Members of 3rd Battalion 25th Marine Regiment (3/25) and 2-4-1 IAF were manning a SVCP, 15km south of Haditha Dam, IZ, on Main Supply Route (MSR) Bronze, when four (4) Military Aged Males (MAM) approached in a red Opal and were stopped and searched. The MAMs were interviewed and determined to be Syrian Foreign Fighters. During questioning, one of the MAMs broke away from his guard and attempted to flee the scene on foot, however after repeated commands to halt by both 3/25 and IAF members, he was engaged with deadly force. The deceased's remains were recovered from a local Hospital and transported to the Armed Forces Institute of Pathology (AFIP), located at Dover Air Force Base, DE, for post mortem examination. Preliminary Autopsy determined the cause and manner of death as multiple (2) gunshot wounds and Homicide, respectively.

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NARRATIVE

1. This investigation was initiated pursuant to SECNAVINST 5520.3B. There are no specific statutes or UCMJ articles that pertain.  
2. Subsequent to Reference (A), the results of the preliminary autopsy was received, which indicated that on 09Jul05, Participant [REDACTED] attended the post mortem examination of V/DOE at AFIP. Preliminary Autopsy results were also previously reported in Reference (A), and determined two entry wounds in the back and two exit wounds in the front, with no projectiles found inside the body.

CCS ENTRY: 8/29/05 INITIALS: [REDACTED]  
DTD XMIT: 8/29/05 INITIALS: [REDACTED]  
DTD MAILED: [REDACTED] INITIALS: [REDACTED]

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SUBJ: V/DOE, JOHN (NMN)/UNK

**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

Accompanying the preliminary report were the autopsy photographs and fingerprints of V/DOE; Exhibit (16) pertains.

3. On 13Aug05, Participant [REDACTED] interviewed [REDACTED], the interpreter embedded with 3/25 Marines at the time of the shooting; Exhibit (17) pertains. During the interview, [REDACTED] stated he was the person who noted the unusual clothing and speech patterns of the three detainees, and informed the Marines of the possibility they were Syrians or Jordanians. [REDACTED] also discovered the driver of the vehicle only had approximately \$15 worth of Iraqi Dinars, but had driven the Syrians from the border, so more than likely, he was involved with them. [REDACTED] stated at one point while interviewing one of the Syrians, he tried to escape on foot and despite the IAF and Marines yelling for him to stop, he continued running away. Both the Marines and IAF engaged V/DOE and he fell to the ground. [REDACTED] stated he and an IAF member named [REDACTED] went to check V/DOE's condition and found him still alive, but with what appeared to be a mortal wound to the heart. [REDACTED] stated he asked [REDACTED] if they should get the Marines, but [REDACTED] reportedly indicated he wanted to kill V/DOE, and fired three rounds from his AK-47 into V/DOE, who then died. Of note, is that post mortem examination did not discover these three rounds reportedly fired into V/DOE. [REDACTED] stated [REDACTED] the Marine Squad Leader, questioned [REDACTED] actions, but [REDACTED] just stated he shoots every Syrian, because they just blow themselves up. [REDACTED] then wanted to shoot the other two, but [REDACTED] would not allow. The other two were placed into the HMMWV and taken to Haditha Dam.

4. This investigation is pending receipt of the Final Autopsy-Toxicology Results.

**PARTICIPANTS**

[REDACTED] NCIS Special Agent, NCISHQ Washington, DC  
 [REDACTED] NCIS Special Agent, MNF-I Int'l Zone, Baghdad, IZ

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# U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

INVESTIGATIVE ACTION

27JUL05

CONTROL: 26JUN05-MEBJ-0378-7HMA

I/II MEF, IRAQ/DEATH OF AN UNIDENTIFIED DETAINEE ESCAPEE

## RESULTS OF AUTOPSY

1. On 09JUL05, Reporting Agent attended the autopsy of the unidentified detainee escapee at the Charles C. Carson Center for Mortuary Affairs, Dover Air Force Base, Dover, DE. [REDACTED] MC USNR, Associate Medical Examiner, and [REDACTED] MC USN, Deputy Medical Examiner, Office of the Armed Forces Medical Examiner, conducted the autopsy. The examination disclosed two gunshot wounds entering in the back and exiting in the mid and upper chest area. No projectiles were found inside the body. The Preliminary Autopsy Report is appended as enclosure (A).

2. The remains were received in a transfer case that contained a bag of clothing. The clothing most likely belonged to the detainee. An examination of the clothing suggested it was cut off the body, and then the body was wrapped in white cloth, suggestive of preparation for burial. The clothing was examined for holes or other evidence of potential trauma to the body. The only items of clothing suggesting trauma were the undershirt and button-down plaid shirt. Both shirts had holes where the shirt/undershirt would have been adjacent to the person's back. The undershirt was cut in the area that potentially would have matched the exit wounds. The button-down shirt was cut in the shoulder area, but still had a hole that coincided with the exit wound above the left clavicle. An additional hole was observed through the left pocket of the shirt. The two holes on the back of the button-down shirt appeared to have small smudges indicative of "bullet wipe." No other obvious smudges or powder patterns surrounding or emanating from the holes were observable.

3. The postmortem examination was photographed by [REDACTED] USAF, Photographer, Office of the Armed Forces Medical Examiner. [REDACTED] utilized a Nikon D1H digital camera. The photographs are appended as enclosure (B). Proof sheets are forwarded separately for maintenance in the case file.

4. Fingerprints from the detainee are included as enclosure (C).

## ENCLOSURES

- (A) Preliminary Autopsy Report/09JUL05
- (B) Autopsy Photographs/09JUL05
- (C) Fingerprint Card/09JUL05

REPORTED BY: [REDACTED] SPECIAL AGENT  
 OFFICE: NCISHQ WASHINGTON, DC

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**NAVAL CRIMINAL INVESTIGATIVE SERVICE**

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Page(s) 23 - 35, Encl (5)

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\_\_\_\_\_ **BUILDING 102** \_\_\_\_\_  
\_\_\_\_\_ **ROCKVILLE, MD 20850** \_\_\_\_\_

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LAST NAME NAM FIRST NAME MIDDLE NAME

**UNK - DETAINEE - ESCAPEE**

STATE USAGE

ALIASES

**MEOS-  
0630**

CONTRIBUTOR

**DCFBWAZZ  
FBI  
DISASTER SQUAD**

DATE OF BIRTH DOB  
Month Day Year

SIGNATURE OF PERSON FINGERPRINTED

THIS DATA MAY BE COMPUTERIZED IN LOCAL, STATE AND NATIONAL FILES

DATE ARRESTED OR RECEIVED DOA

SEX RACE HGT. WGT. EYES HAIR PLACE OF BIRTH POB

DAY SIGNATURE OF OFFICER TRAINING SUPERVISOR

YOUR NO. OCA

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REF.

**7/9/05**  
**NCIS**  
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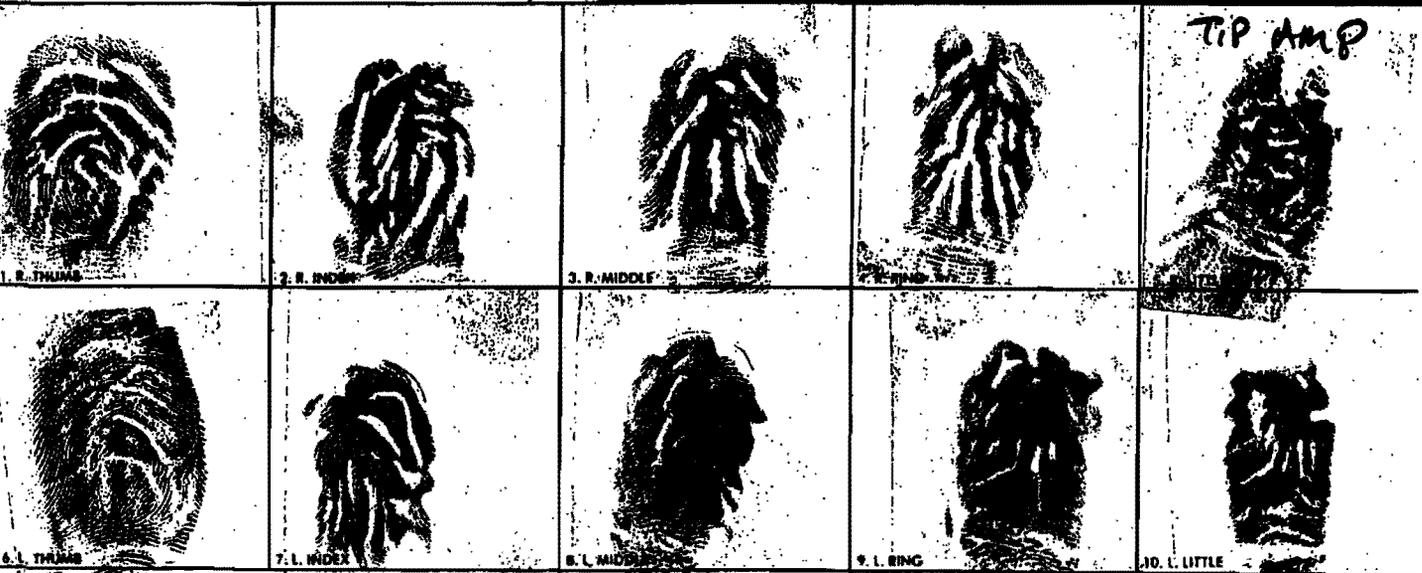
SID NO. SID

SOCIAL SECURITY NO. SOC

FINAL DISPOSITION

NCIC CLASS - FPC

CAUTION



Dover AFB Port Mortuary



Incident: OIF

Remains/Case #: 4702

Recovery/TC #:

Process Date: 09 Jul 05 ME #: 05-0630

ENCLOSURE ( C )

