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HQ, CJTF44
CAM CTORY, IRAQ
01700CJAN04
IMM ATE (AMBER)

(U) FRAGO 103 [SECURITY AND ACCOUNTABILITY PROCEDURES FOR TRANSFER OF SECURITY INTERNEES AND PRISONERS] TO CJTF44 OPORD 04-01

(U) THIS FRAGO HAS BEEN REVIEWED AND APPROVED FOR RELEASE BY (b)(3), (b)(6) CJTF44 CHOPS.

(U) SUBJECT: 800 MP BDE ESTABLISHES SECURITY AND ACCOUNTABILITY PROCEDURES FOR THE TRANSFER OF SECURITY INTERNEES AND PRISONERS BETWEEN DETENTION FACILITIES AND CIVILIAN COURT

(U) REFERENCES:

A. FRAGO 455 [CLASSIFYING AND PROCESSING ENEMY PRISONERS OF WAR / DETAINED PERSONS / CIVILIAN INTERNEES].

(U) MAPS: [NO CHANGE]

(U) TIME ZONE USED THROUGHOUT THIS ORDER: CHARLIE

(U) TASK ORGANIZATION: [NO CHANGE]

1. (U) SITUATION. [CHANGE]

1.A. THIS FRAGO IS IN ADDITION TO REF A, WHICH SPECIFIES SECURITY CONDITIONS OF CATEGORY A EPW / DETAINED PERSONS / CIVILIAN INTERNEES.

2. (U) MISSION. [NO CHANGE]

3. (U) EXECUTION. [CHANGE]

3.A. (U) COMMANDER'S INTENT. [NO CHANGE]

3.B. (U) CONCEPT OF THE OPERATION. [CHANGE]

3.B.1. ~~(S//REL TO USA and MCFI)~~ 800 MP BDE DEVELOPS AND PROMULGATES SECURITY AND ACCOUNTABILITY PROCEDURES FOR DETAINEES, SECURITY INTERNEES AND CRIMINALS DURING AND AFTER TRANSIT BETWEEN DETENTION FACILITIES, AND CIVILIAN COURT NOT PREVENT THE ESCAPE OF PERSONS BEFORE, DURING AND AFTER TRANSIT.

3.C. (U) TASKS TO SUBORDINATE UNITS. [CHANGE]

3.C.1. (U) 800 MP BDE.

3.C.1.A. ~~(S//REL TO USA and MCFI)~~ PROMULGATE SECURITY AND ACCOUNTABILITY PROCEDURES FOR DETAINEES, SECURITY INTERNEES AND CIVILIAN CRIMINALS PREPARATION FOR, DURING AND AFTER TRANSIT BETWEEN DETENTION FACILITIES AND IRAQI CIVILIAN COURTS.

~~SECRET//REL TO USA and MCFI~~

3.C.1.B. ~~(S//REL TO USA and MCFI)~~ CDR 800 MP BDE BPT WITHIN 24 HRS
ISSUE OF THIS FRAGO TO BRIEF CG ON UPDATED SECURITY AND ACCOUNTABILITY
PROCEDURES FOR DETAINEES, SECURITY INTERNEES AND CIVILIAN CRIMINALS

3.D. (U) COORDINATING INSTRUCTIONS. [NO CHANGE]

4. (U) SERVICE SUPPORT. [NO CHANGE]

5. (U) COMMAND AND SIGNAL. [CHANGE]

5.A. (U) POC FOR THIS FRAGO IS b 3, b 6 SJA, DSN b 6

ACKNOWLEDGE

SANCHEZ
LTG

OFFICIAL:

(b)(3), (b)(6)

ATTACHMENTS:

~~SECRET//REL TO USA and MCFI~~

~~SECRET//REL TO USA and MCFI//X4~~

COPY ____ OF ____ COPIES
CJTF-4
CAMP V. Y, IRAQ
30DJUN03

(S//REL) FRAGO 175 [TRANSFER OF DETAINEES FROM CAMP BUCCA TO TO
CJTF-4 OPORD 03-036

(S//REL MCFI) THIS FRAGO HAS BEEN APPROVED FOR RELEASE BY (b)(3), (b)(6)
b 3, b 6) CJTF-4 CHOPS.

(U) MAPS: [NO CHANGE]

(U) TIME ZONE USED THROUGHOUT THIS ORDER: DELTA

(U) TASK ORGANIZATION: [NO CHANGE]

1AD, 800MP BDE

1. (S//REL MCFI) SITUATION. [CHANGE] [REDACTED]
[REDACTED] DETAINEES CURRENTLY UNDER THE CONTROL OF [REDACTED]
[REDACTED] LOCATED AT CAMP BUCCA ARE REQUIRED TO BE TRANSPORTED FROM
BUCCA TO THE CHA LOCATED AT BIAP.

2. (U) MISSION. [NO CHANGE]

3. (U) EXECUTION. [NO CHANGE]

3.A. (S//REL MCFI) CONCEPT OF OPERATIONS. [CHANGE]
ON 300800DJUN03 800 MP BDE BEGINS TRANSFER OF 16 DETAINEES
SECURITY PERSONNEL, DETAINEES AND SUPPORT PERSONNEL WILL CON-
STOP AT TALLIL AIR BASE WHERE DETAINEES WILL BE SECURED OVER-
THE 800 MP BDE EPW TRANSFER FACILITY. THE CONVOY WILL CONTI-
NEXT DAY TO CHA AND WILL TRANSFER DETAINEES TO 115 MP BN COM
CONDUCT CREW REST AND RETURN TO CAMP BUCCA THE FOLLOWING DAY

3.B. (S//REL MCFI) TASKS TO SUBORDINATE UNITS. [CHANGE]

3.B.1 (S//REL MCFI) 800 MP.

3.B.1.A. (S//REL MCFI) COMPILE A BY NAME MANIFEST FOR ALL DETAINEES
THAT HAVE BEEN IDENTIFIED FOR MOVEMENT TO CHA.

3.B.1.B. (S//REL MCFI) SUBMIT, VIA e-MAIL, A COMPLETE MANIFEST
SPECIFIED CHARGES IN ORDER TO FACILITATE PROPER SEGREGATION
MANIFEST MUST ARRIVE VIA E-MAIL NLT 30DJUN03. POC IS (b)(3) (b)(6)

(b)(6)

3.B.1.C. (S//REL MCFI) SEGREGATE AND SECURE THE PRISONERS THAT
BEEN IDENTIFIED FOR MOVEMENT. ALL EVIDENCE, STATEMENTS AND
DOCUMENTATION WILL REMAIN IN CONTROL OF THE 115TH MP BN. LOGS
FOR THE 800TH MP BDE MUST INDICATE THAT THESE DETAINEES ARE
RELEASED WITHOUT WRITTEN PERMISSION FROM THE CJTF-4 COMMAND

~~SECRET//REL TO USA and MCFI//X4~~

~~SECRET//REL TO USA and MCFI//X4~~

3.B.1.D. (~~S//REL MCFI~~) RESTRAIN/SECURE AND LOAD THE DETAINEES ON THE VEHICLES AND PROVIDE THE APPROPRIATE SECURITY FOR THE DETAINEES WHILE AWAITING DEPARTURE.

3.B.1.E. (~~S//REL MCFI~~) SECURE DETAINEES ONTO VEHICLES AND PROVIDE SECURITY APPROPRIATE FOR NUMBER OF DETAINEES ON EACH VEHICLE. ENSURE THAT SECURITY FORCES ARE SUFFICIENT TO SAFE GUARD THE SAFETY AND ENSURE WELFARE OF DETAINEES AND SECURITY PERSONNEL.

3.B.1.F. (~~S//REL MCFI~~) UPON ARRIVAL AT CHA, LINK UP WITH DETAINEE SECURITY FORCES FROM THE 800TH MP BDE AND ENSURE PROPER DETAINEE TRANSFER TAKES PLACE. THIS INCLUDES THE SUPPORTING DOCUMENTATION SUCH AS DIGITAL PHOTO, PERSONAL EFFECTS AND ANY OTHER ITEMS PROVIDED.

3.B.1.G. (~~S//REL MCFI~~) UPON COMPLETION OF TRANSFER AND REQUISITE REST RETURN TO CAMP BUCCA.

3.B.1.H. (~~S//REL MCFI~~) PROVIDE MEDICAL SUPPORT TO ALL PERSONNEL THROUGHOUT MISSION.

3.C. (~~S//REL MCFI~~) COORDINATING INSTRUCTIONS. [CHANGE]

3.C.1. (~~S//REL MCFI~~) IT IS OF THE UTMOST IMPORTANCE THAT SECURITY AND ACCOUNTABILITY OF NOT ONLY THE DETAINEES, BUT ALSO THE ADMINISTRATIVE ITEMS BE MAINTAINED.

3.C.2. (~~S//REL MCFI~~) UNITS WILL REPORT STATUS OF DETAINEE TRANSFERS TO THEIR RESPECTIVE HIGHER HEADQUARTERS AS THE DETAINEES MOVE. UNITS WILL PROVIDE SITREP REPORT UPON COMPLETION OF MISSION TO CJTF-4a PMO AT DSN

(b)(6)

4. (U) SERVICE SUPPORT. [NO CHANGE]

5. (U) COMMAND AND SIGNAL. [NO CHANGE]

5.A. (U) CJTF-4a POINT OF CONTACT IS [b 3, b 6] CJTF-4a DETAINEE OPS OIC AT DSN [b 6] OR SIPR E-MAIL:

(b)(6)

ACKNOWLEDGE:

SANCHEZ
LTG

OFFICIAL:

(b)(3), (b)(6)

~~SECRET//REL TO USA and MCFI//X4~~

PIES
REF 1.4a
RAQ
SC03
BER)

(U) FRAGO 1301 [1AD PROVIDES ONE CS MP PLATOON TO ABU GHURAYB PRISON]
OPORD 03-036

(U) THIS FRAGO HAS BEEN REVIEWED AND APPROVED FOR RELEASE BY [b.6] [1]
CHOPS.

(U) SUBJECT: 1AD PROVIDES ONE CS MP PLATOON TO 205TH MI BDE TO PROV
AT ABU GHURAYB PRISON

(U) REFERENCES:

(U) MAPS: [NO CHANGE]

(U) TIME ZONE USED THROUGHOUT THIS ORDER: CHARLIE

(U) TASK ORGANIZATION: [CHANGE] AS PER PARAGRAPH 3.B.

1. (U) SITUATION. [CHANGE] AS PER INTSUM.

2. (U) MISSION. [NO CHANGE]

3. (U) EXECUTION. [CHANGE]

3.A. (U) COMMANDER'S INTENT. [NO CHANGE]

3.B. (U) CONCEPT OF THE OPERATION. [CHANGE]

3.B.1. (~~S//REL TO USA and MCFI~~) [b.6] ATTACHES ONE CS MP PLT TO
CONDUCT SECURITY OPERATIONS AT ABU GHURAYB PRISON NLT 03 JAN 04 [1]
MITIGATE GAP CREATED BY REDEPLOYMENT OF ONE PLATOON FROM E/51 IN
365 DAYS IN THEATER.

3.C. (U) TASKS TO SUBORDINATE UNITS. [CHANGE]

3.C.1. (U) 1AD.

3.C.1.A. (~~S//REL TO USA and MCFI~~) ATTACH ONE CS MP PLT TO 205 MI BDE
SECURITY OPERATIONS AT ABU GHURAYB PRISON NLT 03 JAN 04 IOT MITIGATE
BY REDEPLOYMENT OF E/51 IN (LRS) PLT.

3.C.2. (U) 82 ABN.

3.C.2.A. (~~S//REL TO USA and MCFI~~) BPT PROVIDE 15 MAN QRF WITHIN 4
MI AT ABU GHURAYB PRISON FROM 31 DEC 03 TO 5 JAN 04.

3.C.3. (U) 205 MI BDE.

3.C.3.A. ~~(S//REL TO USA and MCFI)~~ ACCEPT ATTACHMENT OF ONE CS MF
SECURITY OPERATIONS AT ABU GHURAYB PRISON NLT 30 JAN 04 IOT MITIG/
BY REDEPLOYMENT OF E/51 (LRS) PLT.

3.D. (U) COORDINATING INSTRUCTIONS. [CHANGE]

3.D.1. ~~(S//REL TO USA and MCFI)~~ DIRLAUTH ALCON.

4. (U) SERVICE SUPPORT. [NO CHANGE]

5. (U) COMMAND AND SIGNAL. [CHANGE]

5.A. (U) POC FOR THIS FRAGO IS b 3, b 6 C35 FUTURE OPER/
b 6

5.B. (U) 205 MI BDE POC AT THE JOINT INTERROGATION AND DEBRIEFING
AT ABU GHURAYB IS b 3, b 6 SIPR E-MAIL:
b 3, b 6

ACKNOWLEDGE

SANCHEZ
LTG

OFFICIAL:

(b)(3), (b)(6)

ATTACHMENTS:

SECRET//REL MCFI

COPY OF COPIES
HQ, CJTF-4b
CAMP VICTORY, IRAQ
282021DJUN03

(S//REL MCFI) FRAGO 209 [CRIMINAL INVESTIGATIONS ISO FINAL VICTORY, DETENTION FACILITY OPERATIONS, EPW, CRIMINAL DETAINEES AND SECURITY INTERNEE STATUS DETERMINATIONS, AND HANDLING OF SUSPECTED WAR CRIMINALS] TO CJTF-4a
OPORD 03-036

(S//REL MCFI) THIS FRAGO HAS BEEN REVIEWED AND APPROVED FOR RELEASE BY ☐
☐ CJTF-4b CHOPS

(S//REL MCFI) SUBJ: ADDITIONAL GUIDANCE FOR WAR CRIMES AND CRIMINAL INVESTIGATIONS, DETENTION FACILITY OPERATIONS, EPW AND OTHER STATUS DETERMINATIONS.

(U) REFERENCES: [CHANGE]

A. (U) V CORPS FRAGO 006M TO V CORPS OPORD 0303-343 (190200ZMAR03) DIRECTING V CORPS PROCEDURES FOR HANDLING THE DETENTION OF IRAQIS IN INTERNMENT FACILITIES AND DETENTION CENTERS.

B. (U) V CORPS FRAGO 312M TO V CORPS OPORD FINAL VICTORY. (252146DMAY03) GUIDANCE ON TACTICS, TECHNIQUES, AND PROCEDURES DESIGNED TO IMPROVE THE PRESERVATION OF EVIDENCE OF CRIMES COMMITTED BY CIVILIANS DETAINED AND TRANSPORTED TO DETENTION FACILITIES.

C. (U) V CORPS FRAGO 103 TO OPORD 03-036 (211100DJUN03) TRANSPORTATION OF PRISONERS TO BAGHDAD COURTS.

D. (U) CJTF-4b FRAGO 368 (141028ZJUN 03) GUIDANCE FOR THE DETENTION, HANDLING AND RELEASE OF INDIVIDUALS WHO ARE POTENTIALLY SUBJECT TO PROSECUTION FOR WAR CRIMES.

E. (U) ARMY REGULATION 190-8, ENEMY PRISONERS OF WAR, RETAINED PERSONNEL, CIVILIAN INTERNEES AND OTHER DETAINEES, 1 OCT 97.

F. (U) ARMY REGULATION 195-2, CRIMINAL INVESTIGATION ACTIVITIES, 30 OCT 85.

G. (U) DIRECTIVE FROM SECARMY, 15 APR 03, AUTHORIZING THE U.S. ARMY CRIMINAL INVESTIGATION COMMAND TO EXERCISE ALL INVESTIGATIVE RESPONSIBILITIES RELATING TO WAR CRIMES AND OTHER RELATED OFFENSES.

H. (U) CFLCC FRAGO 501 TO COMCFLCC OPORD 03-032 (241500ZAPR03), GUIDANCE FOR THE RELEASE AND REPATRIATION OF EPW.

(U) MAPS: [NO CHANGE]

(U) TIME ZONE USED THROUGHOUT THIS ORDER: DELTA

(U) TASK ORGANIZATION: [NO CHANGE]

SECRET//REL MCFI

~~SECRET//REL MCFI~~

1. (~~S//REL MCFI~~) SITUATION. [CHANGE] COALITION FORCES HAVE OVER 1000 PERSONS DETAINED AS EPWS, SECURITY DETAINEES, AND CRIMINAL DETAINEES ACCUSED OF VARIOUS CRIMINAL ACTS. THE CRIMINAL CATEGORY OF CASES INCLUDES DETENTIONS FOR IRAQI ON IRAQI CRIMES, CRIMES COMMITTED AGAINST COALITION FORCES, SUSPECTED WAR CRIMES, AND CRIMES AGAINST HUMANITY. THIS ORDER PROVIDES ADDITIONAL GUIDANCE FOR THE INVESTIGATION OF CRIMES, AND DETENTION MANAGEMENT IN ORDER TO SET THE CONDITIONS FOR APPROPRIATE DUE PROCESS AND ADJUDICATION OF THOSE CASES INVOLVING CRIMINAL CONDUCT.

2. (U) MISSION. [CHANGE]

2.A. (U) IT IS THE RESPONSIBILITY OF COALITION FORCES TO ENSURE INVESTIGATION OF ALL CRIMES, AND PRESERVE EVIDENCE TO SUPPORT CRIMINAL ADJUDICATIONS TO ENSURE ACCOUNTABILITY.

2.B. (~~S//REL MCFI~~) COALITION FORCES ARE RESPONSIBLE FOR ESTABLISHING A STABLE AND SECURE ENVIRONMENT, WHICH REQUIRES DETENTION OF CIVILIANS FOR CRIMINAL ACTS. IT IS REEMPHASIZED THAT IT IS THE RESPONSIBILITY OF ALL UNITS INVOLVED IN THESE OPERATIONS TO ENSURE EVIDENCE IS PRESERVED FOR LATER ADJUDICATION OF THESE CASES.

2.C. (~~S//REL MCFI~~) ONCE DETAINED BY COALITION FORCES, PERSONS SHALL BE TREATED IN ACCORDANCE WITH INTERNATIONAL AND HUMANITARIAN LAW. ~~THE RIGHTS~~ AFFORDED TO DETAINEES IS DEPENDENT ON STATUS. PROCEDURES FOR STATUS DETERMINATIONS AND ATTENDANT RIGHTS ARE FURTHER SPECIFIED BY THIS ORDER.

3. (~~S//REL MCFI~~) EXECUTION. [CHANGE]

3.A. REFERENCES A AND B ARE ADOPTED AND REISSUED AS CJTF-4 ORDERS. ALL UNITS ARE DIRECTED TO RIGOROUSLY FOLLOW GUIDANCE REGARDING PRESERVATION OF EVIDENCE OF CRIMES CONTAINED AT REFERENCE B.

3.B. (~~S//REL MCFI~~) PERSONS CAPTURED OR DETAINED BY U.S. OR COALITION FORCES WHO ARE POTENTIALLY SUBJECT TO PROSECUTION FOR WAR CRIMES, CRIMES AGAINST HUMANITY OR OTHER ATROCITIES WILL BE RETAINED IN U.S. CUSTODY UNTIL RELEASE IS EXPRESSLY AUTHORIZED BY 3D MP GROUP (CID) IAW REF D.

3.C. (~~S//REL MCFI~~) ~~REF G~~ REF G, CID (3D MP GROUP) HAS BEEN APPOINTED THE LEAD DOD AGENCY FOR THE INVESTIGATION OF ALL IRAQI WAR CRIMES AND EVIDENTIARY, PRESERVATION AND DOCUMENTATION OF WAR CRIMES AND ATROCITIES THROUGHOUT THE IRAQI THEATER OF OPERATIONS.

3.D. (~~S//REL MCFI~~) THE 800TH MP BDE IS RESPONSIBLE FOR THE OPERATION OF ALL DETENTION FACILITIES IN IRAQ. ALL FACILITIES WILL BE MAINTAINED TO THE STANDARDS OF THE THIRD AND FOURTH GENEVA CONVENTIONS AT THE MINIMUM.

3.E. (U) COMMANDER'S INTENT. [NO CHANGE]

3.F. (U) CONCEPT OF THE OPERATION. [NO CHANGE]

3.G. (~~S//REL MCFI~~) TASKS TO 3ID, 101AA, 4ID, 3ACR, 1AD, 1MEF, 3COSCOM, AND ALL SUCCESSOR COMMANDS. [CHANGE]

3.G.1. (~~S//REL MCFI~~) ALL UNITS WILL OPERATE HOLDING AREAS AND TEMPORARY DETENTION FACILITIES AS FOLLOWS. DETAIN PERSONS IN UNIT TEMPORARY FACILITIES ONLY UNTIL THEY CAN BE MOVED TO A HIGHER LEVEL FACILITY, TIME NOT TO EXCEED 72 HOURS, UNLESS EARLIER RELEASED BY APPROPRIATE AUTHORITIES. SECURITY

~~SECRET//REL MCFI~~

~~SECRET//REL MCFI~~

INTERNEES MAY BE DETAINED FOR LONGER PERIODS IN DIVISIONAL HOLDING AREAS, BUT ONLY SO LONG AS NECESSARY FOR THE PURPOSES OF INTERROGATION OR FOR IMPERATIVE REASONS OF SECURITY.

3.G.1.A. ~~(S//REL MCFI)~~ ALL UNITS WILL DIRECT FAMILY MEMBERS OF DETAINEES SEEKING INFORMATION ON DETAINED RELATIVES TO THE NEAREST CIVIL AFFAIRS OPERATIONS CENTER (CMOC), HOC, OR HACC.

3.G.1.B. ~~(S//REL MCFI)~~ APPOINT MILITARY MAGISTRATES OR OTHER COMPETENT LEGAL AUTHORITY TO CONDUCT DETENTION REVIEWS AS REQUIRED BY REF A. COORDINATE DIRECTLY WITH 3D MP GROUP AS NECESSARY FOR CID HOLD CASES IN ACCORDANCE WITH REF D. COORDINATE AS NECESSARY WITH 800TH MP BDE TO ENSURE TIMELY COMPLETION OF DETENTION REVIEWS. MSCs ARE RESPONSIBLE FOR DETENTION REVIEWS WITHIN THEIR RESPECTIVE AOs. A DETENTION REVIEW MUST BE COMPLETED PRIOR TO TRANSFER OF A DETAINEE OUTSIDE A DETAINING MSC'S CONTROL. PROVIDE RECORDS OF ALL REVIEWS TO 800TH MP BDE.

3.G.1.C. ~~(S//REL MCFI)~~ IMMEDIATELY NOTIFY THE SUPPORTING CID DETACHMENT IN THE AREA WHERE THE INCIDENT OCCURRED, THROUGH MP CHANNELS, OR THE MOST EXPEDITIOUS MANNER POSSIBLE, OF ANY INCIDENTS RESULTING IN THE DEATH OF US PERSONNEL, TO INCLUDE MILITARY AND CIVILIANS, OR ASSAULTS RESULTING IN GRIEVOUS BODILY INJURY OF US PERSONNEL, WHERE THE SUBJECT HAS BEEN DETAINED OR IS IDENTIFIED.

3.G.2. ~~(S//REL MCFI)~~ SECDEF APPROVAL IS REQUIRED BEFORE RELEASE OF HVDS, BLACK, GRAY, OR WHITE LIST PERSONNEL, AND FOREIGN FIGHTERS. FORWARD REQUESTS FOR RELEASE TO THE CJTF ~~14~~ PMO.

3.H. ~~(S//REL MCFI)~~ 800TH MP BDE.

3.H.1.A. ~~(S//REL MCFI)~~ REPORT TO COMMANDER, CJTF ~~14~~ NLT 032300DJUL03 ON THE CURRENT STATE OF ALL DETENTION FACILITIES IN IRAQ, WITH EMPHASIS ON THE SPECIFIC TASKS AND TIMELINES TO IMPROVE THE CAMP CROPPER FACILITIES.

3.H.1.B. ~~(S//REL MCFI)~~ SUPERVISE ALL FUNCTIONING OF IRAQI DETENTION AND CONFINEMENT FACILITIES, USING IRAQI GUARDS AND SUPPORT PERSONNEL TO THE MAXIMUM PRACTICAL EXTENT.

3.H.1.C. ~~(S//REL MCFI)~~ CRIMINAL DETAINEES, NOT INCLUDING THOSE THAT COMMIT CRIMINAL ACTS OF VIOLENCE AGAINST COALITION FORCES, WILL BE MOVED TO IRAQI DETENTION AND CONFINEMENT FACILITIES AS SOON AS POSSIBLE.

3.H.1.D. ~~(S//REL MCFI)~~ CRIMINAL DETAINEES WILL APPEAR BEFORE IRAQI COURTS AS SOON AS POSSIBLE AS REQUIRED BY IRAQI LAW. PROVIDE THE TRANSPORTATION AND SECURITY NECESSARY TO ENSURE THAT CRIMINAL DETAINEES APPEAR BEFORE IRAQI COURTS.

3.H.1.E. ~~(S//REL MCFI)~~ MAINTAIN LIAISON WITH LOCAL CRIMINAL COURTS; AND, IN CONJUNCTION WITH SERVICING STAFF JUDGE ADVOCATES, IRAQI COURT INVESTIGATORS, AND POLICE, DEVELOP CASE FILES AND APPROPRIATE DATA SHEETS ON EACH DETAINEE FACING IRAQI COURT PROSECUTIONS.

3.H.1.F. ~~(S//REL MCFI)~~ WITHIN 72 HOURS AFTER DETAINING, A PERSON DETAINED SOLELY AS A CRIMINAL DETAINEE WILL BE INFORMED OF THE BASIS OF HIS DETENTION AND OF THE FOLLOWING:

~~SECRET//REL MCFI~~

~~SECRET//REL MCFI~~

3.H.1.F.1. ~~(S//REL MCFI)~~ UNLESS SOONER RELEASED, THE DETAINEE'S CASE WILL BE ADJUDICATED BY TRIAL BEFORE AN IRAQI COURT OR OTHER TRIBUNAL AS SOON AS PRACTICABLE.

3.H.1.F.2. ~~(S//REL MCFI)~~ THE DETAINEE WILL HAVE THE RIGHT TO REMAIN SILENT AND BE ADVISED OF THE SAME.

3.H.1.F.3. ~~(S//REL MCFI)~~ CRIMINAL DETAINEES SUSPECTED OF A FELONY OFFENSE WILL HAVE THE RIGHT TO BE REPRESENTED BY AN ATTORNEY BEFORE TRIAL, AND IF INDUCTED INTO A PRETRIAL DETENTION FACILITY, CRIMINAL DETAINEES MAY CONSULT WITH AN ATTORNEY WITHIN 72 HOURS AFTER INDUCTION, UNLESS PRECLUDED BY REASONS OF SECURITY OR MILITARY NECESSITY. IN CASES WHERE THE RIGHT TO COUNSEL IS DELAYED BY REASONS OF SECURITY OR MILITARY NECESSITY, THE RIGHT TO CONSULT WITH COUNSEL SHALL BE RESTORED AS SOON AS IS PRACTICABLE.

3.H.1.G. ~~(S//REL MCFI)~~ ESTABLISH PROCEDURES TO ENSURE 21-DAY REVIEWS AND SUBSEQUENT PERIODIC REVIEWS BY A JUDGE ADVOCATE FOR ALL PERSONS DETAINED SOLELY AS CRIMINAL DETAINEES IAW REF A ARE COMPLETED, UNLESS AN IRAQI JUDGE HAS CONDUCTED AN EARLIER REVIEW ACCOMPLISHING THE SAME PURPOSE. MAINTAIN RECORDS OF ALL REVIEWS.

3.H.1.H. ~~(S//REL MCFI)~~ PERSONS WHO COMMIT ACTS OF VIOLENCE AGAINST COALITION FORCES WILL BE SEGREGATED FROM OTHER DETAINEES, AND WILL BE TRANSPORTED TO A THEATER INTERNMENT FACILITY OR OTHER FACILITY UNDER EXCLUSIVE US CONTROL. THEY WILL NOT BE PROCESSED OR ADJUDICATED BY IRAQI COURTS UNLESS REFERRED BY THE COALITION FORCES.

3.H.1.I. ~~(S//REL MCFI)~~ CONVENE ARTICLE 5 TRIBUNALS TO DETERMINE PRISONER OF WAR STATUS IN CASES WHERE STATUS IS IN DOUBT. SECURITY INTERNEE STATUS MAY ALSO BE DETERMINED AT AN ARTICLE 5 TRIBUNAL IF STATUS IS IN DOUBT.

3.H.1.J. ~~(S//REL MCFI)~~ IN ALL SECURITY DETAINEE CASES, A DETERMINATION THAT CONTINUED INTERNMENT IS NECESSARY FOR IMPERATIVE REASONS OF SECURITY OF US FORCES WILL BE MADE BY EITHER AT ARTICLE 5 TRIBUNAL, OR AT A REVIEW CONDUCTED BY A MILITARY MAGISTRATE OR OTHER COMPETENT LEGAL AUTHORITY.

3.H.1.K. ~~(S//REL MCFI)~~ IF IT IS DETERMINED THAT CONTINUED INTERNMENT IS NECESSARY IAW PARA 3.F.2.J. ABOVE, THE DETERMINING AUTHORITY SHALL PREPARE AN ORDER OF INTERNMENT CONTAINING THE DATA SPECIFIED BY PARA 5-1C(2) OF REF E, AND FORWARD SUCH ORDER AND RECORD OF PROCEEDINGS TO AN AUTHENTICATING OFFICIAL.

3.H.1.L. ~~(S//REL MCFI)~~ 800TH MP BDE SJA IS THE AUTHENTICATING OFFICIAL FOR INTERNMENT ORDERS FOR ALL SECURITY DETAINEES EXCEPT HVDs. HVD INTERNMENT ORDERS WILL BE AUTHENTICATED BY CJTF 14 SJA OR PMO.

