

UNITED STATES OF AMERICA

v.

KHALID SHEIKH MOHAMMAD, WALID
MUHAMMAD SALIH MUBARAK BIN
'ATASH, RAMZI BIN AL SHIBH, ALI
ABDUL-AZIZ ALI, MUSTAFA AHMED
ADAM AL HAWSAWI

AE330(AAA)

Defense Motion to Compel Production of
Complete, Unredacted Medical Records

12 December 2014

1. **Timeliness**: This motion is timely filed within the Trial Judiciary Rules of Court, Rule 3.7(b).
2. **Relief Sought**: Mr. al Baluchi respectfully requests that the military commission compel JTF-GTMO and any other relevant agency to produce a complete and unredacted set of all records in the possession of the United States containing information relating to his physical and mental health.
3. **Overview**: Through counsel, Mr. al Baluchi has repeatedly requested an opportunity to view and copy all of his medical records without violation of his medical privacy by the prosecution. In response, the government, through the prosecution, has produced an incomplete set of Mr. al Baluchi's medical records, in that the production contains large gaps of time without records, as well as redaction of all medical care providers. The government's denial of access to evidence and witnesses violates the broad discovery rights afforded in a capital case, military commission rules, and HIPAA/Privacy Rule regulations, as well as the spirit of the military commission's order to reveal health care providers to Mr. Mohammad.¹ This motion is the result of over a year of wholly unnecessary delays and continued obstruction in the response to a simple and straightforward discovery request.
4. **Burden and Standard of Proof**: The burden of persuasion on this motion to compel

discovery rests with the defense.

5. Facts:

- a. On 14 November 2013, Mr. al Baluchi requested all records in the possession of the United States containing information relating to his physical and mental health.² Mr. al Baluchi specifically requested “that the prosecution arrange for custodians to provide responsive information directly to the defense” rather than review Mr. al Baluchi’s private medical records.³
- b. In early April 2013, Mr. Connell contacted the prosecution by telephone to inquire about the availability of certain recent medical records for use in an anticipated motion. The prosecution agreed to try to make recent medical records available on an expedited basis.
- c. On 22 April 2013, the prosecution produced 1,331 pages of DOD medical records.
- d. On 23 April 2013, the prosecution memorialized the 22 April production, and explained that the prosecution intended to produce missing records after processing them.⁴
- e. On 30 April 2013, the prosecution issued a formal response to the discovery request, stating that, “The Prosecution has disclosed certain records, and will continue to disclose additional records, containing information relating to the physical and mental health and/or treatment of your client.”⁵
- f. On 17 July 2013, Mr. al Baluchi requested the DOD policies governing prisoner medical records.⁶ The prosecution has not responded.
- g. On 26 August 2013, Mr. al Baluchi identified and requested known records missing from the

¹ AE200CC Order, Defense Motion to Compel the Production of Witnesses to Testify Regarding the Medical Evidence of Mr. Mohammad’s Torture and His Attempts to Report the Torture.

² DR-017-AAA (Att. B).

³ DR-017A-AAA (Att. C).

⁴ Att. D.

⁵ Att. E.

⁶ DR-080-AAA (Att. F). Although relevant here, the policy discovery request will be the subject of a separate motion.

government medical records production, and unredacted copies of other records.⁷

h. In September 2013, in response to concerns raised by defense counsel, the prosecution informed Mr. Connell that the 22 April 2013 production was undergoing supplemental classification review.

i. On 23 September 2013, Mr. al Baluchi renewed his request for a complete, unredacted set of medical records following the supplemental classification review.⁸

j. On 25 November 2013, the military commission ordered the prosecution to identify the DOD medical personnel who treated Mr. Mohammad.⁹

k. On 27 January 2014, Mr. al Baluchi requested the prosecution to identify the DOD medical personnel who provided medical treatment to Mr. al Baluchi, relying on the military commission's order regarding Mr. Mohammad.¹⁰ As of the date of filing, the prosecution has not responded to this request.

l. On 28 February 2014, the government produced 212 pages of classified medical summaries.

m. On 4 March 2014, Mr. al Baluchi requested the prosecution to produce communications within the DOD regarding access to detainee medical records between 17 October 2006 and 2 May 2008.¹¹

n. On 27 June 2014, the government produced 116 additional pages of redacted medical records.

o. On 6 August 2014, the government produced 151 additional pages of redacted medical records.

⁷ DR-017C-AAA (Att. G). On 16 July 2013, Mr. al Baluchi made a similar, but less comprehensive, request following preliminary analysis of the medical records. DR-017B-AAA D (Att. H). The 26 August 2013 request includes all the information identified in the 16 July 2013 request, plus additional information identified after more complete analysis.

⁸ DR-017D-AAA (Att. I).

