COMMANDER'S For use of	REPORT OF this form, see AR 190						
PRINCIPAL: To provide comman ROUTINE USES: Your Social Security	n 301; Title 5 USC Se ders and law enforcer	ection 2951; E ment officials an additional/	with means alternate mea	ed Nove	h informati	on may b	e accurately identified. ate filing and retrieval.
1. Control Information		W 12 - M					
Thru: Commander, 2/12th Infa FOB Falcon, Baghdad,		1			CRC Nui	(s.—18)	0230-2007-CID899-23084
					Report N		
To: Commaner, C Company COP Chosen, Baghdad		1014 - 100 -	50/	Sub	-Installat	ion:	AE09342DC
Referred SAC_CID Office: ALAsa (b)(6),(b)(7)(C)	ad CID Office		X		erral Date		9/27/2007
				Sus	pense Da	ate:	11/11/2007
In court-martial cases, a conviction of an individual was convicted at court-martial to commanders. "Sub-Installation" (Block the civilian law enforcement agency (e.g. 2. Offender Identification (b)(6),(b)(7)(C) Last Name: First Name:	of soldier and family medical offense at court-mark in the remarks section (k-1) is used to enter re-	tial may be for n. Provost Ma eport number	or a different, arshals must from a civilia address) may	or lesse enter th an law e	er included te "MP Rep nforcemen ered in the	offense. I bort Numb it agency remarks	ist the offense for which the er" (Block-1) for all cases referred police report. Other information on
Middle Name:	Caterila de USAR Alabatra Distribuir de USA			SSN:		(b)(6),(k	o)(7)(C)
Cadency:				Date o	f Birth:	5	
3. Referral Information Commander Decision Date: 9/2					147410420 ALAUS AL		
No. Offense	Basis	Date	Sexual Harassm	9	Action	Taken	Reason
1 Larceny of Private Funds [7G2A1]	UCMJ Article 121	9/10/2007	Yes 🗌	No 🗸	Yes [No 🗸	Declined Without Explanation
2			Yes 🗌	No 🔲	Yes 🗌	No 🗌	
3			Yes [No 🗌	Yes 🗌	No 🗌	
4.			Yes 🗌	No 🗌	Yes [No 🗌	
5			Yes 🗌	No 🗌	Yes 🗌	No [

Page 1 of 6

Ře	ferral Information (conti	nue.,				
No.	Offense	Basis	Date	Sexual Harassment	Action Taken	Reason
6				Yes No	Yes No	
7				Yes No	Yes No	
8				Yes No No	Yes No	
9				Yes No	Yes No	
10				Yes No	Yes No	
	NO	TE: For each offense m	arked NO fo	r action taken, you m	ust supply a reason.	· · · · · · · · · · · · · · · · · · ·
you tem	u selected "YES" for any offense arks" (Block-10), sign, date, and	continue to "Action Tal return the form to the a	ken" (Block- igent specifi	4). If you selected "Ned in "Referred By" (E	O" for ALL offenses, go 3lock-1).	directly to "Commander's
	n-Judicial Punishment Auth	nority (select one): GCMCA Imposed	•	Judicial Punishme	ent Authority (select	one): eneral Court Martial
		General Officer Impo	sed	Special Court	L	
	Field Grade Principal Assistant			Civilian Crimin Jurisdiction		
	JP/Court-Martial/Civilian		oceeding		Finding Offense	Trial
No.	Charged C	Michae	• • • • • • • • • • • • • • • • • • • •			Findin
1	NO ACTION TAKEN Larcen	y of Private Funds [7G2	A1]			
2						
3						
4						
5						
PLE P=1	EA: G=Guilty, C=No Contest, N= Finding for Plaintiff, F=Finding fo	Not Guilty, D=Pre-Trial r Respondent. G=Guilty	Diversion, , C=No Con	TRIAL FINDING: DC'test, N=Not Guilty, S=	V=Dismissed (Civil), DC =Settlement	R=Dismissed (Criminal),

lo.	Char	rged Offense		Plea		-inding Offense	·		rial nding
6									
7				·					,
8	,			······································					<u> </u>
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9									
10							······································		
_ ·		-		-	FINDING: DCV=Dis	smissed (Civil), DCR=Dis	missed (Criminal	i),
			int, G-Guinty, C-INC	- Contest, N	1-INUL Guilty, 3-3etti				
Administrativ	e Actioi	15							
Non-Adverse			T	_		Τ			
Agency amily Advocac		Referred	Responded		Date Imposed	Type of Action	Oral	Local	
Orug/Alcohol At		· · · · · · · · · · · · · · · · · · ·				Counseling/Concern			
Special Referra		<u> </u>	<u> </u>			Reprimand			
<u>:</u> Equal Opportun						Censure			
_egal Office		· · · · · · · · · · · · · · · · · · ·	· · · · · · · · · · · · · · · · · · ·			Admonition			
Viental Health						<u> </u>	**************************************	<u></u>	
Relief Agency									
		<u> </u>	· · · · · · · · · · · · · · · · · · ·						
Adverse			· · · · · · · · · · · · · · · · · · ·						
Date Imposed					Description				
	Withhol	lding of Privilege	S						
	Adverse	e Performance E	valuation (OER/	NCOER/A	cademic Report)				
	Relief for	or Cause (OER/N	NCOER)						
		ory Reassignme	<u> </u>						
	Transfe	r (such as rehab	oilitative)						
		e Record Entry -					<u> </u>		
· · · · · · · · · · · · · · · · · · ·		of Reenlistment		rvice					
		lding of Promotic	on						
	Delay o	f Promotion							<u> </u>
	Promot	ion Revocation			·				
		nce Revocation							
	Control	Roster (downgra	ade of clearance	, PRP rec	lassification)			<u> </u>	
	Contact	**			<u> </u>	•			
	Resigna	ation							
	Resigna			om: To:					

Date Imposed			Description			,
	Military Occupational Specia	Ity Reclassification				
	Debarment	· · · · · · · · · · · · · · · · · · ·	Duration:	Days	Months	Years
	Job Termination					<u></u>
	Job Suspension		Duration:	☐ Days	Months	Years
	Leave Without Pay		Duration:	Days	Months	Years
<u> </u>	Loss of Warrant				<u> </u>	
······································	Voluntary Disclosure				·	
	Restitution (to US Governme	ent)	Amount :	<u>, , , , , , , , , , , , , , , , , , , </u>	·-	<u> </u>
	Restitution (to third party No	n-US Government)	Amount :			
	Civil-Civil Action Initiation			. <u>.</u>	<u>,,,,</u>	
	Other (return to states, etc.)			<u> </u>		
	Contract Suspension		Duration:	Days	Months	Years
<u>,</u>	Contract Termination	· · · · · · · · · · · · · · · · · · ·				
	Cost Adjustment		Amount:			
	Bid Rejection					
······································	Recoupment	· · · · · · · · · · · · · · · · · · ·	Amount :			
	Denial of Continuation	<u> </u>				
	Other Contract Action	<u> </u>				
	<u></u>		<u>, , , , , , , , , , , , , , , , , , , </u>			
hapter haracterization						
hapter haracterization		der's Remarks (Bloc	k-10) if you chose Adm	ninistrative Acti	on	
hapter haracterization ffective Date		der's Remarks (Bloc	k-10) if you chose Adm	ninistrative Acti	on	
hapter haracterization ffective Date Non-Judicial/	Proceed to Comman	der's Remarks (Bloc	k-10) if you chose Adm Sanction	ninistrative Acti	on	
hapter haracterization ffective Date	Proceed to Comman	der's Remarks (Block Amount :	Sanction			
hapter haracterization ffective Date	Proceed to Comman		Sanction	ninistrative Acti	on Days	Month
hapter haracterization ffective Date	Proceed to Comman Judicial Sanctions Fine	Amount :	Sanction			Month
hapter haracterization ffective Date	Proceed to Comman Judicial Sanctions Fine Forfeiture	Amount :	Sanction			Month
hapter haracterization ffective Date	Proceed to Comman Judicial Sanctions Fine Forfeiture Extra Duty	Amount : Amount : Days:	Sanction			Month
hapter haracterization ffective Date	Proceed to Comman Judicial Sanctions Fine Forfeiture Extra Duty Restriction	Amount : Amount : Days:	Sanction			
hapter haracterization ffective Date	Proceed to Comman Judicial Sanctions Fine Forfeiture Extra Duty Restriction Correctional Custody Confinement	Amount : Amount : Days: Days: Days:	Sanction	Ouration:	Days	
hapter haracterization ffective Date	Proceed to Comman Judicial Sanctions Fine Forfeiture Extra Duty Restriction Correctional Custody Confinement Bad Conduct Discharge	Amount : Amount : Days: Days: Days: Days: Days:	Sanction	Ouration:	Days	Month
hapter haracterization ffective Date	Proceed to Comman Judicial Sanctions Fine Forfeiture Extra Duty Restriction Correctional Custody Confinement Bad Conduct Discharge Dishonorable Discharge	Amount : Amount : Days: Days: Days: Days: Effective Date:	Sanction	Ouration:	Days	
hapter haracterization ffective Date	Proceed to Comman Judicial Sanctions Fine Forfeiture Extra Duty Restriction Correctional Custody Confinement Bad Conduct Discharge	Amount : Amount : Days: Days: Days: Duration: Effective Date: Effective Date:	Sanction	Ouration:	Days	
hapter haracterization ffective Date	Proceed to Comman Judicial Sanctions Fine Forfeiture Extra Duty Restriction Correctional Custody Confinement Bad Conduct Discharge Dishonorable Discharge Reduction in Grade	Amount: Amount: Days: Days: Days: Duration: Effective Date: From: To:	Sanction	Ouration:	Days	
hapter haracterization ffective Date	Proceed to Comman Judicial Sanctions Fine Forfeiture Extra Duty Restriction Correctional Custody Confinement Bad Conduct Discharge Dishonorable Discharge Reduction in Grade Probation	Amount: Amount: Days: Days: Days: Duration: Effective Date: From: To: Duration:	Sanction Days Days	Ouration: Months Months	Days Years	
hapter haracterization ffective Date	Proceed to Comman Judicial Sanctions Fine Forfeiture Extra Duty Restriction Correctional Custody Confinement Bad Conduct Discharge Dishonorable Discharge Reduction in Grade Probation Special Assignment	Amount: Amount: Days: Days: Days: Duration: Effective Date: From: To: Duration: Duration:	Sanction Days Days Days Days	Ouration: Months Months Months	Days Years Years Years	Life
hapter haracterization ffective Date Non-Judicial/ Date Adjudged	Proceed to Comman Judicial Sanctions Fine Forfeiture Extra Duty Restriction Correctional Custody Confinement Bad Conduct Discharge Dishonorable Discharge Reduction in Grade Probation Special Assignment Total Forfeiture (all pay/allo	Amount: Amount: Days: Days: Days: Duration: Effective Date: From: To: Duration: Duration:	Sanction Days Days	Ouration: Months Months	Days Years Years	Life
hapter haracterization ffective Date Non-Judicial/	Proceed to Comman Judicial Sanctions Fine Forfeiture Extra Duty Restriction Correctional Custody Confinement Bad Conduct Discharge Dishonorable Discharge Reduction in Grade Probation Special Assignment	Amount: Amount: Days: Days: Days: Duration: Effective Date: From: To: Duration: Duration:	Sanction Days Days Days Days	Ouration: Months Months Months	Days Years Years Years	

·			
Suspended S	Sanctions		
	Were Any Sanctions S	· · · · · · · · · · · · · · · · · · ·	
	If no sanctions were suspend	ded, proceed to "Commander's Remarks" (Block-10)	
Suspended Sanction	S	uspended Sanction Information	
	Date Suspended:	Suspension Duration:	
Fine	Suspended Portion US\$:		····
	Suspension Conditions:		
	Date Suspended:	Suspension Duration:	, ,
Forfeiture	Suspended Portion US\$:	Suspended Portion Time:	
	Suspension Conditions:		
	Date Suspended:	Suspension Duration:	
Extra Duty	Suspended Portion Time:		
	Suspension Conditions:		
	Date Suspended:	Suspension Duration:	
Restriction	Suspended Portion Time:		
	Suspension Conditions:		
	Date Suspended:	Suspension Duration:	
Custody	Suspended Portion Time:		
Custody	Suspension Conditions:		
	Date Suspended:	Suspension Duration:	
Confinement	Suspended Portion Time:		
	Suspension Conditions:		
Reduction in	Date Suspended:	Suspension Duration:	
Grade	Suspension Conditions:		
	Date Suspended:	Suspension Duration:	
Probation	Suspended Portion Time:		
	Suspension Conditions:		
	Date Suspended:	Suspension Duration:	
Special	Suspended Portion Time:		
Assignment	Suspension Conditions:		
	Date Suspended:	Suspension Duration:	
Total	Suspended Portion Time:		

Suspension Conditions:

Suspended Portion US\$:

Suspension Conditions:

Suspended Portion US\$:

Suspension Conditions:

Date Suspended:

Date Suspended:

Forfeiture

Civil Recovery

Civil Award

Suspension Duration:

Suspension Duration:

