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## **WITH FORME** GUANTANAMO DEANE





PART ONE

### **BACKGROUND STORY**

've been struggling these past few weeks. I read a book written by a former Guantanamo detainee named David Hicks titled "Guantanamo: My Journey." It's a powerful and heartbreaking memoir and it made a profound impact on me emotionally.

I interviewed Hicks after I read his book. We spoke about a half-dozen times over the past two months. This is the first interview he's granted since he was released from the "least worst place" in 2007.

Hicks is the Australian drifter who converted to Islam, changed his name to Muhammed Dawood and ended up at training camps in Afghanistan the US government said was linked to al-Qaeda, one of which was visited by Osama bin Laden several times. Hicks was picked up at a taxi stand by the Northern Alliance in November



Hicks was brutally tortured, psychologically and physically for four years, maybe longer

2001 and sold to US forces for about \$1,500. Hicks was detainee 002, the second person processed into Guantanamo on January 11, 2002, the day the facility opened.

Hicks was brutally tortured, psychologically and physically for four years, maybe longer. He was injected in the back of his neck with unknown drugs. He was sodomized with a foreign object. He spent nearly a year in solitary confinement. He was beaten once for ten hours. He was threatened with death. He was placed in painful stress positions. He was subjected to sleep deprivation. He was exposed to extremely cold temperatures, loud music and strobe lights designed to disorient his senses. He was interrogated on a near daily basis.

I've been obsessed with the torture and rendition program since details of it first surfaced nearly a decade ago. I'm not exactly sure why I'm so fascinated and outraged by every tiny detail, every new document dump or why I chase every new lead as if I were paparazzi trying to get a shot

of Lindsay Lohan. What I do know is that there's something about the crimes committed by the Bush administration in our name that haunts me.

I have never spoken to a former detainee before I phoned Hicks at his home in Sydney, Australia, a few days before the New Year. There was something surreal about listening to Hicks' voice as he described his suffering in painstaking detail. Maybe it was the fact that there was a real person on the other end of the receiver and not just a name on a charge sheet. I found it incredibly difficult to separate the reporter from the human being once Hicks stopped speaking. Before I hung up the phone after our first conversation, I told Hicks I was sorry.

"I'm sorry my government tortured you, David," I said.

"Thanks, mate," Hicks said, his voice cracking.

What I've been grappling with was how to tell Hicks' story. I've truly been at a loss for words. I had to dig deep to figure out why I felt it was too painful to sit in front of a blank computer screen to think about what I wanted to write. Here's what I discovered: I empathized with Hicks and, perhaps more than anyone, I understood how the then-26-year-old ended up in Afghanistan associating with jihadists a decade ago.

Five years ago, I published my memoir, "News Junkie," and, like Hicks, I was brutally honest about my own feelings of alienation, my battle with drug and alcohol addiction, a desire for attention, a desperate need to belong and a terrible choice I made in my early 20s to ingratiate myself with a couple of made members of a New York City crime family.

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I wanted to approach this as a straight news story and simply report that Hicks was tortured, that he was abandoned by his country, used as a political pawn by Australia's former Prime Minister John Howard in his bid for reelection and forced to plead guilty to a charge of providing material support for terrorism in order to finally be freed from Guantanamo. But I've written so many of those reports and all of them end with a shrug here, some outrage there and no one being held accountable.

So, I've made the decision that I would expose my own vulnerability and tell you how my interview with the man dubbed the "Australian Taliban" has weighed heavily on my mind. I still cannot comprehend what could drive a human being to torture another human being. Hicks said, at Guantanamo, "torture was driven by anger and frustration."

"It seemed like a mad fruitless quest to pin crimes on detainees, to extract false confessions and produce so-called intelligence of value," Hicks told me. "The guards were desensitized and detainees dehumanized. Soldiers were not allowed to engage us in conversation. They were told to address us by number only and not by name. They were constantly drilled with propaganda about how much we supposedly hated them and wanted them dead and how much they needed to hate us. On occasion, when some groups of soldiers jogged around the camp perimeters I heard them sing lyrics such as, 'you hate us and we hate you.' One time in the privacy of Camp Echo a male soldier broke down when we were alone repeating, 'what have I become' after having arrived from an interrogation of a detainee in another camp."

Brandon Neely, a former Guantanamo Military Policeman (MP), who escorted Hicks off the bus at Camp X-Ray the day Guantanamo opened, said some soldiers

tortured detainees because they wanted revenge for 9/11. He said that's the message that was passed down from above.

"We were told (by superior officers) all of the detainees, including Hicks, were the ones who planned 9/11 or had something to do with it," Neely said in an interview. "We were told over and over and over that all these guys were caught fighting Americans on the front lines and at any given time if we turned our back on them they would kill us in a heartbeat. We were told that everyday before we went to work inside the camps. After a while, the attitude was 'who cares how we treated the detainees."

A day before he left Fort Hood, Texas, for Guantanamo, Neely said his unit was told "by the company commander, the colonel and platoon sergeant that these people were not Prisoners of War. They were detainees and the Geneva Conventions would not be in effect."

George W. Bush did not formally rescind Geneva Conventions protections for "war on terror" detainees until February 7, 2002.

Neely told me a remarkable story about the hours before Hicks arrived at Camp X-Ray that underscores how impressionable he and his fellow soldiers were and how the US government conditioned its military personnel to view detainees as animals.

"When Hicks' bus got to Camp X-Ray we were told this guy was a mercenary, he was fighting Americans and we had to be real careful around him, Neely said. "We were actually told Hicks tried to bite through the hydraulic cables on the C-130 en route to Guantanamo. So everyone was on edge."

Neely was 21 when he was sent to Guantanamo. On June 2, 2002, his 22nd birthday, Neely received an "achievement medal" for "exceptional meritorious service while serving as a Military Policeman (MP) in



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support of Operation 'Enduring Freedom', Guantanamo Bay, Cuba."