⁹ AE200CC (Order)

p. On 1 October 2014, the government produced 67 additional pages of redacted medical records.

q. Medical records from the following time periods are entirely absent from the documents which have been produced at this time:

Doctor's Routine Orders

September 2007, March-July 2008, August 2008, March 2009, June-July 2009, December 2009, February 2010, August-September 2010, November-December 2010, February-April 2011, August-October 2011, December 2011, February 2012, April-November 2012, August 2013, November 2013, March 2014, and July 2014 - Present.

Chronological Records of Medical Care

July-December 2007, January-June 2008, July 2011, October 2011, December 2011, January - August 2012, November - December 2013, and January - March 2014, and July 2014 - Present.

PRN & Variable Dose Medication/Medication Administration Records

February 2007, July 2008, December 2008, and all of June 2012-2014.

Medication Administration Records

February 2007, July 2008, December 2008, July 2012-December 2012, January-June 2013, September 2013, November 2013, March 2014, and July 2014-Present.

¹⁰ DR-017E-AAA (Att. J).

¹¹ DR-152-AAA (Att. K).

Staff Psychiatry Progress Notes

April 2008, June-July 2008 and December 2008, February-April and October 2009, March 2010, August-December 2010, and all of 2011-2014.

Patient Lab Inquiry/Radiological Examination Reports

March-April 2007, January-February, April-September, and November-December 2008 , April 2009, and June-December 2009, January-April, and September-December 2010, January-February, April, and June-December 2011, January-March 2012, May-July 2012, November-December 2012, January 2013, August 2013, November-December 2013, February-March 2014, and June 2014-Present.

DSMP Sessions Documents

All documents, if any, prior to March 2009, and November-December 2011, January-April 2012, June-December 2012, and all of 2012-2014.

o. The prosecution left additional gaps within the medical records, as detailed in a more extensive attachment.¹² In several instances, the defense has noted that the prosecution has not produced medical records which are cross-referenced in related treatment documents, and a large number of smaller chronological gaps which likely indicate additional missing records.

6. Law and Argument

A. Mr. al Baluchi is constitutionally entitled to broad and unfettered access to his medical records in preparation of his defense in a capital case.

Mr. al Baluchi is entitled to a complete copy of his medical records under *Brady v. Maryland*.¹³ Capital prosecutions provide the broadest possible discovery rights for evidence relating to either guilt or punishment. Mr. al Baluchi's complete medical records provide exculpatory evidence by establishing his mental and physical state during his interrogation by the FBI and DOD, and mitigating evidence through the demonstrable long-term effects of past mistreatment and current conditions of confinement.

In *Brady*, the U.S. Supreme Court held that the suppression of evidence favorable to an accused violates due process where the evidence is material either to guilt *or* punishment.¹⁴ Where, as here, Mr. al Baluchi faces the death penalty, the Supreme Court has spoken of relevant mitigating evidence "in the most expansive terms."¹⁵

Capital prosecutions require the most exacting standards to ensure fairness to the accused. "Time and again the [Supreme] Court has condemned procedures in capital cases that might be completely acceptable in an ordinary case."¹⁶ This includes strict guidance that the fact finder must be permitted to consider any and all mitigating factors in determining whether the death penalty should be imposed.¹⁷ A complete, thorough, and individualized assessment of a

¹² Att.L.

¹³ 373 U.S. 83 (1963).

¹⁴ See also *Youngblood v. West Virginia*, 547 U.S. 867, 869–70 (2006) (holding that "[a] *Brady* violation occurs when the government fails to disclose evidence materially favorable to the accused"); *Pennsylvania v. Ritchie*, 480 U.S. 39, 57 (1987) ("It is well settled that the government has the obligation to turn over evidence in its possession that is both favorable to the accused and material to guilt or punishment.").

¹⁵ *Tennard v. Dretke*, 542 U.S. 274, 284 (2004).

¹⁶ *Caspari v. Bolden*, 510 U.S. 383, 393 (1994) (quoting *Strickland v. Washington*, 466 U.S. 668, 704-05 (1984) (Brennan, J., concurring in part and dissenting in part)).

¹⁷ See *Penry v. Lynaugh*, 492 U.S. 302, 319 (1989), *overruled on other grounds*, *Atkins v. Virginia*, 536 U.S. 304 (2002).

defendant's unique circumstances is essential in all capital cases,¹⁸ and "virtually no limits are placed on the relevant mitigating evidence a capital defendant may introduce concerning his own circumstances."¹⁹ As such, there is no requirement that Mr. al Baluchi demonstrate a nexus between the requested records and the charged offenses.²⁰

Complete medical records are vital evidence regarding the impact of Mr. al Baluchi's prolonged detention in isolation as well as the long-term impact of past mistreatment. Psychological trauma has significant value as a potential mitigating factor in sentencing, and, indeed, a failure to raise psychological or mental issues as sentencing mitigation can amount to ineffective assistance of counsel.²¹ An expert must analyze Mr. al Baluchi's complete medical records to allow presentation of mitigating factors such as his physical and mental state, the overall sufficiency of his medical care, and the effects of his long-term confinement and past mistreatment. Information contained within Mr. al Baluchi's medical and mental health records falls squarely within the definition of mitigating evidence. Further, the records may open up avenues of investigation providing leads to additional mitigation evidence.