3.H.1.M. ~~(S//REL MCFI)~~ SECURITY DETAINEES WILL BE PROVIDED A COPY OF THE AUTHENTICATED INTERNMENT ORDER AND BE APPRISED OF THEIR RIGHT TO APPEAL THE ORDER DIRECTING INTERNMENT. PROCEDURES FOR APPEALS AND PERIODIC REVIEWS SHALL BE ESTABLISHED BY COMMANDER 800TH MP BDE IN CONFORMANCE WITH PARA 5-1G OF REF E.

3.H.1.N. ~~(S//REL MCFI)~~ MAINTAIN COMPREHENSIVE ACCOUNTABILITY OF ALL PRISONERS, INCLUDING RECORDS OF OFFENSES FOR ALL CRIMINAL DETAINEES AND PERSONS ACCUSED OF COMMITTING ACTS OF VIOLENCE AGAINST COALITION FORCES, AND ORDERS AND RECORDS OF CONFINEMENT AND RELEASE.

~~SECRET//REL MCFI~~

~~SECRET//REL MCFI~~

3.H.1.O. (~~S//REL MCFI~~) MAINTAIN A DATABASE CONTAINING THE NAMES OF DETAINEES, TO INCLUDE DATE OF APPREHENSION, STATUS, IDENTIFICATION, REASON FOR APPREHENSION, AND LOCATION OF INTERNMENT. DETAINEE INFORMATION WILL BE ADDED TO THE DATABASE NOT LATER THAN 72 HOURS OF APPREHENSION, AND THE DATABASE WILL BE UPDATED EVERY 48 HOURS TO REFLECT CHANGES IN DETAINEE STATUS. POST AN ELECTRONIC COPY OF THE DATABASE ON THE SIPERNET WEBSITE, LESS INFORMATION CONCERNING HVDS, FOR ACCESS BY CIVIL AFFAIRS, AND OTHER UNITS FOR USE IN RESPONDING TO PUBLIC REQUESTS.

3.H.1.P. (~~S//REL MCFI~~) ESTABLISH SYSTEMS AND FORMS TO ENSURE DETAINEE PROPERTY ACCOUNTABILITY.

3.H.1.Q. (~~S//REL MCFI~~) ESTABLISH SYSTEMS AND PROCEDURES FOR DETAINEE ASSIGNMENT AND TRANSFER TO CONFINEMENT FACILITIES, AND APPROPRIATE PROCEDURES CONSISTENT WITH REFS D AND H AND OTHER GOVERNING DIRECTIVES.

3.H.1.R. (~~S//REL MCFI~~) ESTABLISH DETAINEE FAMILY AND ATTORNEY VISITATION AREAS AND PROCEDURES AT DETENTION FACILITIES.

3.H.2. (~~S//REL MCFI~~) 3D MP GROUP (CID).

3.H.2.A. (~~S//REL MCFI~~) CONDUCT INVESTIGATIONS OF ALL DEATHS OF U.S. PERSONNEL, TO INCLUDE MILITARY AND CIVILIANS, WHICH OCCUR IN THEATER OF OPERATIONS ON OR AFTER 1 JUL 2003; OR ASSAULTS RESULTING IN GRIEVOUS BODILY INJURY OF U.S. PERSONNEL WHICH OCCUR AFTER 1 JUL 2003 WHEN A SUBJECT IS IN-CUSTODY OR CLEARLY IDENTIFIED, WHICH OCCURRED FROM THE PERIOD 1 JUL 2003, AND OTHER OFFENSES WITH THE APPROVAL OF THE COMMANDER, 7 PMO SHOULD CID DECLINE TO INVESTIGATE, COORDINATE WITH THE 7 PMO SO THAT AN ALTERNATE INVESTIGATION CAN BE CONDUCTED.

3.I. (U) ALL CJTF-4a CIVIL AFFAIRS UNITS.

3.I.1. (~~S//REL MCFI~~) CIVIL AFFAIRS UNITS SHALL BE COGNIZANT OF INFORMATION PUBLISHED BY 800TH MP BDE CONCERNING THE STATUS OF DETAINEES.

3.I.2. (~~S//REL MCFI~~) CIVIL AFFAIRS UNITS, SHALL BE RESPONSIVE TO REQUESTS FOR INQUIRY ON DATES OF APPREHENSION, STATUS, REASON FOR APPREHENSION, AND LOCATION OF INTERNMENT.

4. (~~S//REL MCFI~~) COORDINATING INSTRUCTIONS. THE POLICY SET FOR THE FRAGO APPLIES TO ALL US FORCES UNITS AND PERSONNEL OPERATING WITHIN THE 7 AREA OF RESPONSIBILITY. ALL OTHER GUIDANCE REMAINS IN EFFECT UNLESS CHANGED BY THIS ORDER.

5. DEFINITIONS.

5.A. (U) INDUCTION: THE BEGINNING OF DETENTION IN A PRETRIAL DETENTION FACILITY, NOT AN ADMISSION INTO A TEMPORARY HOLDING AREA, OR INTAKE/PROCESSING FACILITY.

5.B. (U) CRIMINAL DETAINEES: PERSONS DETAINED SOLELY BECAUSE THEY ARE REASONABLY SUSPECTED OF HAVING COMMITTED A CRIME.

5.C. (U) SECURITY INTERNEES: A CIVILIAN WHO IS INTERNED DURING A CONFLICT OR OCCUPATION FOR SECURITY REASONS OR FOR PROTECTION.

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3.D.1.D. ~~(S//REL TO MCFI)~~ USE OF NON-LETHAL MUNITIONS. COALITION FACILITY COMMANDERS MAY AUTHORIZE THE EMPLOYMENT OF NON-LETHAL MUNITIONS TO DISPERSE RIOTING PRISONERS, PREVENT ESCAPE, OR PROTECT PERSONNEL. HOWEVER, SERVICE MEMBERS CONDUCTING THE MISSION MUST HAVE THE CAPABILITY TO IMMEDIATELY REVERT TO LETHAL FORCE IF THE SITUATION REQUIRES. THE DECISION CYCLE SHOULD ALWAYS BE TO RESPOND TO A POTENTIAL LETHAL THREAT, POSTURED TO USE LETHAL FORCE, ASSESS THE SITUATION, AND IF THE SITUATION DICTATES, TO TRANSITION TO NONLETHAL FORCE.

3.D.1.E. ~~(S//REL TO MCFI)~~ RIOT CONTROL MEANS (RCM). RIOT CONTROL MEANS OTHER THAN RIOT CONTROL AGENTS (RCA), SHALL INCLUDE ANY SYSTEM DESIGNED TO USE NON-LETHAL MEANS OF DISPERSING UNRULY CROWDS, RIOTING PRISONERS, OR FOR THE PROTECTION OF DESIGNATED PERSONNEL. THEY INCLUDE, BUT ARE NOT LIMITED TO, RIOT CONTROL CLOTHING (I.E. SHIELDS, BATONS, ETC.), FOAM/RUBBER BULLETS, WATER CANNONS, FLASH BANGS, TASERS, AND ANY OTHER NON-LETHAL WEAPONS FOR MILITARY USE BY THE JOINT NON-LETHAL WEAPONS DIRECTORATE.

3.D.1.F. ~~(S//REL TO MCFI)~~ USE OF TASERS. A TASER IS A NON-LETHAL WEAPON THAT TEMPORARILY INCAPACITATES A PERSON THROUGH ELECTRO MUSCULAR DISRUPTION. TASERS ARE A RCM IAW 3.D.1.E. UNDER REF K, TASERS HAVE PASSED LEGAL REVIEW BY THE DEPARTMENT OF THE ARMY OFFICE OF THE STAFF JUDGE ADVOCATE. AS WITH OTHER TASER USERS, INCLUDING ON-SCENE COMMANDERS, MUST BE PROPERLY TRAINED AND QUALIFIED UNDER THE APPROPRIATE SERVICE REGULATIONS AND NON-LETHAL WEAPON COURSE INSTRUCTION PRIOR TO USE.

3.D.1.G. ~~(S//REL TO MCFI)~~ RIOT CONTROL AGENTS (RCA). RIOT CONTROL AGENTS ARE DEFINED AS ANY CHEMICAL, THAT IS NOT LISTED IN THE CHEMICAL WEAPONS CONVENTION WHICH CAN PRODUCE RAPIDLY IN HUMANS SENSORY IRRITATION OR DISABLING EFFECTS WHICH DISAPPEAR WITHIN A SHORT TIME FOLLOWING TERMINATION OF EXPOSURE. EXAMPLES INCLUDE ORTHO CHLOROBENZALMALONONITRILE (CS), CHLORACETOPHOSPHOXALANES AND OLEORESIN CAPSICUM (OC) ("PEPPER SPRAY"). NOTHING IN THIS PARAGRAPH IS DEEMED TO PROHIBIT PROPERLY-TRAINED LAW ENFORCEMENT PERSONNEL, OR OTHER PERSONNEL AUTHORIZED TO PERFORM LAW ENFORCEMENT FUNCTIONS, PARTICULARLY THOSE INVOLVED IN DETENTION OPERATIONS, FROM EMPLOYING OC (PEPPER SPRAY) AS THE SITUATION REQUIRES. DETENTION FACILITY COMMANDERS WILL MAINTAIN A LIST OF PERSONNEL WHO HAVE BEEN TRAINED ON THE USE OF RCM.

3.D.1.H. ~~(S//REL TO MCFI)~~ USE OF RCM AND RCA. USE ONLY A GRADUATED COURSE OF 3.D.2.B, TO INCLUDE VARIOUS RIOT CONTROL MEANS (RCM) OTHER THAN TASERS, WITH POTENTIAL PRISONER RIOTS, CIVIL DISTURBANCES, OR ANY OTHER SITUATION

IN 3.D.2.D. RCA SHALL BE USED ONLY AS A LAST (NON-LETHAL) RESORT. SERVICEMEMBER, INCLUDING ON-SCENE COMMANDERS, EXPECTED TO EMPLOY A RCM/RCA MUST BE PROPERLY TRAINED AND QUALIFIED TO USE THAT PARTICULAR SYSTEM UNDER THE APPROPRIATE SERVICE REGULATIONS.

3.D.1.H.1. (~~S//REL TO MCFI~~) INFORM CG, CJTF-14a IMMEDIATELY, THROUGH CHANNELS, OF ANY REPORTED USE OF RCA.

3.D.1.I. (~~S//REL TO MCFI~~) RELEASE AUTHORITY FOR RCM AND RCA. IN DETENTION FACILITIES, THE FACILITY COMMANDER SHALL HAVE THE AUTHORITY TO BOTH RELEASE NON-LETHAL RCM TO INCLUDE RCA.

3.D.1.J. (~~S//REL TO MCFI~~) DESIGNATED PERSONNEL. DEADLY FORCE IS AUTHORIZED TO PROTECT DESIGNATED PERSONNEL. DESIGNATED PERSONNEL INCLUDE, BUT ARE NOT LIMITED TO, INNOCENT CIVILIANS; ENEMY PRISONERS OF WAR; ALL CIVILIAN CONTRA-IRAC COALITION FORCES; PERSONNEL FROM US AND COALITION GOVERNMENT AGENCIES; PERSONNEL FROM CRIMES COMMITTED BY ANOTHER DETAINEE THAT ARE LIKELY TO CAUSE SERIOUS BODILY HARM; AND ANY OTHER PERSONNEL THE FACILITY COMMANDER DESIGNATES.

3.D.2. (U) TRAINING VIGNETTES ARE AVAILABLE ON SIPR AND CENTRIXS. T SCENARIO BASED TRAINING PACKAGE, [REDACTED] b.6

(b)(6)

4. (U) SERVICE SUPPORT. [NO CHANGE]

5. (U) COMMAND AND SIGNAL. [NO CHANGE]

5.A. (U) POC FOR THIS FRAGO IS [REDACTED] b.3, b.6 CJTF-14a SJA OPS, DNV [REDACTED] b.6

ACKNOWLEDGE

SANCHEZ
LTG

OFFICIAL:

(b)(6)

ATTACHMENTS:

~~SECRET//REL TO USA and MCFI//X4~~

CAB

~~(S//REL USA and MCFI)~~ FRAGO 749 [INTELLIGENCE AND EVIDENCE-LED DE
OPERATIONS RELATING TO DETAINEES] TO CJTF-4a OPORD 03-036

~~(US//REL TO USA and MCFI)~~ THIS FRAGO HAS BEEN REVIEWED AND APPROVED
BY (b)(3), (b)(6) CJTF-4a CHOPS.

~~(S//REL TO USA and MCFI)~~ SUBJECT: INTELLIGENCE AND EVIDENCE-LED
OPERATIONS RELATING TO DETAINEES.

(U) REFERENCES:

- A. (U) V CORPS (US) FRAGO 006M TO V CORPS OPORD 0303-343 (120000Z APR 03) DIRECTING V CORPS PROCEDURES FOR HANDLING THE DETENTION OF INTERMENT FACILITIES AND DETENTION CENTERS.
- B. (U) V CORPS (US) FRAGO 312M TO V CORPS (US) OPORD FINAL VICTORY (252146DMAY03) GUIDANCE ON TACTICS, TECHNIQUES AND PROCEDURES TO IMPROVE THE PRESERVATION OF EVIDENCE OF CRIMES COMMITTED BY DETAINEES AND TRANSPORTED TO DETENTION FACILITIES.
- C. (U) CJTF-4a FRAGO 368 (141028ZJUN03) GUIDANCE FOR THE DETENTION AND RELEASE OF INDIVIDUALS WHO ARE POTENTIALLY SUBJECT TO WAR CRIMES.
- D. ~~(S//REL TO USA and MCFI)~~ CJTF-4a FRAGO 209 (282021DJUN03) CRIMINAL INVESTIGATIONS ISO FINAL VICTORY, DETENTION FACILITY OPERATIONS, CRIMINAL DETAINEES AND SECURITY INTERNEE STATUS DETERMINATION AND HANDLING OF SUSPECTED WAR CRIMINALS.
- E. ~~(S//REL TO USA and MCFI)~~ CJTF-4a FRAGO 415 (151950DJUL03) PROCEDURES FOR COLLECTION OF EVIDENCE, DETENTION OPERATIONS, AND RELEASE OF DETAINEES.
- F. ~~(S//REL TO USA and MCFI)~~ CJTF-4a FRAGO 519 (272249DJUL03) FRAGO 415 PRESERVATION AND COLLECTION OF EVIDENCE, DETENTION AND RELEASE PROCEDURES FOR DETAINEES.
- G. ~~(S//REL TO USA and MCFI)~~ CJTF-4a FRAGO 103 (211100DJUN03) BAGHDAD CRIMINAL COURT SECURITY SUPPORT.
- H. (U) CFLCC FRAGO 501 TO COMFLCC OPORD 03-032 (241500ZAPR03) THE RELEASE AND REPATRIATION OF EPW.
- I. (U) US ARMY REGULATION 190-8, ENEMY PRISONERS OF WAR, REFUGEE AND CIVILIAN INTERNEES AND OTHER DETAINEES, 1 OCT 97.
- J. (U) US ARMY REGULATION 195-2, CRIMINAL INVESTIGATION ACT 1950, 85.

~~SECRET//REL TO USA and MCFI//X4~~

~~SECRET//REL TO USA and MCFI//X4~~

K. (U) DIRECTIVE FROM U.S. SECARMY, 15 APR 03, AUTHORIZING THE CRIMINAL INVESTIGATION COMMAND TO EXERCISE ALL INVESTIGATIVE RESPONSIBILITIES RELATING TO WAR CRIMES AND OTHER RELATED

L. (U) U.S. DEPARTMENT OF ARMY SIGNAL 030053ZMAY03 CSA EXORD AND RELATED INVESTIGATIONS.

M. (U) CJTF-4a FRAGO 455 (200415DJUL03) CLASSIFYING AND PROCESSING PRISONERS OF WAR/DETAINED PERSONS/CIVILIAN INTERNEES)

(U) MAPS: [NO CHANGE]

(U) TIME ZONE USED THROUGHOUT THIS ORDER: DELTA

(U) TASK ORGANIZATION: [NO CHANGE]

1. (U) SITUATION. [CHANGE] REFERENCES A THROUGH F ARE RESCINDED. CONSOLIDATES PRIOR DETAINEE ORDERS AND GUIDANCE AND CONTROLS THE PROCESSING OF ALL CIVILIAN INTERNEES (SECURITY INTERNEES AND CRIMINAL AND ENEMY PRISONERS OF WAR (EPWS)). A FLOWCHART DESCRIBING DETENTION IS ENCLOSED AT ATTACHMENT A.

1.A. (~~S//REL TO USA and MCFI~~) UNDER THE GENEVA CONVENTIONS 1949, REGULATIONS 1907 AND UN SECURITY COUNCIL REGULATION 1483, COALITION AUTHORIZED TO DETAIN CIVILIANS IN ORDER TO ASSIST IN THE RESTORATION AND STABILITY IN IRAQ.

1.B. (~~S//REL TO USA and MCFI~~) CAPTURING UNITS WILL NOT DETAIN IF THERE IS A REASONABLE BELIEF THAT THE PERSON IS OR WAS ENGAGED IN HOSTILE ACTIVITY; POSSESSES INFORMATION IMPORTANT TO, OR INTERFERES WITH, COALITION MISSION ACCOMPLISHMENT; IS ON A LIST OF PERSONS WANTED FOR QUESTIONS OR DETENTION BY COALITION FORCES; OR IS AN ENEMY COMBATANT.

1.C. (~~US//REL TO USA and MCFI~~) DEFINITIONS.

1.C.1. (U) CIVILIAN INTERNEE (CI): A PERSON WHO IS INTERNED DURING CONFLICT OR OCCUPATION IF HE/SHE IS CONSIDERED A SECURITY RISK, OR HAS COMMITTED AN OFFENSE (INSURGENT OR CRIMINAL) AGAINST THE COALITION. A CIVILIAN INTERNEE IS PROTECTED ACCORDING TO GENEVA CONVENTION (PROTECTION OF CIVILIAN PERSONS IN TIME OF WAR).

1.C.2. (U) CRIMINAL DETAINEE (CD): A PERSON DETAINED BECAUSE HE, SHE, OR IT IS REASONABLY SUSPECTED OF HAVING COMMITTED A CRIME AGAINST IRAQI OR IRAQI PROPERTY OR A CRIME NOT RELATED TO THE COALITION FORCE MISSION.

1.C.3. (U) SECURITY INTERNEE (SI): A CIVILIAN INTERNED DURING CONFLICT OR OCCUPATION FOR THEIR OWN PROTECTION OR BECAUSE THEY POSE A THREAT TO THE SECURITY OF COALITION FORCES, ITS MISSION, OR ARE OF INTEREST TO COALITION FORCES. INCLUDES PERSONS DETAINED FOR COMMITTING OFFENSES (INCLUDING AGAINST COALITION FORCES (OR PREVIOUS COALITION FORCES) MEMBERS OF THE IRAQI GOVERNMENT, NGOS, STATE INFRASTRUCTURE OR ANY PERSON ACCUSED OF HOSTILE ACTS, CRIMES OR CRIMES AGAINST HUMANITY. CERTAIN SECURITY INTERNEES

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~~SECRET//REL TO USA and MC//X4~~

CLASSIFIED AS A HIGH VALUE DETAINEE (HVD). SECURITY INTERNEES ARE CIVILIAN INTERNEES.

1.C.4. (U) HVDS: HVDS ARE SECURITY INTERNEES OF SIGNIFICANT INTEREST OF POLITICAL VALUE. UNITS WILL BE INFORMED BY C2 CJTF [1.4] OF THE IDENTITY OF INDIVIDUALS.

1.C.5. (U) ENEMY PRISONER OF WAR (EPW): A MEMBER OF ARMED OR UNARMED FORCES THAT CONFORM TO THE REQUIREMENTS OF ARTICLE 4, GENEVA CONVENTION ON TREATMENT OF PRISONERS OF WAR.

1.C.6. (U) CRIMINAL INVESTIGATION DIVISION (CID) HOLD: A DIRECTIVE TO HOLD AND NOT RELEASE A DETAINEE/INTERNEE IN THE CUSTODY OF COALITION FORCES BY A MEMBER OR AGENT OF THE U.S. ARMY CRIMINAL INVESTIGATION DIVISION.

1.C.7. (U) MILITARY INTELLIGENCE (MI) HOLD: A DIRECTIVE TO HOLD AND NOT RELEASE A DETAINEE/INTERNEE IN THE CUSTODY OF COALITION FORCES, ISSUED BY A MEMBER OR AGENT OF A U.S. MILITARY INTELLIGENCE ORGANIZATION.

1.C.8. (U) CAPTURING UNIT: THE CAPTURING UNIT IS THE COALITION UNIT THAT CAPTURES CIVILIANS OR EPWS.

1.C.8.A. (U) DETAINING UNIT: THE DETAINING UNIT IS THE COALITION UNIT THAT DETAINS CIVILIANS OR EPWS.

1.C.9. (U) DETENTION REVIEW AUTHORITY: THE JAG OR LEGAL OFFICER HAS THE AUTHORITY TO REVIEW DETENTION CASES AND WHO, IN DEFINED CIRCUMSTANCES, CAN RELEASE OR AUTHENTICATE AND ORDER FURTHER DETENTION. DETENTION REVIEW AUTHORITY IS IDENTIFIED AT ATTACHMENT B.

1.C.10 (U) REVIEW AND APPEAL BOARD: A BOARD APPOINTED BY THIS ORDER OF THE CJTF [1.4] C2, COMMANDER 800TH MP BRIGADE, AND CJTF [1.4] STAFF JAG. THE REVIEW AND APPEAL BOARD ACTS ON RECOMMENDATIONS FOR RELEASE OF INTERNEES, ARTICLE 78 APPEALS, AND PERIODIC 6-MONTH DETENTION REVIEW.

1.C.11 (U) CRIMINAL DETAINEE REVIEW BOARD: A BOARD APPOINTED BY THIS ORDER, COMPOSED OF THE COMMANDER 800TH MP BRIGADE AND SJA 800TH MP BRIGADE. THE BOARD RELEASES FROM DETENTION OR REFER CRIMINAL DETAINEES TO IRAQI COURTS.

1.C.12. (U) REASONABLE BELIEF: UNDER THE CIRCUMSTANCES THAT EXIST, THERE ARE SUFFICIENT FACTS UPON WHICH A REASONABLE PERSON WOULD BELIEVE THAT A CRIME HAS BEEN COMMITTED OR IS BEING COMMITTED AND THAT THE DETAINEE HAS COMMITTED, IS COMMITTING, OR IS AIDING ANOTHER TO COMMIT THE OFFENSE.

1.C.13. (U) SERIOUS CRIME: FOR THE PURPOSE OF DETENTION, IS ANY CRIME THAT IS TO BE PUNISHABLE BY MORE THAN FIVE YEARS IMPRISONMENT UNDER THE CODE 1969. THE DEFINITION INCLUDES, BUT IS NOT LIMITED TO MURDER, ROBBERY, KIDNAPPING, ABDUCTION, STATE INFRASTRUCTURE SABOTAGE, OR ASSAULT CAUSING BODILY HARM, ARSON, DESTRUCTION OF PROPERTY OR EQUIPMENT OF VALUE IN EXCESS OF FIVE HUNDRED U.S. DOLLARS, OR CONSPIRACY, SOLICITATION, OR ACTING AS AN ACCOMPLICE OR ATTEMPTING TO COMMIT ONE OF THESE OFFENSES.

1.C.14. (U) MINOR CRIME: A CRIMINAL OFFENSE THAT IS NOT A SERIOUS CRIME.

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~~SECRET//REL TO USA and MCFI//X4~~

- 1.C.15. (U) INTERNMENT FACILITY (IF): FACILITY DESIGNATED BY COALITION FOR LONG TERM DETENTION, INCLUDING EPW OPERATIONS, INDUCTION, CIVILIAN INTERVIEW AND POST TRIAL INTERVIEW DESIGNATED BY COMMANDER 800TH MILITARY POLICE BRIGADE (U.S.).
- 1.C.16. (U) COALITION HOLDING FACILITY (CHF): FACILITY DESIGNATED BY THE CENTRAL COLLECTION FACILITY THROUGH WHICH ALL DETAINEES/INTERNEES SHOULD BE DUCTED BEFORE TRANSFER TO ANOTHER INTERNMENT FACILITY OR RELEASE.
- 1.C.17. (U) SPECIAL CONFINEMENT FACILITY: FACILITY DESIGNATED BY COALITION FOR THE DETENTION OF HVDS.
- 1.C.18. (U) HOLDING AREAS AND TEMPORARY DETENTION FACILITIES: ARE DETENTION AREAS NOT DESIGNATED AS AN INTERNMENT FACILITY, SPECIAL FACILITY OR COALITION HOLDING FACILITY.
- 1.C.19. (U) INDUCTION: THE PROCESS BY WHICH A DETAINEE OR INTERVIEWEE RECEIVED INTO THE COALITION HOLDING FACILITY OR INTERNMENT INTO AN INTERVIEW FACILITY.
- 1.C.20. (U) CONDITIONAL RELEASE: RELEASE OF A CIVILIAN INTERVIEWEE TO CONDITIONS INTENDED TO SECURE THE PRESENCE OF THE PERSON FOR COALITION FORCE PURPOSES, OR TRIAL.
- 1.C.21 (U) PAROLE: RELEASE OF AN EPW DURING ARMED CONFLICT UNDER CONDITIONS ESTABLISHED IN A PAROLE AGREEMENT.
- 1.C.22. (U) WAR CRIME: ANY VIOLATION OF THE LAW OF WAR IS A WAR CRIME AS DEFINED UNDER INTERNATIONAL LAW.
- 1.C.23. (U) CRIME AGAINST HUMANITY/ATROCITY: A BREACH OF HUMANITY/ATROCITY IS AN INHUMANE ACT COMMITTED AGAINST ANY PERSON.
2. (U) MISSION. [CHANGE]
- 2.A. (U) IT IS THE RESPONSIBILITY OF COALITION FORCES TO ENSURE THE IDENTIFICATION OF ALL CRIMES, AND PRESERVE EVIDENCE TO SUPPORT CRIMINAL OR OTHER INVESTIGATION. THIS MEANS THAT IN ORDER TO ASSIST THE FUNCTIONING OF THE CRIMINAL JUSTICE SYSTEM, AND ESTABLISH THE RULE OF LAW IN IRAQ, COALITION UNITS ARE REQUIRED TO IDENTIFY AND RECORD THE NAMES AND ADDRESSES OF WITNESSES, PRESERVE EVIDENCE, AND REPORT THAT TIMELY AND ACCURATE INFORMATION CONCERNING CRIMINAL DETAINEES/INTERNEES IS REPORTED TO DETENTION FACILITIES IN ACCORDANCE WITH INTERNATIONAL LAW. ONCE DETAINED OR INTERNED BY COALITION FORCES, PERSONS SHALL BE HANDLED IN ACCORDANCE WITH INTERNATIONAL AND HUMANITARIAN LAW.
3. (U) EXECUTION. [CHANGE]
- 3.A. (U) COMMANDER'S INTENT [NO CHANGE]
- 3.B. (U) CONCEPT OF THE OPERATION. [NO CHANGE]
- 3.C. (U) TASKS TO SUBORDINATE UNITS. [CHANGE]
- 3.C.1. (~~S//REL TO USA and MCFI~~) ALL COALITION BRIGADES (OR EQUIVALENT) SHALL HANDLE CRIMINAL DETAINEES AS FOLLOWS. ENSURE CRIMINAL DETAINEES

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~~SECRET//REL TO USA and MCFI//X4~~

IRAQI ON IRAQI CRIMES OR CRIMES THAT ARE NOT ASSOCIATED WITH THE COALITION MISSION, ARE PROCESSED BY AN IRAQI CRIMINAL COURT AS SOON AS POSSIBLE. DETAINING UNITS ARE TO COMMENCE TRANSFERRING CRIMINAL DETAINEES AND EPWS TO THE COALITION HOLDING FACILITY (OR EQUIVALENT) FOR INDUCTION NLT 72 HOURS AFTER APPREHENSION BY THE DETAINING UNIT. SECURITY DETAINEES MAY BE HELD LONGER THAN 72 HOURS FOR INTELLIGENCE GATHERING PURPOSES UNLESS MOVEMENT IS SOONER DIRECTED BY CJTF-14 C2. HOWEVER, THE UNIT IN NO CASE SHALL DELAY INDUCTION OF A SECURITY DETAINEE MORE THAN 14 DAYS FROM THE DATE OF APPREHENSION/DETENTION.

3.C.1.A. (~~S//REL TO USA and MCFI~~) REPORT TO 800TH MILITARY POLICE BRIGADE (US) THROUGH OPERATIONAL CHANNELS WITHIN 48 HOURS OF CAPTURE THAT A PERSON HAS BEEN DETAINED. THE REPORT SHALL INCLUDE THE PERSON'S NAME, ADDRESS, AND AGE; DATE, TIME, LOCATION, CIRCUMSTANCES OF CAPTURE AND IF APPLICABLE, CAPTURE TAG NUMBER.

3.C.1.B. (~~S//REL TO USA and MCFI~~) U.S. b 3 10 USC 424
BLACKLIST INTERNEES WILL BE TRANSFERRED IMMEDIATELY TO THE SPECIAL PRISON/CONFINEMENT FACILITY VIC BAGHDAD INTERNATIONAL AIRPORT (BIAP).

3.C.1.C. (U) ALL CIVILIAN DETAINEES/INTERNEES SHALL HAVE A REVIEW OF THEIR CASE BY A DETENTION REVIEW AUTHORITY NOT LATER THAN 72 HOURS FROM THE TIME OF INDUCTION. IF THE DETENTION REVIEW AUTHORITY DETERMINES THAT FURTHER DETENTION IS NOT WARRANTED FOR MINOR CRIMES, THEN THE DETAINEE MAY BE RELEASED. FOR THOSE CRIMINAL DETAINEES THAT HAVE APPEARED BEFORE AN IRAQI INVESTIGATIVE JUDGE, NO ADDITIONAL COALITION REVIEW IS NECESSARY.

