



U.S. Department of Justice

Federal Bureau of Investigation

Washington, D. C. 20335-0001

July 14, 2004

Major General Donald J. Ryder
Department of the Army
Criminal Investigation Command
6010 6th Street
Fort Belvoir, Virginia 22060-5506

Re: Suspected Mistreatment of Detainees

Dear General Ryder:

I appreciate the opportunity I had to meet with you last week. As part of a follow up on our discussion on detainee treatment, I would like to alert you to three situations observed by agents of the Federal Bureau of Investigation (FBI) of highly aggressive interrogation techniques being used against detainees in Guantanamo (GTMO). I refer them to you for appropriate action.

1. During late 2002, FBI Special Agent James Clemente was present in an observation room at GTMO and observed Sergeant (first name unknown) Lacey conducting an interrogation of an unknown detainee. (SA Clemente was present to observe the interrogation occurring in a different interrogation room.) Sgt. Lacey entered the observation room and complained that curtain movement at the observation window was distracting the detainee, although no movement of the curtain had occurred. She directed a marine to duct tape a curtain over the two-way mirror between the interrogation room and the observation room. SA Clemente characterized this action as an attempt to prohibit those in the observation room from witnessing her interaction with the detainee. Through the surveillance camera monitor, SA Clemente then observed Sgt. Lacey position herself between the detainee and the surveillance camera. The detainee was shackled and his hands were cuffed to his waist. SA Clemente observed Sgt. Lacey apparently whispering in the detainee's ear, and caressing and applying lotion to his arms (this was during Ramadan when physical contact with a woman would have been particularly offensive to a Moslem male). On more than one occasion the detainee appeared to be grimacing in pain, and Sgt. Lacey's hands appeared to be making some contact with the detainee. Although SA Clemente could not see her hands at all times, he saw them moving towards the detainee's lap. He also observed the detainee pulling away and against the restraints. Subsequently, the marine who had previously taped the curtain and had been in the interrogation room with Sgt. Lacey during the interrogation re-entered the observation room.

General Donald J. Ryder

SA Clemente asked what had happened to cause the detainee to grimace in pain. The marine said Sgt. Lacey had grabbed the detainee's thumbs and bent them backwards and indicated that she also grabbed his genitals. The marine also implied that her treatment of that detainee was less harsh than her treatment of others by indicating that he had seen her treatment of other detainees result in detainees curling into a fetal position on the floor and crying in pain.

2. Also in October 2002, FBI Special Agent Robert Morton was observing the interrogation of a detainee when Dave Becker, a civilian contractor, came into the observation room and asked SA Morton to come see something. SA Morton then saw an unknown bearded, long-haired detainee in another interrogation room. The detainee had been gagged with duct tape that covered much of his head. SA Morton asked Mr. Becker whether the detainee had spit at the interrogators. Mr. Becker laughed and stated that the detainee had been chanting the Koran and would not stop. Mr. Becker did not answer when SA Morton asked how the duct tape would be removed from the detainee.
3. In September or October of 2002 FBI agents observed that a canine was used in an aggressive manner to intimidate detainee #63 and, in November 2002, FBI agents observed Detainee #63 after he had been subjected to intense isolation for over three months. During that time period, #63 was totally isolated (with the exception of occasional interrogations) in a cell that was always flooded with light. By late November, the detainee was evidencing behavior consistent with extreme psychological trauma (talking to non-existent people, reporting hearing voices, crouching in a corner of the cell covered with a sheet for hours on end). It is unknown to the FBI whether such extended isolation was approved by appropriate DoD authorities.

These situations were referenced in a May 30, 2003 electronic communication (EC) from the Behavioral Analysis Unit of the FBI to FBI Headquarters. That EC attached, among other documents, a draft Memorandum for the Record dated 15 January 2003 from Capt. Mark E. McCary (USAFR), that refers to the first two events among others in a time line of events related to discussions concerning the use of aggressive interrogation techniques. Marion Bowman of the FBI's Office of General Counsel discussed the contents of those communications with Mr. Dietz, Deputy General Counsel (Intelligence) and Mr. Del'Orto, Deputy General Counsel of DoD, around the time the EC was received. Although he was assured that the general concerns expressed, and the debate between the FBI and DoD regarding the treatment of detainees was known to officials in the Pentagon, I have no record that our specific concerns regarding these three situations were communicated to DoD for appropriate action.

General Donald J. Ryder

If I can provide any further information to you, please do not hesitate to call.

