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DATE: APR 2008

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Each of the four conventions denominates offenses known as "grave breaches." Conventions I and II (protecting wounded and sick soldiers and sailors) state that:

Grave breaches \* \* \* shall be those involving any of the following acts, if committed against persons or property protected by the Convention: wilful killing, torture or inhuman treatment, including biological experiments, wilfully causing great suffering or serious injury to body or health, and extensive destruction and appropriation of property, not justified by military necessity and carried out unlawfully and wantonly.<sup>52</sup>

<sup>52</sup> Convention I, art. 50; Convention II, art. 51.

Convention III (protecting prisoners of war) states that:

Grave breaches \* \* \* shall be those involving any of the following acts, if committed against persons or property protected by the Convention: wilful killing, torture or inhuman treatment, including biological experiments, wilfully causing great suffering or serious injury to body or health, compelling a prisoner of war to serve in the forces of the hostile Power, or wilfully depriving a prisoner of war of the rights of fair and regular trial prescribed in this Convention.<sup>53</sup>

<sup>53</sup> Convention III, art. 130.

Convention IV (protecting civilians in time of war) states that:

Grave breaches \* \* \* shall be those involving any of the following acts, if committed against persons or property protected by the present Convention: wilful killing, torture or inhuman treatment, including biological experiments, wilfully causing great suffering or serious injury to body or health, unlawful deportation or transfer or unlawful confinement of protected person, compelling a protected person to serve in the forces of a hostile Power, or wilfully depriving a protected person of the rights of fair and regular trial prescribed in the present Convention, taking of hostages and extensive destruction and appropriation of property, not justified by military necessity and carried out unlawfully and wantonly.<sup>54</sup>

<sup>54</sup> Convention IV, art. 147.

The next definitional section that requires attention is (c)(2), relating to the articles of the Hague Convention. This subsection is less significant the Hague Convention covers only conduct of armed forces during war. On this topic House Report 105-204, the committee report for the Expanded War Crimes Act of 1997, is helpful in summarizing the applicable articles of the Hague Convention:

Article 23 of the Convention lists a series of acts prohibited in war, including, among other things, using poison weapons, killing individuals who have laid down their arms and surrendered, and employing arms calculated to cause unnecessary suffering. Article 25 prohibits the bombardment of undefended towns, villages, dwellings, or buildings. Article 27 requires forces to take steps to spare, as far as possible, buildings dedicated to religion, art, science, or charitable purposes, historic monuments, hospitals, and places where the sick and wounded are collected, provided they are not being used at the time for military purposes. Article 28 prohibits pillage.

The last definitional subsection of any relevance is (c)(3), relating to common Article 3 of the Geneva Conventions (subsection (c)(4), relating to use of mines and booby-traps is irrelevant). Common Article 3 is quoted here from House Report 105-204, the committee report for the Expanded War Crimes Act of 1997.

In the case of armed conflict not of an international character occurring in the territory of one of the High Contracting Parties, each Party to the conflict shall be bound to apply, as a minimum, the following provisions:

(1) Persons taking no active part in the hostilities, including members of armed forces who have laid down their arms and those placed hors de combat by sickness, wounds, detention, or any other cause, shall in all circumstances be treated humanely, without any adverse distinction founded on race, colour, religion

or faith, sex, birth or wealth, or any other similar criteria.

To this end, the following acts are and shall remain prohibited at any time and in any place whatsoever with respect to the above-mentioned persons:

- (a) violence to life and person, in particular murder of all kinds, mutilation, cruel treatment and torture;
- (b) taking of hostages;
- (c) outrages upon personal dignity, in particular humiliating and degrading treatment;
- (d) the passing of sentences and the carrying out of executions without previous judgment pronounced by a regularly constituted court, affording all the judicial guarantees which are recognized as indispensable by civilized peoples.

(2) The wounded and sick shall be collected and cared for.

(b) (2)  
 (b) (5) APPROVED FOR RELEASE  
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**Provisions of Geneva IV proscribing relevant conduct:**

**ARTICLE 147: GRAVE BREACHES**

“Grave breaches to which the preceding Article relates shall be those involving any of the following acts, if committed against persons or property protected by the present Convention: willful killing, torture or inhuman treatment, including biological experiments, willfully causing great suffering or serious injury to body or health, *unlawful deportation or transfer, or unlawful confinement of a protected person*, compelling a protected person to serve in the forces of a hostile power, or willfully depriving a protected person of the rights of fair and regular trial prescribed in the present Convention, taking of hostages and extensive destruction and appropriation of property, not justified by military necessity and carried out unlawfully and wantonly (emphasis added).”

Pictet: “Unlawful deportation or transfer-This refers to breaches of the provisions of Articles 45 and 49. . . transfers are forbidden except in cases where the safety of the protected persons may make them absolutely necessary.”

ARTICLE 45 (of Part III, “Status and Treatment of Protected Persons”, § II, dealing with “Aliens in the Territory of a Party to the Conflict”) permits transfer of protected persons who are aliens under certain circumstances: “Protected persons shall not be transferred to a Power which is not a party to the Convention. . . .

“Protected persons may be transferred by the Detaining Power only to a Power which is a party to the present Convention and after the Detaining Power has satisfied itself of the willingness and ability of such transferee Power to apply the present Convention. . . .”

Pictet’s commentary on Art. 45: “any movement of protected persons to another state, carried out by the Detaining Power on an individual or collective basis, is considered as a transfer for the purposes of art. 45. “Transfer” may mean internment in the territory of another Power, repatriation, the returning of protected persons to their country of residence, or their extradition. . . . In the absence of any clause stating that deportation is to be regarded as a form of transfer, this Article would not appear to raise any obstacle to the right of Parties to the conflict to deport aliens individual cases when State security demands such action.”

**ARTICLE 49: DEPORTATIONS, TRANSFERS, EVACUATIONS**

“Individual or mass forcible transfers, as well as deportations of protected persons from occupied territory to the territory of the Occupying Power or to that of any other country, occupied or not, are prohibited, regardless of their motive.

Nevertheless, the Occupying Power may undertake total or partial evacuation of a given area if the security of the population or imperative military reasons so demand.

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Such evacuations may not involve the displacement of protected persons outside the bounds of the occupied territory except when for material reasons it is impossible to avoid such displacement. Persons thus evacuated shall be transferred back to their homes as soon as hostilities in the area in question have ceased."

Pictet: "The prohibition is absolute and allows of no exceptions, except for those stipulated in para. 2."

(comments on para. 2) – "evacuation may only be ordered in two cases, which are defined in great detail, namely when the safety of the population or imperative military reasons so demand. .... It is stipulated that evacuation must not involve the movement of protected persons outside the occupied territory, unless it is physically impossible to do otherwise. Thus, as a rule evacuation must be to reception centers inside the territory."

The detained individual has lost the privileges of a "protected person" because he is under definite suspicion of activity hostile to the security of the Occupying power. Though, see Pictet's commentaries to evaluate the strength of this claim.

ARTICLE 5: DEROGATIONS. "Where in the territory of a Party to the conflict, the latter is satisfied that an individual protected person is definitely suspected of or engaged in activities hostile to the security of the State, such individual shall not be entitled to claim such rights and privileges under the present Convention as would, if exercised in the favour of such individual person, be prejudicial to the security of such State.

Where in occupied territory an individual protected person is detained as a spy or saboteur, or as a person under definite suspicion of activity hostile to the security of the Occupying Power, such person shall, in those cases where absolute military security so requires, be regarded as having forfeited rights of communication under the present Convention.

In such case, such persons shall nevertheless be treated with humanity and, in case of trial, shall not be deprived of the rights of fair and regular trial prescribed by the present Convention. They shall also be granted the full rights and privileges of a protected person under the Convention at the earliest date consistent with the security of the Occupying Power, as the case may be."

Pictet: "The idea of activities prejudicial or hostile to the security of the State, is very hard to define. That is one of the Article's weak points. What is meant is probably above all espionage, sabotage and intelligence with the enemy Government or enemy nationals. The clause cannot refer to a political attitude towards the State, so long as that attitude is not translated into action.

The Article, as it stands, is involved- one might even say, open to question. . What is most to be feared is that widespread application of the Article may eventually lead to the existence of a category of civilian internees who do not receive the normal treatment laid down by the Convention but are detained under conditions which are almost impossible to check. It must be emphasized most strongly, therefore, that Article 5 can only be applied in individual cases of an exceptional nature, when the existence of

specific charges makes it almost certain that penal proceedings will follow. This Article should never be applied as a result of mere suspicion.”

Persons who commit offenses intended to harm the occupying power may be interned under Article 68. Also, Article 78 sanctions internment in some circumstances. Based on Pictet's commentary to Article 78, however, internment must be within the boundaries of the occupied country itself. Therefore transfers of civilians outside of the occupied country would not be considered internment and would not be sanctioned under Articles 68, 78, or 42.

#### ARTICLE 68 – PENAL LEGISLATION

“Protected persons who commit an offense which is solely intended to harm the Occupying Power, but which does not constitute an attempt on the life or limb of members of the occupying forces or administration, nor a grave collective danger, nor seriously damage the property of the occupying forces or administration or the installation used by them, shall be liable to internment or simple imprisonment, provided the duration of such internment or imprisonment is proportionate to the offence committed.”

#### ARTICLE 78 – SECURITY MEASURES, INTERNMENT, AND ASSIGNED RESIDENCE.

“If the Occupying Power considers it necessary, for imperative reasons of security, to take safety measures concerning protected persons, it may, at the most, subject them to assigned residence or internment.

Decisions regarding such assigned residence or internment shall be made according to a regular procedure to be prescribed by the Occupying Power in accordance with the provisions of the present Convention. . . .”

Pictet: “In occupied territories the internment of protected persons should be even more exceptional than it is inside the territory of the Parties to the conflict; for in the former case the question of nationality does not arise. That is why Art. 78 speaks of imperative reasons of security; there can be no questions of taking collective measures: each case must be decided separately.

“It will suffice to mention here that as we are dealing with occupied territory, the protected persons concerned will benefit by the provisions of Art. 49 and cannot be deported; they can *therefore only be interned, or placed in assigned residence, within the frontiers of the occupied country itself*. In any case, such measures can only be ordered for real and imperative reasons of security; their exceptional character must be preserved (emphasis added).”

#### ARTICLE 41: ASSIGNED RESIDENCE. INTERNMENT

“Should the Power in whose hands protected persons may be consider the measure of control mentioned in the present Convention to be inadequate, it may not have recourse to any other measure of control more sever that that of assigned residence or internment, in accordance with the provisions of Articles 42 and 43.”

ARTICLE 42: GROUNDS FOR INTERNMENT OR ASSIGNED RESIDENCE.  
VOLUNTARY INTERNMENT

“The internment or placing in assigned residence of protected persons may be ordered only if the security of the Detaining Power makes it absolutely necessary.”

Pictet: “It is thus left very largely to Governments to decide the measure of activity prejudicial to the internal or external security of the State which justifies internment or assigned residence.

Subversive activity carried on inside the territory of a Party to the conflict or actions which are of direct assistance to an enemy Power both threaten the security of the country; a belligerent may intern people or place them in assigned residence if it has serious and legitimate reason to think that they are members of organizations whose object is to cause disturbances, or that they may seriously prejudice its security by other means, such as sabotage or espionage; the provisions of Article 5 of the present Convention may also be applied in such cases.

. . . To justify recourse to such measures the State must have reason to think that the person concerned, by his activities, knowledge, or qualifications, represents a real threat to its present or future security.”

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GCC (GENEVA IV) ARTICLES MENTIONED IN

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In such case, such persons shall nevertheless be treated with humanity and, in case of trial, shall not be deprived of the rights of fair and regular trial prescribed by the present Convention. They shall also be granted the full rights and privileges of a protected person under the Convention at the earliest date consistent with the security of the Occupying Power, as the case may be."