3.C.1.D (U) THE DETENTION REVIEW AUTHORITY (DRA) SHALL DETERMINE STATUS (I.E. EPW, SECURITY INTERNEE OR CRIMINAL DETAINEE). IF EPW STATUS IS IN DOUBT, THE DRA WILL REFER THE DETAINEE TO AN ARTICLE 5 TRIBUNAL. DETENTION REVIEW AUTHORITIES ARE STAFF JUDGE ADVOCATE/LEGAL OFFICERS LISTED AT ATTACHMENT B. CJTF-14 C2 WILL CLASSIFY WHICH SECURITY INTERNEES ARE HVD.

3.C.1.E (U) THE DRA STANDARD OF REVIEW FOR CRIMINAL DETAINEES IS PROBABLE CAUSE THAT THE DETAINEE COMMITTED A CRIME. THE DRA IS THE RELEASE AUTHORITY FOR MINOR CRIMES. FOR SERIOUS CRIMES, RECOMMENDATIONS FOR RELEASE SHALL BE FORWARDED TO COMMANDER, 800TH MP BRIGADE (US) WHO WILL LIAISE WITH COMMANDER 3RD MP GROUP (CID) (US) AND CONVEY A CRIMINAL DETAINEE RELEASE BOARD WITH CJTF-14 STAFF JUDGE ADVOCATE (SJA).

3.C.1.F. (U) IN THE CASE OF SECURITY INTERNEES, THE DRA SHALL PREPARE AN AUTHENTICATED ORDER OF INTERNMENT IN ALL CASES WHERE THE REVIEWING AUTHORITY ORDERS CONTINUED DETENTION. THE INTERNMENT ORDER WILL STATE THE REASONS FOR CONTINUED DETENTION AND ANY APPELLATE RIGHTS. THESE ORDERS SHALL BE MAINTAINED IN THE DETAINEE'S DETENTION FILE. THE DETENTION REVIEW AUTHORITY MAY MAKE RECOMMENDATIONS TO THE REVIEW AND APPEAL BOARD REGARDING THE RELEASE OF A SECURITY DETAINEE.

3.C.1.G. (U) COALITION UNITS BE PREPARED TO (BPT) PROVIDE TRANSPORTATION AND SECURITY NECESSARY TO ENSURE THAT COALITION-HELD CRIMINAL DETAINEES APPEAR BEFORE IRAQI COURTS. COALITION UNITS CONTINUE TO MAINTAIN LIAISON WITH IRAQI CRIMINAL COURTS, AND IN CONJUNCTION WITH SERVICING STAFF JUDGE ADVOCATES/LEGAL OFFICERS, IRAQI COURT INVESTIGATORS, AND POLICE, DEVELOP CASE FILES AND APPROPRIATE DATA SHEETS ON EACH DETAINEE FACING IRAQI COURT PROSECUTIONS.

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~~SECRET//REL TO USA and MCFI//X4~~

3.C.1.H. (U) COALITION UNITS: ESTABLISH COLLECTION POINTS FOR SECURITY INTERNEES, CRIMINAL DETAINEES AND EPWS.

3.C.1.I. (U) ALL COALITION UNITS ARE TO IMMEDIATELY NOTIFY SUPPORTING MILITARY POLICE UNITS AND U.S. ARMY CRIMINAL INVESTIGATION DIVISION COMMAND OF ANY INCIDENTS RESULTING IN THE DEATH OR SERIOUS INJURY TO COALITION MEMBERS.

3.C.1.J (U) ALL COALITION UNITS WILL DIRECT FAMILY MEMBERS SEEKING INFORMATION ON DETAINEES TO THE NEAREST CIVIL AFFAIRS OPERATIONS CENTER (CMOC) OR EQUIVALENT UNIT.

3.C.1.K. (U) IMMEDIATELY REPORT TO CJTF-14b C3 AND CJTF-14b PROVOST MARSHAL THROUGH THE CHAIN OF COMMAND, ALL HVDS AND NON-IRAQIS (THIRD COUNTRY NATIONALS) THAT ARE DETAINED. NOTIFICATION TO THE COALITION PROVISIONAL AUTHORITY (CPA) MINISTRY OF FOREIGN AFFAIRS WILL BE MADE BY CJTF-14b REQUESTS FOR RELEASE OF THIRD COUNTRY NATIONALS SHALL BE FORWARDED TO THE CJTF-14b REVIEW AND APPEALS BOARD.

3.C.2. (~~S//REL TO USA and MCFI~~) 800TH MP BDE (US).

3.C.2.A. (~~S//REL TO USA and MCFI~~) CONTINUE TO OPERATE INTERNMENT FACILITIES AND DETENTION CENTERS FOR SECURITY INTERNEES, CRIMINAL DETAINEES AND EPWS. CONTINUE TO REFINE PROCEDURES FOR RECEPTION, PROCESSING, INTERNMENT, SECURITY, AND ONWARD MOVEMENT, AS APPROPRIATE, OF CIVILIAN DETAINEES/INTERNEES AND EPWS. COORDINATE WITH ALL COALITION DIVISIONS AND BRIGADES TO ENSURE SECURITY DETAINEES, CRIMINAL INTERNEES AND EPW DETENTION PROCEDURES ARE CONSISTENT THROUGHOUT THE COALITION AREA OF RESPONSIBILITY (AOR).

3.C.2.B. (~~S//REL TO USA and MCFI~~) ESTABLISH RULES AND PROCEDURES NECESSARY FOR THE SAFE AND EFFICIENT OPERATION OF COALITION HOLDING AREAS, COLLECTION POINTS, INTERNMENT FACILITIES AND DETENTION CENTERS. THIS INCLUDES PROCEDURES AND RULES FOR THE PROPER ADMINISTRATION AND DISCIPLINE OF THE FACILITIES BASED ON U.S. AR 190-8. SHOULD OTHER COALITION FORMATIONS OR UNITS ESTABLISH INTERNMENT FACILITIES OR DETENTION CENTERS, THEY ARE TO ENSURE THAT RULES AND PROCEDURES FOR THOSE FACILITIES OR CENTERS ARE CONSISTENT WITH THE LANGUAGE, SPIRIT AND INTENT OF INTERNATIONAL LAW AND THE GENEVA CONVENTIONS.

3.C.2.C. (U) INFORM WITHIN 72 HOURS OF INDUCTION, PERSONS DETAINED ONLY AS CRIMINAL DETAINEES OF THE BASIS OF THE DETENTION AND THE RIGHT TO REMAIN SILENT. CRIMINAL DETAINEES SHOULD BE AFFORDED REASONABLE ACCESS TO COUNSEL PRIOR TO TRIAL. CRIMINAL DETAINEES SHOULD BE SEPARATED WHEN FEASIBLE BASED UPON THE FOLLOWING CATEGORIES: MINOR CRIMES, SERIOUS CRIMES, GENDER, JUVENILES, AND POST-CONVICTION CONFINEMENT. AS SOON AS FEASIBLE, WOMEN AND JUVENILES WILL BE TRANSFERRED TO SEPARATE LOCAL DETENTION FACILITIES TO AWAIT COURT PROCEEDINGS.

3.C.2.D. (~~S//REL TO USA and MCFI~~) SEGREGATE SECURITY INTERNEES FROM CRIMINAL DETAINEES AND EPWS AND TRANSPORT THEM TO THE COALITION HOLDING FACILITY. SECURITY INTERNEES WILL NOT BE PROCESSED THROUGH THE IRAQI COURT SYSTEM UNLESS EXPRESSLY REFERRED BY HQ CJTF-14b C2. TRANSPORT SECURITY INTERNEES WHO ARE HVDS DIRECTLY TO THE SPECIAL CONFINEMENT FACILITY AFTER GAINING APPROVAL FROM 323 MILITARY INTELLIGENCE BATTALION (US)/IRAQ SURVEY GROUP (ISG).

3.C.2.E. (~~S//REL TO USA and MCFI~~) AUTHENTICATE INTERNMENT ORDERS FOR HVDS ON THE (b)(3) ~~IN US~~ ~~BLACK~~ OR GRAY LIST THROUGH THE CJTF-14b STAFF JUDGE ADVOCATE (SJA)/LEGAL OR PROVOST MARSHALL OFFICER.

~~SECRET//REL TO USA and MCFI//X4~~

~~SECRET//REL TO USA and MCFI//X4~~

3.C.2.F. (U) PROVIDE SECURITY INTERNEES WITH A WRITTEN COPY OF THE AUTHENTICATED INTERNMENT ORDER AND A WRITTEN NOTICE OF RIGHT TO APPEAL IN A LANGUAGE THE INTERNEE UNDERSTANDS, ADVISING OF THE RIGHT TO APPEAL THE INTERNMENT ORDER, AND THAT THE ORDER WILL BE REVIEWED IN 6 MONTHS. IN THE CASE OF FURTHER INTERNMENT ORDERS, INTERNMENT SHALL BE REVIEWED EVERY 6 MONTHS THEREAFTER. PROCEDURES FOR APPEALS AND PERIODIC REVIEWS (6 MONTH) SHALL BE ESTABLISHED BY COMMANDER 800TH BDE (US) IN CONFORMANCE WITH PARA 5-1G OF U.S. ARMY REGULATION 190-8.

3.C.2.G. (~~S//REL TO USA and MCFI~~) COMMANDER 800TH MP BDE (US) IS TO MAINTAIN COMPREHENSIVE ACCOUNTABILITY OF ALL DETAINEES/INTERNEES, INCLUDING RECORDS OF OFFENSES FOR ALL CRIMINAL DETAINEES AND SECURITY INTERNEES (INCLUDING THOSE ACCUSED OF COMMITTING ACTS OF VIOLENCE AGAINST COALITION FORCES) AND ORDERS AND RECORDS OF CONFINEMENT, APPEALS AND RELEASE FOR ALL DETAINEES/INTERNEES IN ITS FACILITIES, NAMES AND ADDRESS OF ALL DETAINEES/INTERNEES, DATE OF APPREHENSION, BY WHICH UNIT, STATUS, IDENTIFICATION NUMBER, REASON FOR APPREHENSION, ANY PROPERTY SEIZED, WITNESS NAMES AND ADDRESSES, LOCATION OF INITIAL AND CURRENT INTERNMENT/DETENTION, DATE AND RESULT OF 72 HOUR REVIEW, AND RESULTS OF PERIODIC REVIEWS. DETAINEE APPREHENSION INFORMATION IS TO BE ADDED WITHIN 72 HOURS OF INITIAL APPREHENSION AND WITHIN 48 HOURS OF ANY CHANGE TO THE INFORMATION.

3.C.2.H. (U) IF NOT PREVIOUSLY ESTABLISHED, CREATE FIELDS IN CRIMINAL DATABASE THAT SHOWS OTHER HOLDS ON DETAINEE/INTERNEE.

3.C.2.I. (U) ENSURE DETAINEE/INTERNEE DATABASE CONTAINS COALITION DETAINEE IDENTIFICATION NUMBERS THAT CAN BE CROSS-REFERENCED TO U.S. DETAINEE ID NUMBERS IN COALITION APPREHENSION AND TRANSFER SITUATIONS.

3.C.2.J. (~~S//REL TO USA and MCFI~~) CJTF-14 PROVOST MARSHAL OFFICER MAINTAINS AN ELECTRONIC COPY OF THE DATABASE (LESS DETAILS OF HVDS) THAT SHALL BE POSTED ON A SIPERNET WEBSITE, AS WELL AS A CJTF-14 CENTRIX WEBSITE FOR ACCESS BY BRIGADE, DIVISION OR COALITION CIVIL AFFAIRS (OR EQUIVALENT) AND OTHER UNITS FOR USE IN RESPONDING TO PUBLIC ENQUIRIES.

3.C.2.K. (~~S//REL TO USA and MCFI~~) CJTF-14 PROVOST MARSHAL OFFICER MAINTAINS SYSTEMS AND FORMS TO ENSURE EVIDENCE AND DETAINEE PROPERTY ACCOUNTABILITY IN ACCORDANCE WITH REFERENCE J.

3.C.2.L. (~~S//REL TO USA and MCFI~~) COALITION MILITARY POLICE WILL OBTAIN AND PRESERVE ALL CPA FORCES APPREHENSION FORM INFORMATION, STATEMENTS, INFORMATION REPORTS (OR EQUIVALENT) AND EVIDENCE DOCUMENTS AND DELIVER THE EVIDENCE TO DETENTION FACILITIES WITH THE DETAINEE/INTERNEE. THE MILITARY POLICE WILL TRANSFER ALL RELEVANT INFORMATION, INCLUDING THE DETAINEE'S FILE, WITH THE DETAINEE/INTERNEE IF THE DETAINEE/INTERNEE IS TRANSFERRED TO ANOTHER DETENTION/INTERNMENT FACILITY.

3.C.2.M. (~~S//REL TO USA and MCFI~~) REVIEW DETAINEE/INTERNEE FILES AND EVIDENCE AND TRACK COMPLIANCE WITH THIS FRAGO. NON-COMPLIANCE WITH THE PROCEDURES IN THIS FRAGO ARE TO BE REPORTED TO THE CJTF-14 PROVOST MARSHAL OFFICER THROUGH THE CHAIN OF COMMAND.

~~SECRET//REL TO USA and MCFI//X4~~

~~SECRET//REL TO USA and MCFI//X4~~

1.4a

3.C.2.O. ~~(S//REL TO USA and MCFI)~~ PROVIDE GUARDS FOR ANY DETAINEES RECEIVING TREATMENT IN A MEDICAL UNIT/HOSPITAL AND FOR TRANSPORT TO APPROPRIATE DETENTION/INTERMENT FACILITY AFTER MEDICAL DISCHARGE.

3.C.2.P. (U) FORWARD REQUIREMENTS OF THIS FRAGO TO ALL DETENTION FACILITIES UNDER ITS COMMAND AND CONTROL.

3.C.2.Q. (U) CONDUCT UNIT TRAINING ON GRADUATED FORCE AND STANDARDS OF MILITARY POLICE AND COORDINATE TRAINING WITH COALITION MILITARY TO ENSURE THAT TRAINING IS CONSISTENT THROUGH THE CJTF 14b AOR.

3.C.2.R. (U) ENSURE EVIDENCE/PROPERTY ROOMS ARE SET UP AND ORGANIZED IN DETENTION FACILITY AND THAT ADDITIONAL ROOMS ARE PROVIDED FOR IRA INVESTIGATORS WHEN WORKING AT THE DETENTION FACILITY.

3.C.2.S. (U) PROVIDE FAMILY AND ATTORNEY VISITATION FACILITIES FOR DETAINEES AND AFFORD REASONABLE VISITATION OPPORTUNITIES.

3.D. (U) COORDINATING INSTRUCTIONS. [CHANGE]

3.D.1. ~~(S//REL TO USA and MCFI)~~ THE POLICY SET FORTH IN THIS FRAGO FOR ALL COALITION FORMATIONS, UNITS AND PERSONNEL OPERATING WITHIN THE AOR AND SUCCESSOR APPOINTMENTS AND COMMANDS. IT IS RECOGNISED THAT COALITION PARTNERS WILL ACT IN ACCORDANCE WITH THEIR OWN INTERNATIONAL AND DOMESTIC OBLIGATIONS IN RELATION TO DETAINEES/INTERNEES AND EPWS. THIS FRAGO WILL NOT AFFECT EXISTING ARRANGEMENTS BETWEEN CERTAIN COALITION PARTNERS FOR THE TRANSFER OF DETAINEES/INTERNEES AND EPWS.

3.D.2. ~~(S//REL TO USA and MCFI)~~ AUTHORITY TO DETAIN: COALITION FORCES ARE AUTHORIZED TO DETAIN CIVILIANS WHO ARE REASONABLY BELIEVED TO POSSESS INFORMATION THAT AFFECTS THE SECURITY OF COALITION FORCES, ITS MISSION, OR ARE OF INTEREST TO THE COALITION. THEY MAY ALSO DETAIN CIVILIANS IF THEY OBSTRUCT THE PROGRESS OF THE COALITION, WHETHER BY DEMONSTRATION, RIOT OR OTHER MEANS, OR ATTEMPT TO ENHANCE THEIR AUTHORITY, ANY AREA CONTROLLED BY COALITION FORCES. CIVILIANS MAY BE DETAINED IF THEY COMMIT, ATTEMPT, CONSPIRE, THREATEN OR SOLICIT ACTS OF VIOLENCE.

~~SECRET//REL TO USA and MCFI//X4~~

~~SECRET//REL TO USA and MCFI//X4~~

COMMIT OR AID OR ABET IN THE COMMISSION OF A CRIME. CIVILIANS MAY ALSO BE DETAINED PURSUANT TO A WARRANT, ORDER OR INDICTMENT ISSUED BY A COMPETENT AUTHORITY. ENEMY COMBATANTS THAT SURRENDER OR ARE CAPTURED MAY BE DETAINED.

3.D.2.A. (~~S//REL TO USA and MCFI~~) COALITION UNITS DETAINING PERSONS IDENTIFIED AS A SUSPECTED WAR CRIMINAL, OR A PERSON INVOLVED IN THE COMMISSION OF A CRIME AGAINST HUMANITY OR ATROCITY WITHOUT A CID HOLD ALREADY IN PLACE ARE TO NOTIFY THE 3RD MILITARY POLICE GROUP CRIMINAL INVESTIGATION DIVISION (CID) (US).

3.D.2.B. (~~S//REL TO USA and MCFI~~) DETAINEES SUSPECTED OF WAR CRIMES, CRIMES AGAINST HUMANITY OR OTHER ATROCITIES, AND HVDS, ARE TO BE TRANSFERRED OR RETAINED IN U.S. CUSTODY UNTIL RELEASE IS EXPRESSLY AUTHORIZED BY A COMPETENT AUTHORITY.

3.D.2.C. (~~S//REL TO USA and MCFI~~) COALITION UNITS DETAINING SECURITY INTERNEES OR HVDS ARE TO NOTIFY UNIT INTELLIGENCE OFFICERS (S2) OR EQUIVALENT AND THE U.S. LIAISON OFFICER (LNO) IF APPLICABLE. IN THE CASE OF HVDS, THE UNIT S2 OR U.S. LNO ARE TO NOTIFY THE CJTF ~~14~~ C2 IMMEDIATELY.

3.D.2.D. (~~S//REL TO USA and MCFI~~) UNLESS DIRECTED OTHERWISE BY A MORE SENIOR COMMANDER, THE DECISION TO DETAIN CIVILIANS IS THE RESPONSIBILITY OF THE SENIOR COALITION SOLDIER OR OFFICER ON THE SCENE.

3.D.3. (~~S//REL TO USA and MCFI~~) STATUS IN DOUBT: IF AFTER THE INITIAL 72 HOUR REVIEW, THE STATUS OF THE DETAINEE AS TO EPW STATUS REMAINS IN DOUBT, AN ARTICLE 5 TRIBUNAL TO DETERMINE STATUS WILL BE CONVENED WITHIN 21 DAYS OF APPREHENSION. DURING THE INTERVENING PERIOD, THE DETAINEE WILL BE SEGREGATED AND TREATED AS AN EPW.

3.D.4. (~~S//REL TO USA and MCFI~~) THE DRA WILL ALSO DIRECT CONTINUED DETENTION IF HE/SHE DETERMINES THERE IS A REASONABLE BELIEF THAT THE DETAINEE IS A SECURITY INTERNEE AS DEFINED AT PARA 1.C.3., OR IF THERE IS A MILITARY INTELLIGENCE (MI) OR CRIMINAL INVESTIGATION DIVISION (CID) HOLD.

3.D.5. (~~S//REL TO USA and MCFI~~) EPWS WILL REMAIN IN DETENTION UNTIL RELEASED ON CONDITION/PAROLE, OR AT THE END OF HOSTILITIES IN ACCORDANCE WITH REF 1, SUMMARIZED AS ATTACHMENT C.

3.D.6. (U) CRIMINAL DETAINEES IN CUSTODY ONLY FOR ALLEGED IRAQI OR IRAQI CRIMES, AND NOT SUBJECT TO AN MI OR CID HOLD, SHALL BE RELEASED IF ORDERED BY AN IRAQI COURT OF COMPETENT JURISDICTION, OR IF RELEASE IS ORDERED BY THE IRAQI MINISTRY OF JUSTICE.

3.D.7. (~~S//REL TO USA and MCFI~~) COALITION FORCES WILL TREAT ALL DETAINEES/INTERNEES WITH DIGNITY AND RESPECT AND WILL PROVIDE AT LEAST THE STANDARD OF HUMANE TREATMENT REQUIRED UNDER INTERNATIONAL LAW. THIS MEANS THAT DETAINEES/INTERNEES WILL BE TREATED IN A MANNER ACCORDED TO EPWS PURSUANT TO THE PRINCIPLES OUTLINED IN GENEVA CONVENTION III. COALITION FORCES WILL PROTECT DETAINEES FROM PHYSICAL HARM AND AGAINST INSULTS AND PUBLIC CURIOSITY AND WILL TREAT DETAINEES/INTERNEES WITHOUT DISTINCTION BASED UPON GENDER, RACE, NATIONALITY, RELIGION OR POLITICAL OPINION.

3.D.8. (~~S//REL TO USA and MCFI~~) COMMANDERS AT ALL LEVELS ARE RESPONSIBLE TO ENSURE PROPER HANDLING AND TREATMENT OF DETAINEES/INTERNEES. COMMANDERS MUST

~~SECRET//REL TO USA and MCFI//X4~~

SECRET//REL MCFI

5.D. (U) THEATER INTERNMENT FACILITY: FACILITY DESIGNATED BY CJTF
TERM DETENTION, TO INCLUDE EPW OPERATIONS AND POST TRIAL INTERNMENT

5.E. (U) HOLDING AREAS AND TEMPORARY DETENTION FACILITIES. ALL
DETENTION AREAS NOT DESIGNATED AS A THEATER INTERNMENT FACILITY.

6. (U) SERVICE SUPPORT. [NO CHANGE]

7. (U) COMMAND AND SIGNAL.

7.A. (U) POINT OF CONTACT FOR THIS MESSAGE IS CJTF 145 JA OPS BATT
DSN [REDACTED] (b)(6)

ACKNOWLEDGE

SANCHEZ
LTG

OFFICIAL:
[REDACTED] (b)(3), (b)(6)

SECRET//REL MCFI

~~SECRET/REL MCFI~~

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HQ, CJTF 14
CAMP VICTORY, IRAQ
151043DJUL03

(U) FRAGO 412 ~~ABU GHURAYB PRISON COMPLEX PROTECTION~~ TO CJTF 14 OPORD 03-036.

(U) THIS FRAGO HAS BEEN REVIEWED AND APPROVED FOR RELEASE BY b 3, b 6
CJTF 14 C3 CHOPS

(~~S/REL MCFI~~) SUBJ: 3ID PROVIDES FORCES TO ABU GHURAYB

(U) REFERENCES: [NO CHANGE]

(U) MAPS: [NO CHANGE]

(U) TIME ZONE USED THROUGHOUT THIS ORDER: DELTA

(U) TASK ORGANIZATION: [NO CHANGE]

1. (U) SITUATION. [**CHANGE**] THE ABU GHURAYB PRISON COMPLEX HAS RECEIVED DAILY SMALL ARMS, RPG AND MORTAR ATTACKS OVER THE LAST SEVEN DAYS. THE UNIT RESPONSIBLE FOR RUNNING THE PRISON COMPLEX LACKS EQUIPMENT AND SOLDIERS TO ADEQUATELY PREVENT, RESPOND TO, OR REPEL ATTACKS, AND DEFEAT OR DESTROY TERRORISTS CONDUCTING THESE ATTACKS.

2. (U) MISSION: [NO CHANGE]

3. (U) EXECUTION: [NO CHANGE]

3.A. (U) COMMANDER'S INTENT. [NO CHANGE]

3.B. (U) CONCEPT OF OPERATION. [**CHANGE**]

3.B.1. (~~S/REL MCFI~~) 3ID PROVIDES FORCES TO CONDUCT EXTERNAL SECURITY PATROLS TO PREVENT SMALL ARMS, RPG, AND MORTAR ATTACKS AGAINST THE ABU GHURAYB PRISON COMPLEX. FORCES WILL TAKE ACTIONS TO PROTECT THE COMPLEX AND TO DESTROY ATTACKERS.

3.C. (U) TASKS TO SUBORDINATE UNITS [**CHANGE**]

3.C.1. (~~S//REL MCFI~~) 3ID [**CHANGE**]

3.C.1.A. (~~S//REL MCFI~~) ASSESS AND PROVIDE ADEQUATE EXTERNAL SECURITY ASSETS TO THE ABU GHURAYB PRISON COMPLEX (400TH MP BN) VIC GRID 1.4a NLT 170001DJUL03.

3.C.1.B. (~~S//REL MCFI~~) PROVIDE EXTERNAL QUICK REACTION FORCE.

3.C.2. (~~S//REL MCFI~~) 400 MP BN [**CHANGE**]

3.C.2.A. (~~S//REL MCFI~~) PROVIDE INTERNAL SECURITY FOR THE COMPLEX. RESPONSIBLE FOR ALL PRISONER HANDLING AND PROCESSING. PROVIDE INTERNAL QUICK REACTION FORCE.

3.D. (U) COORDINATING INSTRUCTIONS [**CHANGE**].

3.D.1. (~~S//REL MCFI~~) DIRLAUTH REQUIRED BETWEEN 3ID AND 400TH MP BN.

4. (U) SERVICE SUPPORT. [NO CHANGE]

5. (U) COMMAND AND SIGNAL. [NO CHANGE]

~~SECRET/REL MCFI~~

~~SECRET/REL MCFI~~

5.A. (U) SIGNAL. (CHANGE)

5.A.1. (U) 400TH MP BN POC IS THE

b 3 b 6

b 6

ACKNOWLEDGE

SANCHEZ
LTG

OFFICIAL:

(b)(3), (b)(6)

Approved for Release

~~SECRET/REL MCFI~~

~~SECRET//REL TO USA and MCFI//X4~~

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HQ, CJTF-14
CAMP VICTORY, IRAQ
151950DJUL03

~~(S//REL TO USA and MCFI)~~ FRAGO 415 (PRESERVATION AND COLLECTION OF EVIDENCE, DETENTION OPERATIONS, AND RELEASE PROCEDURES FOR DETAINEES) TO CJTF-14 OPORD 03-036

(U) THIS FRAGO HAS BEEN REVIEWED AND APPROVED FOR RELEASE BY (b)(3), (b)(6)
CJTF-14 CHOPS.

(U) SUBJ: ADDITIONAL GUIDANCE ON PROCEDURES FOR THE DETENTION, INVESTIGATION, AND RELEASE OF DETAINEES

(U) REFERENCES: [CHANGE]

A. (U) V CORPS FRAGO 006M TO V CORPS OPORD 0303-343 (190200ZMAR03) DIRECTING V CORPS PROCEDURES FOR HANDLING THE DETENTION OF IRAQIS IN INTERNMENT FACILITIES AND DETENTION CENTERS.

B. (U) V CORPS FRAGO 312M TO V CORPS OPORD FINAL VICTORY. (252146DMAY03) GUIDANCE ON TACTICS, TECHNIQUES, AND PROCEDURES DESIGNED TO IMPROVE THE PRESERVATION OF EVIDENCE OF CRIMES COMMITTED BY CIVILIANS DETAINED AND TRANSPORTED TO DETENTION FACILITIES.

C. (U) V CORPS FRAGO 103 TO OPORD 03-036 (211100DJUN03) TRANSPORTATION OF PRISONERS TO BAGHDAD COURTS.

D. (U) CJTF-14 FRAGO 368 (141028ZJUN 03) GUIDANCE FOR THE DETENTION, HANDLING AND RELEASE OF INDIVIDUALS WHO ARE POTENTIALLY SUBJECT TO PROSECUTION FOR WAR CRIMES.

E. (U) ARMY REGULATION 190-8, ENEMY PRISONERS OF WAR, RETAINED PERSONNEL, CIVILIAN INTERNEES AND OTHER DETAINEES, 1 OCT 97.

F. (U) ARMY REGULATION 195-2, CRIMINAL INVESTIGATION ACTIVITIES, 30 OCT 85.

G. (U) DIRECTIVE FROM SECARMY, 15 APR 03, AUTHORIZING THE U.S. ARMY CRIMINAL INVESTIGATION COMMAND TO EXERCISE ALL INVESTIGATIVE RESPONSIBILITIES RELATING TO WAR CRIMES AND OTHER RELATED OFFENSES.

H. (U) CFLCC FRAGO 501 TO COMCFLCC OPORD 03-032 (241500ZAPR03), GUIDANCE FOR THE RELEASE AND REPATRIATION OF EPW.

I. ~~(S//REL TO USA and MCFI)~~ CJTF-14 FRAGO 209 (282021DJUN03) CRIMINAL INVESTIGATIONS ISO FINAL VICTORY, DETENTION FACILITY OPERATIONS, EPW, CRIMINAL DETAINEES AND SECURITY INTERNEE STATUS DETERMINATIONS, AND HANDLING OF SUSPECTED WAR CRIMINALS

(U) MAPS: [NO CHANGE]

(U) TIME ZONE USED THROUGHOUT THIS ORDER: DELTA

~~SECRET//REL TO USA and MCFI//X4~~

~~SECRET//REL TO USA and MCFI//X4~~

(U) TASK ORGANIZATION: (NO CHANGE)

1. (U) SITUATION. [CHANGE]

1.A. (~~S//REL TO USA and MCFI~~) IRAQI POLICE FORCES AND PENAL SYSTEMS ARE NOT YET FULLY FUNCTIONAL THROUGHOUT MOST AREAS OF IRAQ. COALITION FORCES ARE CURRENTLY RESPONSIBLE FOR THE DETENTION OF A LARGE NUMBER OF INDIVIDUALS WHO WERE APPREHENDED BY BOTH COALITION FORCES AND IRAQI POLICE. SOME OF THESE PERSONS SUSPECTED OF CRIMINAL ACTIVITY ARE SIMULTANEOUSLY BEING HELD FOR OTHER REASONS, SUCH AS HAVING POTENTIAL INTELLIGENCE OR FOR OTHER ISSUES RELATING TO THE SECURITY OF COALITION FORCES.

