

# LIKE APPLE FUCKING PIE

c. (U) SPC Jason Kennel, 372nd MP Company, was asked if he were present when any detainees were abused. He stated "I saw them nude, but MI would tell us to take away their mattresses, sheets, and clothes." He could not recall who in MI had instructed him to do this, but commented that, "if they wanted me to do that they needed to give me paper." He was later informed that "we could do anything to piss the prisoners." (U) Mr. Adel Nakhla, a civilian contractor whose supervisor was questioned about several detainees accused of rape. He observed (sic) "they (detainees) were all naked, a bunch of people from MI, the MP were there that night and the inmates were ordered by SGT Grainer and SGT Frederick to get the guys wet. They questioned them about what they did and they made them do strange exercises by sliding on their stomach, jump up and down, throw water on them and make them some wet, called them all kinds of names such as "gays" if they like to make love to guys, then they handcuffed their hands to their ankles and their legs were shackles and stacked them on top of each other by making that the bottom's penis touch the guy's top's butt." e.(U) SSG Neil A Wallin, 109th Area Support Medical Battalion, a medic testified that "Cell 1A was used to house high priority detainees and cell 1B was used to house the high risk or trouble making detainees. During my tour at the camp I observed that when the male detainees were first brought to the facility, some of them were made to wear women's underwear, which I think was to soften and break them down." 2.(U) I find that prior to its deployment to Iraq for Operation Iraqi Freedom, the 320th MP Battalion and the 372nd MP Company had received no training in interrogation/interview techniques. I also find that very little instruction or training was provided to the personnel on the applicable rules of the Geneva Convention relative to the Treatment of Prisoners of War, FM 27-10, AR 190-8, or FM 3-19.40. Moreover, I find that few, if any, copies of the Geneva Convention were ever made available to the personnel or detainees. (ANNEXES 2 and 3) and multiple statements. Another obvious example of the Brigade Leadership's communicating to its Soldiers or enlisting their tactical agency concerns the incident of detainee abuse that occurred at Camp Bucca, Iraq, on May 12, 2003. Soldiers from the 223rd MP Company reported to the 800th MP Brigade Commander, Camp Bucca, that four Military Police Soldiers from the 372nd MP Company had abused a number of detainees while in processing at Camp Bucca. An extensive CID investigation determined that four soldiers from the 372nd MP Battalion had kicked and beaten these detainees following a transport mission from the Al Air Base. (ANNEXES 34 and 35)14. (U) Criminal charges under the UCMJ were recommended against these soldiers and Article-32 Investigations were conducted by the country. He recommended a general court-martial for the four accused, which BG Karpinski supported. Despite this documented abuse, there is no evidence that BG Karpinski attempted to remedy the 372nd MP Soldiers' requirements of the Geneva Convention regarding detainee treatment or to take any steps to ensure that such abuse was not repeated. Nor were any evidence LTC(P) Phillabaum, the commander of the Soldiers involved in the Camp Bucca abuse incident, took any initiative to ensure his Soldiers were properly trained regarding detainee treatment. (ANNEXES 35 and 62) RECOMMENDATIONS AS TO PART ONE OF THE INVESTIGATION: 1. (U) Immediately deploy to the Iraq Theater an integrated multi-discipline Mobile Training Team

In addition to the aforementioned crimes, there were also abuses committed by members of the 325th MI Battalion, 205th MI Brigade, and Joint Interrogation and Debriefing Center (JIDC). Specifically, on 24 November 2003, SPC Luciana Spencer, 205th MI Brigade, sought to degrade a detainee by having him strip and returned to cell naked. (ANNEXES 26 and 53) 6. (S) I find that the intentional abuse of detainees by military police personnel included the following acts: a. (S) Punching, slapping, and kicking detainees; jumping on their naked feet; b. (S) Videotaping and photographing naked male and female detainees; c. (S) Forcibly arranging detainees in various sexually explicit positions for photographing; d. (S) Forcing detainees to remove their clothing and keeping them naked for several days at a time; e. (S) Forcing naked male detainees to wear women's underwear; f. (S) Forcing groups of male detainees to masturbate themselves while being photographed and videotaped; g. (S) Arranging naked male detainees in a pile and then jumping on them; h. (S) Positioning a naked detainee on a MRE Box with a sandbag on his head, and attaching wires to his fingers, toes, and penis to simulate electric torture; (S) Writing "I am a Rapest" (sic) on the leg of a detainee alleged to have forcibly raped a 15-year old fellow detainee, and then photographing him naked; (S) Placing a dog chain or strap around a naked detainee's neck and having a female Soldier pose for a picture; k. (S) A male MP guard having sex with a female detainee; l. (S) Using military working dogs (without muzzles) to intimidate and frighten