*K26*

# U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

INVESTIGATIVE ACTION

15AUG05

CONTROL: 26JUN05-MEJ-0378-7HMA

V/DOE, JOHN (NMN)/UNK  
M/W/ZZZZ/N//UNK  
SUPP: SYRIAN NATIONAL

## RESULTS OF INTERVIEW OF [REDACTED]

1. On 13Aug05, Reporting Agent identified himself as a Special Agent of the U.S. Naval Criminal Investigative Service, and interviewed [REDACTED] was advised he was being interviewed regarding his knowledge relative to the death of a Syrian male (V/DOE, John (NMN)) in July 2005. As background, [REDACTED] is a Department of Defense contracted linguist who was assigned to the 3rd Battalion, 25th Marines and was present at V/DOE's death. [REDACTED] provided the following information:

2. [REDACTED] was attached to a squad of Marines supported by a HUMMV at a checkpoint with Iraqi National Guard (ING) soldiers also manning the checkpoint. The HUMMV had a gun mounted on the top of the vehicle. The Marines and ING manning the checkpoint were inspecting vehicles when [REDACTED] noticed one vehicle containing three male passengers, other than the driver, who appeared by their clothing to be from outside Iraq. [REDACTED] instructed the vehicle driver to stop and further instructed the vehicle's occupants to show their identification. As [REDACTED] spoke to the occupants he noticed their accents were either Syrian or Jordanian. [REDACTED] instructed the occupants to get out of the vehicle and sit on the ground away from the vehicle. The occupants consisted of the driver who acted as a taxi driver, and three passengers. It was later learned the driver had only 20,000 dinars (approximately 15.00 USD) and that he had driven the three passengers from the Syrian border. It was also learned that the driver was an Iraqi national. [REDACTED] instructed the passenger who appeared to be the youngest to come to him. The person was V/DOE. [REDACTED] asked V/DOE where he was from to which V/DOE first replied that he was from Iraq. [REDACTED] confronted V/DOE about his accent being other than Iraqi. V/DOE admitted he was from Syria. [REDACTED] told the ING to take V/DOE to where the other Syrians were sitting. As V/DOE started walking as directed, he suddenly tried to escape by running away. The ING and Marines called to V/DOE to stop in Arabic four or five times, but V/DOE continued running. The Marine and the ING opened fired and V/DOE fell to the ground.

3. [REDACTED] and an ING sergeant named, [REDACTED] (last name unknown to [REDACTED]) went to see V/DOE's condition. V/DOE was still alive, but it appeared to [REDACTED] V/DOE was not going to live much longer because one of the bullet wounds appeared to be "in the heart." [REDACTED] could hear V/DOE voicing pain from the wounds. [REDACTED] asked [REDACTED] if they should get the Marines to ask what they should do with V/DOE. [REDACTED] replied, "No, I want to kill him now!" or words very similar. [REDACTED] told [REDACTED] he was concerned they would get in

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**EXHIBIT 17**

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SUBJ: V/DOE, JOHN (NMN)/UNK  
U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

trouble, but [redacted] replied he did not care. [redacted] fired three rounds from his AK-47 rifle into V/DOE who then died. From the time [redacted] and [redacted] arrived at V/DOE's body to the time they left him dead was about thirty seconds.

4. When [redacted] and [redacted] returned to where the Marines and ING soldiers were still watching the other two Syrians and the Iraqi driver, the Marine squad leader, [redacted] (NFI), was upset with [redacted] shooting V/DOE. [redacted] asked [redacted] why he shot V/DOE to which [redacted] replied, "I shoot every fucking Syrian because they are going to blow themselves up." [redacted] wanted to kill the other Syrians, but [redacted] would not permit it and told [redacted] to relax. [redacted] called an officer via radio and was told to take the other Syrians and the driver to camp. The ING took the two Syrians and the Iraqi to the HUMMV. When the ING soldiers got the detainees into the HUMMV they started beating them to the bodies with their AK-47 rifle butts. The blows were never to their faces. [redacted] stood next to the HUMMV while the beatings took place. The Marine who was manning the crew served weapon on top of the HUMMV managed to stop the ING from further beating the detainees. The Marines then drove the detainees to base where they were turned over to intelligence personnel.

5. [redacted] said none of the Marines hit or mistreated the detainees. Neither did any Marine give instructions to mistreat a detainee or give instructions directly or by implication to mistreat or wrongfully kill a detainee.

BIOGRAPHICAL DATA

EMPLOYMENT: CATAGORY 1, LINGUIST - TITAN CORP

CITIZENSHIP: IRAQ

DOB: [redacted]

POB: [redacted]

RESIDENCE:

ADDRESS: [redacted]

OTHER:

TELEPHONE: IRAQNA [redacted]

REPORTED BY: [redacted] SPECIAL AGENT

OFFICE: MNF-I INTERNATIONAL ZONE, BAGHDAD, IRAQ

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Page 2

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# U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

REPORT OF INVESTIGATION (ACTION)

25AUG05

DEATH (II)

CONTROL: 26JUN05-MEBJ-0378-7HMA

V/DOE, JOHN (NMN)/UNK  
M/W/ZZZZ/N///UNK  
SUPP: SYRIAN NATIONAL

COMMAND/II MEF, IRAQ/20361

MADE AT/0023/NCISHQ WASHINGTON DC [REDACTED], SPECIAL AGENT

### REFERENCES

- (A) MEBJ ROI (ACTION)/07JUL05
- (B) 0023 ROI (ACTION)/01AUG05

### NARRATIVE

1. In accordance with lead tasking set forth in reference (A), and subsequent to the submission of reference (B), lead tasking continues to remain outstanding pending receipt of the final autopsy report.

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[REDACTED] V2 LNY

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**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

REPORT OF INVESTIGATION (INTERIM)

27JUL05

DEATH (II)

CONTROL: 26JUN05-MEBJ-0378-7HMA

V/DOE, JOHN (NMN)/UNK  
M/W/ZZZZ/N///UNK  
SUPP: SYRIAN NATIONAL

COMMAND/II MEF, IRAQ/20361

MADE AT/MEBJ/AL ASAD AIRBASE IZ [REDACTED] SPECIAL AGENT

EXHIBIT(S)

- (1) IA: Acquisition of Hand Written Statements from 3/25 Personnel/30Jun05...(Copy All)
- (2) IA: Acquisition of Ministry of Health Document/03Jul05...(Copy All)
- (3) IA: Death Scene Examination Report/07Jul05...(Copy All)
- (4) IA: Photographic Coverage of Death Scene Examination/07Jul05...(Copy All)
- (5) IA: Results of Retrieval of Body and Interview of Ambulance Driver/07Jul05...(Copy All)
- (6) IA: Photographic Coverage of Detainee by Mortuary Affairs/08Jul05...(Copy All)
- (7) IA: Acquisition of Mortuary Affairs Custody Documentation/09Jul05...(Copy All)
- (8) Translated Sworn Statement of [REDACTED]/05Jul05...(Copy All)
- (9) Translated Sworn Statement of [REDACTED] 14Jul05...(Copy All)
- (10) Translated Sworn Statement of [REDACTED] 14Jul05...(Copy All)
- (11) Translated Sworn Statement of [REDACTED] 14Jul05...(Copy All)
- (12) Translated Sworn Statement of [REDACTED] 4Jul05...(Copy All)
- (13) Translated Sworn Statement of [REDACTED] 13Jul05...(Copy All)
- (14) IA: Receipt of Preliminary Autopsy Report from AFIP/17Jul05...(Copy All)
- (15) IA: Acquisition of Titan Document/24Jul05...(Copy All)

CCS ENTRY:	8/2/05	INITIALS	[REDACTED]
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DATE		DATE	

EXECUTIVE SUMMARY

1. Investigation initiated on 26Jun05, pursuant to notification from [REDACTED], USMC JAGC, Senior SJA, II Marine Expeditionary Force (MEF), Camp Fallujah, Iraq (IZ), regarding the death of an unidentified Syrian detainee, while attempting to flee from U.S Marines and Iraqi Armed Forces in the vicinity of Al Haqlaniyah, IZ. Members of 3rd Battalion 25th Marine Regiment (3/25) and 2-4-1 Iraqi Armed Forces (IAF) operating from Camp Haditha, IZ, were manning a Stationary Vehicle Check Point 15km south of Haditha Dam on Main Supply Route (MSR) Bronze, when a red Opal carrying four (4) Military Aged Males (MAM) was stopped and searched. The MAMs were discovered with false Iraqi identification and were later determined to be

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SUBJ: V/DOE, JOHN (NMN)/UNK

**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

Syrian Foreign Fighters entering the country for Jihad. At one point during questioning, one of the detainees attempted to flee the scene and was commanded to halt by both 3/25 and IAF members, however he continued his escape. To prevent the imminent escape of this detainee, who had fled to a distance no longer safe to chase, he was engaged with deadly force. The deceased's remains were recovered from a local Hospital and transported to the Armed Forces Institute of Pathology (AFIP), located at Dover Air Force Base, DE, for post mortem examination. Members of 3/25 involved in the shooting were interviewed, however under advise of legal counsel, invoked their rights to silence. Due to the lack of proper identification, the deceased Syrian detainee is hereby referred to as V/DOE.