1.B. (~~S//REL TO USA and MCFI~~) CURRENTLY, IRAQI CRIMINAL COURTS ARE OPERATIONAL, AND ARE HEARING CASES OF DETAINEES HELD IN COALITION DETENTION FACILITIES ACCUSED OF IRAQI OR IRAQI CRIMES. THESE CRIMINAL CASES ARE BEING HEARD IN TWO PRE-SELECTED COURTHOUSES IN THE BAGHDAD AO AND AT OTHER COURTHOUSES LOCATED THROUGHOUT IRAQ. HOWEVER, MANY OF THE CASES OPENED BY IRAQI INVESTIGATING JUDGES, PROSECUTORS, AND INVESTIGATORS CANNOT BE REFERRED TO IRAQI CRIMINAL COURTS DUE TO THE LACK OF INFORMATION AND PHYSICAL EVIDENCE. MANY DETAINEES ARE BROUGHT TO THE CENTRAL CONFINEMENT FACILITY (CCF) CURRENTLY AT CAMP CROPPER, WITH INCOMPLETE INFORMATION. STANDARD APPREHENSION FORMS ARE NOT BEING COMPLETED WITH DETAILED STATEMENTS AND MANY VITAL FIELDS ON THE FORM ARE LEFT BLANK. FURTHER, LOCATING THE SOLDIERS INVOLVED IN THE APPREHENSION IS PROVING DIFFICULT DUE TO THE LACK OF COMPLETE INFORMATION.

1.C. (U) IRAQI CRIMINAL COURTS ARE ABLE TO PROSECUTE OFFENSES WHEN THERE ARE TWO WITNESSES ABLE TO TESTIFY TO THE FACTUAL EVENTS AND IDENTITY OF THE ACCUSED. THE CHIEF JUDGES OF THE CRIMINAL COURTS IN BAGHDAD AND OTHER LOCATIONS UNDERSTAND THE CURRENT SITUATION AND ARE AWARE THAT COALITION TROOPS CANNOT TESTIFY IN IRAQI COURTS FOR EACH DEFENDANT. IN LIEU OF TESTIFYING IN COURT, INVESTIGATING JUDGES WILL ACCEPT SWORN, WRITTEN STATEMENTS FROM WITNESSES CONCERNING THE FACTS UNDERLYING THE APPREHENSION OF THE DETAINEE.

1.D. (U) INCREASINGLY, INDIVIDUALS THAT HAVE BEEN PREVIOUSLY DETAINED BY THE COALITION AND RELEASED ARE LATER APPREHENDED FOR NEW OFFENSES. IN THE MAJORITY OF THESE CASES, THE RELEASE OF THESE DETAINEES WAS NECESSARY BECAUSE THERE WAS NO EVIDENCE TO SUPPORT CONTINUED DETENTION. THIS SITUATION IS COUNTER-PRODUCTIVE TO THE CJTF-14 MISSION, AND IS UNACCEPTABLE. THE BEST WAY TO PREVENT THIS FROM OCCURRING IS TO PROVIDE EVIDENCE THAT SUPPORTS PROSECUTION AND/OR CONTINUED DETENTION.

1.E. (U) OTHER PERSONS CURRENTLY HELD IN COALITION DETENTION FACILITIES INCLUDE CIVILIAN INTERNEES HELD FOR SECURITY REASONS, EPWS, AND INDIVIDUALS THAT HAVE COMMITTED CRIMES AGAINST COALITION OR OTHER WAR CRIMES. INCOMPLETE INFORMATION ON DETENTION FORMS, FAILURE TO PRESERVE EVIDENCE INCIDENT TO DETENTION, AND FAILURE TO NOTIFY CID AND/OR MI IN THESE CASES FRUSTRATES INTELLIGENCE EFFORTS, POTENTIAL FUTURE PROSECUTION, AND INFORMED RELEASE DETERMINATIONS.

2. (U) MISSION. [CHANGE]

2.A. (U) UNITS APPREHENDING PERSONS SUSPECTED OF CRIMINAL ACTS WILL ENSURE THAT PHYSICAL EVIDENCE IS PRESERVED AND FORWARDED WITH THE SUSPECT TO THE CCF. UNITS WILL ALSO ENSURE THAT SOLDIERS WITNESSING THE ALLEGED CRIMINAL ACT OR INVOLVED IN THE APPREHENSION PROVIDE WRITTEN, SWORN STATEMENTS PRIOR TO TURNING THE DETAINEE OVER TO THE CCF OR DELIVERING UNIT. UNITS WILL ALSO FULLY COOPERATE WITH ANY INVESTIGATION.

~~SECRET//REL TO USA and MCFI//X4~~

~~SECRET//REL TO USA and MCF//X4~~

2.B. (U) DETAINEES WILL BE TREATED BY ALL COALITION FORCES WITH PERSONAL DIGNITY AND IN ACCORDANCE WITH INTERNATIONAL HUMANITARIAN LAW. PERSONAL PROPERTY OF THE DETAINEE WILL BE INVENTORIED, SAFELY GUARDED, AND RETURNED TO THE DETAINEE UPON THE DETAINEE'S RELEASE IF POSSESSION OF THE PROPERTY IS NOT OTHERWISE PROHIBITED. COMMANDERS ARE RESPONSIBLE FOR CONTINUOUSLY TRAINING THEIR UNITS IN THE SOLDIER'S CODE OF CONDUCT AND ITS STRICT ENFORCEMENT.

3. (U) EXECUTION. [CHANGE]

3.A. (U) COMMANDER'S INTENT. [NO CHANGE]

3.B. (U) CONCEPT OF THE OPERATION. [CHANGE]

3.B.1. (U) INITIAL APPREHENSION AND CCF RECEPTION OF DETAINEES SUSPECTED OF COMMITTING CRIMES.

3.B.1.A. (U) THE CCF WILL NOT ACCEPT RECEIPT OF DETAINEES OR INTERNEES FROM CAPTURING OR DELIVERING UNITS UNLESS THE UNIT SUBMITS A CPA APPREHENSION FORM (ATTACHMENT A) AND SWORN STATEMENTS TAKEN BY APPREHENDING UNITS FOR EACH DETAINEE. THIS REQUIREMENT DOES NOT APPLY TO HVD'S. ANY PERSON THAT WITNESSES EVENTS, TO INCLUDE IRAQI NATIONALS, OR COALITION SERVICE MEMBERS MAY MAKE THE SWORN STATEMENTS. THE CAPTURING OR DELIVERING UNIT WILL BE RESPONSIBLE FOR DETENTION OF SUCH PERSONS UNTIL THE PROPER RECORDS ARE COMPLETED BY THE UNIT. MILITARY POLICE CO-LOCATED AT IRAQI POLICE STATIONS LIKewise WILL NOT ACCEPT TRANSFER OF CRIMINAL DETAINEES WITHOUT SUCH RECORDS.

3.B.1.B. (U) PRIOR TO TURNING OVER CRIMINAL DETAINEES TO THE CCF FOR IN-PROCESSING, THE CAPTURING OR DELIVERING UNIT OIC WILL ENSURE THAT A DETAILED CPA APPREHENSION FORM FOR EACH DETAINEE IS COMPLETED. THE OIC OF THE CAPTURING UNIT WILL ALSO ENSURE THAT AT LEAST TWO SOLDIERS, WHO WITNESSED THE CRIME AND THE APPREHENSION, COMPLETE WRITTEN, SWORN STATEMENTS USING DA FORM 2823 (ATTACHMENT B), OR THE COALITION EQUIVALENT FORM. ALL PHYSICAL EVIDENCE, TO INCLUDE WEAPONS, WILL ALSO BE TRANSFERRED WITH THE DETAINEE TO THE DETENTION FACILITY. CONFISCATED VEHICLES WILL BE PROCESSED IN COORDINATION WITH THE MILITARY POLICE SOP.

3.B.1.C. (U) THE WRITTEN STATEMENT WILL DETAIL ALL RELEVANT FACTS THAT SUPPORT THE CAPTURING UNITS' BELIEF THAT THE PERSON ARRESTED WAS ENGAGED IN CRIMINAL ACTIVITY, OR OTHER FACTS SUPPORTING SECURITY INTERNEE STATUS. THE STATEMENTS NEED TO BE UNBIASED, LEGIBLE, LOGICAL, COMPLETE, AND TIMELY. THE UNIT OIC SHOULD ENSURE THAT EACH SOLDIER HAS SUFFICIENT TIME TO COMPLETE THE STATEMENT ACCURATELY AND WITH AS MUCH DETAIL AS POSSIBLE THAT COMPLETELY ANSWER: WHO, WHAT, WHERE, WHEN, HOW, WHY, AND NAMES / CONTACT INFORMATION FOR ALL WITNESSES. THE UNIT OIC SHOULD FURTHER ENSURE THAT ALL SWORN STATEMENTS AND APPREHENSION FORMS ARE COMPLETED WITHIN 24 HOURS OF ARREST, UNLESS SECURITY CONCERNS DICTATE OTHERWISE.

3.B.1.D. (U) THE OIC OR NCOIC OF THE CAPTURING UNIT SHOULD, AS SECURITY PERMITS, COLLECT AS MUCH INFORMATION AS POSSIBLE WHILE AT THE SCENE OF THE CRIME OR APPREHENSION. VITAL INFORMATION INCLUDES COMPLETE NAMES AND ADDRESSES OF ALL WITNESSES AND VICTIMS. COOPERATIVE WITNESSES AND VICTIMS SHOULD BE ESCORTED TO THE NEAREST IRAQI POLICE STATION TO PROVIDE STATEMENTS TO IRAQI INVESTIGATORS. IF TRANSPORT IS NOT SAFE OR FEASIBLE, COOPERATIVE WITNESSES SHOULD BE INTERVIEWED AT THE SCENE BY THE OIC OR NCOIC TO ANSWER: WHO, WHAT, WHERE, WHEN, WHY, AND HOW. A SEPARATE REPORT FOR EACH WITNESS SHOULD BE COMPLETED BY THE OIC OR NCOIC THAT SUMMARIZES THE WITNESS'S INTERVIEW.

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3.B.1.E. (U) ALL COALITION OFFICERS ARE HEREBY AUTHORIZED TO TAKE SWORN STATEMENTS UNDER UCMJ ART. 136 FOR THESE PURPOSES. PRIOR TO CONDUCTING THE OATH TO THE WITNESS, THE OIC SHOULD CLOSELY REVIEW THE WRITTEN STATEMENT. THE OIC SHOULD ASK APPROPRIATE FOLLOW UP QUESTIONS IN WRITING ON THE FORM IF THE INFORMATION PROVIDED BY THE WITNESS IS INCOMPLETE, CONFUSING, OR CONTRADICTORY.

3.B.1.F. (U) THE OIC OF THE CAPTURING UNIT MAY ALSO PROVIDE A WRITTEN, SWORN STATEMENT IF THE OIC IS A WITNESS TO THE EVENTS. THE OIC CAN HAVE ANY OTHER OFFICER ADMINISTER THE OATH ON DA FORM 2823.

3.B.1.G. (U) THE OIC OR NCOIC WILL PROPERLY INVENTORY ALL PERSONAL PROPERTY AND PHYSICAL EVIDENCE AND COMPLETE A DA FORM 4137 (ATTACHMENT C). THE DETAINEE SHOULD REVIEW THE DA FORM 4137 IF DETAINEE SPEAKS ENGLISH OR WITH THE HELP OF A TRANSLATOR, IF REASONABLY AVAILABLE.

3.B.1.H. (U) CRIMINAL DETAINEES HAVE THE RIGHT TO REMAIN SILENT. TACTICAL INTERROGATIONS ARE PERMISSIBLE AT THE SCENE OF APPREHENSION WITHOUT INFORMING DETAINEES OF THEIR RIGHT TO REMAIN SILENT IN ORDER TO COLLECT INFORMATION NECESSARY FOR FORCE PROTECTION AND / OR LOCATION OF ACCOMPLICES AND OTHER HOSTILE FORCES. DETAINEES WILL BE INITIALLY INFORMED OF THEIR RIGHT ONCE THE DETAINEE IS INDUCTED INTO A DETENTION FACILITY. THIS RIGHT DOES NOT ATTACH TO SECURITY INTERNEES, HVD'S OR EPWS. WHERE PRACTICABLE, RIGHTS WILL BE READ IN THE DETAINEE'S NATIVE LANGUAGE. ANY WRITTEN STATEMENT THAT REFERS TO OR DETAILS A DETAINEE'S TESTIMONY SHOULD EXPLICITLY STATE THAT THE DETAINEE WAS INFORMED OF THE RIGHT TO AGAINST SELF-INCRIMINATION AND THE RIGHT WAS SPECIFICALLY WAIVED, OR THAT THE STATEMENT WAS VOLUNTARILY MADE AND NOT IN RESPONSE TO ANY DIRECT QUESTIONS. IF THE STATEMENT IS MADE TO A TRANSLATOR THE TRANSLATOR SHOULD PROVIDE THE WRITTEN STATEMENT.

3.B.2. (U) CCF DETENTION OPERATIONS.

3.B.2.A. (U) ALL DETAINEES AND INTERNEES WILL BE TREATED WITH DIGNITY AND RESPECT FOR THEIR PERSONS AND PROPERTY. UNITS RESPONSIBLE FOR DETENTION OPERATIONS WILL FOLLOW APPLICABLE INTERNATIONAL LAW CONCERNING HUMANITARIAN TREATMENT OF PRISONERS AND BE RESPONSIBLE FOR TRAINING THEIR UNITS IN THE SOLDIER'S CODE OF CONDUCT AND ITS STRICT ENFORCEMENT. CRIMINAL DETAINEES WILL BE REINFORMED OF THEIR RIGHT AGAINST SELF-INCRIMINATION UPON BEING IN PROCESSED IN THE CCF.

3.B.2.B. (U) UPON RECEIPT OF A CRIMINAL DETAINEE FROM THE CAPTURING UNIT, THE NCOIC OF THE IN PROCESSING SECTION OF THE DETENTION FACILITY WILL REVIEW THE CPA APPREHENSION FORM AND THE SWORN STATEMENT(S) FOR COMPLETE AND DETAILED INFORMATION. THE NCOIC WILL CREATE A FILE WITH THESE DOCUMENTS, AS WELL AS ANY OTHER RECORDS, SUCH AS DA FORM 4137, AND ASSIGN THE DETAINEE A SEQUENCE NUMBER. THE NCOIC WILL ALSO ACCEPT, PROPERLY LABEL BY SEQUENCE NUMBER, AND PROCESS ALL PHYSICAL EVIDENCE, FOR USE LATER IN COURT. IF THE PHYSICAL EVIDENCE IS TOO LARGE TO PROCESS, THE NCOIC IS INSTRUCTED TO PHOTOGRAPH THE EVIDENCE, AND PLACE IT WITH THE DETAINEE'S OTHER EVIDENCE.

3.B.2.C. (U) THE NCOIC WILL ALSO PROPERLY INVENTORY ALL PERSONAL PROPERTY DETAINEES / INTERNEES AND PROPERLY ACCEPT CHAIN OF CUSTODY OF THE PROPERTY BY SIGNING THE DA FORM 4137 COMPLETED BY THE CAPTURING UNIT.

3.B.2.D. (U) DETENTION OFFICIALS WILL HANDLE ALL PRISONERS WITH THE MINIMUM FORCE NECESSARY AS REQUIRED BY THE SITUATION.

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3.B.2.E. (U) IF A CRIMINAL DETAINEE IS TRANSFERRED FROM THE CCF TO A LOCAL DETENTION FACILITY TO AWAIT CRIMINAL PROCEEDINGS, ALL PROPERTY AND PHYSICAL EVIDENCE WILL BE TRANSFERRED WITH THE DETAINEE. THE DETENTION FILE WILL REMAIN AT THE CCF. THE RECEIVING DETENTION FACILITY WILL SIGN A COPY OF DA FORM 4137 ACCEPTING CHAIN OF CUSTODY OF THE PROPERTY AND EVIDENCE.

3.B.2.F. (U) IF A DETAINEE / INTERNEE IS TRANSFERRED OUT OF THE AO TO ANOTHER REGIONAL CONFINEMENT FACILITY DUE TO OVERCROWDING, ALL PROPERTY AND EVIDENCE WILL REMAIN AT THE CCF.

3.B.2.G. (U) IAW CPA MEMORANDUM 3, ALL CRIMINAL DETAINEES SUSPECTED OF A FELONY OFFENSE SHALL HAVE THE RIGHT TO CONSULT WITH AN ATTORNEY WITHIN 72 HOURS OF INDUCTION INTO A COALITION FORCE DETENTION CENTER. DETAINEES WHO HAVE ALREADY HAD THEIR INITIAL COURT APPEARANCE WILL BE ALLOWED TO MEET SUBSEQUENTLY WITH THEIR ATTORNEY, UPON REASONABLE NOTICE, IN ORDER TO BE ABLE TO ADEQUATELY PREPARE THEIR DEFENSE FOR TRIAL.

3.B.2.H. (U) DETAINEES / INTERNEES SHOULD BE PROPERLY SEGREGATED BASED UPON THEIR INDIVIDUAL STATUS. CRIMINAL DETAINEES MUST BE SEGREGATED FROM EPWS AND INTERNEES HELD FOR INTELLIGENCE OR SECURITY REASONS, EXCEPT IN SITUATIONS WHERE CRIMINAL DETAINEES ARE ALSO CLASSIFIED AS SECURITY INTERNEES. CRIMINAL DETAINEES SHOULD BE FURTHER SEPARATED WHEN FEASIBLE BASED UPON THE FOLLOWING CATEGORIES: FELONY OFFENSES, MISDEMEANOR OFFENSES, GENDER, JUVENILES, AND POST-CONVICTION CONFINEMENT. AS SOON AS FEASIBLE, WOMEN AND JUVENILES WILL BE TRANSFERRED TO SEPARATE LOCAL DETENTION FACILITIES TO AWAIT COURT PROCEEDINGS.

3.B.2.I. (U) CONTINUE TO COMPLY WITH CJTF 4b FRAGO 209 CONCERNING ADDITIONAL RIGHTS AND REQUIREMENTS FOR TREATMENT OF DETAINEES AND INTERNEES.

3.B.3. (U) ~~RELEASE OF CRIMINAL DETAINEES~~

3.B.3.A. (U) DETENTION OFFICIALS WILL GIVE FULL FAITH AND CREDIT TO ORDERS FOR RELEASE OF CRIMINAL DETAINEES BY IRAQI JUDGES SUBJECT TO THE FOLLOWING RULES AND GUIDANCE.

3.B.3.B. (U) RELEASE ORDERS FROM AN IRAQI COURT WILL BE EXECUTED BY COALITION FORCES PROVIDED THAT THE DETAINEE IS BEING HELD SOLELY FOR ALLEGED CRIMINAL MISCONDUCT AND THE VICTIM IS IRAQI. DETAINEES WILL CONTINUE TO BE HELD IF THE DETENTION FILE REFLECTS THE DETAINEE COMMITTED OTHER OFFENSES AGAINST COALITION PERSONNEL OR PROPERTY; THE INDIVIDUAL IS BEING HELD FOR INTELLIGENCE EXPLOITATION; OR, IF THE INDIVIDUAL OTHERWISE IS A THREAT TO THE SECURITY OF COALITION FORCES, PROPERTY, OR ACCOMPLISHMENT OF THE CJTF 4b MISSION.

3.B.3.C. (U) RELEASE ORDERS WILL BE RECOGNIZED IF THE RELEASE FORM IS IN BOTH ENGLISH AND ARABIC, SIGNED BY AN IRAQI JUDGE, STAMPED BY AN IRAQI OFFICIAL, AND PRESENTED AFTER THE ALLEGED OFFENSE WAS INVESTIGATED BY A CRIMINAL INVESTIGATION JUDGE OR COURT INVESTIGATOR. AN OFFENSE HAS BEEN INVESTIGATED IF THE DETAINEE APPEARED IN PERSON IN AN IRAQI COURT IN FRONT OF AN INVESTIGATING JUDGE OR, IF INVESTIGATING OFFICIALS HAVE VIEWED THE EVIDENCE AND RECORDS AT THE DETENTION FACILITY RESPONSIBLE FOR HOLDING THE DETAINEE.

3.B.3.D. (U) RELEASE ORDERS RECEIVED BY DETENTION OFFICIALS SHOULD BE FORWARDED TO THE SERVICING MILITARY MAGISTRATE. THE MAGISTRATE WILL INITIATE A RELEASE BOARD PROCESSING WORKSHEET (ATTACHMENT D) AND INDICATE ON THE WORKSHEET WHETHER THE DETAINEE IS SUSPECTED OF OTHER OFFENSES OR CRIMES AGAINST COALITION FORCES. THE REVIEW WORKSHEET WILL BE CIRCULATED TO THE ANNOTATED STAFF SECTIONS TO

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ENSURE THAT THE DETAINEE IS NOT BEING HELD FOR SECURITY OR INTELLIGENCE REASONS NOT RELATED TO THE OFFENSE.

3.B.3.E. (U) THE MILITARY MAGISTRATE SHOULD CONTACT THE SERVICING JUDGE ADVOCATE, IF THERE ARE QUESTIONS CONCERNING THE VALIDITY OF A RELEASE ORDER.

3.B.3.F. (U) MILITARY MAGISTRATES SHOULD ALSO IDENTIFY CRIMINAL DETAINEES HELD FOR MINOR OFFENSES AND RELEASE AS APPROPRIATE. DETAINEES WILL HAVE A MAGISTRATE'S REVIEW PER FRAGO 006 TO V CORPS OPLAN COBRA II PRIOR TO BEING HELD LONGER THAN 21 DAYS UNLESS THE DETAINEE HAS APPEARED IN PERSON IN AN IRAQI COURT FOR AN INITIAL APPEARANCE. INVESTIGATING JUDGES VISITING DETENTION FACILITIES MAY LIKEWISE AUTHORIZE CONTINUED CONFINEMENT. DETAINEES SHOULD BE IMMEDIATELY NOTIFIED OF THE DATE OF THEIR RELEASE.

3.B.3.G. (U) NO UNIT IS AUTHORIZED TO RELEASE ANY DETAINEE HELD IN IRAQI POLICE DETENTION CELLS WITHOUT A MAGISTRATE REVIEW AND PRIOR COORDINATION WITH THE OSJA, 800TH MP BDE. IRAQI POLICE ARE AUTHORIZED TO RELEASE DETAINEES IN THEIR EXCLUSIVE CONTROL. UNITS MAY ACCEPT CONTROL OF CRIMINAL DETAINEES FROM IRAQI POLICE FOR TRANSFER TO THE CCF PROVIDED THE UNIT FIRST RECEIVES THE IRAQI INVESTIGATION CASE NUMBER. IF NO INVESTIGATION HAS BEEN INITIATED, THE RECEIVING UNIT WILL COMPLETE A CPA APPREHENSION FORM WITH THE ASSISTANCE OF THE IRAQI POLICE RESPONSIBLE FOR THE DETAINEE.

3.B.4. (U) RELEASE OF SECURITY INTERNEES.

3.B.4.A. (U) INTERNEES HELD FOR THE PURPOSE OF INTELLIGENCE EXPLOITATION MAY ONLY BE RELEASED WITH THE APPROVAL OF THE COMMANDER, 800TH MP BDE, AND THE REVIEWING MILITARY MAGISTRATE (BOARD OF OFFICERS IN ARTICLE 78 APPEAL CASES), EXCEPT IN THE CASE OF DIA BLACK, GRAY, AND WHITE LIST DETAINEES. THE APPROVAL AUTHORITY FOR RELEASE OF ALL DIA BLACK, GRAY, AND WHITE LIST PERSONNEL IS SECDEF. THE STANDARD OF REVIEW FOR A REVIEW UNDER FRAGO 006 TO V CORPS OPLAN COBRA II FOR EVALUATING RELEASE DETERMINATIONS IS WHETHER THERE IS PROBABLE CAUSE TO BELIEVE THAT DETENTION IS NECESSARY FOR IMPERATIVE REASONS OF SECURITY OF COALITION FORCES.

3.B.4.B. (U) THE TRANSFER OF CJTF 143 INTERNEES HELD AS "INTELLIGENCE HOLDS" AT THE CORPS INTELLIGENCE FACILITY (CIF) REQUIRES THE APPROVAL OF THE CJTF 143 SENIOR INTERROGATION OFFICER. TRANSFER OF AN "INTELLIGENCE HOLD" INTERNEE IS NOT THE NORM WITHIN THE INTERROGATION PROCESS AND WILL ONLY BE GRANTED ON A CASE-BY-CASE BASIS.

3.B.5. (U) RELEASE OF PERSONS SUSPECTED OF CRIMES AGAINST COALITION FORCES OR WAR CRIMES.

3.B.5.A. (U) PERSONS SUSPECTED OF CRIMES AGAINST COALITION FORCES OR WAR CRIMES MAY ONLY BE RELEASED WITH THE JOINT APPROVAL AND RECOMMENDATION OF THE CJTF 143 G-2, SERVICING CID FIELD OFFICE, AND MILITARY MAGISTRATE, AND AS AUTHORIZED BY CG, 800TH MP GROUP FOLLOWING SUCH REVIEW AND RECOMMENDATION.

3.B.6. (U) INVESTIGATION AND DEVELOPMENT OF CRIMINAL CASES.

3.B.6.A. (U) AS A RESULT OF INCOMPLETE CASE FILES TO DATE, IRAQI CRIMINAL INVESTIGATORS, PROSECUTORS, AND INVESTIGATING JUDGES WILL BE ALLOWED TO TRAVEL TO LOCAL COALITION DETENTION FACILITIES TO VIEW PHYSICAL EVIDENCE, APPREHENSION FORMS, SWORN STATEMENTS, AND OTHER RECORDS, IF ANY, RELATED TO THE OFFENSE. MILITARY MAGISTRATES SHALL ENSURE DETAINEE RECORDS PROVIDED TO IRAQI OFFICIALS

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DO NOT CONTAIN CLASSIFIED DOCUMENTS, EXHIBITS, EVIDENCE, OR OTHER SENSITIVE INFORMATION IRRELEVANT TO THE CASE.

3.B.6.B. (U) TO THE EXTENT POSSIBLE, THE MILITARY POLICE UNIT RESPONSIBLE FOR A LOCAL DETENTION FACILITY'S OPERATIONS SHOULD MAKE AN MP LIAISON AVAILABLE TO ASSIST THE IRAQI COURT PERSONNEL AND INVESTIGATORS WITH THEIR INVESTIGATION AT THE DETENTION FACILITY. THE LIAISON IDEALLY SHOULD BE AN NCO AND HAVE PRIOR EXPERIENCE IN MPI OR SIMILAR CIVILIAN EXPERIENCE. THE LIAISON SHOULD MAKE PHYSICAL EVIDENCE AVAILABLE FOR VIEWING, RECEIVE REQUESTS FOR SWORN, WRITTEN STATEMENTS (IF NONE PREVIOUSLY MADE AVAILABLE) FROM SOLDIERS IDENTIFIED IN THE APPREHENSION FORM, AND ACCEPT OTHER REASONABLE REQUESTS. IT IS NOT THE LIAISON'S JOB TO CONDUCT THE INVESTIGATION, BUT MERELY TO ASSIST THE IRAQI COURT PERSONNEL AND INVESTIGATORS IN OBTAINING INFORMATION THAT THEY ARE UNABLE TO OBTAIN THROUGH THEIR OWN EFFORTS.

3.B.6.C. (U) UNITS PREVIOUSLY INVOLVED IN THE CAPTURE AND TRANSPORT OF DETAINEES SUSPECTED OF CRIMINAL ACTIVITY WILL COOPERATE WITH REQUESTS TO HAVE SOLDIERS PROVIDE FOLLOW-UP WITH WRITTEN, SWORN STATEMENTS.

3.C. (U) TASKS TO SUBORDINATE UNITS. [CHANGE]

3.C.1. (U) 3ID, 101AA, 4ID, 3ACR, 1AD, 1MEF, 3COSCOM, MDE(SE), OTHER COALITION UNITS, AND ALL SUCCESSOR COMMANDS.

3.C.1.A. (U) THE STANDARDS IN THIS FRAGO ARE MINIMUM STANDARDS. EACH MSC SHOULD IMPLEMENT THIS FRAGO AS NECESSARY BASED UPON THE SITUATION IN EACH AO. ANY ORDER DRAFTED TO IMPLEMENT THIS FRAGO SHOULD BE FORWARDED TO CJTF-4 SJA.

3.C.1.B. (U) IN ADDITION, EACH MSC SHALL BPT STAND UP AND DEPLOY A RAPID RESPONSE TEAM (RRT) IOT GATHER EVIDENCE REGARDING CRIMES COMMITTED AGAINST COALITION FORCES THAT RESULT IN DEATH OR GRIEVOUS BODILY INJURY TO COALITION FORCES.

3.C.1.B.1. (U) THE MSC RRT SHALL RESPOND TO ACTUAL OR SUSPECTED INCIDENTS OF CRIMES COMMITTED AGAINST COALITION FORCES THAT RESULT IN DEATH OR GRIEVOUS BODILY INJURY TO COALITION FORCES. THE RRT WILL PRESERVE EVIDENCE, TAKE STATEMENTS FROM WITNESSES AND DETAINEES IN ACCORDANCE WITH GUIDANCE IN THIS AND PREVIOUS FRAGOS, AND ENSURE EVIDENCE IS PRESERVED FOR LATER ADJUDICATION OF THESE CASES. THE RRT WILL TASK ORGANIZE ACCORDING TO METT-TC, AND WILL NORMALLY INCLUDE THE FOLLOWING DISCIPLINES: SJA, PAO, PMO, AND CID.