B. Mr. al Baluchi is entitled to his own medical records as evidence material to his defense under rules governing military commissions.

Mr. al Baluchi is further entitled to a complete copy of his medical records under Rule for Military Commissions (R.M.C.) 701²² which require production of records "material to the preparation of the defense." Mr. al Baluchi's medical records contain the identities of witnesses which are discoverable under the same basis as the discovery of medical personnel ordered for

¹⁸ *Lockett v. Ohio*, 438 U.S. 586, 605 (1978).

¹⁹ *Eddings v. Oklahoma*, 455 U.S. 104, 114 (1982).

²⁰ *See Tennard v. Dretke*, 542 U.S. 274, 284-85 (2004).

²¹ *United States v. Doss*, 57 M.J. 182, 185 (C.A.A.F. 2002).

²² *See also United States v. Yunis*, 867 F.2d 617 (D.C. Cir. 1989), *aff'd*, *United States v. Yunis*, 924 F.2d 1086 (D.C. Cir. 1991).

Mr. Mohammad last year.²³ Mr. al Baluchi's medical records are probative of his mental and physical state during his interrogation at Guantanamo, are evidence of long-term effects of isolated detention and past mistreatment, and are required for a determination as to his ability to assist in his own defense. Mr. al Baluchi's complete medical records are therefore material and relevant to both guilt and sentencing.

Specific Rules for Courts-Martial (R.C.M.) and Rules for Military Commissions are premised on *Brady*, with specific incorporation of the protections of *Brady* at R.C.M. 701(a)(6).²⁴ The parallel Military Commissions Rule, R.M.C. 701, is a nearly verbatim replication of R.C.M. 701, and by extension, incorporates the adoption of the *Brady* rule.

Both sets of Rules also require the fact finder to consider mitigation evidence in the broadest possible terms, broader in fact than those available under the federal rules.²⁵ Expanded discovery rights were incorporated into R.C.M. 701 and 703,²⁶ and apply equally to military commissions under R.M.C. 701 and 703. Further, the Military Commissions Act specifically provides broad discovery rights to exculpatory evidence.²⁷ The structure of a capital sentencing proceeding under both the Rules for Courts-Martial and Military Commission Rules contemplate the presentation of mitigation evidence and requires the panel to consider such evidence in reaching its sentencing determination, consistent with Supreme Court jurisprudence.²⁸

The Rules for Military Commissions compel production of a complete and unredacted

²³ AE200CC(Order)

²⁴ *United States v. Williams*, 50 M.J. 436, 440 (C.A.A.F. 1999).

²⁵ *United States v. Reece*, 25 M.J. 93, 94-95 (C.M.A. 1987); *see also* Art. 46, U.C.M.J., 10 U.S.C. § 846.

²⁶ *See Reece*, 25 M.J. at 94-95.

²⁷ 10 U.S.C. § 949j(d).

²⁸ Rule for Courts Martial 1004 and Rule for Military Commissions 1004. Both Rules, identical in this regard, provide that "the accused shall be given broad latitude to present evidence in extenuation and mitigation" and require the Military Judge to instruct the members "that they must consider all evidence in extenuation and mitigation before they may adjudge death."

copy of medical records, which are material to the preparation of the defense.²⁹ Even if classified, the medical records meet the definition of materiality laid out in *United States v. Yunis*.³⁰ Even in the less protective *habeas* system, the D.C. Circuit has established that the government may not unilaterally decide that material information is non-discoverable.³¹ In the present case, the Commission has already ordered discovery of the identities of medical personnel who provided care to Mr. Mohammad.³²

Mr. al Baluchi is entitled to his complete medical records under a straightforward analysis of the Military Commissions rules and *Yunis*. First, Mr. al Baluchi's medical records may shed light on the conditions of his detention, on his physical and mental states during his detention, and consequently, on the circumstances in which he made any statements to government investigators. Because the circumstances surrounding any statements Mr. al Baluchi made to government investigators may be a key issue in this case, Mr. al Baluchi's medical records are relevant, helpful to his defense, and therefore material.