**NARRATIVE**

1. This investigation was initiated pursuant to SECNAVINST 5520.3B. There are no specific statutes or UCMJ articles that pertain.
2. On 28Jun05, Reporting Agent (RA) contacted [REDACTED] USMC, Executive Officer for 3rd Battalion, 25th Marine Regiment (3/25), Regimental Combat Team - 2 (RCT-2), forward deployed to Camp Haditha, Iraq, regarding interviewing the four Marines involved in the shooting death of V/DOE. [REDACTED] provided statements that were written by these individuals immediately after returning to camp from the incident scene. RA then attempted to individually interview the four Marines; however, on the advice of legal counsel, invoked their rights to silence, and requested their written statements stand in place of oral testimony. Exhibit (1) provides the pertinent details of those statements.
3. On 28Jun05, RA received documentation from the Iraqi Ministry of Health, regarding the post mortem examination of V/DOE; Exhibit (2) pertains. [REDACTED] Iraqi Coronary Doctor for Haditha Hospital performed the autopsy on V/DOE and detected one entry wound to the back and one in the left shoulder, and one exit wound in the left chest. The document provided by [REDACTED] was written in Arabic; therefore [REDACTED] (infra) provided a sworn translation.
4. On 29Jun05, RA traveled via armored patrol to the death scene and performed the death scene examination (DSE), including death scene sketch and measurements, Exhibit (3) pertains.
5. On 29Jun05, as part of the DSE, photographic documentation of the scene was performed; Exhibit (4) pertains.
6. On 28Jun05, Participant [REDACTED] (infra) negotiated the retrieval of V/DOE's remains from Haditha Hospital and had them transported to the Mortuary Affairs Detachment aboard Al Asad, for future transport to AFIP; Exhibit (5) pertains. Participant [REDACTED] additionally interviewed the Ambulance Driver, [REDACTED] who recovered V/DOE from the incident scene on 26Jun05, and transported him to Haditha Hospital. Once V/DOE arrived at the Al Asad Mortuary Affairs Detachment, photographic coverage of V/DOE was taken as part of the in-processing procedures. Those photos were provided to NCIS;

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SUBJ: V/DOE, JOHN (NMN)/UNK

**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

Exhibit (6) pertains.

7. On 07Jul05, RA met with [REDACTED] USMC, Al Asad Mortuary Affairs, regarding the transportation of V/DOE to AFIP. Helo Squadron HMM-264 was tasked to transport V/DOE from Al Asad to the Transportation Mortuary Evacuation Point (TMEP) at Baghdad International Airport (BIAP), and documentation was provided to maintain the chain of custody throughout transport; Exhibit (7) pertains.

8. On 05Jul05, RA interviewed [REDACTED] the Iraqi Cab driver who was also stopped and detained at VCP-9. [REDACTED] was determined to be transporting three Syrians from Anah to Baghdad, Iraq. [REDACTED] provided a sworn statement regarding his recollection of the events surrounding the death of V/DOE. Exhibit (8) is [REDACTED] statement in Arabic, accompanied by the sworn translation provided by [REDACTED] (infra). [REDACTED] essentially indicated that V/DOE attempted to escape because the IAF were beating them. While escaping, he heard the IAF yelling for him to stop; however, when he did not, they shot him. He also indicated an American Soldier fired from his Humvee, and the American's treatment of them was much better than the IAF.

9. On 07Jul05, RA interviewed [REDACTED], 2-4-1 IAF, regarding his recollection of the events. Exhibit (9) is [REDACTED] statement in Arabic, accompanied by the sworn translation by [REDACTED]. [REDACTED] stated the interpreter embedded at the VCP, beat one of the detainee's, and he soon admitted he was Syrian. At that point, he was taken over to the Marines, where he soon escaped, and was ultimately killed.

10. On 07Jul05, RA interviewed [REDACTED] 2-4-1 IAF, regarding the death of the Syrian detainee; Exhibit (10) is [REDACTED] statement in Arabic, accompanied by the sworn translation by [REDACTED]. [REDACTED] indicated when the initial shots were fired, the Syrian kept running, and it was not until the Marine aboard the Humvee fired, that V/DOE died.

11. On 07Jul05, RA interviewed [REDACTED], 2-4-1 IAF, regarding the death of V/DOE. Exhibit (11) is [REDACTED] statement in Arabic, accompanied by [REDACTED] sworn translation. [REDACTED] stated all members of IAF and 3/25 fired at V/DOE. After he was dead, the Humvee took the others to the Marines Headquarters for further investigation.

12. On 13Jul05, Participant [REDACTED] interviewed [REDACTED] an admitted Syrian National in Iraq for Jihad, who was detained at VCP-9 on 26Jun05. [REDACTED] provided a written statement regarding his recollection of the events, which is accompanied by [REDACTED] translation; Exhibit (12) pertains. [REDACTED] stated the IAF forces beat them upon determining their identification papers were phony. He identified V/DOE as Abu BASHIR and indicated when he ran away, one of the Marines began saying something in English, but he could not understand it. Then two of the IAF shot at BASHIR, whom he also

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SUBJ: V/DOE, JOHN (NMN)/UNK

**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

indicated is from Ar Rutbah, Iraq near Camp Korean Village. Later, while [REDACTED] was providing his sworn translation, he indicated Abu BASHIR simply means father of Good News, and is not a real name but a warrior-type nickname, similar to Devil Dog for the Marines.

13. On 13Jul05, RA interviewed [REDACTED], the other Syrian detainee at VCP-9. [REDACTED] provided an oral statement regarding the events surrounding V/DOE's death, and Arabic Linguist [REDACTED] (infra) wrote the statement in English as [REDACTED] was speaking; Exhibit (13) pertains. [REDACTED] stated he entered Iraq from the Syrian town of Boukamal, where he also met Abu BASHIR and [REDACTED] the warrior name for [REDACTED] (supra). [REDACTED] stated after the Americans interrogated them through an interpreter, and determined their ID's were false, they made them get on the ground, where the IAF beat and kicked them. Abu BASHIR was beaten so bad he ran away, and shortly thereafter, [REDACTED] stated he heard gunshots. He then heard the IAF saying Abu BASHIR was dead. [REDACTED] remembered hearing the Americans yelling STOP, STOP, in English.

14. On 15Jul05, RA received the Preliminary Autopsy Report from AFIP; Exhibit (14) pertains. [REDACTED], MC USN, and [REDACTED], MC USN, performed the autopsy and determined the cause and manner of death as multiple gunshot wounds and homicide, respectively. They discovered two entry gunshot wounds to the back, one exiting the left side of the chest, and the other exiting above the left clavicle. No bullets, fragments, soot or stippling was present.

15. On 24Jul05, RA contacted [REDACTED], Al Asad Site Manager for Titan Corp, regarding the location of [REDACTED], the linguist assigned to 3/25 at the time of V/DOE's death. Titan Corp manages all Linguists in Al Asad's Area of Operations, and [REDACTED] had been previously requested to locate [REDACTED] so he could provide a statement of the events. [REDACTED] provided documentation detailing a 15Jul05 IED attack, which resulted in injuries to [REDACTED] requiring his medical evacuation; Exhibit (15) pertains. [REDACTED] further elaborated that [REDACTED] was currently in Baghdad undergoing rehab with his family.

16. This investigation is still pending the interview of [REDACTED] and receipt of the Final Autopsy/Toxicology Reports.

**PARTICIPANTS**

- [REDACTED], NCIS Special Agent, Al Asad Airbase, IZ
- [REDACTED], CALNET Category II Arabic Linguist, Al Asad, IA
- [REDACTED], CALNET Category II Arabic Linguist, Al Asad, IA
- [REDACTED], CALNET Category II Arabic Linguist, Al Asad, IA

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U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

INVESTIGATIVE ACTION

30JUN05

CONTROL: 26JUN05-MEBJ-0378-7HMA

I/II MEF, IRAQ/DEATH OF AN UNIDENTIFIED DETAINEE ESCAPEE

ACQUISITION OF HAND WRITTEN STATEMENTS FROM 3/25 PERSONNEL

1. On 28Jun05, Reporting Agent contacted [redacted] USMC, Executive Officer for 3rd Battalion, 25th Marine Regiment (3/25), Regimental Combat Team - 2 (RCT-2), forward deployed to Camp Haditha, Iraq, regarding interviewing the four Marines involved in the shooting death of V/DOE. [redacted] provided statements that were written by these individuals immediately after returning to camp from the incident scene. RA then attempted to individually interview the four Marines, however on the advice of legal counsel, invoked their rights to silence, and requested their written statements stand in place of oral testimony.

2. [redacted] USMC, Weapons Company (WPNS), 3/25, provided his written statement, a rough sketch of the death scene and his initialed rights advisement form; Enclosure (A) pertains. In his statement [redacted] indicated his four-man unit was advising Iraqi Army Forces (IAF) on vehicle checkpoint tactics, and positioned his four-man unit 100-150 meters off the roadway to observe. IAF stopped a maroon Opal carrying four Military-aged Arab Males (MAM) and conducted a search of the vehicle and its occupants. False identification and Syrian accents provided a reason for detention, and during questioning, one admitted to being Syrian. As he was physically detained, he broke free and ran back toward the roadway. IAF and the Marines all yelled, "Stop or I will shoot", to no avail, so IAF initially engaged unsuccessfully, and [redacted] gave the order for the Marines to engage and he fell just past the vehicle.

3. [redacted] USMC, WPNS 3/25, provided his written statement and his initialed rights advisement form; Enclosure (B) pertains. [redacted] stated after the Opal was pulled over and the MAMs were determined to be Syrians, [redacted] (infra) was interviewing one through an interpreter, and this MAM got away from him running towards Main Supply Route Bronze. Verbal commands were given for the MAM to stop, however he ran past the other 3 detainees, and IAF opened fire, but missed. [redacted] fired two rounds, then [redacted] stated he fired from his turret position with the 240 Gulf, a 7.62mm automatic rifle, and the MAM fell down and died.

4. [redacted] USMC, WPNS 3/25, provided his written statement and his initialed rights advisement form; Enclosure (C) pertains. [redacted] stated they were providing over watch at vehicle checkpoint 9 for IAF and the interpreter, [redacted] when a car was stopped with four (4) MAMs who displayed numerous discrepancies. During further question, one of the MAMs indicated he was Syrian, so [redacted] forcefully grabbed this detainee to escort him to get the restraints, and this detainee began wiggling to get free and escaped

CCS ENTRY:	DATE	INITIALS
DTD XMIT:	8/3/05	[redacted]
DTD MAILED:	DATE	INITIALS
		[redacted]

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EXHIBIT (1) 44

SUBJ: I/II MEF, IRAQ//DEATH OF AN UNIDENTIFIED DETAINEE ESCAPEE  
U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

his grasp. He was given verbal commands to stop or we will shoot by both Marines and IAF, however when he continued running, they were cleared by their vehicle commander to engage. [REDACTED] stated he shot 2 rounds from his M-16 and [REDACTED] shot about 10 rounds from the 240G.