Pictet: "It may, nevertheless, seem rather surprising that a humanitarian Convention should tend to protect spies, saboteurs, or irregular combatants. Those who take part in the struggle while not belonging to the armed forces are acting deliberately outside the laws of warfare. Surely they know the dangers to which they are exposing themselves. It might therefore have been simpler to exclude them from the benefits of the Convention,

if such a course had been possible, but the terms espionage, sabotage, terrorism, banditry and intelligence with the enemy, have so often been used lightly, and applied to such trivial offenses, that it was not advisable to leave the accused at the mercy of those detaining them.”

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DATE: APR 2008

*The Avalon Project*  *at Yale Law School*

*Laws of War :  
Laws and Customs of War on Land (Hague IV); October  
18, 1907*

**The Convention**

Art 1	Art 2	Art 3	Art 4	Art 5	Art 6	Art 7	Art 8	Art 9
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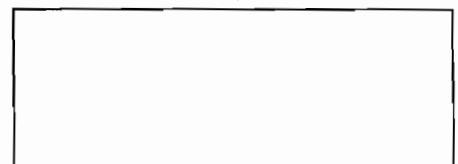
**Annex to the Convention**

Art 1	Art 2	Art 3	Art 4	Art 5	Art 6	Art 7	Art 8	Art 9	Art 10
Art 11	Art 12	Art 13	Art 14	Art 15	Art 16	Art 17	Art 18	Art 19	Art 20
Art 21	Art 22	Art 23	Art 24	Art 25	Art 26	Art 27	Art 28	Art 29	Art 30
Art 31	Art 32	Art 33	Art 34	Art 35	Art 36	Art 37	Art 38	Art 39	Art 40
Art 41	Art 42	Art 43	Art 44	Art 45	Art 46	Art 47	Art 48	Art 49	Art 50
Art 51	Art 52	Art 53	Art 54	Art 55	Art 56				

ENTERED INTO FORCE: 26 January 1910

[TRANSLATION]

IV



## CONVENTION RESPECTING THE LAWS AND CUSTOMS OF WAR ON LAND

Seeing that, while seeking means to preserve peace and prevent armed conflicts between nations, it is likewise necessary to bear in mind the case where the appeal to arms has been brought about by events which their care was unable to avert;

Animated by the desire to serve, even in this extreme case, the interests of humanity and the ever progressive needs of civilization;

Thinking it important, with this object, to revise the general laws and customs of war, either with a view to defining them with greater precision or to confining them within such limits as would mitigate their severity as far as possible;

Have deemed it necessary to complete and explain in certain particulars the work of the First Peace Conference, which, following on the Brussels Conference of 1874, and inspired by the ideas dictated by a wise and generous forethought, adopted provisions intended to define and govern the usages of war on land.

According to the views of the High Contracting Parties, these provisions, the wording of which has been inspired by the desire to diminish the evils of war, as far as military requirements permit, are intended to serve as a general rule of conduct for the belligerents in their mutual relations and in their relations with the inhabitants.

It has not, however, been found possible at present to concert regulations covering all the circumstances which arise in practice;

On the other hand, the High Contracting Parties clearly do not intend that unforeseen cases should, in the absence of a written undertaking, be left to the arbitrary judgment of military commanders.

Until a more complete code of the laws of war has been issued, the High Contracting Parties deem it expedient to declare that, in cases not included in the Regulations adopted by them, the inhabitants and the belligerents remain under the protection and the rule of the principles of the law of nations, as they result from the usages established among civilized peoples, from the laws of humanity, and the dictates of the public conscience.

They declare that it is in this sense especially that Articles 1 and 2 of the Regulations adopted must be understood.



The High Contracting Parties, wishing to conclude afresh Convention to this effect, have appointed the following as their Plenipotentiaries:

(List of Plenipotentiaries)

Who, after having deposited their full powers, found in good and due form, have agreed upon the following:

**Article 1.**

The Contracting Powers shall issue instructions to their armed land forces which shall be in conformity with the Regulations respecting the laws and customs of war on land, annexed to the present Convention.

**Art. 2.**

The provisions contained in the Regulations referred to in Article 1, as well as in the present Convention, do not apply except between Contracting Powers, and then only if all the belligerents are parties to the Convention.

**Art. 3.**

A belligerent party which violates the provisions of the said Regulations shall, if the case demands, be liable to pay compensation. It shall be responsible for all acts committed by persons forming part of its armed forces.

**Art. 4.**

The present Convention, duly ratified, shall as between the Contracting Powers, be substituted for the Convention of 29 July 1899, respecting the laws and customs of war on land.

The **Convention of 1899** remains in force as between the Powers which signed it, and which do not also ratify the present Convention.

**Art. 5.**

The present Convention shall be ratified as soon as possible. The ratifications shall be deposited at The Hague.

The first deposit of ratifications shall be recorded in a procès-verbal signed by



the Representatives of the Powers which take part therein and by the Netherlands Minister for Foreign Affairs.

The subsequent deposits of ratifications shall be made by means of a written notification, addressed to the Netherlands Government and accompanied by the instrument of ratification.

A duly certified copy of the procès-verbal relative to the first deposit of ratifications, of the notifications mentioned in the preceding paragraph, as well as of the instruments of ratification, shall be immediately sent by the Netherlands Government, through the diplomatic channel, to the Powers invited to the Second Peace Conference, as well as to the other Powers which have adhered to the Convention. In the cases contemplated in the preceding paragraph the said Government shall at the same time inform them of the date on which it received the notification.

**Art. 6.**

Non-Signatory Powers may adhere to the present Convention.

The Power which desires to adhere notifies in writing its intention to the Netherlands Government, forwarding to it the act of adhesion, which shall be deposited in the archives of the said Government.

This Government shall at once transmit to all the other Powers a duly certified copy of the notification as well as of the act of adhesion, mentioning the date on which it received the notification.

**Art. 7.**

The present Convention shall come into force, in the case of the Powers which were a party to the first deposit of ratifications, sixty days after the date of the procès-verbal of this deposit; and, in the case of the Powers which ratify subsequently or which adhere, sixty days after the notification of their ratification or of their adhesion has been received by the Netherlands Government.

**Art. 8.**

In the event of one of the Contracting Powers wishing to denounce the present Convention, the denunciation shall be notified in writing to the Netherlands Government, which shall at once communicate a duly certified copy of the

notification to all the other Powers, informing them of the date on which it was received.

The denunciation shall only have effect in regard to the notifying Power, and one year after the notification has reached the Netherlands Government.

#### **Art. 9**

A register kept by the Netherlands Ministry for Foreign Affairs shall give the date of the deposit of ratifications made in virtue of Article 5, paragraphs 3 and 4, as well as the date on which the notifications of adhesion (Article 6, paragraph 2), or of denunciation (Article 8, paragraph 1) were received.

Each Contracting Power is entitled to have access to this register and to be supplied with duly certified extracts.

In faith whereof the Plenipotentiaries have appended their signatures to the present Convention.

Done at The Hague 18 October 1907, in a single copy, which shall remain deposited in the archives of the Netherlands Government, and duly certified copies of which shall be sent, through the diplomatic channel to the Powers which have been invited to the Second Peace Conference.

(List of Signatories)

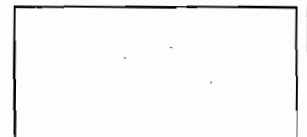
**Annex to the Convention**  
**REGULATIONS RESPECTING THE LAWS AND CUSTOMS**  
**OF WAR ON LAND**  
**SECTION I**  
**ON BELLIGERENTS**

**CHAPTER I**  
**The Qualifications of Belligerents**

#### **Article 1.**

The laws, rights, and duties of war apply not only to armies, but also to militia and volunteer corps fulfilling the following conditions:

To be commanded by a person responsible for his subordinates;



To have a fixed distinctive emblem recognizable at a distance;

To carry arms openly; and

To conduct their operations in accordance with the laws and customs of war.

In countries where militia or volunteer corps constitute the army, or form part of it, they are included under the denomination "army."

#### **Art. 2.**

The inhabitants of a territory which has not been occupied, who, on the approach of the enemy, spontaneously take up arms to resist the invading troops without having had time to organize themselves in accordance with Article 1, shall be regarded as belligerents if they carry arms openly and if they respect the laws and customs of war.

#### **Art. 3.**

The armed forces of the belligerent parties may consist of combatants and non-combatants. In the case of capture by the enemy, both have a right to be treated as prisoners of war.

### **CHAPTER II Prisoners of War**

#### **Art. 4.**

Prisoners of war are in the power of the hostile Government, but not of the individuals or corps who capture them.

They must be humanely treated.

All their personal belongings, except arms, horses, and military papers, remain their property.

#### **Art. 5.**

Prisoners of war may be interned in a town, fortress, camp, or other place, and bound not to go beyond certain fixed limits, but they cannot be confined except as in indispensable measure of safety and only while the circumstances which



necessitate the measure continue to exist.

#### **Art. 6.**

The State may utilize the labour of prisoners of war according to their rank and aptitude, officers excepted. The tasks shall not be excessive and shall have no connection with the operations of the war.

Prisoners may be authorized to work for the public service, for private persons, or on their own account.

Work done for the State is paid for at the rates in force for work of a similar kind done by soldiers of the national army, or, if there are none in force, at a rate according to the work executed.

When the work is for other branches of the public service or for private persons the conditions are settled in agreement with the military authorities.

The wages of the prisoners shall go towards improving their position, and the balance shall be paid them on their release, after deducting the cost of their maintenance.

#### **Art. 7.**

The Government into whose hands prisoners of war have fallen is charged with their maintenance.

In the absence of a special agreement between the belligerents, prisoners of war shall be treated as regards board, lodging, and clothing on the same footing as the troops of the Government who captured them.

#### **Art. 8.**

Prisoners of war shall be subject to the laws, regulations, and orders in force in the army of the State in whose power they are. Any act of insubordination justifies the adoption towards them of such measures of severity as may be considered necessary.

Escaped prisoners who are retaken before being able to rejoin their own army or before leaving the territory occupied by the army which captured them are liable to disciplinary punishment.





Prisoners who, after succeeding in escaping, are again taken prisoners, are not liable to any punishment on account of the previous flight.

**Art. 9.**

Every prisoner of war is bound to give, if he is questioned on the subject, his true name and rank, and if he infringes this rule, he is liable to have the advantages given to prisoners of his class curtailed.

**Art. 10.**

Prisoners of war may be set at liberty on parole if the laws of their country allow, and, in such cases, they are bound, on their personal honour, scrupulously to fulfil, both towards their own Government and the Government by whom they were made prisoners, the engagements they have contracted.

In such cases their own Government is bound neither to require of nor accept from them any service incompatible with the parole given.

**Art. 11.**

A prisoner of war cannot be compelled to accept his liberty on parole; similarly the hostile Government is not obliged to accede to the request of the prisoner to be set at liberty on parole.

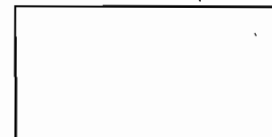
**Art. 12.**

Prisoners of war liberated on parole and recaptured bearing arms against the Government to whom they had pledged their honour, or against the allies of that Government, forfeit their right to be treated as prisoners of war, and can be brought before the courts.

**Art. 13.**

Individuals who follow an army without directly belonging to it, such as newspaper correspondents and reporters, sutlers and contractors, who fall into the enemy's hands and whom the latter thinks expedient to detain, are entitled to be treated as prisoners of war, provided they are in possession of a certificate from the military authorities of the army which they were accompanying.