Nearly seven years later, Neely went public and revealed details about the abuses he witnessed and one that he participated in while he was at Guantanamo. Like Hicks, who Neely said reminded him "of a guy I would have just gone out and have a beer with," he has been suffering all of these years. It was as if he were being tortured every time he saw or heard about a detainee being beaten or worse during the six months he worked at the prison facility. I can feel his pain. Literally.

Neely's a cop in Houston now. He's got a wife and three kids. He told me, "there has not been a day that goes by that I have not re-lived what I did or saw in Guantanamo." Hicks reached out to Neely last year after he saw him on a BBC special. Neely had flown to London to meet a couple of former British detainees he used to guard and to apologize for the way they were treated. He and Hicks are pretty close now.

I asked Hicks if he could describe the facial expressions of his tormentors while he was being tortured and if he recalled how they reacted to his pain.

"Usually the guards seemed cold and indifferent," Hicks said. "They deployed a just doing my job attitude, such as when they chained me to the floor in stress positions or made me sleep directly on a metal or concrete floor in a very cold airconditioned room in only a pair of shorts. However some soldiers displayed discomfort and embarrassment. Usually guards were only used to restrain detainees, move them about, or help in the background with equipment. It was the interrogators who did the dirty work, expressing, hatred and frustration. At times soldiers did participate directly in beatings however, such the beatings I received before I arrived in GTMO (in Afghanistan, in transit, or when

I was rendered to the two naval ships before being sent to Guantanamo). These soldiers made a sport of it.

"I was beaten by US forces the first time I saw them and realized straight away that torture was going to be a reality. It was very scary. As I say in my book, I could not help thinking of the saying, 'like trying to get blood from a stone and I was afraid of becoming that stone."

There's a harrowing section in Hicks' book where he describes how he had given up all hope after years of detention and abuse and planned to commit suicide.

"I was desperate; there was no other way out," Hicks wrote.

Those words. I've uttered them before. I've written them. I know what that kind of desperation feels like. I ask Hicks if we could talk about it, but there's silence on the other end of the receiver.

"Hello? You still there, David?" I said. "Yeah mate."

I didn't press him. Maybe he was having a flashback. Perhaps he didn't want to talk about it. I decided to end our conversation.

One afternoon, a couple of hours after another session on the phone with Hicks, I took my son to school. As I stood in the background and watched him interact with about 30 other two-year-old boys and girls, tears began streaming down my cheeks. I had not expected to be overcome with so much emotion. I'm embarrassed admitting that I was. Unsure of what was happening at first, I touched my eyes thinking that perhaps something else was coming out of the tear ducts. I didn't spend much time thinking about what I was feeling at that moment. But, in hindsight, I believe I was coming to terms with how we all eventually lose our innocence. Something about that seems tragic to me. It reminds me of a passage in another memoir, "The Ticking Is the Bomb," by Nick Flynn, who wrote



What makes Hicks' story all the more tragic is how badly he's been vilified by some Australian media organizations since his memoir was published last October for having the audacity to finally reveal the details of his torture

about his own obsession with the Bush administration's torture program.

"Here's a secret: Everyone, if they live long enough, will lose their way at some point. You will lose your way, you will wake up one morning and find yourself lost. This is a hard, simple truth."

Not surprisingly, the Pentagon has vehemently denied Hicks' torture claims. In 2007, as a condition of his guilty plea and release from Guantanamo, the US government forced him to sign a document stating that he had "never been treated illegally." Hicks, who was the first detainee sentenced under the Military Commissions Act of 2006, said he is also "not allowed to challenge or collaterally attack my conviction, seek compensation or other remedies, or sue anyone for my illegal imprisonment and treatment."

What makes Hicks' story all the more tragic is how badly he's been vilified by some Australian media organizations since his memoir was published last October for having the audacity to finally reveal the details of his torture. Yet, those same outfits seem willing to accept that Howard pressured the Bush administration to charge Hicks with a war crime, because Hicks "had unexpectedly become a political threat," according to Washington Post reporter Barton Gellman,

Gellman, author of a book on Dick Cheney titled "Angler," wrote that Howard, "under pressure from home," met with Cheney during the vice president's trip to Sydney in February 2007, where the two discussed Iraq, and told Cheney, "there must be a trial 'with no further delay' for David Hicks who was beginning his sixth year at the U.S. naval prison at Guantanamo Bay."

"Five days later, Hicks was indicted as a war criminal," Gellman wrote. "On March 26 [2007], he pleaded guilty to providing

'material support' for terrorism. Shortly after Cheney returned from Australia, the Hicks case died with a whimper. The U.S. government abruptly shifted its stance in plea negotiations, dropping the sentence it offered from 20 years in prison to nine months if Hicks would say that he was guilty."

"Only the dramatic shift to lenience, said Joshua Dratel, one of three defense lawyers, resolved the case in time to return Hicks to Australia before Howard" faced re-election in 2007, Gellman reported.

But Hicks' plea deal prohibited him from speaking to the media for a year. That's how Howard dealt with this "political threat." But justice was poetic as Howard lost his bid for another term in office.

Hicks' plea deal, "negotiated without the knowledge of the chief prosecutor, Air Force Col. Morris Davis, was supervised by Susan J. Crawford, the convening authority over military commissions. Crawford received her three previous government jobs from then-Defense Secretary Cheney - she was appointed as his special adviser, Pentagon inspector general and then judge on the U.S. Court of Appeals for the Armed Forces."

Political interference in Hicks' case, however, began even earlier. Davis, who resigned as chief prosecutor from military commissions at Guantanamo over the government's handling of terrorism cases, revealed that a day after US officials met with the Australian ambassador to the United States in early January 2007, Defense Department General Counsel William Haynes called him up and asked, 'how quickly can you charge David Hicks?' even though at the time he had no regulations for trial by military commissions."

Davis would later say that Hicks should not have been charged. Stephen Kenny, one of Hicks' former attorneys, said that "it



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has always been my position that [Hicks] never committed any crime."

"We looked at Australian law, international law and Afghani law and we were unable to identify any breach of those laws, Kenny said. The law that he eventually pleaded guilty to [material support for terrorisml was not actually an international war crime at all. In fact it was a crime that didn't exist."

