



DEPARTMENT OF THE ARMY
U. S. ARMY CRIMINAL INVESTIGATION COMMAND
6010 6TH STREET
FORT BELVOIR, VIRGINIA 22060-5506

REPLY TO
ATTENTION OF

NOV 02 2001

U.S. Army Crime Records Center
(F01-2236)

Mr. John Young
CRYPTOME
251 West 89th Street, Suite 6E
New York, New York 10024

Dear Mr. Young:

This is in response to your request for release of information from the files of the U.S. Army Criminal Investigation Command (USACIDC). Your request was received on October 25, 2001. The attached documents were referred by U.S. Army Intelligence and Security Command.

The marked paragraph(s) of this letter provide explanation concerning your request:

- ☒ The enclosed documents, 73-MPR007-6711S-7J, responsive to your request are a part of a system of records exempt from the mandatory access provisions of the Privacy Act (PA) and the mandatory disclosure provisions of the Freedom of Information Act (FOIA). The names of law enforcement personnel, as well as names, social security numbers, and other personal items of information pertaining to third parties may have been withheld. The removal of this information constitutes a partial denial pursuant to Title 5, USC, Section 552a, Exemption (j)(2) of the PA and Title 5, USC, Section 552, Exemptions (b)(6) and (b)(7)(C) of the FOIA, because release could violate the personal privacy of other individuals mentioned in the report(s). Exemption (b)(2) applies to withholding of the identification numbers of special agents. (See attached appeal instructions.)
- ☐ Portions of the report(s) did not originate with this agency. The USACIDC is not the release authority for the documents in question. Your request and the documents have been referred to the (government agency or organization) for release determination and a direct reply to you.
- ☐ Portions of the report(s) originated with a civilian agency. The USACIDC is not the release authority for these documents. You may wish to write to the (civilian agency or organization) for that information.
- ☐ Coordination is being conducted with our field element(s) to obtain additional information responsive to your request. Upon receipt of any additional information you will be provided with a follow-up response.
- ☐ The documents that were enclosed with your request have been reviewed and are returned for your use in resolving the issue with the subject of your inquiry. The names of law enforcement personnel, as well as names, social security numbers, and other personal items of information pertaining to third parties have been withheld pursuant to The Privacy Act, Title 5, USC, Section 552a, Exemption (j)(2), and the Freedom of Information Act (FOIA), Title 5, USC, Section 552, Exemptions (b)(6) and (b)(7)(C). Exemption (b)(2) of the FOIA applies to withholding of the identification numbers of special agents. You may release a copy of the report(s) to the subject of your inquiry.
- ☐ A copy of this letter was provided to the U.S. Army Intelligence and Security Command, (referral #).



☐ Other:

Questions regarding this action should be addressed in writing to the address shown on the letterhead.

I trust this will be of assistance to you.

Sincerely,

A handwritten signature in black ink, consisting of several overlapping loops and a trailing flourish.

Phillip J. McGuire
Director, Crime Records Center

DENIAL APPEAL RIGHTS

On occasion, we deny release of a record pending receipt of disciplinary or administrative action. In some cases we deny records release pending a review of the record for thoroughness and legal sufficiency. We deny release of records of active investigations and we remove portions of records that identify our investigative and/or law enforcement personnel and third parties so as to protect their privacy.

"No record" responses and partial or full denial responses are made on behalf of the Commanding General, U.S. Army Criminal Investigation Command (USACIDC), who is the Access and Amendment Refusal Authority for USACIDC records under the Privacy Act and the Initial Denial Authority for USACIDC records under the Freedom of Information Act and may be appealed to the Secretary of the Army. If you decide to do so, you should state the basis for your disagreement with the response and you should provide justification for an additional administrative search to be conducted or reconsideration of the denial. An appeal may not serve as a request for additional or new information. An appeal only addresses information denied in this response. Your appeal is to be made to this center to the below listed address for forwarding, as appropriate to the Secretary of the Army, Office of General Counsel.