Even in the limited context of Guantanamo *habeas* claims,³³ medical records which potentially relate to inculpatory statements are discoverable, in that they may provide evidence of mental instability or physical illness.³⁴ Physical or mental distress can invalidate an otherwise

²⁹ R.M.C. 701(c)(2) requires that “[a]fter service of charges, upon a request of the defense, the Government shall permit the defense counsel to examine . . . (2) Any results or reports of physical or mental examinations, and of scientific tests or experiments, or copies thereof, which are within the possession, custody, or control of the Government, the existence of which is known or by the exercise of due diligence may become known to the trial counsel, and which are material to the preparation of the defense or are intended for use by the trial counsel as evidence in the prosecution case-in-chief at trial.

³⁰ 867 F.2d 617 (D.C. Cir. 1989).

³¹ *Bismullah v. Gates*, 501 F.3d 178, 188 (D.C. Cir. 2007); *see also Parhat v. Gates*, 532 F.3d 834, 853 (D.C. Cir. 2008).

³² AE200CC(Order).

³³ Habeas challenges are by their nature a much narrower and more limited inquiry. *See Awad v. Obama*, 608 F.3d 1, 11 (D.C. Cir. 2010) (upholding a preponderance of the evidence standard for habeas claims and limiting inquiry to whether an individual is functionally “part of” the Taliban or Al-Qaeda).

³⁴ *See Al-Ansi v. Obama*, 647 F. Supp. 2d 1, 8-9 (D.C. Cir. 2009).

“voluntary” waiver of rights.³⁵ Further, even where mental or physical conditions do not rise to the level of invalidating a statement, they may significantly impact the credibility of such statements.

Second, Mr. al Baluchi’s current mental and physical state is also material to his ability to participate and assist in his own defense. Defense counsel’s knowledge as to Mr. al Baluchi’s “true medical condition” is essential to effective representation and a review of medical records is proper to investigate potential incapacity.³⁶

Third, Mr. al Baluchi’s medical records are probative of the impact of his conditions of confinement. Conditions of confinement have already been broadly challenged by counsel for Mr. al Hawsawi,³⁷ and Mr. al Baluchi has filed a more limited motion and may be anticipated to file further challenges.³⁸

Although international humanitarian law (IHL), supplemented by international human rights law (IHRL), is *lex specialis* for issues of conditions of law-of-war confinement,³⁹ the Detainee Treatment Act incorporates the Eighth Amendment as a floor for treatment standards.⁴⁰ Under IHL, IHRL, and domestic law and policy, JTF-GTMO must provide Mr. al Baluchi with adequate medical care,⁴¹ including the adequate record-keeping and medical privacy.⁴²

³⁵ See *Yunis*, 867 F.2d at 621-22.

³⁶ *Husayn v. Gates*, 588 F. Supp. 2d 7, 8 (D.C. Cir. 2008), *Al-Joudi v. Bush*, 406 F. Supp. 2d 13, 21-22 (D.C. Cir. 2005).

³⁷ AE303(MAH)

³⁸ AE321(AAA)

³⁹ See AE321(AAA Sup.) Supplement to Defense Motion to Permit Telephone Access with Family Members; AE321C(AAA) Reply to Government Response to Defense Motion to Permit Telephonic Access with Family Members; see also Department of Defense Directive No. 2311.01E DoD Law of War Program § 4 (2011).

⁴⁰ 42 U.S.C. § 2000dd.

⁴¹ *Estelle v. Gamble*, 429 U.S. 97, 103 (1976); *Brown v. Plata*, 131 S.Ct. 1910, 1928 (2011) (“Prisoners retain the essence of human dignity inherent in all persons. Respect for that dignity animates the Eighth Amendment prohibition against cruel and unusual punishment... A prison that deprives prisoners basic sustenance, including adequate medical care, is incompatible with the concept of human dignity and has no place in civilized society.”).

Insufficient medical care can amount to an Eighth Amendment violation,⁴³ in addition to its relevance as a mitigating factor.

Under the Standard Operating Procedures for JTF-Guantanamo⁴⁴ and applicable DoD Regulations,⁴⁵ medical records for detainees are to be maintained in the same manner as servicemember records.⁴⁶ There is no indication that any of the missing records have been lost, altered, or destroyed. Assuming that Joint Task Force-Guantanamo (JTF-GTMO) is in compliance with its own SOP and applicable Regulations, the records should be relatively simple to locate and organize, in stark contrast to the scattershot approach currently employed in a production which was already long-delayed.