Recently, the Australian government entered into a secret financial settlement with Mahmoud Habib, another Australian citizen abandoned by the Howard administration. Habib was arrested in Pakistan in 2001 and rendered to Egypt where he said he was brutally tortured for seven months before being he ended up at Guantanamo. Habib was released in 2005 and was never charged with a crime, but he sued the Australian government after he got out, claiming it was complicit in his torture.

Hicks said if he were offered a similar financial settlement he wouldn't turn it down. But what he really wants is the Australian government "to formally recognize that the 2006 Military Commissions Act was unfair" and designed simply to obtain guilty pleas.

"The Australian government has acknowledged that I have never hurt anyone or committed a crime under Australian law, so the least they can do is formally recognize my conviction as null and void," Hicks said.

Although the Pentagon and the Australian governments continue to deny Hicks was tortured, at least one former Guantanamo military guard said he was.

"David Hicks was tortured, no doubt," said Albert Melise, who has never spoken publicly before, in several video chats we had via Skype. "Solitary confinement is torture and I think what it did to David's mind is torture. Would you want to be in a

windowless room 23 hours a day?"

But Melise said he didn't witness any of it. He only knows what Hicks told him. But, "being a cop and having experience separating what's true and false," he believes Hicks was being truthful. However, Melise thinks Hicks, to some extent, may have "confused some of the stories of other detainees who told him of their torture and made it his own."

"His torture did not happen when I reached his camp," Melise said. "He cut deals so it would stop. But I can tell you that David is one of those people who is easily manipulated. He was an easy target for the interrogators. They knew they could break him mentally and physically and they did."

Melise, 40, was was a Massachusetts Housing Authority officer when his Army reserve unit was activated and he was shipped off to Guantanamo to work as an MP.

Melise's job duties called for him to escort detainees held in Camp Delta to their interrogations where he would "chain them down" to the floor or chair "knowing what he's going to go through."

The detainees sat there for hours in stressful positions while Melise stood behind a one-way mirror and watched their interrogations and waited for it to come to an end. He was present when detainees were slapped, when the temperature in the interrogation room was turned down real low and the volume on the music was turned up to excruciatingly loud levels and when the strobe lights were flicked on, part of the standard operating procedure designed to break the detainees and make them feel as uncomfortable as possible.

"That's torture," Melise said.

But I wanted Melise to tell me what happened in those rooms after the interrogators started questioning the detainees.



The detainees sat there for hours in stressful positions while Melise stood behind a oneway mirror and watched their interrogations and waited for it to come to an end

"Please don't ask me about those things," Melise said. "I saw a lot and I still have nightmares over it. I've seen these guys

I wondered if Melise bore witness to any of the horrific pictures my mind created during that split-second gap in our conversation.

"O.K. I understand," I told Albert. "I won't go there. I'm so sorry."

"I'm a good soul and I was put in a horrible place," Albert said.

"I know you are," I told him. "Well, how about this. Can you tell me what you saw in the detainees' eyes?

"Sadness," Melise said. "Like they could not believe the Americans are putting them through that. It was an emotional look. I'll never forget it."

Melise hated his job. He started drink-

"Baccardi 151," he said. "Two bottles a night."

He said, "when you see people broken down so much you tend to drink a little to cope with what you're seeing. I couldn't deal with what they were putting me through."

Melise said "fake" detainees were planted at Camp Delta to try and gather intelligence from the "real" detainees. He said he knew they were "fake" because they were "placed in cells for two or three months and then they would pretend to be going to another camp for interrogations." But, "I would see them shopping, dancing or ordering a sandwich or hanging out at Mc-Donald's during that time." Then the "fake" detainees would return to their cells.

He said detainees were also bribed with prostitutes as incentive to get them to work as agents for the US government. He said there was a camp at Guantanamo that just housed children, some of who were as "young as 12 and over 8" years old, called

Camp Iguana.

"One of my buddies worked there," Melise said. "Sick."

There was also a camp where CIA interrogators worked out of called Secret Squirrel.

Eventually, Melise asked for a transfer.

"I begged them to get me out of there," Melise said. "I just couldn't take it anymore."

"Albert, do you know what would make a human being torture another human being?" I asked him.

"I don't have the answer," he said, shaking his head. "It takes a really disturbed individual to torture someone. That's not me. I didn't sign up for that. I couldn't live with myself and I couldn't drink it away."

So, Melise was transferred to Camp 4 for a few weeks and then landed at Camp Echo. That's where he met Hicks, who was being held in solitary confinement, and detainees from the UK who have since been released like Mozaam Begg or "Mo," which is how Melise referred to him.

"Mo once cried in front of me and said he should become Christian," said Melise, who has frequent Skype chats with Begg now. "I told him to tighten up and stay with your heart. Fuck what's happening now. You'll pull through. I said 'don't question your faith. Don't think you need to change.' He once told me I was not like the other soldiers, something shined in me that he could not explain."

At Camp Echo, Melise said he "redeemed" himself.

"I let [the detainees] out of their cells and just let them talk and hang out," he said. "I knew it would help them mentally. I knew it would help them cope with many things they had gone through. I also gave up what I had. I gave them normal food from my lunch to eat, cigarettes, protein bars, whatever was mine was theirs. I could have gone



Melise wanted Hicks to feel like he was back home in Australia, so he would sneak his handheld DVD player into Hicks' cell and watch movies with him, such as "Mad Max"

to prison myself for doing that, believe me. But I know I did the right thing."

"Why did you do that?" I asked.

"For sympathetic reasons," he said. "Because I sat in on interrogations. I wanted to give them a sense of humanity. Nobody deserves to be treated like that. They were not the 'worst of the worst," a description placed upon the detainees by former Secretary of Defense Donald Rumsfeld. "I'm an ex-cop and I can tell whose a criminal and who isn't and a lot of these detainees I met were not terrorists."

