

(b)(6)

From: [redacted] (b)(6)
Sent: Wednesday, April 17, 2002 2:05 PM (b)(6)
To: [redacted] (b)(6)
Cc: [redacted]
Subject: RE: Detainee issues, 15 April report

Yes Sir [redacted] had planned to discuss with [redacted] during his next visit [redacted] email was quite clear to me, without the need for additional background. Per previous discussions between [redacted] and I, he fully understands his roll and understands we are in no position to make promises and he conveys that to the detainee. However, since the detainee elects to make some of his requests via [redacted] feels compelled to bring the issues forward, and nothing more. WRT to ICRC visits, the only discussion on this topic was a query for information from [redacted] (b)(6) (b)(6) (CLF) last Friday evening. She was interested in my concerns from a security aspect, space availability and how I would entertain such visits. Passed along to her our space limitations, with a work around and the need for clearance information/verification and coordination of visits. No visits are planned, but anticipated in the future. I will keep you informed as I get wind of any planned visits, ICRC or otherwise.

V/R,

-----Original Message-----
From: [redacted]
Sent: Wednesday, April 17, 2002 11:02 AM
To: [redacted]
Subject: RE: Detainee Issues, 15 April report

The next time [redacted] comes over to the Brig, have a short chat with him before he meets with the detainee. Make sure [redacted] understands that his primary role is spiritual counseling. While we certainly do want to pass on to us any requests that the detainee might make [redacted] should not be making any promises or suggestions we can't support.

As I'm sure you understand, DOD does not want this detainee to have any priveleges that the detainees at Camp X-Ray don't have, so all are treated essentially the same. Some of the things the detainee requested may not be a problem from our perspective, but have the effect of granting him privileges that the other detainees don't have.

Have you heard anything about if/when ICRC is going to check on this detainee?

R [redacted]

-----Original Message-----
From: [redacted]
Sent: Wednesday, April 17, 2002 8:53 AM
To: [redacted]
Cc: [redacted]
Subject: RE: Detainee Issues, 15 April report

Thanks [redacted] no additional background required on my part. I will ensure the information is fed back to the Chaplain and detainee. As follow-on and for info, the detainees two letters have been forwarded to the Camp X-Ray address provided, as of this morning.

V/R,

-----Original Message-----
From: [redacted]
Sent: Tuesday, April 16, 2002 5:56 PM
To: [redacted]
Cc: [redacted]
Subject: Detainee Issues, 15 April report

Feedback on the three issues (soccer ball, checkers, family call). This has been coordinated as I discussed with [redacted] on the phone a few minutes ago.

* Soccer ball. We want to stay identical with JTF-160. At JTF-160, detainees have their hands shackled and their feet free, and they are permitted to exercise in a fenced area by themselves, for 15-20 minutes, twice a week. There are no soccer balls.

* Checkers. ICRC has endorsed concept of single-person games, which this is not. Second, this is beyond the chaplain's role. He is there to provide spiritual advice, not to become a buddy and provide recreation.

* Call to the family. Bad idea to set U.S. Navy personnel up as liaisons to Al Qaeda family members.

Can provide more background if you want. Great call by [redacted] to raise the issues, and for you [redacted] to report them as you did. Thanks!

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R()

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

From: [redacted]
Sent: Monday, April 15, 2002 6:45 PM
To: [redacted]
Cc: [redacted]

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Subject: CARE OF USCIT
Importance: High

Good evening [redacted] spoke with the detainee today as part of my rounds. He made no special requests. I advised him we were still working the mail issue and expected to have him some info later this week. I have not advised him I have received the two letters. As feed back to my questions to him, he has indicated the staff was taking care of his needs, treating him well, his meals were fine and that the medical and the chaplain services were most appreciated. Although he made no requests to me, I was visited by [redacted] his evening with the following:

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- The detainee was inquiring of [redacted] about his legal status and any idea how long he was going to be detained here. I informed [redacted] had no information concerning the detainees legal future, as I have not received any additional information. I advised the chaplain of today's C-SPANN interview with Secretary Rumsfeld on this topic and per the Secretary's remarks to reporters, the detainees legal status was still being reviewed by the legal analyst and that no decisions had been made.

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- The detainee has requested the use of a soccer ball during his recreation time. A review of the Camp X-Ray SOP does not provide any guidance in this area. Personally, since the recreation area the detainee has access to is secured, he is under two man guard force supervision and cuffed during recreation call, I feel comfortable with accommodating the request, unless directed otherwise.

[redacted] has requested to bring in a checker board game during his visit with the detainee and to be responsible for taking it out of the block with him, when he departs. Again, not covered in the Camp X-Ray SOP. Told [redacted] I would inquire and get back with him. Personally, don't view a checker board and checkers as a problem since my guard force will ensure that all pieces are accounted for when introduced and exiting the block, with [redacted]

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- [redacted] has asked if he may be permitted to call the detainees family to let them know how the detainee is doing, on his behalf. I see this as a Health and Comfort matter the ICRC should be handling, but told [redacted] I would inquire.

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V/R,

[redacted]

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From: []
Sent: Friday, April 19, 2002 11:01 AM
To: []
Subject: RE: SABBATH TAPE

(b)(6)

[] make it so using the tape player already in A-Block. I am not going to forward this request, since we already have direction and permission to accommodate the detainees Religious practices. The detainees Sabbath falls on Friday vice Sunday and since I make Sunday services available to all others detained who wish to participate, see this as no different and, my call to make. For info, [] recommended approval for the (20) days lost time for Ramadan and forwarded to JFCOM for concurrence. Awaiting a response. (b)(6)

[] (b)(6)

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

From: []
Sent: Friday, April 19, 2002 2:37 AM
To: []
Subject: SABBATH TAPE

(b)(6)

(b)(6)

Sir,

As previously mentioned, Friday is the Muslim Sabbath day and it is a religious obligation for us to receive the sermon and pray. Islamic traditions hold that in order to have a valid 'Sabbath' congregational sermon/prayer that there must be a minimum of no less than three (3) persons in attendance. Since this is not currently possible and unlike GITMO where detainees are able to conduct such services while still confined to 'chain link' cells, that allow for a free flow of conversation and fellowship – our situation here is expressly unique in comparison. Therefore, and by your leave; my solution to this legitimate concern would be to allow the detainee to listen to 'sermons' (khutbahs) on cassette tape. These tapes have been/will be recorded in both English and Arabic, which is the practice here in the U.S.; and are IAW with the legal obligations of the faith. As your Muslim Religious Liaison, I personally assure you that they do not contain any adverse material. Respectfully, I further recommend, if this request is approved; that the detainee be allowed to listen to these tapes (one per Friday)– either using the player currently in A block or I could provide a walkman with headphones – one hour prior to the second scheduled prayer (approx. 1200 hrs) and then to conclude with his daily prayer (approx. 1300 hrs). Given the reservations clearly articulated by the powers that be, this recommended solution will allow for the free religious observance of the detainee by using expressly tailored modifications to those observances that simultaneously satisfy the 'security' restrictions that must be observed.

Thank you Sir, and Good Morning.

V/R,

[] (b)(6)

(b)(6)

From:
Sent: Friday, April 19, 2002 7:01 PM
To:
Cc:
Subject: Re: CARE OF AMCIT DETAINEE

(b)(6)

(b)(6)

best to not discuss his status at all with him. Realize that's tough on human level but realize anything you say becomes statement of US govt, at least potentially. Safest and honest answer is "I don't know, sorry." Thanks

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Sent from my BlackBerry Wireless Handheld (www.BlackBerry.net)

] (b)(6)

From:
Sent: Saturday, April 20, 2002 12:31 PM
To:
Cc:
Subject: WEEKLY UPDATE ON THE CARE OF AMCIT DETAINEE

] (b)(6)

] (b)(6)

Good morning Sir, the following weekly summary is provided. All privileges mentioned in NAVBRIG Norfolk message DTG 061400Z APR 02 remain in affect. The detainee abides by the rules and regulations and as of yet, has not presented any disciplinary problems for my staff. I continue to see the detainee on a daily basis and he receives frequent visits by [] and my IDC, when required. He is becoming more accustomed to the facilities and my staff and is becoming more talkative as time passes. He remains in Maximum Custody, isolated from the general population and under two guard control (one E-7 and one E-6) at all times. The only time he is permitted out of his cell is during shower and recreation calls. Specific issues addressed this week and actions taken include:

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- Monday 15 April 02, detainee requested via [] information concerning legal status and how long he was going to be detained here. Detainee advised that we have received no additional information concerning his legal status or length of stay. The detainee requested the use of a soccer ball during recreation call. Passed up the COC for consideration, disapproved 16 April 02 as not IAW JTF-160 SOP for Camp X-Ray. Detainee advised [] requested permission to bring in a checker board during his visits and be responsible for removing it from the block at his departure. Passed up the COC for consideration, disapproved 16 April 02 as not IAW JTF-160 SOP for Camp X-Ray. Detainee and [] advised [] asked if he may be permitted to contact the detainees family on his behalf, Health/Comfort. Passed up the COC for consideration, disapproved as bad precedence to set by having U.S. Navy personnel liaison with Al Quaeda family members. Detainee [] advised the calls were not authorized.

(b)(6)

- Tuesday 16 April 02, received direction concerning mail routing procedures for the detainee and the two letters this facility received, 12 April 02. CLF decision is to have mail forwarded to the established JTF-160 address of 160 Camp X-Ray, Washington DC 20355. Both letters received were forwarded to this address on 17 April 02, with the out going mail.

- Wednesday 17 April 02, [] the assigned doctor visited the detainee as follow-up to []

[] letter from [] responsible for representation of indigent defendants in the Federal Courts in the Eastern District and was aware that the detainee was located at my facility. He was interested in determining weather the detainee seeks to have counsel appointed and requested that I contact his office immediately. I made no calls to the inquiry and forwarded the letter to CLF for info and direction. The detainee requested via [] fast for (20) days in observance of Ramadan-2001 to meet his religious obligations, as this time was lost during his capture. Forwarded the request to CLF for consideration and approval.

(b)(6)

- Thursday 18 April 02, informed by CLF the facsimile received from the Federal Public Defenders office on 17 April 02 had been forwarded to JFCOM and to not communicate with this office or take any action on the correspondence.

- Friday 19 April 02, received approval from CLF to permit the detainee to Fast for (20) days in observation of Ramadan 2001 to account for that time lost during capture and processing for detention. Will permit the detainee to commence his (20) observation period between sunrise 22 April 02 and sunset 11 May 02. My staff can support without disruption to our normal routine. Received the letter correspondence to back up the facsimile from the Federal Public Defenders office of 17 April 02. Informed CLF and was directed to hold the letter as they would in all likelihood be answering the correspondence with something as simple as contact the Dept of Defense General Counsel (once the final decision is made). During daily rounds the detainee asked again, if I had any idea about how long he may be here and again, I have told him that I had not received any new information and that to my knowledge his case was moving through the judicial process. My future response to such inquires until otherwise directed will be, "I don't know, sorry".

In summary, the detainee has adapted to his new surroundings and staff. I receive no complaints from him, just inquires. Would like to pass along my appreciation for all the support received to date. Specifically, would like to recognize the tremendous effort by NAVSTA Security. Perimeter defense remains in place and affective, the control point guards remain vigilant, have smooth out the few wrinkles with access control by providing access lists and a radio for communications between by central control station and the watch. Not a single unauthorized visitor has gained access to my front door. thanks to the Security efforts in place. One side note for info, I have been informed that [] CNP, PERS-84 will be visiting the command AM, 30 April 02. My staff and I will be standing by for the visit.

(b)(6)

V/R,
[] (b)(6)

(b)(6)

From: [redacted] (b)(6)
Sent: Thursday, April 25, 2002 7:01 AM
To: [redacted]
Cc: [redacted]
Subject: RE: CARE OF USCIT (b)(6)

(b)(6)

Yes Sir [redacted] I had planned to. (b)(6)
V/R, [redacted]

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

From: [redacted]
Sent: wednesday, April 24, 2002 6:11 PM
To: [redacted]
Cc: [redacted]
Subject: RE: CARE OF USCIT

[redacted] concur. Would recommend you observe trimming. Thanks, R [redacted] (b)(6)

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

From: [redacted]
Sent: Wednesday, April 24, 2002 5:00 PM
To: [redacted]
Cc: [redacted]
Subject: CARE OF USCIT [redacted]

(b)(6)

Good evening [redacted] saw the detainee during my rounds earlier today. Only query concerned Health and Comfort issues. He requested a finger nail clipper, shave cream, razor, shampoo, writing pad, pen, socks and tennis shoes. Told him I would be back with him tomorrow. Per the Camp X-Ray SOP, their medical staff handled hair cuts/beard trimming, I intend to use my staff barber and perform the trimming in the A-Block area (I'll bring the barber to him), therefore no need to move him from the Block and no need for a razor or shave cream. The detainee will be in the required restraints during the trimming (legs and hands). Nail clippers were authorized, with the Block guard providing the clippers, watching the detainee, then retrieving the clippers. Writing materials were authorized for writing (2 letters and 4 post cards per month). Shampoo is a standard H & C item, I can provide. As for tennis shoes and socks, they were not issued at Champ X-Ray, therefore I do not intend to issue here, unless otherwise directed. Other than that, he remains in good sprits, good health and observing Ramadan.

[redacted] V/R, [redacted] (b)(6)

(b)(6)

From: []
Sent: Friday, April 26, 2002 4:47 PM
To: []
Cc: []
Subject: RE: WEEKLY UPDATE ON THE CARE OF AMCIT DETAINEE, []

(b)(6)

[] thanks for your help this week! [] (b)(6)

Original Message

From: []
Sent: Friday, April 26, 2002 3:49 PM
To: []
Cc: []
Subject: WEEKLY UPDATE ON THE CARE OF AMCIT DETAINEE, []

(b)(6)

(b)(6)

Good evening [] the following weekly summary is provided. All privileges mentioned in NAVBRIG Norfolk message DTG 061400Z APR 02 continue to be observed as the detainee remains compliant with the Brig's established rules and regulations. I continue to see the detainee on a daily basis as part of my routine rounds. He is alert and in good sprits. He continues to have frequent visits by the Chaplain and is seen regularly by the assigned doctor. He remains in Maximum Custody, isolated from the general population and under two guard control (one E-7 and one E-6) at all times. The only time he is permitted out of his cell is during shower and recreation calls. Specific issues this week and actions taken include: (b)(6)

- Monday 22 April 02, detainee's request to FAST in observation of the (20) days lost during Ramadan 2001 due to his capture and processing to Camp X-Ray, commenced this morning, prior to sunrise. CLF approval received for this request and will run through sunset Saturday, 11 May 02. Drafted and forwarded to CLF []]a (b)(6)

- Tuesday 23 April 02, [] concurred with the proposed response to the Federal Public Defenders office submitted 22 April 01. Letter smoothed, signed, copy filed and placed in this mornings out going mail.

- Wednesday, 24 April 02, received a call this morning from [] of Defense Human Services, Defense Intelligence Agency. He indicated his department was responsible for visiting the detainees and was inquiring about the procedures to visit our detainee here at the Brig. He went on to say he worked the visits to Camp X-Ray via SOUTHCOM. I informed him that any such visits here would be cleared via CLF. I provided him with [] and [] phone numbers. CLF coordinated with JFCOM and SOUTHCOM, and verified bona fides of [] I have been provided with a POC [] locally based and phone number [] and advised he will be contacting me to make arrangements for the visit. To date [] (b)(6)
[] has not contacted me or my staff. Saw the detainee during my rounds earlier today. Only query concerned Health and Comfort issues. He requested a finger nail clipper, shave cream, razor, shampoo, writing pad, pen, socks and tennis shoes. Told him I would be back with him tomorrow. Per the Camp X-Ray SOP, their medical staff handled hair cuts/beard trimming, I intend to use my staff barber and perform the trimming in the A-Block area (I'll bring the barber to him), therefore no need to move him from the Block and no need for a razor or shave cream. The detainee will be in the required restraints during the trimming (legs and hands). Nail clippers were authorized, with the Block guard providing the clippers, watching the detainee, then retrieving the clippers. Writing materials were authorized for writing (2 letters and 4 post cards per month). Shampoo is a standard H & C item, I can provide. As for tennis shoes and socks, they were not issued at Champ X-Ray, therefore I do not intend to issue here, unless otherwise directed. Other than that, he remains in good sprits, good health and observing Ramadan. Received authorization from CLF for the above items with the following exceptions, no razor, no shave cream, no tennis shoes and no socks. I briefed the detainee concerning his request for H&C items during my regular rounds, 25 April 02 and informed him that the Barber was scheduled for hair cut and beard trimming in the Block, AM Monday morning 29 April 02. I will be present for the event.

- Thursday 25 April 02, received a call this morning from [] from the ICRC. She (b)(6) indicated her agency was responsible for visiting the detainees at Camp X-Ray and was inquiring who she needed to coordinate a visit with, to see our detainee. I informed her all visits with my detainee were coordinated through CLF, your office and that once cleared, I would be the local POC for coordinating and overseeing the visit. Provided her with [] number. CLF passed to JFCOM/JS who (b)(6) verified []

[] to contact [] 26 April 02, to discuss coordination/planning. It appears the visit is not being planned to actually occur for another couple of weeks. Detainee was seen this morning by the assigned doctor and [] indicated (b)(6) the detainee was doing fine with no medical conditions to report and the Chaplain reported the detainee had no complaints.

- Friday 26 April 02, detainee provided all approved H&C items requested 24 April 02. Detainee forwarded one

post card for mailing to his family in Saudi Arabia. Post Card was verified to have the correct return address, per previously provided mailing instructions. The post card was placed in a enveloped, with my return address and addressed to the Mail Coordinator, 160 Camp X-Ray, Washington DC 20355 for scanning, processing and forwarding. For info, to date the detainee has received no mail other than the two letters received 12 April 02, which were mailed directly to this command and forwarded to the Camp X-Ray for scanning, 17 April 02.

Perimeter defense remains in place and affective and as reported last week, we have not had an unauthorized visitor gain access to the facility. Nothing else to report.

[VIR,] (b)(6)

(b)(6)

From: [redacted]
Sent: Monday, June 17, 2002 5:40 PM
To: [redacted]
Subject: RE: FOLLOW-UP FROM MEETING WITH CINC/DCINC OF 14 JUNE 02

Thanks [redacted] during the meeting no one spoke of how this was going to be pulled off, just that CINC wanted to have it happen. I have not heard anything today on this subject. I suspect the [redacted] will give me a call as soon as the matter is broached with him. (b)(6)

[redacted] V/R, [redacted] (b)(6)

-----Original Message-----
From: [redacted]
Sent: Monday, June 17, 2002 4:37 PM
To: [redacted]
Cc: [redacted]
Subject: RE: FOLLOW-UP FROM MEETING WITH CINC/DCINC OF 14 JUNE 02 (b)(6)

Re: Muslim Chaplain. I'll pass CINC's direction to COMCARAIRWING EIGHT and up the chain of command to CLF chaplain. You are correct on coming to NAVSTA (though I must confess I've been expecting word any day now that he'll be held in GTMO since is available in this region). (b)(6)

-----Original Message-----
From: [redacted]
Sent: Monday, June 17, 2002 4:19 PM
To: [redacted]
Cc: [redacted]
Subject: FOLLOW-UP FROM MEETING WITH CINC/DCINC OF 14 JUNE 02 (b)(6)

Good afternoon [redacted] as follow-up to the meeting with CINC and DCINC discussions centered primarily around bringing [redacted] into the fold, addressing the CINC/DCINC's desires to be the clearing house for all "Other Detainee" access, chain of command for issues, manning issues, FP issues, reporting requirements, chaplain duties and directions to both CO's. The following was discussed. (b)(6)

- Clearing house for issues, CLF Legal staff continues to be the POC for all matters pertaining to both "Other Detainees". Nothing new for us, business as usual. In the case of Charleston (since they are owned/operated by PERS 84) CINC indicated PERS 84 was in the loop and concurred with the fact the COC would now included CLF for all OD matters. CINC/DCINC made it clear, all access to the OD's will be cleared by one of them, personally. CINC provided [redacted] a letter similar to the one he provided me a couple of weeks back to indicate that the CJCS has directed the detainees are not permitted visits from legal counsel, family members or others unless specified by SECDEF or his designee. Unless we receive direction from CINC or DCINC, we are not to permit access. (b)(6)

- Manning issues, [redacted] indicated she could operate for about one month without serious impact to manning with readjustments to her facilities watch bill. She quoted some figures for personnel requirements and associated cost. I briefed we had completed a ER/FAR conducted by CLF CMAT and that their findings drive a requirement for (12) additional guard force personnel. I also mentioned that funding the billets would normally come from CNRMA and that there inlaid a problem with regard to other installation priorities and where another facility could take a cut. I expressed, I had little confidence this would occur. I reminded them as mentioned from the start, I could operate until this fall without serious impact due my 104% BA (made up of LIMDU and Non-Sea-Duty screen personnel). After that, I would need help. I also addressed the perimeter defense established by NAVSTA Security and that with the demobilization process these assets would be coming solely from and already short-handed force. I estimated between 36-42 personnel are committed to this function daily and that I believed NAVSTA CO and his Security Officer were working this particular manning issue. DCINC indicated that he would take on the manning issues for both facilities and work the problems with CLF N1. I intend to email to [redacted] a copy of the FAR results conducted by CLF CMAT, such take he can pass to DCINC for discussions with CLF N1. (b)(6)

- Reporting requirements, CINC/DCINC were both pleased with the process we currently have in place. Daily and Weekly updates to CLF Legal, with SETREP when required. They in turn pull from these inputs and forward updates to JFCOM, etc. They expect Charleston to follow suit.

- Chaplain requirements, CINC wanted to know how often Charleston was planning to have a Muslim Chaplain visit, she indicated once a month. CINC wants the visits to occur once a week. He asked how many Muslim Chaplains were in the Navy, I told him there were three, where they were located, when they were due to transfer and that [redacted] was already on loan to us. CINC indicated he wanted [redacted] assigned to the Norfolk Brig, such that he could be TAD to cover the Charleston weekly visit requirement. Not sure how this will (b)(6)

work out. Also advised CINC that it was my understanding the Muslim Chaplain was scheduled to transfer and report to NAVSTA Norfolk sometime later this year.