**Art. 14.**



An inquiry office for prisoners of war is instituted on the commencement of hostilities in each of the belligerent States, and, when necessary, in neutral countries which have received belligerents in their territory. It is the function of this office to reply to all inquiries about the prisoners. It receives from the various services concerned full information respecting internments and transfers, releases on parole, exchanges, escapes, admissions into hospital, deaths, as well as other information necessary to enable it to make out and keep up to date an individual return for each prisoner of war. The office must state in this return the regimental number, name and surname, age, place of origin, rank, unit, wounds, date and place of capture, internment, wounding, and death, as well as any observations of a special character. The individual return shall be sent to the Government of the other belligerent after the conclusion of peace.

It is likewise the function of the inquiry office to receive and collect all objects of personal use, valuables, letters, etc., found on the field of battle or left by prisoners who have been released on parole, or exchanged, or who have escaped, or died in hospitals or ambulances, and to forward them to those concerned.

#### **Art. 15.**

Relief societies for prisoners of war, which are properly constituted in accordance with the laws of their country and with the object of serving as the channel for charitable effort shall receive from the belligerents, for themselves and their duly accredited agents every facility for the efficient performance of their humane task within the bounds imposed by military necessities and administrative regulations. Agents of these societies may be admitted to the places of internment for the purpose of distributing relief, as also to the halting places of repatriated prisoners, if furnished with a personal permit by the military authorities, and on giving an undertaking in writing to comply with all measures of order and police which the latter may issue.

#### **Art. 16.**

Inquiry offices enjoy the privilege of free postage. Letters, money orders, and valuables, as well as parcels by post, intended for prisoners of war, or dispatched by them, shall be exempt from all postal duties in the countries of origin and destination, as well as in the countries they pass through.

Presents and relief in kind for prisoners of war shall be admitted free of all import or other duties, as well as of payments for carriage by the State railways.



**Art. 17.**

Officers taken prisoners shall receive the same rate of pay as of officers of corresponding rank in the country where they are detained, the amount to be ultimately refunded by their own Government.

**Art. 18.**

Prisoners of war shall enjoy complete liberty in the exercise of their religion, including attendance at the services of whatever church they may belong to, on the sole condition that they comply with the measures of order and police issued by the military authorities.

**Art. 19.**

The wills of prisoners of war are received or drawn up in the same way as for soldiers of the national army.

The same rules shall be observed regarding death certificates as well as for the burial of prisoners of war, due regard being paid to their grade and rank.

**Art. 20.**

After the conclusion of peace, the repatriation of prisoners of war shall be carried out as quickly as possible.

**CHAPTER III**  
**The Sick and Wounded**

**Art. 21.**

The obligations of belligerents with regard to the sick and wounded are governed by the Geneva Convention.

**SECTION II**  
**HOSTILITIES**

**CHAPTER I**  
**Means of Injuring the Enemy,**  
**Sieges, and bombardments**



**Art. 22.**

The right of belligerents to adopt means of injuring the enemy is not unlimited.

**Art. 23.**

In addition to the prohibitions provided by special Conventions, it is especially forbidden -

To employ poison or poisoned weapons;

To kill or wound treacherously individuals belonging to the hostile nation or army;

To kill or wound an enemy who, having laid down his arms, or having no longer means of defence, has surrendered at discretion;

To declare that no quarter will be given;

To employ arms, projectiles, or material calculated to cause unnecessary suffering;

To make improper use of a flag of truce, of the national flag or of the military insignia and uniform of the enemy, as well as the distinctive badges of the Geneva Convention;

To destroy or seize the enemy's property, unless such destruction or seizure be imperatively demanded by the necessities of war;

To declare abolished, suspended, or inadmissible in a court of law the rights and actions of the nationals of the hostile party. A belligerent is likewise forbidden to compel the nationals of the hostile party to take part in the operations of war directed against their own country, even if they were in the belligerent's service before the commencement of the war.

**Art. 24.**

Ruses of war and the employment of measures necessary for obtaining information about the enemy and the country are considered permissible.

**Art. 25.**

The attack or bombardment, by whatever means, of towns, villages, dwellings, or buildings which are undefended is prohibited.

**Art. 26.**

The officer in command of an attacking force must, before commencing a bombardment, except in cases of assault, do all in his power to warn the authorities.

**Art. 27.**

In sieges and bombardments all necessary steps must be taken to spare, as far as possible, buildings dedicated to religion, art, science, or charitable purposes, historic monuments, hospitals, and places where the sick and wounded are collected, provided they are not being used at the time for military purposes.

It is the duty of the besieged to indicate the presence of such buildings or places by distinctive and visible signs, which shall be notified to the enemy beforehand.

**Art. 28.**

The pillage of a town or place, even when taken by assault, is prohibited.

**CHAPTER II**  
**Spies**

**Art. 29.**

A person can only be considered a spy when, acting clandestinely or on false pretences, he obtains or endeavours to obtain information in the zone of operations of a belligerent, with the intention of communicating it to the hostile party.

Thus, soldiers not wearing a disguise who have penetrated into the zone of operations of the hostile army, for the purpose of obtaining information, are not considered spies. Similarly, the following are not considered spies: Soldiers and civilians, carrying out their mission openly, entrusted with the delivery of despatches intended either for their own army or for the enemy's army. To this class belong likewise persons sent in balloons for the purpose of carrying despatches and, generally, of maintaining communications between the different parts of an army or a territory.

**Art. 30.**

A spy taken in the act shall not be punished without previous trial.

**Art. 31.**

A spy who, after rejoining the army to which he belongs, is subsequently captured by the enemy, is treated as a prisoner of war, and incurs no responsibility for his previous acts of espionage.

**CHAPTER III  
Flags of Truce**

**Art. 32.**

A person is regarded as a parlementaire who has been authorized by one of the belligerents to enter into communication with the other, and who advances bearing a white flag. He has a right to inviolability, as well as the trumpeter, bugler or drummer, the flag-bearer and interpreter who may accompany him.

**Art. 33.**

The commander to whom a parlementaire is sent is not in all cases obliged to receive him.

He may take all the necessary steps to prevent the parlementaire taking advantage of his mission to obtain information.

In case of abuse, he has the right to detain the parlementaire temporarily.

**Art. 34.**

The parlementaire loses his rights of inviolability if it is proved in a clear and incontestable manner that he has taken advantage of his privileged position to provoke or commit an act of treason.

**CHAPTER IV  
Capitulations**

**Art. 35.**

Capitulations agreed upon between the Contracting Parties must take into account the rules of military honour.

Once settled, they must be scrupulously observed by both parties.

## **CHAPTER V**

### **Armistices**

#### **Art. 36.**

An armistice suspends military operations by mutual agreement between the belligerent parties. If its duration is not defined, the belligerent parties may resume operations at any time, provided always that the enemy is warned within the time agreed upon, in accordance with the terms of the armistice.

#### **Art. 37.**

An armistice may be general or local. The first suspends the military operations of the belligerent States everywhere; the second only between certain fractions of the belligerent armies and within a fixed radius.

#### **Art. 38.**

An armistice must be notified officially and in good time to the competent authorities and to the troops. Hostilities are suspended immediately after the notification, or on the date fixed.

#### **Art. 39.**

It rests with the Contracting Parties to settle, in the terms of the armistice, what communications may be held in the theatre of war with the inhabitants and between the inhabitants of one belligerent State and those of the other.

#### **Art. 40.**

Any serious violation of the armistice by one of the parties gives the other party the right of denouncing it, and even, in cases of urgency, of recommencing hostilities immediately.

#### **Art. 41.**

A violation of the terms of the armistice by private persons acting on their own initiative only entitles the injured party to demand the punishment of the offenders or, if necessary, compensation for the losses sustained.

**SECTION III**  
**MILITARY AUTHORITY OVER THE TERRITORY**  
**OF THE HOSTILE STATE**

**Art. 42.**

Territory is considered occupied when it is actually placed under the authority of the hostile army.

The occupation extends only to the territory where such authority has been established and can be exercised.

**Art. 43.**

The authority of the legitimate power having in fact passed into the hands of the occupant, the latter shall take all the measures in his power to restore, and ensure, as far as possible, public order and safety, while respecting, unless absolutely prevented, the laws in force in the country.

**Art. 44.**

A belligerent is forbidden to force the inhabitants of territory occupied by it to furnish information about the army of the other belligerent, or about its means of defense.

**Art. 45.**

It is forbidden to compel the inhabitants of occupied territory to swear allegiance to the hostile Power.

**Art. 46.**

Family honour and rights, the lives of persons, and private property, as well as religious convictions and practice, must be respected.

Private property cannot be confiscated.

**Art. 47.**

Pillage is formally forbidden.



**Art. 48.**

If, in the territory occupied, the occupant collects the taxes, dues, and tolls imposed for the benefit of the State, he shall do so, as far as is possible, in accordance with the rules of assessment and incidence in force, and shall in consequence be bound to defray the expenses of the administration of the occupied territory to the same extent as the legitimate Government was so bound.

**Art. 49.**

If, in addition to the taxes mentioned in the above article, the occupant levies other money contributions in the occupied territory, this shall only be for the needs of the army or of the administration of the territory in question.

**Art. 50.**

No general penalty, pecuniary or otherwise, shall be inflicted upon the population on account of the acts of individuals for which they cannot be regarded as jointly and severally responsible.

**Art. 51.**

No contribution shall be collected except under a written order, and on the responsibility of a commander-in-chief.

The collection of the said contribution shall only be effected as far as possible in accordance with the rules of assessment and incidence of the taxes in force.

For every contribution a receipt shall be given to the contributors.

**Art. 52.**

Requisitions in kind and services shall not be demanded from municipalities or inhabitants except for the needs of the army of occupation. They shall be in proportion to the resources of the country, and of such a nature as not to involve the inhabitants in the obligation of taking part in military operations against their own country.

Such requisitions and services shall only be demanded on the authority of the commander in the locality occupied.



Contributions in kind shall as far as possible be paid for in cash; if not, a receipt shall be given and the payment of the amount due shall be made as soon as possible.

**Art. 53.**

An army of occupation can only take possession of cash, funds, and realizable securities which are strictly the property of the State, depots of arms, means of transport, stores and supplies, and, generally, all movable property belonging to the State which may be used for military operations.

All appliances, whether on land, at sea, or in the air, adapted for the transmission of news, or for the transport of persons or things, exclusive of cases governed by naval law, depots of arms, and, generally, all kinds of munitions of war, may be seized, even if they belong to private individuals, but must be restored and compensation fixed when peace is made.

**Art. 54.**

Submarine cables connecting an occupied territory with a neutral territory shall not be seized or destroyed except in the case of absolute necessity. They must likewise be restored and compensation fixed when peace is made.

**Art. 55. The occupying State shall be regarded only as administrator and usufructuary of public buildings, real estate, forests, and agricultural estates belonging to the hostile State, and situated in the occupied country. It must safeguard the capital of these properties, and administer them in accordance with the rules of usufruct.**

**Art. 56.**

The property of municipalities, that of institutions dedicated to religion, charity and education, the arts and sciences, even when State property, shall be treated as private property.

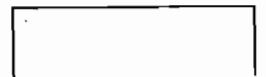
All seizure of, destruction or wilful damage done to institutions of this character, historic monuments, works of art and science, is forbidden, and should be made the subject of legal proceedings.

**Compiled under the direction of Charles I. Bevans LL.B.  
Assistant Legal Advisor Department of State  
Volume 1 Multilateral 1776-1917  
Department of State Publication 8407  
Washington, DC : Government Printing Office, 1968**

<b>Laws of War Page</b>	<b>19<sup>th</sup> Century Page</b>	<b>20<sup>th</sup> Century Page</b>	<b>Avalon Home Page</b>
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*The Avalon Project - Laws of War : Laws and Customs of War on Land (Hague IV); October  
18, 1907 was last modified on: 08/25/2004 15:58:46*



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(b) (3)

[Redacted]

[Redacted]

APPROVED FOR RELEASE  
DATE: APR 2008

[Redacted]

[Redacted]  
OIG

05/09/2005 13:35

To: [Redacted]

cc:

Subject: Re: IMMEDIATE: SSCI Request for IG Briefing [Redacted]

[Redacted] and I will be doing this briefing. It looks like any time this week except Wed. afternoon would be okay.