William.
_
~~~~ <b>~~~~~</b>





10. Commander's Remarks	
See attached memorandum for record.	
11. Commanding Officer  Was a DNA sample collected from the offender? Yes  (b)(6),(b)(7)(C)	
Was a DNA sample collected from the offender?	No
71 3 7 5 7 5 7 5 7 5 7 5 7 5 7 5 7 5 7 5 7	
Name and Grade:	
Signature: (b)(6),(b)(7)(C)	Signature Date: 9/27/2007
Signature: (b)(6),(b)(7)(C)  AKO e-Mail Address (b)(6),(b)(7)(C)	

### Page(s) 7 referred to:

Department of the Army
Office of the Judge Advocate General
FOIA Public Liaison
ATTN: DAJA-AL
1777 North Kent – 10th Floor
Rosslyn, VA 22209



#### **DEPARTMENT OF THE ARMY**

U.S. ARMY CRIMINAL INVESTIGATION COMMAND
Camp Liberty CID Office
BUILDING C-40, CAMP LIBERTY, IRAQ, APO, AE 09342

09 Feb 2008

MEMORANDUM FOR: SEE DISTRIBUTION

SUBJECT: CID REPORT OF INVESTIGATION - 1ST FINAL SUPPLEMENTAL (C)/SSI - 0230-2007-CID899-23084 - 5H1B / 7G2A1 / 5Y2E

DATES/TIMES/LOCATIONS OF OCCURRENCES:

1. 10 SEP 2007, 1200 - 10 SEP 2007, 2359; MGRS MB 41477909, BAGHDAD, IRAQ

2. 24 MAR 2007, 1430 - 24 MAR 2007, 1530; MUHALLA 822, MGRS MB 4283078654, AL DOURA, BAGHDAD, IRAQ

DATE/TIME REPORTED: 22 SEP 2007, 0800

INVESTIGATED BY:

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

SUBJECT: (b)(6),(b)(7)(C)

WHITE; C COMPANY, 2ND BATTALION, 12TH INFANTRY REGIMENT, (HOME STATION: FORT CARSON, CO), COMBAT OUTPOST CHOSEN, BAGHDAD, ARMED FORCES AFRICA, CANADA, EUROPE & MIDDLE EAST 09361; CT; [CRUELTY AND MALTREATMENT OF A DETAINEE], [LARCENY OF PRIVATE FUNDS], [MURDER (INSUFFICIENT EVIDENCE)]

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



VICTIM: (b)(6),(b)(7)(C)	FRCIV; IRAQ; (POB); FEMALE;
OTHER; PRIVATE FUNDS]	M820), BAGHDAD, IZ; [LARCENY OF
2. [CHANGE] UNKNOWN, 1962137 MALE; OTHER; [CRUELTY AND MALTRI (INSUFFICIENT EVIDENCE)] (NFI)	-0230-2007-CID899-I (DECEASED); FRCIV; EATMENT OF A DETAINEE], [MURDER
INVESTIGATIVE SUMMARY:	
THIS IS AN "OPERATION IRAQI FREEDO	M" INVESTIGATION.
This investigation was initiated following a not of the Staff Judge Advocate, Forward Operation (b)(6),(b)(7)(C) stole \$10,000.00 from an unknow operations.	otification from MAJ (b)(6),(b)(7)(C) office of the second
A subsequent operational review of the CID Final legation that SGT (b)(6),(b)(7)(C) verbally refundentified wounded detainee, whom his unit admitted to stabbing the detainee.	nal Report of Investigation disclosed an sed to provide medical treatment to an had just engaged in a firefight, and subsequently
Further investigation identified the unknown Ir	aqi female as Mrs. (b)(6),(b)(7)(C)
Further Investigation determined SGT (b)(6) stabbed one of the insurgents to make sure he witnesses to the incident and the detainee's rem no autopsy was conducted to determine the cau	confessed to his Platoon Leader that he was dead. A thorough investigation identified no ains were released to the Iraqi Police; therefore, use and manner of death.
STATUTES:	
Article 118, UCMJ: Murder	

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

Article 121, UCMJ: Larceny of Private Funds

#### EXHIBITS/SUBSTANTIATION:

#### ADDED ATTACHED:

- 5. Agent's Investigation Report (AIR) of SA(b)(6), 25 Sep 07.
- 6. Sworn Statement of  $2LT_{(7)(C)}^{(b)(6),(b)}$  22 Sep 07.
- 7. Rights Non-Waiver Certificate of SGT (b)(6),(b)(7) 22 Sep 07.
- 8. Sworn Statement of SGT (b)(6),(b)(7) 22 Sep 07.
- 9. AIR of SA(b)(6),(b)(7) 33 Oct 07.
- 10. Sworn Statement of SFQ^(b)₍₆₎, 02 Oct 07.
- 11. Sworn Statement of SSG (b)(6),(b)(7)(C) b2 Oct 07.
- 12. Sworn Statement of SSG (6)(6)(6), 02 Oct 07.
- 13. Sworn Statement of SGT $_{(7)(C)}^{(b)(6),(b)}$  02 Oct 07.
- 14. Sworn Statement of SGT $_{(7)(C)}^{(b)(6),(b)}$  02 Oct 07.
- 15. Claims/Condolence Form of Mrs. (b)(6),(b)(7)(C) 26 Sep 07.
- 16. Sworn Statement of SGT  $_{(7)(C)}^{(b)(6),(b)}$  03 Oct 07.
- 17. Daily Staff Journal or Duty Log of 2/12th INF TOC, 24 May 07.
- 18. Sworn Statement of SPC (b)(6),(b) 03 Oct 07.
- 19. Compact Disk containing photographs (Unidentified Detainee).

3

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- 20. AIR of  $SA_{(b)(7)}^{(b)(6)}$  08 Nov 07.
- 21. Affidavit Supporting Request for Authorization to Search and Seize, 08 Nov 07.
- 22. Search and Seizure Authorization, 08 Nov 07.
- 23. Recovery Scene AIR of  $SA_{(b)(7)(C)}^{(b)(6)}$  38 Nov 07.
- 24. Photograph Packet (Recovery Scene).
- 25. Compact Disc containing all images associated with Exhibit 24. (USACIDC only)
- 26. Recovery Scene Sketch, 08 Nov 07.
- 27. Evidence/Property Custody Document, Document Number (DN) 0970-07.
- 28. AIR of SA_{(b)(7)} (b)(6), 14 Nov 07.
- 29. Forensic Laboratory Examination Request, 13 Nov 07.
- 30. AIR of  $SA_{(b)(7)}^{(b)(6)}$  26 Dec 07.
- 31. AIR of SA(C) (b)(6),(b)(7) 4 Dec 07.
- 32. Sworn Statement o (b)(6),(b)(7)(C) 04 Dec 07.

### ADDED NOT ATTACHED:

Retained in the Evidence Depository, 11th Military Police Battalion (CID), Camp Victory, Iraq:

- 33. Bayonet (Item 1, DN 0970-07)
- 34. Interceptor Body Armor (Item 2, DN 0970-07)

The originals of Exhibits 5-14, 16, 18, 20-26, 28 and 30-32 were forwarded with the USACRC copy of this report. The originals of Exhibit 15, 17 and 19 were retained by 2/12th Infantry,

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FOB Falcon, Iraq. The original of Exhibit 27 was retained by the Evidence Custodian, 11th Military Police Battalion (CID), Camp Victory, Iraq. The original of Exhibit 29 was retained by the U.S. Army Criminal Investigation Laboratory, Forest Park, GA.

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

CID REPORTS OF INVESTIGATION MAY BE SUBJECT TO A QUALITY ASSURANCE REVIEW BY CID HIGHER HEADQUARTERS.

Report Prepared By:	Report Approved By:
(b)(6),(b)(7)(C)	(b)(6),(b)(7)(C)
Special Agent	Special Agent in Charge
DISTRIBUTION: 11th MP BN (CID), Camp Victory, CDR, 20th/1149th MP DET (CID) ( IZ APO AE 09342 Chief, INV OPS, USACIDC	IZ FWD), 11th MP BN (CID) (FWD), Camp Slayer,
CDR, 3d MP GRP (CID), Forest Pa SJA, Trial Counsel, FOB FALCON,	rk, GA, ATTN: OPS
SJA, Trial Counsel, FOB FALCON, SJA, 4ID, Camp Liberty, IZ	IZ, (ATTN: CPT (b)(b)(b)(b)(b)(c)
SJA, 41D, Camp Liberty, 12. SJA, Chief Military Justice, 4ID, Ca	mp Liberty, IZ
MP Desk, Camp Victory, Baghdad,	
PMO, MND-B, Provost Marshal, 4II	D, Camp Liberty, IZ

Director, U.S. Army Crime Records Center, 6010 6th Street, Fort Belvoir, VA 22060

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DATE: 04 OCT 2007

FROM: SAC, CAMP LIBERTY CID//CIRF-ZA-LIB//

TO: DIRECTOR, U.S. ARMY CRIME RECORDS CENTER (USACRC), FT BELVOI

VA

CHIEF, INVESTIGATIVE OPERATIONS, U.S. ARMY CRIMINAL IINVESTIGATION DIVISION COMMAND, FORT BELVOIR, VA

COMMANDER, 3RD MILITARY GROUP (CID), 4699 NORTH 1ST STREET,

FOREST PARK, GA 30297

COMMANDER, 22ND MILITARY POLICE BN (CID)(FWD), CAMP VICTORY

BAGHDAD, IRAQ, APO AE 09344

OPERATIONS OFFICER, 22ND MILITARY POLICE BN (CID) (FWD), CAMP

VICTORY, BAGHDAD, IRAQ, APO AE 093

ASSISTANT OPERATIONS OFFICER, 22ND MILITARY POLICE BATTALION

(CID), CAMP VICTORY, BAGHDAD, IRAQ,

COMMANDER, 86TH MILITARY POLICE DETACHMENT (CID) (FWD), CAN

SLAYER, BAGHDAD, IRAQ

STAFF JUDGE ADVOCATE, 2/12TH INF, FOB FALCON, IRAQ, ATTN: MAJ

KERCHER

PROVOST MARSHAL, PROVOST MARSHAL'S OFFICE, FOB FALCON, IRAC COMMANDER, 2/12TH INF, FOB FALCON, IRAQ, ATTN: LTC (b)(6),(b)(7)(C)

CG USACIDC FT BELVOIR VA //CIOP-ZA//

FSO, 22ND MP BN (CID)///CIRF-ZA-OP

FILE

SUBJECT: CID REPORT OF INVESTIGATION - 2ND SUPPLEMENTAL/SSI -

0230-2007-CID899-23084 - 5H1B / 7G2A1 / 5Y2E

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

DRAFTER:

RELEASER: (b)(6),(b)(7)(C)

- 1. DATES/TIMES/LOCATIONS OF OCCURRENCES:
- 1. 10 SEP 2007, 1200 10 SEP 2007, 2359; GRID MB 41477909, BAGHDAD, AE 09361
  - 2. 24 MAR 2007, 1430 24 MAR 2007, 1530; MUHALLA 822, GRID MB 42830

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78654, AL DOURA,	BAGHDAD, II	RAO
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2.	DATE/TIME	REPORTED:	22 SEP	2007,	0800

3. INVEST	IGATED BY:
SA	(b)(2),(b)(6),(b)(7)(C)
SA	
SA	
SA	

4. SUBJECT:				
(b)(6),(b)(7)(C)	SGT. (b)	)(6),(b)(7)(C)		
(b)(6),(b)(7)(C)			DATE ALIONI 10'	The T
	MALE; WHITE; C C	OMPANY, ZND	BATTALION, 12	IH
INFANTRY REGIMENT, (I	HOME STATION: FO	RT CARSON, C	O), COMBAT OU'	<b>TPOST</b>
CHOSEN, BAGHDAD, ARI	MED FORCES AFRIC	CA, CANADA, E	UROPE & MIDDI	LE EAST
09361; CT; [LARCENY OF	PRIVATE PROPERT	Y], [CRUELTY	AND MALTREAT	<b>IMENT</b>
OF A DETAINEE (UNDER	INVESTIGATION)],	[MURDER (UNI	DER INVESTIGAT	ΓΙΟN)]
5. VICTIM:				esen <del>- a</del> n
1. [CHANGE] (b)(6),(b	)(7)(C)	Ci	W. IDAO. BAGUE	)
			V; IRAQ; BAGHI	•
IRAQ; FEMALE; WHITE; (	o)(b),(b)(7)(C)		M820), BAGHE	)AD. IZ:

- 2. UNKNOWN-1962137-0230-2007-CID899-I; [CRUELTY AND MALTREATMENT OF A DETAINEE (UNDER INVESTIGATION)], [MURDER (UNDER INVESTIGATION)] (NFI)
- 6. INVESTIGATIVE SUMMARY:

[LARCENY OF PRIVATE PROPERTY]

THE INFORMATION IN THIS REPORT IS BASED UPON AN ALLEGATION OR PRELIMINARY INVESTIGATION AND MAY BE CHANGED PRIOR TO THE COMPLETION OF THE INVESTIGATION.

2D SUPPLEMENTAL:

THIS SUPPLEMENTAL REPORT IS BEING SUBMITTED TO FURTHER IDENTIFY THE VICTIM OF LARCENY AND TO ELABORATE ON THE INCIDENT OF MURDER.

(b)(6),(b)(7)(C)	
	ALLEGED AMERICAN SOLDIERS STOLE MONEY WHEN



THEY CONDUCT A CORDON AND SEARCH OF HER RESIDENCE. (b)(6),(b)(7) (C) STATED A SOLDIER RETURNED SOME OF THE MONEY; HOWEVER, SHE WAS STILL MISSING APPROXIMATELY \$4,050.00 US DOLLARS AND 125,000 IRAQI DINAR, TOTALING APPROXIMATELY \$4,151 US DOLLARS.

DURING THE COURSE OF THIS INVESTIGATION, IT WAS DETERMINED SOLDIERS OF C COMPANY, 2-12TH INFANTRY REGIMENT, COMBAT OUTPOST CHOSEN, BAGHDAD, IRAQ, ENGAGED TWO INDIVIDUALS THAT WERE LOCATED ON A ROOF TOP IN THE VICINITY OF GRID MB 42830 78654 AFTER RECEIVING SMALL ARMS FIRE FROM THEIR LOCATION. THE ENGAGEMENT RESLIT TED IN ONE ENEMY KILLED IN ACTION AND ONE WOUNDED. SGT (b)(6),(b)(7) WAS ORDERED TO PROVIDE MEDICAL CARE TO THE WOUNDED INDIVIDUAL; HOWEVER, SGT (b)(6),(b)(7)(C) INDICATED THERE WAS NOTHING HE COULD DO AND THAT THE INDIVIDUAL DIED. THE TWO DECEASED INDIVIDUALS WERE PLACED IN BODY BAGS AND TRANSPORTED TO 2/7/2 NATIONAL POLICE BATTALION HEADQUARTERS, BAGHDAD, IRAQ, FOR DISPOSITION. THE IDENTITY OF THE INDIVIDUALS AND THE LOCATION OF THE REMAINS WERE NOT KNOWN.

USACIDC INTERVIEWED MEMBERS OF THE ELEMENT THAT WHERE INVOLVED IN THE ENGAGEMENT. THERE WERE NO WITNESSES TO SGT (b)(6),(b)(7) TREATING OR STABBING THE WOUNDED INDIVIDUAL. FURTHERMORE, WITNESSES INDICATED THE INJURIES SUSTAINED BY THE INDIVIDUAL APPEARED TO BE GUNSHOT WOUNDS AS OPPOSED TO STAB WOUNDS.

INVESTIGATION CONTINUES BY USACIDC.

1ST SUPPLEMENTAL:

THIS SUPPLEMENTAL REPORT IS BEING SUBMITTED TO REOPEN THIS INVESTIGATION TO CONDUCT FURTHER INVESTIGATIVE ACTIVITY.

DURING ADMINISTRATIVE REVIEW OF THIS INVESTIGATION, IT WAS DETERMINED 1LT (b)(6),(b)(7)(C), C COMPANY, 2-12 INFANTRY REGIMENT, COMBAT OUTPOST (COP) CHOSEN, BAGHDAD, IRAQ, WAS INTERVIEWED BY (b)(6),(b)(7)(C) HEREIN HE PROVIDED A SWORN STATEMENT ALLEGING SGT CONFESSED TO STABBING AN INJURED UNKNOWN IRAQI MALE THAT HE WAS SUPPOSE TO BE PROVIDING MEDICAL CARE.

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STATED HIS PLATOON WAS CONDUCTING COMBAT OPERATIONS WHEN THEY ENGAGED THE ENEMY, WHICH RESULTED IN TWO UNKNOWN IRAQI MALES BEING SHOT. 1LT (b)(6),(b) RELATED ONE OF THE INDIVIDUALS WAS BREATHING THE OTHER WAS DECEASED. HE ORDERED SGT (b)(6),(b)(7) TO PROVIDE MEDICAL CARE TO THE INJURED INDIVIDUAL. 1LT (b)(6),(b) STATED SGT (b)(6),(b)(7) LATER INFORMED HIM THAT THE INDIVIDUAL WAS ALREADY DEAD AND THERE WAS NOTHING HE COULD DO; HOWEVER, ON 11 SEP 07, SGT (b)(6),(b)(7)(C) INFORMED HIM THAT HE HAD STABBED THE INJURED UNKNOWN IRAQI MALE.

(b)(6),(b)(7)(C) WAS INTERVIEWED BY USACIDC WHEREIN HE INVOKED HIS LEGAL RIGHTS AND REQUESTED A LAWYER.

INVESTIGATION CONTINUES BY USACIDC.

FINAL REPORT:

THIS IS AN "OPERATION IRAQI FREEDOM" INVESTIGATION.

THIS INVESTIGATION WAS INITIATED WHEN MAJ (b)(6),(b)(7)(C)

OFFICE OF

THE STAFF JUDGE ADVOCATE (OSJA), 4TH BRIGADE COMBAT TEAM, 1ST

INFANTRY DIVISION (4/1 INF), FORWARD OPERATING BASE (FOB) FALCON, IRAQ,

NOTIFIED THIS OFFICE THAT SGT (b)(6),(b)(7)(C)

C COMPANY, 2ND

BATTALION, 12TH INFANTRY REGIONEIN I (2/1/2 IT INF), COMBAT OUTPOST (COP)

CHOSEN, IRAQ, STOLE \$10,000 U.S. DOLLARS FROM AN UNKNOWN IRAQI FEMALE,

WHILE CONDUCTING COMBAT OPERATIONS.

INVESTIGATION DETERMINED SGT COMMITTED THE OFFENSE OF LARCENY WHEN HE STOLE \$10,000 U.S. DOLLARS FROM AN UNKNOWN IRAQI FEMALE WHILE CONDUCTING A CORDON AND SEARCH OF HER RESIDENCE.

7. COMMANDERS ARE REMINDED OF THE PROVISIONS OF AR 600-8-2 PERTAINING TO SUSPENSION OF FAVORABLE PERSONNEL ACTIONS AND AR 380-67 FOR THE SUSPENSION OF SECURITY CLEARANCES OF PERSONS UNDER INVESTIGATION.



8. USACIDC REPORTS ARE EXEMPT FROM AUTOMATIC TERMINATION OF PROTECTIVE MARKINGS IN ACCORDANCE WITH CHAPTER 3, AR 25-55.



DATE: 28 SEP 2007

FROM: SAC, CAMP LIBERTY CID//CIRF-ZA-LIB//

TO: DIRECTOR, U.S. ARMY CRIME RECORDS CENTER (USACRC), FT BELVOI

VA

CHIEF, INVESTIGATIVE OPERATIONS, U.S. ARMY CRIMINAL IINVESTIGATION DIVISION COMMAND, FORT BELVOIR, VA

COMMANDER, 3RD MILITARY GROUP (CID), 4699 NORTH 1ST STREET,

FOREST PARK, GA 30297

COMMANDER, 22ND MILITARY POLICE BN (CID)(FWD), CAMP VICTORY

BAGHDAD, IRAQ, APO AE 09344

OPERATIONS OFFICER, 22ND MILITARY POLICE BN (CID) (FWD), CAMP

VICTORY, BAGHDAD, IRAQ, APO AE 093

ASSISTANT OPERATIONS OFFICER, 22ND MILITARY POLICE BATTALION

(CID), CAMP VICTORY, BAGHDAD, IRAQ,

COMMANDER, 86TH MILITARY POLICE DETACHMENT (CID) (FWD), CAN

SLAYER, BAGHDAD, IRAQ