Melise told me he "likes getting this stuff off my chest" and I wanted to tell him that listening to him gave me a sense of hope and made me feel like maybe the dearth of compassion is not as widespread as I originally thought. But I held back.

Melise wanted Hicks to feel like he was back home in Australia, so he would sneak his handheld DVD player into Hicks' cell and watch movies with him, such as "Mad Max," which starred Mel Gibson, and "Snatch" and "Lock, Stock & Two Smoking Barrels," directed by Madonna's ex-husband, Guy Ritchie.

"I figured if he heard Mel Gibson's accent he would feel like he was back in Australia," Melise said.

I sent an email to Hicks asking if he remembers Melise.

"I remember him well because he did what he could in that controlled high security environment to help slow the deterioration of my sanity for the few months I spent with him," Hicks said. "I hope to gather enough funds so I can fly [Melise and Neely] to Australia to thank them personally and show my gratitude for their friendship and trust. I would like to show them my hospitality and my country and to show them how much I appreciate their past kindness and current bravery."

Melise, who is married with a wife and

son, is now studying to be a nurse "so I can really help people in the future." He recently re-enlisted in the Army reserves for another three years.

I'm was about to end my interview with Melise, but I had one last question.

"Do you think David is a terrorist?"

"No," Melise said. "I don't think he's a terrorist. I plan on visiting him one day. Why would I do that if I thought he was a terrorist?"

Melise got up from his chair and walked out of sight. He shouted, "Sit tight!" He said he wanted to show me something. It's a letter. He held it up to the video camera on his computer so I could read it.

"I took this with me when I left Guantanamo in '04," Melise said. "It's a letter David wrote that he asked me to send to his father."

Melise never sent it. It was too risky, he said.

He faxed a copy of it to me. Letters to and from detainees were reviewed by military personnel and were often redacted. But this six-page letter, written in April 2004 as Hicks' legal team was challenging the legality of the military commissions, is clean. It clearly shows the psychological torture Hicks had endured and how he was being coerced into pleading guilty to crimes the US government knew he did not commit. The letter is addressed to Hicks' father, Terry Hicks, who waged a campaign in Australia and the US to raise awareness about his son's plight.

Hicks wrote that he owed his life to Melise. He said the letter he sent to his father "is very important because it's the first and probably only time I will be able to tell you the truth of my situation."

"Before I start I want you to know that the negative things I am going to say has nothing to do with the MP's that are watching me," Hicks wrote. "Some of them



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are marvelous people who have taken risks to help improve my day to day living. It's because of such people that I have kept my sanity and still have some strength left. In the early days before I made it to Cuba I received some harsh treatment in transportation including mild beatings (about 4). One lasted for 10 hours. I have always cooperated with interrogators. For two years they had control of my life in the camps. If you talk and just agree with what their [sic] saying they give you real food, books and other special privileges. If not they can make your life hell. I'm angry these days at myself for being so weak during these last two years. But I've always been so desperate to get out and to try to live the best I can while I'm here ...

"I'm sick of writing you letters saying how good it is here. I've always done that because I'm afraid of what the authority's [sic] may do to me. If I told you the reality they wouldn't give you the information. I want to be able to make as much noise as possible. To let people know of what's really happening here."

Hicks then predicted his own future.

"Know that if I make a deal it will be against my will," he wrote. "I just couldn't handle it any longer. I'm disappointed in our government. I'm an Australian citizen. If I've committed a crime I can be man enough to accept the consequences but I shouldn't have to admit to things I haven't done or listen to people falsely accuse me. We can't let them get away with it."

I sent Hicks the letter. He said he doesn't recall what he wrote. But he intends on giving it to his father.

"How were you able to survive?" I asked.

"I survived because I had no choice, as many of us may unfortunately experience at some time in our lives," he said. "It was a psychological battle, a serious and danger-

ous one. It was a constant struggle not to lose my sanity and go mad. It would have been so easy just to let go: it offered the only escape."

Like Melise, however, Hicks said he, too, still has flashbacks. And like Melise, Hicks said, "it's the dreams that are the worst."

"I see myself having to begin the long process of imprisonment again accompanied with vivid feelings of hopelessness and no knowledge of the future or how long it will last," Hicks said. "The other dreams consist of gruesome medical experimentations too horrible to describe. Losing my personality, my identity, memories and self is much more frightening to me than any physical harm. It is these dreams that are the most common and terrifying."

Hicks isn't a practicing Muslim anymore. A couple of years ago, he got married - to a human rights activist named Aloysia. He also has a job working as a landscaper. He said counseling has helped him, "but the passing of time has been just as helpful."

"Being exposed to such a consuming environment for five and a half years leaves a stain that cannot be removed overnight," Hicks said. "It will take longer to reverse the consequences but even so, some experiences, especially one so prolonged, can never be entirely forgotten."

I had no idea how this story would end or what I would discover when I finally sat down at the computer and started to type. I now know that torture not only permanently scars the torture victim, but it also leaves its mark on everyone who comes in contact with that person.

Editor's Note: Hicks' book is not available for sale in the US. However, it can be ordered from online bookshops in Australia.



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**PART TWO** 

### THE INTERVIEW

avid Hicks was one of the first "war on terror" detainees to be sent to Guantanamo the day the prison facility opened on January 11, 2002. He is one of the small group of detainees who challenged President George W. Bush's November 13, 2001 executive order authorizing indefinite detention, which led to a landmark 2004 Supreme Court case, Rasul v. Bush, in which the High-Court said detainees have the right to habeas corpus. Hicks spent five-and-a-half years at Guantanamo and was tortured. Last October, he published a memoir, "Guantanamo: My Journey." This is his first interview since his release from Guantanamo in 2007.

JASON LEOPOLD: Can you describe for me what you felt, emotionally, as you were writing the book and having to relive the torture you were subjected to?

DAVID HICKS: At times I wrote as a third person, as if I was writing a chronological research report as part of my day job. At other times I had moments of vivid clarity. I would stop typing, sit back, and stare into nothing. The smells, sounds, the feeling of actually being there came flooding back as if had been transported to the camps of Guantanamo, clearly remembering what it was like to have actually been there.