Original Text of [Redacted]

[Redacted]

[Redacted]  
DCI Office of Congressional Affairs  
Liaison  
[Redacted]

05/09/05 12:30 PM

To: [Redacted]

cc:

[Redacted] John L.  
Helgerson/STF/AGENCY@DCI, [Redacted]

[Redacted]

Subject: Re: IMMEDIATE: SSCI Request for IG Briefing [Redacted]

[Redacted]

SSCI staff (Corcoran) called today asking to reschedule your briefing [Redacted] Pls let me know what would work for you. thanks -- [Redacted]

----- Forwarded by [Redacted] on 05/09/05 12:28 PM -----

[Redacted]

[Redacted]  
DCI Office of Congressional Affairs  
Liaison  
[Redacted]

05/05/05 11:54 AM

To: [Redacted]

[Redacted]

[Redacted]

[Redacted]

cc:

[Redacted]

John L. Helgerson/STF/AGENCY@DCI, [Redacted]

[Redacted]

Subject: Re: IMMEDIATE: SSCI Request for Briefing [Redacted] NEXT WEEK

Corcoran at SSCI called to say they cannot do the briefing tomorrow. They'll revisit on Monday (9 May) to schedule something thereafter. I'll let you know soonest.

Thanks -- [Redacted]

----- Forwarded by [Redacted] on 05/05/2005 11:52 AM -----

[Redacted]

DCI Office of Congressional Affairs  
Liaison

05/04/2005 05:05 PM

To:

[Redacted]

cc:

John L. Helgerson/STF/AGENCY@DCI, [Redacted]

[Redacted]

Subject: Re: IMMEDIATE: SSCI Request for Briefing [Redacted]

OK. I've asked them for Friday morning. I'll let you know soonest.

FYI: Jennifer Chartrand, SAC/D staffer, was also interested in abriefing on this matter: including any relationship(s) [Redacted] the deceased general. Thanks

Original Text of [Redacted]

[Redacted]

OIG

05/04/2005 12:08 PM

To:

[Redacted]

cc:

John L. Helgerson/STF/AGENCY@DCI, [Redacted]

[Redacted]

Subject: Re: IMMEDIATE: SSCI Request for Briefing [Redacted]

[Redacted]

[Redacted]

[Redacted]

[Redacted] and I are available to provide this briefing. [Redacted] has conducted the investigation of this matter. In terms of scheduling, Friday morning would be the best time for me, but I can juggle my schedule, if that time does not work.

Original Text of [Redacted]

[Redacted]

DCI Office of Congressional Affairs  
Liaison  
[Redacted]

05/04/05 10:41 AM

To: [Redacted]

cc: John L. Helgerson/STF/AGENCY@DCI, [Redacted]

Subject: IMMEDIATE: SSCI REquest for Briefing [Redacted]

[Redacted]

SSCI Staff (Staffdir Duhnke) has reiterated request for a comprehensive IG briefing [Redacted] before the end of the week.

SSCI Staff's understanding is that while [Redacted] at the death of the Iraqi General who died in custody, [Redacted] consequently, SSCI staff will want to know, inter alia, whether the General was abused [Redacted] (or any other) occasion.

Pls let us know when your folks would be available to brief. thanks.

[Redacted]

[Redacted]

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[Redacted]

[Redacted]

[Redacted]

APPROVED FOR RELEASE  
DATE: APR 2008

DCI Office of Congressional Affairs  
Liaison

05/04/2005 17:05

To: [Redacted]  
cc: [Redacted]

John L. Helgerson/STF/AGENCY@DCI,

[Redacted]

Subject: Re: IMMEDIATE: SSCI Request for Briefing

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Original Text of [Redacted]

[Redacted]

OIG

05/04/2005 12:08 PM

To: [Redacted]  
cc: [Redacted]

John L. Helgerson/STF/AGENCY@DCI,

[Redacted]

Subject: Re: IMMEDIATE: SSCI Request for Briefing

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Original Text of [Redacted]

[Redacted]

DCI Office of Congressional Affairs  
Liaison

[Redacted]

[Redacted]

[Redacted]

[Redacted]

05/04/05 10:41 AM

To: [Redacted]  
cc: [Redacted]

Subject: IMMEDIATE: SSCI REquest for Briefing [Redacted]

[Redacted]

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[Redacted]

[Redacted]



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(b) (3)

[Redacted]

[Redacted]

[Redacted]

APPROVED FOR RELEASE  
DATE: APR 2008

OIG

05/04/2005 12:08

To:  
cc:

[Redacted]

John L. Helgerson/STF/AGENCY@DCI,

[Redacted]

Subject: Re: IMMEDIATE: SSCI Request for Briefing

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Original Text of

[Redacted]

[Redacted]

DCI Office of Congressional Affairs  
Liaison

[Redacted]

05/04/05 10:41 AM

To:  
cc:

[Redacted]

Subject: IMMEDIATE: SSCI REquest for Briefing

[Redacted]

[Redacted]  
SSCI Staff (Staffdir Duhnke) has reiterated **request for a comprehensive IG briefing re [Redacted] before the end of the week.**

SSCI Staff's understanding is that while [Redacted] at the death of the Iraqi General who died in custody, [Redacted] Consequently, SSCI staff will want to know, inter alia, whether the General was abused [Redacted] (or any other) occasion.

Pls let us know when your folks would be available to brief. thanks.

[Redacted]

[Redacted]

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(b) (3)

~~SECRET~~//20300429

APPROVED FOR RELEASE  
DATE: APR 2008

[Redacted]

[Redacted]  
OIG

05/04/2005 11:15

To: [Redacted]

cc:

Subject: Re: HPSCI Query Concerning Upcoming Wash. Post Article

----- Forwarded by [Redacted] on 05/04/05 11:15 AM -----

[Redacted]  
Chief, DCI/OCA/Liaison Group

05/02/05 10:24 AM

To: [Redacted]

cc: John L. Helgerson/STF/AGENCY@DCI, [Redacted]

Subject: Re: HPSCI Query Concerning Upcoming Wash. Post Article

Thanks [Redacted] We shared the below text with HPSCI and SSCI.

SSCI Tom Corcoran asked if the investigation determined whether [Redacted] involved in abuse of the General prior to the interrogation session in which the General died. [Redacted] not present during the interrogation when the General died but what about interrogations before his death [Redacted] involvement of abuse? I said I would pose the question. A few minutes later Corcoran called back and indicated that Bill Duhnke asked him to convey to us that he would like a briefing for Committee Staff on the matter. Can you provide a briefing to SSCI Staff on this issue or is this a Staff Directors briefing?

Original Text of [Redacted]

[Redacted]  
OIG

04/29/05 01:45 PM

To: [Redacted]

cc: John L. Helgerson/STF/AGENCY@DCI, [Redacted]

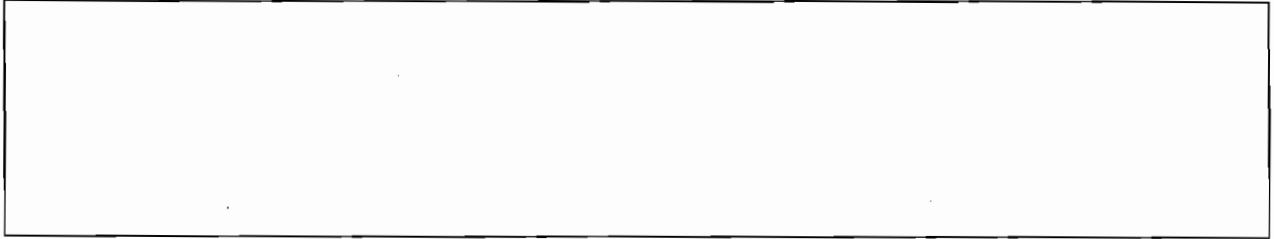
Subject: HPSCI Query Concerning Upcoming Wash. Post Article

As I mentioned on the phone, I received a query from HPSCI staffer Dave Buckley concerning an OIG investigation into the death of an Iraq General. The query came in regard to an upcoming Wash. Post story [Redacted] in the General's interrogation. The language below (at the classified level) responds to the HPSCI query. Thanks for your offer to transmit it to both staffs. Defer to you on whether it should go to the SSCI staff, too.

~~SECRET~~//20300429

[Redacted]

~~SECRET//20300429~~



~~SECRET//20300429~~



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[Redacted]

APPROVED FOR RELEASE  
DATE: APR 2008

[Redacted]

[Redacted]  
DCI Office of Congressional Affairs  
Liaison  
[Redacted]

05/10/2005 11:56

To: [Redacted]

cc:

Subject: PLS Pass clearances for SSCI BRIEFING Thurs, 12 May

Hart Building, s-219 1100, on Thursday, 12 May.

[Redacted]

Briefing will be at [Redacted]

**Departure: 1015 from SW entrance on Thursday,**

----- Forwarded by [Redacted] on 05/10/05 11:51 AM -----

[Redacted]

05/10/05 11:29 AM

To: [Redacted]  
cc: [Redacted]

Subject: Re: IMMEDIATE: SSCI Request for IG [Redacted]

Okay. SSNs are: [Redacted] Briefing will be at [Redacted]

Original Text of [Redacted]

[Redacted]

[Redacted]  
DCI Office of Congressional Affairs  
Liaison  
[Redacted]

05/10/05 11:05 AM

To: [Redacted]  
cc: [Redacted]

[Redacted]

[Redacted]

[Redacted] John L.  
Helgerson/STF/AGENCY@DCI,  
[Redacted]

Subject: Re: IMMEDIATE: SSCI Request for IG Briefing [Redacted]

Briefing is scheduled for THURSDAY, 1100 in HART 219.

Pls give me your and [Redacted] ssns asap. What level of clearance will be required for a good briefing for the wider SSCI staff?

Original Text of [Redacted]

[Redacted]

DCI Office of Congressional Affairs  
Liaison

05/09/05 12:30 PM

To: [Redacted]  
cc: [Redacted]  
[Redacted] @ DCI, John L.  
Helgerson/STF/AGENCY@DCI,  
[Redacted]

Subject: Re: IMMEDIATE: SSCI Request for IG Briefing [Redacted]

[Redacted]

SSCI staff (Corcoran) called today asking to reschedule your briefing [Redacted] Pls let me know what would work for you. thanks -- [Redacted]

----- Forwarded by [Redacted] on 05/09/05 12:28 PM -----

[Redacted]

DCI Office of Congressional Affairs  
Liaison

05/05/05 11:54 AM

To: [Redacted]  
cc: [Redacted]  
[Redacted] John L.  
Helgerson/STF/AGENCY@DCI,  
[Redacted]

Subject: Re: IMMEDIATE: SSCI Request for Briefing [Redacted] NEXT

[Redacted]

[Redacted]

WEEK

Corcoran at SSCI called to say they cannot do the briefing tomorrow. They'll revisit on Monday (9 May) to schedule something thereafter. I'll let you know soonest.

Thanks -- [Redacted]

----- Forwarded by [Redacted] on 05/05/2005 11:52 AM -----

[Redacted]

DCI Office of Congressional Affairs  
Liaison

05/04/2005 05:05 PM

To: [Redacted]  
cc: [Redacted]

John L. Helgerson/STF//

[Redacted]

Subject: Re: IMMEDIATE: SSCI Request for Briefing [Redacted]

OK. I've asked them for Friday morning. I'll let you know soonest.

