



MOD-83-0000536-A

2<sup>nd</sup> Witness Statement of [REDACTED] SO84

Exhibit: SO84/2

Dated: 12 January 2023

**In the matter of an investigation into the deaths of Radhi Nama and Mousa Ali**

**and**

**In the matter of an investigation into the death of Ahmed Jabbar Karim Ali**

Inspector: The Rt Hon Dame Anne Rafferty DBE

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SECOND WITNESS STATEMENT OF

[REDACTED] SO84

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I, [REDACTED] SO84, state as follows:-

I make this further statement for the purposes of the investigation into the deaths of Radhi Nama and Mousa Ali and the investigation into the death of Ahmed Jabbar Karim Ali, in response to the List of Supplementary Questions provided by the investigation on 2 December 2022.

**A. Detainees at Camp Stephen**

- 1.1. In general, it is worth my qualifying the answers in my First Witness Statement and this Second Witness Statement by saying that I find it hard to recall exactly what happened at Camp Stephen, especially given the amount of time that has elapsed since. I also omitted to mention in my First Witness Statement that, in addition to the post-traumatic stress disorder (PTSD) that I am suffering from, I also suffer from depression for which I have been prescribed anti-depressants. It has been difficult to compose these Witness Statements for these reasons – particularly given the personally upsetting nature of the subject matter – although I have done the best I can to assist the Investigation. I very much hope that the Investigation can – as much as is possible at this time – resolve this matter, not only for my own and my family’s peace of mind, but also for the benefit of the families of Radhi Nama and Mousa Ali.

- 1.2. I am directed to paragraph 26 of my First Witness Statement which says: *“I believe that there were also jerry cans [inside] the EPW cage [...] The jerry cans were always with the vehicles.”* I am asked to clarify what I mean by this (for example, whether I mean there were jerry cans both within the vehicles and inside the EPW cage, or something else).
- 1.3. I do mean both within the vehicles and inside the EPW cage. When I say ‘always with the vehicles’ I mean only that the vehicles always seemed to have a jerry can inside of them. Additionally, there were jerry cans outside the camp and within the general camp area.
- 2.1. I am directed to paragraph 30 of my First Witness Statement where I state that I was called upon medically to examine each detainee taken to Camp Stephen. I am asked, in my experience, how regularly detainees were brought to Camp Stephen during my time there.
- 2.2. As I recall and to my knowledge, detainees were brought to the Camp Stephen area on a regular basis throughout the time I was there.
- 3.1. I am referred to paragraph 34 of my First Witness Statement, where I say I *“may have asked if they had any other medical issues.”* I am asked under what circumstances I would ask this.
- 3.2. Although I find it hard to recall the precise details of these conversations (hence my use of the word ‘may’), I believe I actually would have asked this as a matter of course to every detainee within the EPW cage through an interpreter, upon their arrival at Camp Stephen.

## **B. Radhi Nama**

- 4.1. I am referred to paragraph 43 of my First Witness Statement where I state that I got my medical equipment and ran over to the detention area (in reference to the events of 8 May 2003). I am asked how long it took me to get to the EPW area after being notified by LCpl **SO116** of the detainee’s collapse.
- 4.2. This would have taken a couple of minutes at most as the living quarters were only around one hundred metres away.
- 5.1. I am referred to paragraph 31 of my First Witness Statement which states the following:

This examination would always be carried out as soon as possible after the detainee arrived at Camp Stephen. Sometimes, I would be informed in advance that there were detainees on their way to Camp Stephen and I would go to the EPW area to wait for them. [It is possible that detainees were brought to Camp Stephen and processed or released without me being asked to assess them.] I think that this was possible in relation to detainees who were brought in for looting and released as I have described below in Section G. I was the only medic who would carry out these checks.

I am asked whether, to the best of my recollection, I was told in advance that Radhi Nama was on his way to Camp Stephen on 8 May 2003 and if so, by whom.

- 5.2. Unfortunately, I have no recollection of whether I was or was not told about this in advance.
- 6.1. I am referred to paragraph 42 of my First Witness Statement where I state: “[a]t around 1140 hours on Thursday 8 May 2008, I was alerted that a detainee who had just been brought into our location had collapsed...” I am asked to explain the basis for this recollection (for example, whether I kept notes or records at the time).
- 6.2. Primarily I am relying on my memory of events. I did keep notes in a small blue book, including of the date, time and treatment, mainly in relation to Coalition forces treated by me at Camp Stephen. The book took account of how many controlled drugs I was given to distribute. It also ended up being an account of the deaths that happened.
- 7.1. I am referred to several statements in my First Witness Statement, to which I have added commentary in certain places before moving on to questions from the Investigation:
  - 7.1.1. at paragraph 43 I state: “*I got my medical equipment and ran over to the detention area.*”
  - 7.1.2. at paragraph 47 I state: “*I did not have a defibrillator as part of my kit.*” This is correct, I distinctly remember not having a defibrillator, nor adrenaline. I do not know why, but perhaps it is because it was not scheduled and scaled for the operation.
  - 7.1.3. at paragraph 56 I state: “*If Captain SO82 was present at Camp Stephen with the right equipment, the detainee would have had a better chance as he could perform duties expected with expert knowledge and procedures available to him. He may have been able to take steps to try to restart the man’s heart e.g. with adrenaline or a defibrillator.*” I should clarify that this is speculation, ultimately it is hard to give a definitive answer regarding this hypothetical situation.
  - 7.1.4. at paragraph 98 I confirm that following Mousa Ali’s collapse, a defibrillator was used on him at the RAP (yes – I believe so).