**LEOPOLD: Solitary confinement appears** to be among the worst of all the terrible experiences prisoners faced at Guantanamo. Can you explain what it does to you in a way that Americans, with no experience of such things, can understand what such isolation, especially with no knowledge of how long it will last, does to a person?

HICKS: Solitary and indefinite detention are two different things and are devastating when combined. Isolation has a powerful impact on the mind, especially when coupled with incommunicado detention as in GTMO. Everything outside the four walls is quickly forgotten. With no mental stimulation the mind becomes confused and dull. That state of mind is an advantage to interrogators who manipulate every aspect of your environment. They create a new world reality. Time ceases to exist. Talking becomes difficult, so when conversations do take place, you cannot form words or think. Even when hostility is not present such as during a visit with a lawyer or International Committee of the Red Cross (ICRC) visit, coherent sentences become elusive and huge mental blanks become common, as though you are forgetting the very act of speaking. Everything you think and know is dictated by the interrogators. You become fully dependent with a childlike reliance on your captors. They pull you apart and put you back together, dismantling into smaller pieces each time, until you become something different, their creation, when eventually reassembled. Indefinite detention is draining and cruel. Only after five and a half years when I had been promised a date of release did the intense battle with insanity subside, and that I started to feel a little more normal again. I finally had some certainty and felt a glimmer of control return. I began to remember that another world existed and could once again dream about what that world used to feel like. Indefinite detention is draining because you are taken prisoner and thrown into a cage. No reason is given or any relevant information or explanation offered. There are no accusations, no court rooms or judges. Nobody informs "you will be here for X amount of time." It's an impossible situation to accept and every



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minute is spent silently asking and hoping, "this cannot last forever, I will have to be released soon,". But when the mind is so desperate, when you are on your last legs, you can't let go of the thought that you could be released any moment, even if all seems lost and hopeless. In a strange way it is one of those things the mind latches onto for a source of strength, a reason to keep going: false hopes and dreams are better than nothing.

LEOPOLD: What do you believe gave you the strength to survive in such terrible conditions? Have you sought medical or psychological help since returning? If so, has it helped you?

HICKS: I survived because I had no choice, as many of us may unfortunately experience at some time in our lives. It was a psychological battle, a serious and dangerous one. It was a constant struggle not to lose my sanity and go mad. It would have been so easy just to let go: it offered the only escape. I have attended regular counseling since being released. It has helped but the passing of time has been just as helpful. Being exposed to such a consuming environment for five and a half years leaves a stain that cannot be removed overnight. It will take longer to reverse the consequences but even so, some experiences, especially one so prolonged, can never be entirely forgotten. I shudder to think what state of mind those who are still detained in GTMO must be in, and wonder how damaged they will be upon release. If they are released. At the time of writing, the US government is seriously considering enacting indefinite detention into law. It is hard to comprehend that they will effectively sentence someone to life in prison, without ever being charged, accused of breaking a law, or not even being told why they are being held. As with

medical experimentation, indefinite detention on its own is a form of torture which causes mental anguish.

### LEOPOLD: At what moment in your mind did you begin to realize or understand that you were being tortured?

**HICKS:** I was beaten by US forces the first time I saw them and realized straight away that torture was going to be a reality, it was very scary. As I say in my book, I could not help thinking of the saying, "like trying to get blood from a stone," and I was afraid of becoming that stone.

### LEOPOLD: What do you think makes a human being torture another human being?

HICKS: In Guantanamo torture was driven by anger and frustration. It seemed like a mad fruitless quest to pin crimes on detainees, to extract false confessions, and produce so-called intelligence of value. The guards were desensitized and detainees de-humanized. Soldiers were not allowed to engage us in conversation. They were told to address us by number only and not by name. They were constantly drilled with propaganda about how much we supposedly hated them and wanted them dead and how much they needed to hate us. On occasion, when some groups of soldiers jogged around the camp perimeters I heard them sing lyrics such as, 'you hate us and we hate you.' One time in the privacy of Camp Echo a male soldier broke down when we were alone repeating, "what have I become?," after having arrived from an interrogation of a detainee in another camp.

LEOPOLD: Can you describe for me the facial expressions of the interrogators and /or the guards as you were being abused? How did they react to your pain?



One time in the privacy of Camp Echo a male soldier broke down when we were alone repeating, "what have I become?." after having arrived from an interrogation of a detainee in another camp

HICKS: Usually the guards seemed cold and indifferent. They deployed a "just doing my job," attitude, such as when they chained me to the floor in stress positions or made me sleep directly on a metal or concrete floor in a very cold airconditioned room in only a pair of shorts. However some soldiers displayed discomfort and embarrassment. Usually guards were only used to restrain detainees, move them about, or help in the back ground with equipment. It was the interrogators who did the dirty work, expressing, hatred and frustration. At times soldiers did participate directly in beatings however, such the beatings I received before I arrived in GTMO (in Afghanistan, in transit, or when I was rendered to the two ships). These soldiers made a sport of it.

### LEOPOLD: Did any US soldier or any US official present at Guantanamo during your interrogations ever speak out about your torture or the torture of other detain-

**HICKS:** If you mean protest during the act of torture, never. Many soldiers in private however apologized for what their government was doing to us and emphasized that not all Americans were like that or agreed with such treatment.

### LEOPOLD: Were you ever interrogated by anyone from the CIA?

HICKS: Some interrogators stated which agencies they represented, some didn't, while others lied about who they worked for. To the best of my knowledge I was seen by the CIA, FBI, US military intelligence, MI5 from the UK, ASIO and the AFP from Australia. There were other organizations working in GTMO, some I had never heard of before.

LEOPOLD: In your book you write:

"These beatings and other activities were systematic and ordered from above, not the result of low- ranking MPs looking for ways to have some fun." Did anyone ever state who from above ordered the beatings?