5. [REDACTED] USMC, WPNS 3/25, provided his written statement and his initialed rights advisement form; Enclosure (D) pertains. [REDACTED] stated the vehicle was driving erratically when it approached and was stopped and searched by IAF. The interpreter called us over to help with questioning of the MAM occupants, and after about 10 minutes, one of them admitted he was Syrian. [REDACTED] forcefully escorted him off to the side; however he broke free of [REDACTED] grasp and bolted for the road. [REDACTED] and [REDACTED] yelled, "AGOFF" a few times and the IAF yelled something in Arabic, but after he ran past his friends and the vehicle, all three IAF opened fire. [REDACTED] then gave the order to fire, and [REDACTED] shot with his M-16 and [REDACTED] fired with the vehicle mounted 240G.

ENCLOSURE(S)

- (A) Statement, Rights Advisement and Sketch from [REDACTED] 26JUN05
- (B) Statement and Rights Advisement from [REDACTED] 26JUN05
- (C) Statement and Rights Advisement from [REDACTED] 26JUN05
- (D) Statement and Rights Advisement from [REDACTED] /26JUN05

REPORTED BY: [REDACTED] SPECIAL AGENT  
OFFICE: NCISRU AL ASAD AIRBASE, IRAQ

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K45

MILITARY SUSPECT'S ACKNOWLEDGEMENT AND WAIVER OF RIGHTS

Place: Hazleton Det, Camp Haditha Iraq  
Date: 23 Jul 05

I, \_\_\_\_\_, have been advised by \_\_\_\_\_ that I am suspected of causing the death of a detainee

I have also been advised that:

- 1) I have the right to remain silent and make no statement at all;
- 2) Any statement I make can be used against me in a trial by court-martial or other judicial or administrative proceeding;
- 3) I have the right to consult with a lawyer prior to any questioning. This lawyer may be a civilian lawyer retained by me at no cost to the United States, a military lawyer appointed to act as my counsel at no cost to me, or both;
- 4) I have the right to have my retained lawyer and/or appointed military lawyer present during this interview; and
- 5) I may terminate this interview at any time, for any reason.

I understand my rights as related to me and as set forth above. With that understanding, I have decided that I do not desire to remain silent, consult with a retained or appointed lawyer, or have a lawyer present at this time. I make this decision freely and voluntarily. No threats or promises have been made to me.

Signature: \_\_\_\_\_

Date & Time: \_\_\_\_\_

Witnessed: \_\_\_\_\_

At this time, I, \_\_\_\_\_, desire to make the following voluntary statement. This statement is made with an understanding of my rights as set forth above. It is made with no threats or promises having been extended to me.

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Page(s) 47-49, Part of Encl (A)

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Comments: To: \_\_\_\_\_

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

**OFFICE OF THE JUDGE ADVOCATE GENERAL  
ATTN: FOIA  
UNITED STATES MARINE CORPS FORCES  
CENTRAL COMMAND  
7115 S. BOUNDARY BLVD., BLDG 535  
MACDILL AFB, FL 33621-5101**

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MILITARY SUSPECT'S ACKNOWLEDGEMENT AND WAIVER OF RIGHTS

Place: Camp Haditha, Iraq  
Date: 28 Jan 05

I, \_\_\_\_\_, have been advised by \_\_\_\_\_ that I am suspected of causing the death of detainees

I have also been advised that:

- 1) I have the right to remain silent and make no statement at all;
- 2) Any statement I make can be used against me in a trial by court-martial or other judicial or administrative proceeding;
- 3) I have the right to consult with a lawyer prior to any questioning. This lawyer may be a civilian lawyer retained by me at no cost to the United States, a military lawyer appointed to act as my counsel at no cost to me, or both;
- 4) I have the right to have my retained lawyer and/or appointed military lawyer present during this interview; and
- 5) I may terminate this interview at any time, for any reason.

I understand my rights as related to me and as set forth above. With that understanding, I have decided that I do not desire to remain silent, consult with a retained or appointed lawyer, or have a lawyer present at this time. I make this decision freely and voluntarily. No threats or promises have been made to me.

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Signature : \_\_\_\_\_

Date & Time: \_\_\_\_\_

Witnessed: \_\_\_\_\_

At this time, I, \_\_\_\_\_, desire to make the following voluntary statement. This statement is made with an understanding of my rights as set forth above. It is made with no threats or promises having been extended to me.

K 50



MILITARY SUSPECT'S ACKNOWLEDGEMENT AND WAIVER OF RIGHTS

Place: CAMP HADIZA - HADIZHA DAM  
Date: 28 Jun 05

I, [REDACTED] USMCR [REDACTED] have been  
advised by SPECIAL AGENT [REDACTED] that I am  
suspected of CAUSING THE DEATH OF A DETAINEE [REDACTED]

I have also been advised that:

- (1) I have the right to remain silent and make no statement at all; [REDACTED]
- (2) Any statement I make can be used against me in a trial by court-martial or other judicial or administrative proceeding; [REDACTED]
- (3) I have the right to consult with a lawyer prior to any questioning. This lawyer may be a civilian lawyer retained by me at no cost to the United States, a military lawyer appointed to act as my counsel at no cost to me, or both; [REDACTED]
- (4) I have the right to have my retained lawyer and/or appointed military lawyer present during this interview; and [REDACTED]
- (5) I may terminate this interview at any time, for any reason [REDACTED]

I understand my rights as related to me and as set forth above. With that understanding, I have decided that I do not desire to remain silent, consult with a retained or appointed lawyer, or have a lawyer present at this time. I make this decision freely and voluntarily. No threats or promises have been made to me.

Signature : \_\_\_\_\_

Date & Time: \_\_\_\_\_

Witnessed: \_\_\_\_\_  
**b6**

At this time, I, \_\_\_\_\_, desire to make the following voluntary statement. This statement is made with an understanding of my rights as set forth above. It is made with no threats or promises having been extended to me.

**b7c**

*K52*



**MILITARY SUSPECT'S ACKNOWLEDGEMENT AND WAIVER OF RIGHTS**

Place: CAMP HADITHA -- HADITHA DINA

Date: 28 Jun 03

I, [REDACTED] have been advised by SPECIAL AGENT [REDACTED] that I am suspected of CAUSING THE DEATH OF A DEFENSEE.

I have also been advised that:

- (1) I have the right to remain silent and make no statement at all;
- (2) Any statement I make can be used against me in a trial by court-martial or other judicial or administrative proceeding;
- (3) I have the right to consult with a lawyer prior to any questioning. This lawyer may be a civilian lawyer retained by me at no cost to the United States, a military lawyer appointed to act as my counsel at no cost to me, or both;
- (4) I have the right to have my retained lawyer and/or appointed military lawyer present during this interview; and
- (5) I may terminate this interview at any time, for any reason.

I understand my rights as related to me and as set forth above. With that understanding, I have decided that I do not desire to remain silent, consult with a retained or appointed lawyer, or have a lawyer present at this time. I make this decision freely and voluntarily. No threats or promises have been made to me.

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Signature : \_\_\_\_\_

Date & Time: \_\_\_\_\_

Witnessed: [REDACTED]  
b7c

At this time, I, \_\_\_\_\_, desire to make the following voluntary statement. This statement is made with an understanding of my rights as set forth above. It is made with no threats or promises having been extended to me.



//23B/BJ//

U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

INVESTIGATIVE ACTION

03JUL05

CONTROL: 26JUN05-MEBJ-0378-7HMA

I/II MEF, IRAQ/DEATH OF AN UNIDENTIFIED DETAINEE ESCAPEE

ACQUISITION OF IRAQI MINISTRY OF HEALTH DOCUMENT

1. On 28Jun05, Reporting Agent (RA) received documentation from the Iraqi Ministry of Health, Coronary Department, regarding the post mortem examination of an unidentified Military-aged Arab Male (MAM), killed on 26Jun05, while attempting to flee from a U.S. Marine and Iraqi Armed Forces vehicle check point; Enclosure (A) pertains. Ambulatory Services attached to Hadithah Iraqi Hospital were notified of the incident and dispatched to the vicinity of Al Haqlaniya, 15km south of Haditha Dam, to retrieve the body. The body was then taken back to Hadithah Hospital to be processed for burial.

2. The documentation provided by Hadithah Hospital was written in Arabic, therefore RA contacted [REDACTED], a CalNet (Titan Corp) Category II Arabic Linguist assigned to the Intelligence Shop for 2nd Marine Air Wing, Al Asad Airbase, Iraq, who provided a sworn translation of the document; Enclosure (B) pertains. [REDACTED] stated the document was from [REDACTED], Iraqi Coronary Doctor, who performed the post mortem examination, and detected one oval entry wound in the back and subsequent exit wound in the left chest area. There was also an oval wound on the left shoulder. No determination was provided as to the identity of the victim or cause and manner of death.

ENCLOSURE

- (A) Iraqi Ministry of Health, First Coronary Report/Undated
- (B) Sworn Translation of Ministry of Health Document/02Jul05

REPORTED BY: [REDACTED] SPECIAL AGENT  
OFFICE: NCISRU AL ASAD AIRBASE, IRAQ

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	DATE	INITIALS

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EXHIBIT (2)

**NAVAL CRIMINAL INVESTIGATIVE SERVICE**

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Page(s) ✓ 58-59, Encl (A) & (B)

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Referred for review and direct response to you.

