

477-2

Date: 20030313

TO: DIRECTOR

FROM:

SUBJECT: EYES ONLY - NOTIFICATION ON FOURTH SESSION OF UPGRADED ENHANCED MEASURES WITH KSM AND PLANS FOR FOLLOW ON SESSIONS AS WARRANTED

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(b)(1)  
 (b)(3) CIAAct  
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(b)(3) NatSecAct [Redacted] 130946Z MAR 03 [Redacted] (b)(1) [Redacted] 10790

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TO: IMMEDIATE DIRECTOR.

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TEXT:

1. ACTION REQUIRED: NONE. FYI.
2. FOLLOWING REF A 12 MAR 2003 THIRD SESSION, KHALID SHAYKH ((MOHAMMAD)) (KSM) SHOWED NO IMPROVEMENT IN IDENTIFYING ON-GOING

AL-QA'IDA PLANS INSIDE THE UNITED STATES. HVT INTERROGATION TEAM HAS DETERMINED HE CONTINUES TO DEMONSTRATE HE IS NOT YET CONDITIONED TO FULLY COOPERATE. A FOURTH SESSION BEGAN AS OF 0840 HOURS LOCAL ON 13 MAR 03, AND LASTED (WITH INTERMITTANT BREAKS) UNTIL 0930. BASED ON BELOW RESULTS AND OBSERVATIONS OF THE FOURTH SESSION, A FIFTH SESSION IS PLANNED FOR CIRCA 1100 HOURS.

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3. IN REFS B, C, AND D HQS PROVIDED CERTIFIED INTERROGATORS

[REDACTED] WITH CONDITIONAL APPROVAL TO USE THE FOLLOWING ENHANCED TECHNIQUES WITH KSM UPON HIS ARRIVAL AT [REDACTED] ATTENTION GRASP; INSULT SLAP; ABDOMINAL SLAP; WALLING; TWO STRESS POSITIONS (ON KNEES, BODY SLANTED BACKWARD; FOREHEAD ON WALL SUPPORTING BODY WEIGHT); AND SLEEP DEPRIVATION IN EXCESS OF 72 HOURS, IN ADDITION TO WHITE NOISE, AND CONTINUOUS LIGHT OR DARKNESS.

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ACCORDING TO REFS B, C, AND D, IF CERTIFIED INTERROGATORS [REDACTED] BELIEVE THEIR USE IS WARRANTED, THEY MAY ALSO USE LARGE OR SMALL CONFINEMENT BOXES AND THE WATER BOARD, CONDITIONED ON THE ON-SITE MEDICAL OFFICER CONFIRMING KSM'S PHYSICAL CONDITION AND HVT PSYCHOLOGIST CONDUCTING A MENTAL HEALTH ASSESSMENT TO DETERMINE WHETHER KSM WOULD SUFFER SEVERE PSYCHOLOGICAL HARM IF SUBJECTED TO THE ABOVE-NOTED TECHNIQUES.

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4. PRIOR TO THE COMMENCEMENT OF THE FOURTH SESSION, AND AS OF 0930 LOCAL, THE ON-SITE MEDICAL OFFICER RMO [REDACTED] AND SM PSYCHOLOGIST [REDACTED] HAVE CONFIRMED KSM'S PHYSICAL CONDITION AND DETERMINED KSM WOULD NOT SUFFER SEVERE PSYCHOLOGICAL HARM IF SUBJECTED TO THE ABOVE-NOTED TECHNIQUES, PER THE FOLLOWING:

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A. RMO OBSERVATIONS - IN KEEPING WITH THE PLAN TO SPEND THE DAY WITH INTENSIVE WATERBOARD SESSIONS TO BREAK THROUGH THE SUBJECT'S RESISTANCE, KSM WAS EXAMINED BEFORE DURING AND AFTER SESSION 4. HIS LUNGS WERE CLEAR AND HE SHOWED NO PHYSICAL ILL EFFECTS OF PREVIOUS SESSIONS. THE TECHNIQUE FOR SESSION 4 WAS VARIED IN RHYTHM, TIMING AND INTENSITY TO ATTEMPT TO FIND THE OPTIMAL METHOD OF COUNTERING KSM'S PHYSICAL CONTROL AND COUNTER MEASURES. HIS COUNTERMEASURES INCLUDE A COMBINATION OF VOLUNTARILY BLOCKING HIS POSTERIOR NASOPHARYNX, SWALLOWING AND BREATH HOLDING, WITH WHICH SUBJECT APPEARS TO BE MUCH MORE SUCCESSFUL THAN PREVIOUS DETAINEES IN COUNTERING THE EFFECTS OF THE WATERBOARD. BOTH DURING AND AFTER THE BRIEF BUT INTENSE SESSION THERE WAS NO EVIDENCE OF SIGNIFICANT RESPIRATORY COMPROMISE. SUBJECT IS CLEARED FOR CONTINUED USE OF ENHANCED TECHNIQUES AND WILL CONTINUE TO BE REEVALUATED DURING AND AFTER EACH SESSION FOR ANY EVIDENCE OF IMPENDING PHYSICAL HARM. ALL VARIATIONS IN TECHNIQUE TO TRY TO OPTIMIZE THE SUBJECTS COOPERATION ARE DISCUSSED AND CLEARED IN ADVANCE WITH COB, MEDICAL AND PSYCHOLOGICAL PERSONNEL TO INSURE THAT NO HARM IS DONE TO THE SUBJECT. MORE DETAILED ACCOUNT OF THE SESSION WILL BE FORWARDED THROUGH USUAL CHANNELS.