STAFE LUNGE ADVOCATE, 2/12TH INF, FOB FALCON, IRAQ, ATTN: MAJ

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

PROVOST MARSHAL, PROVOST MARSHAL'S OFFICE, FOB FALCON, IRA COMMANDER, 2/12TH INF, FOB FALCON, IRAQ, ATTN: LTC(b)(6),(b)(7)(C)

CG USACIDC FT BELVOIR VA //CIOP-ZA//

FSO, 22ND MP BN (CID)///CIRF-ZA-OP

FILE

SUBJECT: CID REPORT OF INVESTIGATION - 1ST SUPPLEMENTAL/SSI -

0230-2007-CID899-23084 - 5H1B / 7G2A1 / 5Y2E

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

DRAFTER:

RELEASER: (b)(6),(b)(7)(C)

1. DATES/TIMES/LOCATIONS OF OCCURRENCES:

1. 10 SEP 2007, 1200 - 10 SEP 2007, 2359; GRID MB 41477909, BAGHDAD, AE 09361

2. 24 MAR 2007, 0600 - 24 MAR 2007, 2000; UNKNOWN, BAGHDAD, IRAQ



2. DATE/TIME REPORTED: 22 SEP 2007, 0800
3. INVESTIGATED BY: SA (b)(6),(b)(7)(C) SA
4. SUBJE (b)(6),(b)(7)(C) SGT (b)(6),(b)(7)(C) MALE; WHÎTE; C COMPANY, 2ND BATTALION, 12TH INFANTRY REGIMENT, (HOME STATION: FORT CARSON, CO), COMBAT OUTPOST CHOSEN, BAGHDAD, ARMED FORCES AFRICA, CANADA, EUROPE & MIDDLE EAST 09361; CT; [LARCENY OF PRIVATE PROPERTY], [CRUELTY AND MALTREATMENT OF A DETAINEE (UNDER INVESTIGATION)], [MURDER (UNDER INVESTIGATION)] 5. VICTIM:  1. UNKNOWN-1961777-0230-2007-CID899-I; [LARCENY OF PRIVATE PROPERTY] (NFI)
2. [ADD] UNKNOWN-1962137-0230-2007-CID899-I; [CRUELTY AND MALTREATMENT OF A DETAINEE (UNDER INVESTIGATION)], [MURDER (UNDER INVESTIGATION)] (NFI)
6. INVESTIGATIVE SUMMARY: THE INFORMATION IN THIS REPORT IS BASED UPON AN ALLEGATION OR PRELIMINARY INVESTIGATION AND MAY BE CHANGED PRIOR TO THE COMPLETION OF THE INVESTIGATION.
1ST SUPPLEMENTAL DEPORT IS DEDUC SUPPLEMENT TO DEPORT A TEST
THIS SUPPLEMENTAL REPORT IS BEING SUBMITTED TO REOPEN THIS INVESTIGATION TO CONDUCT FURTHER INVESTIGATIVE ACTIVITY.
DURING ADMINISTRATIVE REVIEW OF THIS INVESTIGATION, IT WAS DETERMINED 1LT (b)(6),(b)(7)(C) C COMPANY, 2-12 INFANTRY REGIMENT, COMBAT OUTPOST (COP) CHOSEN, BAGHDAD, IRAQ, WAS INTERVIEWED BY LISACIDG WHEREIN HE PROVIDED A SWORN STATEMENT ALLEGING SGT CONFESSED TO STABBING AN INJURED UNKNOWN IRAQI MALE THAT HE WAS SUPPOSE TO BE PROVIDING MEDICAL CARE.

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1LT (7)(C) STATED HIS PLATOON WAS CONDUCTING COMBAT OPERATIONS WHEN THEY ENGAGED THE ENEMY, WHICH RESULTED IN TWO UNKNOWN IRAQI MALES BEING SHOT. 1LT (b)(6),(b) RELATED ONE OF THE INDIVIDUALS WAS BREATHING THE OTHER WAS DECEASED. HE ORDERED SGT (b)(6),(b)(7)(C) TO PROVIDE MEDICAL CARE TO THE INJURED INDIVIDUAL. 1LT (b)(6),(b) STATED SGT (C) LATER INFORMED HIM THAT THE INDIVIDUAL WAS ALREADY COMBAT AND THERE WAS NOTHING HE COULD DO; HOWEVER, ON 11 SEP 07, SGT INFORMED HIM THAT HE HAD STABBED THE INJURED UNKNOWN IRAQI MALE.

SGT (b)(6),(b)(7)(C) WAS INTERVIEWED BY USACIDC WHEREIN HE INVOKED HIS LEGAL RIGHTS AND REQUESTED A LAWYER.

INVESTIGATION CONTINUES BY USACIDC.

FINAL REPORT:

THIS IS AN "OPERATION IRAQI FREEDOM" INVESTIGATION.

THIS INVESTIGATION WAS INITIATED WHEN MAJ (b)(6),(b)(7)(C)

OFFICE OF
THE STAFF JUDGE ADVOCATE (OSJA), 4TH BRIGADE COMBAT TEAM, 1ST
INFANTRY DIVISION (4/1 INF), FORWARD OPER ATING BASE (FOB) FALCON, IRAQ,
NOTIFIED THIS OFFICE THAT SGT (b)(6),(b)(7)(C) C COMPANY, 2ND
BATTALION, 12TH INFANTRY REGIMENT (2/12TH INF), COMBAT OUTPOST (COP)
CHOSEN, IRAQ, STOLE \$10,000 U.S. DOLLARS FROM AN UNKNOWN IRAQI FEMALE,
WHILE CONDUCTING COMBAT OPERATIONS.

INVESTIGATION DETERMINED SGT COMMITTED THE OFFENSE OF LARCENY WHEN HE STOLE \$10,000 U.S. DOLLARS FROM AN UNKNOWN IRAQI FEMALE WHILE CONDUCTING A CORDON AND SEARCH OF HER RESIDENCE.

- 7. COMMANDERS ARE REMINDED OF THE PROVISIONS OF AR 600-8-2 PERTAINING TO SUSPENSION OF FAVORABLE PERSONNEL ACTIONS AND AR 380-67 FOR THE SUSPENSION OF SECURITY CLEARANCES OF PERSONS UNDER INVESTIGATION.
- 8. USACIDC REPORTS ARE EXEMPT FROM AUTOMATIC TERMINATION OF



PROTECTIVE MARKINGS IN ACCORDANCE WITH CHAPTER 3, AR 25-55.



ACLU DETAINEE DEATH 2 CID 1164



#### **DEPARTMENT OF THE ARMY**

U.S. ARMY CRIMINAL INVESTIGATION COMMAND

Camp Liberty CID Office

86th Military Police Detachment (CID), Building C-40, Camp Liberty, Iraq, APO, AE 09342

27 Sep 2007

MEMORANDUM FOR: SEE DISTRIBUTION

SUBJECT: CID REPORT OF INVESTIGATION - INITIAL FINAL (C) - 0230-2007-CID899-23084 - 7G2A1

DATES/TIMES/LOCATIONS OF OCCURRENCES:

1. 10 SEP 2007, 1200 - 10 SEP 2007, 2359; GRID MB 41477909, BAGHDAD, AE 09361

DATE/TIME REPORTED: 22 SEP 2007, 0800

INVESTIG<u>ATED BY:</u>
SA (b)(2),(b)(6),(b)(7)(C)
SA

SUBJEC_{(b)(6),(b)(7)(C)}
SGT; (b)(6),(b)(7)(C)

INFANTRY REGIMENT, (HOME STATION: FORT CARSON, CO), COMBAT OUTPOST CHOSEN, BAGHDAD, ARMED FORCES AFRICA, CANADA, EUROPE & MIDDLE EAST 09361; CT; [LARCENY OF PRIVATE PROPERTY]

VICTIM:

1. UNKNOWN-1961777-0230-2007-CID899-I ; [LARCENY OF PRIVATE PROPERTY] (NFI)

INVESTIGATIVE SUMMARY:

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This is an "Operation Iraqi Freedom" investigation.

This investigation was initiated when MAJ (b)(6),(b)(7)(C)  Office of the Staff Judge Advocate (OSJA), 4th Brigade Combat Team, 1st Infantry Division (4/1 INF), Forward Operating Base (FOB) Falcon, Iraq, notified this office that SGT (b)(6),(b)(7)(C)  Company, 2nd Battalion, 12th Infantry Regiment (2/12th INF), Combat Outpost (COP) Chosen, Iraq, stole \$10,000 U.S. dollars from an unknown Iraqi female, while conducting combat operations.
Investigation determined SGT committed the offense of Larceny when he stole \$10,000 U.S. dollars from an unknown Iraqi female while conducting a cordon and search of her residence.
STATUTES:
Article 121, UCMJ, Larceny
EXHIBITS:
Attached:
<ol> <li>Agents Investigation Report (AIR) of SA(b)(6), (b)(7)</li> <li>Sworn Statement of 1LT(C)</li> <li>Sep 07.</li> <li>Sep 07.</li> <li>Sep 07.</li> <li>Sep 07.</li> <li>Sep 07.</li> <li>Sep 07.</li> </ol>
3. Non-Waiver Certificate of SG7 (b)(6),(b)(7)(C) 22 Sep 07.
4. Sworn Statement of $SGT_{(C)}^{(b)(6),(b)(7)}$ 22 Sep 07, detailing his knowledge of the incident.
Not Attached:
None.
The originals of Exhibits 1 through 4 are forwarded with the USACRC copy of this report.

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

STATUS: This is an Initial/Final (C) report. This investigation is being closed under the

provisions of Chapter 4, Paragraph 10 (5), CIDR 195-1. Commander's Report of Disciplinary or Administrative Action (DA Form 4833) is pending.

Report Prepared By:	Report Approved By:
(b)(6),(b)(7)(C)	(b)(6),(b)(7)(C)
Special Agent	Special Agent in Charge
DISTRIBUTION:	

- 1-Director, U.S. Army Crime Records Center (USACRC), Ft Belvoir, VA
- 1-Chief, Investigative Operations, U.S. Army Criminal Investigation Division Command, Fort Belvoir, VA
- 1- Commander, 3rd Military Group (CID), 4699 North 1st Street, Forest Park, GA 30297
- 1- Commander, 22nd Military Police BN (CID)(FWD), Camp Victory, Baghdad, Iraq, APO AE 09344
- 1- Operations Officer, 22nd Military Police BN (CID) (FWD), Camp Victory, Baghdad, Iraq, APO AE 093
- 1- Assistant Operations Officer, 22nd Military Police Battalion (CID), Camp Victory, Baghdad, Iraq,
- 1- Commander, 86th Military Police Detachment (CID) (FWD), Camp Slayer, Baghdad, Iraq
- 1-Staff Judge Advocate, 2/12th INF, FOB Falcon, Iraq, ATTN: MAJ (b)(6),(b)(7)(C)
- 1-Provost Marshal, Provost Marshal's Office, FOB Falcon, Iraq
- 1-Commander, 2/12th INF, FOB Falcon, Iraq, ATTN: LTO(b)(6),(b)(7)(C)
- 1-File

3

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

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Page 2 of 6

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	Contract Termination Cost Adjustment		Amount :	···		·		<del> </del>
	Bid Rejection					<u></u>		<del>                                     </del>
	Recoupment		Amount :		<del>, , </del>			<u> </u>
	Denial of Continuation		, anomit .	<del></del>		······································		<del>                                     </del>
	Other Contract Action		<u></u>			<u></u>	<del></del>	<u></u>
			· · · · · · · · · · · · · · · · · · ·					<del>                                     </del>
Chapter Characterization Effective Date				· · · · · · · · · · · · · · · · · · ·		<u></u>		
Characterization  Effective Date		nder's Remarks (Block-	-10) if you chose A	\dministrati	ve Act	ion		
Characterization Effective Date Non-Judicial/	Judicial Sanctions	nder's Remarks (Block-		Administrati	ve Act	ion		
Characterization Effective Date Non-Judicial/ Date Adjudged	Judicial Sanctions		-10) if you chose A	Administrati	ve Act	ion		
Effective Date  Non-Judicial/ Date Adjudged	Judicial Sanctions Fine	nder's Remarks (Block- Amount :		Administrati			\$ [ ]	Month
Characterization  Effective Date  Non-Judicial/  Date Adjudged	Judicial Sanctions Fine Forfeiture	Amount :				ion Days		Month
Characterization  Effective Date  Non-Judicial/  Date Adjudged	Judicial Sanctions  Fine Forfeiture Extra Duty	Amount : Amount : Days:						Month
Characterization  Effective Date  Non-Judicial/  Date Adjudged	Fine Forfeiture Extra Duty Restriction	Amount: Amount: Days:					\$	Month
Characterization  Effective Date  Non-Judicial/  Date Adjudged	Fine Forfeiture Extra Duty Restriction Correctional Custody	Amount : Amount : Days: Days: Days:	Sanction	Duration:		Days		
Characterization Effective Date Non-Judicial/ Date Adjudged	Fine Forfeiture Extra Duty Restriction Correctional Custody Confinement	Amount : Amount : Days: Days: Days: Duration:		Duration:				Month
Characterization Effective Date Non-Judicial/ Date Adjudged	Fine Forfeiture Extra Duty Restriction Correctional Custody Confinement Bad Conduct Discharge	Amount : Amount : Days: Days: Days: Duration: Effective Date:	Sanction	Duration:		Days		
Characterization Effective Date  Non-Judicial/ Date Adjudged	Fine Forfeiture Extra Duty Restriction Correctional Custody Confinement Bad Conduct Discharge Dishonorable Discharge	Amount: Amount: Days: Days: Days: Duration: Effective Date: Effective Date:	Sanction	Duration:		Days		
Characterization Effective Date  Non-Judicial/ Date Adjudged	Fine Forfeiture Extra Duty Restriction Correctional Custody Confinement Bad Conduct Discharge	Amount: Amount: Days: Days: Days: Duration: Effective Date: Effective Date: From:	Sanction	Duration:		Days		
Characterization Effective Date  Non-Judicial/ Date Adjudged	Fine Forfeiture Extra Duty Restriction Correctional Custody Confinement Bad Conduct Discharge Dishonorable Discharge Reduction in Grade	Amount: Amount: Days: Days: Days: Duration: Effective Date: Effective Date: From: To:	Sanction	Duration:	onths	Days  Years		
Characterization Effective Date  Non-Judicial/ Date Adjudged	Fine Forfeiture Extra Duty Restriction Correctional Custody Confinement Bad Conduct Discharge Dishonorable Discharge Reduction in Grade  Probation	Amount: Amount: Days: Days: Days: Duration: Effective Date: From: To: Duration:	Sanction  Days	Duration:  Mo	onths	Days  Years  Years		
Non-Judicial/ Date Adjudged	Fine Forfeiture Extra Duty Restriction Correctional Custody Confinement Bad Conduct Discharge Dishonorable Discharge Reduction in Grade Probation Special Assignment	Amount: Amount: Days: Days: Days: Duration: Effective Date: From: To: Duration: Duration:	Sanction  Days  Days  Days	Duration:  Mos Mos	onths	Tears Tears Years Years		Life
Characterization Effective Date  Non-Judicial/ Date Adjudged	Fine Forfeiture Extra Duty Restriction Correctional Custody Confinement Bad Conduct Discharge Dishonorable Discharge Reduction in Grade  Probation Special Assignment Total Forfeiture (all pay/allo	Amount: Amount: Days: Days: Days: Duration: Effective Date: From: To: Duration: Duration:	Sanction  Days	Duration:  Mos Mos	onths	Days  Years  Years		
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Were Any Sanctions Su		
If no sanctions were suspende	ed, proceed to "Commander's Remarks" (Block-10)	
Su	· · · · · · · · · · · · · · · · · · ·	
Date Suspended:	Suspension Duration:	
Suspended Portion US\$:		
Suspension Conditions:		
Date Suspended:	Suspension Duration:	
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Suspension Conditions:		
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JUSDEHUEU POHIOH USD.		<u> </u>
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10. Commander's Remarks	
	;
	) :
USASCRC Number: 0118-2007-CID919-23257-5H1A Sanction:	
11. Commanding Officer	
Was a DNA sample collected from the offender? ☐ Yes ☑ No	
Name and Grade: (b)(6),(b)(7)(C) GS12	78
Name and Grade.	
Signature:  AKO e-Mail Address (b)(6),(b)(7)(C)  2gls-1.com	
	Estat de la companya

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

Page 6 of 6

COMMANDER'S REPORT OF DISCIPLINARY OR ADMINISTRATIVE ACTION For use of this form, see AR 190-45; the proponent agency is the Provost Marshal General									
PRIVACY ACT STATEMENT									
AUTHORITY: PRINCIPAL: ROUTINE USES: DISCLOSURE: Title 10 USC Section 301; Title 5 USC Section 2951; E.O. 9397 dated November 22, 1943 To provide commanders and law enforcement officials with means by which information may be accurately identified. Your Social Security Number is used as an additional/alternate means of identification to facilitate filing and retrieval. Disclosure of your Social Security Number is voluntary.									
1. Control Information						<u></u>			
Thru: USACRC Number: 0118-2007-CID919-23257-5									
			MP R	eport N	lumber:	N/A			
To: COMMANDER 6/9TH CAVALRY REGIMENT FORT HOOD, TX 76544			Sub-l	nstalla	tion:	AE0939	1DC		
Referred SAC CID Office: Balad CID Of	fice	1970 - 1970 - 1970 - 1970 - 1970 - 1970 - 1970 - 1970 - 1970 - 1970 - 1970 - 1970 - 1970 - 1970 - 1970 - 1970 -	Refe	Referral Date: 5/12/2008			)8		