The primary evidence as to the sufficiency of medical care at Guantanamo is obviously contained within the detainees' medical records. Expert analysis is necessary for a determination of the sufficiency of Mr. al Baluchi's medical care and valid analysis requires complete and logically organized records, and gaps in medical records may in and of themselves be evidence of insufficient medical care. Further, Mr. al Baluchi's mental and physical state, along with any statements to medical personnel, may provide evidence of other deficiencies in his conditions of

⁴² U.N. Convention Against Torture, Concluding observations on Bosnia and Herzegovina, 2011. CAT/C/BIH/CO/2-5 at Para. 21 (Recommending an individual right to access medical records in response to allegations of torture or mistreatment), available at <http://www.ohchr.org/EN/countries/ENACARegion/Pages/BAIndex.aspx>. U.N. Human Rights Committee, G.C. No. 34, Art. 19 at Para. 18 (Sep. 12, 2011), ("Pursuant to article 10 of the [International Covenant on Civil and Political Rights], a prisoner does not lose the entitlement to access to his medical records."), available at <http://www2.ohchr.org/english/bodies/hrc/docs/GC34.pdf>.

⁴³ *Farmer v. Brennan*, 511 U.S. 825, 836 (1994) (holding that an Eighth Amendment violation occurs when prison officials demonstrate "deliberate indifference" towards a "substantial risk of harm" to the prisoner).

⁴⁴ Executive Review on Department Compliance with President's Executive Order on Detainee Conditions of Confinement (Walsh Report) 54-61 (2009). Mr. al Baluchi has requested SOPs for Camp 7, but the prosecution has not provided them.

⁴⁵ U.S. DEP'T OF DEF. INST. 2310.08E, Subj: Medical Program Support for Detainee Operations, June 6, 2006.

confinement. Mr. al Baluchi's complete medical records are therefore vital to a full and fair determination of the facts underlying a series of conditions of confinement challenges by the detainees.

C. Mr. al Baluchi is entitled to discovery of the identities of medical personnel providing treatment in order to corroborate the medical documents and as witnesses.

Mr. al Baluchi is entitled to unredacted copies of his medical records which include the identities of medical personnel, consistent with the reasoning in a similar previous order by the military commission relating to Mr. Mohammad.⁴⁷ Through redaction, the government is denying the defense access to dozens of important witnesses to Mr. al Baluchi's physical and mental health. Congress specifically provided in Article 46 of the U.C.M.J. that "trial counsel, defense counsel and court-martial shall have equal opportunity to obtain witnesses and other evidence."⁴⁸ The prosecution may not "unreasonably impede" the defense's access to witnesses,⁴⁹ and individuals identified in Mr. al Baluchi's medical records are clearly witnesses who can provide additional information not present in those records. The sole reason the prosecution seeks to redact names from Mr. al Baluchi's medical records is to deny the defense access to witnesses. Without their names, the defense cannot interview, challenge credibility, or seek to compel an appearance if necessary.⁵⁰ Further, it is impossible for the defense to clarify

⁴⁶ In fact, there are additional protections afforded to detainee medical records; however, it is clear that detainee records are to be maintained with the same level of completeness and organization required for servicemember medical records.

⁴⁷ Chapter 47A of Title 10 U.S.C. § 949(j), Mil. Comm. R. Evid. 505.

⁴⁸ Art. 46, U.C.M.J., 10 U.S.C. § 846.

⁴⁹ R.M.C. 701(j).

⁵⁰ It is worth noting that any medical care provided to Mr. al Baluchi during his detention at Guantanamo, with charges either filed or pending at all times, would foreseeably become a major issue at trial. Although medical records are not typically considered testimonial under *Melendez-Diaz v. Massachusetts*, 557 U.S. 305 (2009), the unusual nature of these proceedings arguably make some or all of Mr. al Baluchi's medical records, for example psychiatric records, testimonial documents which were created in preparation of a criminal prosecution, which would

discrepancies, omissions, or ambiguities within key medical documents without access to the identities of the medical personnel who provided care and created the documents.

Mr. al Baluchi also has a right to the identities of any treating personnel as potential witnesses of his own previous statements. Any statements made by a defendant to medical personnel during detention, for the purposes of medical treatment or otherwise, must be produced “practically a matter of right even without a showing of materiality.”⁵¹ Thus, only a minimal showing of relevance is necessary to support their production. Mr. al Baluchi’s medical records contain direct and indirect references to his own statements throughout, and are therefore inherently subject to discovery by the defense. Mr. al Baluchi is therefore entitled to discover corroborating witnesses to any such statements among the treating medical personnel.

D. Mr. al Baluchi is entitled to his medical records under the terms of HIPAA and the Privacy Rule.

Mr. al Baluchi’s medical records fall within the purview of the Health Insurance Portability and Accountability Act of 1996 (“HIPAA”).⁵² Mr. al Baluchi would therefore be entitled to complete production of his medical records even if the records had no evidentiary value at trial.

Regulations promulgated to carry out HIPAA’s privacy goals, collectively known as the “Privacy Rule,” apply broadly to all “protected health information” held or transmitted by a “covered entity.”⁵³ Any provider of medical or health services who transmits any health information in electronic form is a “covered entity.”⁵⁴ “Protected health information” is information that relates to the individual’s past, present or future physical or mental health or

therefore not only compel the discovery of the medical personnel’s identities, but in fact require that those individuals be made available for testimony at trial.