Sincerely yours,



F.J. Harrington
Deputy Assistant Director
Counterterrorism Division

~~SECRET~~

b6 -1
b7C -1

From [redacted] (INSD) (FBI) b6 -1
To Caproni, Valere E (OGC) (FBI) b7C -1
cc
Subject FW GTMO

SENSITIVE BUT UNCLASSIFIED
NON-RECORD

Here is the second summary. One more to go
-----Original Message-----

From [redacted] (BS) (FBI) b6 -1
Sent Monday, August 02, 2004 10:48 AM b7C -1
To [redacted] (INSD) (FBI)
Subject RE GTMO

SENSITIVE BUT UNCLASSIFIED
NON-RECORD

Mr [redacted] b6 -1
b7C -1

As requested, here is a brief summary of what I observed at GTMO

On a couple of occasions, I entered interview rooms to find a detainee chained hand and foot in a fetal position to the floor, with no chair, food, or water. Most times they had urinated or defecated on themselves, and had been left there for 18, 24 hours or more. On one occasion, the air conditioning had been turned down so far and the temperature was so cold in the room, that the barefooted detainee was shaking with cold. When I asked the MP's what was going on, I was told that interrogators from the day prior had ordered this treatment, and the detainee was not to be moved. On another occasion, the A/C had been turned off, making the temperature in the unventilated room probably well over 100 degrees. The detainee was almost unconscious on the floor, with a pile of hair next to him. He had apparently been literally pulling his own hair out throughout the night. On another occasion, not only was the temperature unbearably hot, but extremely loud rap music was being played in the room, and had been since the day before, with the detainee chained hand and foot in the fetal position on the floor.

Any questions, feel free to call or ask via email [redacted] b2 -1
[redacted] b6 -1
[redacted] b7C -1

-----Original Message-----
From [redacted] (INSD) (FBI) b6 -1
Sent Thursday, July 29, 2004 10:58 AM b7C -1
To [redacted] (BS) (FBI)
Subject RE GTMO

SENSITIVE BUT UNCLASSIFIED
NON-RECORD

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED EXCEPT
WHERE SHOWN OTHERWISE

DATE: 11-09-2004
CLASSIFIED BY: 61579DWH/POB/gag/DI-CV-4151
REASON: 1.4 (2)
DECLASSIFY ON: 11-09-2023

~~SECRET~~

DETAINEES-1760

1760

5053

[Redacted]

(MSG016 RTF

~~SECRET~~

b6 -1
b7C -1

Could you please provide a short summary of what you observed? Thanks

-----Original Message-----

From [Redacted] (BS) (FBI)
Sent Monday, July 12, 2004 10 10 AM
To [Redacted] (INSD) (FBI)
Subject RE GTMO

b6 -1
b7C -1

SENSITIVE BUT UNCLASSIFIED
NON-RECORD

b6 -1
b7C -1

Mr [Redacted]

I am responding to your request for feedback on aggressive treatment and improper interview techniques used on detainees at GTMO. I did observe treatment that was not only aggressive, but personally very upsetting, although I can't say that this treatment was perpetrated by Bureau employees. It seemed that these techniques were being employed by the military, government contract employees and [Redacted]

b1

b2 -1
b6 -1
b7C -1

My name is SA [Redacted] Boston Division, EOD [Redacted] currently assigned to Squad C-9, telephone [Redacted]

(S)

SENSITIVE BUT UNCLASSIFIED

SENSITIVE BUT UNCLASSIFIED

SENSITIVE BUT UNCLASSIFIED

SENSITIVE BUT UNCLASSIFIED

~~SECRET~~

DETAINEES-1761

1761

5054

[Redacted]

Fwd: Impersonating [Redacted] at GTMO

b6 -1
b7C -1

b6 -1 From: [Redacted]
b7C -1 To: Bald, Gary, BATTLE, FRANKIE, CUMMINGS, ARTHUR, ...
Date: Fri, Dec 5, 2003 9:53 AM
Subject: Fwd: Impersonating FBI at GTMO

b6 -1 Frank [Redacted]
b7C -1

I am forwarding this EC up the CTD chain of command. MLDU requested this information be documented to protect the FBI. MLDU has had a long standing and documented position against use of some of DOD's interrogation practices, however, we were not aware of these latest techniques until recently.

b2 -3
b6 -4
b7C -4
b7E -1
b7F -1

Of concern, DOD interrogators impersonating Supervisory Special Agents of the FBI told a detainee that [Redacted] These same interrogation teams then [Redacted] The detainee was also told by this interrogation team [Redacted]

These tactics have produced no intelligence of a threat neutralization nature to date and CTF believes that techniques have destroyed any chance of prosecuting this detainee.