By: (b)(6),(b)(7)(C)			Susp	ense D	ate:	6/26/200	)8		
					tina DA E-	rm 1022 i	with support documents	tion	
The first Lieutenant Colonel in the chain of command is responsible and accountable for completing DA Form 4833 with support documentatic (copies of Article 15s, court-martial orders, reprimands, etc) for all USACIDC investigations. The unit and brigade commander or their equival also receive a copy of the DA Form 4833 for all USACIDC investigations.  Company, troop, and battery level commanders are responsible and accountable for completing DA Form 4833 with supporting documentatic cases investigated by MPI, civilian detectives employed by the Department of the Army, and the PMO. Accurate and complete DA 4833 disported in the required to meet installation, command, HQDA, DOD, and federal statutory reporting requirements. The data is used to identify the trends, establish command programs in law enforcement and other activities, and to ensure that resources are made available to support commanders who must address issues of soldier and family member indiscipline.  In court-martial cases, a conviction of an offense at court-martial may be for a different, or lesser included offense. List the offense for which individual was convicted at court-martial in the remarks section. Provost Marshals must enter the "MP Report Number" (Block-1) for all cases to commanders. "Sub-Installation" (Block-1) is used to enter report number from a civilian law enforcement agency police report. Other inform the civilian law enforcement agency (e.g. civilian law enforcement agency) may be entered in the remarks section.									
Last Name: (b)(6),(b)(7)(C)				Grade:		E-4 U.	.S. Army (SPC)		
First Name:		100 To 10		SSN: (b)(6),(b)(7)(C)					
Cadency:	Middle Name:								
Laucitoy.	30 30 30 30 30 30 30 30 30 30 30 30 30 3								
3. Referral Information									
Commander Decision Date: 5/12/2008						MATE L			
No. Offense	Basis	Date	Sexua Harassi	Ave. 198	Action	5.35	Reason		
1 Murder (Law of Armed Conflict Violation) [5H1A]	UCMJ Article 118	6/25/2007	Yes [	No 🗸	Yes 🗌	No 🔽	Charges Dismissed By Martial Convening Aut	nority	
2 Cruelty and Maltreatment [5C1J]	UCMJ Article 128	6/25/2007	Yes 🗌	No 🗸	Yes 🔲	No 🗸	Charges Dismissed By Martial Convening Aut	Courts hority	
3 Conspiracy [5X1]	UCMJ Article 81	6/25/2007	Yes 🔲	No 🗸	Yes 🗌	No 🗸	Charges Dismissed By Martial Convening Aut	Courts hority	
4			Yes 🔲	No 🔲	Yes 🗌	No 🗌			
5			Yes 🗌	No 🗌	Yes 🗌	No 🗌			

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

Page 1 of 6

. Ref	erral Information (continued)						<b>4</b> , .
No.	Offense	Basis	Date	Sexual Harassment	Action Taken	Reason	
6				Yes No	Yes No		
7				Yes No	Yes No		
8	. <u></u>		<u> </u>	Yes No	Yes No		
9				Yes No	Yes No No		
10				Yes No	Yes No		
	NOTE: Fo	r each offense ma	rked NO fo	r action taken, you m	ust supply a reason.		
If you Rema	selected "YES" for any offense, continarks" (Block-10), sign, date, and return	nue to "Action Tak the form to the ag	en" (Block- gent specifie	4). If you selected "Ned in "Referred By" (E	O" for ALL offenses, go d 3lock-1).	irectly to "Comman	der's
		(select one): CA Imposed al Officer Impo		udicial Punishme  Summary Cou  Special Court  Civilian Crimin	Martial	ne): neral Court Mart	al
			;; ;; ;; ;; ;; ;; ;; ;; ;; ;; ;; ;; ;				
No.	P/Court-Martial/Civilian Crim Charged Offens	····	oceeding Ple		Finding Offense	1 1	Trial
	NO ACTION TAKEN Murder (Law o Violation) [5H1A]	f Armed Conflict					Finding
2	NO ACTION TAKEN Cruelty and M	altreatment [5C1J	]				
3	NO ACTION TAKEN Conspiracy [5	X1]					
4							
5							
PLE P=F	A: G=Guilty, C=No Contest, N=Not Guinding for Plaintiff, F=Finding for Responding	ilty, D=Pre-Trial Dondent, G=Guilty,	iversion, C=No Cont	TRIAL FINDING: DC\ est, N=Not Guilty, S=	/=Dismissed (Civil), DCR :Settlement	=Dismissed (Crimi	nal),

5. NJP/Court-Martial/Civilian Criminal Court Proceeding Outcome (continued)									
No.	Char	ged Offense		Plea	F	inding Offense			rial nding
6	· · · · · · · · · · · · · · · · · · ·								
									· ·
7	<u></u>								
8				<del></del>					
9	<u>.</u>		······································			<u></u>			
10	· <del>··</del> ·				<del>.</del>			+	
	O N - O 1	A. A.I A. C. villa . D	-Dro Triol Divor	cion TDIAI	FINDING: DCV=Dis	missed (Civil) DCR=Dis	smissed (C	rimin	al).
PLEA: G=Guilty, P=Finding for Pla	C=No Conte	ding for Responden	t, G=Guilty, C=N	lo Contest, N	I=Not Guilty, S=Settle	missed (Civil), DCR=Disement	,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,		
6. Administrat				· · · · · · · · · · · · · · · · · · ·					
		113							
Non-Advers	<b>e</b>				<del> </del>		· · · · · · · · · · · · · · · · · · ·		• 4 4
Agen	су	Referred	Responded		Date Imposed	Type of Action	Oral		itten OMPF
Family Advoc	<u> </u>		- · · · · · · · · · · · · · · · · · · ·					oca	OIVIPF
Drug/Alcohol					·	Counseling/Concern Reprimand		井	
Special Refer						Censure			
Equal Opport	unity					Admonition			
Legal Office						Admidition			
Mental Health			<u></u>						
Relief Agency			<u> </u>						
Adverse	·		<u> </u>						
Date Impos	ed				Description	······································	<u> </u>		
	Withholding of Privileges								
	Adverse Performance Evaluation (OER/NCOER/Academic Report)							<u> </u>	
	Relief for Cause (OER/NCOER)								
	1	Mandatory Reassignment							<u></u>
		Transfer (such as rehabilitative)							······································
		Adverse Record Entry - Flag							<u>,,</u>
		Denial of Reenlistment or Continued Service							
		Withholding of Promotion  Delay of Promotion							
. <u></u>		Delay of Promotion  Promotion Revocation							<u>-</u>
· · · · · · · · · · · · · · · · · · ·		Clearance Revocation							
		<u>,                                      </u>	ade of clearance	e. PRP rec	lassification)		<u> </u>	$\dashv$	
	Control Roster (downgrade of clearance, PRP reclassification)							<u></u>	
	Resignation Retirement								
<del></del>	Retirement at Lower Grade From:								<u></u>
	To:								
	Transf	er to Inactive Res	erve			· · · · · · · · · · · · · · · · · · ·			

Date Imposed			Description			······································	
	Military Occupational Specia	alty Reclassification					
	Debarment		Duration:	Days	Months		Year
	Job Termination				. <u></u>		
	Job Suspension		Duration:	Days	Months		Year
	Leave Without Pay		Duration:	Days	Months		Year
	Loss of Warrant						ļ
	Voluntary Disclosure						
	Restitution (to US Government	ent)	Amount :				
	Restitution (to third party No	on-US Government)	Amount :				<u> </u>
	Civil-Civil Action Initiation		<u></u>	- · · · · · · · · · · · · · · · · · · ·	· <b>-</b> ····		
	Other (return to states, etc.)	)					
<u>-</u> :	Contract Suspension		Duration:	Days	Months		Year
	Contract Termination		A				
-··	Cost Adjustment		Amount :		, <u>, , , , , , , , , , , , , , , , , , </u>		
	Bid Rejection	· · · · · · · · · · · · · · · · · · ·	Λ		<u>.</u> .		<del>                                     </del>
	Recoupment		Amount :		···		
<u></u>	Denial of Continuation						┼─
	Other Contract Action			····	<u></u>		<del> </del> -
egulation napter naracterization							
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egulation hapter haracterization fective Date		nder's Remarks (Bloc	ck-10) if you chose Ad	dministrative Action	on		
egulation hapter haracterization fective Date	Proceed to Commar  Judicial Sanctions	nder's Remarks (Bloc	ck-10) if you chose Ac	dministrative Action	on		
egulation hapter haracterization fective Date	Proceed to Commar  Judicial Sanctions	nder's Remarks (Bloc Amount :		dministrative Action	on		
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egulation hapter haracterization fective Date	Proceed to Commandate of Sanctions  Fine	Amount :					Iont
egulation hapter haracterization fective Date	Proceed to Commar  Judicial Sanctions  Fine Forfeiture	Amount :					Iontl
egulation hapter haracterization fective Date	Proceed to Commandations  Judicial Sanctions  Fine Forfeiture Extra Duty	Amount : Amount : Days:					Iont
egulation hapter haracterization fective Date	Proceed to Command Judicial Sanctions  Fine Forfeiture Extra Duty Restriction	Amount : Amount : Days: Days:					
egulation hapter haracterization fective Date	Proceed to Command Judicial Sanctions  Fine Forfeiture Extra Duty Restriction Correctional Custody	Amount : Amount : Days: Days: Days:	Sanction	Duration:	Days		
egulation hapter haracterization fective Date	Proceed to Command Judicial Sanctions  Fine Forfeiture Extra Duty Restriction Correctional Custody Confinement	Amount : Amount : Days: Days: Days: Days: Days:	Sanction	Duration:	Days		
hapter haracterization fective Date	Proceed to Command Judicial Sanctions  Fine Forfeiture Extra Duty Restriction Correctional Custody Confinement Bad Conduct Discharge	Amount : Amount : Days: Days: Days: Duration: Effective Date:	Sanction	Duration:	Days		lonth
egulation hapter haracterization fective Date	Proceed to Command Judicial Sanctions  Fine Forfeiture Extra Duty Restriction Correctional Custody Confinement Bad Conduct Discharge Dishonorable Discharge	Amount : Amount : Days: Days: Days: Duration: Effective Date: Effective Date:	Sanction	Duration:	Days		
egulation hapter haracterization fective Date	Proceed to Command Judicial Sanctions  Fine Forfeiture Extra Duty Restriction Correctional Custody Confinement Bad Conduct Discharge Dishonorable Discharge	Amount: Amount: Days: Days: Days: Duration: Effective Date: Effective Date: From:	Sanction	Duration:	Days		
egulation hapter haracterization fective Date	Proceed to Command Judicial Sanctions  Fine Forfeiture Extra Duty Restriction Correctional Custody Confinement Bad Conduct Discharge Dishonorable Discharge Reduction in Grade	Amount: Amount: Days: Days: Days: Duration: Effective Date: From: To:	Sanction	Duration:  Months	Days  Years		Life
hapter haracterization fective Date	Fine Forfeiture Extra Duty Restriction Correctional Custody Confinement Bad Conduct Discharge Dishonorable Discharge Reduction in Grade Probation	Amount: Amount: Days: Days: Days: Duration: Effective Date: From: To: Duration: Duration:	Sanction  Days  Days	Duration:  Months  Months	☐ Years ☐ Years		
egulation hapter haracterization fective Date	Proceed to Command Judicial Sanctions  Fine Forfeiture Extra Duty Restriction Correctional Custody Confinement Bad Conduct Discharge Dishonorable Discharge Reduction in Grade  Probation Special Assignment	Amount: Amount: Days: Days: Days: Duration: Effective Date: From: To: Duration: Duration:	Sanction  Days  Days  Days  Days	Duration:  Months  Months  Months	☐ Years ☐ Years ☐ Years		Life

Suspended S	Were Any Sanctions Su		
	If no sanctions were suspende	ed, proceed to "Commander's Remarks" (Block-10)	
Suspended Sanction	Şu	uspended Sanction Information	
	Date Suspended:	Suspension Duration:	
Fine	Suspended Portion US\$:		
	Suspension Conditions:		
	Date Suspended:	Suspension Duration:	
Forfeiture	Suspended Portion US\$:	Suspended Portion Time:	
	Suspension Conditions:		
	Date Suspended:	Suspension Duration:	
Extra Duty	Suspended Portion Time:		
<b>,</b>	Suspension Conditions:		
	Date Suspended:	Suspension Duration:	
Restriction	Suspended Portion Time:		
	Suspension Conditions:		
	Date Suspended:	Suspension Duration:	
Custody	Suspended Portion Time:		
Custody	Suspension Conditions:		
	Date Suspended:	Suspension Duration:	
Confinement	Suspended Portion Time:		
_	Suspension Conditions:		
Reduction in	Date Suspended:	Suspension Duration:	
Grade	Suspension Conditions:		
	Date Suspended:	Suspension Duration:	
Probation	Suspended Portion Time:		
-	Suspension Conditions:		
	Date Suspended:	Suspension Duration:	
Special	Suspended Portion Time:		
Assignment	Suspension Conditions:		
	Date Suspended:	Suspension Duration:	
Total	Suspended Portion Time:		
Forfeiture	Suspension Conditions:		
	Date Suspended:	Suspension Duration:	
Civil Recovery			
	Suspension Conditions:		
	Date Suspended:	Suspension Duration:	
Civil Award	Suspended Portion US\$:		
J.VII / YVOIU	Suspension Conditions:		

10. Commander's Remarks		
.v. volimianavi v ixvinano		
		80.00 90.00 90.00
USASCRC Number: 0118-2007-CID919-23257-5H1A	Sanction: F2 2008/05/12	
11. Commanding Officer		
Was a DNA sample collected from the offender?	☐ Yes ☑ No	
Name and Grade: (b)(6),(b)(7)(C) O-5		
Signature: (b)(6),(b)(7)	Signature Date: 5/12/2008	
AKO e-Mail Address: (C) (b)(6),(b)(7) us.army.mil		į k

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

Page 6

of 6

	COMMANDER'S REPO	ORT OF E	OISCIPLI 45; the propo	NARY ( nent agenc	OR AE y is the F	MINIS  rovost Ma	TRATI	IVE ACT	ION	
			RIVACY ACT						150 W.S	
PRING	ORITY: Title 10 USC Section 301; To provide commanders and INE USES: Your Social Security Number Disclosure of your Social Security Number 10 USC Section 301; To provide commanders and INE USES: Your Social Security Number 10 USC Section 301; To provide commanders and INE USES: Your Social Security Number 10 USC Section 301; To provide commanders and INE USES: Your Social Security Number 10 USC Section 301; To provide commanders and INE USES: Your Social Security Number 10 USC Section 301; To provide commanders and INE USES: Your Social Security Number 10 USC Section 301; To provide commanders and INE USES: Your Social Security Number 10 USC Security Number	d law enforcem er is used as ar	nent officials v n additional/al	with means Iternate mea	by which	informatio	on may be	accurately ic te filing and r	lentified. etrieval.	