**HICKS:** The soldiers were very open about where their orders came from and interrogators never allowed us to forget that they controlled every aspect of our lives; whether it was torturing us, allowing us a shower, clothing, or a letter from home. Then there were examples such as when General [Geoffrey] Miller took over camp procedures in early 2003. He unleashed a new wave of interrogation techniques upon us. Each new General, and wave of interrogators who were accompanied by experts from various professions, brought newly signed orders from Department of Justice employees allowing ever harsher techniques.

### LEOPOLD: Have you read the torture memos written by former Justice Department attorneys John Yoo and Jay Bybee? Were you ever subjected to torture techniques described in those memos?

HICKS: I have read them but it was some time ago and I cannot currently recollect all that they contained. Some of the techniques I was subjected to from the memos was being chained to the floor, known as "stress positions." Sleep deprivation was an everyday occurrence during all of the years I spent in GTMO. Noise manipulation also happened often depending on what camp I was in. They used chainsaw motors and loud music in Camp Delta. They used temperature extremes on me, which meant subjecting me to the freezing cold because they knew I have a low tolerance to the cold. Sensory deprivation, prolonged isolation and other psychological manipulation techniques were also used on me (inject-



In Camp Echo guards who sat outside our cages staring at us twenty four hours a day had to write what we were doing every fifteen minutes night and day

ing me with substances, giving me cold and sometimes green food such as eggs, putting cameras up on the ceiling). They also used techniques that exploited my fears.

LEOPOLD: You write that at Camp Echo that guards were placed to observe you constantly and that they wrote notes about your every behavior. Did you ever ask these guards what their instructions were, or if they knew what their superiors did with these notes? Did they ever tell you?

**HICKS:** We were observed in all camps. Guards always carried a pen and note book having been ordered to write down everything we did, including the trivial such as what we did to pass the time and what we spoke about when other detainees were around. They even recorded how we went to the bathroom, i.e. did we shield ourselves from neighboring detainees or guards and if so, how? Nothing went unnoted. This information was combined with personality traits learnt from interrogations, ranging from how we spoke to how we responded to the so called "enhanced interrogation techniques." The end result was the US government compiling files on each of us, including a micro level psychoanalysis. They knew our likes and dislikes, fears and weaknesses. These files were then used against us in interrogation and in daily camp life. It was about crushing and defeating us, to make us become so desperate that we would do and agree to anything to escape. Collecting this information and what they used it for was no secret and some guards explained this program when in private. In Camp Echo guards who sat outside our cages staring at us twenty four hours a day had to write what we were doing every fifteen minutes night and day. The interrogation rooms of Camp Delta had an entire wall as a one

way observation glass. Behind these walls sat teams of so-called experts: Intelligence officers, behavioral scientists, psychologists; people who made conclusions upon which they decided what techniques were to be employed. By this I mean what programs the detainee would be subjected to in his cage such as sleep deprivation, noise or food "manipulation". There was no shortage of ideas, resources, expertise, or personnel. A lot of effort went into these customized interrogations. Nothing was private. We were violated internally, psychologically, spiritually. They probed and tinkered in recesses so deep; parts of ourselves we are not conscious of or in touch with in our daily lives and may not even connect with and discover in our lifetimes.

LEOPOLD: Did you ever meet separately with a psychologist or psychiatrist when at Guantanamo, for ostensibly psychological reasons, either a psychological test or assessment, or for supposed treatment of any sort?

HICKS: No, but they did approach me occasionally during the last year or so I spent in GTMO to see if I would talk and cooperate. Apart from their contributions in interrogations they were always lurking in the back ground, waiting to "help a detainee," but to really act as another prong to interrogation. If a detainee even whispered for such medical intervention a "mental health expert," would appear with a pocket of unknown medication and a long list of probing questions. They were not there to help, but to harm. We knew this and so I always refused to speak with them when they offered. If I did speak with them, such as the period when I eventually, after two years, had limited access to a lawyer for example, the questions would have been centered on how I intended to defend myself and any court actions I was considering.



A lot of effort went into these customized interrogations. Nothing was private. We were violated internally, psychologically, spiritually

All they wanted was information, or to find a new way to defeat you.

LEOPOLD: Were psychologists and/or medical professionals present at all interrogations? Were the interrogations ever stopped to check your heart rate and/or pulse?

HICKS: The major physical beatings I endured occurred in Afghanistan, during transportation and en-route to GTMO. During those sessions, one was around 10 hours, my vital signs were checked often. In GTMO medical personnel were not in the same room as me during actual interrogations but from my understanding they were monitoring my interrogations from behind the one way glass in Camp Delta. For other detainees, such as those being shocked or water boarded, medical personnel were present, or if drugs were being administrated during interrogation as I describe in my book when they extracted false confessions from one of the UK detainees. They were present when I was injected in the spine, but that experience is one that I don, Äôt like to talk about.

### LEOPOLD: Have your attorneys tried to get a copy of your medical records?

HICKS: Yes, but with no luck. We gave up thinking me might be allowed to see them long ago. Even upon return to Australian where I was forced to spend the first seven months in isolated detention as part of the agreement to get out of GTMO. My family requested an independent blood test be taken on my return to Australia. They were refused without an excuse. It was nearly eight months since GTMO and about a year since being given medication before I was allowed to have my first blood test. I was informed that too much time had passed to see what I had been given.

### LEOPOLD: During your interrogations, did the interrogators ever ask you questions about Iraq?

**HICKS:** No, the policy of incommunicado was strictly enforced, for years we knew absolutely nothing about the outside world. We weren't even meant to know the time of day, let alone our location, especially any news. The first time I learnt about the war in Iraq was the end of 2003. A guard was kind enough to allow me to read his copy of FHM magazine and it contained an article about the US invasion, otherwise I would not have known. Rumors of a war in Iraq did not begin to circulate amongst the detainees until 2004 and was viewed with skepticism by most. The military did not inform us officially of the Iraq invasion until late 2006 by placing large posters of Saddam hanging from a noose around the camps with slogans splashed across the front like, "this could be you." It was only then that detainees believed that the war had taken place.