-- Perimeter Defense, CINC was satisfied with what is in place here at Norfolk, but was not happy with the Charleston plan. Gave direction to the Brig CO on how he envisioned the perimeter should be set up.

-- Security Improvements inside the facility, CINC wants a CCTV system installed in my Alpha Block. I will have my Director of Corrections gather information and sources, have a estimate conducted and move forward. Funding or a lack there of will be the biggest issue to overcome, as there are any number of companies and systems available on the market, some local. The system would help, should additional detainees be sent to our facility. CINC would not speculate as to rather additional detainees are coming in the future.

-- CLF Legal, briefed CINC/DCINC of the current legal status and issues surrounding both detainees.

In closing, both CINC/DCINC were complementary on the efforts put forth to date by all concerned, to make accommodations in support of the new missions. As you can imagine most of this was a rehash, of what we are already doing and designed primarily to get Charleston up to speed. As mentioned above, I have a couple of taskers (forward the CLF CMAT results justifying the 12 member guard force increase and look into installing a CCTV monitoring system for Alpha Block). Will keep you apprised of our efforts and cc you on what we forward.

[VIR, ...] (b)(6)

(b)(6)

From: [redacted]
Sent: Monday, June 24, 2002 10:05 AM
To: [redacted]
Cc: [redacted]
Subject: RE: WEEKLY UPDATE ON THE CARE OF DETAINEE USCIT

(b)(6)

(b)(6)

Ok [redacted] have my folks scan the letter into a file and send for review and forwarding. For info, I recently purchased the correct equipment to scan such items. Will get it to you this morning. For [redacted] take for action and forward to me upon completion.

[redacted] (b)(6)

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

From: [redacted]
Sent: Monday, June 24, 2002 9:06 AM
To: [redacted]
Cc: [redacted]
Subject: RE: WEEKLY UPDATE ON THE CARE OF DETAINEE USCIT

(b)(6)

please either fax or have someone carry over to us a photocopy of the letter referred to below. This mail does need to be screened before it is mailed. We will scan it in and e-mail it to the right folks for screening.

r/

[redacted] (b)(6)

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

From: [redacted]
Sent: Friday, June 21, 2002 5:07 PM
To: [redacted]
Cc: [redacted]
Subject: WEEKLY UPDATE ON THE CARE OF DETAINEE USCIT

(b)(6)

Good evening [redacted] the following weekly update is provided. All privileges in NAVBRIG Norfolk message 061400Z APR 02 continue to be observed, as our detainee remains compliant with the Brigs established rules and regulations. I continue to see him on an almost daily basis during regular rounds. In my absence he is seen by the CDO. He continues to be seen by [redacted] both of which continue to keep me informed of their visits and observations. The detainee remains in a Maximum Custody status, isolated from the general population and under two guard control (one E-7 and one E-6) at all times. The only time the detainee is permitted out of his cell is shower and recreation calls (combined 1 hour total each day) and when out of his cell during these times, prescribed restraints are applied. Specific events/issues and actions taken this week include:

-- Monday 17 June 02, saw the detainee this morning during regular rounds. He made no requests of me and had no complaints. He indicated he was feeling fine and that [redacted] was in to see him Saturday evening. In addition, I received (3) additional letters addressed directly to the detainee this morning. They were postmarked 11, 12 and 13 June 02 respectively. The 11th and 13th letters were from the Clerk's Office, U.S. District Court, Eastern District of Virginia, 600 Granby Street Norfolk Va., while the letter dated the 12th was from the Clerk's Office, U.S. District Court, Eastern District of Virginia, Walter E. Hoffman U.S. Courthouse, 600 Granby Street, 1ST Floor, Norfolk Va. For [redacted] unless otherwise directed and as previously directed, I have not delivered this mail to the detainee, have placed the letters in the office safe, unsealed. To date, I am holding a total of (7) pieces of what appears to be legal correspondence, from the detainee. As follow-up to the Friday afternoon meeting with CINC/DCINC and the discussion concerning manning, attached is a copy of the CLF (N17) CMAT Functional Area Review conducted at my facility, justifying an increase of (12) personnel to support the "Other Detainee" mission. Per conversation with CNRMA Manpower shop [redacted] these additional requirements were entered into the Total Force Manpower Management System (TFMMS) this morning. We were informed that the AMD Change request should be approved in about two weeks and that the (12) billets are only "Approved Requirements" and that until such time CNRMA receives additional funding for the billets, they would not be authorized. Since DCINC gave me the impression he was going to take on the manning issues of both commands (Charleston and Norfolk Brigs) with CLF N1, I wanted to pass along (for DCINC's info) what has already been completed for my facility and where it stands, as was discussed Friday

-- Tuesday 18 June 02, saw the detainee this morning during regular rounds. He made two requests of me, which I indicated I would forward up the COC. He requested a deck of Pinuckle Cards and a Game Boy, pocket size

computer game. These two requests are discussed below. He indicated [redacted] was not over yesterday evening but he expected him by tonight. In addition and as follow-up to the meeting and direction received from CINC/DCINC, Friday 14 June 02, I had [redacted] of NAVSTA Norfolk's ET Shop over this afternoon to investigate the installation of a CCTV system, in my Alpha Block. Told him I was interested in a system to monitor all (12) cells, the entire block area, to include shower, watch supervisor station and recreation area. Also wanted the ability to monitor the cameras from my watch supervisor station and from my Central Control Center, with record capability. [redacted] indicated he would have me the Low/Med/High range cost for such a system by COB Friday 21 June 02. [redacted] Sir in order for me to complete the inspection of Alpha Block, to determine a cost for a CCTV system and to secure access to the detainee, I moved him into my #12 cell on the block, locked the other steel door and posted a guard force member at the steel door entrance. My cells #11 and #12 are solitary confinement facilities. The difference between these two cells and the other (10) on the block is, the other (10) have barred doors which open onto the block, where as #11 and #12 open into a vestibule which can be isolated from the block by closing and locking the other steel doors to these two cells. I briefed the detainee in advance of the inter-block move and he understood, without complaint. To meet the CINC's intent "no visitors without his approval and meet the requirement to complete the survey for CCTV installation cost, movement within the block to a solitary confinement cell, is the extent of my options. In addition, I will have to perform similar moves, once a system has been procured and ready for installation. With regard to the detainees request for a deck of cards and a game boy, I recommend approval for the following reasons: as reported he has been a model detainee since his arrival, unlike at Camp X-Ray this detainee has no other contact with his countrymen (as was and is still the case there) with nothing but time on his hands, I want the ability to use an incentive program (for good behavior which is standard practice throughout the Corrections Community) and most importantly, I have to the ability to exercise some discretion when I believe it best for the Health and Welfare of those assigned to my facility, while maintaining Good Order and Discipline. Know discussion has been to the extent possible we are to remain consistent with the procedures that were/are in place at Camp X-Ray, but we are not Camp X-Ray with 300+ other detainees who do have the ability to communicate with one another. I believe both of these requests would be considered under Authorized Recreation Books/Games and Games For One Person; No Pieces That Can Be Used As Weapons, section of the Detainee Issues (0900, 5 April) paper, provided in advance of receiving the detainee. I have asked in the past for similar requests (a soccer ball for the detainee to use when in the recreation area and a checker board) both were disapproved, as not being consistent with the Camp X-Ray procedures.

- Wednesday 19 June 02, spoke with the detainee this morning during regular rounds. Informed him that I had forwarded his requests (deck of pinuckle cards and game boy as reported in yesterday evening update) up the COC for consideration and that I should know something within the next couple of days. He indicated [redacted] did not make it over last night, I told him I would call [redacted] this afternoon to schedule a visit. Spoke with [redacted] this evening and he is planning to stop over, later this evening. While talking to [redacted] he informed me that he is making plans to start visits with the detainee in Charleston on a weekly basis. As you may recall this was discussed during last Fridays meeting with CINC/DCINC. He did not go into the particulars, like when he was going to start the visits, but did indicate cost for same was coming out of his commands OPTAR. Nothing else to report Sir. For [redacted] Sir did we ever get a final determination on the delivery of the two pieces of mail for the detainee, cleared by and forwarded from JTF-160, early last week. As I recall per discussions Friday, there were still some questions on at least one piece of the mail.

- Thursday 20 June 02, saw the detainee today during rounds. He had no complaints or made any requests. He did indicate [redacted] was in to see him yesterday evening as planned.

- Friday 21 June 02, the detainee was seen this morning by my CDO while covering rounds in my absence. The detainee made no requests or had any complaints to report. The assigned doctor was in this morning, saw the detainee and indicated the detainee is in excellent health. [redacted] was over again yesterday evening to see the detainee. While here yesterday evening the [redacted] indicated he was making arrangements to fly to Charleston next week (Tuesday as I recall) to commence weekly visits with the detainee there. As follow-up to the meeting last Friday, 14 June 02 with CINC/DCINC and the requirement to have a CCTV system installed in Alpha Block, a site visit by NAVSTA Norfolk ET Shop was conducted Tuesday 18 June 02, with cost estimates to follow. This afternoon I received a cost estimate for two different installations from one contractor. A brief and cost estimate ranging between 80K and 120K is attached. I will be receiving a brief from the contractor on Tuesday 25 June 02 at 1400. For [redacted] I received a letter today from the detainee to his parents. This is only the second piece of mail he has sent (first was a post card to his family) since his arrival. Since the letter is in English and I have scanned the content, with nothing out of the ordinary found and since there is no requirement to forward to JTF-160 the detainees outgoing mail, I intend to place the letter in the outbound mail on Monday 24 June 02, unless otherwise directed.

V/R,

] (b)(6)

From:
Sent: Thursday, June 27, 2002 6:03 PM
To:
Cc:
Subject: RE: CARE OF USCIT DETAINEE

] (b)(6)

Thank you V/R, I'll make it so Sir.

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

From:
Sent: Thursday, June 27, 2002 5:38 PM
To:
Cc:
Subject: RE: CARE OF USCIT DETAINEE

] (b)(6)

[] on Hamdi and the playing cards. He can have his deck. Hope this helps. I realize it's little enough, but it's the best we can do right now. The answer on the game boy is NO for now. I am working with the CTF 160 guys and JFCOM to get a coherent policy. No movement on mail.

[] (b)(6)

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

From:
Sent: Thursday, June 27, 2002 4:15 PM
To:
Subject: RE: CARE OF USCIT DETAINEE

] (b)(6)

Sorry [] for the delayed response, as it has been one of those non-stop days. Thank you Sir for the follow-up, hope you understand I am trying to keep this individual in the box and lessen the potential for any foolish action on his part (I am speaking of the potential for a hunger strike). This came up at X-Ray and drew all kinds of media attention and this individual made mention of his intentions to do the same thing here, in time. As you know, we control the media here at my facility, but if the medical folks get involved with something of a hunger strike nature, don't know for certain we could control what got outside the wire. Trying to stay ahead of as many potential problems as possible, but sometimes I feel like I'm in a mine field. By the way Sir, per Webster's Vol. II, Penuckle.

[] V/R,] (b)(6)

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

From:
Sent: Wednesday, June 26, 2002 5:57 PM
To: F
Cc:
Subject: RE: CARE OF USCIT DETAINEE

] (b)(6)

- answers to your questions: the two letters are still at CTF 160/170 for reevaluation. We engaged on Monday and will engage again tomorrow. I will answer your request to give a pinocle (how the heck do you spell that?) deck to Hamdi tomorrow before noon. As for the unopened legal correspondence, the joint staff and DOD GC/DEPSECDEF still have that for action - continue to accumulate. No one thinks these are small issues - quite the contrary - which is why we are seeing the very highest levels of Government considering the answers.

Also pending are Hamdi's letters to his family. I will ping CTF 160 again on that issue tomorrow. I have the CINC's decisions, pending CTF 160 review.

[] (b)(6)

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

From:
Sent: Wednesday, June 26, 2002 4:28 PM
To:
Cc:
Subject: CARE OF USCIT DETAINEE

] (b)(6)

Good evening [] I saw the detainee this morning during regular rounds. He is going through another depression stage, as he is continuing to question how much long he going to be here and why he has not been afforded to meet with a lawyer. He questions why when requests are made, it takes so long for a

(b)(6)

From:
Sent:
To:
Cc:
Subject:

Friday, June 28, 2002 4:41 PM

WEEKLY UPDATE ON THE CARE OF DETAINEE USCIT

(b)(6)

Good evening [redacted] the following weekly update is provided. All privileges in NAVBRIG Norfolk message 061400Z APR 02 continue to be observed, as our detainee remains compliant with the Brigs established rules and regulations. I continue to see him on an almost daily basis during regular rounds. Only noted problem this week occurred on Wednesday, when the detainee appeared to be going [redacted] As before, I attribute the down (b)(6) turn in spirit to the uncertainty of the detainees future and the unknown length of time he is to be incarcerated. I have made mention of this fact to both [redacted] for their attention, consultation and monitoring. This is the second time I have seen the detainee go through this stage, since his arrival at my facility (first report made in my 27 May 02, daily update). Specifics addressed below. He continues to be seen by [redacted] both of (b)(6) which continue to keep me informed of their visits and observations. The detainee remains in a Maximum Custody status, isolated from the general population and under two guard control (one E-7 and one E-6) at all times. The only time the detainee is permitted out of his cell is shower and recreation calls (combined 1 hour total each day) and when out of his cell during these times, prescribed restraints are applied. Specific events/issues and actions taken this week include:

- Monday 24 June 02, saw the detainee this morning during daily rounds. He asked if I had heard anything new concerning his length of stay here. Told him I had nothing new to pass along. I asked if [redacted] had been in over (b)(6) the weekend and he indicated he had not. The detainee also requested the services of the barber for a beard and mustache trim. Told him I would schedule for tomorrow afternoon. I spoke with [redacted] this afternoon and he indicated he would be over this evening. During our conversation [redacted] also indicated that his relief was onboard (b)(6) and that they were planning to have their turnover process completed by 15 July 02. He went on to indicate, once the turn over was complete that he would be in excess onboard, until his August transfer date. Apparently, he has discussed with CAG and they would be willing to TAD him to me, until his transfer rounds around if this is still CINC's desire. In addition and as required, I have scanned the detainees letter to his parents (received Friday 21 June 02 for mailing) and forwarded to [redacted] as a file for forwarding and review by the COC. Once it has been cleared and I have authorization, I'll place it in the mail. For [redacted] Sir as a follow-up to our meeting with CINC/DCINC of 14 June 02, should we proceed with TAD orders ICO [redacted] once his turn over is complete. In addition and as follow-up, received a brief this afternoon from DATALINE Incorporation (the company that provided the cost estimates for CCTV in my Alpha block forwarded Friday 21 June 02). They are scheduled to be over tomorrow morning to scope the project and fine tune their estimates. I have asked for a Statement of Work from this company by Friday 28 June 02. I have also asked [redacted] (NAVSTA Norfolk ET Shop) for the cost of a similar system from another vendor, by Friday as well. Once I have the Statement of Work, I will forward to [redacted] who is standing by to process and forward to FISC Contracting. To accommodate the contractors visit and as was the case previously during [redacted] I will (b)(6) have the detainee moved to one of my two solitary confinement cells with the door guarded, while the contractor is conducting the visit

- Tuesday 23 June 02, the detainee received a visit today from the assigned Brig barber as requested and reported in yesterday evening update. Mustache and beard trim completed at 0830. While out of his cell for this event, I had him placed in cell #12 (solitary confinement) cell, with a guard posted in preparation for DATALINE Incorporation's site visit for CCTV installation. The detainee was briefed last week and again this morning on the need for this and future moves, during the installation phase of the project. He indicated he understood. The detainee was returned to his assign cell #1 at 1045. DATALINE Corporation representatives arrived at 1000 as planned and conducted a detail site survey. Discussions surrounded, selection of Option "A" for thew install, that no work will start until the contractor has all pieces of the system in hand, that work will be completed in two phases, with all inside the Block work to be completed first and all exterior work (outside the Block) to be accomplished during the second phase of the project. I want the work preformed in this manner to lessen the time I have to place the detainee in a solitary confinement cell, considering his Health and Welfare. The time in the block will be minimal (I have also requested a detailed timeline) for installation of (3) cameras in this area. These (3) cameras will be placed in the Block passageway/shower area, watch supervisors station and cell #1, with the installation including the associated cableway conduit and monitor at the watch supervisors station. All other work to be installed during phase two to include installation of the remaining (14) cameras, one in each of the remaining (11) cells, (2) in the recreation area and (1) in the passageway leading to Alpha Block. All (17) cameras are designed for correctional facility use, will be installed in the upper corner of each cell and installed from the back side of the cell from the Block cableway and pumping/pipe space. All conduit will be ran to the Central Control Center, where the power supply will be installed along with the second monitor. All security requirements were covered with the contractor. I expect their Statement of Work by Friday 28 June 02, at which time it will be forwarded to CNRMA Comptrollers shop. The contractor departed at 1205. I will keep all informed as this project develops.

- Wednesday 26 June 02, saw the detainee this morning during regular rounds. He is [redacted] (b)(6) [redacted] as he is continuing to question how much long he going to be here and why he has not been afforded to meet with a lawyer. He questions why when requests are made, it takes so long for a response. I try to assure him that his situation is under review and outside the control of this facility and that his requests are forwarded for consideration approval/disapproval, again beyond locate control authority when making a decision. I continue to tell him to have faith

and that in time these matters will work themselves out. After eight months of incarceration in detention facilities (Kandahar, Camp X-Ray, Norfolk Brig) with no potential end in site and no encouraging news and isolated from his countryman, I can understand how he feels. Once [redacted] returns this evening, I will pass this info along to him for discussion with the detainee. [redacted] was not over yesterday evening due to his arrangements to visit the detainee in Charleston. I will continue to do what I can to help this individual maintain his sanity, but in my opinion we're working with borrowed time. For [redacted], Sir the following issues remain outstanding, pending disposition: Requested permission (11 June 02) to deliver the two letters cleared by JTF-160, requested permission (18 June 02) to provide the detainee a deck of penguin cards and gameboy hand computer game, requested permission (21 June 02) to mail the detainee's letter to his family. In addition, I continue to hold (7) letters that appear to be legal correspondence for the detainee from the Clerk's Office U.S. District Court, Eastern District of Virginia. Know these items are working through the upper levels of government and that they are only small issues by comparison, but here at the deckplate level I am seeing a morale issue developing and any help with resolving some of the above issues would help in this area. (b)(6)

- Thursday 27 June 02, saw the detainee this morning during regular rounds. He was in much better spirits today and made no additional requests. Told him I could possibly have him some feedback tomorrow on some of his previous requests (per email from [redacted] this morning). In addition, [redacted] was over today vice tomorrow as normally scheduled, due to another commitment he has to attend to. He reported to me that the detainee was in excellent condition and that the detainee made no medical complaints to him. I asked if he noticed any signs of depression and he indicated that the detainee did indicate to him that he had been here a long time and he was wondering how much longer. The doctor recommended [redacted] see the detainee and to feel free to contact him, if he was concerned. I have left a voice mail with [redacted] and will pass along the doctor's message when he returns my call. As follow-up to CCTV installation in Alpha Block, per conversation this evening with [redacted] NAVSTA Norfolk ET Shop) he has the Statement of Work for review and will have it to me tomorrow as planned. Once I receive it and if I have no questions, I'll forward accordingly to CNRMA Comptroller. For [redacted] Sir as was discussed during the meeting with CINC/DCINC 14 June 02, DCINC was going to get with CLF (N1) concerning the manning shortage issues addressed by both facilities. I forwarded the CLF CMAT FAR conducted 31 May 02, as my justification with my 17 June 02, evening update. To date, I have not heard anything on this issue and have received no queries for additional info. Have you heard anything on this issue or do you have a POC that was tasked to take this one for action. (b)(6)

- Friday 28 June 02, saw the detainee this morning during regular rounds and provided him with a deck of penguin cards, as cleared yesterday through CLF. He asked that I pass along his thanks. His spirits have improved over the past couple of days, despite the fact he has not seen [redacted] since Monday evening. Did speak with [redacted] today, briefed him on the detainee's depression noted earlier this week, he indicated he would be over this evening. He has been out of pocket due to the trip to South Carolina and an illness since his return. Asked that he back brief me after his discussions with the detainee. Attached below is the Statement of Work and a cost breakdown to install the CCTV system in my Alpha Block. As required, the information has been forwarded to [redacted] (CNRMA) Comptroller. Will advise all concerned as we pursue this installation. (b)(6)

[redacted] V/R, [redacted] (b)(6)

[redacted]
Naval Station Norfolk
Brig Sow...