3.C.1.B.2. (U) BPT SUPPORT THE DIVISION RRT TEAM DURING DIRECTED RESPONSE TO INCIDENT.

3.C.1.B.3. (U) BPT PROVIDE SECURITY TO BOTH THE INCIDENT LOCATION AND THE RRT ELEMENT FOR DURATION OF ASSESSMENT.

3.C.1.B.4. (U) BPT TO PROVIDE INTERPRETER.

3.C.1.B.5. (U) BPT PROVIDE GROUND TRANSPORTATION TO INCIDENT LOCATION.

3.C.1.B.6. (U) BPT TO TAKE ALL REASONABLE ACTION TO PROTECT/PRESERVE THE SCENE OF THE INCIDENT AND GATHERED EVIDENCE.

3.C.1.B.7. (U) EACH RRT SHALL BPT TO DEPLOY ISO DIVISION TASKING ON A ONE-HOUR NOTICE AND BPT SUSTAIN OPERATIONS FOR A MINIMUM 48 HOURS.

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3.C.1.B.8. (U) ENSURE PROPER COORDINATION WITH CID. CID IS THE PRIMARY AGENCY RESPONSIBLE FOR INVESTIGATION OF WAR CRIMES, AND CRIMES AGAINST COALITION FORCES, AND OTHER MATTERS. EVIDENCE COLLECTION, INTERVIEWS, AND SITE INSPECTIONS WILL BE CONDUCTED IN CONSULTATION WITH COMMANDER, 3D MP GROUP (CID).

3.C.1.C. (U) ENSURE ALL UNITS ARE MADE AWARE OF THE REQUIREMENTS IN THIS AND PREVIOUS FRAGOS CONCERNING THE APPREHENSION AND TRANSPORT OF CRIMINAL DETAINEES.

3.C.1.D. (U) CONDUCT UNIT LEVEL TRAINING ON DA FORM 4137 AND DA FORM 2823. TRAINING SHOULD INCLUDE VIGNETTES AND A PRACTICAL EXERCISE ON PREPARING A DETAILED STATEMENT.

3.C.1.E. (U) CONDUCT UNIT LEVEL TRAINING ON THE SOLDIER'S CODE OF CONDUCT AND ITS STRICT ENFORCEMENT. TRAINING SHOULD INCLUDE: PROPER TREATMENT OF THOSE APPREHENDED FOR SUSPECTED CRIMINAL ACTIVITY IN ACCORDANCE WITH INTERNATIONAL HUMANITARIAN LAW; PROPER PROCEDURE FOR SEIZING, INVENTORING AND SAFEGUARDING THE PERSONAL PROPERTY OF A DETAINEE.

3.C.1.F. (U) FORWARD REQUIRED FORMS TO UNITS THAT DO NOT HAVE EASY ACCESS TO AUTOMATION.

3.C.2. (U) **800TH MP BDE**

3.C.2.A. (U) FORWARD REQUIREMENTS OF THIS FRAGO TO ALL DETENTION FACILITIES UNDER ITS COMMAND AND CONTROL.

3.C.2.B. (U) CONDUCT UNIT TRAINING ON GRADUATED FORCE AND STANDARDS OF CONDUCT OF MILITARY POLICE.

3.C.2.C. (U) ENSURE EVIDENCE/PROPERTY ROOMS ARE SET UP AND ORGANIZED AT EACH DETENTION FACILITY AND THAT ADDITIONAL ROOMS ARE PROVIDED FOR IRAQI JUDGES AND INVESTIGATORS WHEN WORKING AT THE DETENTION FACILITY.

3.C.2.D. (U) IF NOT PREVIOUSLY ESTABLISHED, CREATE FIELDS IN CRIMINAL DATABASE THAT SHOWS OTHER HOLDS ON DETAINEE.

3.C.2.E. (U) REVIEW DETENTION FACILITY PROCEDURES TO ENSURE DETAINEES ARE PROPERLY SEGREGATED BASED UPON THE CRITERIA IN PARAGRAPH 3.B.2.H.

3.C.2.F. (U) DETAINEE DATABASE SHALL CONTAIN COALITION DETAINEE IDENTIFICATION NUMBERS THAT CAN BE CROSS-REFERENCED TO U.S. DETAINEE ID NUMBERS IN COALITION APPREHENSION AND TRANSFER SITUATIONS.

3.C.2.G. (U) PROVIDE FAMILY AND ATTORNEY VISITATION FACILITIES FOR CRIMINAL DETAINEES AND AFFORD REASONABLE VISITATION OPPORTUNITIES.

3.C.3. (U) **205TH MI BDE/CIF**

3.C.3.1. (~~S//REL TO USA and MCFI~~) COORDINATE WITH 800TH MP BRIGADE AND C2X AS REQUIRED TO TRANSFER DETAINEES IAW ESTABLISHED SOPS.

3.D. (U) COORDINATING INSTRUCTIONS **[CHANGE]**

3.D.1. (~~S//REL TO USA and MCFI~~) POC FOR DETAINEE TRANSFER IS CJTF-4a C2X, (b)(3)(b)(6)

(b)(3)(b)(6)

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~~SECRET//REL TO USA and MCFI//X4~~

3.D.2. (~~S//REL TO USA and MCFI~~) POC FOR 800TH MO IS CJTF-14b PMO DSI

4. (U) SERVICE SUPPORT. [NO CHANGE]

5. (U) COMMAND AND SIGNAL. [NO CHANGE]

ACKNOWLEDGE

SANCHEZ
LTG

OFFICIAL:

(b)(3) (b)(6)

ATTACHMENT A:
CPA APPREHENSION FORM



"ATTACHMENT A -
CPA APPREHENSION

ATTACHMENT B:
DA FORM 2823



ATTACHMENT B - DA FORM 2823.pdf

ATTACHMENT C:
DA FORM 4137



ATTACHMENT C - DA FORM 4137.pdf

ATTACHMENT D:
REVIEW BOARD WORKSHEET



"ATTACHMENT D -
RELEASE BOARD PROC

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CL
CAM

(U) FRAGO 497 (MODIFICATIONS TO DETAINEE REVIEW AND APPEAL BOARD AND TO DETAINEE RELEASE PROCEDURES) TO CJTF4b OPORD 04-01

(U) THIS FRAGO HAS BEEN REVIEWED AND APPROVED FOR RELEASE BY COL F. DEPUTY C-3

(U) SUBJECT: MODIFICATIONS TO DETAINEE REVIEW AND APPEAL BOARD PRO DETAINEE TO RELEASE PROCEDURES.

(U) REFERENCES:

A. ~~(S//REL USA and MCFI)~~ FRAGO 749, (INTELLIGENCE AND EVIDENCE-LE OPERATIONS RELATING TO DETAINEES) TO CJTF4b OPORD 03-036, DATED 24

(U) NO CHANGE

(U) TIME ZONE USED THROUGHOUT THIS ORDER: CHARLIE

(U) TASK ORGANIZATION: NO CHANGE

1. ~~(S//REL USA and MCFI)~~ SITUATION. CJTF4b HAS ESTABLISHED A STAFF AND APPEAL BOARD FOR DETAINEE RELEASE. IT IS ANTICIPATED THAT DETAINEES WILL BE RELEASED IN LARGER NUMBERS AND WITH GREATER FREQUENCY AS THE BOARD MODIFICATIONS TO EXISTING BOARD PROCEDURES AND TO THE DETAINEE REVIEW ARE REQUIRED TO SUPPORT THE RELEASES AND ENSURE A SMOOTH RETURN TO OF THEIR PLACE OF CAPTURE.

2. (U) MISSION. (NO CHANGE)

3. (U) EXECUTION. (CHANGE)

3.A. (U) COMMANDERS INTENT. (NO CHANGE)

3.B. (U) CONCEPT OF THE OPERATION. (CHANGE)

3.B.1. ~~(S//REL USA and MCFI)~~. THE CJTF4b DETAINEE REVIEW AND APPEAL BOARD CONSISTS OF THREE FIELD GRADE MEMBERS WITH ONE REPRESENTATIVE FROM POLICE, SJA, AND MILITARY INTELLIGENCE. THE BOARD IS CURRENTLY REVIEWING DETAINEE CASES SIX DAYS PER WEEK, WITH ABOUT 100 FILES BEING CONSIDERED EACH DAY. THESE CASES ARE NOT ON MILITARY INTELLIGENCE OR CID HOLD.

3.B.2. ~~(S//REL USA and MCFI)~~. THE CHIEF OF DETENTION OPERATIONS FOR OSJA, WILL SEND OUT THE DOCKET TO EACH MSC POC. IT WILL ALSO BE PROVIDED TO EACH MSC CHIEF OF STAFF TO ENSURE THEY PROVIDE SENIOR LEADER OVERSIGHT. THE DOCKET WILL CONTAIN THE FIRST THREE NAMES, INDIVIDUAL SEQUENCE NUMBER (ISN), NATIONAL DETAINEE REPORTING SYSTEM (NDRS), CAPTURE TAG, CAPTURING UNIT, AND THE BOARD DATE FOR THAT DOCKET. THE POC WILL PROVIDE INFORMATION AT LEAST SEVEN DAYS BEFORE THE BOARD ACTUALLY MEETS TO REVIEW THE CASE. DURING THIS SEVEN-DAY PERIOD, MSC MUST PROVIDE ANY FURTHER EVIDENCE THAT THE BOARD SHOULD CONSIDER WHEN IT REVIEWS THE FILE.

SESSION THE BOARD ADJOURNS, THE MSC WILL RECEIVE A COPY OF THE BOARD'S DECISION. IF THE MSC OBJECTS TO A DETAINEE'S RELEASE, THE MSC MUST PROVIDE THE SPECIFIC BASIS FOR THE OBJECTION. THIS MUST BE COMPLETED WITHIN 7 DAYS OF THE BOARD'S REVIEW BOARD'S RELEASE LIST.

3.B.3. ~~(S//REL USA and MCFI)~~. THE BOARD'S DECISION FOR EACH DETAINEE IS ONE OF FOUR RECOMMENDED OPTIONS: 1) RELEASE, 2) CONTINUED INTERNMENT, 3) PRESUMPTIONS, AND 4) REFERRAL TO THE IRAQI COURT SYSTEM. EACH MSC MUST STATE TO RELEASE AND REBUTTABLE PRESUMPTION RECOMMENDATIONS. IN A REBUTTABLE PRESUMPTION, THE BOARD REQUIRES MORE INFORMATION BECAUSE THE DECISION TO HOLD OR HOLD IS NOT CLEAR, AND THE ADDITIONAL INFORMATION COULD INFLUENCE THE BOARD'S DECISION IN EITHER DIRECTION.

3.B.4. ~~(S//REL USA and MCFI)~~. BY DTU, YOU WILL RECEIVE AN ATTACHED LIST OF DETAINEES THAT WERE REVIEWED BY THE REVIEW AND APPEAL BOARD, EACH MSC MUST STATE CONCUR OR NON-CONCUR WITH EACH DETAINEE ON THE LIST NLT SEVEN (7) DAYS OF DTU.

3.B.4. ~~(S//REL USA and MCFI)~~. ATTACHED WITH THIS PRAGO IS THE LIST OF DETAINEES THAT WERE REVIEWED BY THE REVIEW AND APPEAL BOARD BETWEEN 27 FEB 04 AND 16 MAR 04. EACH MSC MUST STATE CONCUR OR NON CONCUR WITH EACH DETAINEE ON THE LIST NLT 16 MAR 04. SHORT SUSPENSE IS SUPPORTED IN THAT MOST UNITS HAVE ALREADY PROVIDED INPUT WITHIN THE SEVEN DAYS FROM WHEN THESE LISTS WERE ORIGINALLY PUBLISHED.

3.B.5. ~~(S//REL USA and MCFI)~~. ONCE THE DCG APPROVES THE DETAINEES TO BE RELEASED, THEY WILL BE RELEASED AT PREDESIGNATED RELEASE POINTS PROVIDED BY THE DCG. YOU WILL BE NOTIFIED THROUGH THEIR CJTF-44 LIAISON OFFICERS BY THE 16TH MAR 04, 24 HOURS PRIOR TO THE RELEASE, WITH THE APPROXIMATE TIME OF DROP FOR EACH DETAINEE TO BE RELEASED, AND THE GRID COORDINATE FOR THE RELEASE POINT. EACH MSC WILL PROVIDE GRID POINTS TO THE CJTF-44 PMO NLT 16 MAR 04. RELEASE POINTS SHOULD BE SELECTED BASED ON RELATIVE SECURITY OF LOCATION, EASE OF EGRESS FROM MSRs, AND PROXIMITY TO MASS TRANSIT FOR FOLLOW-ON TRANSPORT. EACH MSC MUST PROVIDE A MINIMUM OF 3 RELEASE GRID LOCATIONS.

3.C. (U) TASKS TO SUBORDINATE UNITS. IAD, 4ID/1ID, 82ND/MEF, MNB-M, AND SE

3.C.1. ~~(S//REL USA and MCFI)~~. UPON RECEIPT OF A DOCKET, PROVIDE ANY INFORMATION THAT THE BOARD SHOULD CONSIDER ON EACH DETAINEE WITHIN 7 DAYS OF RECEIPT. PROVIDE THE SPECIFIC BASIS FOR OBJECTIONS TO ANY DETAINEE WHO DOES NOT WANT CONSIDERED BY THE BOARD FOR RELEASE.

3.C.2. ~~(S//REL USA and MCFI)~~. RESPOND AFFIRMATIVELY WITH A CONCURRENT OR NONCONCURRENCE TO THE RELEASE BOARD'S DECISION WITHIN SEVEN DAYS OF RECEIPT. PROVIDE THE SPECIFIC BASIS FOR ANY NONCONCURRENCE. PROVIDE ANY ADDITIONAL INFORMATION AVAILABLE FOR REBUTTABLE PRESUMPTIONS.

3.C.3. ~~(S//REL USA and MCFI)~~. RESPOND TO THE ATTACHED LIST OF DETAINEES REVIEWED BY THE BOARD WITHIN SEVEN (7) DAYS OF PUBLICATION OF THE DTU.

3.C.4. ~~(S//REL USA and MCFI)~~. PROVIDE THE GRID COORDINATES AND LOCATION DESCRIPTION FOR AT LEAST THREE DETAINEE RELEASE LOCATION(S) IN YOUR REPORT. PMO POC NLT 16 MAR 04.

4. (U) SERVICE SUPPORT. (NO CHANGE)

5. (U) COMMAND AND SIGNAL. (CHANGE)

5.A.1. (U) POC FOR CJTF-14 OSJA IS [b 3 b 6] CHIEF DETENTION
OPERATIONS, [(b)(3) (b)(6)]

5.A.2. (U) POC FOR CJTF-14 APMO IS [b 3 b 6] EMAIL
[(b)(3) (b)(6)]

ACKNOWLEDGE

SANCHEZ
LTG

OFFICIAL:

[(b)(3) (b)(6)]

ATTACHMENTS:

Approved for Release

~~SECRET//REL TO USA and MCFI//X4~~

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HQ, CJTF-14
CAMP VICTORY, IRAQ
180937DAUG03

(U) FRAGO 710 (CJTF-14 DETENTION SUMMIT) TO CJTF-14 OPORD 03-036

(U) THIS FRAGO HAS BEEN REVIEWED AND APPROVED FOR RELEASE BY [b 6]
[b 3 b(6)] CJTF-14 CHOPS

(U) SUBJECT: CJTF-14 DETENTION SUMMIT ON 190800DAUG03

(U) REFERENCES:

- A. (U) CJTF-14 OPORD 03-036 TRANSFER OF AUTHORITY OF CJTF-14 MISSION TO V CORPS DTD: 281330Z MAY 03.
- B. (U) CJTF-14 WARNO 01: 162315DAUG03

(U) MAPS: [NO CHANGE]

(U) TIME ZONE USED THROUGHOUT THIS ORDER: DELTA

(U) TASK ORGANISATION: [NO CHANGE]

1. ~~(S//REL TO USA and MCFI)~~ SITUATION. THE DETENTION OF CIVILIANS ARE SUSPECTED OF HAVING COMMITTED OFFENCES AND/OR ARE A SECURITY THREAT TO COALITION FORCES IS CURRENTLY A NECESSARY PART OF THE OPERATIONS TO CREATE A SAFE AND SECURE ENVIRONMENT IN IRAQ. MUST MEET INTERNATIONALLY ACCEPTED STANDARDS FOR DETENTION FACILITIES, PROCEDURES AND THE TREATMENT OF DETAINEES WITHOUT PREJUDICING MISSION ACCOMPLISHMENT. AT 190800DAUG03 DCG CJTF-14 WILL HOLD A "DETENTION SUMMIT" TO IDENTIFY CRITICAL REQUIREMENTS AND RECOMMENDATIONS FOR IMPROVEMENT. SEE ATTACHED AGENDA. THE DAY WILL END WITH A BRIEFING TO DCG. AT 211000DAUG03 CG CJTF-14 WILL BE AT A BRIEFING BY WORKING GROUP LEADERS AT CPA DETAILING KEY ISSUES AND RECOMMENDATIONS.
2. ~~(S//REL TO USA and MCFI)~~ MISSION. CJTF-14 C2, C7, PMO, CID, SURGEON, MSCS, 800TH MP BOE, ISG AND CPA WILL MEET IN ORDER TO CONSIDER CJTF-14 DETENTION FACILITIES, PROCEDURES AND THE TREATMENT OF DETAINEES IN ORDER TO MAKE RECOMMENDATIONS FOR IMPROVEMENT WHICH ARE IN ACCORDANCE WITH INTERNATIONAL LAW AND WHICH SET THE CONDITIONS FOR SUCCESSFUL INTERROGATION AND INTELLIGENCE EXPLOITATION AND CONTRIBUTE TO THE CREATION OF A SAFE AND SECURE ENVIRONMENT IN IRAQ.
3. (U) EXECUTION.
 - 3.A. ~~(S//REL TO USA and MCFI)~~ COMMANDER'S INTENT. THE CG'S INTENT IS TO EVALUATE, IDENTIFY AND IMPLEMENT IMPROVEMENTS IN DETENTION AND INTERROGATION OPERATIONS.
 - 3.B. ~~(S//REL TO USA and MCFI)~~ CONCEPT OF OPERATION. ON 190800DAUG03 THOSE INVOLVED IN THE USE AND ADMINISTRATION OF CJTF-14 FACILITIES WILL MEET AT HQ CJTF-14 JVB, CAMP VICTORY. RECEIVING GUIDANCE FROM DCG ATTENDEES WILL LISTEN TO PRESENTATIONS WHICH WILL LAY THE FOUNDATION FOR SUBSEQUENT DISCUSSION REGARDING

~~SECRET//REL TO USA and MCFI//X4~~

~~SECRET//REL TO USA and MCFI//X4~~

AND CJTF-4a DETENTION OPERATIONS AND FACILITIES. THEREAFTER, ATTENDEES WILL PARTICIPATE IN A NUMBER OF WORKING GROUPS WHICH WILL DISCUSS PARTICULAR SUBJECT AREAS. THE FINAL STAGE OF THE WORKING DAY WILL BE AT 191630DAUG03 WHEN EACH WORKING GROUP LEADER WILL GIVE A 10-MINUTE BRIEFING TO THE DCG DESCRIBING THE WORKING GROUPS' FINDINGS AND RECOMMENDATIONS USING THE "ISSUE, DISCUSSION, RECOMMENDATION" FORMAT. ON 211000DAUG03 SELECTED PERSONNEL WILL ATTEND A BRIEFING TO THE DCG, CPA, AT WHICH WORKING GROUP LEADERS WILL BRIEF ON ISSUES AND RECOMMENDATIONS FOR IMPROVEMENT.

3.B.1. ~~(S//REL TO USA and MCFI)~~ MSC'S ATTEND DETENTION SUMMIT ON 190800DAUG03. WHO FROM THE MSC'S ARE REQUIRED TO ATTEND? SHORTLY AFTER 1900. IF YOU WANT PEOPLE FROM DIV TO SHOW UP.

3.C. (U) TASKS TO SUBORDINATE UNITS. [CHANGE]

3.C.1. ~~(S//REL TO USA and MCFI)~~ 800TH MP BDE IS TO PROVIDE A GROUP LEADER TO LEAD A DISCUSSION, AND TO GIVE A 20-MINUTE PRESENTATION, ON THE NUMBER AND QUALITY OF DETENTION FACILITIES (CJTF-4a AND CPA), THE NUMBER OF SECURITY AND CIVILIAN DETAINEES AND PRISONERS (BOTH THOSE CONVICTED AND THOSE AWAITING TRIAL) HELD CURRENTLY HELD IN THE SAME AND ANTICIPATED NUMBERS IN MAY04. IN THE BRIEFING TO THE CG, THE GROUP LEADER WILL ADDRESS THE STATE OF THE FACILITIES AND IDENTIFY SPECIFIC RESOURCES REQUIRED TO BRING THE FACILITIES TO APPROPRIATE STANDARDS.

3.C.2. ~~(S//REL TO USA and MCFI)~~ 800TH MP BDE IS TO PROVIDE A GROUP LEADER TO LEAD A DISCUSSION, AND TO GIVE A 20-MINUTE PRESENTATION ON THE HEALTH, HYGIENE FOOD SERVICE AND MEDICAL CONDITIONS IN EACH OF THE DETENTION FACILITIES OPERATED BY CJTF-4a AND CPA AND THE CONDITIONS ANTICIPATED IN MAY04. IN THE BRIEFING TO THE CG, THE GROUP LEADER WILL ADDRESS THE STATE OF HEALTH, HYGIENE, FOOD SERVICE, AND MEDICAL CONDITIONS IN EACH OF THE DETENTION FACILITIES AND IDENTIFY THE SPECIFIC RESOURCES REQUIRED TO BRING THE FACILITIES TO APPROPRIATE STANDARDS.

3.C.3. ~~(S//REL TO USA and MCFI)~~ 800TH MP BDE IS TO PROVIDE A GROUP LEADER TO LEAD A DISCUSSION, AND TO GIVE A 20-MINUTE PRESENTATION ON DETAINEE DATABASES AND RECORDS INCLUDING INTEGRATION WITH LAW ENFORCEMENT AND COURT DATABASES, PROCEDURES FOR PUBLIC NOTIFICATION OF THE CIVILIANS DETAINED BY CJTF-4a AND RELEASE AND REINTEGRATION PROCEDURES. IN THE BRIEFING TO THE CG, THIS GROUP WILL ADDRESS THE CURRENT STATE OF THE DATABASES AND IDENTIFY THE SPECIFIC RESOURCES NECESSARY TO ACHIEVE THE CREATION, INTEGRATION AND MAINTENANCE OF DESIRED DATABASES.

3.C.4. ~~(S//REL TO USA and MCFI)~~ C2 IS TO PROVIDE A WORKING GROUP LEADER TO LEAD A DISCUSSION, AND (WITH INPUT FROM ISG) TO GIVE A 20-MINUTE PRESENTATION ON SPECIFIC SUPPORT AND INFRASTRUCTURE NEEDS TO PERFORM AN EFFECTIVE AND EFFICIENT INTERROGATION MISSION. IN THE BRIEFING TO THE CG, THIS GROUP WILL ADDRESS THE STATE OF EXPLOITATION AND INTERROGATION EFFORTS RELATIVE TO THE DETENTION FACILITIES PROCESSES, AND IDENTIFY SPECIFIC REQUIREMENTS AND IMPROVEMENTS NECESSARY TO HAVE A MORE EFFECTIVE AND EFFICIENT INTELLIGENCE

3.C.5. ~~(S//REL TO USA and MCFI)~~ SJA TO PROVIDE A WORKING GROUP LEADER TO LEAD A DISCUSSION, AND TO GIVE THREE 15-MINUTE PRESENTATIONS

~~SECRET//REL TO USA and MCFI//X4~~

~~SECRET//REL TO USA and MCFI//X4~~

PROPOSALS FOR STREAMLINING DETENTION REVIEW AND RELEASE PROCEDURES. THE BRIEFING TO THE CG, THIS GROUP LEADER WILL ADDRESS THE LEGAL PROCESS OF DETAINEES AND IDENTIFY SPECIFIC IMPROVEMENTS NECESSARY TO MAKE THE PROCESS MORE EFFICIENT AND IN FULL COMPLIANCE WITH INTERNATIONAL LAW.

3.C.5. ~~(S//REL TO USA and MCFI)~~ SJA TO INVITE ATTENDANCE OF CPA AND TO REQUEST MOJ CORRECTIONS DEPARTMENT TO MAKE A CONTRIBUTION TO 800TH MP BDE PRESENTATION ON DETENTION FACILITIES.

3.C.6. ~~(S//REL TO USA and MCFI)~~ SJA TO CONTRIBUTE TO 800TH MP BDE PRESENTATION ON DETAINEE DATABASES AND RECORDS.

3.C.7. ~~(S//REL TO USA and MCFI)~~ C7 TO CONTRIBUTE TO 800TH MP BDE PRESENTATION ON DETENTION FACILITIES.

3.C.8. ~~(S//REL TO USA and MCFI)~~ ISG TO CONTRIBUTE TO C2 PRESENTATION ON INTERROGATION MISSION.

3.C.9. ~~(S//REL TO USA and MCFI)~~ CID TO CONTRIBUTE TO C2 PRESENTATION ON INTERROGATION MISSION.

3.C.10. ~~(S//REL TO USA and MCFI)~~ SURGEON TO CONTRIBUTE TO 800TH MP BDE PRESENTATION ON THE STATE OF HEALTH, HYGIENE, FOOD SERVICE, AND CONDITIONS.

3.C.11. ~~(S//REL TO USA and MCFI)~~ PMO TO CONTRIBUTE TO 800TH MP BDE PRESENTATION ON DETAINEE DATABASES AND RECORDS.

3.D. (U) COORDINATING INSTRUCTIONS.

3.D.1. ~~(S//REL TO USA and MCFI)~~ C2, C7, 800TH MP BDE, PMO, CID, SJA, MSCS, AND ISG, TO COORDINATE WITH CPA/MOJ AS REQUIRED.

3.D.2. (U) DIRLAUTH ALCON.

4. (U) SERVICE SUPPORT. [NO CHANGE]

5. (U) COMMAND AND SIGNAL [NO CHANGE]

5A. (U) SJA POC IS (b)(3) (b)(6) DNV: b 6

ACKNOWLEDGE

SANCHEZ
LTG

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(b)(3) (b)(6)

ANNEX AGENDA

~~SECRET//REL TO USA and MCFI//X4~~

~~SECRET//REL TO MCFI//X4~~

COPY OF COPIES
HQ, CJTF-14b
CAMP VICTORY, IRAQ
051553DMAY04
ROUTINE ()

(U) FRAGO 741 [RULES FOR THE USE OF FORCE (RUF) FOR DETENTION FACILITIES] TO
CJTF-14b OPORD 04-01

(U) THIS FRAGO HAS BEEN REVIEWED AND APPROVED FOR RELEASE BY (b)(3), (b)(6) CJTF-14b
CHOPS.

(U) SUBJECT: RULES FOR THE USE OF FORCE (RUF) CLARIFICATION FOR DETENTION
FACILITIES

(U) REFERENCES:

- A. EXECUTIVE ORDER 11850.
- B. CJCSI 3121.01A 15 JAN 00 STANDING RULES OF ENGAGEMENT (SROE).
- C. ANNEX E (ROE) TO V (US) CORPS 1003V (V CORPS ROE).
- D. FRAGO 400M [RESTORATION OF ORDER AND AREAS UNDER EFFECTIVE CONTROL OF
COALITION FORCES] TO OPORD 0303-343 DTG 151000ZAPR03.
- E. FRAGO 198M [MAINTENANCE OF LAW AND ORDER IN AREAS UNDER EFFECTIVE
CONTROL OF COALITION FORCES] TO OPORD FINAL VICTORY DTG 150200LMAY03.
- F. FRAGO 749 [INTELLIGENCE AND EVIDENCE-LED DETENTION OPERATIONS RELATING
TO DETAINEES] TO CJTF-14b OPORD 03-036.
- G. FRAGO 865 [ROE CLARIFICATION] TO CJTF-14b OPORD 03-036 DTG 210010CSEP03.
- H. FRAGO 929 [ROE ON USE OF RCA] TO CJTF-14b OPORD 03-036 DTG 32250COCT03.
- I. FRAGO 1150 [USE OF LETHAL AND NON-LETHAL FORCE IN COALITION DETENTION
FACILITIES] TO CJTF-14b OPORD 03-036 DTG 282245CNOV03.
- J. FRAGO 395 [RULES FOR THE USE OF FORCE AGAINST MEK PERSONNEL] TO CJTF-14b
OPORD 04-01.
- K. 26 MARCH 2003, OTJAG MEMORANDUM FOR HEADQUARTERS, 75TH RANGER REGIMENT,
ADVANCED TASER M26; LEGAL REVIEW.

1. (U) SITUATION. [CHANGE]

1.A. ~~(S//REL TO MFCI)~~ COALITION FORCES OPERATE SEVERAL DETENTION FACILITIES IN
IRAQ WITHOUT A THEATER WIDE, STANDARD RULES FOR THE USE OF FORCE (RUF). THIS
ORDER PROVIDES A SINGLE UNIFORM RUF FOR ALL COALITION DETENTION FACILITIES IN
IRAQ. THE ENCLOSED RUF INCORPORATES PREVIOUSLY ISSUED GUIDANCE ON RUF FOR
DETAINEES CONTAINED IN REFERENCES A-G.

2. (U) MISSION. [NO CHANGE]

~~SECRET//REL TO MCFI//X4~~

~~SECRET//REL TO USA and MCFI//X4~~

ENSURE THAT ALL PERSONNEL UNDER THEIR COMMANDS UNDERSTAND THAT DETAINEES/INTERNEES ARE NOT EPWS AND THAT THEY WILL BE PROCESSED AND ACCOMMODATED SEPARATELY AND NOT BE CO-MINGLED.