LEOPOLD: You have written eloquently of your terrible experience with what you say was medical experimentation, calling it the worst and darkest of your experiences there. Have you talked with any other detainees about whether they had similar experiences? How do you think about it now?

**HICKS:** When I was injected in the back of the neck I was being held in isolation, so I was unable to discuss what had happened with other detainees. A year passed before I was eventually able to see and communicate with fellow detainees, and I am unable to remember today if I discussed that particular personal experience with them. We did discuss medical experimentation in general however. A detainee with UK citizenship described being injected daily, resulting in one of his testicles becoming



A detainee with **UK** citizenship described being injected daily, resulting in one of his testicles becoming swollen and racked with pain

swollen and racked with pain. Along with these daily injections he was subjected to mind games by interrogators, medical personnel, and guards whom worked as a team. Under these conditions they were able to extract written false confessions from him. How I experienced the injection at the base of my neck is described in detail in my book. In a nutshell, I felt my soul had been violated. That is just one experience I had with medication. There were many pills and injections, plus constant blood tests over the years. Everybody regardless of their citizenship should acknowledge that medical experimentation, whether on human beings or animals, is unacceptable. As with animals, we were held as prisoners when these procedures were forced upon us against our will. And as with animals, we were voiceless.

### LEOPOLD: Did any interrogator or other official working for the US government ever use the word "torture" or "experiment" as you were being interrogated?

HICKS: I don't remember the word torture being used but there were many ways to imply it. After a torture session for example an interrogator would just say, "the treatment you have recently endured can always be repeated," and threats were often made referring to past treatment or what was happening to other detainees. Guards often alluded to GTMO as being a big laboratory where we were subjected to their government's well-honed techniques. I remember in the early days while being held aboard a US ship when a soldier said, "be strong man no matter what they do to you, just keep your head in God man,". It didn't leave me with much confidence.

LEOPOLD: Did you ever sign any document stating that you consented to the medications/injections you received? Did

### anyone ever ask you to sign such a document?

HICKS: I had two surgeries while in GTMO. One was for a double hernia, while the other was to remove painful golf ball size lumps on my chest. The cause of the lumps or what they were was never explained to me but research since my release indicates that it was either the mediations I was forced to take or the extreme stress levels may have been responsible. On the two occasions I was operated on I was asked to sign a consent form, which I did. However my permission was not sought nor had I any choice when it came to being forced fed tablets, or the numerous injections that we were all given. Many blood tests were also taken consistently over the years I was detained.

### LEOPOLD: How typical was it, do you think, that interrogators attempted to get prisoners to become agents for their government?

**HICKS:** Interrogators attempted to bribe detainees with food, bed sheets, toilet paper and other "luxuries," to become spies and to give information about other detainees. On occasion some detainees in GTMO became so drained and broken that they would succumb to the temptation. Interrogators tried everything to make detainees "confess," including being asked to lie via imagination or simply to agree to an interrogator's theories. Interrogators became desperate with the passing of time to find and pin actual crimes on detainees, and paper trails have shown they were willing to manipulate evidence in their favor. There was one time in 2003 when we were all asked if we would work for the US government performing secret operations off the island, somewhere abroad. Nearly every detainee laughed at this question and word quickly spread so we knew we



There was one time in 2003 when we were all asked if we would work for the US government performing secret operations off the island, somewhere abroad. Nearly every detainee laughed at this question and word quickly spread so we knew we weren't alone

weren't alone. Apparently the proposition was a part of their profiling system. Interrogators worked around the clock to break us. Once broken, detainees were asked to agree to anything by interrogators, to repeat after them, to sign confessions, to be false witnesses, or to sow discord amongst detainees.

### LEOPOLD: When did you become aware that journalists were writing about torture at Guantanamo and at prisons in Iraq and Afghanistan?

HICKS: Not until the photos from Abu Ghraib in Iraq had become public. I found the public debate interesting. At first it was, "are they being tortured or not." Then once torture was confirmed, the debate evolved to, "is it acceptable, is it justified, is it legal?" I am surprised by how many people still try to justify torture and support it as government policy, as an extra "necessary" tool to tackle terrorism.

### LEOPOLD: Do you know if any prisoners ever died at Guantanamo while you were there?

HICKS: Four died during my time in Guantanamo.

### LEOPOLD: Have you heard about the three prisoners who allegedly committed suicide in June 2006? Do you know anything about them? Do you believe they committed suicide?

HICKS: Suicide is possible in that situation, but evidence has emerged in various forms and from various sources suggesting foul play. Some witnesses are soldiers and have said that they believe that the detainees were "accidentally," killed during an interrogation at a secret camp on the island called "Camp No," as in no, it doesn't exist. It seems they pushed their dangerous techniques too far. The fact that

the organs were removed from the bodies so that an independent autopsy could not be carried out raises more questions than answers. This topic is covered in detail in my book with researched references pointing to foul play.

### LEOPOLD: Did you ever interact with Shaker Aamer, the last British resident still held at Guantanamo?

DH: I saw him on the odd occasion over the years and exchanged greetings, otherwise I never had the chance to talk or interact with him. The military has often kept him separated from other detainees and I believe subjected him to horrific treatment. When I left GTMO in early 2007 I knew that he was being held in isolation in Camp Echo because that is where I was. Whenever I saw him he always looked so skinny, weak, and tired. I cannot understand why they continue to hold him and the nearly two hundred men still detained there.

### LEOPOLD: Were dogs ever used to invoke fear in you? You describe the use of chainsaws in your book. What was the purpose of this?

HICKS: Not personally, dogs were mainly used against detainees known to have a fear of them. Our individual fears and weaknesses were used against us as customized interrogations. The chainsaw engines kept at full revs were used as part of their noise manipulation program. It prevented detainees from communicating with each other, prevented sleep, and basically drove us mad.

### LEOPOLD: Can you tell me whether you have any flashbacks and if so what triggers it? When that happens, what do you start to feel?