[redacted]
brig price page[2].doc

](b)(6)

From: []
Sent: Wednesday, August 07, 2002 7:24 AM]
To: []
Subject: RE: CARE OF USCIT DETAINEE]

](b)(6)

Yes Sir [] the detainee has been interrogated as follows:

- CIA and DHS, Tuesday 14 May 02, for approximately 5.5 hours
- CIA and DHS, Wednesday 15 May 02, for approximately 2 hours
- DHS, Friday 2 August 02, for .5 hours

[] V/R,]

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

From: []
Sent: Wednesday, August 07, 2002 6:42 AM]
To: []
Subject: RE: CARE OF USCIT DETAINEE]

](b)(6)

Thanks, []

Also - another homework project from the DOJ litigation team working the Hamdi case - can you tell me how many times Hamdi has been interrogated here at Norfolk, and by whom (generic ID - "DHS" or "CIA").
Thanks

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

From: []
Sent: Tuesday, August 06, 2002 18:18]
To: []
Cc: []
Subject: CARE OF USCIT DETAINEE]

](b)(6)

Good evening [] saw the detainee this morning during regular rounds.] (b)(6)
He made no requests and the only complaint made concerned

of [] (b)(6)

last Friday during his visit for the next couple of weeks. If he continues follow-up.] tomorrow for] (b)(6)
Per conversation with the [] on Friday, the next step [] (b)(6)

here locally at the Brig. (CCTV Installation), the contractor continues to make good progress with this installation and is approximately (3) days ahead of schedule. 100% of the 2" conduit has been installed, 100% of the cabling has been pulled, 50% (8 of 16) cameras have been spliced to the cabling and touch up painting of disturbed areas, continued today. Tomorrow the contractor expects to complete camera splicing and continue touch up painting. (Outer Perimeter Fence Installation), PWC electricians were on-site this morning working the lighting installation. A 40' trench was dug from the power supply to the selected pole for overhead wiring, between the remaining six poles. The electrical cable was installed and covered and

the cable conduit has been installed. Requested a PAO&M from the PWC foreman responsible for this project earlier today, but have yet to get a response. I will continue to work the issue. Received the fixed cost of (1927.40) from NAVSTA Norfolk's ET Shop to install a solar powered w/battery back-up Duress Alarm system. 80% of the equipment is on the shelf locally at ADI, with the remaining items available with in two days of receipt of order. We intend to purchase those items available on the shelf tomorrow morning and pick up the remaining items Friday, 9 August 02. Providing we have all equipment in hand on Friday the ET Shop will commence the install on Monday 12 August 02. For [] as follow-up to] (b)(6) the DHS visit conducted last Friday morning, I received a call this afternoon from [] (DHS local office) to indicate that the CIA (DC office)] (b)(6) had received verbal authorization to schedule another visit (with a 3 member team) with the detainee. [] also indicated the DC office] (b)(6) director was only waiting for written authorization before coordinating/scheduling the visit and that he expected that authorization, later today. I was asked if I could support a visit tomorrow afternoon if approval was received and I indicated that I could. Alternate dates discussed were 9, 14, 15 and 16 August 02. As has been the case in the past when I receive such requests, I will have [] contact you for approval of the visit.] (b)(6)

[]
VIR,
]

(b)(6)

From: [redacted]
Sent: Friday, September 06, 2002 5:29 PM
To: [redacted]
Cc: [redacted]

(b)(6)

Subject: WEEKLY UPDATE ON THE CARE OF DETAINEE USCIT [redacted]

(b)(6)

Good evening [redacted] the following weekly update is provided. All privileges in NAVBRIG Norfolk message 061400Z APR 02 continue to be observed, as our detainee remains compliant with the Brigs established rules and regulations. I continue to see him on an almost daily basis. He continues to be seen by the assigned [redacted] which continue to keep me informed of their visits and observations. The detainee remains in a Maximum Custody status, isolated from the general population and under two guard control (one E-7 and one E-6) at all times. The only time the detainee is permitted out of his cell is during shower and recreation calls (combined 1 hour total each day) and when out of his cell during these times, prescribed restraints are applied. Specific events/issues and actions taken this week include:

(b)(6)

- Monday 2 September 02, the detainee was seen today by the CDO. He reported to me the detainee had no complaints and made no requests.

- Tuesday 3 September 02, saw the detainee this morning during daily rounds. He had no complaints this morning, appeared in good spirits and health. He did request the services of the Brig barber for a haircut and beard trim. Have since scheduled the barber to visit the Block at 0730 tomorrow morning. I expect the assigned [redacted] over tomorrow afternoon to conduct a visit. In addition, I received a visit this morning by two agents from the local area Immigration and Naturalization Service (INS) office to update the detainees Form 1-94 wavier documentation, for another 30 days (good through 3 October 02). For [redacted] Sir I forwarded your email response of 29 August 02 to my request for follow-up concerning my guard force manning (12 billets) to [redacted] (CNRMA), requesting his assistance and a status. As of this evening, I have not received a response.

(b)(6)

Wednesday 4 September 02, saw the detainee this morning during routine rounds. He was in good spirits and had no complaints to pass along. As planned, had the Brig Barber visit the Block this morning at 0730 and complete a hair cut and beard trim. Also received a call this afternoon from [redacted] (local DHS office) to indicate he had not received any addition news from his DC office, concerning those items discussed between DHS, CIA and the detainee, during their meeting held 7 August 02. For [redacted] Sir have we heard anything else from the ICRC for their next visit. Per follow-up provided 21 August 02, got the impression we were in a three week window then, with a one week heads up notice.

(b)(6)

- Thursday 5 September 02, saw the detainee this morning during regular rounds. He was in good spirits, had no requests and made no complaints. I expected the assigned [redacted] over today for a visit, but have not seen him. In the event he does not see the detainee this evening I'll be calling him in the morning. I expect the attending [redacted]

(b)(6)

[redacted] Follow-up from [redacted] concerning the next ICRC visit indicates a firm date has not yet been established.

- Friday 6 September 02, saw the detainee this morning during routine rounds. He was in good spirits, had no complaints to pass along and made no special requests. He was also seen this morning by the assigned [redacted] who reported to me that the detainee was doing well, in excellent spirits and he noticed our detainee was doing so much better handling the confinement, as opposed to those at Camp Delta and Charleston. The attending physician [redacted] was over this morning to conduct his weekly visit. [redacted] as the detainee indicated it was not bothering him and that he is continues his push-ups without experiencing any pain. The doctor reports the detainee is in excellent health and had no medical complaints to report. As follow-up to our discussion from last Friday and my direction to the doctor [redacted]

(b)(6)

(b)(6)

[redacted] V/R, [redacted] (b)(6)

(b)(6)

From: Friday, September 13, 2002 5:01 PM
Sent:
To:
Cc:

(b)(6)

Subject: WEEKLY UPDATE ON THE CARE OF DETAINEE USCIT (b)(6)

Good evening [redacted] the following weekly update is provided. All privileges in NAVBRIG Norfolk message 061400Z APR 02 continue to be observed, as our detainee remains complaint with the Brigs established rules and regulations. [redacted] continue to see him on an almost daily basis. He continues to be seen by [redacted] both of which continue to keep me informed of their visits and observations. The detainee was also visited this week by DHS, as a follow-on to the meeting held with DHS and CIA, 7 August 02. The detainee remains in a Maximum Custody status, isolated from the general population and under two guard control (one E-7 and one E-6) at all times. The only time the detainee is permitted out of his cell is during shower and recreation calls (combined 1 hour total each day) and when out of his cell during these times, prescribed restraints are applied. Specific events/issues and actions taken this week include:

- Monday 9 September 02, saw the detainee today during morning rounds. He was in good spirits, had no complaints, no medical issues and made no requests. For [redacted] Sir received a call this afternoon from [redacted] (local area DHS office) requesting a follow up meeting with the detainee. [redacted] indicated that he and [redacted] (DHS Washington office) would like to conduct the visit on Thursday at 1500, 12 September 02. The purpose of the visit would be to provide the detainee feed back as a result of the meeting held with DHS and CIA, 7 August 02. Informed [redacted] my schedule was flexible and that he should call you and gain your approval to meet. I will coordinate the visit once I have your concurrence. (b)(6)

- Tuesday 10 September 02, saw the detainee this morning during routine rounds. He was in good spirits, had no complaints and made no requests. Advised him that planning was underway for a follow-on visit by DHS to provide him feed back per his discussion with them on 7 August 02. Told him that the request had been forwarded and that I was awaiting final approval by the COC. Received authorization from CLF this afternoon/evening to conduct the visit on Thursday 12 September 02 at 1300 vice 1500, as reported in yesterday evenings update. Have since confirmed the date and time with [redacted] (DHS local office). Will inform the detainee during tomorrow mornings rounds and make [redacted] preparations to support the visit. Nothing else to report. (b)(6)

- Wednesday 11 September 02, saw the detainee this morning during daily rounds. He was in good spirits, had no complaints, no medical issues and made no requests. I informed him of the planned visit by DHS members, scheduled for 1300 tomorrow. He will be moved from his assigned cell at 1245 and pre-positioned in the required restraints and seated at the table in Alpha Block, with two guard force members posted. I will escort DHS to the Block at 1300 and remain on the Block, until completion of the visit. Upon completion of the visit and after DHS and I have departed the Block, the detainee will be returned to his assigned cell. I expect the assigned [redacted] over tomorrow evening to [redacted] conduct his visit. (b)(6)

- Thursday 12 September 02, saw the detainee this morning during routine daily rounds and again this afternoon during the visit by DHS. The detainee was in good spirits, had no complaints and made no requests during the morning rounds. I had the detainee moved from cell #1 and pre-positioned in the Block, in the appropriate restraints and guards posted by 1245, in advance of the 1300 planned visit. [redacted] arrived at 1300, we had conversation for about 15 minutes to bring the [redacted] up to speed on things that have transpired since his visit of 14-15 May 02. I escorted [redacted] to the Block and remained on the Block with he and the detainee until the interview was completed. [redacted] provided the detainee negative feed back concerning those items the detainee had discussed with DHS and CIA on 7 August 02. [redacted] expressed a desire to continue to work with the detainee and that it was his hope the detainee would continue to cooperate. On a number of occasions the detainee requested to see a lawyer and as has been the case in the past, the [redacted] and I informed the detainee that we have no control over his legal matters, but that we would both express his desires through our respective COC's. The entire visit lasted about 20 minutes. For [redacted] Sir [redacted] indicated he would be debriefing you once he departed the Brig, I trust that occurred. As indicated above, the detainee has again requested a lawyer through DHS and I. Prior to their departure, I shared my concern with both DHS members and that my fear now is the detainee will go through a state of depression because of today's negative feed back. I will pay particular attention to his metal state over the next few days and place the attending physician and chaplain on notice, to be alert. Again Sir, will do what I can to keep his head on a swivel. (b)(6)

- Friday 13 September 02, saw the detainee this evening as I was involved in my commands CPO pinning ceremony during regular daily rounds. He was also seen this morning by the assigned [redacted] reported he was in good spirits, despite the negative news he received yesterday by DHS. I briefed [redacted] in advance to look for signs of depression. None were noted. Likewise, he was seen by [redacted] who reported he was in excellent health, had no medical issues and showed no signs of depression. I also briefed the doctor in advance to pay particular attention for signs of depression. As mentioned, I saw the detainee this evening, he was in good spirits and had no complaints or requests. (Manning in support of OD Mission/12 Guard Force members) Per feed back from CNRMA Manpower Shop, they are waiting for the green sheet to be processed by CNO N12 (a green sheet (b)(6)

moves the end strength from one UIC to another). It sometimes takes up to three weeks to complete this step of the process. Once this step is completed, CNRMA and Brig CO/Admin will qualitize the 12 end strength billets. Once the billets have been qualitized the Brig will be provided a copy of the new AMD. The whole process can take up to six to eight weeks - depending on the workload of CNO N12 and NAVMAC. Once the billets are in the distribution system, it can typically take up to 9 months to fill them, but since we have been working with the Special assignments detailer from the beginning (June 02), I expect these billets to be filled in much less time.

[... V/R,] (b)(6)

] (b)(6)

From:
Sent:
To:
Cc:
Subject:

[
Wednesday, October 23, 2002 7:34 AM
[
RE: CARE OF USCIT DÉTAINEE]

] (b)(6)

Thanks [] will make it so today Sir. For [] see [] and get the detainees shoe size (b)(6) and whatever other H&C items he may need for the near term (soap/tooth paste, etc). Want this completed by COB today.

V/R.

] (b)(6)

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

From:
Sent: Tuesday, October 22, 2002 6:20 PM
To:
Cc:
Subject: RE: CARE OF USCIT DÉTAINEE

] (b)(6)

- XO and I will ensure you have whatever funding you need. Once you have approval from CLF for the H&C items, purchase them.
R,

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

From:
Sent: Tuesday, October 22, 2002 6:07 PM
To:
Cc:
Subject: CARE OF USCIT DÉTAINEE

] (b)(6)

Good evening [] saw the detainee this morning during routine daily rounds. He was in exceptionally good (b)(6) spirits today, with no complaints and no medical issues. His only request concerned permission to observe Ramadan 2002. Told him I would do a follow-up with my COC. I asked him if the staff was treating him well and if his meals were satisfactory. He had no complaints with either the meals being provided or the staff assigned. For [] Sir I have confirmed with [] that the Ramadan observation period this year is between 5-30 November 02. Would like to permit the detainee to observe this period. As has been the case in (b)(6) the past, this has no real impact on my staff or I. We can support, with your concurrence. In addition, with the winter months rapidly approaching would like to put the detainee in shoes and socks, vice the shower shoes he has been wearing since he arrived. With the warmer climate of GITMO this is probably not an issue, but here in an old facility, built on a concrete slab and limited heating, shoes other than sandals or shower shoes are needed. With your concurrence, I can obtain tennis shoes and socks from the Brig Small Store as H&C items, once funding of my OPTAR has been provided.

V/R.

] (b)(6)

(b)(6)

From:
Sent:
To:
Cc:

(b)(6)

Friday, December 13, 2002 5:06 PM

(b)(6)

Subject:

WEEKLY UPDATE ON THE CARE OF DETAINEE USCIT

(b)(2)High

Good evening (b)(6) the following weekly update is provided. All privileges in NAVBRIG Norfolk message 061400Z APR 02 continue to be observed, as our detainee remains compliant with the Brig established rules and regulations. I continue to see him on an almost daily basis. He continues to be seen by the (b)(6) both of which continue to keep me informed of their visits and observations. We completed the detainees third visit by (b)(6) on Tuesday, 10 December 02. The visit went extremely well, with the (b)(6) making some recommendations to improve the detainees quality of life, while in confinement. Those recommendations are noted below and forwarded for consideration. The detainee remains in a Maximum Custody status, isolated from the general population and under two guard control (one E-7 and one E-6) at all times. The only time the detainee is permitted out of his cell is during shower and recreation calls (combined 1 hour total each day) and when out of his cell during these times, prescribed restraints are applied. Specific events/issues and actions taken this week include:

Monday 9 December 02, I saw the detainee this morning during routine daily rounds. He was in good spirits, good health, had no complaints and no requests. Also, no problems to report as a result of the Flu shot administered by the attending physician last Friday morning. All preparations are in place for tomorrow afternoon's visit by (b)(6) scheduled for 1400. The detainee will be pre-positioned at the table in Alpha Block passageway by 1345, with two guards and the Watch Supervisor posted. The detainee will have his legs shackled and wearing a transportation belt. His left wrist will be cuffed, with the opposite end of the hand cuff attached to the transportation belt "D" ring. His right wrist (writing hand) will be unshackled for the duration of the visit. The right wrist unshackled for the duration of the visit is a change from the previous two visits, as was raised an issue by (b)(6) during his last visit. I am comfortable with the arrangement and have the approval of CLF. As before, I will brief the detainees status/H&C since the last (b)(6) visit and escort (b)(6) to the Block and direct him to the table. I will have my guards remain out of ear shot and I will remain on the Block until completion of the visit. I have no reason to believe (b)(6) will have any major issues to report, as a result of the visit.

Tuesday 10 December 02, I saw the detainee this morning during routine daily rounds. He was in good spirits, good health, had no complaints, made no requests and looking forward to meeting with (b)(6) this afternoon. Also delivered an AMCROSS message from his mother and father dated, 29 November 02. The message was forwarded to me earlier this morning by (b)(6) (CLF Legal). All preparations were in place for (b)(6) visit. The detainee was pre-positioned at the table in Alpha Block, in the appropriate restraints with two guards posted at 1350. (b)(6) from CLF arrived at 1330. (b)(6) arrived at 1345. I briefed him on the detainees medical status and all associated H&C matters since his last visit, to include mail and AMCROSS messages sent and received. Also briefed him that the issue of handcuffs, addressed during the last visit had been resolved for the purposes of the visit. We proceeded to the Block at 1405 and commenced the visit. The visit concluded at 1600. (b)(6) debriefed (b)(6) and I at 1605. He was most impressed with the overall condition of the living facilities, the detainees health and mental status and the staffs support. He inquired if the detainee was allowed to receive pictures. I told him it was my understanding that family pictures were authorized, but that I would confirm. He also asked if he could send the detainee additional reading materials in Arabic. I informed him that I would treat anything he sent, as mail and forward accordingly for review and authorization to deliver. (b)(6) made mention that clearing books typically take longer to clear, when their in the Arabic language. He also make mention of providing additional tapes for the detainee to listen to and the possibility of board games for recreation. He also inquired about the possibility of TV. I told him TV was not authorized, and that I have already requested the use of board games and that this was denied. I did tell him I would inquire as to if a VCR type movie could be approved. His concern remained the isolation and he felt anything that we could do to help ease the degree of isolation would help. Believe (b)(6) will provide a more detailed briefing of the in-brief/out-brief. (b)(6) also left four books in Arabic for review and consideration for delivery to the detainee. (b)(6) has the books and the message drafted by the detainee for review and forwarding. The detainee was returned to his cell at 1607. Next proposed visit is scheduled for the late January/ early February 03 time frame. All in all, I think we had a good visit with positive results and some requests from (b)(6) to consider.

Wednesday 11 December 02, I saw the detainee this morning during routine daily rounds. He was in good spirits, had no complaints and made no requests. For (b)(6) Sir information contained in the OSD document conveyed to the detainee verbatim. The back-up talking point was also conveyed, as the detainee asked the question about the rights waiver.

Thursday 12 December 02, the detainee was seen this morning by my assigned CDO as I was meeting with PERS-84 and CLF N16. The CDO reported the detainee was in good spirits, had no complaints and made no requests. I expect the assigned physician over tomorrow morning to conduct his weekly visit.

Friday 13 December 02, I saw the detainee this morning during routine daily rounds. He had no complaints and made no requests. His spirits continue to be good and he has no complaints with my assigned staff. He was seen this morning by the attending physician (b)(6) who reported to me that the detainee was in excellent health. (b)(6) also

(b)(6) He indicates there is (b)(6) and that he recommended the detainee discontinue push-ups for the time being. He also recommended (b)(6) if the detainee desires to continue push-ups. (b)(6) if the detainee so desires and does not wish to take the prescribed medication. A determination will be made when the doctor conducts his next weekly visit on Friday, 20 December 02. I expect the (b)(6) over this evening or tomorrow to conduct his visit. For (b)(6) Sir any consideration given to the entertainment items recommended by (b)(6) to help improve the detainees morale and loneliness. Just wanted you to know Alpha Block was fitted with TV capability and cable hook-up, but I had it removed prior to the detainees arrival. Selected viewing times and programs to be viewed can be controlled, if approved. Cassette/VCR tapes and individual games are also available and can be controlled, as we currently control the books he receives, if approved. The Block is already equipped with a cassette player (provided for playing the five calls to prayer tape). As you have indicated before, know we want to stay consistent with the privileges afforded the detainees at Camp Delta, but I have little else to offer this individual and I continue to be ever vigilant of his mental state. I would like to have some form of an incentive program in place to reward him for his continued good behavior, but more so, to keep him from Whacking out on me.

V/R.

(b)(6)

(b)(6)

From:
Sent:
To:
Cc:
Subject:

(b)(6)

Monday, January 06, 2003 2:04 PM

(b)(6)

RE: WEEKLY UPDATE ON THE CARE OF DETAINEE USCIT

(b)(2)High

(b)(6) some answers inserted below:

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

From:

(b)(6)

Sent: Friday, January 03, 2003 15:03

To:

(b)(6)

Cc:

(b)(6)

Subject: WEEKLY UPDATE ON THE CARE OF DETAINEE USCIT

(b)(2)High

Good evening (b)(6) the following weekly update is provided. All privileges in NAVBRIG Norfolk message 061400Z APR 02 continue to be observed, as our detainee remains compliant with the Brigs established rules and regulations. I continue to see him on an almost daily basis. In my absence, he is seen by my assigned CDO who makes a report to me via phone call, when directed. He continues to be seen by the (b)(6) and (b)(6) both of which continue to keep me informed of their visits and observations. The detainee remains in a Maximum Custody status, isolated from the general population and under two guard control (one E-7 and one E-6) at all times. The only time the detainee is permitted out of his cell is during shower and recreation calls (combined 1 hour total each day) and when out of his cell during these times, prescribed restraints are applied, with three Guard Force members present (two guards E-6 and one watch supervisor E-7). Specific events/issues and actions taken this week include:

Monday 30 December 02, I saw the detainee this morning during routine daily rounds. He was in good spirits, had no health related issues to pass along, had no complaints about staff or meals and made no requests. Per previous email from (b)(6) (CLF Legal) received earlier this morning, I passed along to the detainee that the Red Cross message to his family drafted during the 10 December 02 (b)(6) visit, had been cleared and returned to the (b)(6) for release, as of 19 December 02. Also passed along that the (4) Arabic language books left by (b)(6) during the same visit, had not been cleared to date. The detainee was appreciative of the feed back. He also indicated the (b)(6) was over Sunday morning for a visit. My assigned CDO's will be making daily rounds in my absence Wednesday 1 January 03, with a phone call status report to me. I will be in the local area and in the office to make routine rounds on Tuesday, Thursday and Friday, as normal.

Tuesday 31 December 02, I saw the detainee this morning during routine daily rounds. He was in good spirits, good health, had no complaints to report and made no special requests. He indicated he expected the assigned (b)(6) over tomorrow for a visit. For (b)(6) Sir I will not be in the office tomorrow 1 January 03, my assigned CDO will be making daily rounds in my absence, with a phone call status report to me. I will be in the local area and in the office to make routine rounds on Thursday and Friday, as normal. For (b)(6) Sir as a reminder and consistent with the realignment of Naval Brig Norfolk under NAVSUPACT Norfolk as ISIC effective 1 January 03, all daily and weekly reports pertaining to the detainee will be to (b)(6) with cc to (b)(6). In addition, I expect agents from the local Immigration and Naturalization Service (INS) office to come over Thursday 2 January 03, to update the detainees Form I-94 Wavier documentation for another 30 days. If I do not hear from them on Thursday morning, I will call their office and remind them of the requirement.

Wednesday 1 January 03, the detainee was seen by my assigned CDO this

morning in my absence. The CDO reported to me via phone call that the detainee was doing well, had no complaints and made no requests.