FYI: Jennifer Chartrand, SAC/D staffer, was also interested in abriefing on this matter: including any relationship(s) [Redacted] the deceased general. Thanks

Original Text of [Redacted]

[Redacted]

OIG

05/04/2005 12:08 PM

To: [Redacted]  
cc: [Redacted]

John L. Helgerson/STF/AGENCY

[Redacted]

Subject: Re: IMMEDIATE: SSCI Request for Briefing [Redacted]

[Redacted] and I are available to provide this briefing. [Redacted] has conducted the investigation of this matter. In terms of scheduling, Friday morning would be the best time for me, but I can juggle my schedule, if that time does not work.

Original Text of [Redacted]

[Redacted]

[Redacted]

[Redacted]

DCI Office of Congressional Affairs  
Liaison

[Redacted]

05/04/05 10:41 AM

[Redacted]

cc: John L. Helgerson/STF/AGENCY@DCI,

[Redacted]

Subject: IMMEDIATE: SSCI REquest for Briefing

[Redacted]

[Redacted]

SSCI Staff (Staffdir Duhnke) has reiterated request for a comprehensive IG briefing before the end of the week.

[Redacted]

[Redacted]

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Index Information:

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APPROVED FOR RELEASE  
DATE: APR 2008

[Redacted]

[Redacted]  
DCI Office of Congressional Affairs  
Liaison  
[Redacted]

05/11/2005 11:03

To: [Redacted]

cc:

Subject: Re: IMMEDIATE: SSCI Request for IG Briefing [Redacted]

thats Thursday 12 MAY departing 101h from SW entrance.

----- Forwarded by [Redacted] on 05/11/05 11:02 AM -----

[Redacted]  
[Redacted]  
DCI Office of Congressional Affairs  
Liaison  
[Redacted]

05/10/05 11:06 AM

To: [Redacted]  
cc: [Redacted]

John L.  
Helgerson/STF/AGENCY@DCI,  
[Redacted]

Subject: Re: IMMEDIATE: SSCI Request for IG Briefing [Redacted]

We'll depart SW entrance at 1015 on thursday, 11 May.

----- Forwarded by [Redacted] on 05/10/05 11:05 AM -----

[Redacted]  
[Redacted]  
DCI Office of Congressional Affairs  
Liaison  
[Redacted]

05/10/05 11:05 AM

To: [Redacted]  
cc: [Redacted]

John L.  
Helgerson/STF/AGENCY@DCI,  
[Redacted]

[Redacted]



[Redacted]

Subject: Re: IMMEDIATE: SSCI Request for IG Briefing [Redacted]

Briefing is scheduled for THURSDAY, 1100 in HART 219.

Pls give me your and [Redacted] ssns asap. What level of clearance will be required for a good briefing for the wider SSCI staff?

Original Text of [Redacted]

[Redacted]  
DCI Office of Congressional Affairs  
Llaison  
[Redacted]

05/09/05 12:30 PM

To: [Redacted]  
cc: [Redacted]  
John L.  
Helgerson/STF/AGENCY@DCI,  
[Redacted]  
Subject: Re: IMMEDIATE: SSCI Request for IG Briefing [Redacted]

[Redacted]

SSCI staff (Corcoran) called today asking to reschedule your briefing [Redacted] Pls let me know what would work for you. thanks -- [Redacted]

----- Forwarded by [Redacted] on 05/09/05 12:28 PM -----

[Redacted]  
DCI Office of Congressional Affairs  
Llaison  
[Redacted]

05/05/05 11:54 AM

To: [Redacted]  
cc: [Redacted]  
John L.  
Helgerson/STF/AGENCY@DCI,  
[Redacted]  
Subject: Re: IMMEDIATE: SSCI Request for Briefing [Redacted] NEXT WEEK

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[Redacted]

[Redacted]

schedule something thereafter. I'll let you know soonest.

Thanks -- [Redacted]

----- Forwarded by [Redacted] on 05/05/2005 11:52 AM -----

[Redacted]

DCI Office of Congressional Affairs  
Liaison

[Redacted]

05/04/2005 05:05 PM

To: [Redacted]  
cc: [Redacted]  
John L. Helgerson/STF/AGENCY@DCI,  
[Redacted]

Subject: Re: IMMEDIATE: SSCI Request for Briefing [Redacted]

OK. I've asked them for Friday morning. I'll let you know soonest.

FYI: Jennifer Chartrand, SAC/D staffer, was also interested in abriefing on this matter: including any relationship(s) [Redacted] the deceased general. Thanks

Original Text of [Redacted]

[Redacted]

OIG

05/04/2005 12:08 PM

To: [Redacted]  
cc: [Redacted]  
John L. Helgerson/STF/AGENCY@DCI,  
[Redacted]

Subject: Re: IMMEDIATE: SSCI Request for Briefing [Redacted]

[Redacted] and I are available to provide this briefing. [Redacted] has conducted the investigation of this matter. In terms of scheduling, Friday morning would be the best time for me, but I can juggle my schedule, if that time does not work.

Original Text of [Redacted]

[Redacted]

DCI Office of Congressional Affairs

[Redacted]

[Redacted]

[Redacted]

Liaison

[Redacted]

05/04/05 10:41 AM

To: [Redacted]

cc: John L. Helgerson/STF/AGENCY@DCI,

[Redacted]

Subject: IMMEDIATE: SSCI REquest for Briefing [Redacted]

[Redacted]

SSCI Staff (Staffdir Duhnke) has reiterated request for a comprehensive IG briefing re [Redacted] before the end of the week.

SSCI Staff's understanding is that [Redacted] at the death of the Iraqi General who died in custody, [Redacted] consequently, SSCI staff will want to know, inter alia, whether the General was abused [Redacted] or any other) occasion.

Pls let us know when your folks would be available to brief. thanks.

[Redacted]

[Redacted]

(b) (1)  
(b) (2)  
(b) (3)

[Redacted]

APPROVED FOR RELEASE  
DATE: APR 2008

[Redacted]

[Redacted]

OIG

05/05/2005 17:08

To: John L. Helgerson/STF/AGENCY@DCI, [Redacted]

cc: [Redacted]

Subject: Talking Points for SSCI Briefing, Case [Redacted]

[Redacted] talking points on the General's death and [Redacted] are attached.

----- Forwarded by [Redacted] on 05/05/05 05:06 PM -----

[Redacted]  
Investigations Staff, Office of the Inspector General

[Redacted]



05/05/05 05:05 PM

To: [Redacted]

cc: [Redacted]

Subject: Talking Points for SSCI Briefing, Case [Redacted]

As you requested:

Talking Points on [Redacted]

[Redacted]

[Redacted]

(b) (1)  
(b) (2)  
(b) (3)

[Redacted]

APPROVED FOR RELEASE  
DATE: APR 2008

[Redacted]

[Redacted]

OIG

05/06/2005 10:57

To: [Redacted]  
cc: [Redacted]

Subject: Re: Talking Points for SSCI Briefing, Case [Redacted]

A couple of questions occur to me after reading your TPs: What did the [Redacted] In para 8 the Army captain's comments are detailed, esp. his claim [Redacted]

[Redacted] What did the [Redacted] in this regard? What were [Redacted] instructions to the [Redacted] Also, did either individual further define what constituted [Redacted] You report what the Army captain says it didn't include--which is a partial answer--but what was permissible? Finally, what did [Redacted] in regard to the Army captain's claim that, in the end, [Redacted] what they see the US do.

It also would be good to include the DoJ declination.

Original Text of [Redacted]

[Redacted]

[Redacted]

(b) (1)  
(b) (2)  
(b) (3)

[Redacted]

APPROVED FOR RELEASE  
DATE: APR 2008

[Redacted]

[Redacted]

OIG

05/12/2005 15:50

To: [Redacted]  
cc: [Redacted]

Subject: Re: IMMEDIATE: SSCI Request for IG Briefing [Redacted]

Time is good. [Redacted] will be joining [Redacted] and I.

SSNs are:

[Redacted]

Original Text of [Redacted]

[Redacted]

[Redacted]

DCI Office of Congressional Affairs  
Liaison

[Redacted]

05/12/05 02:31 PM

To: [Redacted]  
cc: [Redacted]

Subject: Re: IMMEDIATE: SSCI Request for IG Briefing [Redacted]

How about Wednesday, 1300-1430? [Redacted]

----- Forwarded by [Redacted] on 05/12/05 02:30 PM -----

[Redacted]

[Redacted]

DCI Office of Congressional Affairs  
Liaison

[Redacted]

05/11/05 11:08 AM

To: [Redacted]  
cc: [Redacted]

[Redacted]

[Redacted]

[Redacted]

Subject: Re: IMMEDIATE: SSCI Request for IG Briefing [Redacted]

I have an early morning briefing, consequently, I will meet you at Hart building rm SH 219 for your 1100 briefing on Thursday, 12 May.

What this means is that you'll meet the driver at 1015 from SW entrance tomorrow without an OCA escort. Just let driver know who you are and where you're going. He'll understand.

Thanks and see you at the Hart bldg tomorrow.

----- Forwarded by [Redacted] on 05/11/05 11:05 AM -----

[Redacted]  
DCI Office of Congressional Affairs  
Lialson  
[Redacted]

05/11/05 11:03 AM

To: [Redacted]

cc:

Subject: Re: IMMEDIATE: SSCI Request for IG Briefing [Redacted]

thats Thursday 12 MAy departing 101h from SW entrance.

----- Forwarded by [Redacted] on 05/11/05 11:02 AM -----

[Redacted]  
DCI Office of Congressional Affairs  
Lialson  
[Redacted]

05/10/05 11:06 AM

To: [Redacted]  
cc: [Redacted]

John L.

Helgerson/STF/AGENCY@DCI,

Subject: Re: IMMEDIATE: SSCI Request for IG Briefing [Redacted]

We'll depart SW entrance at 1015 on thursday, 11 May.

----- Forwarded by [Redacted] on 05/10/05 11:05 AM -----

[Redacted]

[Redacted]

DCI Office of Congressional Affairs

Liaison

[Redacted]

05/10/05 11:05 AM

To:

cc:

[Redacted]

John L.

Helgerson/STF/AGENCY@DCI,

[Redacted]

Subject: Re: IMMEDIATE: SSCI Request for IG Briefing [Redacted]

Briefing is scheduled for THURSDAY, 1100 in HART 219.

Pls give me your and [Redacted] ssns asap. What level of clearance will be required for a good briefing for the wider SSCI staff?

Original Text of [Redacted]

[Redacted]

[Redacted]

DCI Office of Congressional Affairs

Liaison

[Redacted]

05/09/05 12:30 PM

To:

cc:

[Redacted]

John L.

Helgerson/STF/AGENCY@DCI,

[Redacted]

Subject: Re: IMMEDIATE: SSCI Request for IG Briefing [Redacted]

[Redacted]

SSCI staff (Corcoran) called today asking to reschedule your briefing [Redacted] Pls let me know what would work for you. thanks -- [Redacted]

----- Forwarded by [Redacted] on 05/09/05 12:28 PM -----

[Redacted]

[Redacted]

DCI Office of Congressional Affairs

Liaison

[Redacted]

05/05/05 11:54 AM

To:

[Redacted]

[Redacted]



[Redacted]

cc:

[Redacted]

John L.

Helgerson/STF/AGENCY@DCI,

[Redacted]

Subject: Re: IMMEDIATE: SSCI Request for Briefing [Redacted] NEXT WEEK

Corcoran at SSCI called to say they cannot do the briefing tomorrow. They'll revisit on Monday (9 May) to schedule something thereafter. I'll let you know soonest.