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agency(ies). We will advise you of releasability of information  
following consultation with agency(ies).

Comments: Write to: Iraqi Ministry  
of Health

I [REDACTED] certify that I am CalNet CAT II Linguist, assigned to the Intel Shop for 2<sup>nd</sup> MAW, Al Asad, Iraq. I further certify that this is a true, accurate and complete translation of the attached Iraqi Coronary Report.

[REDACTED]  
Sworn and subscribed before me, this 2 day of JULY, in the year 2005, at BLOG 106; 2<sup>nd</sup> MAW, ALASAD AIRBASE, IRAQ.

[REDACTED]  
Special Agent, Naval Criminal Investigative Service

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K60

//23B/BJ//

**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

INVESTIGATIVE ACTION

07JUL05

CONTROL: 09JUN05-MEBJ-0328-7HMA

I/II MEF, IRAQ/DEATH OF UNIDENTIFIED DETAINEE ESCAPEE

VEHICLE CHECK POINT DEATH SCENE EXAMINATION

NOTIFICATION:

1. On 26Jun05, (SSA) [REDACTED], Naval Criminal Investigative Service Field Office (NCISFO), Middle East (MEBJ), temporarily assigned to Camp Fallujah, Iraq, contacted Reporting Agent (RA) regarding the death of a Military-aged Arab Male (MAM) of unknown identity. The death occurred on Main Supply Route Bronze, near the city of Al Haqlaniyah, at Vehicle Checkpoint #9, 15km south of Haditha Dam. The death occurred when a MAM of Syrian Descent, was killed while attempting to escape U.S. Marine and Iraqi Armed Forces' custody.

2. SSA [REDACTED] advised he would need the assistance of the Al Asad Resident Unit to conduct a death investigation, including the Death Scene Examination (DSE), as the accident occurred in the NCISRU Al Asad Area of Responsibility.

DEATH SCENE EXAMINATION OVERVIEW:

3. The Scope of this examination was limited to a description of the incident scene and documentation, including scene diagram and scene photography.

4. At approximately 0700, on 29Jun05, RA traveled via armored patrol to the incident scene on MSR Bronze, which is located approximately 15km south of Haditha Dam, near the city of Al Haqlaniyah, Iraq. Due to the hostile area around VCP-9, urgency was paramount. It was reported this area was prone to Indirect Fire and small arms ambushes. For this reason, the 3/25 Regimental Combat Team (RCT-2) established a security perimeter prior to the scene examination. Upon arrival, preparation was made for the DSE, which involved surveying the scene, marking any evidentiary items, and determining a plan of action.

5. As background, on 26Jun05, U.S. Marines from 3rd Battalion, 25th Marine Regiment (3/25) and 2-4-1 Iraqi Armed Forces (IAF), forward deployed to Camp Haditha, Iraq, were manning a stationary vehicle checkpoint 3km south of Al Haqlaniyah, Iraq, on Main Supply Route Bronze. IAF observed a maroon Opel carrying four (4) MAMs approaching the VCP, so they stopped and searched the vehicle and occupants. False Iraqi Identification and Syrian accents provided reason to detain and question these individuals, therefore they were moved approximately 100-150 meters from the road surface where the Marines were providing over watch. IAF and Marine personnel interviewed the MAMs, via an Interpreter. One of the MAMs admitted

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EXHIBIT (3)

10-11

SUBJ: I/II MEF, IRAQ//DEATH OF UNIDENTIFIED DETAINEE ESCAPEE  
**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

to being a Syrian National, and possibly a Foreign Fighter in the country for Jihad. Marine Forces separated this individual, intending to place him in restraints, however he broke free from the Marine's grasp and ran toward the road. He was told by both Marines and IAF to stop or they will shoot, however he did not stop. Witnesses indicated IAF initially fired with their AK-47 Assault rifles, however missed. 3/25 members then engaged with M-16 rounds and the vehicle mounted 240 Gulf. The other three MAMs were detained and taken to Camp Haditha for interrogation. An Ambulance from a local Haditha Hospital recovered the deceased MAM the following morning.

6. At 0730, 29Jun05, RA completed a brief scene survey, then completed the scene sketch, measurements and photography. There were no items of evidentiary value for collection purposes.

**DEATH SCENE DESCRIPTION**

7. The death scene was found to be located on MSR Bronze, approximately 1.5km north of MSR Phoenix, and 3.5km south of the city of Al Haqlaniyah, Iraq. As this was the death of a civilian Third Country National, while under U.S. Marine control, under other than combat-related circumstances, the investigation, including the death scene examination was deemed to be NCIS jurisdiction for law enforcement purposes.

8. RA noted that this portion of MSR Bronze, was an "S" shaped curving stretch of roadway, with side roads leading to Al Haqlaniyah and ASR Uranium. At approximately 87 meters west of the road surface, several 50-caliber shell casings were observed on the ground as markers. At approximately 22.8 meters west of the road surface was indications of a blood pool soaked into the dirt, where the Syrian fell and subsequently died after fleeing and being engaged with deadly force. The surrounding area was flat and unremarkable with small abandoned brick shacks approximately 1km to the west. There were buildings, but no inhabitants visible in the surrounding landscape. Additional measurements were documented on the DSE Sketch; Enclosure (A) pertains.

9. Photographic coverage, afforded this incident by RA will be reported via separate cover.

**PHYSICAL EVIDENCE DOCUMENTATION:**

10. There was no collectable physical evidence at the scene pertinent to this investigation. There were 50cal shells at the scene, evidence of a previous combat encounter at his scene.

**WEATHER CONDITIONS:**

11. Weather conditions for 29Jun05, listed infra, were obtained for Al Asad, Iraq.

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Page 2

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IC 607

SUBJ: I/II MEF, IRAQ/DEATH OF UNIDENTIFIED DETAINEE ESCAPEE  
U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

Date Reported: 28Jun05  
Report Time: 0730 Dubai  
Temperature: 113 Degrees Fahrenheit,  
Dew Point: 52 Degrees Fahrenheit  
Visibility: 4-5 statute miles  
Barometric Pressure: 29.67 inches of mercury  
Wind Speed: NW 8-12 Knots gusting to 25 knots  
Conditions: Blowing widespread, Dust, Haze  
Clouds: Sky Clear

LIGHTING CONDITIONS:

12. The following astronomical data was obtained from the United States Naval Observatory, Astronomical Applications Department. Information was obtained for Haditha, Iraq for the period of 29Jun05. All times are for Dubai Daylight Times.

Wednesday  
29 June 2005 Universal Time + 4

SUN  
Begin Civil Twilight 0534  
Sunrise 0609  
Sun Transit 1347  
Sunset 2124  
End civil Twilight 2159

MOON  
Moonset 1324 on previous day  
Moonrise 0140  
Moon transit 0801  
Moonset 1435  
Moonrise 0201 on following day

ENCLOSURE  
(A) Escaped Detainee Death Scene Sketch/29Jun05

REPORTED BY: [REDACTED] SPECIAL AGENT  
OFFICE: NCISRU AL ASAD, IRAQ

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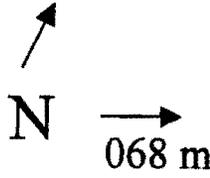
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*K63*

VCP-9  
Death Scene  
Sketch  
29JUN05



↑  
Haditha

↑  
Road to  
Haqlaniya 1 km

M  
S  
R  
  
B  
R  
O  
N  
Z  
E

→  
Al  
Haqlaniya

←  
50 cal  
rounds

←  
65  
yards

Blood  
stain

→  
22.8  
yards

□  
Brick

↓  
Hit

↓  
MSR Phoenix 1.5 km

(not to scale)

ENCLOSURE (A) U

//23B/BJ//

# U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

INVESTIGATIVE ACTION

07JUL05

CONTROL: 09JUN05-MEBJ-0328-7HMA

I/II MEF, IRAQ/DEATH OF UNIDENTIFIED DETAINEE ESCAPEE

## PHOTOGRAPHIC COVERAGE OF DEATH SCENE EXAMINATION

1. On 29Jun05, a Death Scene Examination was conducted at Vehicle Checkpoint 9 on Main Supply Route Bronze, in the vicinity of Al Haqlaniyah, Iraq, the location where a Syrian Detainee was killed while attempting to flee from U.S. Marines and Iraqi Armed Forces' control. Photographic coverage was conducted to visually document the condition of the scene at the time of the incident. Photographs were taken utilizing a Sony Cyber-shot DSC-P93VX Digital Camera. Aperture, shutter speed and flash settings were set to automatic. The photographic images were saved on the camera's internal memory card and then transferred to a secure computer hard drive. All of the photographic images were then saved onto a non-rewriteable compact disk, which is contained within the case notes of this investigation.