Thursday 2 January 03, I saw the detainee this morning during routine daily rounds. He was in good spirits, had no medical issues to report, had no complaints and made no requests. When I asked him if my assigned staff was taking care of his needs and if the meals/support provided were adequate, he indicated he had no complaints and that the staff continues to treat him well. I expect the assigned physician (b)(6) assigned from Sewell's Point Branch Medical Clinic) in tomorrow morning to conduct his weekly rounds. Upon completion of his visit, he will brief me on the detainees health and welfare. For (b)(6) Sir made two calls (0935/1500) today and reminded the local area Immigration and Naturalization Service (INS) office that the detainees Form I-94 Waiver documentation was due for updating. Last date updated was 2 December 02, for 30 days. Despite my efforts and assurances that someone from this office would be out today, as of 1700 this evening no one arrived. I will contact these folks again tomorrow morning, convey my displeasure and attempt to get them to do their job. Will advise in tomorrow's update if this documentation was reviewed and updated.

Friday 3 January 03, I saw the detainee this morning during routine daily rounds. He was in good spirits, had no complaints and the only request made is addressed as item (1) below. He was also seen this morning by the assigned physician for his weekly check-up. (b)(6) reports that the detainee is in good health, with no medical related issues to report. The detainee requested of the physician to be weighed. Arrangement made by staff this afternoon to move a set of scales from medical to A Block. The detainee will be weighed prior to recreation call this evening, while the detainee is out of his cell, under guard and in the appropriate restraints. Scales will be returned to medical after recreation call is completed. For (b)(6) Sir two items (1) The detainee asked me today if there was any likelihood that he would be returned to GITMO.

THERE ARE NO CURRENT PLANS TO MOVE THE DETAINEE

He made reference to the

(b)(2)-High

by DHS agents, 12 September 02. I told him that I saw no reason why the same logic would not apply in this request, but that I would forward his request to the COC. I do not find the request all that strange, as it is directly related to the loneliness and the uncertain duration of incarceration issues, already addressed.

I WILL DISCUSS THIS WITH JFCOM/JOINT STAFF, BUT THE LIKELY ANSWER WILL BE THAT THERE IS NO FURTHER INFORMATION WE CAN GIVE HIM.

(2) Called INS again this afternoon to inquire when someone would be over to update the detainees Waiver documentation and express my concern about the 30 day requirements for updating and yesterdays No Show. I was asked by the same agent that has updated the record for the past (8) months, if he could come over Monday and back date the record, as his workload prevented him from making it today. Told him this was his Departments requirement and if approved by them, I would see him on Monday, 6 Jan 08.

OKAY, THANKS/

V/R.

(b)(6)

(b)(6)

From: (b)(6)
Sent: Wednesday, January 08, 2003 7:42 AM
To: (b)(6)
Subject: RE: CARE OF DETAINEE USCIT (b)(2)High

Thanks (b)(6) will stand by.

V/R,

(b)(6)

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

From: (b)(6)
Sent: Wednesday, January 08, 2003 8:28 AM
To: (b)(6)
Cc: (b)(6)
Subject: RE: CARE OF DETAINEE USCIT (b)(2)High

(b)(6) - the incentives question was passed to DHS for review. They are considering their approach to the detainee with no answers yet.

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

From: (b)(6)
Sent: Tuesday, January 07, 2003 18:13
To: (b)(6)
Cc: (b)(6)
Subject: CARE OF DETAINEE USCIT (b)(2)High

Good evening (b)(6) I saw the detainee this morning during routine daily rounds. He was in excellent spirits, in good health (individual has gained 18 pounds since his arrival based on yesterday's weigh in), had no complaints and made no requests. For (b)(6) Sir passed along the information contained in your email from yesterday afternoon. He was not surprised at the decisions made. One additional item, has any progress been made or decisions made with regards to the incentives discussed for the detainee.

V/R

(b)(6)

(b)(6)

From:
Sent:
To:
Cc:

(b)(6)

Friday, January 10, 2003 4:39 PM

(b)(6)

Subject:

WEEKLY UPDATE ON THE CARE OF DETAINEE USCIT

(b)(2)High

Good evening (b)(6) the following weekly update is provided. All privileges in NAVBRIG Norfolk message 061400Z APR 02 continue to be observed, as our detainee remains complaint with the Brigs established rules and regulations. I continue to see him on an almost daily basis. In my absence, he is seen by my assigned CDO who makes a report to me via phone call, when directed. He continues to be seen by the (b)(6) both of which continue to keep me informed of their visits and observations. The detainee remains in a Maximum Custody status, isolated from the general population and under two guard control (one E-7 and one E-6) at all times. The only time the detainee is permitted out of his cell is during shower and recreation calls (combined 1 hour total each day) and when out of his cell during these times, prescribed restraints are applied, with three Guard Force members present (two guards E-6 and one watch supervisor E-7). Specific events/issues and actions:

Monday 6 January 03, I saw the detainee this morning during routine daily rounds. He was in good spirits, good health, had no complaints and made no requests. He indicated the staff continues to treat him well and my Operations Officer reports the detainee remains complaint with all established Brig rules and regulations. The (b)(6) did not make it over this weekend for a visit due to other commitments, but per phone conversation this morning, he indicated he will make it over later this week. In addition, an agent from the local area Immigration and Naturalization Service (INS) office arrived this morning at 0730, viewed the detainees Waiver documentation and updated the Form I-94 for another 30 days. Next update due, 6 February 03. For (b)(6) Sir I will pass to the detainee during tomorrow mornings rounds, that feedback provided in your email from earlier this afternoon. In addition, called (b)(6) (local area DHS office) this afternoon and requested a status on clearance of the (4) Arabic language books left by (b)(6) during the 10 December 02 visit. He indicated they have been forwarded and that he may have them back late this week for delivery.

Tuesday 7 January 03, I saw the detainee this morning during routine daily rounds. He was in excellent spirits, in good health (individual has gained 18 pounds since his arrival based on yesterday's weigh in), had no complaints and made no requests. For (b)(6) Sir passed along the information contained in your email from yesterday afternoon. He was not surprised at the decisions made. One additional item, has any progress been made or decisions made with regards to the incentives discussed for the detainee.

Wednesday 8 January 03, the detainee was seen this morning by my assigned CDO in my absence, as I had a retirement luncheon to attend. My CDO reported the detainee was doing well, had no issues or complaints and made no requests.

Thursday 9 January 03, I saw the detainee this morning during routine daily rounds. He was in good spirits, good health, had no complaints and made no requests. I expect (b)(6) in tomorrow morning to conduct his weekly visit, with a report to follow prior to his departure. I will also call the (b)(6) tomorrow morning, since he has not seen the detainee this week. His last visit was conducted, 1 January 03.

Friday 10 January 03, I saw the detainee this morning during routine rounds. He was doing well, had no complaints and made no requests. He was also seen this morning by the attending physician (b)(6) reports the detainee is in excellent health and has no medical issues/concerns at this time. I also received a call this evening from the (b)(6) to report he will be in this weekend to conduct a visit with the detainee.

For (b)(6) Sir per conversation this afternoon with (b)(6) I can support the incentives cleared by DHS during future DHS/CIA and (b)(6) However, as discussed with (b)(6) these incentives only serve the purpose of visits (which are rare) by these organizations and do little to help me with the longer term problem associated with his incarceration, isolation and loneliness. When they depart, so go the incentives (other than the magazines discussed). Was any consideration given to TV and VCR movies, both of which can be monitored/controlled by my staff. I asked (b)(6) to verify, since these incentives were not among those mentioned above.

V/R.

(b)(6)

(b)(6)

From: (b)(6)
Sent: Friday, March 07, 2003 1:38 PM
To: (b)(6)
Cc: (b)(6)
Subject: RE: Detainee

Thanks (b)(6) will ensure he gets the soccer ball for weekend outside recreation call, compliments of DHS. Also, received your fax (2 Red Cross messages) and will deliver to the detainee before I depart for the day. Will also provide him with a blank response message form to fill out over the weekend, should he desire to respond. He elected not to write a message yesterday, as he wanted to wait until these two messages arrived, since the (b)(6) told him they were inbound.

(b)(6)

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

From: (b)(6)
Sent: Friday, March 07, 2003 12:04 PM
To: (b)(6)
Cc: (b)(6)
Subject: Detainee

Sir -

This confirms you can go ahead with the soccer ball if you haven't already (credit to DHS); hold off on other privileges. Also, I will fax to you in a few minutes two red cross messages for delivery -- they've been approved.

VR,

(b)(6)

(b)(6)

From:

(b)(6)

Sent:

Friday, April 18, 2003 4:52 PM

To:

Cc:

(b)(6)

Subject:

WEEKLY UPDATE ON THE CARE OF DETAINEE USCIT

(b)(2)High

Good evening (b)(6) the following weekly update is provided. All privileges in NAVBRIG Norfolk message 061400Z APR 02 continue to be observed, as our detainee remains compliant with the Brigs established rules and regulations. I continue to see him on an almost daily basis. In my absence, he is seen by my assigned CDO who makes a report to me via phone call. He continues to be seen by the (b)(6) both of which continue to keep me informed of their visits and observations. (b)(6) and I continue to monitor the detainee's behavior with regard to depression and although still a concern, neither of us have observed the condition this week. I continue to remind the (b)(6) to be particularly attentive to his behavior. The detainee remains in a Maximum Custody status, isolated from the general population and under two guard control (one E-7 and one E-6) at all times. The only time the detainee is permitted out of his cell is during shower and recreation calls (combined 1 hour total each day) and when out of his cell during these times, prescribed restraints are applied, with three Guard Force members present (two guards E-6 and one watch supervisor E-7). Specific events/issues and actions.

Monday 14 April 03, the detainee was seen this morning during my routine rounds of the facility. I found him to be in good spirits, good health and without complaint. When asked about treatment, he indicated that my staff continues to treat him well and that he has no complaints with the accommodations being provided. He indicated the (b)(6) was over yesterday evening for a visit and that they engaged in prayer. In addition, I received a follow-up from (b)(6) (COMLANTFLT Legal) to indicate that the books discussed as being cleared in last week's updates, that were being FEDEX'd, had not been received as of this morning. Will check with her again tomorrow and make arrangements to pick up, when received.

Tuesday 15 April 03, I saw the detainee this morning during routine daily rounds and found him to be in good spirits and without complaint. Also passed along to him that the reading materials which were supposed to have been FEDEX'd on Friday, have not been received as of yet (per follow-up provided this morning by (b)(6) COMLANTFLT Legal). In addition, his original letter of 3 April 03, approved for forwarding last week was delivered to (b)(6) this afternoon. I also received an email this morning from the (b)(6) to indicate he will be in tomorrow morning at 1130 to visit the detainee.

Wednesday 16 April 03, I saw the detainee this morning during routine daily rounds and found him to be in good spirits, good health and without complaint. Advised him that his letter to his family had been forwarded and that there was still no receipt by the COC for the reading material cleared for issue. Told him I would do another follow-up for him. The assigned (b)(6) was over at 1140 and spent about an hour with the detainee today. In parting the (b)(6) passed along that all was going well with the detainee and that he would be out of the area until later next week. For (b)(6) (b)(6) Sir for info, I logged a call to (b)(6) office this evening for a status of the books that were supposed to have been FEDEX'd last Friday to (b)(6). Know he is out of the office based on a call from him last Thursday evening to indicate forwarding plan of the books, but also know he will be periodically checking his voicemail.

Thursday 17 April 03, I saw the detainee this morning during routine daily rounds. I found him to be in good spirits. He had no requests or complaints to pass along. I expect the attending physician in tomorrow morning for his weekly visit.

Friday 18 April 03, I saw the detainee this morning during routine daily rounds. He was in good spirits and had no complaints. He had two requests, first he wanted to know if his books had been received (told him that as of this morning I had not received word that they had been received by the COC) and second, he asked if I would permit a photo to be taken of him to send to his family (told him I would forward his request to the COC, that I had requested consideration 11 April 03, that I did not expect the request to be approved, but that I would do a follow-up). The detainee was also seen this morning by the attending physician, who reported to me the detainee was doing well, with no medical issues to report. For (b)(6) Sir suspect the books have not been received or I would have received a call from (b)(6) to pick up. Per the detainee's second request, I do not recall seeing a response to the query made in the 11 April 03, Weekly Update. As indicated in that update, I noticed in the Red Cross message received 11 April 03 from the detainee's father, was a request from him for a picture of his son and that before I was asked by the detainee, I have reviewed the Camp X-Ray SOP and info provided pertaining to outbound mail. There is no mention of outbound pictures being authorized. The only mention of pictures is of family members only for incoming mail. I suspect the requirement is the same, but figured I would ask in the event there may have been a change in the requirement that I was not aware of and given most of the

~~material I have is now over a year old. Needless to say, I could support the request considering I make prisoner/detainee badges everyday.~~

VIR

(b)(6)

(b)(6)

From:
Sent:
To:
Subject:

(b)(6)
Friday, May 16, 2003 3:50 PM

(b)(6)
RE: Detainee Privileges

Thanks sir -- and yes, no mainstream TV, just videos.

VR,

(b)(6)

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

From: (b)(6)
Sent: Friday, May 16, 2003 15:35
To: (b)(6)
Subject: RE: Detainee Privileges

Thanks (b)(6) so that I understand, VCR only. I'll have you an input/recommendations for both items below and the additional item discussed earlier today, by the middle of next week.

r,

(b)(6)

> -----Original Message-----

> **From:** (b)(6)
> [mailto: (b)(6)]
> **Sent:** Friday, May 16, 2003 12:33 PM
> **To:** (b)(6)
> **Cc:** (b)(6)
> **Subject:** Detainee Privileges

> Sir -

> The following comfort items are approved for implementation at your convenience:

- > 1) TV/VCR combo -- use of VCR only, movies picked by you and vetted beforehand through CLF, all necessary safety precautions observed, (please recommend a frequency of use & procedures)
- > 2) checkers/chess game board (other games available to the general population as recommended by you and approved by CLF).

> VR,

(b)(6)

(b)(6)

From:

(b)(6)

Sent:

Thursday, May 22, 2003 1:14 PM

To:

(b)(6)

Subject:

FW: Detainee Privileges

Afternoon Sir, as a follow-up the following procedures, movie listing and board games input is submitted for your review, consideration and approval. For info, I have made available one portable TV/VCR Combo for use in Alpha Block. The Combo has been placed on a wheeled cart, as the original mounting bracket for a TV in the Block had been removed some years ago, when the Block was closed. Considering the amount of time required to have PWC installed a new mounting bracket, decided the cart was a better option. The movies listed below are at No Expense to the facility, as they are the personal property of my staff and I. Once I had approval to provide movies, my staff and I decided to pool our assets for this purpose. The board games listed below are from the facilities inventory and therefore, there is No Expense incurred. Once I have your approval, I will issue a Transmittal change to the Alpha Block SOP covering the new incentives and procedures for implementation and management.

Procedures for Movie Viewing:

- Movie Call will be conducted Wednesday, Saturday and Sunday.
- Movie Call times will be between 1900-2200.
- Only those movies approved by higher authority are authorized to be shown.
- All movies will be maintained at the Watch Supervisors station and controlled by the Watch Supervisor.
- The detainee is permitted to view authorized movies from his cell, only. Under NO CIRCUMSTANCES is he permitted to view movies from outside his assigned cell.
- At movie call the Block assigned Guard Force member will retrieve the movie to be shown from the Watch Supervisor.
- The Block Guard Force member will position the TV/VCR Combo cart in front of the detainees cell to permit viewing and far enough away from the cell, such that the detainee does not have direct access to the controls.
- The Block Guard Force member will turn on TV/VCR, insert the movie to be shown, make any required adjustments, to include volume control. Volume will be set such that it is not greater than that volume produced by the installed General Announcing speaker located in the space.
- Upon completion of the movie the Block Guard Force member will rewind the movie shown, secure power to the TV/VCR Combo cart, reposition the cart to it's designated stowage area and return the movie to the Watch Supervisor for stowage.
- In the event of Code Blue/Man Down/Lock Down is called away during movie call the Block Guard Force member will secure the movie until such time the facility has secured from the condition.
- Any equipment difficulties encountered during movie that can be accomplished with onboard staff will be attempted. All equipment problems will be reported to the Brig CO during rounds the next work day.
- The assigned Block Guard Force member is permitted to view the movie with the detainee, if he so desires and so long as it does not interfere with his primary duties.

Proposed Movie listing:

- Formula 51, Bad Boys, Snake Eyes, Rush Hour (1 and 2), The 5th Element, Lethal Weapon (1 thru 4), Dr. Dolittle (1 and 2), The Long Green Mile, Kindergarten Cup, The Hunt for Red October, The Rising Sun, Ali, Rocky (1 thru 4), The Last Castle, Beverly Hills Cop (1 thru 3), Terminator (1 thru 3), Conan, Conan the Warrior, Cast Away, The Wild Wild West, Mad Max, Die Hard (1 thru 3), Romeo Must Die, Black Rain, Kiss of the Dragon, James Bond 007 (1 thru 7), Shriek, Total Recall, Undercover Brother, Three Days of the Condor, Pearl Harbor, Titanic, The Mummy, Return of The Mummy, 48 Hours, Rambo (1 thru 3), The Gonnies, X-Men, Any Given Sunday, The Replacement, Air America, Forever Young, Harry Potter (1 and 2), Lord of The Rings, Star Wars (1 and 2), North and South, Gettysburg, Patton and The Battle of Midway.

Procedures for use of Board Games:

- The use of Board Games will be permitted during those days when Foul Weather preclude Outside Recreation Call, during visits by the (b)(6), assigned Brig Counselor and any Alpha Block assigned Watch Stander when not actually on watch.
- There will be no established time set for the use of Board Games, as it will be driven by the availability of those mentioned above.
- Only those games approved by higher authority are authorized for use.
- All games will be maintained at the Watch Supervisors station and controlled by the Watch Supervisor.
- The detainee is permitted to play authorized games from his cell, only. Under NO CIRCUMSTANCES is he permitted to play approved games from outside his assigned cell.
- During game time the Block assigned Guard Force member will retrieve the game to be played from the Watch Supervisor.
- The Block Guard Force member will position the small table provided for this purpose in front of the detainees cell to permit him the ability to play (his hand, cards/move players, chess and checkers, etc).
- The Block Guard Force member will be responsible for setting up the game, when applicable and accounting for all pieces/parts upon completion of play.
- Upon completion of the game the Block Guard Force member will retrieve the game and all associated pieces/parts, stow the table and return the game to the Watch Supervisor for stowage.
- In the event of Code Blue/Man Down/Lock Down is called away while a game is being played the Block Guard Force member will secure the game until such time the facility has secured from the condition.
- The assigned Block Guard Force member is permitted to view the game being played, if he so desires and so long as it does not interfere with his primary duties.

Proposed Board Games:

- Chess, Checkers, Scrabble, Battleship, Monopoly, Clue, Cribbage, Yatzee, Sorry and Card games.

V/R,

(b)(6)

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

From: (b)(6)
 Sent: Wednesday, May 21, 2003 2:24 PM
 To: (b)(6)
 Subject: RE: Detainee Privileges

Thanks (b)(6) I'll pass along to the detainee during my rounds tomorrow mornings.

r,

(b)(6)

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

From: (b)(6)
 Sent: Wednesday, May 21, 2003 2:19 PM
 To: (b)(6)
 Subject: RE: Detainee Privileges

Thanks Sir - no rush on this end. The detainee's latest (b)(6) message was approved by all and forwarded to (b)(6) yesterday.

VR,

(b)(6)

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

From: [redacted] (b)(6)
Sent: Wednesday, May 21, 2003 14:06
To: [redacted] (b)(6)
Subject: RE: Detainee Privileges

Afternoon [redacted] (b)(6) I was unable to complete my input today as planned. Will have it to you before COB tomorrow.

r,

[redacted] (b)(6)

> -----Original Message-----

> From: [redacted] (b)(6)
> Sent: Friday, May 16, 2003 3:35 PM
> To: [redacted] (b)(6)
> Subject: RE: Detainee Privileges

> Thanks [redacted] (b)(6) so that I understand, VCR only. I'll have you an
> input/recommendations for both items below and the additional item
> discussed earlier today, by the middle of next week.

r,

[redacted] (b)(6)

> -----Original Message-----

> From: [redacted] (b)(6)
> [redacted] (b)(6)
> Sent: Friday, May 16, 2003 12:33 PM
> To: [redacted] (b)(6)
> Cc: [redacted] (b)(6)

> Subject: Detainee Privileges

> Sir -

> The following comfort items are approved for implementation at
> your convenience:

> 1) TV/VCR combo -- use of VCR only, movies picked by you and vetted
> beforehand through CLF, all necessary safety precautions observed, (please
> recommend a frequency of use & procedures)

> 2) checkers/chess game board (other games available to the general
> population as recommended by you and approved by CLF).

> VR,

[redacted signature block] (b)(6)

(b)(6)

From: (b)(6)
Sent: Thursday, May 22, 2003 4:34 PM
To: (b)(6)
Subject: RE: Detainee Privileges

Thanks (b)(6) For info, there are no movies in our library. Only VHS material we do have is in the form of GMT to support the SECNAV Correctional requirements. Prisoners and CCU Awardees are afforded TV time in the evening after training is completed IAW the Plan of the Day, but no TAPED movies.

r,

(b)(6)

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

From: (b)(6)
Sent: Thursday, May 22, 2003 4:29 PM
To: (b)(6)
Subject: RE: Detainee Privileges

I understand - I thought this was from the brig library. Very nice of everyone to offer their tapes -- also explains all the cop movies!

VR,

(b)(6)

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

From: (b)(6)
Sent: Thursday, May 22, 2003 16:04
To: (b)(6)
Subject: RE: Detainee Privileges

(b)(6) this is an all inclusive list of what my staff and I have for movies we are willing to make available in support of the incentive. This is the only list I have.

r,

(b)(6)

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

From: (b)(6)
Sent: Thursday, May 22, 2003 2:42 PM
To: (b)(6)
Subject: RE: Detainee Privileges

Sir -

Is the below a list of all the movies you have, or just the proposed ones? And - do you have a list of all of them (faxable so you don't have to type)?