1. Co	ntrol Information		743. 5 5 6 7 8 - 10 - 10 - 10 - 10 - 10 - 10 - 10 -	54%		- 119				
Thru	1;			USA	CRC Nu	mber:	0118-20	07-CID919-	-23257-5H	1A
				MP F	Report N	lumber:	N/A			
To:	COMMANDER 6/9TH CAVALRY REGIMENT FORT HOOD, TX 76544			Sub-	Installa	tion:	AE0939	1DC		
Refe	erred SAC, CID Office: Balad CID Of	ffice		Refe	rral Dat	e:	5/12/200	D8		
By:	(b)(6),(b)(7)(C)			Susp	ense D	ate:	6/26/200	D8		
	rst Lieutenant Colonel in the chain of comn							4,164	10011111	O.D.
cases report trends common ln countre common to contre civitation and the civitation and	any, troop, and battery level commanders investigated by MPI, civilian detectives end in a required to meet installation, commanders who must address issues of soldies art-martial cases, a conviction of an offense dual was convicted at court-martial in the remanders. "Sub-Installation" (Block-1) is unvilian law enforcement agency (e.g. civilian fender Identification  t Name:  t Name:  dle Name  deferral Information	nployed by the nd, HQDA, DC orcement and or and family me at court-marks section sed to enter replay enforcement	Department DD, and feder other activities ember indiscipant may be for a port number	of the Army ral statutory s, and to en ipline. r a different, rshals must from a civili ddress) ma	reporting sure that or lesse that an law enter the years of the senter that an law enter the years of the senter that an law enter the years of the senter that an law enter the years of the senter that an law enter the years of the senter that an law enter the years of years of the years of the years of the years of years o	r included e "MP Reported in the	curate and ents. The s are made offense. L oort Number t agency p remarks s	data is used to e available to er" (Block-1) police report. section.	e for which for all cases Other inforr	the referred
Cor	nmander Decision Date: 5/12/2008								hite har his second	
No.	Offense	Basis	Date	Sexua Harass	\$20.75 80-4	Action			Reason	
1	Murder (Law of Armed Conflict Violation) [5H1A]	UCMJ Article 118	6/25/2007	Yes 🗌	No 🗸	Yes		Charges Dis Martial Conv		Courte
		1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1	· · · · · · · · · · · · · · · · · · ·		A STATE OF THE PARTY OF THE PAR	regions in Abrilla	E. S Program	Charges Dis	missed By	
2	Cruelty and Maltreatment [5C1J]	UCMJ Article 128	6/25/2007	Yes	No 🗸	Yes	No [V]	Martial Conv	ening Auth	Courts
	Cruelty and Maltreatment [5C1J]  Conspiracy [5X1]		6/25/2007	Yes	No 🗸		No [V]	Martial Conv Charges Dis Martial Conv	ening Auth	Courts
		Article 128 UCMJ					No [V]	Characa Dia	ening Auth	Courts

Page 1 of 6

. Re	ferral Information (continu	ied)				
No.	Offense	Basis	Date	Sexual Harassment	Action Taken	Reason
6				Yes No	Yes No	
7				Yes No	Yes No	
8				Yes No	Yes No	
9				Yes No	Yes No No	
10				Yes No	Yes No No	
If you Rema	NOTE I selected "YES" for any offense, c arks" (Block-10), sign, date, and re	: For each offense months on the form to the a	ken" (Block-	4). If you selected "N	O" for ALL offenses, go di	rectly to "Commander's
	Administrative  Non-Adverse Referrals  Adverse Personnel Action	(see	Judicial (A details belo	_	Judicial Court Martial or Civi	ilian Criminal Court
	-Judicial Punishment Author  Summarized G	rity (select one): CMCA Imposed	j	udicial Punishme	nt Authority (select o	ne): neral Court Martial
	<u> </u>	eneral Officer Impo	sed	Special Court  Civilian Crimin	Martial	
N.	P/Court-Martial/Civilian C	riminal Court Pr	oceeding	Outcome		
No.	1		Ple		Finding Offense	Trial
E	NO ACTION TAKEN Murder (La Violation) [5H1A]	aw of Armed Conflict				
2	NO ACTION TAKEN Cruelty an	d Maltreatment [5C1.	J]			
3	NO ACTION TAKEN Conspirac	y [5X1]				
4						
5						
PLE P=F	A: G=Guilty, C=No Contest, N=No inding for Plaintiff, F=Finding for R	t Guilty, D=Pre-Trial [ espondent, G=Guilty,	Diversion, C=No Cont	RIAL FINDING: DC\ est, N=Not Guilty, S=	/=Dismissed (Civil), DCR: Settlement	=Dismissed (Criminal),

Page 2 of 6

•	Charg	ed Offense		Plea	F	inding Offense		1 1	ial iding
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		<u>.                                  </u>					. <u></u>		
							· <del></del> .		<u></u>
						<u> </u>			
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5	<del></del>	<u> </u>							
FA: G=Guilty C=I	No Contes	st, N=Not Guilty, D	)=Pre-Trial Divers	ion, TRIAL	FINDING: DCV=Dis	missed (Civil), DCR=Dis	missed (C	Crimina	l),
Finding for Plaintil	f, F=Findi	ing for Responden	t, G=Guilty, C=N	o Contest, N	N=Not Guilty, S=Settle	ement	· · · · · · · · · · · · · · · · · · ·		
Administrative	Action	S							
on-Adverse			Deemanded			· · · · · · · · · · · · · · · · · · ·		Wr	itten
Agency		Referred	Responded		Date Imposed	Type of Action	Oral	Local	ОМ
amily Advocacy			<u> </u>			Counseling/Concern			
Prug/Alcohol Abuspecial Referral	<del>.</del>					Reprimand			
Equal Opportunit		······································				Censure			
egal Office	· <del>'</del>	- · · · · · · · · · · · · · · · · · · ·	<u> </u>			Admonition			
Mental Health									
Relief Agency		<u></u>							
					<u> </u>		. <u> </u>		
Adverse									<u></u>
Date Imposed					Description			<u> </u>	
	Withhol	ding of Privilege	S			<del>.</del>	<u> </u>	<del></del>	, <u></u> -
· · · · · · · · · · · · · · · · · · ·	Adverse	Performance E	valuation (OEF	NCOER/	Academic Report)				
		or Cause (OER/I			<u>-</u>		<u> </u>		
······································	Mandate	ory Reassignme	ent	<u> </u>		· · · · · · · · · · · · · · · · · · ·		·	
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	Transfe	r (such as rehat	oilitative)		···	· · · · · · · · · · · · · · · · · · ·	·····		
- ,	Transfe	Record Entry -	oilitative) Flag	\					
- ,	Transfe Adverse Denial o	Record Entry - of Reenlistment	Flag or Continued S	Service					
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Page 3 of 6

Date Imposed			Description		<u> </u>	<u>-</u>	
	Military Occupational Specia	Ity Reclassification					,
	Debarment		Duration:	Days	Months		Years
	Job Termination						
	Job Suspension		Duration:	Days	Months		Years
	Leave Without Pay		Duration:	Days	Months		Years
	Loss of Warrant						<u> · · · , · · · · · · · · · · · · · · ·</u>
	Voluntary Disclosure	<u> </u>			<u> </u>	<del></del>	<del>.</del>
	Restitution (to US Governme		Amount :				
	Restitution (to third party No	n-US Government)	Amount :		<u></u>		<u> · · · · · · · · · · · · · · · · · · </u>
	Civil-Civil Action Initiation			<u> </u>			
	Other (return to states, etc.)	, <u>, , , , , , , , , , , , , , , , , , </u>			□ NA o m th o		Years
	Contract Suspension	· · · · · · · · · · · · · · · · · · ·	Duration:	Days	Months		i Cal
	Contract Termination		A	· · · · · · · · · · · · · · · · · · ·	<del></del>		<u> </u>
	Cost Adjustment	· · · · · · · · · · · · · · · · · · ·	Amount :				
<del></del> -	Bid Rejection	······································	Λ	<u> </u>			
	Recoupment	<u></u>	Amount :	<u> </u>			
	Denial of Continuation	<u> </u>			<u></u>		<u></u>
	Other Contract Action		<u> </u>	······································	· · · · · · · · · · · · · · · · · · ·		
hapter haracterization							
hapter haracterization ffective Date	Proceed to Comman	nder's Remarks (Bloc	k-10) if you chose A	dministrative Act	ion		
hapter haracterization ffective Date  Non-Judicia	Proceed to Comman	nder's Remarks (Bloc		dministrative Act	ion		
hapter haracterization ffective Date  Non-Judicia	Proceed to Command/Judicial Sanctions		k-10) if you chose A	dministrative Act	ion		
hapter haracterization ffective Date	Proceed to Command   Judicial Sanctions   Fine	Amount:		dministrative Act	ion	S	Vionti
hapter haracterization ffective Date	Proceed to Command I/Judicial Sanctions  d Fine Forfeiture	Amount :				S	Vionti
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hapter haracterization ffective Date  Non-Judicia	Proceed to Command I/Judicial Sanctions  d Fine Forfeiture Extra Duty Restriction Correctional Custody Confinement Bad Conduct Discharge Dishonorable Discharge	Amount: Amount: Days: Days: Days: Duration: Effective Date: Effective Date:	Sanction	Duration:	Day	s	
hapter haracterization ffective Date  Non-Judicia	Proceed to Command I/Judicial Sanctions  d Fine Forfeiture Extra Duty Restriction Correctional Custody Confinement Bad Conduct Discharge	Amount: Amount: Days: Days: Days: Duration: Effective Date: Effective Date: From:	Sanction	Duration:	Day	S	Vionti
hapter haracterization ffective Date  Non-Judicia	Proceed to Command I/Judicial Sanctions  d Fine Forfeiture Extra Duty Restriction Correctional Custody Confinement Bad Conduct Discharge Dishonorable Discharge Reduction in Grade	Amount: Amount: Days: Days: Days: Duration: Effective Date: From: To:	Sanction	Duration:  Months	Day  Years	s	
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hapter haracterization ffective Date  Non-Judicia	Proceed to Command I/Judicial Sanctions  d Fine Forfeiture Extra Duty Restriction Correctional Custody Confinement Bad Conduct Discharge Dishonorable Discharge Reduction in Grade  Probation Special Assignment	Amount: Amount: Days: Days: Days: Duration: Effective Date: From: To: Duration: Duration:	Sanction  Days  Days  Days	Duration:  Months  Months  Months	The second of th	S	
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hapter haracterization ffective Date  Non-Judicia  Date Adjudged	Proceed to Command I/Judicial Sanctions  d Fine Forfeiture Extra Duty Restriction Correctional Custody Confinement Bad Conduct Discharge Dishonorable Discharge Reduction in Grade  Probation Special Assignment	Amount: Amount: Days: Days: Days: Duration: Effective Date: From: To: Duration: Duration:	Sanction  Days  Days  Days	Duration:  Months  Months  Months	The second of th	S	

Page 4 of 6

Suspended S	Were Any Sanctions Su		
	•	ded, proceed to "Commander's Remarks" (Block-10)	
Suspended Sanction	Sı	uspended Sanction Information	
	Date Suspended:	Suspension Duration:	
Fine	Suspended Portion US\$:		
_	Suspension Conditions:		
	Date Suspended:	Suspension Duration:	
Forfeiture	Suspended Portion US\$:	Suspended Portion Time:	
	Suspension Conditions:		
	Date Suspended:	Suspension Duration:	
Extra Duty	Suspended Portion Time:		
-	Suspension Conditions:		
	Date Suspended:	Suspension Duration:	
Restriction	Suspended Portion Time:		
	Suspension Conditions:		
	Date Suspended:	Suspension Duration:	
Correctional	Suspended Portion Time:		
Custody	Suspension Conditions:		
	Date Suspended:	Suspension Duration:	
Confinement	Suspended Portion Time:		
-	Suspension Conditions:		
Reduction in	Date Suspended:	Suspension Duration:	
Grade	Suspension Conditions:		
	Date Suspended:	Suspension Duration:	
Probation	Suspended Portion Time:		
	Suspension Conditions:		
	Date Suspended:	Suspension Duration:	
Special	Suspended Portion Time:		
Assignment -	Suspension Conditions:		
	Date Suspended:	Suspension Duration:	
Total	Suspended Portion Time:		
Forfeiture	Suspension Conditions:		
	Date Suspended:	Suspension Duration:	
Civil Recovery	· · · · · · · · · · · · · · · · · · ·		
	Suspension Conditions:		
	Date Suspended:	Suspension Duration:	
Civil Award	Suspended Portion US\$:		
	Suspension Conditions:		

USASCRC Number: 0118-2007-CID919-23257-5H1A Sanction: F2 2008/05/12	10. Commander's Remarks	
11. Commanding Officer  Was a DNA sample collected from the offender?		
11. Commanding Officer  Was a DNA sample collected from the offender?		
11. Commanding Officer  Was a DNA sample collected from the offender? Yes No  (b)(6),(b)(7)(C)  Name and Grade: O-5  Signature: Signature: Signature Date: 5/12/2008  AKO e-Mail Address (C)  Qus.army.mil		
11. Commanding Officer  Was a DNA sample collected from the offender? Yes No  (b)(6),(b)(7)(C)  Name and Grade: O-5  Signature: Signature: Signature Date: 5/12/2008  AKO e-Mail Address (C)  Qus.army.mil		
11. Commanding Officer  Was a DNA sample collected from the offender? Yes No  (b)(6),(b)(7)(C)  Name and Grade: O-5  Signature: Signature: Signature Date: 5/12/2008  AKO e-Mail Address (C)  Qus.army.mil		
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11. Commanding Officer  Was a DNA sample collected from the offender? Yes No  (b)(6),(b)(7)(C)  Name and Grade: O-5  Signature: Signature: Signature Date: 5/12/2008  AKO e-Mail Address (C)  Qus.army.mil		
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11. Commanding Officer  Was a DNA sample collected from the offender? Yes No  (b)(6),(b)(7)(C)  Name and Grade: O-5  Signature: Signature: Signature Date: 5/12/2008  AKO e-Mail Address (C)  Qus.army.mil		
Was a DNA sample collected from the offender? Yes  (b)(6),(b)(7)(C)  Name and Grade: O-5  Signature: Signature Date: 5/12/2008  AKO e-Mail Address (C)  Dus.army.mil	USASCRC Number: 0118-2007-CID919-23257-5H1A Sanction: F2 2008/05/12	
(b)(6),(b)(7)(C)	11. Commanding Officer	
(b)(6),(b)(7)(C)	Was a DNA sample collected from the offender? ☐ Yes ✓ No	
Signature:  (b)(6),(b)(7) (C)  Signature Date: 5/12/2008  Signature Date: 5/12/2008		
AKO e-Mail Address (C) Dus.army.mil		
	Signature: (b)(6),(b)(7)   Successity   Signature Date: 5/12/2008	

DA Form 4833 (electronic format), March 2008

b(6), b(7)(U)

Page 6

		CC	OMMANDER'S REPO	ORT OF C 1, see AR 190-	ISCIPLI 45; the propo	NARY (	OR AD  y is the P	MINIS rovost Mar	TRATI shal Gen	VE ACTION eral	
24	- 100 Mar 1	ativitie: See Alexan			IVACY ACT		-5-15-3 SVIII				
P R	RINC	PRITY: IPAL: NE USES: OSURE:	Title 10 USC Section 301; To provide commanders and Your Social Security Number Disclosure of your Social Security Secur	d law enforcemer is used as an	ent officials v additional/al	vith means ternate me	by which	information	n may be	accurately identified to the filing and retrieval	