⁵¹ *Yunis*, 867 F.2d at 621-22.

⁵² 42 U.S.C. § 1320d-1.

⁵³ 45 C.F.R. §164.502(a) (2007).

condition, or to the provision of health care to the individual, and that identifies the individual.⁵⁵

Access to one's own medical records is an essential right protected by the Privacy Rule and HIPAA.⁵⁶ The Privacy Rule provides that "an individual has a right of access to inspect and obtain a copy of protected health information about the individual."⁵⁷

Mr. al Baluchi's medical records, as information relating to his "past, present or future physical or mental health or condition" and to the government's provision of health care to him, clearly constitute "protected health information" under HIPAA and the Privacy Rule.⁵⁸ Any government medical or health providers who transmitted any of Mr. al Baluchi's health information in electronic form meet the Privacy Rule's definition of "covered entity."⁵⁹ As noted above, JTF-GTMO clearly maintains detainee medical records in a manner that establishes them as a covered entity under HIPAA. As a result, under HIPAA and the Privacy Rule, Mr. al Baluchi has "a right of access to inspect and obtain a copy" of his medical records.⁶⁰

Further, an individual's medical records are entitled to a reasonable expectation of privacy which generally prohibits sharing medical information with nonmedical personnel.⁶¹ While Mr. al Baluchi continues to be denied complete access to his own medical records, the prosecution appears to have unfettered access for purposes of trial preparation and redaction in

⁵⁴ 45 C.F.R. § 160.103 (2007).

⁵⁵ 45 C.F.R. § 164.501 (2007).

⁵⁶ *See, e.g., Webb v. Smart Document Solutions*, 499 F.3d 1078, 1080-84 (9th Cir. 2007) (noting that the broad right of access provided in the Privacy Rule implemented the Congressional directives in HIPAA).

⁵⁷ 45 C.F.R. § 164.524(a)(1) (2007).

⁵⁸ 45 C.F.R. § 164.501 (2007).

⁵⁹ 45 C.F.R. § 160.103 (2007).

⁶⁰ 45 C.F.R. § 164.524(a)(1) (2007).

⁶¹ *Whalen v. Roe*, 429 U.S. 589, 599 (1977); *Nixon v. Adm'r of General Servs.*, 433 U.S. 425, 457 (1977); *Ohio v. Akron Ctr. for Reproductive Health*, 497 U.S. 502, 529 (1990) (Blackmun, J., dissenting); *Ferguson v. City of Charleston*, 532 U.S. 67, 78 (2001).

contradiction to clear legal precedent.⁶²

Mr. al Baluchi therefore respectfully requests that this Commission compel production of a complete and unredacted set of all records in the possession of the United States containing information relating to his physical and mental health.

7. **Request for Oral Argument:** The defense requests oral argument.
8. **Certificate of Conference:** The prosecution states its position as follows: “While the Prosecution is committed to providing you your client’s complete medical record during his time in U.S. custody, the Prosecution opposes disclosing the records in a completely un-redacted form.”
9. **Attachments:**
 - A. Certificate of Service.
 - B. DR017 Discovery Request (medical records).
 - C. DR-017A-AAA Discovery Request supplement (medical records).
 - D. Gov't 1st Response to DR-017-AAA.
 - E. Gov't Response to DR-017-AAA.
 - F. DR-080-AAA medical record policies.
 - G. DR-017C-AAA Discovery Request Third Supplement (medical records).
 - H. DR-017B-AAA.
 - I. DR-017D-AAA Discovery Request supplement (medical records).
 - J. DR-017E-AAA Discovery Request Fifth Supplement (medical personnel).
 - K. DR-152 Comms re medical record release policy.
 - L. Al Baluchi Medical Records Chronology.

⁶² Accordingly, Mr, al Baluchi requested the production of the medical records directly from JTF-GTMO, rather than through the prosecution. *See* Att. C. Medical privacy will be the

Very respectfully,

//s//

JAMES G. CONNELL, III
Detailed Defense Counsel

Counsel for Mr. al Baluchi

//s//

STERLING R. THOMAS
Lt Col, USAF
Detailed Military Counsel

subject of a separate motion.

CERTIFICATE OF SERVICE

I certify that on the 12th day of December, 2014, I electronically filed the foregoing document with the Clerk of the Court and served the foregoing on all counsel of record by email.