2. The following photographs are presented as scene documentation:

- | NO. | PHOTOGRAPH DESCRIPTION            |
|-----|-----------------------------------|
| 1.  | Overall - East toward MSR Bronze  |
| 2.  | Overall - Northeast               |
| 3.  | Overall - North                   |
| 4.  | Overall - Northwest               |
| 5.  | Overall - West                    |
| 6.  | Overall - Southwest               |
| 7.  | Overall - South                   |
| 8.  | Overall - Southeast               |
| 9.  | 50 caliber shell casings and shoe |
| 10. | Midrange - Blood stain in dirt    |
| 11. | Close-up - Blood stain in dirt    |

### ENCLOSURE(S)

(A) Photographs 1-11/UNDATED

REPORTED BY: [REDACTED] SPECIAL AGENT

OFFICE: NCISRU AL ASAD, IRAQ

CCS ENTRY:	INITIALS
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8/3/05	8/3/05
DATE	DATE
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EXHIBIT (4)

**NAVAL CRIMINAL INVESTIGATIVE SERVICE**

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Page(s) K-74-76, Photographs  
numbered (a)-(11)

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Comments: \_\_\_\_\_  
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# U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

INVESTIGATIVE ACTION

07JUL05

CONTROL: 26JUN05-MEBJ-0378-7HMA

I/II MEF, IRAQ/DEATH OF AN UNIDENTIFIED DETAINEE ESCAPEE

## RESULTS OF RETRIEVAL OF BODY AND INTERVIEW OF AMBULANCE DRIVER

1. On 28Jun05, the body of an unidentified detainee was retrieved from Camp Haditha, Iraq. Per prior arrangement, the body was driven from Haditha Hospital to Camp Haditha by ambulance, inspected for explosive devices by [REDACTED], 8TH ENGINEERING SUPPORT BATTALION, Camp Haditha, and turned over to Reporting Agent.
2. The ambulance driver, [REDACTED] (NFI) was interviewed with the aid of interpreter [REDACTED] (NFI). [REDACTED] provided that he was also the ambulance driver who brought the body to Haditha Hospital initially. [REDACTED] said that on 26Jun05, the Marines called Haditha Hospital and reported there was a body in the street for pick-up. [REDACTED] stated he could not find the body on 26Jun05.
3. [REDACTED] recalled that the Marines called again on 27Jun05, and accompanied him to the body. [REDACTED] said he brought the body to Haditha Hospital.
4. [REDACTED] indicated many people came to look at the body in an effort to identify it. [REDACTED] stated that Haditha Hospital personnel called people in the towns of Rawah and Anah to come view the body as well, but nobody could identify it. [REDACTED] said that it is unusual for a body not to be identified.
5. [REDACTED] related that on 28Jun05, the body was washed and prepared for burial. Nobody had yet come to claim it, and the Marines called the hospital to say they wanted it brought to Camp Haditha.
6. The body was transported by convoy to Al Asad Airbase Iraq and turned over to Mortuary Affairs.

REPORTED BY: [REDACTED] Special Agent  
OFFICE: NCIS Det Al Asad Iraq

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//23B/BJ//

**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

INVESTIGATIVE ACTION

08JUL05

CONTROL: 09JUN05-MEBJ-0328-7HMA

I/II MEF, IRAQ/DEATH OF UNIDENTIFIED DETAINEE ESCAPEE

PHOTOGRAPHIC COVERAGE OF DETAINEE BY MORTUARY AFFAIRS

1. On 28Jun05, SA [REDACTED] (infra) received the remains of an unidentified Syrian detainee killed on 26Jun05 at Vehicle Checkpoint 9 on Main Supply Route Bronze, in the vicinity of Al Haqlaniyah, Iraq. The remains were received at Camp Haditha, Iraq, location of Regimental Combat Team (RCT-2), 3rd Battalion, 25th Marine Regiment. Per prior arrangement, the body was driven from Haditha Hospital, a local Iraqi civilian hospital, to Camp Haditha by ambulance and inspected for explosives by members of the 8th Engineering Support Battalion.

2. SA [REDACTED] took custody of the body and via armored convoy, transported the remains to the Mortuary Affairs Detachment, Al Asad Airbase, Iraq. Mortuary Affairs, as part of their in-processing procedures, took photographs of the body, prior to placing him in a sealed container for transport to the Armed Forces Institute of Pathology in Dover, DE, for post mortem examination.

2. The following photographs taken by Mortuary Affairs are presented as documentation:

- |     |  |
|-----|--|
| NO. | PHOTOGRAPH DESCRIPTION                   |
| 1.  | Syrian National - Midrange of Head       |
| 2.  | Syrian National - Close-up of Face       |
| 3.  | Syrian National - Midrange of Upper Body |
| 4.  | Syrian National - Midrange of Lower Body |

**PARTICIPANT**

[REDACTED] NCIS Special Agent, NCISRU Al Asad, Iraq

**ENCLOSURE(S)**

(A) Photographs 1-4/UNDATED

REPORTED BY: [REDACTED] SPECIAL AGENT

OFFICE: NCISRU AL ASAD, IRAQ

CCS ENTRY:	INITIALS
DTD XMIT:	DATE
8/3/05	8/3/05
DATE	DATE
DTD MAILED:	INITIALS
DATE	[REDACTED]

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EXHIBIT (6)



//23B/BJ//

**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

INVESTIGATIVE ACTION

09JUL05

CONTROL: 26JUN05-MEBJ-0378-7HMA

~~I/II MEF, IRAQ/DEATH OF AN UNIDENTIFIED DETAINEE ESCAPEE~~

ACQUISITION OF MORTUARY AFFAIRS CUSTODY DOCUMENTATION

1. On 07Jul05, Reporting Agent met with [REDACTED] USMC, Mortuary Affairs, regarding the transportation of an unidentified Third Country National (TCN) from Al Asad Airbase, Iraq to the Armed Forces Institute of Pathology (AFIP) in Dover, DE, for post mortem examination. Mortuary Affairs had been storing the remains since its arrival at Al Asad from Haditha Hospital on 28Jun05, pending its transport to AFIP.

2. On this date a flight was secured through Marine Medium Helicopter Squadron (HMM-264) to fly the remains from Al Asad to the Baghdad International Airport (BIAP), where it would be loaded onto a Heavy lift Cargo aircraft and flown to Dover. [REDACTED] provided custody documentation releasing the TCN's remains from Mortuary Affairs to NCIS; Enclosure (A) pertains, and then additional documentation releasing the TCN from NCIS to HMM-264 for transport to BIAP; Enclosure (B) pertains.

ENCLOSURE(S)

- (A) Convoy List of Remains custody document from Mortuary Affairs to NCIS/07JUL05
- (B) Convoy List of Remains custody document from NCIS to [REDACTED] HMM-264 Crew Chief/07JUL05

REPORTED BY: [REDACTED] SPECIAL AGENT  
OFFICE: NCISRU AL ASAD AIRBASE, IRAQ

COB ENTRY: [REDACTED]  
 DTD XMIT: 8/3/05 [REDACTED]  
 DATE: [REDACTED]  
 DTD MAILED: [REDACTED]  
 DATE: [REDACTED]  
 INITIALS: [REDACTED]

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EXHIBIT 3



STATEMENT TRANSLATION

[REDACTED], certify that the following translation is true, accurate and complete to the best of my knowledge and belief. I make the following translation for Special Agent [REDACTED] whom I know to be a representative of the United States Naval Criminal Investigative Service. I make this free and voluntary translation based on information discussed in an interview with [REDACTED] an Iraqi Male Citizen, Special Agent [REDACTED] and myself. This translation is regarding: The events surrounding the shooting death of a Syrian Detainee near Haditha [REDACTED]

This is the true and complete translation of a statement provided by [REDACTED] on 05Jul05 at approximately 2250, during an interview at the Al Asad, Iraq Detention Facility [REDACTED]

[REDACTED] was traveling to Baghdad with three (3) passengers in my Cab when we reached an Iraqi Forces Checkpoint supervised by the American Marines who were about 100 meters from the checkpoint. As we approached the checkpoint, my passengers asked me what was this (checkpoint's) aim. I told them for to search. They asked me if it was a complete search or not. I told them yes, they do a complete search as any regular (checkpoint) [REDACTED]

[REDACTED] We reached the Point. The Iraqi Soldiers made us leave the car and they searched the car. Then the Interpreter asked me for my ID, which I gave him. Then he asked me where we were going and I answered to Baghdad. Then he asked the passengers for their ID and they gave it to the Linguist and he asked me are they with you? I said yes. He then asked me if I knew them. I told him no, they are my passengers. He told me their IDs were fake. He then called the American Soldier. He then talked to the Marine. Then he returned to me and asked me to follow him. He took me to the Marine. Then the Soldier asked me to tell him where I picked them up. I told him the whole story [REDACTED]

[REDACTED] He then called them and started to interrogate with them. I was at this time standing close by. The Iraqi Soldiers started beating them, which made one of them escape. The area was very open with no area for him to seek protection. The Iraqi Soldiers yelled at him Stop, Stop, Stop. Then they started shooting and he was returned dead. After this, they were handcuffed with ropes and started beating them, by this I mean the Iraqi Soldiers under the American Supervision. Then more American Hummers came in. They then tied my hands also and brought me to prison. [REDACTED]

[REDACTED] P.S. An American Soldier (Gunner) also fired from his Humvee. Also the American's treatment of us was much, much better than the Iraqi Soldiers. [REDACTED]

[REDACTED] I swear all the information above are the truth as I saw. [REDACTED]

(Signed) [REDACTED]

bb/bac

EXHIBIT 8)

K 86

[REDACTED]  
I certify that the above translation consisting of this and one other page, is a true and accurate representation of a statement provided by [REDACTED]

[REDACTED]  
Signature

*7/6/2005*

Sworn to and subscribed before me, this 5th day of July, in the year 2005, at the Al Asad, Iraq Detention Facility.