1.	Cor	ntrol Info	rmation						VI. 12		
3	Thru:					USA	CRC Nu	mber:	0118-20	07-CID919-23257	'-5H1A
						MP F	Report N	lumber:	N/A		
-	To:	CO	MMANDER	19 - 19 - 19 - 19 - 19 - 19 - 19 - 19 -		Sub-	Installa	tion:	AE0939	1DC	
	6/9TH CAVALRY REGIMENT FORT HOOD, TX 76544										
1 2	Refe		C, CID Office: Balad CID Office),(b)(7)(C)	ffice		Refe	rral Date	e: 	5/12/200	)8	Box Landson
	Ву:	(5)(0	),(b)(1)(C)			Susp	ense D	ate:	6/26/200	08	
Contro Ir ir to the	opies so re ompa ses i eports ends, omma cour dividu com ne civi Coff Last First	any, troop, investigate are require establish anders who manders. 'I can law en commanders.' 'I can la		mands, etc) for USACIDC invented are responsible apployed by the nd, HQDA, DC orcement and corresponding marks section and to enter respond to enter responding to ent	all USACIDO stigations.  e and accour Department of their activities ember indiscipations.  al may be for a Provost Manager of number in their activities and their activities are activities at may be for a port number in their activities at may be for a port number and a port number a port numbe	table for contable from a different from a civility from a civil	ons. The mpleting and the reporting sure that the law er	DA Form A PMO. Acc requirement resources forcement red in the red	1833 with urate and offense. Late made agency personarks s	supporting documed complete DA 4833 data is used to idente available to suppose the offense for wholice report. Other is section.	ntation in all disposition ify crime at the cases referred
10000			formation								
1 1 2 2 2 4 1 T	Com	mander	Decision Date: 5/12/2008						<u> </u>		
	No.		Offense	Basis	Date	Sexua Harass		Action		Reaso	
		Murder (La [5H1A]	w of Armed Conflict Violation)	UCMJ Article 118	6/25/2007	Yes 🔲	No 🗸	Yes 🗌	NO [V]	Charges Dismissed Martial Convening	Authority
	2	Desecratio	n of Body [5C5]	UCMJ Article 91	6/25/2007	Yes [	No 🗸	Yes 🗌	No 🗸	Charges Dismissed Martial Convening	Authority
	3	Cruelty and	d Maltreatment [5C1J]	UCMJ Article 128	6/25/2007	Yes 🔲	No 🗸	Yes 🗌	No 🔽	Charges Dismissed Martial Convening	Authority
	4	Conspirac	y [5X1]	UCMJ Article 81	6/25/2007	Yes 🔲	No 🗸	Yes	No 🗸	Charges Dismissed Martial Convening	By Courts Authority
				4-0,40 40	10000			and the first to	Company of the Compan	The state of the s	

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

Page 1 of

3. R€	de la lata de la calegra de la companya de la comp							
No.	Offense	Basis	Date	Sexual Harassment	Action Ta	aken	Reas	on
6				Yes No	Yes 🗌	No 🗌		
7				Yes No No	Yes 🗌	No 🗌		
8		· · · · · · · · · · · · · · · · · · ·		Yes No No	Yes 🗌	No 🗌		
9				Yes No	Yes	No 🗌		
10				Yes No	Yes 🗌	No 🗌		
	NOTE: For	r each offense m	arked NO for	action taken, you m	ust supply a r	reason.		······································
If yo Ren	u selected "YES" for any offense, continaries (Block-10), sign, date, and return	the form to the a	ken" (Block-4 gent specifie	). If you selected "N d in "Referred By" (E	O" for ALL off 3lock-1).	fenses, go	directly to "Con	nmar der's
	Adverse Personnel Actions							:
	n-Judicial Punishment Authority (  ] Summarized	(select one): A Imposed al Officer Impo		udicial Punishme  Summary Cou  Special Court	rt Martial		one): eneral Court I	/lartial
	-Judicial Punishment Authority (  Summarized GCMC	A Imposed		Summary Cou	rt Martial Martial	☐ G	<u>-</u>	/lartial
	I-Judicial Punishment Authority (  Summarized GCMC  Company Grade Genera	A Imposed		Summary Cou	rt Martial Martial	☐ G	<u>-</u>	/lartial
	I-Judicial Punishment Authority (  Summarized GCMC  Company Grade General  Field Grade	A Imposed		Summary Cou	rt Martial Martial	☐ G	<u>-</u>	/lartial
	I-Judicial Punishment Authority (  Summarized GCMC  Company Grade General  Field Grade	A Imposed al Officer Impo	sed	Summary Cou Special Court	rt Martial Martial	☐ G	<u>-</u>	<b>Martial</b>
	Summarized GCMC General Grade Field Grade Principal Assistant	A Imposed al Officer Impo	sed	Summary Cou Special Court Civilian Crimin Outcome	rt Martial Martial	e G	eneral Court I	Vartial Trial Finding
5. N. No.	Summarized GCMC General Grade Field Grade Principal Assistant	A Imposed al Officer Impo	sed	Summary Cou Special Court Civilian Crimin Outcome	rt Martial Martial al/Magistrate	e G	eneral Court I	Trial
5. No.	Summarized	A Imposed al Officer Impo	sed	Summary Cou Special Court Civilian Crimin Outcome	rt Martial Martial al/Magistrate	e G	eneral Court I	Trial
5. No.	Summarized	A Imposed al Officer Impo	oceeding Plea	Summary Cou Special Court Civilian Crimin Outcome	rt Martial Martial al/Magistrate	e G	eneral Court I	Trial
5. No.	Summarized   GCMC   GCMC   GCMC   GCMC   General   General   General   General   General   General   Field Grade   General   Principal Assistant	A Imposed al Officer Imposed Imal Court Property Armed Conflict Body [5C5]	oceeding Plea	Summary Cou Special Court Civilian Crimin Outcome	rt Martial Martial al/Magistrate	e G	eneral Court I	Trial

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No.		Cha	rged Offense		Plea		Finding Offense		1	riai nding
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LEA: G=Guilty =Finding for Pl	, C=l Iainti	No Conte ff_F=Fine	est, N=Not Guilty, I ding for Responder	D=Pre-Trial Dive nt. G=Guilty, C=I	rsion, TRIAL No Contest N	FINDING: DCV=Dis =Not Guilty, S=Settl	smissed (Civil), DCR=Dis lement	smissed (	(Crimina	),
	· · · · · · · · · · · · · · · · · · ·			it, o ounty, o						
Administra	tive	Actio	ns							
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Family Advoc		,		•		Date Imposed	Type of Action	Oral	Local	ОМЕ
Drug/Alcohol							Counseling/Concern			
Special Refe							Reprimand			
Equal Opport	tunit	y		· · · · · · · · · · · · · · · · · · ·			Censure			
Legal Office							Admonition			
Mental Healt	h				<del></del>					
Relief Agenc	У									:
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Adverse										
Date Impos	ed					Description				:
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		Adverse	e Performance E	valuation (OEF	R/NCOER/A	cademic Report)	· · · · · · · · · · · · · · · · · · ·			
		Relief fo	or Cause (OER/N	ICOER)						
		Mandat	ory Reassignme	nt						!
		Transfe	r (such as rehab	ilitative)						
		Adverse	e Record Entry -	Flag						
		Denial o	of Reenlistment	or Continued S	Service					
		Withhol	ding of Promotio	n						
		Delay o	f Promotion						., ,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,	
		Promot	ion Revocation							
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		Control	Roster (downgra	ade of clearance	e, PRP recla	assification)		·		
		Resigna	ation							
		Retirem	nent							
		Retirem	nent at Lower Gra	ade	From:					
					To:			<b>.</b> , , , , , , , , , , , , , , , , , , ,		
		Transfe	r to Inactive Res	erve						

Date Imposed			Description			
<u> </u>	Military Occupational Speci	alty Reclassification				
<del></del>	Debarment		Duration:	☐ Days	Months	Yea
	Job Termination					
	Job Suspension	·	Duration:	Days	Months	Yea
	Leave Without Pay		Duration:	Days	Months	Yea
	Loss of Warrant					
	Voluntary Disclosure					
	Restitution (to US Government	nent)	Amount :			
	Restitution (to third party N	on-US Government)	Amount :			
	Civil-Civil Action Initiation					
	Other (return to states, etc.	)			_ , ,	
	Contract Suspension	<u>,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,</u>	Duration:	Days	Months	Yea
	Contract Termination			· · · · · · · · · · · · · · · · · · ·		 
	Cost Adjustment		Amount :			 
	Bid Rejection			<u> </u>		
	Recoupment		Amount:		· <del>· · · · · · · · · · · · · · · · · · </del>	 <del></del>
<u>,, —                                  </u>	Denial of Continuation					 
	Other Contract Action					
napter						
hapter haracterization ffective Date	Proceed to Comman	nder's Remarks (Bloc	k-10) if you chose A	dministrative Acti	on	
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napter naracterization fective Date	Proceed to Command Judicial Sanctions  Fine Forfeiture Extra Duty Restriction Correctional Custody Confinement Bad Conduct Discharge	Amount : Amount : Days: Days: Days:	Sanction	Duration:	Days	
napter naracterization fective Date	Proceed to Command Judicial Sanctions  Fine Forfeiture Extra Duty Restriction Correctional Custody Confinement	Amount : Amount : Days: Days: Days: Duration: Effective Date:	Sanction	Duration:	Days	
napter naracterization fective Date	Proceed to Command Judicial Sanctions  Fine Forfeiture Extra Duty Restriction Correctional Custody Confinement Bad Conduct Discharge Dishonorable Discharge	Amount: Amount: Days: Days: Days: Duration: Effective Date: Effective Date:	Sanction	Duration:	Days	
napter naracterization fective Date	Proceed to Command Judicial Sanctions  Fine Forfeiture Extra Duty Restriction Correctional Custody Confinement Bad Conduct Discharge Dishonorable Discharge	Amount: Amount: Days: Days: Days: Duration: Effective Date: Effective Date: From:	Sanction	Duration:	Days	
napter naracterization fective Date	Proceed to Command Judicial Sanctions  Fine Forfeiture Extra Duty Restriction Correctional Custody Confinement Bad Conduct Discharge Dishonorable Discharge Reduction in Grade	Amount: Amount: Days: Days: Days: Duration: Effective Date: From: To:	Sanction	Duration:  Months	Days  Years	
napter naracterization fective Date	Fine Forfeiture Extra Duty Restriction Correctional Custody Confinement Bad Conduct Discharge Dishonorable Discharge Reduction in Grade Probation	Amount: Amount: Days: Days: Days: Duration: Effective Date: From: To: Duration: Duration:	Sanction  Days  Days	Duration:  Months  Months	Days Years Years	
napter naracterization fective Date	Fine Forfeiture Extra Duty Restriction Correctional Custody Confinement Bad Conduct Discharge Dishonorable Discharge Reduction in Grade Probation Special Assignment	Amount: Amount: Days: Days: Days: Duration: Effective Date: From: To: Duration: Duration:	Sanction  Days  Days  Days  Days	Duration:  Months  Months  Months	Days Years Years Years	Lif
hapter haracterization ffective Date  Non-Judicial/	Proceed to Command Judicial Sanctions  Fine Forfeiture Extra Duty Restriction Correctional Custody Confinement Bad Conduct Discharge Dishonorable Discharge Reduction in Grade  Probation Special Assignment Total Forfeiture (all pay/allo	Amount: Amount: Days: Days: Days: Duration: Effective Date: From: To: Duration: Duration:	Sanction  Days  Days  Days  Days	Duration:  Months  Months  Months	Days Years Years Years	\dont

DA Form 4833 (electronic format), March 2008

Page 4 of 6

. Suspended S	Sanctions Were Any Sanctions S	uspended?	
		led, proceed to "Commander's Remarks" (Block-10)	
Suspended Sanction	S	uspended Sanction Information	
	Date Suspended:	Suspension Duration:	
Fine	Suspended Portion US\$:		
	Suspension Conditions:		
	Date Suspended:	Suspension Duration:	
Forfeiture	Suspended Portion US\$:	Suspended Portion Time:	
	Suspension Conditions:		
	Date Suspended:	Suspension Duration:	
Extra Duty	Suspended Portion Time:		
	Suspension Conditions:		<del></del>
Dootriotion	Date Suspended:	Suspension Duration:	
Restriction	Suspended Portion Time:		
	Suspension Conditions:		<del></del>
	Date Suspended:	Suspension Duration:	
Custody	Suspended Portion Time:		
Custody	Suspension Conditions:		
	Date Suspended:	Suspension Duration:	
Confinement	Suspended Portion Time:		
	Suspension Conditions:		
Reduction in	Date Suspended:	Suspension Duration:	
Grade	Suspension Conditions:		
	Date Suspended:	Suspension Duration:	
Probation	Suspended Portion Time:	, , , , , , , , , , , , , , , , , , ,	
	Suspension Conditions:		
	Date Suspended:	Suspension Duration:	
Special Assignment	Suspended Portion Time:		
Assignment	Suspension Conditions:		······
	Date Suspended:	Suspension Duration:	
Total Forfeiture	Suspended Portion Time:		
1 Offerlare	Suspension Conditions:		
	Date Suspended:	Suspension Duration:	
Civil Recovery	Suspended Portion US\$:		
	Suspension Conditions:		
	Date Suspended:	Suspension Duration:	
Civil Award	Suspended Portion US\$:		
	Suspension Conditions:	,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,	

40 Cammandaria Damarika	
10. Commander's Remarks	
USASCRC Number: 0118-2007-CID919-23257-5H1A Sanction: F2 2008/05/12	
11. Commanding Officer	
Was a DNA sample collected from the offender? ☐ Yes ☑ No	
(b)(6),(b)(7)(C)	
Name and Grade:  O-5  Signature:	
Signature:  AKO e-Mail Address (b)(6)  us.army.mil	
AKO e-Mail Address ` ' ' ' us.army.mil	

DA Form 4833 (electronic format), March 2008

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

Page 6

of 6

#### **DEPARTMENT OF THE ARMY**

U.S. ARMY CRIMINAL INVESTIGATION COMMAND
Balad CID Office
LSA ANACONDA, APO AE 09391

17 Apr 2008

MEMORANDUM FOR: SEE DISTRIBUTION

SUBJECT: CID REPORT OF INVESTIGATION - FINAL/SSI - 0118-2007-CID919-23257 - 5H1A / 5C1B / 5C5 / 5C1J / 5X1

DATES/TIMES/LOCATIONS OF OCCURRENCES:

1. 26 JUN 2007, 0530 - 26 JUN 2007, 0800; MC 957604, THURA, MUQDADIYAH, DIYALA PROVINCE, IRAQ

2. 26 JUN 2007, 0500 - 26 JUN 2007, 0800; MC 957604, THURA, MUQDADIYAH, DIYALA PROVINCE, IRAQ

DATE/TIME REPORTED: 25 AUG 2007, 1900

INVESTIGATED BY:

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

SA

 $SUBJECT: \\ 1^{(b)(6),(b)(7)(C)} SGT^{(b)(6),(b)(7)(C)} (DOB); (POB);$ 

MALE; WHITE; A TROOP, 6/9TH CAVALRY REGIMENT (HOME STATION: FORT HOOD, TX), FOB NORMANDY, APO AE 09324, IZ; CT; [CONSPIRACY], [CRUELTY AND MALTREATMENT], [MURDER (LAW OF ARMED CONFLICT VIOLATION)]

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