detainees, and in at least one case biting and severely injuring a detainee; m. (S) Taking photographs of dead Iraqi detainees. (ANNEXES 25 and 26) 7. (U) These findings are amply supported by written confessions provided by several of the suspects, written statements provided by detainees, and witness statements. In reaching my findings, I have carefully considered the pre-existing statements of the following witnesses and suspects (ANNEX 26) :a. (U) SPC Jeremy Sivits, 372nd MP Company - Suspect b. (U) SPC Sabrina Harman, 372nd MP Company - Suspect c. (U) SGT Javal S. Davis, 372nd MP Company - Suspect c. (U) PFC Lynndie R. England, 372nd MP Company - Suspect d. (U) Adel Nakhla, Civilian Translator, Titan Corp., Assigned to the 205th MI Brigade- Suspect e. (U) SPC Joseph M. Darby, 372nd MP Company f. (U) SGT Neil A. Wallin, 109th Area Support Medical Battalion g (U) SGT Samuel Jefferson Provance, 302nd MI Battalion h. (U) Torin S. Nelson, Contractor, Titan Corp., Assigned to the 205th MI Brigade j. (U) CPL Matthew Scott Bolanger, 372nd MP Company k. (U) SPC Mathew C. Wisdom, 372nd MP Company l. (U) SSG Reuben R. Layton, Medic, 109th Medical Detachment m. (U) SPC John V. Polak, 229th MP Company. 8.(U) In addition, several detainees also described the following acts of abuse, which under the circumstances I find credible based on the clarity of their statements and supporting evidence provided by other witnesses (ANNEX 26): a. (U) Breaking chemical lights and pouring the phosphoric liquid on detainees; b. (U) Threatening detainees with a charged 9mm pistol; c.(U) Pouring cold water on naked detainees; d. (U) Beating detainees with a broom handle and a chair; e. (U) Threatening male detainees with rape; f. (U) Allowing a military police guard to stitch the wound of a detainee who was injured after being slammed against the wall in his cell; g. (U) Sodoming a detainee with a chemical light and perhaps a broom stick. h.(U) Using military working dogs to frighten and intimidate detainees with threats of attack, and in one instance actually biting a detainee. 9. (U) I have carefully considered the statement s provided by the following detainees, which under the circumstances I find credible based on the clarity of their statements and supporting evidence provided by other witnesses a. (U) Amjed Isail Waleed, Detainee # 151365 b. (U) Hiadar Saber Abed Miktub-Aboodi, Detainee # 13077 c. (U) Huessin Mohsssein Al-Zayiadi, Detainee # 19446 d. (U) Kasim Mehaddi Hilas, Detainee # 151108 e. (U) Mohanded Juma Juma (sic), Detainee # 152307 f. (U) Mustafa Jassim Mustafa, Detainee # 150542 g. (U) Shalan Said Alsharoni, Detainee, # 150422 h. (U) Abd Alwhab Youss, Detainee # 150425 i. (U) Asad Hamza Hanfosh, Detainee # 152529 j. (U) Nori Samir Gunbar Al-Yasseri, Detainee # 7787 k. (U) Thaar Salman Dawod, Detainee # 150427 l. (U) Ameen Sa'eed Al-Sheikh, Detainee # 151362 m. (U) Abdou Hussain Saad Faleh, Detainee # 18470 (ANNEX 26)10. (U) I find that contrary to the provision of AR 190-8, and the findings found in MG Ryder's Report, Military Intelligence (MI) interrogators and Other US Government Agency's (OGA) interrogators actively requested that MP guards set physical and mental conditions for favorable interrogation of witnesses. Contrary to the findings of MG Ryder's Report, I find that personnel assigned to the 372nd MP Company, 800th MP Brigade were directed to change facility procedures to "set the conditions" interrogations. I find no direct evidence that MP personnel actually participated in those MI interrogations. (ANNEXES 19, 21, 25, and 26). 11. (U) I reach this finding based on the actual proven abuse that I find was inflicted on detainees and by the following witness statements. (ANNEXES 25 and 26): a. (U) SPC Sabrina Harman, 372nd MP Company, stated in her sworn statement regarding the incident where a detainee was placed on a box with wires attached to his fingers, toes, and penis, "that her job was to keep detainees awake." She stated that MI was talking to CPL Grainer. She stated: "MI wanted to get them to talk. It is Grainer and Frederick's job to do things for MI, and OGA to get these people to talk." b. (U) SGT Javal S. Davis, 372nd MP Company, stated in his sworn statement as follows: "I witnessed prisoners in the MI hold section, wing 1A being made to do various things that I would question morally. In Wing 1A we were told that they had different rules and different SOP for treatment. I never saw a set of rules or SOP for that section just word of mouth. The Soldier in charge of 1A was Corporal Granier. He stated that the Agents and MI Soldiers would ask him to do things, but nothing was ever in writing he would complain (sic)." When asked why the rules in 1A/1B were different than the rest of the wings, SGT Davis stated: "The rest of the wings are regular prisoners and 1A/B are Military Intelligence (MI) holds." When asked why he did not inform his chain of command about this abuse, SGT Davis stated: " Because I assumed that if they were doing things out of the ordinary or outside the guidelines, some one would have said something. Also the wing belongs to MI and it appeared MI personnel approved of the abuse." SGT Davis also stated that he had heard MI insinuate to the guards to abuse the inmates. When asked what MI said he stated: "Loosen this guy up for us." Make sure he has a bad night." "Make sure he gets the treatment." He claimed these comments were made to CPL Granier and SSG Frederick. Finally, SGT Davis stated that (sic): "the MI staffs to my understanding have been giving Granier compliments on the way he has been hand