I am asked, if it is within my knowledge, whether any steps were taken following the death of Radhi Nama to source and install a defibrillator and/or source and supply adrenaline at Camp Stephen.

- 7.2. On both items, not that I am aware of.
- 8.1. I am directed to paragraph 54 of my First Witness Statement where I state that I “*did not feel safe*” depositing Mousa Ali’s body at the Czech hospital. I am asked what this means.

- 8.2. By this, I mean that we travelled alone to the mortuary – with no backup and personal weapons only – through a hostile area in a single vehicle, on a twenty-to-thirty-minute drive. As I recall, we did not have helmets or body armour on either, only berets (as this was before attacks which eventually led to helmets or body armour becoming mandatory for such journeys). So, I recall myself and the crew of the vehicle not feeling safe at that time.
- 9.1. I am referred to paragraph 56 of my First Witness Statement where I note that the Czech Army Hospital and the RAP were about the same distance from Camp Stephen but in opposite directions. I am asked what this distance was.
- 9.2. A couple of kilometres, I think – five kilometres at most.
- 10.1. I am directed to paragraph 61 of my First Witness Statement where I refer to a note in my personal notebook: “*Heart attack to Czech DS.*” I am asked why my note records “*heart attack.*”
- 10.2. I believe this is because, at the time and with the information I had, after performing CPR and it having elicited no response – and given the circumstances of the collapse, particularly the lack of visible injuries (as described in Section D of my First Witness Statement) – my tentative view was that a heart attack was to blame.
- 11.1. I am referred to paragraph 126 of my First Witness Statement which says: “*I did not witness Corporal [SO102] carry out any other acts of mistreatment to detainees although I heard rumours.*” I am asked to explain, to the best of my recollection, the content of those rumours and whether any related to Radhi Nama.
- 11.2. I do not recall specifically but I believe they were about how Corporal [SO102] behaved in an aggressive manner towards detainees. After Corporal [SO102] was awarded a medal I distinctly recall members of the Company felt the award was unjust.

### **C. Mousa Ali**

- 12.1. I am referred to several statements in my First Witness Statement, to which I have added commentary in certain places before moving on to questions from the Investigation:
- 12.1.1. at paragraph 72 I state: “*I did not strip them off because of the nature of their clothing.*” To clarify, I would have asked *them* to move or remove outer layers of clothing, so that I could examine them from head to toe for any injuries. Additionally, the thin nature of their clothing meant that it was possible to examine with some items still on. Having said this, I am clear that no underwear or genitalia would have been on show at any point. The purpose of asking detainees to strip in this fashion was

medical. If any injuries were found I would have dressed those injuries, asked the detainees to put their clothes back on, and informed WO2 [REDACTED] SO101 that the detainees had wounds.

12.1.2. at paragraph 77 I state: *“each man put his clothes back on.”*

12.1.3. at paragraph 112 I state: *“I have previously stated that I got each man to strip before I examined each of them. However, I do not believe that the detainees would have been naked at any time. They would not have been asked to remove their underwear at any time.”* Indeed.

I am asked if I removed *any* clothing from the men, and if so, what clothing it was, and how the men were able to remove and put their clothes back on if their thumbs were bound.

12.2. Per my commentary above, I did not personally remove clothing, but I did ask detainees to do so themselves for an examination. They were able to remove and put their clothes back with their thumbs bound.

13.1. I am directed to paragraph 74 of my First Witness Statement where I state that *“Mousa Ali [...] complained of some pain, by putting his hand to his left side.”* I am also directed to paragraph 66 of my First Witness Statement which states: *“Present at the EPW cage would have been [...] the interpreter. I am pretty sure the interpreter would have been Wahlid.”* I am asked:

13.1.1. to the best of my recollection, where, on his side, Mousa Ali placed his hand;

13.1.2. to the best of my recollection, whether Mousa Ali spoke, as well as putting his hand to his left hand side;

13.1.3. if Mousa Ali did speak, whether the interpreter translated Mousa Ali words and if so what those words were;

13.1.4. whether I asked Mousa Ali any follow-up questions about the pain he indicated by putting his hand to his left side; and

13.1.5. if I did, whether the interpreter interpreted my words to Mousa Ali and/or whether there was a translated response.