Thanks -- [Redacted]

----- Forwarded by [Redacted] on 05/05/2005 11:52 AM -----

[Redacted]

DCI Office of Congressional Affairs  
Liaison

[Redacted]

05/04/2005 05:05 PM

To:

cc:

[Redacted]

[Redacted]

John L. Helgerson/STF/AGENCY@DCI,

[Redacted]

Subject: Re: IMMEDIATE: SSCI Request for Briefing [Redacted]

OK. I've asked them for Friday morning. I'll let you know soonest.

FYI: Jennifer Chartrand, SAC/D staffer, was also interested in abriefing on this matter: including any relationship(s) [Redacted] the deceased general. Thanks

Original Text of [Redacted]

[Redacted]

ORIG

05/04/2005 12:08 PM

To:

cc:

[Redacted]

John L. Helgerson/STF/AGENCY@DCI,

[Redacted]

Subject: Re: IMMEDIATE: SSCI Request for Briefing [Redacted]

[Redacted]

[Redacted] and I are available to provide this briefing. [Redacted] has conducted the investigation of this matter. In terms of scheduling, Friday morning would be the best time for me, but I can juggle my schedule, if that time does not work.

Original Text of [Redacted]

[Redacted]

DCI Office of Congressional Affairs  
Lialson

[Redacted]

05/04/05 10:41 AM

To: [Redacted]

cc: John L. Helgerson/STF/AGENCY@DCI [Redacted]

[Redacted]

Subject: IMMEDIATE: SSCI REquest for Briefing [Redacted]

[Redacted]

SSCI Staff (Staffdir Duhnke) has reiterated request for a comprehensive IG briefing [Redacted] before the end of the week.

SSCI Staff's understanding is that [Redacted] the death of the Iraqi General who died in custody, [Redacted] Consequently, SSCI staff will want to know, inter alia, whether the General was abused [Redacted] (or any other) occasion.

Pls let us know when your folks would be available to brief. thanks.

[Redacted]

[Redacted]

(b) (1)  
(b) (2)  
(b) (3)

[Redacted]

APPROVED FOR RELEASE  
DATE: APR 2008

[Redacted]

[Redacted]  
OIG

05/11/2005 11:24

To: [Redacted]  
cc: [Redacted]  
Subject: Re: IMMEDIATE: SSCI Request for IG Briefing [Redacted]

Okay.

Original Text of [Redacted]

[Redacted]

[Redacted]  
DCI Office of Congressional Affairs  
Liaison  
[Redacted]

05/11/05 11:08 AM

To: [Redacted]  
cc: [Redacted]  
Subject: Re: IMMEDIATE: SSCI Request for IG Briefing [Redacted]

[Redacted]

I have an early morning briefing, consequently, I will meet you at Hart building rm SH 219 for your 1100 briefing on Thursday, 12 May.

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----- Forwarded by [Redacted] on 05/11/05 11:05 AM -----

[Redacted]

[Redacted]  
DCI Office of Congressional Affairs  
Liaison  
[Redacted]

05/11/05 11:03 AM

To: [Redacted]

[Redacted]

cc:

Subject: Re: IMMEDIATE: SSCI Request for IG Briefing [Redacted]

thats Thursday 12 MAy departing 101h from SW entrance.

----- Forwarded by [Redacted] on 05/11/05 11:02 AM -----

DCI Office of Congressional Affairs  
Lialson

05/10/05 11:06 AM

To:

cc:

Helgerson/STF/AGENCY@DCI,

John L.

Subject: Re: IMMEDIATE: SSCI Request for IG Briefing [Redacted]

We'll depart SW entrance at 1015 on thursday, 11 May.

----- Forwarded by [Redacted] on 05/10/05 11:05 AM -----

DCI Office of Congressional Affairs  
Lialson

05/10/05 11:05 AM

To:

cc:

Helgerson/STF/AGENCY@DCI,

John L.

Subject: Re: IMMEDIATE: SSCI Request for IG Briefing [Redacted]

Briefing is scheduled for THURSDAY, 1100 in HART 219.

Pls give me your and [Redacted] ssns asap. What level of clearance will be required for a good briefing for the wider SSCI staff?

Original Text of [Redacted]

[Redacted]

[Redacted]

[Redacted]  
DCI Office of Congressional Affairs  
Liaison  
[Redacted]

05/09/05 12:30 PM

To: [Redacted]  
cc: [Redacted]

John L.  
Helgeson/STF/AGENCY@DCI,

[Redacted]

Subject: Re: IMMEDIATE: SSCI Request for IG Briefing [Redacted]

[Redacted]

SSCI staff (Corcoran) called today asking to reschedule your briefing [Redacted] Pls let me know what would work for you. thanks -- [Redacted]

----- Forwarded by [Redacted] on 05/09/05 12:28 PM -----

[Redacted]

DCI Office of Congressional Affairs  
Liaison  
[Redacted]

05/05/05 11:54 AM

To: [Redacted]  
cc: [Redacted]

John L.  
Helgeson/STF/AGENCY@DCI,

[Redacted]

Subject: Re: IMMEDIATE: SSCI Request for Briefing [Redacted] NEXT WEEK

Corcoran at SSCI called to say they cannot do the briefing tomorrow. They'll revisit on Monday (9 May) to schedule something thereafter. I'll let you know soonest.

Thanks -- [Redacted]

----- Forwarded by [Redacted] on 05/05/2005 11:52 AM -----

[Redacted]

DCI Office of Congressional Affairs  
Liaison  
[Redacted]

05/04/2005 05:05 PM

To: [Redacted]

[Redacted]

[Redacted]

cc: [Redacted]  
John L. Helgerson/STF/AGENCY@DCI,  
[Redacted]

Subject: Re: IMMEDIATE: SSCI Request for Briefing [Redacted]

OK. I've asked them for Friday morning. I'll let you know soonest.

FYI: Jennifer Chartrand, SAC/D staffer, was also interested in abriefing on this matter: including any relationship(s) [Redacted] the deceased general. Thanks  
Original Text of [Redacted]

[Redacted]

[Redacted]  
OIG

05/04/2005 12:08 PM

To: [Redacted]  
cc: [Redacted]  
John L. Helgerson/STF/AGENCY@DCI,  
[Redacted]

Subject: Re: IMMEDIATE: SSCI Request for Briefing [Redacted]

[Redacted] and I are available to provide this briefing. [Redacted] has conducted the investigation of this matter. In terms of scheduling, Friday morning would be the best time for me, but I can juggle my schedule, if that time does not work.

Original Text of [Redacted]

[Redacted]

DCI Office of Congressional Affairs  
Liaison  
[Redacted]

05/04/05 10:41 AM

To: [Redacted]  
cc: John L. Helgerson/STF/AGENCY@DCI, [Redacted]  
[Redacted]

Subject: IMMEDIATE: SSCI REquest for Briefing [Redacted]

[Redacted]

[Redacted]

[REDACTED]

SSCI Staff (Staffdir Duhnke) has reiterated request for a comprehensive IG briefing [REDACTED]  
[REDACTED] before the end of the week.

SSCI Staff's understanding is [REDACTED] at the death of the Iraqi General who died in custody, [REDACTED]. Consequently, SSCI staff will want to know, inter alia, whether the General was abused [REDACTED] or any other) occasion.

Pls let us know when your folks would be available to brief. thanks.

[REDACTED]

(b) (1)  
(b) (2)  
(b) (3)

[Redacted]

[Redacted]

APPROVED FOR RELEASE  
DATE: APR 2008

[Redacted]

[Redacted]  
OIG

05/04/2005 11:11

To: John L. Helgerson/STF/AGENCY@DCI, [Redacted]

cc: [Redacted]

Subject: IMMEDIATE: SSCI REquest for Briefing [Redacted]

How would you like to handle? [Redacted] is pulling together talking points that cover the specifics of our investigation concerning [Redacted] the General, as well as the broader issue of what [Redacted] have told us about [Redacted] in interrogations and the instructions under which [Redacted]

----- Forwarded by [Redacted] on 05/04/05 11:05 AM -----

[Redacted]

DCI Office of Congressional Affairs  
Liaison  
[Redacted]

05/04/05 10:41 AM

To: [Redacted]

cc: John L. Helgerson/STF/AGENCY@DCI, [Redacted]

[Redacted]

Subject: IMMEDIATE: SSCI REquest for Briefing [Redacted]

[Redacted]

SSCI Staff (Staffdir Duhnke) has reiterated request for a comprehensive IG briefing [Redacted] before the end of the week.

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[Redacted]



(b) (1)  
(b) (2)  
(b) (3)

[Redacted]

APPROVED FOR RELEASE  
DATE: APR 2008

[Redacted]

[Redacted]  
OIG

05/12/2005 15:28

To: [Redacted]

cc:

Subject: Re: IMMEDIATE: SSCI Request for IG Briefing

Is the time okay for you?

----- Forwarded by [Redacted] on 05/12/05 03:28 PM -----

[Redacted]

**John L. Helgerson**  
Inspector General

[Redacted]



05/12/05 02:59 PM

To: [Redacted]  
cc:

Subject: Re: IMMEDIATE: SSCI Request for IG Briefing

Probably best for you to do this, [Redacted] accompanied by [Redacted] on the two cases. John  
Original Text of [Redacted]

[Redacted]

[Redacted]  
OIG

05/12/05 02:53 PM

To: John L. Helgerson/STF/AGENCY@DCI, [Redacted]  
[Redacted]

cc:

Subject: Re: IMMEDIATE: SSCI Request for IG Briefing

The SSCI staff briefing [Redacted] (scheduled for today) was postponed. Per the note below, the  
staff would like to reschedule [Redacted] How would you like to proceed?

----- Forwarded by [Redacted] on 05/12/05 02:50 PM -----

[Redacted]

[Redacted]

[Redacted]

DCI Office of Congressional Affairs  
Lialson

[Redacted]

05/12/05 02:31 PM

To: [Redacted]  
cc: [Redacted]

Subject: Re: IMMEDIATE: SSCI Request for IG Briefing [Redacted]

How about Wednesday, 1300-1430? [Redacted]

----- Forwarded by [Redacted] on 05/12/05 02:30 PM -----

[Redacted]

[Redacted]

DCI Office of Congressional Affairs  
Lialson

[Redacted]

05/11/05 11:08 AM

To: [Redacted]  
cc: [Redacted]

Subject: Re: IMMEDIATE: SSCI Request for IG Briefing [Redacted]

[Redacted]

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Thanks and see you at the Hart bldg tomorrow.

----- Forwarded by [Redacted] on 05/11/05 11:05 AM -----

[Redacted]

[Redacted]

DCI Office of Congressional Affairs  
Lialson

[Redacted]

05/11/05 11:03 AM

To: [Redacted]

cc:

Subject: Re: IMMEDIATE: SSCI Request for IG Briefing [Redacted]

[Redacted]

[Redacted]

thats Thursday 12 MAY departing 101h from SW entrance.

----- Forwarded by [Redacted] on 05/11/05 11:02 AM -----

[Redacted]

[Redacted]

DCI Office of Congressional Affairs  
Llaison

[Redacted]

05/10/05 11:06 AM

To: [Redacted]  
cc: [Redacted]

John L.

Helgerson/STF/AGENCY@DCI,

[Redacted]

Subject: Re: IMMEDIATE: SSCI Request for IG Briefing [Redacted]

We'll depart SW entrance at 1015 on thursday, 11 May.

----- Forwarded by [Redacted] on 05/10/05 11:05 AM -----

[Redacted]

[Redacted]

DCI Office of Congressional Affairs  
Llaison

[Redacted]

05/10/05 11:05 AM

To: [Redacted]  
cc: [Redacted]

John L.