//s//

JAMES G. CONNELL, III
Learned Counsel



**DEPARTMENT OF DEFENSE
OFFICE OF THE CHIEF DEFENSE COUNSEL
OFFICE OF MILITARY COMMISSIONS
1620 DEFENSE PENTAGON
WASHINGTON, DC 20301-1620**

14 November 2012

MEMORANDUM FOR Trial Counsel

FROM: James G. Connell, III, Counsel for Mr. al Baluchi

SUBJECT: DEFENSE REQUEST FOR DISCOVERY

Pursuant to 10 U.S.C. § 949j, Rules for Military Commission 701, 45 Code of Federal Regulations § 164.524, and the Due Process Clause of the United States Constitution, Mr. al Baluchi through counsel requests the government furnish all documents or information in its possession, or known or discoverable by the government, which directly or indirectly mentions or pertains to Mr. al Baluchi or any government witnesses or which is otherwise relevant to this case.

In particular, the defense requests a copy of all records (electronic or otherwise) in the possession of the United States containing information relating to the physical and mental health and/or treatment of Mr. al Baluchi. This request encompasses any information of a medical, psychological, psychiatric, psychosocial, audiological, nursing, or allied professional nature, regardless of any distinction drawn in a system of records, including collateral records obtained from outside sources that may have been used in evaluating or treating Mr. al Baluchi. This request includes any information that may be in the possession of the Department of Defense, the Central Intelligence Agency, any other United States department or agency, and any former or present contractor, consultant, or business associate to a United States department or agency.

Thank you for your attention in this matter. If you have any questions about this request or would like to discuss further, please feel free to contact me.

Respectfully Submitted,

//s//

James G. Connell, III
Counsel for Mr. al Baluchi



**DEPARTMENT OF DEFENSE
OFFICE OF THE CHIEF DEFENSE COUNSEL
OFFICE OF MILITARY COMMISSIONS
1620 DEFENSE PENTAGON
WASHINGTON, DC 20301-1620**

14 November 2012

MEMORANDUM FOR Trial Counsel

FROM: James G. Connell, III, Counsel for Mr. al Baluchi

SUBJECT: SUPPLEMENT TO DEFENSE REQUEST FOR DISCOVERY

Earlier today, the defense requested a copy of all records (electronic or otherwise) in the possession of the United States containing information relating to the physical and mental health and/or treatment of Mr. al Baluchi.

Please note that the defense does not authorize the prosecution to review or examine any such records as they may be covered by M.C.R.E. 513, the HIPAA Privacy Rule, and by common-law privileges and privacy interests with respect to medical treatment. Rather, the defense requests that the prosecution arrange for custodians to provide responsive information directly to the defense and provide contact information for any such custodian.

Thank you for your attention in this matter. If you have any questions about this request or would like to discuss further, please feel free to contact me.

Respectfully Submitted,

//s//

James G. Connell, III
Counsel for Mr. al Baluchi

DR017A

OSD OMC Defense

Subject: Explanation of Medical Records Delivered on 22 April 2013
Signed By: [REDACTED]

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

From: Trivett, Clay Off-site
Sent: Tuesday, April 23, 2013 12:59 PM
To: Connell, James G III CIV OSD OMC Defense
Subject: Explanation of Medical Records Delivered on 22 April 2013

Mr. Connell,

Yesterday you should have received various medical record discovery for Mr. Ali. While working on your request on an expedited basis for medical records spanning the past few months, the Prosecution had also been simultaneously working on providing medical records for your client from his entire time in Guantanamo Bay. While not all of the medical records from 2006 to present were disclosed to you today, you should have received records dating approximately from September 2006 to June 2012. You also received the most recent medical records you requested for the past few months, which date from 6 Feb 2013 to 26 Mar 2013. The Prosecution is continuing to process JTF medical records for discovery that may date between those two periods and you will be provided those upon completion.

Due to the bi-furcated nature of the expedited request, and due to the fact that the first set of records were turned over simultaneous with the first set of records, I figured I would provide an explanation to you as to why there may be significant gaps in time after today's disclosure. Please be assured the Prosecution still intends to provide all of the medical records for your client.

Please call me if you have any questions.

Regards,

[REDACTED]

[REDACTED]



OFFICE OF THE
CHIEF PROSECUTOR

DEPARTMENT OF DEFENSE
OFFICE OF MILITARY COMMISSIONS
1610 DEFENSE PENTAGON
WASHINGTON, DC 20301-1610

30 April 2013

MEMORANDUM FOR Defense Counsel for Ali Abdul Aziz Ali

SUBJECT: Prosecution Response to 14 November 2012 Request
for Discovery

The Prosecution received the Defense request for discovery dated 14 November 2012. This memorandum details the Prosecution's response to this request.

The Prosecution will produce all relevant, material, and responsive information in accordance with the Military Commissions Act of 2009 ("M.C.A."), 10 U.S.C. §§ 948a et seq., Rules for Military Commissions ("R.M.C.") 701 and 703, Military Commissions Rule of Evidence ("M.C.R.E.") 505, and other applicable law, including any materials that may mitigate the punishment or lead to materials that would mitigate punishment, pursuant to R.M.C. 701.