[REDACTED]  
[REDACTED]  
[REDACTED] S Special Agent

*b6/b7c*

*1287*



**STATEMENT TRANSLATION**

[REDACTED] certify that I am a CalNet (Titan) CAT II Arabic Linguist, and that the following translation is true, accurate and complete to the best of my knowledge and belief. I make the following translation for Special Agent [REDACTED] whom I know to be a representative of the Naval Criminal Investigative Service. This is the true and accurate translation of a statement provided by [REDACTED] a Corporal with the 2-4-1 Iraqi Armed Forces, on 07Jul05 at approximately 1100, during an interview at Camp Ripper aboard Al Asad Airbase, Iraq. This translation is regarding: The events surrounding the shooting death of a Syrian Detainee near Haditha [REDACTED]

[REDACTED] Affidavit of [REDACTED] the undersigned on the date of 26Jun05 [REDACTED]

[REDACTED] was patrolling the street between Al Haditha Street and Al Qaim, with the Marine Forces. We stopped a car, the model is Opel and the color is Red. When we stopped the car, we looked inside it, and found four persons including the driver. We asked for ID's and while we were asking for ID's we found out that their accents were not Iraqi accents. They were Syrian Accents. They were carrying Iraqi passports, and we found out that they are not legal passports. We doubted the persons and we gave the passports to the Marines, and they took them for interrogation and we brought them with their car towards the Marines, and the Marines said, Interrogate them. We interrogated them, but they refused to tell the truth. Then the interpreter hit one of them, because he refused to talk. And we interrogated them again, and then the next time he admitted that he is of Syrian identity. After he told the truth we took him to sit by the Marines and we went and started interrogating the others. During that time, the man who was near the Marines ran away, then the Marines shot him and then we started shooting with the Marines and he was dead immediately. The rest of the people, they didn't tell the truth, so the interpreter came and told me to "kill them". That is what the Marines said, "To Kill them". I asked the interpreter why should I kill them, because if we interrogate them, we will have more information. Then the interpreter decided we will interrogate them first. Then we took them into the Humvee, and we went to the Marine's Headquarters. On the way, one of the people wanted to throw himself out of the car, but we didn't let this happen. During that time, there was a cigarette in the interpreter's mouth, and it flew out and landed on the neck and arm of the cab driver of the captured car [REDACTED]

Name: [REDACTED]  
Date: 07July2005  
Signature underneath

Witness:  
Agent: [REDACTED]

b6/b7c

K 89

I certify that the above translation consisting of this and one other page, is a true and accurate representation of the Statement provided by [REDACTED]

Signature [REDACTED]

Sworn to and subscribed before me, this 14<sup>th</sup> day of July, in the year 2005 at Building 104, NCIS, Al Asad Airbase, Iraq.

Witness

[REDACTED]  
Representative, Naval Criminal Investigative Service  
AUTHORITY: Derived from Article 136 of the UCMJ,  
(10 U.S.C. 936) and 5 U.S.C. 303

b6/b7c

KAC



STATEMENT TRANSLATION

[redacted] certify that I am a CalNet (Titan) CAT II Arabic Linguist, and that the following translation is true, accurate and complete to the best of my knowledge and belief. I make the following translation for Special Agent [redacted] whom I know to be a representative of the Naval Criminal Investigative Service. This is the true and accurate translation of a statement provided by [redacted], a Soldier with the 2-4-1 Iraqi Armed Forces, on 07Jul05 at approximately 1100, during an interview at Camp Ripper aboard Al Asad Airbase, Iraq. This translation is regarding: The events surrounding the shooting death of a Syrian Detainee near Haditha [redacted]

The undersigned, [redacted], say in my affidavit on the day of 26Jun05. When I was patrolling with the Marines, on the road of Haditha and Baghdadi, a red Opel came toward us, and was carrying four passengers, including the driver. We stopped it for searching. When we started searching, we found that three passengers, were carrying Iraqi passports, that were false passports. Then we took them down from their car for investigation. At the beginning, they denied that they are not Iraqis, and they are going to Baghdad to the University. After investigation with them, one of them admitted that they are not Iraqi, but Syrians. After that, one of the Marines came, and took the person, who admitted that he is not Iraqi, away from the other Syrians, and we started investigating with the others. We were surprised to see that the person who had admitted to being Syrian, ran away on foot, and we told him to stop three of four times, and also the Marines told him to stop about four times, but he never stopped. Then we and the Marines started shooting at him, and we didn't see him fall down. Then the Marine on the Humvee shot him one shot and he died immediately. We took the rest of them to the Humvee and we took them with the Marines for investigation [redacted]

Signed: [redacted]  
Signature underneath

Witness  
Agent : [redacted]

I certify that the above translation consisting of this and no other page, is a true and accurate representation of the Statement provided by [redacted]

Signature \_\_\_\_\_

Sworn to and subscribed before me, this 14<sup>th</sup> day of July, in the year 2005 at Building 104, NCIS, Al Asad Airbase, Iraq.

Witness \_\_\_\_\_

[redacted]  
Representative, Naval Criminal Investigative Service  
AUTHORITY: Derived from Article 136 of the UCMJ,  
(10 U.S.C. 936) and 5 U.S.C. 303

*ble bzc*

EXHIBIT (10)

*1007*



STATEMENT TRANSLATION

[redacted] certify that I am a CalNet (Titan) CAT II Arabic Linguist, and that the following translation is true, accurate and complete to the best of my knowledge and belief. I make the following translation for Special Agent [redacted], whom I know to be a representative of the Naval Criminal Investigative Service. This is the true and accurate translation of a statement provided by [redacted], a Soldier with the 2-4-1 Iraqi Armed Forces, on 07Jul05 at approximately 1100, during an interview at Camp Ripper aboard Al Asad Airbase, Iraq. This translation is regarding: The events surrounding the shooting death of a Syrian Detainee near Haditha [redacted]

The undersigned, [redacted], admit the day of 26Jun05, when I was patrolling the road between Haditha to Iraq, we saw a red Opel car coming toward us. We stopped it for search. Inside the car was four people including the driver. After investigating we found that they had false Iraqi identification. When we asked them who they were they refused to answer. Then we took them across the street for about 50 meters to investigate with them. One of them admitted that he was Syrian and he ran away. By this time, the Marines were investigating with the other persons, and we told them to stop three times, and he didn't stop, so we all fired at him, and we shot him dead. Then we took the rest of them in the Humvee with the Marines, to jail for further investigation [redacted]

Signed [redacted]  
Signed underneath

Witness:  
Agent: [redacted]

I certify that the above translation consisting of this and no others is a true and accurate representation of the Statement provided by [redacted]

Signature [redacted]

Sworn to and subscribed before me, this 14<sup>th</sup> day of July, in the year 2005 at Building 104, NCIS, Al Asad Airbase, Iraq.

Witness

[redacted]  
Representative, Naval Criminal Investigative Service  
AUTHORITY: Derived from Article 136 of the UCMJ,  
(10 U.S.C. 936) and 5 U.S.C. 303

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b7C

EXHIBIT (1)

94



**STATEMENT TRANSLATION**

[REDACTED] certify that I am a CalNet (Titan) CAT II Arabic Linguist, and that the following translation is true, accurate and complete to the best of my knowledge and belief. I make the following translation for Special Agent [REDACTED] whom I know to be a representative of the Naval Criminal Investigative Service. This is the true and accurate translation of a statement provided by [REDACTED] on 13Jul05, during an interview at the Detention Facility aboard Al Asad Airbase, Iraq. This translation is regarding: The events surrounding the shooting death of a Syrian Detainee near Haditha.

In the name of God the most merciful

When I was on the road, I was stopped by a checkpoint and they asked from us our identification, and we gave them our personal ID's, and then they said these ID's are phony. Then they yelled at us and the Iraqi Police beat us. After that, Abu BASHIR ran away towards the road. One of the Marines said something in English, and I didn't understand it. Then the Iraqi Police started shooting at him, there were two of them. [REDACTED] from Syria, from the province of Dar'a. I met him in Ar Rutbah, and I also met with Abu BASHIR who is from Ar Rutbah.

NOTHING FOLLOWS

I certify that the above translation consisting of this and no others is a true and accurate representation of the Statement provided by [REDACTED]

Signature [REDACTED]

Sworn to and subscribed before me, this 14<sup>th</sup> day of July in the year 2005 at Building 104, NCIS, Al Asad Airbase, Iraq.

Witness \_\_\_\_\_

[REDACTED]  
Representative, Naval Criminal Investigative Service  
AUTHORITY: Derived from Article 136 of the UCMJ,  
(10 U.S.C. 936) and 5 U.S.C. 303

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EXHIBIT (1/2)

K 96

**NAVAL CRIMINAL INVESTIGATIVE SERVICE**

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Page(s) 497 - Arabic Statement

withheld entirely at this location. One or more of the following explain this decision:

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Documents originated with other government agency(ies).  
Referred for review and direct response to you.

Pages contain information furnished by other government  
agency(ies). We will advise you of releasability of information  
following consultation with agency(ies).

Comments: Translation provided  
on page 98

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No duplication fee for this page



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**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

INVESTIGATIVE ACTION

17JUL05

CONTROL: 26JUN05-MEBJ-0378-7HMA

I/II MEF, IRAQ/DEATH OF AN UNIDENTIFIED DETAINEE ESCAPEE

RECEIPT OF PRELIMINARY AUTOPSY REPORT FROM AFIP

1. On 15Jul05; Reporting Agent received documentation from the Armed Forces Institute of Pathology (AFIP), regarding the post mortem examination of the unidentified Syrian National, killed while fleeing the custody of U.S. Marines and Iraqi Armed Forces at a vehicle check point near Haditha, Iraq. [REDACTED], MC USNR, Associate Medical Examiner, and [REDACTED], MC USN, Deputy Medical Examiner, performed the autopsy on the remains and determined the cause and manner of death as multiple gunshot wounds and homicide, respectively; Enclosure (A) pertains.

2. [REDACTED] and [REDACTED] discovered two gunshot wounds to the back, one exiting the left side of the chest and other exiting above the left clavicle. No bullets or fragments were recovered and there was no soot or stippling present, ruling out close contact wounds. There were also no indications of natural disease or medical treatment administered, and the remains were in a moderate to severe state of decomposition.

ENCLOSURE

(A) AFIP Preliminary Autopsy Report #ME05-630/09JUL05

REPORTED BY: [REDACTED] SPECIAL AGENT  
OFFICE: NCISRU AL ASAD AIRBASE, IRAQ

CCS ENTRY:	DATE	INITIALS
DTD XMIT:	8/23/05	[REDACTED]
DTD MAILED:	DATE	INITIALS
	DATE	INITIALS

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EXHIBIT (14) 09

**NAVAL CRIMINAL INVESTIGATIVE SERVICE**

**DELETED PAGE INFORMATION SHEET**

Page(s) 100 - 101, Encl. (A)

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           Deleted under exemption(s) \_\_\_\_\_

Documents originated with other government agency(ies).  
Referred to them for review and direct response to you.