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B. SM PSYCHOLOGIST OBSERVATIONS - AT THE OUTSET OF THE SESSION SUBJECT APPEARED COMPOSED. PRIOR TO THE INITIATION OF THE

SESSION, SUBJECT APPEARED RESIGNED TO TOLERATING THE BOARD AND INTERACTED WITH INTERROGATORS USING CLEAR AND WELL-ORGANIZED SPEECH (APPROPRIATE TO CONTEXT). THROUGHOUT THE SESSION, SUBJECT REMAINED ALERT, COMMUNICATIVE, AND ENGAGED WITH INTERROGATORS. HE CONTINUED TO LISTEN TO AND RESPOND IN CONTEXT TO INTERROGATORS DURING THE BREAKS. SUBJECT APPEARED MORE ANXIOUS PRIOR TO WATER APPLICATIONS AND ALSO MOANED AND BLUBBERED BETWEEN WATER APPLICATIONS TO A GREATER DEGREE THAN PREVIOUSLY. THIS CHANGE IN BEHAVIOR MAY BE DIRECTLY RELATED TO INTERROGATORS OVERCOMING SUBJECT'S COUNTERMEASURES, REDIRECTING WATER TO AND AROUND HIS MOUTH MOVEMENTS. THIS TECHNIQUE APPEARED EFFECTIVE AND SUBJECT DID SHOW INCREASED AGITATION AND ANXIETY. SUBJECT'S INCREASED DISTRESS MAY ALSO BE DUE TO SUBTLE CHANGES IN PROCEDURE THAT INTERROGATORS ARE USING TO AVOID SIGNALING THE BEGINNING AND END OF WATER APPLICATIONS. THUS, THERE IS LESS PREDICTABILITY FOR THE SUBJECT IN THE PROCESS. INTERESTINGLY, THE SUBJECT WOULD BEGIN SIGNALING BY POINTING UPWARD WITH HIS TWO INDEX FINGERS AS THE WATER POURING APPROACHED THE ESTABLISHED TIME LIMIT. THIS BEHAVIOR INDICATES THAT THE SUBJECT REMAINS ALERT AND HAS BECOME FAMILIAR WITH KEY ASPECTS OF THE PROCESS. AS IN PREVIOUS SESSIONS, INTERROGATORS CONTINUE TO REGULARLY REMIND SUBJECT THAT IT IS WITHIN HIS POWER AND CONTROL TO STOP THE PROCESS IMMEDIATELY BY RESPONDING TRUTHFULLY TO QUESTIONS ABOUT UNITED STATES TARGETS AND OPERATIVES. AT THE CONCLUSION OF THE SESSION, SUBJECT REMAINED ON THE WATER BOARD, CALMED DOWN, AND REGAINED HIS COMPOSURE WITHIN A FEW MINUTES. DURING THIS PERIOD OF CALMING DOWN, HE WHIMPERED AND MOANED. BASED ON THIS MORNING'S ASSESSMENT, SUBJECT CONTINUES TO SHOW GOOD RESILIENCY, ADAPTABILITY, AND TOLERANCE FOR DEMANDING SITUATIONS. THERE IS NO EVIDENCE OF PROFOUND OR PERMANENT MENTAL OR EMOTIONAL CONDITIONS/DISORDERS.

5. [ ] BASE WILL NOTIFY HQS OF DEVELOPMENTS AND RESULTS AS AVAILABLE.

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6. COB COMMENT: SUBJECT'S ROBUST PHYSIQUE, HIS STOIC DISCIPLINE, AND THE EARLY EFFECTIVENESS OF HIS COUNTERMEASURES RESULTED IN UNEXPECTED TOLERANCES. HE STAUNCHLY REFUSES TO PROVIDE DETAILS ON CURRENT PERSONS, PLANS, AND TIMING AND TARGETS OF ON-GOING OPERATIONS. THIS SAID, HIS TOLERANCE HAS SLOWED DOWN --BUT NOT STOPPED-- THE DEBILITATION AND CONDITIONING PROCESS. IN DESCRIPTIVE COMPARISON, HVTI TEAM NOTED THAT SUBJECT HAS ONLY JUST REACHED THAT STATE OF PROCESS AT WHICH [ ] HAD REACHED ON HIS FIRST SESSION. HENCE OUR ERRATIC TIMING OF DOUSING, ERRATIC LENGTHS, AND EXTENSION OF OVERALL SESSION'S TIME, AND ERRATIC STOPS IN THE OVERALL PROCESS. SUBJECT IS NOW DISPLAYING AFTER A SHORT REST PERIOD, AND AFTER RMO AND SM PSYCHOLOGIST HAVE CONCURRED, HVTI TEAM WILL TAKE THE NEXT STEP, IN THE FOURTH SESSION.

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