VR,

(b)(6)

(b)(6)

From:
Sent:
To:
Cc:

(b)(6)

Wednesday, June 04, 2003 7:01 AM

(b)(6)

Subject:

RE: CARE OF DETAINEE USCIT (b)(2)High

(b)(6) - understand your concern. You can assure Hamdi that no one has forgotten about him. Very high level folks every day discuss what to do with him and when. Unfortunately, his case is difficult and will take some more time to work through.

I will send you the list of approved video tapes today, before COB.

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

From:

(b)(6)

Sent: Tuesday, June 03, 2003 17:55

To:

(b)(6)

Cc:

(b)(6)

Subject: CARE OF DETAINEE USCIT

(b)(2)High

Evening (b)(6) I saw the detainee this morning during routine daily rounds and found him to be in low spirits and somewhat depressed. When I questioned him concerning his mood he indicated he was having problems sleeping again and continues to have the same re-occurring bad dreams as before. He indicated he feels very stressed due to the incarceration and being here now for almost (14) months, with no news pertaining to his future. He wanted me to know that he understands we are doing everything we can here at the facility to make him as comfortable as possible and that he has no complaints with my staff or their treatment of him, but that does not help how he feels and that he is finding it increasingly difficult dealing with the incarceration. I told him I had no new information pertaining to his length of stay, that we continue to push incentives as a means to keep his mind off of the incarceration (b)(6)

(b)(6)

the staff for issue to him, if requested and recommended that he take it this evening if he continues to have (b)(6) He went on to indicate that he feels as if he has been forgotten and that no one is working on getting him freed. I could only tell him this was not the case and that he needs to continue to put his faith in his god and that I and his family would view his giving up at this juncture, as being a failure and the last thing that I wanted to have happen was to send him anywhere from here as a "Basket Case", of use to no one, to include himself. I continued to point to his family's support and the goals he has set for himself, as reasons to continue to be strong despite the circumstances and uncertainty. He indicated he would continue to endure, but he did not leave me with a good impression that he is capable of going on much longer. For (b)(6) (b)(6) Sir are there any new developments with regard to the detainees fate that can be passed along. I know I can not give him any false hope, but I fear the rubber band is nearing its breaking point here and not totally confident I can keep his head in the game much longer. I will continue to monitor his behavior and get (b)(6) and (b)(6) onboard, but fear that once this individual decides to go south, there will be little if anything, I can do to bring him back around. I have directed my staff to pay close attention to his behavior, to pick up their discussions with him and that I will conduct evening rounds in an effort to assure him we are concerned about his state of mind and health and welfare.

(b)(6)

(b)(6)

(b)(6)

From:

(b)(6)

Sent:

Friday, June 06, 2003 4:36 PM

To:

Cc:

(b)(6)

Subject:

WEEKLY UPDATE ON THE CARE OF DETAINEE USCIT

(b)(2)High

Good evening (b)(6) the following weekly update is provided. All privileges in NAVBRIG Norfolk message 061400Z APR 02 and approved privileges implemented, continue to be observed, as our detainee remains complaint with the Brigs established rules and regulations. In my absence, the detainee is seen by my assigned CDO who in turn makes a phone report to me. He continues to be seen by the (b)(6) both of which continue to keep me informed of their visits and observations. (b)(6) and I continue to monitor the detainees behavior with regard to depression as this was of particular concern earlier this week. (b)(6)

(b)(6) I continue to remind my assigned staff, the (b)(6) to be particularly attentive to his behavior, (b)(6)

The detainee remains in a Maximum Custody status, isolated from the general population and under two guard control (one E-7 and one E-6) at all times. The only time the detainee is permitted out of his cell is during shower and recreation calls (combined 1 hour total each day) and when out of his cell during these times, prescribed restraints are applied, with three Guard Force members present (two guards E-6 and one watch supervisor E-7). Specific events/issues and actions.

Monday 2 June 03, I saw the detainee this morning during routine daily rounds and found him to be in good spirits. He indicated he was feeling 100% better than reported last Friday and thanked the staff and I for the bland diet implemented and extra hot tea provided throughout the weekend. (b)(6)

(b)(6) I extend to keep him on the current diet for a couple more days and have the IDC reevaluate mid-week. He had no other requests, issues or complaints to pass along. For (b)(6), Sir any word from the (b)(6) as to when they may be planning to conduct their next quarterly visit. The last visit by this organization was conducted, 6 March 03.

Tuesday 3 June 03, I saw the detainee this morning during routine daily rounds and found him to be in low spirits and somewhat depressed. When I questioned him concerning his mood he indicated he was (b)(6) (b)(6). He indicated he feels very stressed due to the incarceration and being here now for almost (14) months, with no news pertaining to his future. He wanted me to know that he understands we are doing everything we can here at the facility to make him as comfortable as possible and that he has no complaints with my staff or their treatment of him, but that does not help how he feels and that he is finding it increasingly difficult dealing with the incarceration. I told him I had no new information pertaining to his length of stay, that we continue to push incentives as a means to keep his mind off of the incarceration and that we (IDC/assigned Physician)

(b)(6)

if he continues to have difficulty sleeping. He went on to indicate that he feels as if he has been forgotten and that no one is working on getting him freed. I could only tell him this was not the case and that he needs to continue to put his faith in his god and that I and his family would view his giving up at this juncture, as being a failure and the last thing that I wanted to have happen was to send him anywhere from here as a "Basket Case", of use to no one, to include himself. I continued to point to his family's support and the goals he has set for himself, as reasons to continue to be strong despite the circumstances and uncertainty. He indicated he would continue to endure, but he did not leave me with a good impression that he is capable of going on much longer. For (b)(6) Sir are there any new developments with regard to the detainees fate that can be passed along. I know I can not give him any false hope, but I fear the rubber band is nearing its breaking point here and not totally confident I can keep his head in the game much longer. I will continue to monitor his behavior and get the (b)(6) onboard, but fear that once this individual decides to go south, there will be little if anything, I can do to bring him back around. I have directed my staff to pay close attention to his behavior, to pick up their discussions with him and that I will conduct evening rounds in an effort to assure him we are concerned about his state of mind and health and welfare.

Wednesday 4 June 03, I saw the detainee this morning during routine daily rounds and found him to be in somewhat better spirits than yesterday. I passed on to him that info provided by (b)(6) in his email of earlier this morning and tried to assure him that the process continues to move forward in his case, that no one has forgotten him and that my COC and elements outside my COC are working hard to resolve his situation. He thanked me for the info, but indicated this is everything he has heard before. I told him he needs to continue to be patient and to continue to work with us and let the complicated process run its course. He asked if I had any idea as to how much longer and I told him, I would not give him false hope as I could not give him a timeframe. I shifted gears on him and asked if he was able to rest late night and if he

(b)(6)

From: (b)(6)
Sent: Wednesday, July 16, 2003 5:04 PM
To: (b)(6)
Subject: RE: CARE OF DETAINEE USCIT (b)(2)High

Thanks (b)(6) understood Final answer.

r,
(b)(6)

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

From: (b)(6)
Sent: Wednesday, July 16, 2003 3:57 PM
To: (b)(6)
Subject: RE: CARE OF DETAINEE USCIT (b)(2)High

Final answer!

VR,

(b)(6)

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

From: (b)(6)
Sent: Tuesday, July 15, 2003 16:00
To: (b)(6)
Subject: RE: CARE OF DETAINEE USCIT (b)(2)High

Thanks (b)(6) Is this the final word or is the list still under review with nothing new approved. I only ask the question, to avoid coming back to you later and asking for a status.

r,
(b)(6)

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

From: (b)(6)
Sent: Tuesday, July 15, 2003 2:30 PM
To: (b)(6)
Cc: (b)(6)
Subject: RE: CARE OF DETAINEE USCIT (b)(2)High

Sir - no incentives are approved.

VR,

(b)(6)

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

From: (b)(6)

discuss the move, aircraft placement at Chambers Field and to go over the Security requirements. Left a message for him to contact me tomorrow morning, as his staff indicated he was flying this afternoon and would be, into the evening. Also tried to reach (b)(6) (CONBRIG Charleston) this evening, but she was out of the office. I left a voice mail and asked her to return my call this evening or first thing tomorrow morning. Will continue to work this tomorrow morning in an effort to bring the remaining personnel into the event, as I revise my part of the CONOPS.

r,

(b)(6)

> -----Original Message-----

> From: (b)(6)
> [mailto:(b)(6)]
> Sent: Monday, July 21, 2003 10:26 AM
> To: (b)(6)
> Cc: (b)(6)
> Subject: CONOPS

> Sir -

> I just spoke with (b)(6) JFCOM would like a CONOPS powerpoint
> brief like the one prepared last time by COB today if possible -- (b)(6)
> (b)(6) says if you can't finish, just give him a call, it shouldn't cause
> too much of a stir (apparently there was an e-mail requesting this last
> week that floated around in his NMCI ethernet, so it wasn't as
> short-noticed as it seems).

> What they're looking for is details/timeline on getting to the plane,
> security on the plane, turnover - etc.

> The belief now is that this will be on our schedule / at our
> convenience.

> The CINC is out and DCINC won't be in until later today - so don't
> plan for a personal brief today (we may not need one at all). No meeting
> today either unless you desire one -- (b)(6) says please call if you
> have questions. (b)(6) will call you shortly with your AIRLANT POC
> info -- he thinks it will be easier for you to talk to them directly about
> seating requirements, etc.

> Let me know if there is anything I can do to help (will be happy to
> pick up the brief from you on disk -- not sure we want to send it via
> NIPRNET).

> VR.

(b)(6)

(b)(6)

From:
Sent:
To:
Cc:

(b)(6)

Thursday, August 05, 2004 2:50 PM

(b)(6)

Subject: Response to Urgent Info Requested

Importance: High

(b)(6)

Here is our response to your request. Please let me know if you need anything further.

1) Recommendation for 2-hours recreation time. If this is improved, how will this impact the Brig staff (impact on manpower, scheduling, and separation from regular prisoners)?

* Two hour recreation will not impact manpower (on routine days; may impact on days where there are visitors) or separation from regular prisoners. It will, however, impact ongoing contract work on the roof and elsewhere in the brig, to include the lighting project. To avoid impacting roof work, recommend we schedule two two-hour blocks of recreation before and after working hours. Our flexibility to schedule recreation hours will be enhanced when the lighting project is complete (approx Sept) thus allowing night-time recreation if desired.

* If directed, #1 and #3 can be rec'd outdoors at the same time--they would be separated by a concrete wall. A threat to security could arise if communication between the two occurs. This can be alleviated with staff directing the two ECs that should any form of communication occur, recreation call will be terminated.

* Currently the regular prisoner population is not allowed outside for recreation in black flag conditions. The policy for ECs could be modified to allow recreation during black flag, however, this raises concern for the staff members monitoring them. While guarding the ECs, staff are required to wear protective gear that is not conducive to spending long periods of time outdoors during black flag conditions. Although the Red Cross noted that the ECs are accustomed to hot weather, it should be noted that there are differences in the weather conditions in their native countries and here in SC (in terms of humidity, potential allergens, etc.).

2) Less light for #1. Please have a staff member talk to him about this so we can clarify whether he means less wattage or less hours. If it's less wattage, let us know if that's possible. If its less hours, let us know what the standard light-hours are for the detainees and for regular population.

* #1 clarified that the issue is wattage. To fix this, a light bulb cover can be affixed to the light in his cell in order to dim it. His real request is to see outside; for us to scrape the paint off his window so the cell is lit by natural light only. Both of these solutions negatively impact on the camera's view of cell from the Control Center. As he already uses reading glasses, recommend we issue him a set of eye glasses with light sensitive shading for use while in his cell.

3) Natural lighting for all. Review the reasonableness of allowing some natural light (what can be done, how expensive) & safety concerns & make a recommendation.

* To provide natural lighting would simply require scraping paint off the windows - an easy, no-cost fix. #1 and #3 would have views of the SHU recreation yard (where they currently do outside rec). #2 is more problematic. To ensure he that has no view of the regular brig rec yard and no one can see him, would require that we relocate him to the same side currently occupied by #1 and #3. This raises very serious security concerns if #2 is given the ability to view external layouts of the facility and if able to see/hear the other ECs. For these reasons, recommend status quo for #2.

4) Arabic commentary for Koran. Please find out if his current Koran has commentary and, if so, whether it's in Arabic.

* Current Koran does not have commentary. #2 wants a TAFSIR Koran that has the commentary to the side. Two books that fit this request are Butter of TAFSIR or TAFSIR Ibn Katheer. He does not want both; one or the other will fit the requirement.

When you get a chance, please let me know if the books were delivered to #3.

* Books were delivered to #3 last night.

Also, I was supposed to pick up a document that #1 signed for his attorneys -- I believe (b)(6) had him sign it. Do you know where it is?

* Due to a miscommunication you did not receive the document but it is on its way to you via FedEx today.

Finally - (b)(6) asked whether the Brig should serve meals after evening prayer (rather than the regular meal times) when #2 decides to fast. Here's his answer: #2 should be told that, if he notifies the staff in the morning that he intends to fast for religious purposes, then we will delay MREs until after the evening prayer. He must notify us in the morning at the first morning staff visit. If he does not notify the staff in the morning, meals will be served at the regular time. Late meals will always be MREs - even if he returns to hot meals.

Roger.. (b)(6) will ensure #2 is made aware of this.

regards,

(b)(6)

(b)(6)

From:
Sent:
To:
Cc:

(b)(6)

Friday, August 06, 2004 1:41 PM

(b)(6)

Subject: Updates

(b)(6)

The weekly SITREPs on the ECs covering last week will be on the high side Monday along with this week's reports. My apologies for not getting them out this week but they were OBE.

The dentist's recommendation should get to me this afternoon via email. I have an appointment so the XO will forward as soon as she gets it. If it is not received, I will track it down on Monday and ensure you get it when you return on Tuesday.

Hope your nephew is improving.

(b)(6)

(b)(6)

From:
Sent:
To:

(b)(6)

Friday, March 18, 2005 12:42 PM

(b)(6)

Subject: DoD Interrogation Policy Memo

Attachments: DoD Interrogation Policy.pdf



DoD Interrogation
Policy.pdf (...)

FYI.

V/R

(b)(6)

>
>
>
>

(b)(6)

From: (b)(6)
Sent: Thursday, April 21, 2005 4:12 PM
To: (b)(6)
Subject: FW: Joint Staff NDAA Tasker (Detainees)

(b)(6)

Thanks for all the hard work in getting this tasker turned around and out of here-- looks like the JS is pleased with the results.

(b)(6)

From: (b)(6)
Sent: Thursday, April 21, 2005 4:08 PM
To: (b)(6)
Cc: (b)(6)
Subject: RE: Joint Staff NDAA Tasker (Detainees)

(b)(6)

Again, thanks. I appreciate all the work you did on such short notice!

R/

(b)(6)

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

From: (b)(6)
Sent: Thursday, April 21, 2005 4:05 PM
To: (b)(6)
Cc: (b)(6)
Subject: RE: Joint Staff NDAA Tasker (Detainees)

(b)(6)

You bet; since (b)(6) is TDY, recommend using (b)(6) as the O-6 chop. Also, regarding the training, you can add at the end of the response, "Additionally, future training is contemplated, a training plan is currently in place, and the goal is to integrate NAVCONBRIG training with that of GTMO" (I forgot to include this passage with the response).

Finally, as we discussed, if I receive any late-breaking responses from any of the other JFCOM components, I will pass them on.

(b)(6)

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

From: (b)(6)
Sent: Thursday, April 21, 2005 3:57 PM
To: (b)(6)

Subject: RE: Joint Staff NDAA Tasker (Detainees)

(b)(6)

Thanks for the quick turn - this is great. Can I use
as an O-6 chop?

(b)(6)

R/

(b)(6)

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

From: (b)(6)
Sent: Thursday, April 21, 2005 3:54 PM
To: (b)(6)
Cc: (b)(6)
Subject: Joint Staff NDAA Tasker (Detainees)
Importance: High

(b)(6)

Ref the tasker received by JFCOM yesterday, the following USJFCOM steps have been taken to implement the FY05 NDAA (section 1092) provisions regarding actions to prevent the abuse of detainees held at the Charleston Naval Brig:

"Provides all assigned personnel with training, and documented acknowledgement of receiving training, regarding the law of war, including the Geneva Conventions." During CY 2004 (b)(6) Deputy Fleet Judge Advocate, U.S. Fleet Forces Command (CFFC), provided on-site training for the staff members of the Naval Consolidated Brig Charleston (NAVCONBRIG) that interact with the detainees. The training included information and discussion on the Law of Armed Conflict, the Geneva Conventions, and other applicable domestic and international law.

"Establishes standard operating procedures for the treatment of detainees." NAVCONBRIG currently has such an SOP in place.

"Providing all detainees with information, in their own language, of the applicable protections afforded under the Geneva Conventions." The sections of the Geneva Conventions relevant to the housing of Enemy Combatants (EC) were utilized to develop the NAVCONBRIG house rules.

These rules are posted in the NAVCONBRIG conspicuously so that the detainees could review them when transiting to and from outdoor recreation. Additionally, each EC was provided with a copy of the Brig rules to review and then sign. The language utilized is English; both ECs at the NAVCONBRIG speak and read English fluently.

"Conducting periodic unannounced and announced inspections of detention facilities in order to provide continued oversight of interrogation and detention operations." CFFC has periodically conducted announced inspections of the NAVCONBRIG.

"Ensuring that, to the maximum extent practicable, detainees and detention facility of a different gender are not alone together." The NAVCONBRIG only houses male detainees; furthermore, the NAVCONBRIG rules for the Special Handling Unit ensure that no staff member, of either sex, is ever alone with a detainee.

I also understand that there will be further guidance (in the form of a tasker) forthcoming from your office as it concerns the reporting requirements established in section 1093 of the 2005 NDAAA and that the first report required by that section will be due to the Joint Staff approximately 23 JUN 05 (covering the period from 15 JUN 04 to 15 JUN 05).

(b)(6)

(b)(6)

(b)(6)

From: (b)(6)
Sent: Thursday, June 16, 2005 5:42 PM
To: (b)(6)
Subject: RE: More Brig Stuff

(b)(6)

Sure did--I had them "busted" -- the timelines -- so that I could include them in the UNCLASS info paper, that I hope to have in final form tomorrow, midmorning.

(b)(6)

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

From: (b)(6)
Sent: Thursday, June 16, 2005 5:38 PM
To: (b)(6)
Subject: RE: More Brig Stuff

Sir - did you see the timelines on the high-side?
V/r (b)(6)

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

From: (b)(6)
Sent: Thursday, June 16, 2005 17:29
To: (b)(6)
Subject: RE: More Brig Stuff

Thanks!

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

From: (b)(6)
Sent: Thursday, June 16, 2005 5:27 PM
To: (b)(6)
Subject: RE: More Brig stuff

(b)(6)

Sir, attached is the Matrix applicable to Detainees cared for by the NAVCONBRIG Charleston; as the (b)(6) discusses below, there are some questions about whether any of the information contained in the Matrix should be released outside military channels. That said, I am providing you the Matrix FYI:

V/r (b)(6)

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

From: (b)(6)
Sent: Thursday, June 16, 2005 10:39
To: (b)(6)
Cc: (b)(6)
Subject: RE: More Brig Stuff

(b)(6)

We can, of course, provide you with copies of the Brig's SOP and the matrix for privileges etc. However, for purposes of the Admiral's testimony we will need to be careful here as there are OPSEC and litigation issues related to the care and handling of the detainees. DOJ is currently wrestling with a response to Al Marri's lawyer's request for the SOP and other related internal Brig policy documents.

I'll discuss with (b)(6) and we'll figure out a way to get you the information... we just need to be sure that we don't step out ahead of DOJ and that we remain cognizant of the sensitivities.

R/

(b)(6)

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

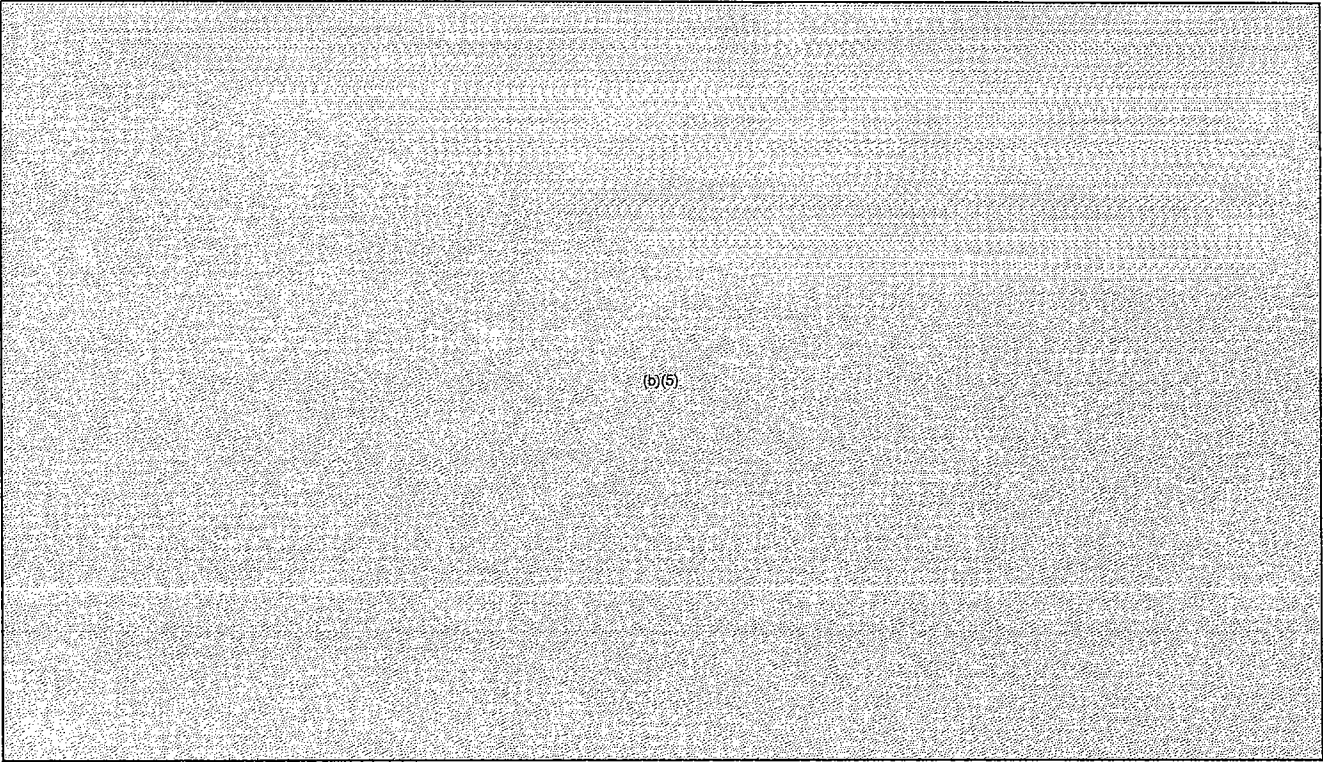
From: (b)(6)
Sent: Thursday, June 16, 2005 10:26
To: (b)(6)
Subject: More Brig Stuff

(b)(6)

Thanks for the latest. I have to dash off to a meeting. One more thing, do we JFCOM/FFC have some type of SOP in place in the care and handling of these detainees? If so, could I get a copy or at least a summary?