Director, U.S. Army Crime Records Center
Attention: CICR-FP
6010 6th Street
Fort Belvoir, Virginia 22060-5585

MILITARY POLICE REPORT <small>For use of this form, see AR 190-45. Proponent agency is the Office of The Provost Marshal General.</small>		DATE 27 Mar 73	CLASSIFICATION COMPLAINT CRF-778-7 35	MPCI REPORT NO. (For c. reference) 67115-7J
<input type="checkbox"/> INFORMATION <input checked="" type="checkbox"/> COMPLAINT → <input checked="" type="checkbox"/> COMMANDING OFFICER'S REPORT OF ACTION REQUIRED (See reverse side)				
THRU: Cdr, 3 Sqdn 2 ACR, APO 09452 TO: Cdr, HHT, 3/2 ACR, APO 09452		FROM: Grafenwehr Military Police Station North Davaria Area APO 09114		
1. SUBJECT/COMPLAINANT (7C)		2. SERVICE NO./SSAN EPA (66)	3. ORGANIZATION (Include location & tel nr) HHT, 3/2 ACR, APO 09452 (WZJ-TO) (L)	
4. DESCRIPTION (Complete on all civilians and military personnel whose identity is in question) Caucasian				
COLOR OF EYES	COLOR OF HAIR	COMPLEXION	AGE	WEIGHT
			7C	
5a. DRESS		b. CONDITION	c. BEHAVIOR	
UNIFORM	CLEAN	COOPERATIVE	<input checked="" type="checkbox"/> ALCOHOL unknown if involved	
CIVILIAN CLOTHING	DIRTY	UNCOOPERATIVE	<input type="checkbox"/> OTHER (Explain) D - (7C) P - (7C)	
	NEAT	BELLIGERENT		
	MUSSED			
6. COMPLAINT (Specify type and location) DAMAGE TO PRIVATE PROPERTY - Hammernand #11, Germany			7. RECEIVED BY (Typed or printed name, grade, and position)	HOUR 1730 hrs DATE 23 Mar 73 <input type="checkbox"/> IN PERSON <input type="checkbox"/> BY TELEPHONE <input type="checkbox"/> BY MAIL
8. DETAILS OF INFORMATION OR COMPLAINT (WHO, WHAT, WHEN, WHERE, HOW and WHY. Continue in 'REMARKS' on reverse side. Attach statements of personnel related to report, as appropriate.) (7C) reported to this station that a US Army truck had backed into his garage causing approx. DM 100 damage. He further stated that the operator of the vehicle did not stop but he (7C) was able to obtain the bumper markings 7A2UAV 204. A check with the unit motor pool revealed that this particular vehicle had been dispatched to (7C) on the above date. On 27 Mar 73 (7C) was interviewed at the Grafenwehr MP Station and verbally stated that				
9. EVALUATION: <input type="checkbox"/> UNFOUNDED <input type="checkbox"/> MISDEMEANOR <input type="checkbox"/> FELONY <input type="checkbox"/> MILITARY OFFENSE <input type="checkbox"/> TRAFFIC 60				
10. PERSONS RELATED TO REPORT (Insert category of relationship letter opposite name. Continue on reverse side)				
A COMPLAINANT	B VICTIM	C SUSPECT	D WITNESS	E MIL POLICE
NAME		GRADE		SERVICE NO./SSAN
A (7C)		CN		E/A
B (7C)		Pvt2		b6
C (7C)		PFC		b6
D (7C)		SGT		b6
				62 MP Det, APO 09114
11. DISPOSITION OF: UNFOUNDED COMPLAINT (See a.) OFFENDER (See b.) EVIDENCE (See c.)				
a. REFERRED TO:		c. EVIDENCE (List and describe, or summarize as appropriate)		
PATROL				
MPCI (See report number at top of page)				
OTHER AGENCY (Specify)				
<input checked="" type="checkbox"/> NONE Final		28 MAR 1973		
b. OFFENDER Released to own custody				
INCLOSURES (Statements and receipts)		DISTRIBUTION		
1-DA Form 2820		1-Cdr HHT 3/2 ACR		
		1-1 AD Old Irregular		
		1-PM VII Corps		
		1-Suspense		
		FOR THE COMMANDER (Strike out if inapplicable) TYPED NAME, GRADE, AND TITLE OF REPORTING OFFICER (7C) 1LT MP, STATION CIE		