Helgerson/STF/AGENCY@DCI,

[Redacted]

Subject: Re: IMMEDIATE: SSCI Request for IG Briefing [Redacted]

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Original Text of [Redacted]

[Redacted]

[Redacted]

DCI Office of Congressional Affairs  
Llaison

[Redacted]

[Redacted]

[Redacted]

05/09/05 12:30 PM

To:

cc:

[Redacted]

John L.

Helgerson/STF/AGENCY@DCI,

[Redacted]

Subject: Re: IMMEDIATE: SSCI Request for IG Briefing [Redacted]

[Redacted]

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[Redacted]

DCI Office of Congressional Affairs  
Liaison

[Redacted]

05/05/05 11:54 AM

To:

cc:

[Redacted]

John L.

Helgerson/STF/AGENCY@DCI,

[Redacted]

Subject: Re: IMMEDIATE: SSCI Request for Briefing [Redacted] NEXT WEEK

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----- Forwarded by [Redacted] on 05/05/2005 11:52 AM -----

[Redacted]

DCI Office of Congressional Affairs  
Liaison

[Redacted]

05/04/2005 05:05 PM

To:

cc:

[Redacted]

John L. Helgerson/STF/AGENCY@DCI, [Redacted]

[Redacted]

[Redacted]

[Redacted]

Subject: Re: IMMEDIATE: SSCI Request for Briefing [Redacted]

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Original Text of [Redacted]

[Redacted]

OIG

05/04/2005 12:08 PM

To:  
cc:

[Redacted]

John L. Helgerson/STF/AGENCY@DCI, [Redacted]

[Redacted]

Subject: Re: IMMEDIATE: SSCI Request for Briefing [Redacted]

[Redacted] and I are available to provide this briefing. [Redacted] has conducted the investigation of this matter. In terms of scheduling, Friday morning would be the best time for me, but I can juggle my schedule, if that time does not work.

Original Text of [Redacted]

[Redacted]

DCI Office of Congressional Affairs  
Liaison

[Redacted]

05/04/05 10:41 AM

To:

[Redacted]

cc: John L. Helgerson/STF/AGENCY@DCI, [Redacted]

[Redacted]

Subject: IMMEDIATE: SSCI REquest for Briefing [Redacted]

[Redacted]

SSCI Staff (Staffdir Duhnke) has reiterated request for a comprehensive IG briefing [Redacted] before the end of the week.

[Redacted]

[Redacted]

[REDACTED]

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Pls let us know when your folks would be available to brief. thanks.

[REDACTED]

(b) (1)  
(b) (3)

[Redacted]

[Redacted]

APPROVED FOR RELEASE  
DATE: APR 2008

[Redacted]

[Redacted]

DCI Office of Congressional Affairs  
Liaison

[Redacted]

05/05/2005 11:54

To:

cc:

[Redacted]

John L.

Helgerson/STF/AGENCY@DCI, [Redacted]

[Redacted]

Subject: Re: IMMEDIATE: SSCI Request for Briefing [Redacted] NEXT WEEK

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----- Forwarded by [Redacted] on 05/05/2005 11:52 AM -----

[Redacted]

DCI Office of Congressional Affairs  
Liaison

[Redacted]

05/04/2005 05:05 PM.

To:

cc:

[Redacted]

John L. Helgerson/STF/AGENCY@DCI, [Redacted]

[Redacted]

Subject: Re: IMMEDIATE: SSCI Request for Briefing [Redacted]

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Original Text of [Redacted]

[Redacted]

OIG

[Redacted]

[Redacted]

05/04/2005 12:08 PM

To:  
cc:

[Redacted]

John L. Helgerson/STF/AGENCY@DCI, [Redacted]

[Redacted]

Subject: Re: IMMEDIATE: SSCI Request for Briefing [Redacted]

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Original Text of [Redacted]

[Redacted]

DCI Office of Congressional Affairs  
Liaison

[Redacted]

05/04/05 10:41 AM

To:

[Redacted]

cc: John L. Helgerson/STF/AGENCY@DCI, [Redacted]

[Redacted]

Subject: IMMEDIATE: SSCI REquest for Briefing [Redacted]

[Redacted]

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[Redacted]



(b) (1)  
(b) (3)

[Redacted]

APPROVED FOR RELEASE  
DATE: APR 2008

[Redacted]

[Redacted]

DCI Office of Congressional Affairs  
Liaison

[Redacted]

05/10/2005 11:06

To: [Redacted]  
cc: [Redacted]

John L.

Helgeson/STF/AGENCY@DCI,

[Redacted]

Subject: Re: IMMEDIATE: SSCI Request for IG Briefing [Redacted]

We'll depart SW entrance at 1015 on thursday, 11 May.

----- Forwarded by [Redacted] on 05/10/05 11:05 AM -----

[Redacted]

[Redacted]

DCI Office of Congressional Affairs  
Liaison

[Redacted]

05/10/05 11:05 AM

To: [Redacted]  
cc: [Redacted]

John L.

Helgeson/STF/AGENCY@DCI,

[Redacted]

Subject: Re: IMMEDIATE: SSCI Request for IG Briefing [Redacted]

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Original Text of [Redacted]

[Redacted]

[Redacted]

DCI Office of Congressional Affairs  
Liaison

[Redacted]

[Redacted]

05/09/05 12:30 PM

To: [Redacted]  
cc: [Redacted]

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Helgerson/STF/AGENCY@DCI, [Redacted]

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----- Forwarded by [Redacted] on 05/09/05 12:28 PM -----

[Redacted]  
DCI Office of Congressional Affairs  
Liaison

05/05/05 11:54 AM

To: [Redacted]  
cc: [Redacted]

, John L.

Helgerson/STF/AGENCY@DCI, [Redacted]

Subject: Re: IMMEDIATE: SSCI Request for Briefing [Redacted] NEXT WEEK

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Thanks -- [Redacted]

----- Forwarded by [Redacted] on 05/05/2005 11:52 AM -----

[Redacted]  
DCI Office of Congressional Affairs  
Liaison

05/04/2005 05:05 PM

To: [Redacted]  
cc: [Redacted]

John L. Helgerson/STF/AGENCY@DCI, [Redacted]

[Redacted]

(b) (1)  
(b) (3)

[Redacted]

APPROVED FOR RELEASE  
DATE: APR 2008

[Redacted]

[Redacted]

DCI Office of Congressional Affairs  
Liaison

[Redacted]

05/10/2005 11:06

To: [Redacted]  
cc: [Redacted]

John L.

Helgerson/STF/AGENCY@DCI,

[Redacted]

Subject: Re: IMMEDIATE: SSCI Request for IG Briefing [Redacted]

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----- Forwarded by [Redacted] on 05/10/05 11:05 AM -----

[Redacted]

[Redacted]

DCI Office of Congressional Affairs  
Liaison

[Redacted]

05/10/05 11:05 AM

To: [Redacted]  
cc: [Redacted]

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Helgerson/STF/AGENCY@DCI,

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[Redacted]

[Redacted]

DCI Office of Congressional Affairs  
Liaison

[Redacted]

[Redacted]

[Redacted]

05/09/05 12:30 PM

To: [Redacted]  
cc: [Redacted]

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Helgerson/STF/AGENCY@DCI,

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DCI Office of Congressional Affairs  
Liaison

[Redacted]

05/05/05 11:54 AM

To: [Redacted]  
cc: [Redacted]

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[Redacted]

DCI Office of Congressional Affairs  
Liaison

[Redacted]

05/04/2005 05:05 PM

To: [Redacted]  
cc: [Redacted]

John L. Helgerson/STF/AGENCY@DCI,

[Redacted]

[Redacted]

[Redacted]

Subject: Re: IMMEDIATE: SSCI Request for Briefing [Redacted]

OK. I've asked them for Friday morning. I'll let you know soonest.

FYI: Jennifer Chartrand, SAC/D staffer, was also interested in abriefing on this matter: including any relationship(s) [Redacted] the deceased general. Thanks

Original Text of [Redacted]

[Redacted]

OIG

05/04/2005 12:08 PM

To: [Redacted]  
cc: [Redacted]  
John L. Helgerson/STF/AGENCY@DCI,

Subject: Re: IMMEDIATE: SSCI Request for Briefing [Redacted]

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Original Text of [Redacted]

[Redacted]

DCI Office of Congressional Affairs  
Liaison

05/04/05 10:41 AM

To: [Redacted]  
cc: John L. Helgerson/STF/AGENCY@DCI, [Redacted]

Subject: IMMEDIATE: SSCI REquest for Briefing [Redacted]

[Redacted]

SSCI Staff (Staffdir Duhnke) has reiterated request for a comprehensive IG briefing [Redacted]

[Redacted]

[Redacted]

[Redacted] before the end of the week.

SSCI Staff's understanding is that [Redacted] at the death of the Iraqi General who died in custody, [Redacted] consequently, SSCI staff will want to know, inter alia, whether the General was abused [Redacted] (or any other) occasion.

Pls let us know when your folks would be available to brief. thanks.

[Redacted]

(b) (1)  
(b) (3)

APPROVED FOR RELEASE  
DATE: APR 2008

[Redacted]

The sender's identity cannot be verified. If you question the validity of this mail's content, please contact your [Redacted]

[Redacted]

[Redacted]

DCI Office of Congressional Affairs  
Liaison

[Redacted]

05/16/2005 16:22

To:

[Redacted]

cc:

Subject: Re: SSCI's IG Briefing [Redacted] 8 MAY (WED): PASS  
CLEARANCES, PLS [Redacted]

This briefing is now scheduled for **Wed, 18 May, at HART building rm. S-219, from 1300-1430h.**

SUBJECTS: [Redacted]

Classification LEVEL: [Redacted]

Pls note we'll depart SW entrance at 1215h on Wed 18 May.

[Redacted] pls pass clearances to SSCI for the followign folks:

Briefers:

[Redacted]

thanks -- [Redacted]

Original Text of [Redacted]

[Redacted]

[Redacted]  
OIG

05/12/05 03:50 PM

To: [Redacted]

[Redacted]

cc: [Redacted]

Subject: Re: IMMEDIATE: SSCI Request for IG Briefing [Redacted]

Time is good. [Redacted] will be joining [Redacted] and I.

SSNs are:  
[Redacted]

Original Text of [Redacted]

[Redacted]  
[Redacted]  
DCI Office of Congressional Affairs  
Liaison  
[Redacted]

05/12/05 02:31 PM

To: [Redacted]  
cc: [Redacted]

Subject: Re: IMMEDIATE: SSCI Request for IG Briefing [Redacted]

How about Wednesday, 1300-1430? [Redacted]

----- Forwarded by [Redacted] on 05/12/05 02:30 PM -----

[Redacted]  
[Redacted]  
DCI Office of Congressional Affairs  
Liaison  
[Redacted]

05/11/05 11:08 AM

To: [Redacted]  
cc: [Redacted]

Subject: Re: IMMEDIATE: SSCI Request for IG Briefing [Redacted]

[Redacted]

I have an early morning briefing, consequently, I will meet you at Hart building rm SH 219 for your 1100 briefing on Thursday, 12 May.

What this means is that you'll meet the driver at 1015 from SW entrance tomorrow without an OCA escort. Just let driver know who you are and where you're going. He'll understand.

Thanks and see you at the Hart bldg tomorrow.