Thanks,

(b)(6)



(b)(5)

(b)(6)

From: (b)(6)
Sent: Monday, June 27, 2005 11:48 AM
To: (b)(6)
Subject: Question (SJA COMMENT (b)(6) Lette (Al Marri))

(b)(6)

But I thought the stated GTMO concern (that we used to justify this denial) was that detainee access to dictionaries "will permit them greater understanding of the English language, and enhance their ability to gather intelligence on the JTF-GTMO operation." To me, his grasp of the English language is at the heart of this rationale.

If the detainee (AL MARRI) is already fluent in English, how would having access to an (English) dictionary potentially further the knowledge/understanding of brig operations/related INTELL stuff? Am I missing the rationale for why we would want to keep a dictionary out of the hands of a detainee who already is conversant in English? A cursory review of the rationale seemed to indicate that we don't want detainees to get smarter in how to use the English language because they might better be able to read signs, listen in on the guards, etc. If you have a guy who already knows the language, would being in possession a dictionary constitute a real fear in this regard? If not, then why deny AL MARRI access (on these grounds, anyway)?

(b)(6)

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

From: (b)(6)
Sent: Monday, June 27, 2005 11:32 AM
To: (b)(6)
Cc: (b)(6)
Subject: RE: SJA COMMENT--(b)(6) Letter (Al Marri)

(b)(6)

Sir, Al Marri's fluency isn't relevant.

V/r (b)(6)

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

From: (b)(6)
Sent: Monday, June 27, 2005 11:29
To: (b)(6)
Subject: SJA COMMENT--(b)(6) Lette (Al Marri)
Importance: High

(b)(6)

Please see below--assuming the SJA's take on AL MARRI's fluency is accurate, wouldn't this affect the rationale for any denial?

(b)(6)

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

From: (b)(6)
Sent: Monday, June 27, 2005 11:25 AM
To: (b)(6)
Subject: RE: (b)(6) Lette (Al Marri)

SIR:

Great question--I will relay this to (b)(6) and see if this affects the decision. I will keep you posted.

V/R,

(b)(6)

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

From: (b)(6)
Sent: Monday, June 27, 2005 11:24 AM
To: (b)(6)
Subject: Re: (b)(6) Lette (Al Marri)

(b)(6)

I thought al marri was already fluent in english...so if that is true, how does the rationale for denial apply?

Can u confirm?

Sent from my BlackBerry Wireless Handheld

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

From: (b)(6)
To: (b)(6)
CC: (b)(6)

(b)(6)

Sent: Mon Jun 27 11:12:56 2005
Subject: (b)(6) Lette (Al Marri)

SIR:

Please see below. I spoke with (b)(6) on this issue (i.e., (b)(6) desire to provide AL MARRI with an Arabic/English dictionary and also to obtain access to AL MARRI's medical records).

As it concerns the dictionary request, FFC is inclined to deny. The rationale for denying the dictionary is included in the first enclosure.

(b)(6) would like to get this response out in the mail today to (b)(6) if at all possible, following the JFCOM chop. FFC sees the medical record request as more of a policy issue, beyond our purview, and recommends that this request be forwarded to OSD GC.

If you approve FFC's COA, the following would happen:

- (1) Dictionary Denial.
 - (a) Upon our approval, (b)(6) would launch the letter to (b)(6)
 - (b) We would then provide a copy of that response, along with all related correspondence, to OSD GC as a courtesy.
- (2) Medical Records. We would draft a cover memo to OSD referring this request for their action (approval/disapproval of access to AL MARRI's medical records).

V/R,

(b)(6)

From: (b)(6)
Sent: Friday, June 24, 2005 1:44 PM
To: (b)(6)
Cc: (b)(6)
Subject: Draft Response to (b)(6) ltr

(b)(6)

Sir, (b)(6) asked that I have you review this letter before I send it.

Attached below are the draft letter and the draft forwarding memo to JFCOM:

<<Response ltr to attorney (b)(6) re med records follow up (Jun 05).doc>> <<Forwarding memo med records follow up (Jun 05).doc>>

Sir, if possible, I would like to be able to date and mail the letter today, I appreciate your assistance.

V/r (b)(6)

Very Respectfully,

(b)(6)

(b)(6)

From: (b)(6)
Sent: Wednesday, August 10, 2005 6:41 AM
To: (b)(6)
Cc: (b)(6)
Subject: RE: Position / Concern on keeping the detainees apart

(b)(6)

I think that the issue with socialization does not concern any suggestion of integrating them with the general prison population, but rather allowing the two of them to communicate with each other. I'll confirm that and if I'm correct we'll need to modify accordingly.

R/

(b)(6)

> -----Original Message-----

>From: (b)(6)
>Sent: Tuesday, August 09, 2005 17:57
>To: (b)(6)
>Cc: (b)(6)
>Subject: RE: Position / Concern on keeping the detainees apart

(b)(6)

>Here's what I said last October and the same holds true today.

>The ECs are held in the Special Housing Unit, away from the general prison population, in order to ensure their physical safety. The UCMJ population detained at the Brig consists of individuals who have been adjudged guilty and sentenced for committing crimes - in the majority of cases, violent crimes. There are many among them who have displayed violent tendencies. At the same time, given their backgrounds in the United States Military, they tend to profess loyalty to their country and hostility toward persons whom they perceive to be enemies of the United States. They have access to outside media and are familiar with the terrorist attacks of September 11, 2001, ongoing conflicts in the Middle East and Afghanistan, and the fact that two ECs are being detained at the Brig. If the ECs are allowed to socialize with this general population, I would have grave concerns about the serious possibility that one or more of the UCMJ prisoners would try to inflict physical harm on them. Despite strenuous efforts to prevent violence and protect staff and prisoners, inmate-on-inmate violence is unfortunately a common problem at correctional facilities in general, and the risk of such violence is expanded when the situation involves a larger number of prisoners with United States military backgrounds commingled with a single or a small group of enemy combatant detainees. Without keeping the ECs physically separate from the general population, I would not be able to guarantee their safety. For this reason, among others, the UCMJ at Article 12 prohibits me from mixing U.S. military prisoners with enemy prisoners or other foreign nationals not members of the U.S. armed forces. Also, Navy regulations, specifically Secretary of the Navy Instruction 1640.9B, the Navy Corrections Manual, require that detainees be separated from adjudged, that is convicted, prisoners.

>

>The two ECs are likewise separated from each other. Just as allowing socialization of the ECs with the general UCMJ population, allowing them to socialize with each other raises concerns for their physical safety. If one detainee perceives (rightly or wrongly) that another detainee was/is cooperating with the United States and/or had abandoned or was disloyal to their original cause, the latter detainee might be placed in danger of attack. The same risk of physical danger pertains if one detainee perceives (rightly or wrongly) that another detainee is being treated differently somehow (e.g., that the detainee might be released imminently on certain conditions acceptable to the detainee and to the United States, or that one detainee has more privileges than another). Thus, for the safety of both ECs, it is imperative that they be kept separate from one another.

>In addition to the concern for their physical safety, there is a concern that were the ECs placed together they could share information in a way that would be harmful to national security interests. For instance, we have instituted extensive precautions and procedures so that the ECs will not accumulate knowledge and information (some of which is classified) about the Brig facility (the physical layout of the facility; the names and backgrounds of facility personnel; operational patterns at the facility; interrogation methods, etc.) that, in the wrong hands, could be used to the detriment of the United States. If the ECs were permitted to socialize and communicate with each other and "compare notes" about their respective experiences, these risks would be greatly magnified. Commingling the ECs could disrupt/prevent/compromise the gathering of information that could aid in our nation's war on terrorism.

>Please let me know if you need anything further.

>r,

(b)(6)

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

From: (b)(6)

Sent: Friday, August 05, 2005 17:17

To: (b)(6)

Cc: (b)(6)

Subject: Position / Concern on keeping the detainees apart

(b)(6)

Ma'am, can you please state the position of the NAVCONBRIG on keeping the detainees apart? If the justification is the same as last summer (share intel, security, etc.) that is fine, but if that is the case, respectfully request that you restate that.

Thanks

V/r (b)(6)

Very Respectfully,

(b)(6)

(b)(6)

From: (b)(6)
Sent: Monday, August 22, 2005 5:35 PM
To:
Cc: (b)(6)
Subject: RE: Padilla Visit Questions

(b)(6)

Ma'am, FFC's responses are below.

V/r (b)(6)

>
>From: (b)(6)
>Sent: Monday, August 22, 2005 16:48
>To: (b)(6)
>Cc: (b)(6)
>Subject: Padilla Visit Questions
>
>(b)(6): [Though you've answered many of these questions by phonecon, am
>sending them all so we can get something back from you for our files]
>
>1. IRT Padilla visit:
>
>a. Does Padilla know his mother is coming? If not, we'd like to tell him soonest that
when and how visit will occur.
(b)(6) I discussed with (b)(6) he emphatically supports telling Padilla.
Accordingly, FFC supports your request to tell him at a time of the NAVCONBRIG's choosing.
>b. (b)(6) tells me the requested visit time has changed to 1300 26 August. Is that
correct? Our intent is to handle this just like a lawyer visit...we will pick up (b)(6)
and mother at Red Bank club...please verify pick-up time.
Roger, that is correct. Please plan on 1230 for pick-up time. I have not yet
confirmed this with (b)(6), but I will do so as soon as possible.
>c. We intend to limit visit to two hours...does CFFC approve?
CFFC approves, additionally Mr. Patel concurs with a 2-hour visit.
>d. We will have Mother sign attached visitation rule sheet when she arrives. Sheet is
the same thing we have UCMJ prisoner visitors sign. Does CFFC approve? Does (b)(6) need
to be briefed that we will require it?
CFFC approves. I have provided a copy to (b)(6) at this point I am just waiting
for his concurrence.
> << File: FACT SHEET FOR PRISONER VISITING.doc >>
>
>e. For security purposes, we would like to re-install the camera and microphone in the
contact visitation area for the duration of the visit. We monitor in person all UCMJ
visitation to ensure no discussions of escape, contraband, etc. are held so, in the EC's
case, the camera and microphone would allow us to do the same. Does CFFC approve? Will
(b)(6) be briefed?
CFFC approves, I discussed this with (b)(6), he understands, and has no
objections.
>f. During DASD visit, there was mention that (b)(6) had expressed to the mother that if
the visit was allowed it would need to be done quietly and she could not alert the media.
Do you have any further details? What is CFFC assessment that this visit may turn into a
"media circus?"
I discussed this with (b)(6) he has discussed the visit with Ms. Padilla and

neither of them have any desire to involve the media. (b)(6) is adamant that this not become a media circus. Accordingly, FFC's assessment that this may turn into a media circus is LOW.

>g. (b)(6) reports that (b)(6) is requesting to come visit his client on Saturday. Unless CFFC provides other guidance, I want to deny his request. I'm concerned if we open the door to a weekend visit, it will be tough to shut it again and I'd rather not have to get staff spun-up for weekend evolutions.

I discussed this with (b)(6) he understands the denial of the Saturday visit, but may be interested in a Friday morning visit. I will confirm and let you know ASAP.

>h. FYI: Mother visit will be conducted just like lawyer visit and in accordance with attached.

Roger.

>2. Separate Issue: Unless otherwise directed, it is my intent to allow Padilla to "self-escort" himself for shower time and to remove the magnet cover from his cell window.
Roger.

> a) My staff agrees that the risks of self-escorting to shower is the potential that he could try to throw himself from the second deck in a suicide attempt or he could fall down and injure himself in the shower and we may not be immediately aware of it. We think those risks are minimal. As we give him free-range of the dayroom during TV time, if he really wants to throw himself off the second deck, it is unlikely we could stop him.

> b) It has come to my attention that the magnet cover on the window was condition determined by (b)(6) in consultation with (b)(2) High. It no longer makes sense given how much access Padilla already has to dayroom. I am exploring the potential of removing #2's magnet as well...would connect it to moving him to category one currently scheduled to happen 7 September if he remains compliant.

>3. We are providing Al Marri with a CD-player, CDs of Koran, and the library list today. Per (b)(6) guidance she has asked that we not give him all his Level Two privileges at one time so we're holding off on the playing cards. Our current intent is to provide playing cards upon request and secure them when he is done. We'll let him keep them in his cell fulltime at level one. Question: Do you know if Gitmo detainees are allowed to keep cards in their cell at Level Two?

I know that level two detainees are authorized playing cards at GTMO, I would recommend that the NAVCONBRIG contact a GTMO POC directly for that answer.

(b)(6)

(b)(6)

From: (b)(6)
Sent: Wednesday, August 31, 2005 11:04 AM
To:
Cc: (b)(6)
Subject: RE: Start time for 8 Sep 05 (b)(6) visit

No we do not intend to tell Al Marri of Padilla's mother's visit.

BTW: Please add (b)(6) to your standard distribution for SHU e-mails...he's firmly in the seat now as our Director of Security Operations. thanks, (b)(6)

> -----Original Message-----

>From: (b)(6)
>Sent: Friday, August 26, 2005 10:09
>To: (b)(6)
>Cc: (b)(6)
>Subject: FW: Start time for 8 Sep 05 (b)(6) visit

> (b)(6)

>You don't have any plans to tell al-Marri that Padilla's mother is visiting do you?

>Thanks
>V/r (b)(6)

>From: (b)(6)
>Sent: Thursday, August 25, 2005 11:22
>To: (b)(6)
>Subject: RE: Start time for 8 Sep 05 (b)(6) visit

> (b)(6) - unrelated - could you find out whether Al Marri knows (or if there are plans to tell him) of Padilla's mother visit?
>R/ (b)(6)

> -----Original Message-----

> From: (b)(6)
> Sent: Thursday, August 25, 2005 10:49
> To: (b)(6)
> Cc: (b)(6)
> Subject: Start time for 8 Sep 05 (b)(6) visit

> (b)(6)

> Ma'am, FYI, (b)(6) is planning on flying into Charleston the evening of 7 September 05. He requested a morning start time for the 8 September visit, I suggested 0830, which I thought would give the Brig a reasonable amount of time to have the detainees fed, etc.

> V/r (b)(6)

(b)(6)

From: (b)(6)
Sent: Monday, September 12, 2005 10:58 AM
To: (b)(6)
Cc: (b)(6)
Subject: RE: Geneva Convention posting

(b)(6) - agree it is an OSD-DA policy call and, if asked, FFC position should be that we support posting and/or adding the document to our library. This is ridiculous - it's just a document.

R/ (b)(6)

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

From: (b)(6)
Sent: Monday, September 12, 2005 10:16
To: (b)(6)
Cc: (b)(6)
Subject: FW: Geneva Convention posting

(b)(6)

Sir, answer on the posting of the GCs at Charleston, looks like GTMO has NOT posted. Bottom line is that it is a policy call for OSD-DA. This may affect our thinking on the adding of the Geneva Conventions to the NAVCONBRIG library.

V/r (b)(6)

From: (b)(6)
Sent: Monday, September 12, 2005 9:09
To: (b)(6)
Cc: (b)(6)
Subject: FW: Geneva Convention posting

(b)(6) answer to your question below. Will leave policy call to DAD.

r/

(b)(6)

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

From: (b)(6)
Sent: Monday, September 12, 2005 8:55 AM
To: (b)(6)
Cc: (b)(6)

Subject: RE: Geneva Convention posting

Sir:

Short answer: No we have not posted the Geneva Conventions.

Long answer: My reading is that Section 1092(b)(3) states that we have to have procedures ensuring that "each commander of a Department of Defense detention facility ... (3) Providing all detainees with information, in their own language, of the applicable protections afforded under the Geneva Conventions." The United States government has determined that the detainees at GTMO are unlawful enemy combatants and are therefore not entitled to protections under the Geneva Conventions. Although we treat detainees "consistent with" the Geneva Conventions, the Geneva Conventions do not apply to them.

Therefore, there are no "applicable protections under the Geneva Conventions" that the JDG Commander is required to post.

Ultimately, this is a policy decision. To the best of my knowledge, the detainee rights have never been posted at Guantanamo. The new draft DoD Directive 2310.1E, at paragraph E.3.1.6, states: "Combatant Commanders will ensure detainees are provided with information, in their own language, on the applicable protections afforded under the Geneva Conventions." While there are no "applicable protections under the Geneva Conventions" I can draft a comparison chart of detainee rights if you determine that we should post.

In fact, our JDG commander has asked to either be allowed to post a notice that the Geneva conventions do not apply or to be able to post those protections that do apply.

V/R

(b)(6)

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

From: (b)(6)
Sent: Monday, September 12, 2005 8:48 AM
To: (b)(6)
Cc: (b)(6)
Subject: FW: Geneva Convention posting

(b)(6)

Can you answer the question below?

Thanks,

(b)(6)

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

From: (b)(6)
Sent: Monday, September 12, 2005 8:37 AM
To: (b)(6)
Cc: (b)(6)
Subject: FW: Geneva Convention posting

Sir, this should be an easy one. Trying to find out if GTMO has posted Geneva Conventions.

r/ (b)(6)

(b)(6)

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

From: (b)(6)
Sent: Monday, September 12, 2005 8:33 AM
To: (b)(6)
Cc: (b)(6)

Subject: RE: Geneva Convention posting

(b)(6)

Can you go through SJA channels to see if there are any postings of Geneva Conventions at GTMO?

2005 NDAA required the appropriate posting of Geneva Conventions in detention facilities. I saw it all over Iraq when there; but I'm not sure if it had to be done at GTMO (due to our interpretations of the conventions and how they apply to detainees there).

Charleston Navy Brig needs to follow whatever GTMO does, so just need to know if they do it or not. Thanks!

R,

[Redacted]

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

From: (b)(6)
Sent: Monday, September 12, 2005 8:12 AM

To: (b)(6)
Cc: (b)(6)

Subject: RE: Geneva Convention posting

(b)(6) I recall your conversation with (b)(6) on posting of GCs at Charleston. Believe he mentioned that they were posting in GTMO. Request DAD response on this.

r/

(b)(6)

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

From: (b)(6)
Sent: Saturday, September 10, 2005 5:20 AM

To: (b)(6)
Subject: Geneva Convention posting

(b)(6)

I believe you mentioned when were in Charleston that GTMO is now posting the GCs for the Ecs, can you confirm?

Thanks,

V/r (b)(6)

Very Respectfully,

[Redacted Signature]

who make the law"

"Nobody has a more sacred obligation to obey the law than those

- Sophocles

(b)(6)

From: (b)(6)
Sent: Wednesday, September 14, 2005 2:38 PM
To:
Cc: (b)(6)
Subject: Responses to your Phonecon

(b)(6) I'm sorry I missed you last week and hope your trip was a good one. I just got back to office this morning and am playing catch-up. IRT questions below:

a. Letter is being delivered to #2 as I type. For future letters in Arabic, is it possible for us to be given a general idea of its contents so we can be alerted if its bad news? Do you have any idea the content of today's letter?

b. (b)(6) briefed me that (b)(6) date is 3 October. It's unfortunate that I will be TDY and miss another one (I'll be at warden school 3-7 October) but if 3 Oct is ICRC's preference, it's fine with us.

c. Draft SOPs have been developed using the Gitmo SOP you provided previously however it is our understanding that Gitmo is updating their SOPs. We are sending our Admin YN to Gitmo 24 Sept - 01 October and he will return with copies of all updated SOPs. Once we've reviewed the updated Gitmo products, we'll smooth ours. Anticipated completion date of all SOPs will be NLT end of October.

d. FYI: I owe CFFC the weekly report however we've run into another stumbling block on my SIPRNET...will get the report out NLT COB Friday.

CO

> -----Original Message-----

>From: (b)(6)
>Sent: Tuesday, September 13, 2005 14:43
>To: (b)(6)
>Cc: (b)(6)

>Subject: (b)(6) Call

>Hi All,

>(b)(6) contacted me and had these questions to ask:

>#2 letter from wife on high side

>Oct 5 (b)(6) visit; Good day or bad day?

>Matching up our SOP with GITMO SOP. What's the status?

>Thanks (b)(6)

(b)(6)

(b)(6)

From: (b)(6)
Sent: Wednesday, September 14, 2005 2:48 PM
To: (b)(6)
Subject: RE: In Re: Ali Saleh Kahlah Al-Marri

(b)(6)

I think we would support and forward to the JS if we had a clear basis for the denial. Could you send me a note that I can forward that simply lists the request (e.g. Do we know what type of food?, religious, birthday cake, or just a Big Mac?, perishable? How it will be consumed? Special utensils needed? Other accommodations needed for consumption?) and the basis for denying the request (i.e. introduction of food to Brig poses health risk to detainee, violates current Brig practice, poses security risk, lack of storage or preparation facilities, requires more man hours to do, contra to GTMO practice, contra to Brig max security treatment, etc.)

Maybe also discuss alternative accommodations. (i.e. if it is birthday cake that they want to bring in, then we agree to have the Brig prepare cake, but not allow the attorneys to bring it in from the outside.)

Please call me if you need clarification on what I need.