COMMANDER'S REPORT OF DISCIPLINARY ACTION TAKEN. (To be completed by the CO of the offender when the reverse side of the form indicates that disposition information is desired. Indicate actions in Items 4 and 5, if applicable, and explain as required in Item 6. Forward through command channels within TEN days of receipt of the report. To facilitate transmission, turn this side face up when returning correspondence through message center.)								DATE <div style="text-align: right; font-weight: bold;">6 Apr 73</div>			
THRU: Commander, 3d Sqdn 2d ACR, APO 9452 TO: Grafenwohr MP Station North Bavaria Area, APO 09114					FROM: Commander HQ Twp 3d Sqdn 2d ACR APO NY 09452						
1. OFFENDER (7C)			2. GRADE SP4		3. SERVICE NO./SSAN (b6)						
4. ACTION			5. COURTS-MARTIAL								
ADMINISTRATIVE		NON-JUDICIAL		JUDICIAL		SUMMARY		SPECIAL		GENERAL	
				PENDING (Charges forwarded)		COMPLETED		PENDING TRIAL COMPLETED		PENDING TRIAL COMPLETED	
6. DETAILS (7C) states that he was present when the accident occurred. He saw another vehicle back into and damage the garage. He saw the driver and a lady, apparently the wife of the owner discussing amount of damages. He departed the scene believing this discrimination and can not identify CHARGE before and himself . REMARKS (7C) Army, Commander (7C)											
Item 8 cont'd the above mentioned vehicle was his vehicle and that he did operate it on the mentioned date, after he was read his rights under article 31, UCMJ. At first subject stated that he did not know the location of the town where the incident occurred, however, later stated that his vehicle was not the only military vehicle at that location.											
PREVIOUS OFFENSES: GMP-006-73-004, 2 Jan 73, TRAFFIC VIOLATION (Traveling on Off Limits Road) - Subject											
DOB: (7C) POB: (7C)											
THIS IS A FINAL REPORT. COMMANDER'S REPORT OF CORRECTIVE ACTION WILL BE FORWARDED IN THREE COPIES THROUGH COMMAND CHANNELS.											

STATEMENT BY ACCUSED OR SUSPECT PERSON
(AR 195-10)

PLACE Draftswehr Military Police Station	DATE 27 March 1973	TIME 2054	FILE NUMBER CRP-778-73
LAST NAME, FIRST NAME, MIDDLE NAME ()	SOCIAL SECURITY ACCOUNT NO (66)	GRADE SP4	
ORGANIZATION OR ADDRESS AMT. 3/28 S.T. AIC 09452			

PART I - WAIVER CERTIFICATE

I HAVE BEEN INFORMED BY (7C) OF 621 MP Det., AIC 09224 THAT HE WANTS TO QUESTION ME ABOUT A traffic accident OF WHICH I AM ACCUSED OR SUSPECTED. HE HAS ALSO INFORMED ME OF MY RIGHTS.

I UNDERSTAND THAT I HAVE THE RIGHT TO REMAIN SILENT AND THAT ANY STATEMENT I MAKE MAY BE USED AS EVIDENCE AGAINST ME IN A CRIMINAL TRIAL.

I UNDERSTAND THAT I HAVE THE RIGHT TO CONSULT WITH COUNSEL AND TO HAVE COUNSEL PRESENT WITH ME DURING QUESTIONING. I MAY RETAIN COUNSEL AT MY OWN EXPENSE OR COUNSEL WILL BE APPOINTED FOR ME AT NO EXPENSE TO ME. IF I AM SUBJECT TO THE UNIFORM CODE OF MILITARY JUSTICE, APPOINTED COUNSEL MAY BE MILITARY COUNSEL OF MY OWN CHOICE IF HE IS REASONABLY AVAILABLE.

I UNDERSTAND THAT EVEN IF I DECIDE TO ANSWER QUESTIONS NOW WITHOUT HAVING COUNSEL PRESENT, I MAY STOP ANSWERING QUESTION AT ANY TIME. ALSO, I MAY REQUEST COUNSEL AT ANY TIME DURING QUESTIONING.

I (DO) ~~(DO NOT)~~ WANT COUNSEL.

I (DO) ~~(DO NOT)~~ WANT TO MAKE A STATEMENT AND ANSWER QUESTIONS. (Signature of Person To Be Questioned) 7C

INTERROGATOR: (7C) (Signature) WITNESS: _____ (Signature)

621 MP Det., AIC 09224 (Typed Name and Organization)

PART II - SWORN STATEMENT

I, _____ WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH:

(i 46)




EXHIBIT	INITIALS OF PERSON MAKING STATEMENT	PAGE 1 OF _____ PAGES
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ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT OF _____ TAKEN AT _____ DATED _____ CONTINUED." THE BOTTOM OF EACH ADDITIONAL PAGE MUST BEAR THE INITIALS OF THE PERSON MAKING THE STATEMENT AND BE INITIALED AS "PAGE _____ OF _____ PAGES." WHEN ADDITIONAL PAGES ARE UTILIZED, THE BACK OF PAGE 1 WILL BE LINED OUT, AND THE STATEMENT WILL BE CONCLUDED ON THE REVERSE SIDE OF ANOTHER COPY OF THIS FORM.