HICKS: Day time flashbacks consist of those moments of vivid clarity as I de-



The chainsaw engines kept at full revs were used as part of their noise manipulation program. It prevented detainees from communicating with each other, prevented sleep, and basically drove us mad

scribed previously, but it is the dreams that are the worst. I see myself having to begin the long process of imprisonment again accompanied with vivid feelings of hopelessness and no knowledge of the future or how long it will last. The other dreams consist of gruesome medical experimentations too horrible to describe. Losing my personality, my identity, memories and self is much more frightening to me than any physical harm. It is these dreams that are the most common and terrifying.

### LEOPOLD: Do you remember former Guantanamo guards Brandon Neely and Albert Melise?

HICKS: Unfortunately, I don't remember Neely from Camp X-ray, it was a very confusing time for me. We established contact last year, but I became aware of Neely some time ago when he flew to the UK and publicly met some of the former UK detainees. He apologized for what he and his government had done. He is a brave man and I admire his courage and moral values so it was an honor to speak with him. I remember the polite and respectful soldiers, and the bad, but especially the good men and women I spent time with privately, such as in Camp Echo. One of those good men is Albert Melise who made contact with me to apologize, to offer help, and to see if I was alright. I remember him well because he did what he could in that controlled high security environment to help slow the deterioration of my sanity for the few months I spent with him. He is another brave man that I respect and admire, to add his voice to the growing number of witnesses that are coming forward to publicly share the truth and expose that shameful time in our history. Melise did a lot to help me in those dark times, and it was a joy to hear his voice that first time as a free man. I hope to gather enough funds so I can fly these two

men to Australia to thank them personally and show my gratitude for their friendship and trust. I'd like to show them my hospitality and my country, and to show them how much I appreciate their past kindness and current bravery. Neely and Melise were not alone in covertly showing humanity to myself and other detainees whenever they had the opportunity. A handshake, an apology (though that responsibility shouldn't have to have been shouldered by them), even a simple hello and a smile goes a long way in an environment drowning in hostility and hatred. There were other soldiers who helped me in their own way and apologized for what was happening when no one else was around. As bad as that place was, and some of the people who worked there, they were all human and there is good in all of us. A good percentage of the soldiers were very young and most were only reservists who had never expected to be deployed. It was always interesting to watch the shock on their faces when they first entered the camps, a scene they had often seen only in old war movies and the realization that their government "did torture." Some of these poor souls suffered greatly as they experienced the "other" America and struggled to carry out questionable orders. It is not just the tortured who suffer.

### LEOPOLD: What do you think should happen, if anything, to the individuals who tortured you and the government officials who sanctioned it?

HICKS: As for the soldiers I don't think "following orders" is an excuse. Interrogators should be disciplined and charged if found to have acted illegally. All medical personnel who participated in interrogations, whether doctors, nurses, corpsman, psychologists and psychiatrists should be investigated and banned from practicing,



Justice is coming slowly however. **Former** Guantanamo soldiers. translators, FBI and other US employees, even prosecutors, have gone public to expose the truth of GTMO and many documents have made it into the public realm

even if they only gave advice or kept silent if aware of what was happening. I also think that the highest ranking military officials, politicians, and lawyers who created and supported the system need to go in front of an international court.

But these are not the only issues. GTMO should be closed, torture abolished, military commissions scrapped, renditions ceased, indefinite detention should be a thing of the past, and people (including children) should no longer be made to "disappear" into unknown black site prisons.

Justice is coming slowly however. Former Guantanamo soldiers, translators, FBI and other US employees, even prosecutors, have gone public to expose the truth of GTMO and many documents have made it into the public realm. Spain and Germany had begun the process of prosecuting former president Bush and members of his regime but after being pressured by the US they dropped the proceedings. The latest country said to be exploring the possibility of prosecuting US officials is Poland for the US using its soil in its rendition program. Last year Italy convicted 26 CIA agents in absentia for their involvement in kidnapping an Italian citizen and then dumping him in the woods near his home in the middle of the night a year later. The former UK detainees were recently paid just over a million pounds each in compensation and the Australian government has just paid compensation to the other Australian who was held in GTMO after being tortured in Egypt. In both instances these men were required to drop their court cases against the state. Wikileaks has been another vehicle shedding light on what took place at GTMO and beyond, exposing those responsible for illegal acts. Sometime this year about thirteen hundred diplomatic cables are to be released concerning Australia. I have been told to look out for in-

### JASON LEOPOLD

formation concerning my case. Especially cables that talk about the treatment I was receiving, and who was involved with the political interference and creation of the plea deal that I was forced to sign if I was ever to come home. I will be watching with great interest once all that information comes to light.

LEOPOLD: Is there anything the US government or the Australian government told you that you can never speak about? HICKS: There was a one year gag order upon my release and I had to sign a plea agreement that said I had never been mistreated by US officials or their employees while in US detention. I am also not allowed to challenge or "collaterally attack," my conviction, seek compensation or other remedies, or sue anyone for my illegal imprisonment and treatment. I have been advised that no court would uphold the plea agreement.

LEOPOLD: You have a long life ahead of you. What would you like to accomplish?



Hicks wrote that he owed his life to Melise. He said the letter he sent to his father "is very important because it's the first and probably only time I will be able to tell you the truth of my situation"

### What are your hopes and dreams?

HICKS: When I was released I wondered if refugees newly arrived in a country felt similar. I had to begin a new life from the beginning, from collecting a set of identification papers to such privileges as a vehicle license and obtaining a Medicare card. Despite long term plans such as owning a home I have been taking a day at a time, receiving treatment for physical and mental injuries, finding employment and working, and when I get the chance or in the mood fishing or socializing. Writing my book for two years took up a lot of my time, as does keeping abreast of all the continuous developments regarding GTMO, the so-called war on terror and its related policies, and those whose lives (detained or not) they continue to effect, including my own. Life is very busy for me. Finding the love of my life has been my biggest accomplishment, of course! And then writing my book. In the years to come I will continue to rebuild my life, seek normality, and to live in peace with the hardships of the past far behind me.

"Every journalist in America should read this, then quit or riot." - Greg Palast, author of The Best Democracy Money Can Buy

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