If this detainee is ever released or his story made public in any way, DOD interrogators will not be held accountable because these torture techniques were done the "FBI" interrogators. The FBI will left holding the bag before the public.

b6 -1 SSA [Redacted]
b7C -1 CTD/MLDU

CC: [Redacted]

b6 -1
b7C -1

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 11-05-2004 BY 61528MH/OCB/4303/AV/415

DETAINEEES-3168

b6 -1
b7C -1

From Caproni, Valene E (OGC) (FBI)
b6 -1 To {} (INSD) (FBI)
b7C -1 cc
Subject RE GTMO

SENSITIVE BUT UNCLASSIFIED
NON-RECORD

b5 -3



-----Original Message-----
b6 -1 From {} (INSD) (FBI)
b7C -1 Sent Monday, August 16, 2004 2:49 PM
To Caproni, Valene E (OGC),(FBI)
Subject FW GTMO

SENSITIVE BUT UNCLASSIFIED
NON-RECORD

This should be the last one Let me know followup or not

-----Original Message-----
b6 -1 From {} (OM) (FBI)
b7C -1 Sent Friday, July 30, 2004 1:56 PM
To {} (INSD) (FBI)
Subject RE GTMO

SENSITIVE BUT UNCLASSIFIED
NON-RECORD

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 11-03-2004 BY 61579 DMH/PLB/JAC 04 CV 115

b6 -1
b7C -1



Following a detainee interview exact date unknown, while leaving the interview building at Camp Delta at approximately 8:30 p.m. or later, I heard and observed in the hallway loud music and flashes of light. I walked from the hallway into the open door of a monitoring room to see what was going on. From the monitoring room, I looked inside the adjacent interview room. At that time I saw another detainee sitting on the floor of the interview room with an Israeli flag draped around him, loud music being played and a strobe light flashing. I left the monitoring room immediately after seeing this activity. I did not see any other persons inside the interview room with the Israeli flag draped detainee, but suspect that this was a practice used by the DOD/DHS since the only other persons inside the hallway near this particular interview room were dressed in green military fatigues, similar to the ones worn by DOD/DHS and the DOD MP Uniformed Reservists. At no time did I observe any physical assaults take place of this detainee nor any others while assigned to GTMO.

I understood prior to deployment to GTMO, that such techniques were not allowed, nor approved by FBI policy. While at GTMO no such techniques were never conducted to my knowledge by any of the

DETAINEES-1414

1414

4737

b6 -1
b7C -1

CITF personnel assigned at GTMO

Approximately one or two days later, DHS tactics were discussed at a weekly held CITF staff meeting. Many of the CITF investigators discussed how some of the DHS tactics had been counterproductive in building rapport with detainees who were being interviewed by CITF members. Acting FBI SSA

b6 -1
b7C -1

[redacted] advised that no CITF personnel including FBI agents were to take part in any such interviews or interrogations which fell outside the FBI's policy of interviewing detainees. ASSA [redacted] also advised us that if we became aware of any similar instances where aggressive DHS tactics had been observed to notify him, provide details, and he would make these instances known to appropriate GTMO DOD and DOJ officials. It should be noted that while at GTMO, ASSA [redacted] acted in an exemplary manner and represented the FBI as a consummate professional. This summary details the only incident I have to report regarding observing a non-FBI approved tactic being used on a detainee at GTMO.

b6 -1
b7C -1

[redacted]
FBI Omaha
Des Moines R A

b2 -1

-----Original Message-----

b6 -1
b7C -1

From [redacted] (INSD) (FBI)
Sent Thursday, July 29, 2004 9:59 AM
To [redacted] (OM) (FBI)
Subject RE GTMO

SENSITIVE BUT UNCLASSIFIED
NON-RECORD

Could you please provide a short summary of what you observed. Thanks

-----Original Message-----

b6 -1
b7C -1

From [redacted] (OM) (FBI)
Sent Friday, July 09, 2004 4:20 PM
To [redacted] (INSD) (FBI)
Subject RE GTMO

SENSITIVE BUT UNCLASSIFIED
NON-RECORD

b6 -1
b7C -1

While at GTMO I observed some non-FBI policy treatment which was conducted by non-Bureau and non-CITF personnel being used on one detainee. I did not observe any physical mistreatment of any detainee.

b6 -1
b7C -1

[redacted]
FBI Omaha
Des Moines R A

b2 -1

-----Original Message-----

DETAINEES-1415

1415

4738