(PART ONE) (U) The investigation should inquire into all of the facts and circumstances surrounding recent allegations of detainee abuse, specifically, all allegations of maltreatment at the Abu Ghraib Prison (Baghdad Central Confinement Facility). 1. (U) The US Army Criminal Investigation Command (CID), led by SPC Luciana Spencer, investigated and reported on numerous incidents of detainee abuse at the Abu Ghraib Prison. They conducted over 50 interviews of witnesses, potential criminal suspects, and detainees. They also uncovered numerous photos and videos portraying in graphic detail detainee abuse by Military Police personnel on numerous occasions from October 2003. Several potential suspects rendered full and complete confessions regarding their personal involvement and the involvement of fellow Soldiers in the incidents of abuse. Several potential suspects invoked their rights under Article 31 of the Uniform Code of Military Justice (UCMJ) and the 5th Amendment of the US Constitution. (ANNEX 25) 2. (U) In addition to a comprehensive and exhaustive review of all of these statements and documentary evidence, we also interviewed numerous officers, NCOs, and junior enlisted Soldiers in the 800th MP Brigade, as well as members of the 205th Military Brigade. In addition to the aforementioned crimes, there were also abuses committed by members of the 325th MI Battalion, 205th MI Brigade, and Joint Interrogation and Debriefing Center (JIDC). Specifically, on 24 November 2003, SPC Luciana Spencer, 205th MI Brigade, sought to degrade a detainee by having him strip and returned to cell naked. (ANNEXES 26 and 53) 6. (S) I find that the intentional abuse of detainees by military police personnel included the following acts: a. (S) Punching, slapping, and kicking detainees; jumping on their naked feet; b. (S) Videotaping and photographing naked male and female detainees; c. (S) Forcibly arranging detainees in various sexually explicit positions for photographing; d. (S) Forcing detainees to remove their clothing and keeping them naked for several days at a time; e. (S) Forcing naked male detainees to wear women's underwear; f. (S) Forcing groups of male detainees to masturbate themselves while being photographed and videotaped; g. (S) Arranging naked male detainees in a pile and then jumping on them; h. (S) Positioning a naked detainee on a MRE Box with a sandbag on his head, and attaching wires to his fingers, toes, and penis to simulate electric torture; (S) Writing "I am a Rapest" (sic) on the leg of a detainee alleged to have forcibly raped a 15-year old fellow detainee, and then photographing him naked; (S) Placing a dog chain or strap around a naked detainee's neck and having a female Soldier pose for a picture; k. (S) A male MP guard having sex with a female detainee; l. (S) Using military working dogs (without muzzles) to intimidate and frighten detainees, and in at least one case biting and severely injuring a detainee; (ANNEX 31) 2. (U) That the Commander, 205th Military Intelligence Brigade, was designated by CJTF -7 as the Commander of FOB Abu Ghraib (BCCF) effective 19 November 2003. That the 205th MI Brigade conducts operational and strategic interrogations for CJTF-7. That from 19 November 2003 until Transfer of Authority (TOA) on 6 February 2004, COL Thomas M. Pappas was the Commander of the 205th MI Brigade and the Commander of FOB Abu Ghraib (BCCF). (ANNEX 31) 3. (U) That the 320th Military Police Battalion of the 800th MP Brigade is responsible for the Guard Force at Camp Ganci, Camp Vigilant, & Cellblock 1 of FOB Abu Ghraib (BCCF). That from February 2003 to until he was suspended from his duties on 17 January 2004, LTC Jerry Phillabaum served as the Battalion Commander of the 320th MP Battalion. That from December 2002 until he was suspended from his duties, on 17 January 2004, CPT Donald Reid served as the Company Commander of the 372 nd MP Company, which was in charge of guarding detainees at FOB Abu Ghraib. I further find that both the 320th MP Battalion and the 372nd MP Company were located within the confines of FOB Abu Ghraib. (ANNEXES 32 and 45) 4. (U) That from July 2003 to the present, BG Janis L. Karpinski was the Commander of the 800th MP Brigade. (ANNEX 45) 5. (S) That between October and December 2003, at the Abu Ghraib Confinement Facility (BCCF), numerous incidents of sadistic, blatant, and wanton criminal abuses were inflicted on several detainees. This systemic and illegal abuse of detainees was intentionally perpetrated by several members of the military police guard force (372nd Military Police Company, 320th Military Police Battalion, 800th MP Brigade), in Tier (section) 1-A of the Abu Ghraib Prison (BCCF). The allegations of abuse were substantiated by detailed witness statements (ANNEX 26) and the discovery of extremely graphic photographic evidence. Due to the extremely sensitive nature of these pho