VR

(b)(6)

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

From: (b)(6)
Sent: Tuesday, September 13, 2005 5:52 PM
To: (b)(6)
Cc: (b)(6)
Subject: FW: In Re: Ali Saleh Kahlah Al-Marri

(b)(6)

Sir, as you can see from the e-mail below, al-Marri's legal team has requested to bring him food during their 23 Sep 05 visit (apparently his 40th birthday is on the 24th). I have discussed this matter with (b)(6) and FFC's position is to recommend against permitting the legal team to introduce any food to the facility. Respectfully request a JFCOM position on this matter, or alternatively forwarding this issue up the chain.

Thanks,

V/r (b)(6)

-----Original Message-----
From: (b)(6)
Sent: Tuesday, September 13, 2005 16:00

To:
Cc:

(b)(6)

(b)(6)

Subject: In Re: Ali Saleh Kahlah Al-Marri

(b)(6)

We would like to request permission to bring food into the Brig during our visit with Mr. Al-Marri on September 23rd. Mr. Al-Marri's 40th birthday is September 24th, and we would like to bring perhaps a small cake or some similar food item with us during our visit.

We would only bring something that permission was granted for and we would certainly be willing to have it brought out a day in advance if necessary for security reasons. We understand that similar privileges have been granted to the detainees at Guantanamo.

Thank you for your assistance.

(b)(6)

ATTORNEY-CLIENT PRIVILEGED; DO NOT FORWARD WITHOUT PERMISSION

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(b)(6)

From: (b)(6)
Sent: Wednesday, October 19, 2005 11:17
To: (b)(6)
Subject: FW: Padilla Weekly Report 10 - 16 Oct 05

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

From: (b)(6)
Sent: Tuesday, October 18, 2005 17:00
To: (b)(6)
Cc: (b)(6)
Subject: FW: Padilla Weekly Report 10 - 16 Oct 05

Sir,

1. I'm back on track for weekly reports and SIPRNET. I will work on sending you all overdue reports by mid-week next week. I owe you reports for each week starting with week of 5 September.

□
(b)(6), (b)(5)

v/r,

(b)(6)

Monday: 10 OCT
Meals: 2 (Ramadan)
Visits: None
Prayer: 3
Medical: Yes
Shower: Yes
Rec call: Refused
TV time: Yes

Tuesday: 11 OCT
Meals: 2 (Ramadan)
Visits: Chaplain
Prayer: 3
Medical: Yes
Shower: Refused
Rec call: Refused
TV time: Yes

Wednesday: 12 OCT
Meals: 2 (Ramadan)
Visits: (b)(6)
Prayer: 3
Medical: Yes
Shower: Yes
Rec call: Secured due to Rain
TV time: Yes

Thursday: 13 OCT
Meals: 2 (Ramadan)

Visits: (b)(6)
Prayer: 3
Medical: Yes
Shower: Refused
Rec call: Refused
TV time: Yes

Friday: 14 OCT
Meals: 2 (Ramadan)
Visits: Chaplain
Prayer: 3
Medical: Yes
Shower: Yes (b)(6)
Rec call: Refused
TV time: Yes

Saturday: 15 OCT
Meals: 2
Visits: none
Prayer: 2
Medical: Yes
Shower: Refused
Rec Call: Refused
TV time: Yes

Sunday: 16 OCT
Meals: 2
Visits: none
Prayer: 2
Medical: Yes
Shower: Yes
Rec Call: Refused
TV time: Yes

NOTES:

(b)(6)

From:
Sent:
To:
Cc:

(b)(6)

Thursday, November 03, 2005 14:40

(b)(6)

Subject: Padilla Weekly Report 05 -11 Sept 05

Sir,

8 September (b)(6) and 9 September mother and lawyer visit executed as scheduled.

v/r,

(b)(6)

Monday: 05 SEPT
Meals: 2
Visits: none
Prayer: 3
Medical: no
Shower: yes
Rec call: yes
TV time: yes

Tuesday: 06 SEPT
Meals: 3
Visits: (b)(6)
Prayer: 3
Medical: no
Shower: yes
Rec call: yes
TV time: yes

Wednesday: 07 SEPT
Meals: 3
Visits: (b)(6)
Prayer: 3
Medical: no
Shower: refused
Rec call: refused
TV time: yes

Thursday: 08 SEPT
Meals: 3
Visits: ICRC
Prayer: 4
Medical: no
Shower: yes
Rec call: yes
TV time: yes

Friday: 09 SEPT
Meals: 3
Visits: (b)(6)
Prayer: 2
Medical: yes (weekly visit)
Shower: yes (b)(6)
Rec call: refused
TV time: yes

Saturday: 10 SEPT

Meals: 2
Visits: none
Prayer: 2
Medical: no
Shower: yes
Rec Call: yes
TV time: yes

Sunday: 11 SEPT
Meals: 2
Visits: none
Prayer: 2
Medical: no
Shower: yes
Rec Call: yes
TV time: yes

NOTES:

(b)(6)

From: (b)(6)
Sent: Wednesday, November 16, 2005 7:13 AM
To:
Cc: (b)(6)
Subject: RE: Pending Requests for SHU Guidance

- that captures everything - thank you for memorializing our phoncon.
Cheers, (b)(6)

> -----Original Message-----

> **From:** (b)(6)
> **Sent:** Tuesday, November 15, 2005 15:31
> **To:**
> **Cc:** (b)(6)

> **Subject:** RE: Pending Requests for SHU Guidance

> **Sir:** Thank you so much for the guidance you provided via our phone conversation today. Just to ensure we're all reading off the same page, my notes show the following:

(b)(6)

> b. I have approval to expand TV time to increase socialization opportunity however no other socialization options outlined in the point paper can be considered at this time.

> c. You approve my recommendation to provide Al Marri a Charleston Post and Courier, edited of GWOT stories, and Sports Illustrated when he moves to level one privileges.

> d. I can, if (b)(6) requests during one of their monthly visits, show/discuss discipline reports and my resulting actions/correspondence as long as matter is at the purely operational level. I will not show them a copy of the discipline matrix.

> e. Your intent is to approve (b)(6) request that I allow him to provide Al Marri with a more up-to-date dictionary. FYI: Al Marri submitted a chit today requesting the same...I will wait to respond to the chit when I have received verification that (b)(6) letter has been replied to.

> f. Prior to making discipline decisions, I will call and brief you first.

> g. You approve the proposal that MA's be provided the opportunity to do duty either on the UCMJ side of the house or elsewhere to break up the tedium of a three-year SHU tour. You are willing to review a point paper that proposes that certain select correctional specialists from UCMJ side of the house be allowed to serve in SHU however you have concerns about training and qualifications. You also suggested I look at MA manpower requirements and if I feel a permanent change is necessary, to submit such a request.

vr, (b)(6)

> -----Original Message-----

> **From:** (b)(6)
> **Sent:** Monday, November 14, 2005 15:45
> **To:**
> **Cc:** (b)(6)

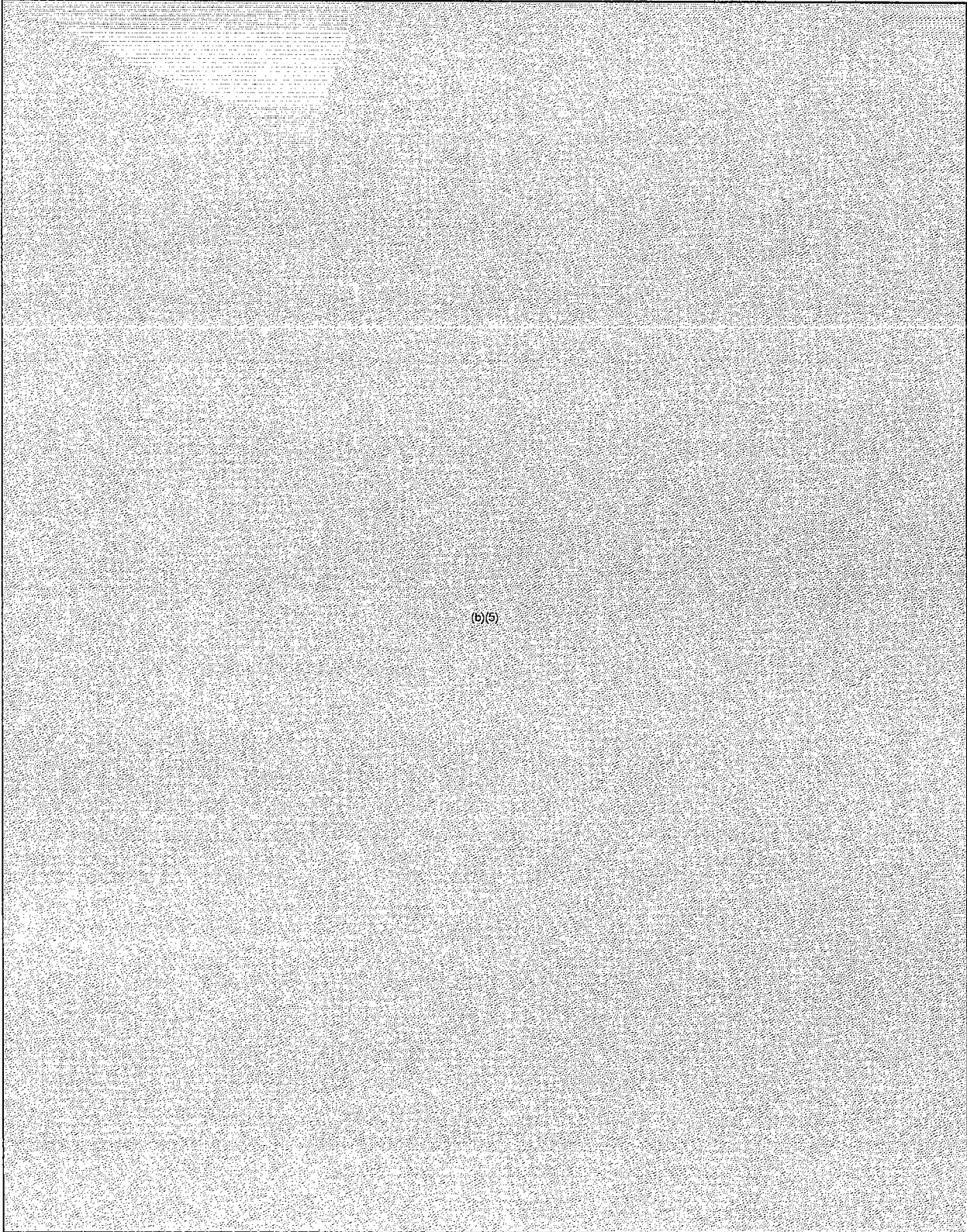
(b)(6)

> **Subject:** Pending Requests for SHU Guidance

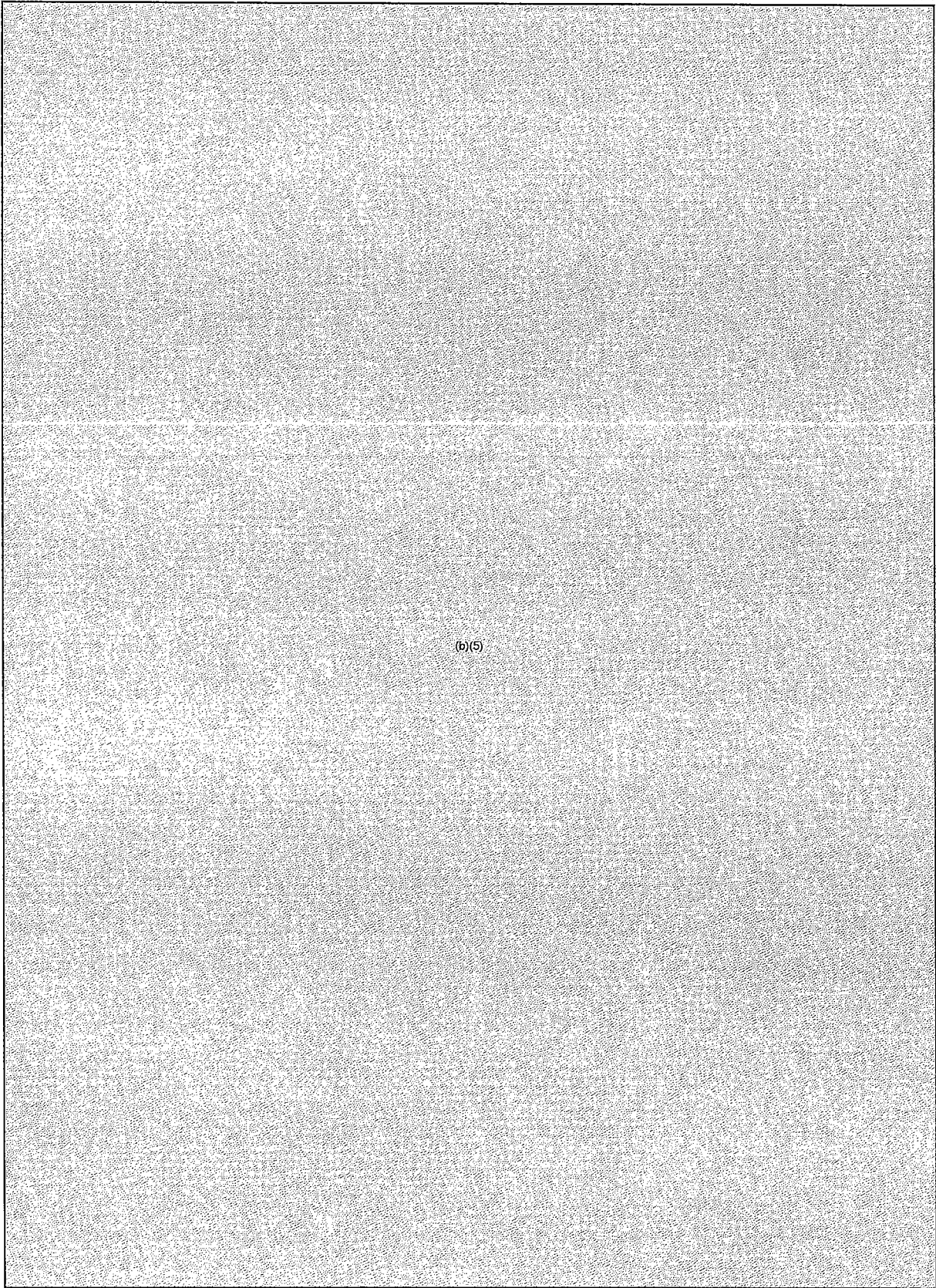
(b)(5), (b)(6)

6 Sept 2005

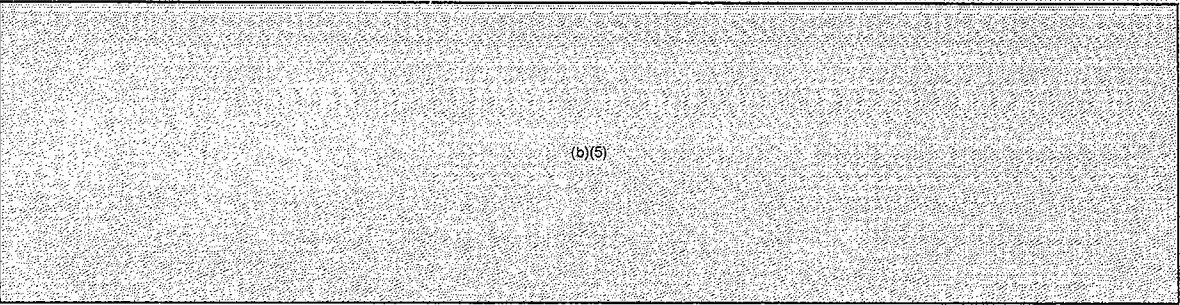
**POINT PAPER
PADILLA SOCIALIZATION**



(b)(5)



(b)(5)



(b)(5)

(b)(6)

From: (b)(6)
Sent: Wednesday, November 23, 2005 1:31 PM
To:
Cc: (b)(6)
Subject: RE: Re-instatement of Privileges

[] - concur with your proposal - approved.
Once Padilla is launched, we will re-double our efforts to get EC #2 out of the Brig and into a more suitable facility, i.e., GTMO.

R/ (b)(6)

> -----Original Message-----

>From: (b)(6)
>Sent: Wednesday, November 23, 2005 12:27
>To: (b)(6)
>Cc: (b)(6)

>Subject: Re-instatement of Privileges

>Sir:

>1. FYI: EC #2 will be moved to level one privileges today after 30-days of compliant behavior at level two. IAW prior approval from you, coordination with Red Cross, and existing policies at Gitmo, and the matrix, the following privileges are being granted:

- >a. TV time 1700-2100 (a remote will be provided so he can mute the "offensive" commercials)
- >b. Outdoor rec and showers seven times per week
- >c. Receipt of daily Charleston Courier newspaper w/GWOT stories edited
- >d. Receipt of Sports Illustrated
- >e. Permission to write out Red Cross messages on an 8 1/2 x11 piece of paper and attach it to Red Cross form
- >f. Permission to keep three library books in cell (per discussion (b)(6) I will not count his religious texts (Koran, Hadith and Tafsir) as part of the three).

>vr, (b)(6)

(b)(6)

From:

(b)(6)

Sent:

Monday, December 05, 2005 4:43 PM

To:

(b)(6)

Cc:

Subject:

Detainee XFer PP

Attachments:

PP Detainee Xfer.doc



PP Detainee
Xfer.doc (46 KB)

(b)(6) - Attached is draft PP on transferring remaining detainee.

V/R,

(b)(6)

(b)(6)

(b)(6)

From: (b)(6)
Sent: Wednesday, January 11, 2006 2:17 PM
To: (b)(6)
Subject: FW: EC Way Ahead
Attachments: EC Way Ahead.ppt



EC Way Ahead.ppt
(363 KB)

Sir,

Attached is (b)(6) EC way ahead briefing for the DCOM. (b)(6) has a separate draft point paper on the way ahead for Al'Marri, but I think that this brief covers all of the same major points and is in a format that makes it easily consumable by the Flags.

Please let me know if we need to make any modifications or changes.

V/R

(b)(6)

> -----Original Message-----

>From: (b)(6)
>Sent: Wednesday, January 11, 2006 14:03
>To: (b)(6)
>Subject: EC Way Ahead

> (b)(6) Attached is my first stab at a Power point presentation for DCOM regarding our EC(s).

>V/R,

(b)(6)

(b)(6)

From:
Sent:
To:
Cc:

(b)(6)

Friday, June 02, 2006 12:34 PM

(b)(6)

Subject:

RE: Padilla

(b)(6), (b)(5)

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

From:

(b)(6)

Sent: Friday, June 02, 2006 9:22

To:

(b)(6)

Subject: FW: Padilla

(b)(6), (b)(2)High

From:

(b)(6)

Sent: Friday, June 02, 2006 9:21

To:

(b)(6)

Subject: RE: Padilla

(b)(6) I will be happy to run this down. Believe the brig sent everything they had on Padilla to DoD pursuant to an earlier request. I'll get back to you.
Cheers, (b)(6)

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

(b)(6)

Sent: Friday, June 02, 2006 9:06

(b)(6)

Subject: Padilla

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

From: NAVCONBRIG
To: Detainee Padilla

Subj: APPROVED REQUEST FOR TELEPHONE USE

1. You have been approved the use of the facility's telephone to call your mother for the time period specified below. The following is a list of rules you will adhere to while using the telephone. A violation of any of these rules will result in the immediate termination of the phone call, and may jeopardize your future use of the telephone.

- A) THE ENTIRE TELEPHONE CALL WILL BE MONITORED.
- B) THE CALL WILL BE LIMITED TO 20 MINUTES. TIME BEGINS AT START OF CONVERSATION.
- C) THE ENTIRE CONVERSATION WILL BE CONDUCTED IN ENGLISH.
- D) NO DISCUSSION OF ANY ASPECT OF BRIG SECURITY.
- E) NO DISCUSSION OF ANY ASPECT OF THE INTERROGATION PROCESS.
- F) YOU MAY ONLY SPEAK WITH YOUR MOTHER. IF ANY OTHER PARTY GETS ON THE LINE, THE CALL WILL BE IMMEDIATELY TERMINATED.
- G) YOU ARE PERMITTED TO DISCUSS YOUR LEGAL CASE.

2. Again, any violation of the above rules will result in the immediate termination of the telephone call. You will sign below to acknowledge your understanding and acceptance of these rules.

Gore Padilla 12-6-04
DETAINEES SIGNATURE AND DATE OF ACKNOWLEDGEMENT

From: NAVCONBRIG

To: Detainee Padilla

Subj: APPROVED REQUEST FOR TELEPHONE USE

1. You have been approved the use of the facility's telephone to call your mother for the time period specified below. The following is a list of rules you will adhere to while using the telephone. A violation of any of these rules will result in the immediate termination of the phone call, and may jeopardize your future use of the telephone.

- A) THE ENTIRE TELEPHONE CALL WILL BE MONITORED.
- B) THE CALL WILL BE LIMITED TO 30 MINUTES. TIME BEGINS AT START OF CONVERSATION.
- C) THE ENTIRE CONVERSATION WILL BE CONDUCTED IN ENGLISH.
- D) NO DISCUSSION OF ANY ASPECT OF BRIG SECURITY.
- E) NO DISCUSSION OF ANY ASPECT OF THE INTERROGATION PROCESS.
- F) YOU MAY ONLY SPEAK WITH YOU MOTHER. IF ANY OTHER PARTY GETS ON THE LINE, THE CALL WILL BE IMMEDIATELY TERMINATED.
- G) YOU ARE PERMITTED TO DISCUSS YOUR LEGAL CASE.

2. Again, any violation of the above rules will result in the immediate termination of the telephone call. You will sign below to acknowledge you understanding and acceptance of these rules.