13.2. I have difficulty in remembering the level of detail that is being asked for here. I believe it was the left-hand side but beyond this cannot recall much more about this.

14.1. I am directed to paragraph 77 of my First Witness Statement which says: *“all three men were in various degrees of mental stress due to their situation.”* I am asked, to the best of my recollection, what degree of mental stress Mousa Ali showed.

14.2. I do remember that most of the detainees, upon entering Camp Stephen, were shaking, shocked, and scared at where they were brought to, which I ascertained from their body language and the

agitated tone of questions that were being asked. I do not have recollections about Mousa Ali in particular beyond this general observation.

- 15.1. I am referred to paragraph 78 of my First Witness Statement where I state that *“the three men were then made to kneel, with their hands behind their heads, with their backs straight.”* I am asked who made them adopt this position.
- 15.2. WO2 [REDACTED].
- 16.1. I am referred to paragraph 79 of my First Witness Statement where I refer to ‘stress positions.’ I am asked what I mean by ‘stress positions’ and asked whether I consider the position that I describe in paragraph 78 of my First Witness Statement to be one.
- 16.2. I consider a stress position to be a long-held position that is uncomfortable for the human body to keep control of. I agree that the position that I describe in paragraph 78 of my First Witness Statement would be one, according to this definition.
- 16.3. I am asked whether I saw detainees placed in any other types of stress position, and if so, to detail those position(s) and who instructed detainees to adopt them.
- 16.4. I only ever saw the position described in paragraph 78 of my First Witness Statement being adopted, with detainees facing away from each other, facing away from Company guards, and told not to speak to each other. On each occasion it was WO2 [REDACTED] who instructed detainees to adopt these positions.
- 17.1. I am directed to paragraph 80 of my First Witness Statement where I state: *“I stayed at the compound for about 2 hours or so [...] During this period, I stood around watching the questioning.”* I am asked whether the detainees were questioned continuously during this 2-hour period.
- 17.2. I have described this incident in further detail in my First Witness Statement, but in short, my enduring memory is of the stress positions, and the detainees being shouted at (for what I remember as a roughly 2-hour long period). Where questioning occurred, I recall the detainees being taken away to one side, individually. On balance, therefore, I would disagree with the use of the phrase ‘questioned continuously.’
- 18.1. I am referred to paragraph 86 of my First Witness Statement which says: *“after questioning, I believe WO2 [REDACTED] stayed at the EPW area and was still there when I left.”* I am asked, to the best of my recollection, how long WO2 [REDACTED]’s questioning lasted, and what WO2 [REDACTED] was doing at the EPW area following questioning.
- 18.2. Per my answer in paragraph 17 of this Second Witness Statement and in my First Witness Statement, the time period of the questioning felt like 2 hours but it is possible it was shorter. I

cannot say what WO2 [REDACTED] SO101 was doing 'following questioning' as I had left. I presume continuing with shouting at detainees and making them adopt stress positions.

- 19.1. I am referred to paragraph 90 of my First Witness Statement where I recall someone saying to me "*look the other way.*" I am asked what I took this to mean and who said it to me.
- 19.2. I cannot remember who said this to me or what I thought it meant at the time. I think it could have been a guard saying to another detainee in the cage not to observe my medical intervention.
- 20.1. I am asked if there had been or was any foam or vomit coming from Mousa Ali's mouth when I attended him following the collapse.
- 20.2. I believe there was, but I am not certain.
- 21.1. I am asked, with reference to paragraphs 97 and 100 of my First Witness Statement, whether I believe Mousa Ali had been sandbagged on arrival at Camp Stephen and remained sandbagged until his collapse, i.e. for a period I have calculated as 4 hours and 11 minutes. If so, I am asked what the basis for this belief is.
- 21.2. I struggle to recall precisely. I think that this was the typical practice for new detainees so that they did not get a sense of their location. I do not believe it would have been for such a long time, otherwise I think I would remember it more clearly. Four hours of sandbagging in the conditions that existed would have caused me to be medically concerned for the detainees.
- 22.1. I am referred to paragraph 128 of my First Witness Statement, where I explain my understanding of "*beasting*" and state that "*[I] would probably say that the treatment of the detainees of 13 May 2003 did amount to a beasting.*" I am asked what elements of the treatment of the detainees on 13 May 2003 amounted to a "*beasting.*"
- 22.2. I believe that primarily the stress positions the detainees were made to adopt, as I have described them in this Second Witness Statement, amounted to a 'beasting', i.e. being held in uncomfortable positions for long amounts of time, being shouted at by WO2 [REDACTED] SO101, and all of this occurring after I observed the detainees being agitated when they entered the camp.

I believe that the facts stated are true.

SO84  
[Redacted Signature]

Signed .....

Dated: 12 January 2023