[Redacted]



[Redacted]

Thanks -- [Redacted]  
----- Forwarded by [Redacted] on 05/05/2005 11:52 AM -----

[Redacted]

DCI Office of Congressional Affairs  
Liaison

[Redacted]

05/04/2005 05:05 PM

To: [Redacted]  
cc: [Redacted]  
John L. Helgeson/STF/AGENCY@DCI,

Subject: Re: IMMEDIATE: SSCI Request for Briefing [Redacted]

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Original Text of [Redacted]

[Redacted]

OIG

05/04/2005 12:08 PM

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cc: [Redacted]  
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Original Text of [Redacted]

[Redacted]

DCI Office of Congressional Affairs  
Liaison

[Redacted]

[Redacted]

05/04/05 10:41 AM

To: [Redacted]

cc: John L. Helgerson/STF/AGENCY@DCI, [Redacted]

[Redacted]

Subject: IMMEDIATE: SSCI REquest for Briefing [Redacted]

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**HEADQUARTERS USE ONLY:**

**Document ID:**

**File Number(s) / Crypt(s):**

**Index Information:**

(b) (1)  
(b) (3)

[Redacted]

APPROVED FOR RELEASE  
DATE: APR 2008

[Redacted]

[Redacted]

Investigations Staff, Office of the Inspector General

[Redacted]



05/12/2005 15:43

To:

cc:

[Redacted]

Subject: Re: IMMEDIATE: SSCI Request for IG Briefing

Yes. I'm the Duty Officer on Wednesday the 18th, but I can switch with someone.

Original Text of [Redacted]

[Redacted]

[Redacted]

OIG

05/12/2005 15:28

To:

[Redacted]

cc:

Subject: Re: IMMEDIATE: SSCI Request for IG Briefing

Is the time okay for you?

----- Forwarded by [Redacted] on 05/12/05 03:28 PM -----

[Redacted]

John L. Helgerson  
Inspector General

[Redacted]

[Redacted]



05/12/05 02:59 PM

To: [Redacted]  
cc: [Redacted]

Subject: Re: IMMEDIATE: SSCI Request for IG Briefing

Probably best for you to do this, [Redacted] accompanied by [Redacted] on the two cases. John  
Original Text of [Redacted]

[Redacted]  
[Redacted]  
OIG

05/12/05 02:53 PM

To: John L. Helgerson/STF/AGENCY@DCI, [Redacted]  
[Redacted]

cc:

Subject: Re: IMMEDIATE: SSCI Request for IG Briefing

The SSCI staff briefing [Redacted] (scheduled for today) was postponed. Per the note below, the  
staff would like to reschedule [Redacted] How would you like to proceed?

----- Forwarded by [Redacted] on 05/12/05 02:50 PM -----

[Redacted]  
[Redacted]  
DCI Office of Congressional Affairs  
Liaison  
[Redacted]

05/12/05 02:31 PM

To: [Redacted]  
cc: [Redacted]

Subject: Re: IMMEDIATE: SSCI Request for IG Briefing [Redacted]

How about Wednesday, 1300-1430? [Redacted]

----- Forwarded by [Redacted] on 05/12/05 02:30 PM -----

[Redacted]  
[Redacted]  
DCI Office of Congressional Affairs  
Liaison  
[Redacted]

05/11/05 11:08 AM

To: [Redacted]  
cc: [Redacted]

Subject: Re: IMMEDIATE: SSCI Request for IG Briefing [Redacted]

[Redacted]

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Thanks and see you at the Hart bldg tomorrow.

----- Forwarded by [Redacted] on 05/11/05 11:05 AM -----

[Redacted]

[Redacted]

DCI Office of Congressional Affairs  
Liaison

[Redacted]

05/11/05 11:03 AM

To: [Redacted]

cc:

Subject: Re: IMMEDIATE: SSCI Request for IG Briefing [Redacted]

that's Thursday 12 MAY departing 101h from SW entrance.

----- Forwarded by [Redacted] on 05/11/05 11:02 AM -----

[Redacted]

[Redacted]

DCI Office of Congressional Affairs  
Liaison

[Redacted]

05/10/05 11:06 AM

To: [Redacted]

cc:

Helgerson/STF/AGENCY@DCI

John L.

[Redacted]

Subject: Re: IMMEDIATE: SSCI Request for IG Briefing [Redacted]

We'll depart SW entrance at 1015 on thursday, 11 May.

----- Forwarded by [Redacted] on 05/10/05 11:05 AM -----

[Redacted]

[Redacted]

[Redacted]

[Redacted]

DCI Office of Congressional Affairs  
Liaison

[Redacted]

05/10/05 11:05 AM

To:  
cc:

[Redacted]

John L.

Helgerson/STF/AGENCY@DCI,

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[Redacted]

DCI Office of Congressional Affairs  
Liaison

[Redacted]

05/09/05 12:30 PM

To:  
cc:

[Redacted]

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Helgerson/STF/AGENCY@DCI,

[Redacted]

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[Redacted]

DCI Office of Congressional Affairs  
Liaison

[Redacted]

05/05/05 11:54 AM

To:  
cc:

[Redacted]

[Redacted]

[Redacted]

[Redacted] John L.  
Helgerson/STF/AGENCY@DCI, [Redacted]

[Redacted]

Subject: Re: IMMEDIATE: SSCI Request for Briefing [Redacted] NEXT WEEK

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[Redacted]

DCI Office of Congressional Affairs  
Liaison

[Redacted]

05/04/2005 05:05 PM

To: [Redacted]  
cc: [Redacted]

John L. Helgerson/STF/AGENCY@DCI, [Redacted]

[Redacted]

Subject: Re: IMMEDIATE: SSCI Request for Briefing [Redacted]

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Original Text of [Redacted]

[Redacted]

OIG

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To: [Redacted]  
cc: [Redacted]

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[Redacted]

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[Redacted]

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Original Text of [Redacted]

[Redacted]

DCI Office of Congressional Affairs  
Lialson

[Redacted]

05/04/05 10:41 AM

To: [Redacted]

cc: John L. Helgerson/STF/AGENCY@DCI, [Redacted]

[Redacted]

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(b) (1)  
(b) (3)

[Redacted]

APPROVED FOR RELEASE  
DATE: APR 2008

[Redacted]

[Redacted]  
DCI Office of Congressional Affairs  
Lialson

[Redacted]  
05/16/2005 16:15

To:  
cc:

[Redacted]

Subject: BRIEFING SSCI ON WEDNESDAY, 18 MAY

[Redacted] What level of classification for your briefing [Redacted] [Redacted] stuff [Redacted] right?  
Thanks. -- [Redacted]

APPROVED FOR RELEASE <sup>(b) (2)</sup>  
DATE: APR 2008

~~SECRET~~//20290505

A little-noticed portion of the military's classified report on the abuse of prisoners in Iraq says that a number operated by the 800th Military Police Brigade "routinely held" such prisoners "without accounting for them, knowing their identities, or even the reason for their detention."

In one case, the report says, U.S. military police at the notorious Abu Ghraib prison near Baghdad shifted six to undocumented prisoners "around within the facility to hide them" from a visiting delegation from the International Committee of the Red Cross.

"This maneuver was deceptive, contrary to Army Doctrine and in violation of international law," the report adds.

Human rights groups said the practice of keeping prisoners off written lists and physically concealing them from humanitarian aid groups and independent monitors has been well known over the years in dictatorships from Guatemala to Sudan.

The CIA, which had the military bring some detainees into the prisons for questioning, has launched an internal review into what an agency official called "not enough accountability" by its operatives or contract employees. "That isn't part of agency doctrine regarding handling of prisoners," the official said.

"We have looked into ghost detainees," the official, who asked not to be identified, said Tuesday. He declined to say whether the agency had taken any disciplinary action or changed policies or procedures so far.

The military report does not name the CIA, noting only that undocumented prisoners were brought by "other government agencies." But the official said the CIA had the military detain Iraqi suspects at several facilities, including about two dozen prisoners at Abu Ghraib.

"The vast majority of people were not of interest to us," he said. "There were a small number we had asked the military to bring in, then we conducted questioning of that small number."

Human rights groups said the expression "ghost detainees" is new but the practice is old.

"This is another way of saying a disappearance," said Kenneth Roth, executive director of Human Rights Watch, an independent group based in New York. "A ghost detainee is someone for whom there is no public accountability. That is by far the most dangerous condition to be in because there is no external restraint on the detainee's tort or murder."

"If a government subverts that key element of the process, you can almost guarantee there will be abuses," said Massimino, Washington director of Human Rights First. "If you don't have that, you don't have accountability."

Patrick Lang, former head of Middle East intelligence for the Pentagon's Defense Intelligence Agency, said the "government agency" mentioned in the report is almost certainly the CIA. Lang said he had never heard of "ghost detainees" or of a military prison accepting detainees from the CIA with little or no explanation of who they were and why they had been detained.

"You have no idea the provenance of these people," Lang said. "They could be picked up for any reason and you have no way of knowing, no control. That's just nuts to do something like that."

~~SECRET~~//20290505

~~SECRET~~//20290505

The CIA has an estimated 500 operatives, paramilitary officers and other staffers in Iraq, making it the largest in the agency's history, intelligence officials say. The spy service played a key role in finding Saddam Hussein in December and has helped round up other key leaders in the former regime and the current insurgency.

But the CIA's role once suspects are caught is less clear. The agency's inspector general is investigating the death of an Iraqi hours after the prisoner was taken to Abu Ghraib in November, CIA officials have said. Another CIA investigation is focusing on an Iraqi who died elsewhere in the country under circumstances the agency has declined to identify.

The role of the CIA and other intelligence agencies in the mounting scandal will be scrutinized today when the Senate Intelligence Committee holds a closed-door hearing. The committee chairman, Sen. Pat Roberts (R-Kan.), said his panel would seek to determine whether "intelligence professionals had anything to do with what I think everyone believes is absolutely unacceptable conduct by Americans."

Under the Geneva Convention, the Geneva-based Red Cross is entitled to unrestricted access to every part of military-run detention facilities in Iraq and has the right to interview every prisoner of war and detainee without outside witness, experts said.

A Red Cross spokeswoman said the organization was "aware of the allegation" that prisoners were moved to avoid detection, but she declined to comment on the matter.

~~SECRET~~//20290505

**SERIAL INNER ENVELOPE**

<b>TITLE OF CASE:</b> <i>ALLEGATIONS OF DOMESTIC ABUSE</i>	<b>DATE ACQUIRED:</b> <i>09/26/05</i>
	<b>DATE FILED:</b> <i>10/14/05</i>
	<b>SERIAL NUMBER:</b> <i>1</i>
	<b>INVESTIGATOR NAME:</b> [REDACTED]
	<b>FILE NUMBER:</b> [REDACTED]

**DESCRIPTION OF CONTENTS**

*1 CD OF PBS NEWS HA SEGMENT on CART. FISHBAC*

(b) (3)

APPROVED FOR RELEASE  
DATE: APR 2008

*INU Subject*

(b) (3)  
(b) (7) (c)

Central Intelligence Agency



Washington, D.C. 20505

**INSPECTOR GENERAL**  
[Redacted]

Inspector General  
[Redacted]

APPROVED FOR RELEASE  
DATE: APR 2008

31 January 2006

[Redacted]

Dear [Redacted]

The Central Intelligence Agency's Office of Inspector General (CIA/OIG) investigates allegation of misconduct by Agency personnel. This office was informed that you may possess knowledge of such incidents and requested that the US Army Criminal Investigation Division (Army/CID) agents in your area make initial contact with you. Army CID agents, with whom you met in November 2005, reported that you described your information as "sketchy" and your memory regarding such incidents was limited. Reportedly, you further said that any information you may possess was "not actionable" and you did not care to be interviewed on this matter at this time or in the future.

The CIA/OIG understands your sentiments regarding further interviews. However, this office is committed to pursue all information concerning alleged misconduct by CIA personnel. In the event that you remember something involving CIA personnel that is relevant, I request that you contact OIG/CIA Special Agent [Redacted] at [Redacted] with any such information.

Sincerely,

[Redacted Signature]

Assistant Inspector General  
for Investigations

[Redacted]

OIG/INV/[Redacted] (24 January 2006)

[Redacted]

Distribution:

- Original - Addressee
- 1 - INV Chrono
- 1 - INV Subject File

[Redacted]