Jose Padilla Mar, 23, 05
DETAINEE'S SIGNATURE AND DATE OF ACKNOWLEDGEMENT

From: NAVCONBRIG
To: Detainee Padilla

Subj: APPROVED REQUEST FOR TELEPHONE USE

1. You have been approved the use of the facility's telephone to call your mother for the time period specified below. The following is a list of rules you will adhere to while using the telephone. A violation of any of these rules will result in the immediate termination of the phone call, and may jeopardize your future use of the telephone.
 - A) THE ENTIRE TELEPHONE CALL WILL BE MONITORED.
 - B) THE CALL WILL BE LIMITED TO 30 MINUTES. TIME BEGINS AT START OF CONVERSATION.
 - C) THE ENTIRE CONVERSATION WILL BE CONDUCTED IN ENGLISH.
 - D) NO DISCUSSION OF ANY ASPECT OF BRIG SECURITY.
 - E) NO DISCUSSION OF ANY ASPECT OF THE INTERROGATION PROCESS.
 - F) YOU MAY ONLY SPEAK WITH YOU MOTHER. IF ANY OTHER PARTY GETS ON THE LINE, THE CALL WILL BE IMMEDIATELY TERMINATED.
 - G) YOU ARE PERMITTED TO DISCUSS YOUR LEGAL CASE.
2. Again, any violation of the above rules will result in the immediate termination of the telephone call. You will sign below to acknowledge you understanding and acceptance of these rules.

 10/18/05

DETAINEES SIGNATURE AND DATE OF ACKNOWLEDGEMENT

From: NAVCONBRIG
To: Detainee Padilla

Subj: APPROVED REQUEST FOR TELEPHONE USE

1. You have been approved the use of the facility's telephone to call your mother for the time period specified below. The following is a list of rules you will adhere to while using the telephone. A violation of any of these rules will result in the immediate termination of the phone call, and may jeopardize your future use of the telephone.
 - A) THE ENTIRE TELEPHONE CALL WILL BE MONITORED.
 - B) THE CALL WILL BE LIMITED TO 30 MINUTES. TIME BEGINS AT START OF CONVERSATION.
 - C) THE ENTIRE CONVERSATION WILL BE CONDUCTED IN ENGLISH.
 - D) NO DISCUSSION OF ANY ASPECT OF BRIG SECURITY.
 - E) NO DISCUSSION OF ANY ASPECT OF THE INTERROGATION PROCESS.
 - F) YOU MAY ONLY SPEAK WITH YOU MOTHER. IF ANY OTHER PARTY GETS ON THE LINE, THE CALL WILL BE IMMEDIATELY TERMINATED.
 - G) YOU ARE PERMITTED TO DISCUSS YOUR LEGAL CASE.
2. Again, any violation of the above rules will result in the immediate termination of the telephone call. You will sign below to acknowledge you understanding and acceptance of these rules.

Jose Padilla

DETAINEE'S SIGNATURE AND DATE OF ACKNOWLEDGEMENT

Special Housing Unit Briefing Sheet

FOLLOWING ARE BASIC RULES YOU MUST FOLLOW WHILE IN SPECIAL HOUSING:

- INSPECTION OF CELL AND LOCKER WILL BE CONDUCTED DAILY
- CELL WILL BE CLEANED AFTER BREAKFAST AND ALWAYS IN INSPECTION ORDER
- NO SITTING OR LYING ON YOUR RACK BETWEEN REVEILLE AND TAPS UNLESS YOU ARE ON MEDICAL BEDREST; LIKEWISE, YOU MAY NOT LIE ON THE FLOOR
- YOU ARE NOT ALLOWED TO SLEEP BETWEEN REVEILLE AND TAPS UNLESS AUTHORIZED BY MEDICAL PERSONNEL (MUST HAVE A CHIT)
- LOCKERS/CELL DOORS WILL BE SHUT/LOCKED AT ALL TIMES UNLESS IN USE
- ALL MEALS WILL BE EATEN IN YOUR CELL; YOU MUST PARTAKE OF ALL MEALS
- THE TV WILL NOT BE TURNED ON UNTIL 1600 AND WILL BE SECURED AT 2200 IF AUTHORIZED
- YOU WILL BE ASSIGNED WORK DETAILS WHILE IN SPECIAL QUARTERS, UNLESS THE MEDICAL SECTION EXEMPTS YOU
- YOU WILL BE IN FULL WORKING CLOTHING BETWEEN REVEILLE AND TAPS
- RECREATION, IF AUTHORIZED, WILL BE CONDUCTED IN THE SPECIAL QUARTERS REC AREA.

IN ADDITION TO THE ABOVE RULES, YOU WILL COMPLY WITH ALL OTHER BRIG RULES AND/OR ALL ORDERS GIVEN. ANY VIOLATION OF THE RULES COULD RESULT IN DISCIPLINARY ACTIONS.

I WAS BRIEFED BY (b)(6) REGARDING
THE ABOVE RULES AND I UNDERSTAND THESE RULES AND MY RESPONSIBILITIES.

Jose Padilla

6/10/02

(OD SIGN AND DATE FORM ON THE LINE ABOVE)

Enclosure (1)

EC RULES
SPECIAL HOUSING UNIT

1. YOU MUST COMPLY WITH RULES, REGULATIONS, AND ORDERS. THEY ARE NECESSARY FOR SAFETY, GOOD ORDER, AND DISCIPLINE.
2. YOU MUST IMMEDIATELY OBEY ALL ORDERS OF U.S. PERSONNEL. DELIBERATE DISOBEDIENCE, RESISTANCE, OR CONDUCT OF A MUTINOUS OR RIOTOUS NATURE MAY BE DEALT WITH BY FORCE.
3. YOU ARE SUBJECT TO DISCIPLINARY OR JUDICIAL PUNISHMENT IF YOU DISOBEY A RULE, A REGULATION, OR AN ORDER OR IF YOU COMMIT ANY ACT, CONDUCT, DISORDER, OR NEGLECT THAT IS PREJUDICIAL TO GOOD ORDER AND DISCIPLINE.
4. YOU MAY RECEIVE DISCIPLINARY PUNISHMENT THAT INCLUDES DISCONTINUING PRIVILEGES IAW THE TREATMENT PROVIDED FOR BY THE GENEVA CONVENTION.
5. YOU MAY NOT HAVE KNIVES, STICKS, METAL PIECES, OR OTHER ARTICALES THAT CAN BE USED AS WEAPONS IN YOUR POSSESSION AT ANY TIME.
6. YOU MAY NOT DRILL OR MARCH IN MILITARY FORMATION FOR ANY PURPOSE EXCEPT AS AUTHORIZED AND DIRECTED BY THE FACILITY COMMANDER.
7. YOU MAY NOT MEET OR ISSUE PROPAGANDA FOR POLITICAL PURPOSESEXCEPT AS AUTHORIZED AND DIRECTED BY THE FACILITY COMMANDER.
8. YOU MAY NOT WEAR OR DISPLAY NATIONAL POLITICAL ITEMS.
9. YOU MAY RETAIN PERSONAL EFFECTS AND PROPERTY THAT ARE AUTHORIZED BY THE FACILITY COMMANDER.
10. DO YOU UNDERSTAND THESE RULES? YES OR NO
11. SIGNATURE Jose Padilla

NOTICE

A DETAINEE/ENEMY COMBATANT WHO FEARS THAT HIS LIFE IS IN DANGER, OR FEARS THAT HE MAY SUFFER PHYSICAL INJURY AT THE HANDS OF ANOTHER DETAINEE/ENEMY COMBATANT SHOULD IMMEDIATELY REPORT TO A U. S. MEMBER OF THE FACILITY WITHOUT CONSULTING HIS REPRESENTATIVE. THE FACILITY COMMANDER ENSURES ADEQUATE PROTECTION FOR THE VICTIM BY SEGREGATION, TRANSFER, OR OTHER MEANS. A DETAINEE/ENEMY COMBATANT WHO MISTREATS A FELLOW DETAINEE/ENEMY COMBATANT WILL BE PUNISHED.

COMMANDING OFFICER

(b)(6)

From: (b)(6)
Sent: Sunday, July 02, 2006 1:39 PM
To: (b)(6)
Cc: (b)(6)
Subject: RE: FW: EC Mail transmitted to GTMO

(b)(6) - thanks for the email back - (b)(6) probably told you, I was trying to reach you when I reach him.

You have every right to question the "lash-up" between GTMO and Charleston - it was the first thing I ask about a year ago when I checked on board. Our use of GTMO on everything ranging from our procedures compared to yours to this particular issue appears to be driven by OSD Detainee Affairs. In a nutshell, they gave the Charleston detainee "mission" to JFCOM who promptly gave it to FFC with a "lots of luck" and nothing else. I suspect that SOUTHCOM is a probable "Supporting Commander" to JFCOM but I don't have the

(b)(2)High

Marri seems to be solely a caretaker case with the exception of his two lawsuits. Just like the (b)(6) request for review of books, it appears any support from OSD for this detainee inevitably flows to the detainee mission in GTMO. My office is the SOLE representative within DON - I work with our DCOM and that's it. When do you get back to GTMO? Maybe we can have a teleconference between you and me, and maybe my detainee AO, (b)(6)
Cheers, (b)(6)

From: (b)(6)
Sent: Sunday, July 02, 2006 12:05
To: (b)(6)
Cc: (b)(6)
Subject: Re: FW: EC Mail transmitted to GTMO

(b)(6)

(b)(6) can get with the JDG S2 and press them to clear this back log.

(b)(6), Good to hear from you. Hope all is well. One issue that I haven't quite come to grips with yet is the lash-up btw GTMO and Charleston. Are you aware of any formal arrangements btw GTMO and Charleston (via SOUTHCOM and NORTHCOM) that cover translation services, etc.? I am trying to make sure we have something formal in place that says something to the effect that GTMO act as the translation clrg hounse for all translations services for enemy combatants held in GTMO and the US. I have been trying to get my J3 to clear some books for (b)(6) for your guy there, and have been getting push back from them saying "how can we be sure that GTMO's processes are okay for Charleston?" I have assured them that somehow the country that put a man on the moon can surely overcome this titanic obstacle! :-)

We'll get these letters out ASAP.

Take care,

V/R

(b)(6)

----- Original message -----

From: (b)(6)

(b)(6) need your advice on this. I understand his concern. Is this a J-2 issue and

they need to be reminded how important this is? If so who is the POC? (b)(6) was very appreciative of any assistance we could give. I told him I would get back to him early next week.

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

From: (b)(6)
Sent: Friday, June 30, 2006 10:16 AM
To: (b)(6)
Cc: (b)(6)
Subject: RE: EC Mail transmitted to GTMO

(b)(6) - below lists the various correspondence that is pending at GTMO regarding the Enemy Combatant (Al Marri) being detained at the Navy Brig Charleston. As I indicated in my phone call yesterday, Al Marri has a pending case in District Court over the conditions of his detention - one of the issues in that lawsuit pertains to receipt of mail. As you can see a lot of mail is pending translation/review.

I would appreciate any assistance the SJA office can provide in this matter.
Cheers, (b)(6)

(b)(6)

From: (b)(6)
Sent: Friday, June 30, 2006 9:57
To: (b)(6)
Cc: (b)(6)
Subject: EC Mail transmitted to GTMO

(b)(6) -

Below is matrix reflecting the remaining Enemy Combatant mail (incoming and outgoing) that has been sent to JTF GTMO for processing:

Item Recipient	File Name of Scanned Letter	Date E-mailed to GTMO	E-Mail
(b)(6) ICRC Message to (b)(6)	Red Cross DEC1.pdf / 19Jan06.pdf*	19 Jan 2006	(b)(6)
(b)(6) ICRC Message to (b)(6)	1Feb06.pdf	01 Feb 2006	(b)(6)
(b)(6) ICRC Message to (b)(6)	03Mar061.pdf	09 Mar 2006	(b)(6)
(b)(6) ICRC Message to (b)(6)	03Mar062.pdf	09 Mar 2006	(b)(6)
(b)(6) ICRC Message to (b)(6)	08Mar062.pdf	09 Mar 2006	(b)(6)
(b)(6) ICRC Message to (b)(6)	08Mar061.pdf	09 Mar 2006	(b)(6)
ICRC Message to (b)(6)	22Mar062.pdf	23 Mar 2006	(b)(6)

(b)(6)	ICRC Message to (b)(6)	03 Apr 2006	(b)(6)
	03Apr061.pdf		
(b)(6)	ICRC Message to (b)(6)	03 Apr 2006	(b)(6)
	03Apr062.pdf		
(b)(6)	ICRC Messages to Wife and son	18 Apr 2006	(b)(6)
	18Apr061.pdf		
(b)(6)	40 Pages incoming letters	11 Apr 2006	(b)(6)
	07Apr06.pdf		
(b)(6)	1 page incoming letter	26 Jun 2006	(b)(6)
	26Jun06.pdf		
(b)(6)	5 pages incoming letters	28 Jun 2006	
	28Jun06.pdf		

Additionally on 27 March I resent all of the then outstanding documents to both (b)(6) (b)(6) during their turnover. Those documents that were resent include all of the ones listed above that predate 27 Mar 2006, except 22mar062.pdf, as well as some others that have since been cleared and released. I still have scanned copies (and the originals) of all documents in case we need to resend any.

V/R,

(b)(6)

(b)(6)

(b)(6)

From: (b)(6)
Sent: Friday, April 13, 2007 7:27 AM
To: (b)(6)
Cc: (b)(6)
Subject: RE: (b)(6) Mr. al-Marri (22 Mar - 12 Apr 07)

Roger (b)(6) thanks.

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

From: (b)(6)
Sent: Friday, April 13, 2007 7:15
To: (b)(6)
Cc: (b)(6)
Subject: RE: (b)(6) Mr. al-Marri (22 Mar - 12 Apr 07)

(b)(6) - we will begin working the issue of EC making a call; it will require coordination with OSD and possibly DIA - I suspect there will need to be some quid pro quo.
Cheers, (b)(6)

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

From: (b)(6)
Sent: Thursday, April 12, 2007 17:47
To: (b)(6)
Cc: (b)(6)
Subject: FW: (b)(6) Mr. al-Marri (22 Mar - 12 Apr 07)

(b)(6) - EC (b)(6) ..

V/r

(b)(6)

> -----Original Message-----

> **From:** (b)(6)
> **Sent:** Thursday, April 12, 2007 14:54
> **To:** (b)(6)
> **Cc:** (b)(6)
> **Subject:** (b)(6) Mr. al-Marri (22 Mar - 12 Apr 07)

(b)(6)

> The following is a brief summary of my observations of the EC from 22 Mar - 12 Apr 07:

> I spoke with Mr. al-Marri on 29 Mar, 5 Apr and 12 Apr regarding medical concerns. The most important, recurring issue involves Mr. al-Marri's family. He has requested repeatedly for the opportunity to speak to his family in English or Arabic, as well as the opportunity to receive DVDs of his family. Mr. al-Marri was initially not going to see me today because he was a little upset about receiving pictures of his children who he has not seen in 5 yrs. After one of the MAs returned a book that Mr. al-Marri had asked me to review, Mr. al-Marri agreed to talk with me. The book contains passages for the Qur'aan that are meant to be used to cope with difficult situations. Mr. al-Marri and I discussed his family, and how much he misses them. I believe that it is in Mr. al-Marri's and our best interest for him to be able to communicate in some way with his family. Five years is too long.

> I have also reviewed the daily log for the last week (had previously reviewed all weeks up to 5 Apr) and observed the EC. In addition, I spoke with SHU staff regarding the EC. No changes were noted in his activities of daily living. Overall, there were no signs or

(b)(6)

>
>For a more detailed summary, see the electronic log or let me know, and I can forward you a copy.

>
>I spent a total of 36 minutes talking with the Mr. al-Marri and 17 minutes reviewing the logs. I will continue to routinely review the daily logs, observe the EC's interactions with staff members, and speak with him weekly.

>
>Again, I believe that it essential that we do all we can to support him being able to speak to his family and/or see them via DVDs/videos.

>
>Please let me know if you need additional information.

>v/r,

(b)(6)

(b)(6)

From:
Sent:
To:
Cc:

(b)(6)

Monday, April 16, 2007 2:57 PM

(b)(6)

Subject:

RE: (b)(6) Update on Mr. al-Marri (22 Mar - 12 Apr 07)

(b)(2)High, (b)(5), (b)(6)

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

From:

(b)(6)

Sent: Monday, April 16, 2007 13:42

To:

(b)(6)

Cc:

(b)(6)

Subject: RE: (b)(6) Update on Mr. al-Marri (22 Mar - 12 Apr 07)

(b)(6)

(b)(6), (b)(5)

VR,

(b)(6)

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

From:

(b)(6)

Sent: Friday, April 13, 2007 7:23 AM

To:

(b)(6)

Cc:

(b)(6)

Subject: FW: Clinical Update on Mr. al-Marri (22 Mar - 12 Apr 07)

Importance: Low

(b)(6) - I assuming (b)(6) has passed this responsibility to you, at least for the interim. What is the preferred method to make a formal request to OSD for EC to make a call? We can couch in terms of the past recommendations of (b)(6) likewise, I suspect DIA will want to play.

FFC can prepare a request - do you want it through JFCOM to the Joint Staff or something else?

Cheers (b)(6)

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

From: (b)(6)

Sent: Thursday, April 12, 2007 17:47

To: (b)(6)

Cc: (b)(6)

Subject: FW: (b)(6) Update on Mr. al-Marri (22 Mar - 12 Apr 07)

(b)(6) - EC (b)(6) update...

V/r

(b)(6)

> -----Original Message-----

>From: (b)(6)

>Sent: Thursday, April 12, 2007 14:54

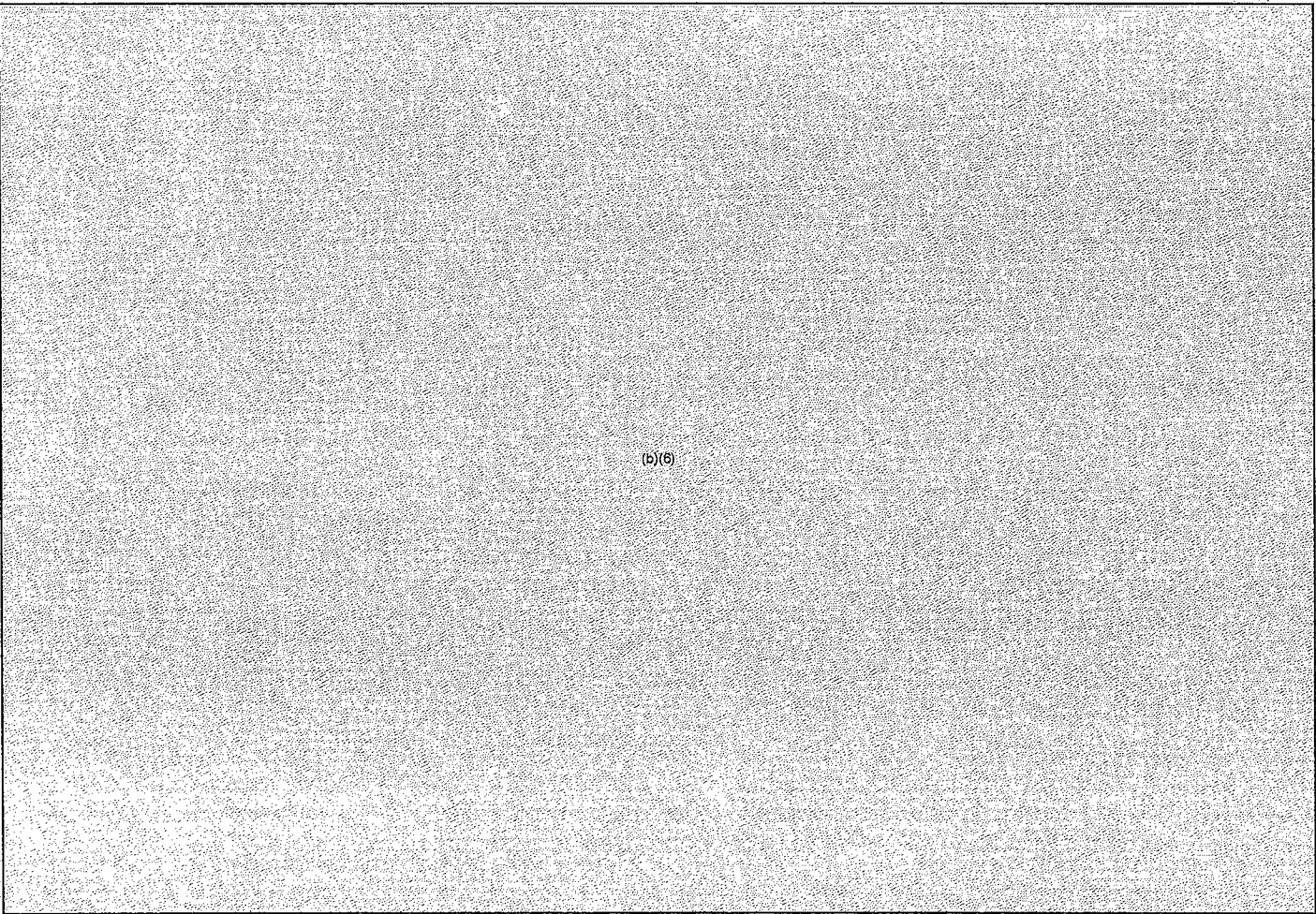
>To: (b)(6)

>Cc: (b)(6)

(b)(6)

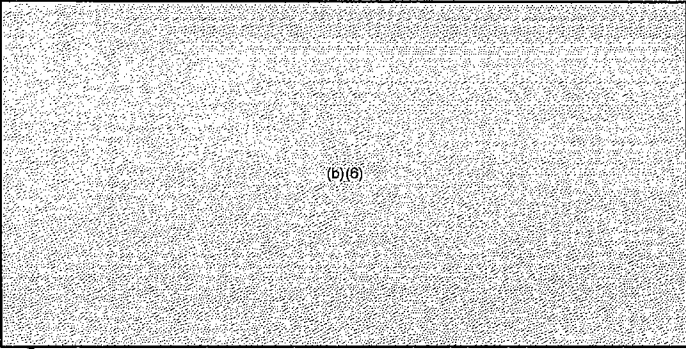
>Subject: (b)(6) Update on Mr. al-Marri (22 Mar - 12 Apr 07)

>



>Please let me know if you need additional information.

>v/Σ,



(b)(6)

v
v
v