           Pages contain information furnished by other government  
agency(ies). We will advise you of releasability of information  
following consultation with agency(ies).

Comments: To.

\_\_\_\_\_ **ARMED FORCES MEDICAL EXAMINER** \_\_\_\_\_  
\_\_\_\_\_ **1413 RESEARCH BOULEVARD** \_\_\_\_\_  
\_\_\_\_\_ **BUILDING 102** \_\_\_\_\_  
\_\_\_\_\_ **ROCKVILLE, MD 20850** \_\_\_\_\_

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**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

INVESTIGATIVE ACTION

24JUL05

CONTROL: 26JUN05-MEBJ-0378-7HMA

I/II MEF, IRAQ/DEATH OF AN UNIDENTIFIED DETAINEE ESCAPEE

ACQUISITION OF TITAN CORP DOCUMENTS REGARDING LINGUIST [REDACTED]

1. On 24Jul05, Reporting Agent contacted [REDACTED] Site Manager, Titan Corporation, Al Asad, Iraq, regarding the location of [REDACTED] the Linguist assigned to Regimental Combat Team (RCT-2) forward deployed to Camp Haditha, Iraq. As background, [REDACTED] was embedded with units from 3rd Battalion, 25th Marine Regiment (3/25) and Iraqi Armed Forces on 26Jun05, at a vehicle check point near Al Haqlaniyah, Iraq, where an unidentified Syrian National was killed while attempting to escape. Efforts have been made to contact [REDACTED] for an interview.

2. [REDACTED] provided documentation relating an Improvised Explosive Device (IED) attack on 15Jul05 in the vicinity of Hit, Iraq wherein members of a patrol, including [REDACTED] were injured and required medical evacuation to a coalition medical facility; Enclosure (A) pertains. Subsequently, [REDACTED] was flown to Baghdad, Iraq, his hometown, so he could recover with his family from apparent shrapnel wounds.

ENCLOSURE

(A) INCIDENT STATEMENT IN CASE OF [REDACTED] (W-4235)

REPORTED BY: [REDACTED] SPECIAL AGENT  
OFFICE: NCISRU AL ASAD AIRBASE, IRAQ

CCS ENTRY:	DATE	INITIALS
DTD XMIT:	8/3/05	[REDACTED]
DTD MAILED:	DATE	INITIALS
	DATE	INITIALS

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EXHIBIT (15) KJ02



# U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

REPORT OF INVESTIGATION (CHANGE)

26JUL05

DEATH (II)

CONTROL: 26JUN05-MEBJ-0378-7HMA

V/DOE, JOHN (NMN)/UNK  
M/W/ZZZZ/N//UNK  
SUPP: SYRIAN NATIONAL

COMMAND/II MEF, IRAQ/20361

MADE AT/MEBJ/AL ASAD AIRBASE IZ/ [REDACTED] SPECIAL AGENT

### REFERENCE

(A) NCISFO Middle East ROI (OPEN)/28JUN05/I/II MEF, IRAQ/DEATH OF AN UNIDENTIFIED DETAINEE ESCAPEE

### NARRATIVE

1. Subsequent to the submission of reference (A), efforts were made to positively identify the unidentified Syrian National, killed at a vehicle checkpoint near Al Haqlaniyah, Iraq; however, those efforts have yielded negative results. Consequently, the title of captioned investigation has been changed to reflect V/DOE as the victim.

### ACTION

0023B: Please change the NI Title as reflected above.

### DISTRIBUTION

NCISHQ: 0023B  
ACTION: 0023B  
INFO: MEBJ

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Page 1

LAST

V2 LNY

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*108*

**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

REPORT OF INVESTIGATION (ACTION)

01AUG05

DEATH (II)

CONTROL: 26JUN05-MEBJ-0378-7HMA

I/II MEF, IRAQ/DEATH OF AN UNIDENTIFIED DETAINEE ESCAPEE

COMMAND/II MEF, IRAQ/20361

MADE AT/0023/NCISHQ WASHINGTON DC/[REDACTED] SPECIAL AGENT

REFERENCE

(A) MEBJ ROI (ACTION)/07JUL05

EXHIBIT

(1) IA: Results of Autopsy/14JUL05...(Orig MEBJ/Copy all)

NARRATIVE

1. In accordance with lead tasking set forth in reference (A), on 09JUL05, Participating Agent [REDACTED] attended the autopsy of an unidentified detainee at the Charles C. Carson Center for Mortuary Affairs, Dover Air Force Base, DE. The autopsy was conducted by [REDACTED] MC USNR, Associate Medical Examiner, and [REDACTED] MC USN, Deputy Medical Examiner, Office of the Armed Forces Medical Examiner. [REDACTED] and [REDACTED] listed the cause of death as multiple gunshot wounds and the manner of death as homicide. No bullets or bullet fragments were recovered during the autopsy. All lead tasking will be completed by 0023B. Lead tasking is pending receipt of the final autopsy report.

PARTICIPANT

[REDACTED] Special Agent, NCISHQ Washington, DC (AFIP)

DISTRIBUTION

NCISHQ: 0023 (H)

INFO: DCWA/MEBJ (M)

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LAST [REDACTED] V2 LNY

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K105

**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

REPORT OF INVESTIGATION (ACTION)

07JUL05

DEATH (II)

CONTROL: 26JUN05-MEBJ-0378-7HMA

I/II MEF, IRAQ/DEATH OF AN UNIDENTIFIED DETAINEE ESCAPEE

COMMAND/II MEF, IRAQ/20361

MADE AT/MEBJ/AL ASAD AIRBASE IZ/[REDACTED], SPECIAL AGENT

**NARRATIVE**

1. On 26JUN05, [REDACTED], JAGC USMC, Senior SJA, II Marine Expeditionary Forces (MEF), Camp Fallujah, Iraq (IZ), requested investigative assistance regarding the death of an unidentified detainee escapee. As background, at 0930, 26JUN05, members of the 3rd Battalion 25th Marine Regiment (3/25) and members of the 2-4-1 Iraqi Armed Forces (IAF) were manning stationary vehicle check point - 9 (SVCP-9) 15km South of Haditha Dam, when a maroon Opel carrying four (4) unknown/unidentified Middle Eastern males was stopped and searched. The four (4) males were taken aside and questioned with an interpreter. During questioning, the four (4) males were found to be in possession of false identifications and one (1) of the males admitted to being a Syrian. This Syrian male was detained for suspicion of being a foreign fighter. At one point, the Syrian broke free from the Marine guard and attempted to flee the area on foot; however, the IAF and Marines engaged the detainee with deadly force to prevent his imminent escape. It was suspected that this escaping detainee was killed by the initial use of deadly force by the 2-4-1 IAF. The other three (3) males were detained and were brought back to Haditha Dam for questioning by the Humint Exploitation Team (HET). The detainee's remains were picked up and transported by an ambulance to a local Iraqi hospital in Haditha, IZ. Subsequently, the remains for acquired and transported to Temporary Mortuary Evacuation Point (TMEP) in Balad, IZ awaiting transport to Dover, DE for autopsy.

**ACTION**

R.DCWA: Request attendance and report on autopsy of unidentified Syrian remains. Obtain photographs and pertinent documentation and forward same to MEBJ.

✓R.0023B: Request follow-up with final autopsy and toxicology reports. Obtain and forward to MEBJ.

**DISTRIBUTION**

NCISHQ: 0023B  
ACTION: DCWA/0023B  
INFO: MEBJ

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Page 1

LAST [REDACTED] V2 LNY

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# U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

REPORT OF INVESTIGATION (OPEN)

28JUN05

DEATH (II)

CONTROL: 26JUN05-MEBJ-0378-7HMA

I/II MEF, IRAQ/DEATH OF UNIDENTIFIED DETAINEE ESCAPEE

COMMAND/II MEF, IRAQ/20361

MADE AT/MEBJ/CAMP FALLUJAH IZ/[REDACTED], SPECIAL AGENT

## NARRATIVE

1. On 26JUN05, [REDACTED], JAGC USMC, Senior SJA, II Marine Expeditionary Forces (MEF), Camp Fallujah, Iraq (IZ), requested investigative assistance regarding the death of an unidentified detainee escapee. At approximately 0930, 26JUN05, members of the 3rd Battalion 25th Marine Regiment (3/25) and members of the 2-4-1 Iraqi Armed Forces (IAF) were manning a stationary vehicle check point (SVCP) 15km South of Hadithah Dam, when a maroon Opel carrying four (4) unknown/unidentified Middle Eastern males was stopped and searched in the vicinity of Check Point 9, 3.4km South West of Haqlaniyah on Alternate Supply Route (ASR) Bronze. The four (4) males were taken aside and questioned with an interpreter. During questioning, the four (4) males were found to be in possession of false identifications and one (1) of the males admitted to being a Syrian. This Syrian male was detained for suspicion of being a foreign fighter. When the Syrian male was being brought back to where the other three (3) males were being held, he broke out of the grasp of the Marine who detained him and ran away from US Marine and 2-4-1 IAF forces. The US Marine and IAF forces used voice commands for the Syrian male to halt but he did not stop. In order to prevent the imminent escape of this detainee who had fled to a distance that made it no longer safe to chase, he was engaged with deadly force by 2-4-1 IAF initially, and then by the US Marines, resulting in this detainee's death. It was suspected that this escaping detainee was killed by the initial use of deadly force by the 2-4-1 IAF. The other three (3) males were detained and were brought back to Hadithah Dam for questioning by Humint Exploitation Team (HET). The dead detainee's body was picked up and transported by an ambulance to a local Iraqi hospital in Hadithah, IZ.

2. This incident occurred in the area of responsibility of Camp Al Asad, IZ.

## ACTION

0023B14: Apprise AFIP:

## DISTRIBUTION

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