2. (b)(6),(b)(7)(C)	CPL: (b)(6),(b)(7)(C)	DOB); (POB); MALE;
WHITE; A TROOP, 6/9TH CAVALRY R		
FOB NORMANDY, APO AE 09324, IZ;	CT; [CONSPIRACY],	[DESECRATION OF
BODY], [CRUELTY AND MALTREATI	MENT], [MURDER (L.	AW OF ARMED CONFLICT
VIOLATION)]		
(b)(6),(b)(7)(C)	ID A O. (DOD). (DO	NDN. NAAT D. ACTANI/DACTUIC
		B); MALE; ASIAN/PACIFIC
ISLAND; EMPLOYEE NUMBER (b)(6),(b) NORMANDY APO AE 09342, IZ; [AGG		
WEAPON]	ICA VALLD ABBAULI	
4. (b)(6),(b)(7)(C) SPC (b)(	(b)(7)(C) (DOB)	); (POB); MALE; OTHER; A
TROOP, 6/9TH CAVALRY REGIMENT		
NORMANDY, APO AE 09324, IZ; CT;		
MALTREATMENT], [MURDER (LAW	OF ARMED CONFLIC	T VIOLATION)]
ZIZYTIN A.		
VICTIM: 1. UNKNOWN, (DECEASED); (	TIM. ID A O. MAI E. AS	SIANI/DACIFIC ISLANID.
[CONSPIRACY], [CRUELTY AND MAI		
WITH A DEADLY WEAPON], [MURDI	AND THE RESERVE OF THE PROPERTY OF THE PROPERT	
(NFI)		
	87	
2. 2. UNKNOWN, (DECEASED	); IRAQ; MALE; ASIA	N/PACIFIC ISLAND;
[DESECRATION OF BODY] (NFI)		
NVESTIGATIVE SUMMARY:		
This is an Operation Iraqi Freedom Investi	gation	
On 26 Aug 07, SA (b)(6),(b)(7)(C)	was notified by CPT (b)	)(6),(b)(7)(C)
Commander, A Troop, 6/9 CAV, Forward	177	
09391 of criminal suspicion in the Serious		
wounded Anti Iraqi Forces (AIF) member	by SGT (b)(6),(b)(7)(C)	
		ei

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

2

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Investigation determined SGT (b)(6),(b)(7) committed the offenses of Murder and Aggravated Assault, when he walked into a room where an unarmed and wounded AIF member was lying and assaulted him and committed the offense of Cruelty and Maltreatment by not treating the AIF member. SGT (b)(6),(b)(7)( then shot him twice thus killing him. Investigation also determined SGT (b)(6),(b)(7) committed the offense of Conspiracy when he instructed his soldiers to lie about the incident.

Investigation determined CPL (b)(6),(b)(7)(C) committed the offense of Desecration of a Corpse, when he shot a deceased AIF member in the head upon finding the corpse after an engagement between his squad and the AIF squad. CPL (b)(6),(b)(7)(C) committed the offense of Conspiracy to commit murder when he laid the pistol next to the wounded Anti Iraqi Forces member and related SGT (b)(6),(b)(7) and to shoot and kill him in self defense.

Investigation determined  $SPC_{(C)}^{(b)(6),(b)(7)}$  committed the offenses of Attempted Murder and Conspiracy, when he and  $SGT_{(C)}^{(b)(6),(b)(7)}$  greed to kill the AIF member.  $SPC_{(b)(6),(b)(7)}^{(b)(6),(b)(7)}$  then attempted to murder the AIF member by smothering him.

Investigation determined (C) committed the offense of Aggravated Assault when he took his rifle and struck the unarmed wounded AIF member on his legs.

#### STATUTES:

Article 118, UCMJ: Murder

Article 81, UCMJ: Conspiracy

Article 93, UCMJ: Cruelty and Maltreatment

Article 92, UCMJ: Failure to obey Order or Regulation

Article 128, UCMJ: Aggravated Assault

EXHIBITS/SUBSTANTIATION:

ATTACHED:

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

3

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- 1. Agent's Investigation Report (AIR) of SA (b)(6),(b) 31 Aug 07.
- 2. Serious Incident Report (SIR) of CPT (c) (b)(6),(b)(7) 25 Aug 07.
- 3. Waiver Certificate and Sworn Statement of PV2 (b)(6),(b) 29 Aug 07.
- 4. Notification before questioning and Sworn Statement of (b)(6),(b)(7) 29 Aug 07.
- 5. Waiver Certificate and Sworn Statement of SPC (b)(6),(b)(7)(C) 29 Aug 07.
- 6. Hand drawn sketch prepared by (C) 29 Aug 07.
- 7. Hand drawn sketch prepared by PV2 (C) (b)(6),(b)(7) BO Aug 07.
- 8. Hand drawn sketch prepared by SPC (b)(6),(b)(7)(C) 30 Aug 07.
- 9. Waiver Certificate and Sworn Statement of SPC (b)(6), 30 Aug 07.
- 10. Waiver Certificate and Sworn Statement of SPC (b)(6),(b) 30 Aug 07.
- 11. Waiver Certificate and Sworn Statement of PFC (c) 30 Aug 07.
- 12. CID Form 87-R-E Consent to Search of PFC (C) 30 Aug 07.
- 13. Hand drawn sketch prepared by PFC (c) (b)(6),(b)(7) 80 Aug 07.
- 14. CID Form 87-R-E Consent to Search of SPC (b)(6), (b)(7)(C) 30 Aug 07.
- 15. Hand drawn sketch prepared by SPC (7)(C) 0 Aug 07.
- 16. CID Form 87-R-E Consent to Search of SPC ((b)(6),(b) 30 Aug 07.
- 17. Non-Waiver Certificate of SGT_(C) (b)(6),(b)(7) B0 Aug 07.
- 18. Waiver Certificate and Sworn Statement of SPC (b)(6),(b)(7)(C) 30 Aug 07.

1

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- 19. Copy of anonymous handwritten note obtained by  $SA_{(C)}^{(b)(6),(b)(7)}$  30 Aug 07.
- 20. Sworn Statement of SSG $_{(C)}^{(b)(6),(b)(7)}$  30 Aug 07.
- 21. CID Form 87-R-E Consent to Search of SPC (b)(6),(b)(7)(C) 30 Aug 07.
- 22. Photographic Packet (Dead Anti Iraqi Forces Member).
- 23. CD containing the original images associated with Exhibit 22 (USACRC and file copies only).
- 24. Evidence/Property Custody Document, Document Number (DN) 0809-07.
- 25. DA Form 3745 Search and Seizure Authorization of SGT (b)(6),(b)(7) 31 Aug 07.
- 26. CID Form 87-R-E Consent to Search of PV2 (C) (b)(6),(b)(7) 31 Aug 07.
- 27. Waiver Certificate and Sworn Statement of SPC (C) 81 Aug 07.
- 28. AIR of SA (b)(6),(b)(7)(C) 2 Sep 07.
- 29. Sworn Statement of SGT (b)(6),(b)(7)(C) 22 Sep 07.
- 30. AIR of SA $_{(7)(C)}^{(b)(6),(b)}$  22 Sep 07.
- 31. Waiver Certificate and Sworn Statement of PV (b)(6),(b)(7) 22 Sep 07.
- 32. Waiver Certificate and Sworn Statement of SPC (b)(6),(b) 22 Sep 07.
- 33. Waiver Certificate and Sworn Statement of SPC (b)(6),(b)(7)(C) 22 Sep 07.
- 34. Customs Declaration pertaining to SGT (b)(6),(b)(7)(C) and 5 Sep 07.
- 35. AIR of  $SA_{(C)}^{(b)(6),(b)(7)}$  Sep 07.
- 36. Photographic Packet (Crime Scene).

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- 37. CD containing the original images associated with Exhibit 36 (USACRC and file copies only).
- 38. Crime Scene Sketch prepared by SA^{(b)(6),(b)(7)(C)} 23 Sep 07.
- 39. Canvass Interviews, 23 Sep 07.
- 40. AIR of  $SA_{(7)(C)}^{(b)(6),(b)}$  Fort Sam Houston CID office, 13 Sep 07.
- 41. CID Form 87-R-E Consent to Search of (b)(6),(b)(7)(C) 12 Sep 07.
- 42. AIR of SA (7)(C) 16 Oct 07.
- 43. CID Form 118-E-R, Disclosure accounting record, 20 Oct 07
- 44. AIR of SA (7)(C) 20 Oct 07.
- 45. DA Form 2062, Hand Receipt/Annex Number, pertaining to SGT (b)(6),(b)(7)(C)
- 46. Sworn Statement of SGT (C) (b)(6),(b)(7) 3 Oct 07.
- 47. AIR of  $SA_{(C)}^{(b)(6),(b)(7)}$  Fort Hood CID office, 30 Oct 07.
- 48. Sworn Statement of SGT (b)(6),(b)(7)(C) B0 Oct 07.
- (b)(6),(b)(7) 49. AIR of SA(C) Fort Hood CID office, 2 Nov 07.
- 50. Sworn Statement of SPC (b)(6),(b)(7)(C) 2 Nov 07.
- 51. AIR of SA $_{(7)(C)}^{(b)(6),(b)}$  27 Nov 07.
- 52. Evidence/Property Custody Document, Document Number (DN) 0957-07.
- 53. AIR of  $SA_{(7)(C)}^{(b)(6),(b)}$  12 Feb 08.

6

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NOT ATTACHED:

None.

The originals of Exhibits 1, 3 through 18, 20 through 23, 25 through 33, 35 through 44, 46 through 51, and 53 were forwarded with the USACRC copy of this report. The originals of Exhibits 2, 19, and 45 were maintained in the files of the Battalion Headquarters, 6/9 Cavalry, Ft. Hood, TX. The original of Exhibit 34 was maintained in the files of the U.S. Post office, FOB Normandy, Iraq. The originals of Exhibit 24 and 52 were retained in the Evidence Depository of the 11th Military Police Battalion (CID), Camp Liberty, Iraq APO AE 09342.

STATUS: This is a Final Report. Commanders Report of Disciplinary or Administrative Action (DA Form 4833) is pending.

On 6 Mar 08, SPC (7)(C) (b)(6),(b)(7)	vas (b)(6),(b)(7)(C)
On 14 Mar 08, CPL (b)(6),(b)(	7)(C) vas (b)(6),(b)(7)(C)
(b)(6),(b)(7)(C)	

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

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

7

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Report Prepared By:	Report Approved By:
(b)(6),(b)(7)(C)	(b)(6),(b)(7)(C)
Special Agent	Special Agent in Charge
DISTRIBUTION:	
Dir, USACRC, Ft Belvoir, VA	
3rd MP Group, USACIDC, Fort Giller Special Agent in Charge 32nd MD DE	n, GA
	ET (CID), LSA Anaconda, Balad, Iraq APO AF
SJA: CP (C)	
BN CDR, ATTN: LTC (b)(6),(b)(7) /9T	H CAV
CO CDR, ATTN: CPT	
11th MP BN	
Commander, US Army Criminal Inves	tigation Command, ATTN: CIOP-COP-CO,
6010 6th Street, Ft Belvoir,	

FILE

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

8

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#### DEPARTMENT OF THE ARMY

U.S. ARMY CRIMINAL INVESTIGATION COMMAND
Fort Myer CID Office

105 Fenton Circle, Building 305, Fort Myer, VA 22211

02 Jun 2009

MEMORANDUM FOR: SEE DISTRIBUTION

SUBJECT: CID REPORT OF INVESTIGATION - FINAL/SSI - 0323-2008-CID041-37972 - 5H1K / 5X1

DATES/TIMES/LOCATIONS OF OCCURRENCES:

1. 01 JAN 2004, 0001 - 31 DEC 2005, 2359; UNKNOWN LOCATION, IRAQ

DATE/TIME REPORTED: 02 JUN 2008, 1130

**INVESTIGATED BY:** 

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

SA

SA

SA

SUBJECT:

1. UNKNOWN-2023970-0323-2008-CID041-I; [CONSPIRACY (UNFOUNDED)], [MURDER (UNFOUNDED)] (NFI)

#### VICTIM:

- 1. U.S. GOVERNMENT; [CONSPIRACY (UNFOUNDED)]
- 2. UNKNOWN-2023971-0323-2008-CID041-I; [MURDER (UNFOUNDED)] (NFI)

#### INVESTIGATIVE SUMMARY:

On 2 Jun 08, this office received Request for Investigation (RFI) 0013-08-CID001 from Headquarters, U.S. Army Criminal Investigation Command (USACIDC), Fort Belvoir, VA

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

ACLU DETAINEE DEATH 2 CID 1200

22060. The RFI requested to (b)(6) (b)(7)(C)		that Mr (Former U.S. Army CPT)
(b)(6),(b)(7)(C)	1533	nce Agency, Pentagon, Arlington,
VA 22202, while deployed	to Iraq, between 04 and 05, as a U	J.S. Army Intelligence Officer.
(b)(6),(b)(7)(C)	i Intelligence Officer (NFI) to ass	TOTAL CO. DOTAL AND ADDRESS OF A STATE OF A
	NFI) (aka's: (b)(6),(b)(7)(C)	and (b)(6),(b)(7)
(b)(6),(b)(7)(C)		
Investigation determined the	e offenses of Conspiracy and Mur	der did not occur as alleged
		nce Coordinating Authority, Camp
( <del>5-1</del> 2,		nce Information Reports disclosed
there were no reports or men		killed during time frame of the
alleged incident. Further it	disclosed Mr $(b)(6),(b)(7)(C)$	mentioned in U.S. Army
	ports in Jan 09, and therefore, cou	
time of the alleged incident.	<b>■</b> 2.	
STATUTES:		
Article 81, UCMJ; Consp	<b>▼</b> •	
Article 118, UCMJ; Murc	der (UNFOUNDED)	
EXHIBITS/SUBSTANTIA	HONS:	
Attached:		
Attached.		
1. Agent's Investigation	Report (AIR) of $SA^{(b)(6),(b)}$ 30 Ju (7)(C)	ın 08.
2 Defense Mannower Da	ata Center (DMDC) Query Docun	nentation pertaining to Mr
The state of the s	and file copies only)	nontation pertaining to ivii
	and more copies only)	
3. Defense Intelligence A	agency Agent Report pertaining to	$_{5} \text{Mr}^{(b)(6),(b)(7)(C)} = _{5} \text{Apr } 07.$
(USACRC and file copies of	nly)	
4. Central Intelligence Ag	gency Background report pertaining	ng to Mr (b)(6),(b)(7)(C) 29 Dec
05. (USACRC and file copi		
		(h)(6) (h)(7)(C)
5. Standard For 86 (Secu	rity Clearance Application) of Mr	Apr 07.

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(USACRC and file copies only)

- 6. (3) Officer Evaluation Reports pertaining to Mr (b)(6),(b)(7)(C) 12 Feb 03 thru 20 Jun 05.
- 7. Compact Disc containing the U.S. Army Human Resources Command archived copies of Mr (b)(6),(b)(7)(C) Officer Record Brief and associated documents. (USACRC and file copies only)
  - 8. AIR of SA  $\binom{(b)(6),(b)(7)}{(C)}$  9 Jun 08.
  - 9. Sworn Statement of COI (b)(6),(b) 19 Jun 08.
  - 10. AIR of  $SA_{(7)(C)}^{(b)(6),(b)}$  17 Jul 08.
  - 11. Sworn Statement of CPT (b)(6),(b) 16 Jul 08.
  - 12. AIR of  $SA_{(7)(C)}^{(b)(6),(b)}$  23 Jul 08.
  - 13. Sworn Statement of LTC (b)(6),(b)(7) 23 Jul 08.
  - 14. AIR of SA(b)(6), 25 Jul 08.
  - 15. AIR of SA (b)(6),(b)(7) 29 Jul 08.
  - 16. Sworn Statement of Mr (7)(C) 28 Jul 08.
  - 17. AIR of  $SA_{(7)(C)}^{(b)(6),(b)}$  15 Aug 08.
  - 18. Sworn Statement of LTC (b)(7) 8 Aug 08.
  - 19. Sworn Statement of CPT (b)(6),(b) 15 Aug 08.
- 20. AIR of SA (b)(6),(b)(7)(C) 26 Aug 08.
- 21. Sworn Statement of CPT (b)(6), (b)(7) 26 Aug 08.

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- 22. AIR of SA (b)(6), 25 Sep 08.
- 23. AIR of SA (b)(6),(b)(7)(C) 9 Sep 08.
- 24. Sworn Statement of LTC  $(C)^{(b)(6),(b)(7)}$  5 Aug 08.
- 25. Sworn Statement of  $COL_{(C)}^{(b)(6),(b)(7)}$  8 Aug 08.
- 26. Sworn Statement of Mr (Retired LTC) (b)(6),(b)(7)(C) 4 Sep 08.
- 27. Sworn Statement of Mr (Retired CSM) (b)(6),(b)(7)(C) 9 Sep 08.
- 28. AIR of M₁(7)(C) 13 Nov 08.
- 29. AIR of  $SA_{(C)}^{(b)(6),(b)(7)}$  20 Apr 09.
- 30. AIR of  $SA_{(7)(C)}^{(b)(6),(b)}$  21 Apr 09.
- 31. Rights Waiver Certificate and Sworn Statement of Mr (b)(6),(b)(7)(C) 27 Feb 09/

#### Not Attached:

#### NONE

The originals of Exhibits 1 and 8 through 31 are attached to the USACRC copy of this report. The originals of Exhibit 2 are retained in the Department of Defense, Defense Manpower Data Cente data base. The originals of Exhibit 3 and 5 are retained in the files of the Defense Intelligence Agency, Pentagon, Arlington, VA 22202. The originals of Exhibit 4 are retained in the files of the Central Intelligence Agency, Washington, DC 20505. The originals of Exhibit 6 and the contents of 7 are retain in the files of the U.S. Army Human Resources Command, Alexandria, VA 22232

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

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

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Report Prepared By:	Report Approved By:	
(b)(6),(b)(7)(C)	(b)(6),(b)(7)(C)	
Special Agent	Special Agent in Charge	