3.D.9. ~~(S//REL TO USA and MCFI)~~ DETAINEE PROCESSING: COALITION UNITS ARE TO CONDUCT TRAINING FOR ALL LEADERS DOWN TO AND INCLUDING PLATOON LEADER/SENIOR NON-COMMISSIONED OFFICER (NCO) ON EVIDENCE PRESERVATION AND THE PROPER COMPLETION OF THE COALITION PROVISIONAL AUTHORITY (CPA) FORCES APPREHENSION FORM AT ATTACHMENT E AND COMPLETION OF THE SWORN STATEMENT FORM (DA 2823) AT ATTACHMENT F.

3.D.10. ~~(S//REL TO USA and MCFI)~~ CAPTURING UNITS ARE TO BE PREPARED TO PROVIDE ADDITIONAL INFORMATION CONCERNING THE CIRCUMSTANCES UNDER WHICH A DETAINEE MAY HAVE BEEN DETAINED, WHICH MAY INCLUDE IDENTIFYING WITNESSES TO THE ALLEGED MISCONDUCT. FAILURE TO IDENTIFY WITNESSES MAY RESULT IN THE RELEASE OF THE DETAINEE.

3.D.11. ~~(S//REL TO USA and MCFI)~~ SERVICING JUDGE ADVOCATES OR SUPPORTING LEGAL OFFICERS OF COALITION UNITS ARE DIRECTED TO ASSIST COALITION MILITARY POLICE IN PROVIDING TRAINING, IF REQUIRED, TO CAPTURING UNITS ON DETENTION CRITERIA, PRESERVATION OF EVIDENCE AND BASIC REPORTING IN ACCORDANCE WITH THIS FRAGO.

3.D.12. ~~(S//REL TO USA and MCFI)~~ COALITION CAPTURING UNITS MUST COMPLETE AS FULLY AS POSSIBLE, COALITION PROVISIONAL AUTHORITY (CPA) FORCES APPREHENSION FORMS (ATTACHMENT E) AND TWO SWORN STATEMENTS USING DA FORM 2823 (ATTACHMENT F) OR THE COALITION EQUIVALENT, FROM COALITION SOLDIERS/OFFICERS OR IRAQI NATIONALS THAT WITNESSED THE CRIME/INCIDENT AND APPREHENSION. THIS SHOULD BE COMPLETED BEFORE TRANSFERRING CUSTODY OF A DETAINEE/INTERNEE TO ANY OTHER UNIT OR A DETENTION OR INTERNMENT FACILITY. ALL PHYSICAL EVIDENCE (INCLUDING WEAPONS) IS ALSO TO BE TAGGED AND TRANSFERRED WITH THE DETAINEE TO THE DETENTION FACILITY. PHYSICAL EVIDENCE THAT REQUIRES SPECIALIST INTELLIGENCE EXAMINATION IS TO BE TRACKED BY C2 WITH THE LOCATION OF THE EVIDENCE NOTED ON THE DETAINEE/INTERNEE FILE.

3.D.12.A. ~~(S//REL TO USA and MCFI)~~ PERSONS (EXCEPT HVDS AND PERSONS SUSPECTED OF COMMITTING SERIOUS CRIMES) WITHOUT A COMPLETED CPA FORCES APPREHENSION FORM AND SWORN STATEMENTS WILL NOT BE PROCESSED INTO THE DETENTION OR INTERNMENT FACILITY WITHOUT THE PERMISSION OF THE FACILITY COMMANDER. IN THOSE CASES IN WHICH THE DETENTION OR INTERNMENT FACILITY ACCEPTS A DETAINEE/INTERNEE WITHOUT A COMPLETED CPA FORCES APPREHENSION FORM/STATEMENT(S), THE CAPTURING UNIT MUST SUBMIT A COMPLETED CPA FORCES APPREHENSION FORM AND STATEMENT(S) ON THE DETAINEE/INTERNEE TO THE FACILITY WITHIN 24 HOURS AFTER ACCEPTANCE. FAILURE TO SUPPLY THE APPREHENSION FORM/STATEMENT(S) IS LIKELY TO RESULT IN THE RELEASE OF THE DETAINED INDIVIDUAL. UNITS ARE TO DISTRIBUTE BLANK CPA FORCES APPREHENSION FORMS TO ALL PATROLLING SUB-UNITS.

3.D.12.B. ~~(S//REL TO USA and MCFI)~~ THE WRITTEN STATEMENTS ARE TO DETAIL ALL RELEVANT FACTS THAT SUPPORT THE CAPTURING UNITS' BELIEF THAT THE PERSON ARRESTED WAS ENGAGED IN CRIMINAL ACTIVITY, OR OTHER FACTS SUPPORTING SECURITY INTERNEE STATUS. THE STATEMENTS SHOULD BE UNBIASED, LEGIBLE, LOGICAL, COMPLETE AND TIMELY AND SHOULD ADDRESS: WHO, WHAT, WHERE, WHEN, HOW, WHY AND NAMES/CONTACT INFORMATION FOR ALL WITNESSES. THE UNIT OIC SHOULD ENSURE THAT EACH SOLDIER HAS SUFFICIENT TIME TO COMPLETE THE STATEMENT AND THAT SWORN STATEMENTS AND

~~SECRET//REL TO USA and MCFI//X4~~

~~SECRET//REL TO USA and MCFI//X4~~

APPREHENSION FORMS ARE COMPLETED WITHIN 24 HOURS OF APPREHENSION, UNLESS SECURITY CONCERNS DICTATE OTHERWISE.

3.D.12.C. (~~S//REL TO USA and MCFI~~) THE OFFICER IN CHARGE (OIC) OR THE NON COMMISSIONED OFFICER IN CHARGE (NCOIC) OF THE CAPTURING UNIT SHOULD, AS SECURITY PERMITS, COLLECT AS MUCH INFORMATION AS POSSIBLE WHILE AT THE SCENE OF THE CRIME OR APPREHENSION. VITAL INFORMATION INCLUDES COMPLETE NAMES AND ADDRESSES OF ALL WITNESSES AND VICTIMS. IN THE CASE OF CRIMINAL DETAINEES, COOPERATIVE WITNESSES AND VICTIMS SHOULD BE ESCORTED TO THE NEAREST IRAQI POLICE STATION TO PROVIDE STATEMENTS TO IRAQI INVESTIGATORS. IF TRANSPORT IS NOT SAFE OR FEASIBLE, WITNESSES FOR BOTH CRIMINAL DETAINEES AND SECURITY INTERNEES SHOULD BE INTERVIEWED AT THE SCENE BY THE OIC OR NCOIC TO ANSWER: WHO, WHAT, WHERE, WHEN, WHY AND HOW. A SEPARATE REPORT THAT SUMMARIZES THE WITNESS INTERVIEW FOR EACH WITNESS SHOULD BE COMPLETED BY THE OIC OR NCOIC.

3.D.12.D. (U) ALL COALITION OFFICERS ARE HEREBY AUTHORIZED TO TAKE SWORN STATEMENTS UNDER THE UNIFORM CODE OF MILITARY JUSTICE ART. 136 FOR THESE PURPOSES. PRIOR TO CONDUCTING THE OATH TO THE WITNESS, THE OIC SHOULD CLOSELY REVIEW THE WRITTEN STATEMENT. THE OIC SHOULD ASK APPROPRIATE FOLLOW UP QUESTIONS IN WRITING ON THE FORM IF THE INFORMATION PROVIDED BY THE WITNESS IS INCOMPLETE, CONFUSING, OR CONTRADICTORY. COMMISSIONED OFFICERS WHO ARE IN THE CHAIN OF COMMAND OF THE CAPTURING UNIT MAY ADMINISTER OATHS FOR WITNESS STATEMENTS (DA FORM 2823).

3.D.12.E. (U) THE OIC OF THE CAPTURING UNIT MAY ALSO PROVIDE A WRITTEN, SWORN STATEMENT IF THE OIC IS A WITNESS TO THE EVENTS. THE OIC CAN HAVE ANY OTHER OFFICER ADMINISTER THE OATH ON DA FORM 2823 (ATTACHMENT F).

3.D.12.F. (~~S//REL TO USA and MCFI~~) COALITION CAPTURING UNITS MUST, IN ACCORDANCE WITH THIS ORDER, SEIZE AND SAFEGUARD ANY EVIDENCE OF THREATS OR ATTACKS AGAINST COALITION FORCES OR OTHER ORGANISATIONS DEFINED IN PARA 1.C.3 OR CRIMINAL MISCONDUCT. CAPTURING UNITS MUST TAG THE EVIDENCE WITH A COMPLETED EVIDENCE/PROPERTY CUSTODY DOCUMENT (DA FORM 4137) ATTACHED AS ATTACHMENT G. THE EVIDENCE/PROPERTY CUSTODY DOCUMENT MUST RECORD THE INDIVIDUAL DETAINEE SERIAL NUMBER (ISN) ON THE CORRESPONDING CPA FORCES APPREHENSION FORM. EVIDENCE, ESPECIALLY WEAPONS MUST NOT BE LEFT AT THE SCENE OF THE CRIME. PROPERTY THAT IS TOO LARGE TO MOVE, SUCH AS AN INOPERABLE VEHICLE, OR EVIDENCE THAT CANNOT BE MOVED, SUCH AS EXPLOSIVES OR IEDS SHOULD BE PHOTOGRAPHED WITH THE PHOTOGRAPH FIXED TO A COMPLETED EVIDENCE/PROPERTY CUSTODY DOCUMENT (OR IN THE CASE OF EXPLOSIVES/IEDS, AN EXPLOSIVES ORDINANCE (EOD) CERTIFICATE). A SWORN STATEMENT AS TO THE IDENTIFICATION AND CIRCUMSTANCES OF THE RELEVANCE TO THE PROPERTY MUST ALSO ACCOMPANY THE EVIDENCE/PROPERTY DOCUMENT.

3.D.12.G. (~~S//REL TO USA and MCFI~~) GUIDELINES ON THE SEIZURE OF PROPERTY IS AT ATTACHMENT H.

3.D.12.H. (U) IF POSSIBLE, THE DETAINEE/INTERNEE SHOULD REVIEW THE EVIDENCE/PROPERTY DOCUMENT (DA FORM 4137) AT ATTACHMENT G WITH THE HELP OF A TRANSLATOR, IF REQUIRED AND REASONABLY AVAILABLE.

3.D.12.I. (U) CRIMINAL DETAINEES HAVE THE RIGHT TO REMAIN SILENT. CRIMINAL DETAINEES WILL BE INITIALLY INFORMED OF THEIR RIGHT ONCE THE DETAINEE IS INDUCTED INTO A DETENTION FACILITY. THIS RIGHT DOES NOT ATTACH TO SECURITY INTERNEES, HVD'S OR EPWS WHO SHOULD BE TACTICALLY INTERROGATED WHEN APPREHENDED

~~SECRET//REL TO USA and MCFI//X4~~

~~SECRET//REL TO USA and MCFI//X4~~

TO COLLECT INFORMATION NECESSARY FOR FORCE PROTECTION AND/OR LOCATION OF ACCOMPLICES AND OTHER HOSTILE FORCES. WHERE PRACTICABLE, RIGHTS WILL BE READ IN THE DETAINEE'S NATIVE LANGUAGE. ANY WRITTEN STATEMENT THAT REFERS TO OR DETAILS A DETAINEE'S TESTIMONY SHOULD EXPLICITLY STATE THAT THE DETAINEE WAS INFORMED OF THE RIGHT TO AGAINST SELF-INCRIMINATION AND THE RIGHT WAS SPECIFICALLY WAIVED, OR THAT THE STATEMENT WAS VOLUNTARILY MADE AND NOT IN RESPONSE TO ANY DIRECT QUESTIONS. IF THE STATEMENT IS MADE TO A TRANSLATOR THE TRANSLATOR SHOULD PROVIDE THE WRITTEN STATEMENT.

3.D.13. ~~(S//REL TO USA and MCFI)~~ SAFETY OF COALITION FORCES AND WITNESSES SHOULD NOT BE COMPROMISED IN ORDER TO OBTAIN STATEMENTS (DA FORM 2823) AND CREATE INFORMATION REPORTS. IF THE TACTICAL CIRCUMSTANCES DO NOT PERMIT THE CAPTURING UNIT TO COMPLETE STATEMENTS AND CREATE INFORMATION REPORTS AT THE SCENE, THEN THIS INFORMATION SHOULD BE COMPLETED AT THE FIRST AVAILABLE TIME BEFORE TURNING THE DETAINEE OVER TO THE DELIVERING UNIT.

3.D.14. ~~(S//REL TO USA and MCFI)~~ TRACKING NUMBERS. THE UNIT TRANSPORTING THE DETAINEE/INTERNEE TO THE COALITION HOLDING FACILITY SHALL OBTAIN THE INDIVIDUAL SERIAL NUMBER (ISN) FROM THE CHF AND REPORT THE ISN TO THE CAPTURING UNIT FOR THEIR RECORDS AND TRACKING PURPOSES. EACH COMPLETED STATEMENT (DA FORM 2823) AT ATTACHMENT F SHOULD RECORD THE DETAINEE ISN NUMBER FROM THE CORRESPONDING CPA FORCES APPREHENSION FORM.

3.D.15. ~~(S//REL TO USA and MCFI)~~ MEDICAL SUPPORT: DETAINEES REQUIRING MEDICAL ATTENTION ARE TO BE DELIVERED TO THE NEAREST MEDICAL UNIT FOR ASSISTANCE.

3.D.16. ~~(S//REL TO USA and MCFI)~~ MEDICAL PERSONNEL ARE NOT TO REMOVE CPA FORCES APPREHENSION FORMS OR WRIST BANDS UNLESS REQUIRED TO DO SO BY MEDICAL NECESSITY. IF IT BECOMES NECESSARY TO REMOVE CPA FORMS AND/OR WRIST BANDS, THESE MUST BE PRESERVED IN THE PATIENT'S FILE. THE CPA FORMS AND WRIST BANDS MUST BE RETURNED TO THE DETENTION FACILITY WITH THE PATIENT. ALL ADDITIONAL NON-MEDICAL DOCUMENTATION AND POSSESSIONS OF THE PATIENT MUST BE PRESERVED, AND TURNED OVER TO DETENTION PERSONNEL.

3.D.17. ~~(S//REL TO USA and MCFI)~~ TRANSFER OF DETAINEES: NO DETAINEE/INTERNEE IN U.S. CUSTODY WILL BE TRANSFERRED TO THE CONTROL OF ANOTHER COALITION FORCE NATION WITHOUT U.S. SECRETARY OF DEFENSE APPROVAL.

3.D.17.A. ~~(S//REL TO USA and MCFI)~~ PRIOR TO TRANSFERRING ANY INDIVIDUAL WITH A CID HOLD, SUSPECTED AS A WAR CRIMINAL, OR PERSON WHO IS SUSPECTED TO BE INVOLVED IN THE COMMISSION OF A CRIME AGAINST HUMANITY OR ATROCITY, TO ANOTHER INTERNMENT OR DETENTION FACILITY, ALL U.S. AND COALITION FORCES ARE TO CLEARLY AND PROMINENTLY DENOTE ON ALL MANIFESTS AND TRANSFER PAPERWORK THAT A CID HOLD IS IN PLACE AND THE STATUS OF THE INDIVIDUAL. THE INDIVIDUAL COORDINATING THE RELEASE ON BEHALF OF THE LOSING FACILITY MUST PERSONALLY BRIEF THE PERSON COORDINATING THE ACCEPTANCE OF THE GAINING OR RECEIVING FACILITY.

3.D.18. ~~(S//REL TO USA and MCFI)~~ PRISON TRANSFERS: IN THE CASE OF A DETAINEE/INTERNEE BEING TRANSFERRED FROM AN IRAQI JAIL/PRISON TO A COALITION DETENTION FACILITY, THE TRANSFER SHOULD INCLUDE THE DETAINEE/INTERNEE'S FILE. THE NAME AND LOCATION (GRID) OF THE ORIGINAL JAIL/PRISON AND THE IDENTITY OF THE ORIGINAL JAILORS IS TO BE INCLUDED IN THE DETAINEE/INTERNEE FILE.

~~SECRET//REL TO USA and MCFI//X4~~

3.D.18.A. (~~S//REL TO USA and MCFI~~) THE TRANSFER OF CJTF-14 INTERNEES TO THE MILITARY INTELLIGENCE HOLDS AT THE CORPS INTELLIGENCE FACILITY (CIC) REQUIRES THE APPROVAL OF THE CJTF-14 SENIOR INTERROGATION OFFICER.

3.D.18.B. (~~S//REL TO USA and MCFI~~) REPORT LOCATION OF COLLECTION POINTS TO THE MP BDE (US) (POC BELOW), THE 800TH MP BDE (US) (POC BELOW) AND TO THE PROVOST MARSHAL OFFICER (POC BELOW). CONDUCT DIRECT COORDINATION WITH THE MP BDE (US), OTHER COALITION FORMATIONS AND MP UNITS TO ENSURE SECURITY OF CRIMINAL INTERNEES AND EPW DETENTION PROCEDURES ARE CONSISTENT WITH THE COALITION AOR.

3.D.19. (U) COALITION HOLDING FACILITY (CHF) OPERATIONS

3.D.19.A. (U) ALL DETAINEES AND INTERNEES WILL BE TREATED WITH DIGNITY AND RESPECT FOR THEIR PERSONS AND PROPERTY. UNITS RESPONSIBLE FOR DETENTION/INTERMENT OPERATIONS WILL FOLLOW APPLICABLE INTERNATIONAL LAW CONCERNING HUMANITARIAN TREATMENT OF PRISONERS AND BE RESPONSIBLE FOR THE WELFARE OF THEIR UNITS IN THE SOLDIER'S CODE OF CONDUCT AND ITS STRICT ENFORCEMENT. CRIMINAL DETAINEES WILL BE INFORMED OF THEIR RIGHT AGAINST SELF-HARM UPON BEING PROCESSED IN THE CHF.

3.D.19.B. (~~S//REL TO USA and MCFI~~) UPON RECEIPT OF A SECURITY INTERVIEW OF A CRIMINAL DETAINEE FROM THE CAPTURING UNIT, THE NCOIC OF THE IN-PROCESS SECTION OF THE CHF WILL REVIEW THE CPA APPREHENSION FORM AND SWORN STATEMENT FOR COMPLETE AND DETAILED INFORMATION. THE NCOIC WILL CREATE A FILE FOR THE DETAINEE, AS WELL AS ANY OTHER RECORDS, SUCH AS THE EVIDENCE/PROPERTY DOCUMENT (DA FORM 4137), AND ASSIGN THE DETAINEE/INTERNEE A SEQUENCE NUMBER. THE NCOIC WILL ALSO ACCEPT, PROPERLY LABEL BY INDIVIDUAL SERIAL NUMBER, AND PROCESS ALL PHYSICAL EVIDENCE, FOR USE LATER IN COURT OR TRIAL. IF THE PHYSICAL EVIDENCE IS TOO LARGE TO PROCESS, THE NCOIC IS INSTRUCTED TO PHOTOGRAPH THE EVIDENCE, AND PLACE IT WITH THE DETAINEE/INTERNEE'S OTHER EVIDENCE.

3.D.19.C. (~~S//REL TO USA and MCFI~~) THE NCOIC WILL ALSO REVIEW THE INVENTORY OF ALL PERSONAL PROPERTY OF DETAINEES/INTERNEES AND ACCEPT RESPONSIBILITY OF THE PROPERTY BY SIGNING THE DA FORM 4137 (ATTACHMENT G) AND RETURN IT TO THE CAPTURING UNIT.

3.D.19.D. (U) DETENTION OFFICIALS WILL HANDLE ALL PRISONERS WITH THE FORCE NECESSARY AS REQUIRED BY THE SITUATION.

3.D.19.E. (~~S//REL TO USA and MCFI~~) IF A CRIMINAL DETAINEE IS TRANSFERRED FROM THE CHF OR INTERMENT FACILITY TO A LOCAL DETENTION FACILITY TO AWAIT COURT OR OTHER PROCEEDINGS, ALL PROPERTY AND PHYSICAL EVIDENCE WILL BE TRANSFERRED WITH THE DETAINEE/INTERNEE. THE DETENTION FILE WILL REMAIN AT THE CHF. THE RECEIVING DETENTION FACILITY WILL SIGN A COPY OF DA FORM 4137 (ATTACHMENT G) AND ACCEPT CHAIN OF CUSTODY OF THE PROPERTY AND EVIDENCE.

3.D.19.F. (U) IF A DETAINEE/INTERNEE IS TRANSFERRED OUT OF THE CHF TO A REGIONAL INTERMENT FACILITY DUE TO OVERCROWDING, ALL PROPERTY AND EVIDENCE, IF POSSIBLE, WILL BE TRANSFERRED WITH THE DETAINEE/INTERNEE EXCEPT THE DETENTION FILE HELD AT THE CHF.

3.D.20. (U) RELEASE OF CRIMINAL DETAINEES.

~~SECRET//REL TO USA and MCF//X4~~

3.D.20.A. (U) DETENTION OFFICIALS WILL GIVE FULL FAITH AND CREDIT TO ORDERS FOR RELEASE OF CRIMINAL DETAINEES BY IRAQI JUDGES SUBJECT TO THE FOLLOWING RULES AND GUIDANCE.

3.D.20.B. (U) RELEASE ORDERS FROM AN IRAQI COURT WILL BE EXECUTED BY COALITION FORCES, PROVIDED THAT THE DETAINEE IS BEING HELD SOLELY FOR ALLEGED CRIMINAL MISCONDUCT AND THE VICTIM IS IRAQI. DETAINEES WILL CONTINUE TO BE HELD IF THE DETENTION FILE REFLECTS THE DETAINEE COMMITTED OTHER OFFENSES AGAINST COALITION PERSONNEL OR PROPERTY; THE INDIVIDUAL IS BEING HELD FOR INTELLIGENCE EXPLOITATION; OR, IF THE INDIVIDUAL OTHERWISE IS A THREAT TO THE SAFETY OF COALITION FORCES, PROPERTY, OR ACCOMPLISHMENT OF THE CJTF-4 MISSION.

3.D.20.C. (U) RELEASE ORDERS WILL BE RECOGNIZED IF THE RELEASE FORM IS IN BOTH ENGLISH AND ARABIC, SIGNED BY AN IRAQI JUDGE, STAMPED BY AN IRAQI JUDGE, AND PRESENTED AFTER THE ALLEGED OFFENSE WAS INVESTIGATED BY A CRIMINAL INVESTIGATION JUDGE OR COURT INVESTIGATOR. AN OFFENSE HAS BEEN INVESTIGATED IF THE DETAINEE APPEARED IN PERSON IN AN IRAQI COURT IN FRONT OF AN INVESTIGATING JUDGE OR, IF INVESTIGATING OFFICIALS HAVE VIEWED THE EVIDENCE AND RECORDS AT THE DETENTION FACILITY RESPONSIBLE FOR HOLDING THE DETAINEE.

3.D.20.D. (U) RELEASE ORDERS RECEIVED BY DETENTION OFFICIALS SHOULD BE FORWARDED TO THE DETENTION REVIEW AUTHORITY. THE DRA WILL INITIATE A RELEASE PROCESSING WORKSHEET (ATTACHMENT I) AND INDICATE ON THE WORKSHEET IF THE DETAINEE IS SUSPECTED OF OTHER OFFENSES OR CRIMES AGAINST COALITION FORCES. THE REVIEW WORKSHEET WILL BE CIRCULATED TO THE ANNOTATED STAFF SECTION TO ENSURE THAT THE DETAINEE IS NOT BEING HELD FOR SECURITY OR INTELLIGENCE REASONS NOT RELATED TO THE OFFENSE.

3.D.20.E. (U) NO UNIT IS AUTHORIZED TO RELEASE ANY DETAINEE HELD IN DETENTION CELLS WITHOUT A DRA REVIEW AND PRIOR COORDINATION WITH THE STAFF JUDGE ADVOCATE, 800TH MP BDE (US). IRAQI POLICE ARE AUTHORIZED TO RELEASE DETAINEES IN THEIR EXCLUSIVE CONTROL. UNITS MAY ACCEPT CONTROL OF DETAINEES FROM IRAQI POLICE FOR TRANSFER TO THE CHF PROVIDED THE UNIT RECEIVES THE IRAQI INVESTIGATION CASE NUMBER. IF NO INVESTIGATION IS INITIATED, THE RECEIVING UNIT WILL COMPLETE A CPA APPREHENSION FORM WITH THE ASSISTANCE OF THE IRAQI POLICE RESPONSIBLE FOR THE DETAINEE.

3.D.20.F. (U) A DRA MAY ORDER THE RELEASE OF A CRIMINAL DETAINEE WHO HAS COMMITTED A SERIOUS CRIME UPON 72 HOUR REVIEW. GUIDELINES FOR PUNISHMENTS FOR MINOR OFFENSES IS AT ATTACHMENT J.

3.D.20.G. (U) CRIMINAL DETAINEE RELEASE BOARD: A DRA MAY RECOMMEND THE RELEASE OF A CRIMINAL DETAINEE ALLEGED TO HAVE COMMITTED A SERIOUS CRIME TO THE CRIMINAL DETAINEE RELEASE BOARD. IF IT IS NOT APPROPRIATE IN THE CIRCUMSTANCES OF A CASE TO REFER THE ALLEGATION TO AN IRAQI COURT, AND IF THE RELEASE BOARD DETERMINES THERE IS NO REASONABLE CASE AGAINST THE DETAINEE, IT MAY ORDER THE RELEASE OF THE DETAINEE.

3.D.21. (U) RELEASE OF SECURITY INTERNEES.

3.D.21.A. (U) INTERNEES HELD FOR THE PURPOSE OF INTELLIGENCE EXPLOITATION ONLY BE RELEASED WITH THE APPROVAL OF THE REVIEW AND APPEAL BOARD. THIS CASE OF DIA BLACK OR GRAY LIST DETAINEES. SECRETARY OF DEFENSE APPROVAL REQUIRED BEFORE RELEASE OF HVDS ON THE U.S. b 3 10 USC 424

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~~SECRET//REL TO USA and MCF//X4~~

BLACK OR GRAY LISTS AND FOREIGN FIGHTERS. THE STANDARD OF REVIEW FOR EVALUATING RELEASE DETERMINATIONS IS A REASONABLE BELIEF THAT DETENTION IS NECESSARY FOR IMPERATIVE REASONS OF SECURITY.

3.D.21.B. (U) THE REVIEW AND APPEAL BOARD IS COMPRISED OF THE CJTF-14bC2 AS PRESIDENT, COMMANDER 800TH MP BRIGADE (US) AND CJTF-14bSTAFF JUDGE ADVOCATE. UPON APPROVAL OF THE BOARD PRESIDENT, ALTERNATE MEMBERS DESIGNATED BY PRINCIPAL MEMBERS MAY SERVE FOR SPECIFIC SITTINGS OF THE BOARD. DECISIONS BY THE BOARD WILL BE BY THE PRESIDENT, UPON CONSULTATION WITH THE OTHER TWO MEMBERS.

3.D.21.C. (U) THE CJTF-14bSENIOR INTERROGATION OFFICER, OR HIS/HER DELEGATE IS TO ADVISE THE CJTF-14bSTAFF JUDGE ADVOCATE AND THE CJTF-14bPROVOST MARSHALL OFFICER OR THEIR DELEGATES WHEN AN INTELLIGENCE HOLD IS LIFTED FROM A SECURITY DETAINEE TO ENABLE THE RELEASE PROCEDURE TO BE COMMENCED IF THERE IS NO OTHER REASON TO DETAIN THE DETAINEE.

3.D.22. (U) **RELEASE OF PERSONS SUSPECTED OF CRIMES AGAINST COALITION FORCES OR WAR CRIMES.**

3.D.22.A. (U) PERSONS SUSPECTED OF CRIMES AGAINST COALITION FORCES OR WAR CRIMES MAY ONLY BE RELEASED WITH THE APPROVAL OF THE REVIEW AND APPEALS BOARD WITH APPROPRIATE COORDINATION WITH COMMANDER 800TH MP BRIGADE (US) AND COMMANDER 3RD MP GROUP (CID) (US).

3.D.23. (U) **INVESTIGATION AND DEVELOPMENT OF CRIMINAL CASES.**

3.D.23.A. (U) AS A RESULT OF INCOMPLETE CASE FILES TO DATE, IRAQI CRIMINAL INVESTIGATORS, PROSECUTORS, AND INVESTIGATING JUDGES WILL BE ALLOWED TO TRAVEL TO LOCAL COALITION DETENTION FACILITIES TO VIEW PHYSICAL EVIDENCE, APPREHENSION FORMS, SWORN STATEMENTS, AND OTHER RECORDS, IF ANY, RELATED TO THE OFFENSE. MILITARY MAGISTRATES SHALL ENSURE DETAINEE RECORDS PROVIDED TO IRAQI OFFICIALS DO NOT CONTAIN CLASSIFIED DOCUMENTS, EXHIBITS, EVIDENCE, OR OTHER SENSITIVE INFORMATION IRRELEVANT TO THE CASE.