#### DISTRIBUTION:

- 1 DIR, USACRC, Ft Belvoir, VA (Original)
- 1 CDR, USACIDC, ATTN: CIOP-ZA, 6010 6th Street, Ft Belvoir, VA 22060
- 1 CDR, 3rd MP Group, ATTN: Operations, Ft Gillem, GA 30297
- 1 Chief of Detectives, DES, Ft Myer, VA 22211 (e-mail only)
- 1 Chief, Criminal Justice, OSJA, Military District of Washington, Ft McNair, DC (e-mail only)
- 1 Director of Emergency Services, Ft Myer, VA 22211 (email only)
- 1 Defense Intelligence Agency, ATTN: SA (b)(6),(b)(7)(C) adia.mil), Investigations Division, Arlington, VA 22201 (e-mail only)
- 1 Mr James YOON, Trail Attorney, Domestic Security Section, U.S. Department of Justice, Criminal Division, 950 Pennsylvania Ave, Rm 6537, Washington, DC, 20530 1 FILE

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#### **DEPARTMENT OF THE ARMY**

U.S. ARMY CRIMINAL INVESTIGATION COMMAND

Camp Slayer CID Office

20th/1149th Military Police Detachment (CID) (FWD), Building YB20, Camp Slayer, Baghdad, APO AE, Iraq

21 Jun 2008

MEMORANDUM FOR: SEE DISTRIBUTION

SUBJECT: CID REPORT OF INVESTIGATION - 1ST CORRECTED FINAL (C)/SSI - 0016-2008-CID259-52151 - 5H1A / 5H9B / 9G2F

DATES/TIMES/LOCATIONS OF OCCURRENCES:

1. 28 APR 2006, 2100 - 03 OCT 2006, 2359; UNKNOWN RESIDENCE, OWESAT, YUSIFIYAH, BAGHDAD, IRAQ

DATE/TIME REPORTED: 28 JAN 2008, 1140

**INVESTIGATED BY:** 

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

#### SUBJECT:

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

#### VICTIM:

1. FARHAN, MAHMUD FADHIL (DECEASED); FRCIV; IRAQ; (DOB); (POB); MALE; OTHER; OWESAT, BAGHDAD, IZ; XZ; [MURDER (UNFOUNDED)], [UNDETERMINED MANNER OF DEATH]

**INVESTIGATIVE SUMMARY:** 

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

This is an "Operation Iraqi Freedom" investigation.

This Corrected Final (C) Report was generated to document the limited distribution of Exhibits 14 thorugh 20 and to correct the order of Exhibits 10 and 11.
On 28 Jan 08, CPT (b)(6),(b)(7)(C)  Staff Judge Advocate, 3rd Brigade Combat Team (BCT), 101st Airborne Division (ABN DIV), Camp Striker, Iraq APO AE 09322 (CSTIZ), reported Mrs. (b)(6),(b)(7)(C)  Owesat, Yusifiyah, Iraq, reported her son, Mr. FARHAN, was murdered by U.S. forces.
Investigation determined the offense of Murder did not occur as initially alleged by Mrs.  Investigation determined significant discrepancies existed between all identified witnesses pertaining to the date, location and details of the incident. Mrs.  (b)(6),(b)(7)(C) related she witnessed a U.S. Soldier shoot and kill Mr. FARHAN in front of her residence around the fall of 2006 in the presence of two sisters. Ms. (b)(6),(b)(7)(C)
both of Owesat, Iraq. During interviews of Ms. (b)(6),(b)(7)(C) both stated Mr. FARHAN was shot inside their residence which was located a half mile from Mrs. (b)(6),(b)(7)(C) residence. Both sisters further related Mrs (b)(6),(b)(7)(C) was not present during the incident. Ms. (b)(6),(b)(7)(C) stated she also was shot during the incident and was MEDEVAC'd to the medical center at Baghdad Central Confinement Facility, Abu Ghraib, Iraq, immediately after the incident. However, a review of Ms (b)(6),(b)(7)(C) medical records disclosed she was treated for an abdominal wound on 29 Apr U6 while Mr. FARHAN's death certificate listed his date of death as 3 Oct 06. Further, coordination with the Joint Operations Center, Multi-National Corps-Iraq, Camp Victory, Iraq, did not identify any military operation
during either dates or locations as described by the alleged witnesses of the incident.  Investigation also determined although Mr. FARHAN's death certificate listed his cause of death as supplied wound of the head and about Mr. FARHAN's death certificate listed his cause of death

Investigation also determined although Mr. FARHAN's death certificate listed his cause of death as gunshot wound of the head and chest, Mr. FARHAN's death certificate was based on the word of a village representative provided to a medical officials several days after his death. The cause of Mr. FARHAN's death was unknown, and the manner of death was undetermined.

STATUS:

Article 118, UCMJ: Murder (Unfounded)

EXHIBITS/SUBSTANTIATION:

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#### Attached:

Attached:
1. Agent's Investigation Report (AIR) of SA _(C) ^{(b)(6),(b)(7)} 10 Mar 08.
2. English translation of Mrs. (b)(6),(b)(7)(C) Damage and Malfunctions Request, 9 Dec 06 translated by (b)(6),(b)(7)(C) , L3 Communications, Camp Slayer, Iraq.
3. English translation of Mrs. (b)(6),(b)(7)(C)  Monetary Compensation Request, 9 Dec 07, translated by (b)(6),(b)(7)(C)
4. English translation of statement of (b)(6),(b)(7)(C) translated by (b)(6),(b)(7)(C)
5. English translation of statement of (b)(6),(b)(7)(C) translated by (b)(6),(b)(7)(C)
6. English translation of Mr. FARHAN's Death Certificate, 2 Nov 06, translated by Mr. b)(6),(b)(7)(
7. English translation of Mrs. (b)(6),(b)(7)(C)  Monetary Compensation Request, 9 Dec 07, (C)
8. Memorandum for Record of SSG $_{(b)(7)(C)}^{(b)(6)}$ 12 Dec 07.
9. Sworn Statement of $1LT_{(b)(7)(C)}^{(b)(6)}$ 29 Feb 08.
10. Sworn Statement of CPT $(b)(6)$ , $(b)(7)(C)$ 3 Mar 08.
11. English translation of Interview Sketch of (b)(6),(b)(7)(C) 10 Mar 08, translated by Mr. (c)
12. AIR of SA $_{(C)}^{(b)(6),(b)(7)}$ 1 May 08.
13. (13-1 through 13-3) Medical Records of Ms. (b)(6),(b)(7)(C) 29 Apr 06 through 14 May 06.
14. Arabic Damage and Malfunction's Request of Mr (b)(6),(b)(7)(C) 9 Dec 06. (USACRC,

3

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USACIDC, and file copies only)

15. Arabic Monetary Compensation Request of Mr. (b)(6),(b)(7)(C) 9 Dec 07. (USACRC, USACIDC, and file copies only)
16. Arabic statement of (b)(6),(b)(7)(C) (USACRC, USACIDC, and file copies only)
17. Arabic statement of (b)(6),(b)(7)(C) (USACRC, USACIDC, and file copies only)
18. Arabic Death Certificate of Mr. FARHAN, 2 Nov 06. (USACRC, USACIDC, and file copies only)
19. Arabic Monetary Compensation Request of Mr (b)(6),(b)(7)(C) 9 Dec 07. (USACRC, USACIDC, and file copies only)
20. Arabic sketch of (b)(6),(b)(7)(C) 10 Mar 08. (USACRC, USACIDC, and file copies only)

None

Not Attached:

The originals of Exhibits 1 through 12 and 14 through 20 are forwarded with the USACRC copy of this report. The originals of Exhibit 13-1 are retained in the files of the Joint Patient Tracking Application Database System, Combat Support Hospital, International Zone, Baghdad, Iraq. The originals of Exhibit 13-2 are retained in the files of Task Force Medical 344, Baghdad Central Confinement Facility, Abu Ghraib, Iraq. The originals of Exhibit 13-3 are retained in the files of the Combat Support Hospital, International Zone, Baghdad, Iraq.

STATUS: This is a Final (C) Report. Commander's Report of Disciplinary or Administrative Action (DA 4833) taken is not required.

CID reports of investigation may be subject to a quality assurance review by CID higher headquarters.

FOR OFFICIAL USE ONLY
Law Enforcement Sensitive

Report Prepared By:	Report Approved By:
(b)(6),(b)(7)(C)	(b)(6),(b)(7)(C)
Special Agent	Special Agent in Charge
CDR, 3D MP GRP (CID), FT (11th MP BN (CID), Camp Vict CDR, 20th/1149th MP DET (C	N: CIOP-ZA, 6010 6th Street, Ft Belvoir, VA  GILLEM, GA 30297  tory, IZ  ID), Camp Slayer, IZ (Email only)  (CID), Camp Slayer, IZ (Email only)  C-I, ATTN: MAJ (b)(6),(b)(7) Camp Victory, IZ (Email (C))

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#### DEPARTMENT OF THE ARMY

U.S. ARMY CRIMINAL INVESTIGATION COMMAND

Camp Slayer CID Office

20th/1149th Military Police Detachment (CID) (FWD), Building YB20, Camp Slayer, Baghdad, APO AE, Iraq

20 Jun 2008

MEMORANDUM FOR: SEE DISTRIBUTION

SUBJECT: CID REPORT OF INVESTIGATION - FINAL (C)/SSI - 0016-2008-CID259-52151 - 5H1A / 5H9B / 9G2F

DATES/TIMES/LOCATIONS OF OCCURRENCES:

1. 28 APR 2006, 2100 - 03 OCT 2006, 2359; UNKNOWN RESIDENCE, OWESAT, YUSIFIYAH, BAGHDAD, IRAQ

DATE/TIME REPORTED: 28 JAN 2008, 1140

INVESTIGATED BY:	
SA (b)(2),(b)(6),(b)(7)(C)	
SA	
SA	

SUBJECT:

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

VICTIM:

1. FARHAN, MAHMUD FADHIL (DECEASED); FRCIV; IRAQ; (DOB); (POB); MALE; OTHER; OWESAT, BAGHDAD, IZ; XZ; [MURDER (UNFOUNDED)], [UNDETERMINED MANNER OF DEATH]

INVESTIGATIVE SUMMARY:

This is an "Operation Iraqi Freedom" investigation.

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b(2),b(8),b(7)(C)

On 28 Jan 08, CPT (b)(6),(b)(7)(C) Staff Judge Advocate, 3rd Brigade
Combat Team (BCT), 101st Airborne Division (ABN DIV), Camp Striker, Irag APO AE 09322
(CSTIZ), reported (b)(6),(b)(7)(C)  Owesat, Yusifiyah, Iraq, reported her
son, Mr. FARHAN, was murdered by U.S. forces.
Investigation determined the offense of Murder did not occur as initially alleged by (b)(6),(b)(7) Investigation determined significant discrepancies existed between all identified witnesses pertaining to the date, location and details of the incident (b)(6).(b)(7)(C) related she witnessed a U.S. Soldier shoot and kill Mr. FARHAN in front of her residence around the fall of 2006 in the presence of two sisters, (b)(6),(b)(7) and (b)(6),(b)(7) and (b)(6).(b)(7) and (b)(6).(b)(7) and (b)(6).(b)(7) and (b)(6).(b)(7) and (b)(6).(b)(7) and (b)(6).(b)(7)(C) residence. Both sisters further related (b)(6),(b)(7)(C) was not present during the incident (b)(6),(b)(7)(C) stated she also was shot during the incident and was MEDEVAC'd to the medical center at Baghdad Central Confinement Facility, Abu Ghraib, Iraq, immediately after the incident. However, a review of medical records disclosed she was treated for an abdominal wound on 29 Apr 06 while Mr. FARHAN's death certificate listed his date of death as 3 Oct 06. Further coordination with the Joint Operations Center, Multi-National Corps-Iraq, Camp Victory, Iraq, did not identify any military operation during either dates or locations as described by the alleged witnesses of the incident.  Investigation also determined although Mr. FARHAN's death certificate listed his cause of death as gunshot wound of the head and chest, Mr. FARHAN's death certificate was based on the word of a village representative provided to a medical officials several days after his death. The official cause of Mr. FARHAN's death was unknown, and the manner of death was undetermined.
STATUS:
Article 118, UCMJ: Murder (Unfounded)
EXHIBITS/SUBSTANTIATION:
Attached:

2

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1. Agent's Investigation Report (AIR) of SA (b)(6),(b)(7) 10 Mar 08.
2. English translation of (b)(6),(b)(7)(C)  Damage and Malfunctions Request, 9 Dec 06, translated by (b)(6)  L3 Communications, Camp Slayer, Iraq.
3. English translation of (b)(6),(b)(7)(C)  Monetary Compensation Request, 9 Dec 07, translated by (b)(6),(b)(7)(C)
4. English translation of statement of (b)(6),(b)(7)(C) translated by (b)(6)
5. English translation of statement of (b)(6) translated by (b)(6),(b)(7)(C)
6 English translation of Mr. FARHAN's Death Certificate, 2 Nov 06, translated by (7)(6),(b)(7)(C)
7. English translation of (b)(6),(b)(7)(C)  Monetary Compensation Request, 9 Dec 07, translated by (b)(6),(b)(7)(C)
8. Memorandum for Record of SSG $(b)(6)$ , $(b)(7)(C)$ 12 Dec 07.
9. Sworn Statement of 1LT (b)(6),(b) 29 Feb 08.
10 English translation of Interview Sketch of (b)(6),(b)(7)(C)  10 Mar 08, translated by (6), (6), (6), (7)
11. Sworn Statement of CPT (b)(6)  3 Mar 08.
12. AIR of $SA(C)$ 21 May 08.
13. (13-1 through 13-3) Medical Records of (b)(6),(b)(7)(C) 29 Apr 06 through 14 May 06.
14. Arabic Damage and Malfunction's Request of (b)(6),(b)(7)(C) 9 Dec 06.
15. Arabic Monetary Compensation Request of (b)(6),(b)(7)(C) 9 Dec 07.
16. Arabic statement of (b)(6),(b)(7)(C)

3

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- 17. Arabic statement of (b)(6),(b)(7)(C)
- 18. Arabic Death Certificate of Mr. FARHAN, 2 Nov 06.
- 19. Arabic Monetary Compensation Request of (b)(6),(b)(7)(C) 9 Dec 07...
- 20. Arabic sketch of (b)(6),(b)(7)(C)

Not Attached:

None

The originals of Exhibits 1 through 12 and 14 through 20 are forwarded with the USACRC copy of this report. The originals of Exhibit 13-1 are retained in the files of the Joint Patient Tracking Application Database System, Combat Support Hospital, International Zone, Baghdad, Iraq. The originals of Exhibit 13-2 are retained in the files of Task Force Medical 344, Baghdad Central Confinement Facility, Abu Ghraib, Iraq. The originals of Exhibit 13-3 are retained in the files of the Combat Support Hospital, International Zone, Baghdad, Iraq.

STATUS: This is a Final (C) Report. Commander's Report of Disciplinary or Administrative Action (DA 4833) taken is not required.

CID reports of investigation may be subject to a quality assurance review by CID higher headquarters.

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Report Prepared By:	Report Approved By:
(b)(6),(b)(7)(C)	(b)(6),(b)(7)(C)
Special Agent	Special Agent in Charge

DISTRIBUTION:

Dir, USACRC, Fortt Belvoir, VA (Original)

Commander, USACIDC, ATTN: CIOP-ZA, 6010 6th Street, Ft Belvoir, VA

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CDR, 3D MP GRP (CID), FT GILLEM, GA 30297

11th MP BN (CID), Camp Victory, IZ

CDR, 20th/1149th MP DET (CID), Camp Slayer, IZ (Email only)

OPS, 20TH/1149TH MP DET (CID), Camp Slayer IZ (Email only) SJA, Chief, Criminal Law, MNC-I, ATTN: MAJ (b)(6),(b)(7) Camp Camp Victory, IZ (Email only)

SJA, Criminal Law, MNC-I, Camp Victory, IZ (Email only)

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