3.D.23.B. (U) TO THE EXTENT POSSIBLE, THE MILITARY POLICE UNIT RESPONSIBLE FOR A LOCAL DETENTION FACILITY'S OPERATIONS SHOULD MAKE AN MP LIAISON OFFICER AVAILABLE TO ASSIST THE IRAQI COURT PERSONNEL AND INVESTIGATORS WITH THEIR INVESTIGATION AT THE DETENTION FACILITY. THE LIAISON IDEALLY SHOULD BE AN NCO AND HAVE PRIOR EXPERIENCE IN MP INVESTIGATIONS OR SIMILAR CIVILIAN EXPERIENCE. THE LIAISON SHOULD MAKE PHYSICAL EVIDENCE AVAILABLE FOR VIEWING, RECEIVE REQUESTS FOR SWORN, WRITTEN STATEMENTS (IF NONE PREVIOUSLY MADE AVAILABLE) FROM SOLDIERS IDENTIFIED IN THE APPREHENSION FORM, AND ACCEPT OTHER REASONABLE REQUESTS. IT IS NOT THE LIAISON'S JOB TO CONDUCT THE INVESTIGATION, BUT MERELY TO ASSIST THE IRAQI COURT PERSONNEL AND INVESTIGATORS IN OBTAINING INFORMATION THAT THEY ARE UNABLE TO OBTAIN THROUGH THEIR OWN EFFORTS.

3.D.23.C. (U) UNITS PREVIOUSLY INVOLVED IN THE CAPTURE AND TRANSPORT OF CRIMINAL DETAINEES SUSPECTED OF CRIMINAL ACTIVITY OR SECURITY INTERNEES, WILL COOPERATE WITH REQUESTS TO HAVE SOLDIERS PROVIDE FOLLOW-UP WITH WRITTEN, SWORN STATEMENTS.

3.D.23.D. (U) THE STANDARDS IN THIS FRAGO ARE MINIMUM STANDARDS. EACH CJTF-14b COALITION UNIT SHOULD IMPLEMENT THIS FRAGO AS NECESSARY BASED UPON THE SITUATION IN EACH AO. ANY ORDER DRAFTED TO IMPLEMENT THIS FRAGO SHOULD BE FORWARDED TO CJTF-14bSJA FOR REVIEW.

~~SECRET//REL TO USA and MCF//X4~~

~~SECRET//REL TO USA and MCFW/X4~~

3.D.23.E. (U) IN ADDITION, EACH CJTF-14 COALITION DIVISION SHALL BPT AND DEPLOY A RAPID RESPONSE TEAM (RRT) IN ORDER TO (IOT) GATHER EVIDENCE ON CRIMES COMMITTED AGAINST COALITION FORCES THAT RESULT IN DEATH OR BODILY INJURY TO COALITION FORCES.

3.D.23.F. (U) THE CJTF-14 DIVISION RRT SHALL RESPOND TO ACTUAL OR SUSPECTED INCIDENTS OF CRIMES COMMITTED AGAINST COALITION FORCES THAT RESULT IN GRIEVOUS BODILY INJURY TO COALITION FORCES. THE RRT WILL PRESERVE EVIDENCE, TAKE STATEMENTS FROM WITNESSES AND DETAINEES IN ACCORDANCE WITH GUIDANCE AND PREVIOUS FRAGOS, AND ENSURE EVIDENCE IS PRESERVED FOR LATER ANALYSIS IN THESE CASES. COMPOSITION OF THE RRT WILL NORMALLY INCLUDE THE FOLLOWING DISCIPLINES: STAFF JUDGE ADVOCATE/LEGAL, PUBLIC AFFAIRS OFFICER/MILITARY MARSHALL OFFICER, AND MILITARY CRIMINAL INVESTIGATOR/CID. EACH DIVISION SHALL

3.D.23.G. (U) BPT SUPPORT THE DIVISION RRT TEAM DURING DIRECTED RESPONSE TO INCIDENT.

3.D.23.H. (U) BPT PROVIDE SECURITY TO BOTH THE INCIDENT LOCATION AND THE ELEMENT FOR DURATION OF ASSESSMENT.

3.D.23.I. (U) BPT TO PROVIDE INTERPRETER.

3.D.23.J. (U) BPT PROVIDE GROUND TRANSPORTATION TO INCIDENT LOCATION.

3.D.23.K. (U) BPT TO TAKE ALL REASONABLE ACTION TO PROTECT/PRESERVE THE INCIDENT AND GATHERED EVIDENCE.

3.D.23.L. (U) EACH RRT SHALL BPT TO DEPLOY ISO DIVISION TASKING ON NOTICE AND BPT SUSTAIN OPERATIONS FOR A MINIMUM 48 HOURS.

3.D.23.M. (U) EACH DIVISION SHALL ENSURE PROPER COORDINATION WITH THE INVESTIGATION DIVISION (CID). CID IS THE PRIMARY AGENCY RESPONSIBLE FOR INVESTIGATION OF WAR CRIMES, AND CRIMES AGAINST COALITION FORCES, AND OTHER MATTERS. EVIDENCE COLLECTION, INTERVIEWS, AND SITE INSPECTIONS WILL BE CONDUCTED IN CONSULTATION WITH COMMANDER, 3D MP GROUP (CID).

3.D.23.N. (U) DIVISIONS ARE TO ENSURE ALL UNITS ARE MADE AWARE OF REQUIREMENTS IN THIS FRAGO CONCERNING THE APPREHENSION AND TRANSPORTATION OF DETAINEES AND SECURITY INTERNEES.

3.D.23.O. (U) DIVISIONS ARE TO CONDUCT UNIT LEVEL TRAINING ON DA FORM 2823. TRAINING SHOULD INCLUDE VIGNETTES AND A PRACTICAL EXERCISE IN PREPARING A DETAILED STATEMENT. A SOLDIER'S GUIDANCE CARD ON APPROPRIATE DETENTION IS AT ATTACHMENT K.

3.D.23.P. (U) DIVISIONS ARE TO ENSURE UNIT LEVEL TRAINING IS CONDUCTED ON SOLDIER'S CODE OF CONDUCT AND ITS STRICT ENFORCEMENT. TRAINING SHOULD INCLUDE PROPER TREATMENT OF THOSE APPREHENDED FOR SUSPECTED CRIMINAL ACTS IN ACCORDANCE WITH INTERNATIONAL HUMANITARIAN LAW; PROPER PROCEDURES FOR INVENTORYING AND SAFEGUARDING THE PERSONAL PROPERTY OF A DETAINEE.

3.D.23.Q. (U) DIVISIONS ARE TO FORWARD REQUIRED FORMS TO UNITS THROUGH EASY ACCESS TO AUTOMATION.

~~SECRET//REL TO USA and MCFW/X4~~

~~SECRET//REL TO USA and MCFI//X1~~

4. (U) SERVICE SUPPORT. [NO CHANGE]

5. (U) COMMAND AND SIGNAL. [CHANGE]

5.A. (U) COMMAND [NO CHANGE]

5.B. (U) SIGNAL [CHANGE]

5.B.1. (~~S//REL TO USA and MCFI~~) CJTF-14 SJA OPS POC: DSN b 6
(b)(6)

5.B.2. (~~S//REL TO USA and MCFI~~) CJTF-14 PMO POC: DSN b 6
b 6

5.B.3. (~~S//REL TO USA and MCFI~~) 18TH MP BRIGADE (US) POC: LIAISON
(b)(6)

5.B.4. (~~S//REL TO USA and MCFI~~) 800TH MP BRIGADE (US) POC: LIAISON
(b)(6)

5.B.5. (~~S//REL TO USA and MCFI~~) 3RD MP GROUP (CID) (US) POC: LIAISON
(b)(6)

ACKNOWLEDGE

SANCHEZ
LTG

OFFICIAL:

(b)(3), (b)(6)

ATTACHMENTS:

- A. DETENTION FLOWCHART
- B. DETENTION REVIEWING AUTHORITIES
- C. FBI FINGERPRINT CARD (FD FORM 249)
- D. EPW HANDLING AND DETENTION
- E. CPA APPREHENSION FORM
- F. WITNESS STATEMENT FORM (DA FORM 2823 (US))
- G. EVIDENCE/PROPERTY CUSTODY DOCUMENT (DA FORM 4137 (US))
- H. SEIZURE OF PROPERTY GUIDELINES
- I. RELEASE BOARD PROCESSING WORKSHEET
- J. MAXIMUM PERIODS OF PRE-TRIAL DETENTION FOR CRIMINAL DETAIN-
- K. APPREHENSION AND DETENTION SOLDIERS CARD

~~SECRET//REL TO USA and MCFI//X1~~

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~~SECRET//REL TO USA and MCFI//X4~~

ATTACHMENT B

DETENTION REVIEW AUTHORITIES

1. DETENTION REVIEW AUTHORITIES ARE AUTHORISED TO RELEASE IN CERTAIN CIRCUMSTANCES, OR EXTEND THE DETENTION OR INTERNMENT OF INDIVIDUALS IN THE CUSTODY OF CJTF-4a.
2. DETENTION REVIEW AUTHORITIES ARE REQUIRED TO COMPLETE THE 72 HOUR REVIEW OF DETENTION OF ALL CIVILIAN INTERNEES.
3. DETENTION REVIEW AUTHORITIES AND PROCEDURES:
 - a. FOR CRIMINAL DETAINEES ACCUSED OF NON-SERIOUS OFFENCES, THE 72 HOUR REVIEW AUTHORITY MAY ORDER RELEASE OF PERSONS DETAINED FOR MINOR CRIMINAL OFFENCES ONLY AND MAY ORDER CONTINUED DETENTION IN ACCORDANCE WITH ATTACHMENT G. IN ALL OTHER CASES, THE 72 HOUR REVIEW AUTHORITY MAKES RECOMMENDATIONS FOR RELEASE WHERE THERE IS A FINDING THAT THERE IS NO PROBABLE CAUSE (CRIMINAL DETAINEE) OR NO REASONABLE BASIS TO FIND A IMPERITIVE SECURITY RATIONALE FOR DETENTION IN THE CASE OF SECURITY INTERNEES. RECOMMENDATION WILL BE FORWARDED TO THE REVIEW AND APPEALS BOARD (SECURITY INTERNEES) OR TO THE COMMANDER 800TH MP BRIGADE (CRIMINAL DETAINEES).
 - b. FOR CRIMINAL DETAINEES ACCUSED OF SERIOUS CRIMINAL OFFENCES, THE REVIEW AUTHORITY IS A BOARD COMPRISED OF COMMANDER 800TH MP BRIGADE (US) - STAFF JUDGE ADVOCATE 800TH MP BRIGADE (US) - COMMANDER 3RD MILITARY POLICE GROUP (CID) (US) FOLLOWING THE COMPLETION OF THE RELEASE BOARD PROCESSING WORKSHEET AT ANNEX I.
 - c. FOR ALL SECURITY INTERNEES (EXCEPT HVDS) AND WAR CRIMINALS, THE REVIEW AUTHORITY IS THE REVIEW AND APPEALS BOARD.

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ATTACHMENT D

EPW HANDLING AND DETENTION SUMMARY, page 1

REFERENCES:

- A. GENEVA CONVENTION PROTOCOL III
- B. U.S. ARMY REGULATION 190-8, ENEMY PRISONERS OF WAR, RETAINED PERSONS, INTERNEES AND OTHER DETAINEES, 1 OCT 97
- C. U.S. FRAGMENTORY ORDER 501 TO COMFLCC OPORD 03-032 GUIDANCE FOR AND REPATRIATION OF EPW.

INTRODUCTION

1. THIS IS A SUMMARY OF THE ABOVE REFERENCES TO ASSIST CJTF 4 UNITS AND DETENTION OF IRAQI ENEMY PRISONERS OF WAR (EPW).
2. SUBJECT TO FORMAL AGREEMENTS BETWEEN CJTF 4 TROOP CONTRIBUTOR SURRENDERING TO, OR CAPTURED BY CJTF 4 UNITS, ARE TO BE TRANSFERRED TO FORCES CUSTODY AND CONTROL.

EPW PROCEDURE

3. ALL EPW NOT UNLAWFUL COMBATANTS OR SUBJECT TO INVESTIGATION OR PROSECUTION FOR WAR CRIMES OR OTHER ATROCITIES CAPTURED OR DETAINED BY CJTF 4 FORCES MAY BE RELEASED SUBJECT TO:
 - a. THE EPW MUST AGREE TO ACCEPT PAROLE,
 - b. NOT BE CONSIDERED TO BE A SECURITY THREAT;
 - c. NOT BE CONSIDERED TO BE OF ANY FURTHER INTELLIGENCE VALUE
4. THE RELEASED EPW IS TO BE GIVEN THE CHOICE OF BEING RELEASED AT THE GATE OF THE INTERNMENT FACILITY OR TRANSPORT TO VARIOUS LOCATIONS IF SITUATION AND MILITARY RESOURCES PERMIT. THESE LOCATIONS ARE BASRAH, AN NASARIYAH, AL KUT AND AN NAJAF.
5. THE RELEASING UNIT IS TO NOTIFY THE INTERNATIONAL COMMITTEE OF THE RED CROSS OR RED CRESCENT SOCIETY OF ALL RELEASES, PAROLES AND RE-ENTRY.
6. EPW NOT TO BE RELEASED WITHOUT CJTF 4 SPECIFIC APPROVAL ARE:
 - a. MEMBERS OF REGIME DEATH SQUADS AND FOREIGN MERCENARIES;
 - b. INDIVIDUALS WHO HAVE COMMITTED WAR CRIMES AND ANY INDIVIDUAL WHO MAY HAVE INFORMATION OF POSSIBLE WAR CRIMES;
 - c. INDIVIDUALS WHO HAVE COMMITTED OR ARE SUSPECTED TO HAVE COMMITTED CRIMINAL ACTS;
 - d. INDIVIDUALS IDENTIFIED OR BELIEVED TO HAVE HELD LEADERSHIP POSITIONS IN THE BA'ATH PARTY;
 - e. MEMBERS OF IRAQI INTELLIGENCE SUCH AS SSO OR IIS;

~~SECRET//REL TO USA and MCFH//X4~~

~~SECRET//REL TO USA and MCFI//X4~~

ATTACHMENT D

EPW HANDLING AND DETENTION SUMMARY, page 2

- f. ANY OTHER INDIVIDUALS UPON WHICH THERE IS A U.S. MILITARY INTELLIGENCE (MI) OR CID HOLD;
7. CJTF ⁴₄ UNITS ARE ALSO TO COORDINATE AND PROVIDE AN AREA FOR THE ICRC/ICRC TO CONDUCT INTERVIEWS OF EPW TO BE RELEASED.
8. ENSURE THAT EPW ARE AT ALL TIMES TREATED IN ACCORDANCE WITH THE GENEVA CONVENTION III AND INTERNATIONAL LAW RELATING TO EPW.

PERSONS SUSPECTED OF WAR CRIMES

1. 3RD MILITARY POLICE GROUP (CRIMINAL INVESTIGATION DIVISION) (U.S.) IS THE LEAD CJTF ⁴₄ AGENCY FOR THE INVESTIGATION OF ALL IRAQI WAR CRIMES AND ATROCITIES IN THE IRAQI THEATER OF OPERATIONS.
2. ALL PERSONS CAPTURED OR DETAINED BY CJTF ⁴₄ FORCES WHO ARE SUSPECTED OF COMMITTING OR BEING INVOLVED IN THE COMMISSION OF WAR CRIMES, CRIMES AGAINST HUMANITY OR OTHER ATROCITIES WILL BE TRANSFERRED TO 3RD MP GROUP (CID) (U.S.) UNTIL RELEASE IS EXPRESSLY AUTHORIZED BY 3RD MP GROUP (CID) (U.S.).
3. ALL DETAINING AUTHORITIES ARE TO IMMEDIATELY NOTIFY THE 3RD MP GROUP (CID) (U.S.) OF ANY DETAINEE IDENTIFIED AS A POSSIBLE WAR CRIMINAL OR PERSON INVOLVED IN THE COMMISSION OF A CRIME AGAINST HUMANITY OR ATROCITY, WHO DOES NOT HAVE A CID HOLD IN PLACE.
4. ALL PAPERWORK AND FILES IN RELATION TO SUCH DETAINEES IS TO CLEARLY AND PROMINENTLY MARKED THAT THE DETAINEE IS A SUSPECTED WAR CRIMINAL OR IS INVOLVED IN THE COMMISSION OF A CRIME AGAINST HUMANITY OR ATROCITY.
5. UPON TRANSFER TO ANOTHER FACILITY, THE LOSING FACILITY MUST BRIEF THE PERSON COORDINATING THE ACCEPTANCE OF THE DETAINEE AT THE GAINING FACILITY OF THE INDIVIDUAL'S STATUS.

1.4a, 1.4c

1.4a

~~SECRET//REL TO USA and MCFI//X4~~

~~SECRET//REL TO USA and MCFI//X4~~

ATTACHMENT E, side 1

COALITION PROVISIONAL AUTHORITY FORCES APPREHENSION FORM

YELLOW FIELDS MUST BE FILLED IN, IF APPLICABLE, UPON APPREHENSION

<input type="checkbox"/> Offense against Civilian(s) [check one] If "Other" then describe:			
<input type="checkbox"/> Arson (I.P.C. 342)	<input type="checkbox"/> Solicitation of Fornication/Prostitution (I.P.C. 399)	<input type="checkbox"/> Rape/Indecent/Sexual Assaults/Acts (I.P.C. 393-98, 402)	<input type="checkbox"/> Murder (I.P.C. 405)
<input type="checkbox"/> Aggravated Assault/Assault With Intent To Kill (I.P.C. 410)	<input type="checkbox"/> Maiming (I.P.C. 412)	<input type="checkbox"/> Simple Assault (I.P.C. 415)	<input type="checkbox"/> Kidnapping (I.P.C. 421)
<input type="checkbox"/> Burglary or Housebreaking (I.P.C. 428)	<input type="checkbox"/> Extortion/Communicating Threats (I.P.C. 430)	<input type="checkbox"/> Theft (I.P.C. 439)	<input type="checkbox"/> Destruction of Property (I.P.C. 477)
<input type="checkbox"/> Obstructing a Public Highway/Place (I.P.C. 48)	<input type="checkbox"/> Discharging Firearm/ Explosive in City/Town/Village	<input type="checkbox"/> Riot or Breach of Peace (I.P.C. 495(3))	<input type="checkbox"/> Other
<input type="checkbox"/> Offense against Coalition Forces [check one] If "Other" then describe:			
<input type="checkbox"/> Violation of Curfew	<input type="checkbox"/> Illegal Possession of Weapon	<input type="checkbox"/> Assault/Attack on Coalition Forces	<input type="checkbox"/> Theft of Coalition Force Property
<input type="checkbox"/> Trespass on Military Installation or Facility	<input type="checkbox"/> Photographing/Surveillance Military Installation	<input type="checkbox"/> Obstructing Performance of Military Mission	<input type="checkbox"/> Other
Apprehending Unit:		Location Grid:	
Date of Incident: (D/M/Y) / / to / /		Time of Incident: hrs to hrs	
Date of Report: (D/M/Y) / /		Time of Report: / /	
Detainee #		Key Connected Person: <input type="checkbox"/> Victim <input type="checkbox"/> Other	
Last Name:		Last Name:	
First Name:		First Name:	
Given Name:		Given Name:	
Hair Color:	Scars/Tattoos/Deformities:	Hair Color:	Scars/Tattoos/Deformities:
Eye-Color:	Weight: lb Height: in	Eye-Color:	Weight: lb Height: in
Address:		Address:	
Place of Birth:		Place of Birth:	
Ethn/Tribe/ Sect:	Sex: <input type="checkbox"/> M <input type="checkbox"/> F	Ethn/Tribe/ Sect:	Sex: <input type="checkbox"/> M <input type="checkbox"/> F
Phone#:	DOB D/M/Y:	Phone#:	DOB D/M/Y:
<input type="checkbox"/> Mobile	<input type="checkbox"/> Regular	<input type="checkbox"/> Mobile	<input type="checkbox"/> Regular
<input type="checkbox"/> Passport	<input type="checkbox"/> Dr. license	<input type="checkbox"/> Other (specify)	<input type="checkbox"/> Passport
<input type="checkbox"/> Dr. license	<input type="checkbox"/> Other (specify)	<input type="checkbox"/> Passport	<input type="checkbox"/> Dr. license
<input type="checkbox"/> Other (specify)	<input type="checkbox"/> Other (specify)	<input type="checkbox"/> Other (specify)	<input type="checkbox"/> Other (specify)
Document #:			
Total Number of Persons Involved (list names/identifying info on reverse under "Additional Helpful Information")			
<input type="checkbox"/> Vehicle Information Vehicle Number of Vehicle(s) Owner:			
Make:	Color:	VIN:	
Model:	Type:	Plate No.:	Number of People in Vehicle:
Year:	Names of People in Vehicle:		
Contraband/Weapons in Vehicle:			
<input type="checkbox"/> Property/Contraband	<input type="checkbox"/> Weapon	Photo Taken of Suspect with Weapon/Contraband:	
Type:	Model:	Color/Caliber:	
Serial No.:	Quantity:	Make:	Receipt Provided to Owner:
Other Details:	Where Found:	Owner:	
Name of Assisting Interpreter:		Email, Phone, or Contact Info:	
Detaining Soldier's Name (Print):		Supervising Officer's Name (Print):	
Last, First MI		Last, First MI	
Signature:		Signature:	

~~SECRET//REL TO USA and MCFI//X4~~

ATTACHMENT E, side 2

☐ COALITION PROVISIONAL AUTHORITY FORCES APPREHENSION FORM

Why was this person detained? _____

Who witnessed this person being detained or the reason for detention? Give names, contact numbers, addresses _____

How was this person traveling (car, bus, on foot)? _____

Who was with this person? _____

What weapons was this person carrying? _____

What contraband was this person carrying? _____

What other weapons were seized? _____

What other information did you get from this person? _____

Additional Helpful Information: _____

~~SECRET//REL TO USA and MCFI//X4~~

~~SECRET//REL TO USA and MCFI//X4~~

ATTACHMENT F

WITNESS STATEMENT FORM, Side 1 (See DA FORM 2823)

SWORN STATEMENT			
For use of this form, see AR 190-45; the proponent agency is ODCSDPS			
PRIVACY ACT STATEMENT			
AUTHORITY:	Title 10 USC Section 301; Title 5 USC Section 2951; E.O. 9397 dated November 22, 1943 (SSN).		
PRINCIPAL PURPOSE:	To provide commanders and law enforcement officials with means by which information may be accurately identified.		
ROUTINE USES:	Your social security number is used as an additional/alternate means of identification to facilitate filing and retrieval.		
DISCLOSURE:	Disclosure of your social security number is voluntary.		
1. LOCATION	2. DATE (YYYYMMDD)	3. TIME	4. FILE NO.
5. LAST NAME, FIRST NAME, MIDDLE NAME		6. SSN	7. GRADE
8. ORGANIZATION OR ADDRESS			
9. _____, WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH:			
10. EXHIBIT			
PAGE 1			
ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT OF _____ TAKEN AT _____ DATED _____"			

~~SECRET//REL TO USA and MCFI//X4~~

ATTACHMENT F

WITNESS STATEMENT FORM, Side 2 (See DA FORM 2823)

USE THIS PAGE IF NEEDED. IF THIS PAGE IS NOT NEEDED, PLEASE PROCEED TO FINAL PAGE OF THIS FORM.		
STATEMENT OF _____	TAKEN AT _____	DATED _____
9. STATEMENT (Continued)		
<p><i>(Large diagonal watermark: "Approved for Release")</i></p>		
INITIALS OF PERSON MAKING STATEMENT		PAGE

~~SECRET//REL TO USA and MCFI//X4~~

ATTACHMENT F

WITNESS STATEMENT FORM, Page 2 (See DA FORM 2823)

STATEMENT OF _____	TAKEN AT _____	DATED _____
B. STATEMENT (Continued)		
Approved for Release		
AFFIDAVIT		
I, _____, HAVE READ OR HAVE HAD READ TO ME THIS STATEMENT WHICH BEGINS ON PAGE 1, AND ENDS ON PAGE _____. I FULLY UNDERSTAND THE CONTENTS OF THE ENTIRE STATEMENT MADE BY ME. THE STATEMENT IS TRUE. I HAVE INITIALED ALL CORRECTIONS AND HAVE INITIALED THE BOTTOM OF EACH PAGE CONTAINING THE STATEMENT STATEMENT FREELY WITHOUT HOPE OF BENEFIT OR REWARD, WITHOUT THREAT OF PUNISHMENT, AND WITHOUT COERCION, UNLAWFUL INFLUENCE, OR		
WITNESSES: _____ _____ ORGANIZATION OR ADDRESS _____ _____ ORGANIZATION OR ADDRESS	_____ (Signature of Person Making Statement) Subscribed and sworn to before me, a person authorized by law to administer oaths, this _____ day of _____, 20____. _____ (Signature of Person Administering Oath) _____ (Typed Name of Person Administering Oath) _____ (Authority To Administer Oaths)	INITIALS OF PERSON MAKING STATEMENT _____

~~SECRET//REL TO USA and MCFI//X4~~

ATTACHMENT G

EVIDENCE VOUCHER, Side 1 (See DA FORM 4137)

EVIDENCE/PROPERTY CUSTODY DOCUMENT			MPVICID SEQUENCE NUMBER	
For use of this form see AR 190-45 and AR 195-5; the proponent agency is US Army Criminal Investigation Command			CAD REPORT/CID FORM NUMBER	
RECEIVING ACTIVITY		LOCATION		
NAME, GRADE AND TITLE OF PERSON FROM WHOM RECEIVED		ADDRESS (Include Zip Code)		
<input type="checkbox"/> OWNER				
<input type="checkbox"/> OTHER				
LOCATION FROM WHERE OBTAINED		REASON OBTAINED		TIME/DATE OBTAINED
ITEM NO.	QUANTITY	DESCRIPTION OF ARTICLES (Include model, serial number, condition and unusual marks or scratches)		
CHAIN OF CUSTODY				
ITEM NO.	DATE	RELEASED BY	RECEIVED BY	PURPOSE OF RELEASE
		SIGNATURE	SIGNATURE	
		NAME, GRADE OR TITLE	NAME, GRADE OR TITLE	
		SIGNATURE	SIGNATURE	
		NAME, GRADE OR TITLE	NAME, GRADE OR TITLE	
		SIGNATURE	SIGNATURE	
		NAME, GRADE OR TITLE	NAME, GRADE OR TITLE	
		SIGNATURE	SIGNATURE	
		NAME, GRADE OR TITLE	NAME, GRADE OR TITLE	
		SIGNATURE	SIGNATURE	
		NAME, GRADE OR TITLE	NAME, GRADE OR TITLE	

DA FORM 4137, 1 JUL 76

Replaces DA FORM 4137, 1 Aug 74 and DA FORM 4137-R Privacy Act Statement 29 Sep 76 Which are Obsolete

LOCATION _____ DOCUMENT NUMBER _____

~~SECRET//REL TO USA and MCFI//X4~~

~~SECRET//REL TO USA and MCFI//X4~~

ATTACHMENT G

EVIDENCE VOUCHER, Side 2 (See DA FORM 4137)

EVIDENCE/PROPERTY CUSTODY DOCUMENT			MPH/CID SEQUENCE NUMBER						
For use of this form: see AR 190-45 and AR 195-5; the proponent agency is US Army Criminal Investigation Command			CRD REPORT/CID ROI NUMBER						
RECEIVING ACTIVITY		LOCATION							
NAME, GRADE AND TITLE OF PERSON FROM WHOM RECEIVED <input type="checkbox"/> OWNER <input type="checkbox"/> OTHER		ADDRESS (Include Zip Code)							
LOCATION FROM WHERE OBTAINED		REASON OBTAINED		TIME/DATE OBTAINED					
ITEM NO.	QUANTITY	DESCRIPTION OF ARTICLES (Include model, serial number, condition and unusual marks or scratches)							
<div>Approved for Release</div>									
					CHAIN OF CUSTODY				
					ITEM NO.	DATE	RELEASED BY	RECEIVED BY	PURPOSE OF CHANGE OF CUSTODY
							SIGNATURE	SIGNATURE	
							NAME, GRADE OR TITLE	NAME, GRADE OR TITLE	
							SIGNATURE	SIGNATURE	
							NAME, GRADE OR TITLE	NAME, GRADE OR TITLE	
							SIGNATURE	SIGNATURE	
							NAME, GRADE OR TITLE	NAME, GRADE OR TITLE	
							SIGNATURE	SIGNATURE	
							NAME, GRADE OR TITLE	NAME, GRADE OR TITLE	
							SIGNATURE	SIGNATURE	
		NAME, GRADE OR TITLE	NAME, GRADE OR TITLE						

DA FORM 4137, 1 JUL 76

Replaces DA FORM 4137, 1 Aug 74 and
DA FORM 4137-R Privacy Act Statement
28 Sep 75 Which are Obsolete

LOCATION _____

DOCUMENT
NUMBER _____

~~SECRET//REL TO USA and MCFI//X4~~

ATTACHMENT H

PROCEDURE FOR DEALING WITH SEIZED PRIVATE PROPERTY

INTRODUCTION

1. IN CASES WHERE SUCH PROPERTY IS SUSPECTED TO BE EITHER ENEMY SECURITY DETAINEE OR CRIMINAL INTERNEE PROPERTY OR PROCEEDS OF CRIMINAL ACTIVITY, CJTF-4 FORCES ARE AUTHORIZED TO SEIZE PRIVATE PROPERTY, INCLUDING CASH, AS A NECESSARY MEASURE TO PROVIDE A STABLE AND SECURE ENVIRONMENT IN IRAQ. THIS ATTACHMENT SPECIFIES GUIDANCE FOR PRIVATE PROPERTY SEIZURE.

2. DEFINITIONS:

PRIVATELY OWNED PROPERTY. MOVEABLE PROPERTY NOT OWNED BY COALITION FORCES, OR THE IRAQI GOVERNMENT AS RECOGNIZED BY THE ORDER. PRIVATE PROPERTY FOR THE PURPOSES OF THIS ORDER DOES NOT INCLUDE CONTRABAND.

SEIZURE OF PRIVATELY OWNED PROPERTY: THE TEMPORARY OR PERMANENT TAKING OF PERSONAL PROPERTY PURSUANT TO MILITARY NECESSITY OR CRIMINAL INVESTIGATION.

RULES GOVERNING SEIZURE OF PRIVATELY OWNED PROPERTY

3. PRIVATELY OWNED PROPERTY MAY BE SEIZED IN ONE OF TWO SITUATIONS AND ONLY WHEN JUSTIFIED AS IMPERATIVE NECESSITY FOR THE CJTF-4 MISSION.

3.A. PRIVATELY OWNED PROPERTY MAY BE SEIZED WHEN REQUIRED BY MILITARY NECESSITY. SUCH SEIZURES REQUIRE A RECEIPT TO BE ISSUED. RECEIPTS ARE TO BE SUBMITTED PRIOR TO SEIZURE UNLESS EXTRAORDINARY CIRCUMSTANCES REQUIRE OTHERWISE. IN SUCH CIRCUMSTANCES, SUBMIT EXPLANATION OF DEVIATION FROM THE REQUIREMENT TO ISSUE THE RECEIPT AND REQUEST TO MAINTAIN DEVIATION THROUGH STAFF JUDGE ADVOCATE CELL, CJTF-4, 15 HOURS AFTER SEIZURE. AS A GENERAL RULE, MILITARY NECESSITY DOES NOT JUSTIFY SEIZURE OF PRIVATELY OWNED FUNDS SUCH AS CASH AND NEGOTIABLE INSTRUMENTS.

3.B. PRIVATELY OWNED PROPERTY MAY BE SEIZED FOR INVESTIGATIVE OR EVIDENTIARY PURPOSES PURSUANT TO A CRIMINAL INVESTIGATION. IN CRIMINAL CASES, UNITS WILL TURN OVER SEIZED PRIVATELY OWNED PROPERTY TO MILITARY POLICE CRIMINAL INVESTIGATORS DIVISION (OR EQUIVALENT) AS SOON AS PRACTICABLE. SEIZED PROPERTY WILL BE TREATED UNDER APPLICABLE EVIDENCE PROCESSING REQUIREMENTS OF MILITARY POLICE AND CRIMINAL INVESTIGATION REGULATIONS (OR EQUIVALENT).

4. CJTF-4 UNITS, EXERCISING THIS AUTHORITY ARE REQUIRED TO DISTRIBUTE RECEIPTS FOR ALL SITUATIONS WHERE PRIVATELY OWNED PROPERTY IS SEIZED, ACQUIRED, OR REQUISITIONED, WHETHER UNDER MILITARY NECESSITY OR PURSUANT TO CRIMINAL INVESTIGATION. RECEIPTS WILL INCLUDE THE FOLLOWING:

4.A. DETAILED DESCRIPTION OF THE PROPERTY;

~~SECRET//REL TO USA and MCFI//X4~~

~~SECRET//REL TO USA and MCFI//X4~~

ATTACHMENT I

RELEASE BOARD WORKSHEET, Side 1



ADMINISTRATIVE DATA	
Name:	
ISN / Serial #:	
Capturing unit trace # (if known):	
Place of Birth:	
Date of Birth::	

DETENTION INFORMATION	
Date of Detention:	
Capturing Unit:	
Detaining Unit:	
Loc of Detention:	

DETENTION NARRATIVE	
Circumstances:	

YES	NO	HOLD REVIEW
		Military Intelligence / Counterintelligence Hold?
		Criminal Investigative Division (CID) Hold?
		Staff Judge Advocate (SJA) Hold?

YES	NO	IRAQI JUDICIAL REVIEW
		Has an Iraqi Judge or Magistrate ordered continued detention?
		Has an Iraqi Judge or Magistrate signed an order for release?
NOTE: Give serious consideration to court orders for release of criminals held for crimes against Iraqi victims.		

~~SECRET//REL TO USA and MCFI//X4~~

~~SECRET//REL TO USA and MCFI//X4~~

ATTACHMENT I

RELEASE BOARD WORKSHEET, Side 2



RELEASE	HOLD	RELEASE REVIEW AND RECOMMENDATIONS
		MI / CI
		CID
		SJA
		DIVISION/BRIGADE PMO

RELEASE AUTHORITY ORDER	
On the _____ day of _____, 2003, I reviewed the circumstances concerning the continued detention of _____ (name), the Detainee subject to this review. Based upon this review, I determined that: (choose one)	
	Continued detention is not warranted, and I order the release of the detainee.
	Continued detention is warranted based upon the following reasons:

RELEASE AUTHORITY INFORMATION	
Name:	
Rank:	
Unit:	
Signature:	

NATURE OF DETENTION	AUTHORIZED RELEASE AUTHORITIES*
HVD	SECDEF (note: release immediately if ordered and notify MSC)
Security Detainee	Review and Appeal Board
Major Offense	Criminal Detainee Release Board
Minor Offense	Detention Review Authority
Juvenile	Criminal Detainee Release Board

* At release, notify detaining Brigade/Division PMO.

~~SECRET//REL TO USA and MCFI//X4~~

~~SECRET//REL TO USA and MCFI//X4~~

ATTACHMENT J

RECOMMENDED PERIODS OF PRE-TRIAL DETENTION FOR MINOR OFFENCES

Table of Maximum Period of Pre-Trial Detention for Minor Offenses

Unless earlier tried, released, bound over for trial by competent Iraqi judicial authority, further detained on order of a Coalition Forces General Officer commander, civilians detained for the following offenses will be detained no longer than the periods specified:

<u>Offense</u>	<u>Maximum Period of Pre-Trial Detention</u>
Curfew Violation	24 hours
Speeding/Minor Traffic Violations	24 hours
Discharge of Weapon within City Limit	10 days
Drunk and Disorderly	10 days
Interference with Mission Accomplishment By Violating Lawful Order of Coalition Soldier in the Performance of Official Duties	14 days
Petty Theft (Theft of Item of Value of U.S.\$20 or Less)	14 days
Simple Assault	14 days

~~SECRET//REL TO USA and MCFI//X4~~

~~SECRET//REL TO USA and MCFI//X4~~

CJTF-4 DETENTION GUIDANCE CARD

This applies to all Coalition soldiers dealing with civilians in Iraq. The Report requirement must be achieved if a civilian is detained.

Authority to Detain*

You may detain any civilian who:

- you believe poses a threat to the security of Coalition forces; or
- you reasonably suspect has committed a serious crime.

Serious crimes include: murder, rape, kidnapping, armed robbery and serious assault.

*Subject to national rules of engagement

Types of Detainees

Criminal Detainee: a person you reasonably suspect to have committed a serious crime

Security Detainee: a person you reasonably believe poses a threat to the security of Coalition forces or are of intelligence value.

Actions Upon Detaining a Person

Disarm

Search

- in a lawful manner
- by same gender if possible

Confiscate - any weapons or items of intelligence value (i.e. mobile phones, computers, notebooks)

Question - to ascertain identity, address and what happened

Tag

- all detainees, their possessions and any physical evidence taken must be tagged

Inform

- inform the detainee of the reason for his or her detention where possible

Report

- a CPA Apprehension Form must be completed in a detailed and legible manner for all detainees.
- two sworn statements must be obtained from witnesses for criminal detainees

Transfer

- all detainees, their possessions, confiscated items and any physical evidence must be transferred to the nearest holding facility as soon as possible.

Use of Force

~~SECRET//REL TO USA and MCFI//X4~~

You must use only the minimum force necessary to detain a person.

~~SECRET//REL TO USA and MCFI//X4~~

COPY
CAMP
IMMEDIATE

(U) FRAGO 931 (BAGHDAD CENTRAL CONFINEMENT FACILITY FORCE PROTECTION PLAN)
CJTF-14 OPORD 03-036

(U) THIS FRAGO HAS BEEN REVIEWED AND APPROVED FOR RELEASE BY COL WOOD,
CHOPS.

(U) SUBJECT: BAGHDAD CENTRAL CONFINEMENT FACILITY FORCE PROTECTION PLAN

(U) REFERENCES:

A. (U) FRAGO 86 - IRAQI PRISONS

B. (U) FRAGO 349 - ENG SPT TO ABU GURAYB INTERNMENT FACILITY

C. (U) FRAGO 412 - MEDICAL SPT FOR ABU GURAYB

D. (U) FRAGO 532 - IRAQI TB CAUTION

E. (U) FRAGO 684 - 28 CSH MOVE FROM DOGWOOD TO IBN SINA HOSPITAL

F. (U) FRAGO 845 - ENG SPT TO ABU GURAYB

G. (U) FRAGO 881 - SECURITY REQUIREMENT FOR ABU GURAYB

H. ~~(S//REL TO USA and MCFI)~~ DETENTION AND CORRECTIONS OPERATION
FOR ASSISTANCE DATED 11 AUG 03

(U) MAPS: [NO CHANGE]

(U) TIME ZONE USED THROUGHOUT THIS ORDER: CHARLIE

(U) TASK ORGANIZATION: [NO CHANGE]

1. (U) SITUATION. [CHANGE]

1.A. ~~(S//REL TO USA and MCFI)~~ A SIGNIFICANT MORTAR THREAT PERSISTS -
BAGHDAD CENTRAL CONFINEMENT FACILITY (BCCF) AT ABU GURAYB. 5 ATTACKS
JULY 03, 4 IN AUGUST 03 AND 8 ATTACKS IN 8 DAYS IN SEPTEMBER 03. RE
RESULTED IN 2 US KIA AND 12 WIA. SMALL ARMS AND RPG ATTACKS ALSO OCC
ASSESSED THAT AS ILLUMINATION IMPROVES AT NIGHT, ATTACKS AGAINST THE
INCREASE IN BOTH FREQUENCY AND ACCURACY.

1.B. ~~(S//REL TO USA and MCFI)~~ THE CG RECENTLY TOURED THE BCCF AND
A HEIGHTENED LEVEL OF FORCE PROTECTION BE IMPLEMENTED. BCCF IS TO BE
BASE CAMP AND FORCE PROTECTION MEASURES ARE TO REFLECT THIS LONG TERM
AND COMMITMENT.

~~SECRET//REL TO USA and MCFI//X4~~

~~SECRET//REL TO USA and MCFI//X4~~

2. ~~(S//REL TO USA and MCFI)~~ MISSION. [CHANGE] CJTF 14 CONDUCTS SECURITY OPERATIONS AT THE BAGHDAD CENTRAL CONFINMENT FACILITY (BCCF) FROM C-10 ORDER TO NEUTRALIZE THE EN INDIRECT FIRE THREAT AND ENHANCE BCCF FORCE PROTECTION.

3. (U) EXECUTION. [CHANGE]

3.A. ~~(S//REL TO USA and MCFI)~~ COMMANDER'S INTENT. [CHANGE] THE PURPOSE OF C-10 ORDER IS TO ENHANCE FORCE PROTECTION AT THE BCCF. THIS WILL BE ACHIEVED BY INTEGRATING BCCF INTERNAL SECURITY WITH 82ND ABN DIV EXTERNAL SECURITY, OFFENSIVE OPERATIONS, AND THROUGH THE ALLOCATION OF ADDITIONAL FORCE ASSETS. EN INDIRECT FIRE ASSETS AND BASEPLATE LOCATIONS WILL BE TARGETED AND DESTROYED OR DISRUPTED. THE ENDSTATE WILL SEE THE INDIRECT FIRE THREAT NEUTRALIZED AND ENHANCED FORCE PROTECTION AT BCCF.

3.B. (U) CONCEPT OF THE OPERATION. [CHANGE]

3.B.1. ~~(S//REL TO USA and MCFI)~~ ADDITIONAL FORCE PROTECTION MEASURES WILL BE IMPLEMENTED AT BCCF IN ORDER TO ENHANCE INTERNAL SECURITY, INTEGRATE INTERNAL AND EXTERNAL SECURITY PLANS, AND TO RAISE FORCE PROTECTION LEVELS. C-10 OPERATIONS ARE TO BE CONDUCTED TO GAIN ADDITIONAL INTELLIGENCE ON THREAT ACTIVITY. 82ND ABN DIV CONDUCTS OFFENSIVE OPERATIONS IN ORDER TO DISRUPT EN INDIRECT FIRE CAPABILITIES. THREAT LEVELS AND FORCE PROTECTION MEASURES ARE MONITORED AND REASSESSED IN ACCORDANCE WITH MOE AND FURTHER ACTION TAKEN AS REQUIRED TO MAINTAIN STEADY STATE.

3.C. (U) TASKS TO SUBORDINATE UNITS. [CHANGE]

3.C.1. (U) 1 AD.

3.C.1.A. ~~(S//REL TO USA and MCFI)~~ COORDINATE WITH 82ND ABN FOR PLANNING AND CONDUCTING CONTINGENCIES IN THE EVENT THAT EN ATTEMPTS TO UTILIZE 1 AD BATTLE POSITION FOR INFILTRATION/EXFILTRATION AND/OR MORTAR POSITION.

3.C.2. (U) 82 ABN DIV.

3.C.2.A. ~~(S//REL TO USA and MCFI)~~ CONDUCT OFFENSIVE OPERATIONS IN ORDER TO DISRUPT EN INDIRECT FIRE CAPABILITIES IN THE VICINITY OF BCCF AND ENHANCE EXTERNAL BASE SECURITY.

3.C.2.B. ~~(S//REL TO USA and MCFI)~~ SURGE CA ACTIVITIES IN AREAS SURROUNDING THE PRISON, INCLUDING CIVIC ASSISTANCE PROJECTS UTILIZING CERP AND OHCA, RECRUITMENT OF NGOS TO THE AREA, IDENTIFICATION OF OPPORTUNITIES FOR CONTRACTOR WORK AROUND THE PRISON, AND IMPROVEMENTS TO MEDICAL CARE AND HEALTH SYSTEMS IN THE AREA.

3.C.2.C. ~~(S//REL TO USA and MCFI)~~ DEVELOP A COMPREHENSIVE PROTECTION PLAN FOR BCCF.

3.C.3. (U) 800 MP BDE.

3.C.3.A. ~~(S//REL TO USA and MCFI)~~ PROVIDE FORCE PROTECTION REP TO A CJTF 14 WEEKLY FORCE PROTECTION MEETING.

3.C.3.B. ~~(S//REL TO USA and MCFI)~~ PROVIDE INTERNAL SECURITY TO BCCF.

~~SECRET//REL TO USA and MCFI//X4~~

~~SECRET//REL TO USA and MCFI//X4~~

- 3.C.3.C. ~~(S//REL TO USA and MCFI)~~ REFINE INTERNAL QRF MEASURES.
- 3.C.3.D. ~~(S//REL TO USA and MCFI)~~ COORDINATE WITH 82ND ABN DIV IN ORDER TO INFORM 82ND ABN DIV SCHEME OF MANEUVER FOR OFFENSIVE OPERATIONS.
- 3.C.3.E. ~~(S//REL TO USA and MCFI)~~ REFINE QRF PROCEDURES AND COORDINATE QRF RESPONSE WITH 82ND ABN DIV EXTERNAL QRF.
- 3.C.3.F. ~~(S//REL TO USA and MCFI)~~ PROVIDE PROTECTION TO ENGINEER TEAMS CONDUCTING FORCE PROTECTION IMPROVEMENTS.
- 3.C.3.G. ~~(S//REL TO USA and MCFI)~~ PREPARE ALL NECESSARY PR&CS AND MIPRS TO SUPPORT PROJECT REQUESTS, APPROVALS AND ACQUISITION OF CONSTRUCTION SERVICES OR SUPPORT.
- 3.C.3.H. ~~(S//REL TO USA and MCFI)~~ INTEGRATE INTERNAL PROTECTIVE FIRE PLANNING WITH THE 82ND AIRBORNE DIVISION FOR BCCF.
- 3.C.3.I. ~~(S//REL TO USA and MCFI)~~ DEVELOP LIFE SUPPORT IMPROVEMENTS INCLUDING CLASS IX, SPT ACCOUNTS WITH 541ST CSB AND MWR.
- 3.C.4. (U) 205TH MI BDE.
- 3.C.4.A. ~~(S//REL TO USA and MCFI)~~ 205 MI BDE ELEMENTS AT BCCF TACON TO 800 MP BDE FOR INTERNAL BASE SECURITY COORDINATION.
- 3.C.4.B. ~~(S//REL TO USA and MCFI)~~ PROVIDE 1.4c DIRECT SUPPORT TO 800 MP BDE FOR INTERNAL BASE SECURITY.
- 3.C.5. (U) 3 COSCOM.
- 3.C.5.A. ~~(S//REL TO USA and MCFI)~~ PROVIDE RAOC OR BASE DEFENSE LIAISON TEAM IN ORDER TO:
- 3.C.5.A.1. ~~(S//REL TO USA and MCFI)~~ CONDUCT A BASE DEFENSE SECURITY ASSESSMENT FOR BCCF, IN ORDER TO DETERMINE BASE DEFENSE REQUIREMENTS;
- 3.C.5.A.2. ~~(S//REL TO USA and MCFI)~~ PROVIDE ADVICE ON THE INTEGRATION OF INTERNAL AND EXTERNAL SECURITY BETWEEN 800 MP BDE AND 82ND ABN DIV; AND
- 3.C.5.B. ~~(S//REL TO USA and MCFI)~~ ASSESS THE SUITABILITY OF AN ENDURING BASE DEFENSE LIAISON TEAM OR RAOC PRESENCE.
- 3.C.6. (U) 130TH ENGR BDE.
- 3.C.6.A. ~~(S//REL TO USA and MCFI)~~ PROVIDE COMBAT HEAVY COMPANY TEAM (+) DIRECT SUPPORT TO 800 MP BDE.
- 3.C.6.B. ~~(S//REL TO USA and MCFI)~~ EXECUTE PRIORITY FORCE PROTECTION TASKS TO BE PERFORMED.
- 3.C.6.C. ~~(S//REL TO USA and MCFI)~~ EXECUTE PRIORITY LSA TASKS TO BE PERFORMED AT NW AND NE LSAS.

~~SECRET//REL TO USA and MCFI//X4~~

~~SECRET//REL TO USA and MCFI//X4~~

3.C.6.D. ~~(S//REL TO USA and MCFI)~~ ADDITIONAL TASKS AS REQUIRED BY 800 MP BDE IN ACCORDANCE WITH ABU GURAYB MASTER PLAN.

3.C.7. (U) IO.

3.C.7.A. (U) SEE ANNEX P.

3.C.8. (U) C4.

3.C.8.A. ~~(S//REL TO USA and MCFI)~~ MONITOR THE DEVELOPMENT OF BCCF AS AN ENDURING BASE CAMP AND BE PREPARED TO COORDINATE LOGCAP OR TECHNICAL ASSISTANCE WHEN NECESSARY.

3.C.9. (U) C6.

3.C.9.A. ~~(S//REL TO USA and MCFI)~~ PRODUCE MWR SIGNAL SUPPORT PLAN FOR BCCF.

3.C.9.B. ~~(S//REL TO USA and MCFI)~~ COORDINATE COMMUNICATIONS REQUIREMENTS IN SUPPORT OF BCCF RAISED FORCE PROTECTION LEVELS AND COMMENSURATE WITH AN ENDURING BASE CAMP.

3.C.10. (U) C7.

3.C.10.A. ~~(S//REL TO USA and MCFI)~~ PROVIDE FED-B (-) TO PERFORM THE FOLLOWING TASKS IN SUPPORT OF 800 MP BDE:

3.C.10.B. (U) DEVELOP A BASE CAMP MASTER PLAN.

3.C.10.C. (U) DEVELOP SCOPES OF WORK AND COST ESTIMATES TO SUPPORT CONSTRUCTION SERVICES SUPPORT AND EXECUTION OF THE MASTER PLAN.

3.C.10.D. (U) COORDINATE LOCAL CONTRACTOR SUPPORT AS APPROPRIATE.

3.C.10.E. (U) PROVIDE GUIDANCE FOR RECOMMENDED PUBLIC WORKS AND ORGANIZATION OF FACILITY MANAGEMENT.

3.D. (U) COORDINATING INSTRUCTIONS. [CHANGE]

3.D.1. ~~(S//REL TO USA and MCFI)~~ ALL TASKS CONDUCTED OUTSIDE OF THE BCCF PERIMETER WILL BE COORDINATED WITH THE 82ND ABN DIV FOR SITE SECURITY, FORCE PROTECTION AND AREA CLEARANCE.

3.D.2. (U) MEASURES OF EFFECTIVENESS TO BE DEVELOPED ARE AS FOLLOWS:

3.D.2.A. (U) DESTRUCTION EN INDIRECT FIRE ASSETS.

3.D.2.B. (U) REDUCTION IN NUMBER OF MORTAR AND OTHER ATTACKS.

3.D.2.C. (U) FAVORABLE RESPONSE TO CA PROJECTS.

3.D.2.D. (U) REDUCTION OF CASUALTIES FROM EN ATTACKS.

3.D.2.E. (U) DIRLAUTH ALCON.

4. (U) SERVICE SUPPORT. [NO CHANGE]

~~SECRET//REL TO USA and MCFI//X4~~

~~SECRET//REL TO USA and MCFI//X4~~

5. (U) COMMAND AND SIGNAL. [CHANGE]

5.A. (U) COMMAND. [CHANGE]

5.A.1. ~~(S//REL TO USA and MCFI)~~ ELEMENTS WITHIN BCCF ARE TACON TO 800TH MP BDE FOR COORDINATION OF SECURITY.

5.A.2. ~~(S//REL TO USA and MCFI)~~ 800TH MP BDE IS TO ENSURE THAT ALL EXTERNAL SECURITY MEASURES, INCLUDING INDIRECT AND DIRECT FIRE PLANS, ARE COORDINATED WITH 82ND ABN DIV.

5.A.3. ~~(S//REL TO USA and MCFI)~~ UNITS WITHIN THE 82ND ABN AO AND OUTSIDE THE BCCF ARE TACON TO 82ND ABN.

5.B. (U) SIGNAL. [CHANGE]

5.B.1. (U) CJTF-14 FUOPS POC: [REDACTED] (b)(3), (b)(6)
[REDACTED] (b)(3), (b)(6)

ACKNOWLEDGE

SANCHEZ
LTG

OFFICIAL:

[REDACTED] (b)(3), (b)(6)

ATTACHMENTS:

1. ANNEX P TO BCCF

~~SECRET//REL TO USA and MCFI//X4~~

~~SECRET//REL TO USA and MCFI//X4~~

CCF

CAME

(U) ANNEX P (IO) TO FRAGO 931

1. (~~S//REL TO USA AND MCFI~~) SITUATION. IO CONDUCTS OPERATIONS TO THE TARGET AUDIENCES IN VICINITY OF THE BAGHDAD CENTRAL CONFINEMENT CAMP (BCCF) IN ORDER TO ENHANCE FORCE PROTECTION AND DETER FURTHER ATTACKS.

2. (U) TASKS.

2.A. (~~S//REL TO USA AND MCFI~~) CONDUCT ENGAGEMENT MEETINGS WITH LOCALS AND AROUND THE BCCF TO PERSUADE THEM TO INCREASE SECURITY PRESSURE ON AND FOREIGN FIGHTER NETWORKS. COALITION PERSONNEL SHOULD BASE THEIR LOCAL LEADERS BASED ON THE DISPOSITION OF THAT PARTICULAR LEADER (PRO/ANTI COALITION) THE FOLLOWING TALKING POINTS SHOULD BE USED IN DISCUSSIONS WITH THE LEADERS:

2.A.1. (U) THE COALITION WILL NOT TOLERATE TERRORISTS OR FOREIGN FIGHTERS ANYWHERE IN IRAQ.

2.A.2. (U) YOUR TOWN CURRENTLY HARBORS TERRORISTS AND FOREIGN FIGHTERS.

2.A.3. (U) TERRORISTS AND FOREIGN FIGHTERS ARE A THREAT TO SECURITY. YOUR ATTENTION.

2.A.4. (U) YOU NEED TO IMMEDIATELY REMOVE THESE DANGEROUS ELEMENTS FROM YOUR COMMUNITY.

2.A.5. (U) IF YOU ARE UNWILLING TO HELP REMOVE THESE ELEMENTS, THE COALITION WILL ASSUME YOU ARE HELPING THE TERRORISTS AND FOREIGN FIGHTERS.

2.A.6. (U) THE COALITION OFFERS SIGNIFICANT REWARDS FOR INFORMATION ON THE CAPTURE/KILLING OF TERRORIST AND FOREIGN FIGHTERS.

2.A.7. (U) ANYONE WHO ASSISTS CRIMINALS OR FAILS TO REPORT CRIMINALS MAY BE IMPRISONED.

2.B. (~~S//REL TO USA AND MCFI~~) INFLUENCE CIVILIAN POPULATION AROUND THE BCCF PRISON WITH PSYOP REWARDS PROGRAM PRINT PRODUCTS (POSTERS AND HANDERS) AND LOCAL LEADER ENGAGEMENT MEETINGS TO PERSUADE THE POPULACE TO REPORT TERRORIST ACTIVITIES TO COALITION FORCES. SOLDIERS SHOULD DELIVER THE FOLLOWING TALKING POINTS WHEN INTERACTING WITH THE POPULACE:

2.B.1. (U) SECURITY IS THE JOINT RESPONSIBILITY OF THE IRAQI PEOPLE AND COALITION FORCES.

2.B.2. (U) FORMER REGIME LOYALISTS, TERRORISTS, AND FOREIGN FIGHTERS ARE A THREAT TO THE SAFETY OF ALL IRAQIS, AND PROLONG COALITION PRESENCE.

2.B.3. (U) COALITION FORCES NEED THE ASSISTANCE OF THE IRAQI PEOPLE TO REMOVE THESE INDIVIDUALS AND ACTIVITIES.

~~SECRET//REL TO USA and MCFI//X4~~

~~SECRET//REL TO USA and MCF//X4~~

2.B.4. (U) THE COALITION IS WILLING TO COMPENSATE ANYONE WHO OFFERS INFORMATION THAT CAN BE USED TO DETAIN THESE SUBVERSIVE ELEMENTS.

2.B.5. (U) REPORTING THESE INDIVIDUALS AND ACTIVITIES TO THE COALITION TO RID THESE DESTABILIZING INFLUENCES FROM IRAQ.

Approved for Release

~~SECRET//REL TO USA and MCF//X4~~

~~SECRET//REL TO USA and MCFI//X4~~

COPY OF COPIES
HQ, CJTF 14a
CAMP VICTORY, IRAQ
311045CDEC03
IMMEDIATE (AMBER)

(U) FRAGO 1301 [1AD PROVIDES ONE CS MP PLATOON TO ABU GHURAYB PRISON] TO CJTF 14a
OPORD 03-036

(U) THIS FRAGO HAS BEEN REVIEWED AND APPROVED FOR RELEASE BY (b)(3), (b)(6) CJTF 14a
CHOPS.

(U) SUBJECT: 1AD PROVIDES ONE CS MP PLATOON TO 205TH MI BDE TO PROVIDE SECURITY
AT ABU GHURAYB PRISON

(U) REFERENCES:

(U) MAPS: [NO CHANGE]

(U) TIME ZONE USED THROUGHOUT THIS ORDER: CHARLIE

(U) TASK ORGANIZATION: [CHANGE] AS PER PARAGRAPH B.B.

1. (U) SITUATION. [CHANGE] AS PER INTSUM.

2. (U) MISSION. [NO CHANGE]

3. (U) EXECUTION. [CHANGE]

3.A. (U) COMMANDER'S INTENT. [NO CHANGE]

3.B. (U) CONCEPT OF THE OPERATION. [CHANGE]

3.B.1. ~~(S//REL TO USA and MCFI)~~ CJTF 14a ATTACHES ONE CS MP PLT TO 205 MI BDE TO
CONDUCT SECURITY OPERATIONS AT ABU GHURAYB PRISON NLT 03 JAN 04 IOT SECURITY
MITIGATE GAP CREATED BY REDEPLOYMENT OF ONE PLATOON FROM E/51 IN (LRS) REACHING
365 DAYS IN THEATER.

3.C. (U) TASKS TO SUBORDINATE UNITS. [CHANGE]

3.C.1. (U) 1AD.

3.C.1.A. ~~(S//REL TO USA and MCFI)~~ ATTACH ONE CS MP PLT TO 205 MI BDE TO CONDUCT
SECURITY OPERATIONS AT ABU GHURAYB PRISON NLT 03 JAN 04 IOT MITIGATE GAP CREATED
BY REDEPLOYMENT OF E/51 IN (LRS) PLT.

3.C.2. (U) 82 ABN.

3.C.2.A. ~~(S//REL TO USA and MCFI)~~ BPT PROVIDE 15 MAN QRF WITHIN 45 MIN FOR 205
MI AT ABU GHURAYB PRISON FROM 31 DEC 03 TO 5 JAN 04.

3.C.3. (U) 205 MI BDE.

~~SECRET//REL TO USA and MCFI//X4~~

~~SECRET//REL TO USA and MCFI//X4~~

3.C.3.A. (~~S//REL TO USA and MCFI~~) ACCEPT ATTACHMENT OF ONE CS MP PLT TO CONDUCT SECURITY OPERATIONS AT ABU GHURAYB PRISON NLT 30 JAN 04 IOT MITIGATE GAP CREATED BY REDEPLOYMENT OF E/51 (LRS) PLT.

3.D. (U) COORDINATING INSTRUCTIONS. [CHANGE]

3.D.1. (~~S//REL TO USA and MCFI~~) DIRLAUTH ALCON.

4. (U) SERVICE SUPPORT. [NO CHANGE]

5. (U) COMMAND AND SIGNAL. [CHANGE]

5.A. (U) POC FOR THIS FRAGO IS (b)(3), (b)(6) C35 FUTURE OPERATIONS, DSN (b)(6)

5.B. (U) 205 MI BDE POC AT THE JOINT INTERROGATION AND DEBRIEFING CENTER (JIDC) AT ABU GHURAYB IS (b)(3), (b)(6)
(b)(3), (b)(6)

ACKNOWLEDGE

SANCHEZ
LTG

OFFICIAL:

(b)(3), (b)(6)

ATTACHMENTS:

~~SECRET//REL TO USA and MCFI//X4~~