The Prosecution hereby responds to the 14 November 2012 Defense request for all records relating to the physical and mental health and/or treatment of your client.

The Prosecution has disclosed certain records, and will continue to disclose additional records, containing information relating to the physical and mental health and/or treatment of your client. To date, the Prosecution has disclosed 1,331 pages of various medical records (Bates Stamped MEA-10018-1 through MEA-10018-1331). These records date from September 2006 to June 2012, and 6 February 2013 to 26 March 2013. Records that date between those two periods of time will be disclosed in the future.

Respectfully,

_____/s/_____
Clay Trivett
Deputy Trial Counsel

Attachment F



**DEPARTMENT OF DEFENSE
OFFICE OF THE CHIEF DEFENSE COUNSEL
OFFICE OF MILITARY COMMISSIONS
1620 DEFENSE PENTAGON
WASHINGTON, DC 20301-1620**

17 July 2013

MEMORANDUM FOR Trial Counsel

FROM: Sterling R. Thomas, Lt Col, USAF, Military Defense Counsel for Mr. al Baluchi

SUBJECT: DEFENSE REQUEST FOR DISCOVERY (**DR-080-AAA**)

Defendant, by and through undersigned counsel pursuant to RMC 701, the Due Process Clause of the Fifth Amendment, the Confrontation Clause to the Sixth Amendment, and the Compulsory Process Clause of the Sixth Amendment to the United States Constitution, hereby requests that the government produce the document(s) and information listed below.

Please produce all policies governing the creation, preservation, redaction, and/or distribution of medical records of "high-value" detainees held by Joint Task Force-Guantanamo that have been in effect at any time from August 2006 to the present.

Thank you for your attention in this matter. If you have any questions on this request or would like to discuss further, please feel free to contact me.

Respectfully submitted,

//s//

Sterling R. Thomas,
Lieutenant Colonel, USAF
Military Defense Counsel for Mr. al Baluchi

Attachment G

Filed with TJ
12 December 2014

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**DEPARTMENT OF DEFENSE
OFFICE OF THE CHIEF DEFENSE COUNSEL
OFFICE OF MILITARY COMMISSIONS
1620 DEFENSE PENTAGON
WASHINGTON, DC 20301-1620**

26 August 2013

MEMORANDUM FOR Trial Counsel

FROM: Sterling R. Thomas, Lt Col, USAF, and Military Defense Counsel for Mr. al Baluchi

SUBJECT: DEFENSE REQUEST FOR DISCOVERY
(Supplemental Request re Defendant's Medical Records)

Defendant, by and through undersigned counsel pursuant to RMC 701, 10 U.S.C. § 949p-4, Common Article III to Geneva Convention (III) Relative to the Treatment of Prisoners of War, Aug. 12, 1949, the Due Process Clause of the Fifth Amendment, the Confrontation Clause to the Sixth Amendment, and the Compulsory Process Clause of the Sixth Amendment to the United States Constitution, hereby requests that the government produce the following discovery:

Discovery Request

This discovery request supplements the earlier request for medical records dated 14 November 2012 (DR-017-AAA), its supplement of the same date (DR-017A-AAA), and its second supplement (DR-017B-AAA) dated 16 July 2013. On 22 April 2013, the prosecution made a partial production of Mr. al Baluchi's Department of Defense medical records. I appreciate the efforts of the prosecution to expedite this production.

The 22 April 2013 production of medical records is incomplete in several respects. I write to reiterate our request for a complete copy of Mr. al Baluchi's medical records in the possession of the United States. This request includes but is not limited to the following:

- (1) *Omitted time periods.* The earliest non-redacted date in the produced records is 8 September 2006; the United States had custody of Mr. al Baluchi prior to that date. For example, a medical notation on 28 June 2007 (MEA-10018-00000159) refers to stool samples taken in August 2004 as well as additional follow-up testing. Please provide the complete records for the entire duration that Mr. al Baluchi has been in the custody of the United States. Furthermore, your memorandum of 30 April 2013 indicates that the production omits medical records between June 2012 and February 2013 and stops at 26 March 2013. We have found additional gaps: in the medical records from 13 May 2007 to 10 July 2007; 17 July 2007 to 11 September 2007; 2 August 2007 to 19 March 2008; 6 February 2012 to 6 February 2013; 7 May 2008 to 21 August 2008; 30 January 2009 to 10 May 2009; and everything after 12 November 2010.
- (2) *Medical imaging.* The medical records refer to a CT scan, conducted on 19 October 2006, and also suggest the existence of dental and spinal X-ray imaging.
- (3) *Dental records.* The produced records refer to dental treatments on numerous occasions,

DR-017C-AAA
2013-08-26

but do not include the dental records themselves.

(4) *Detainee Socialization Management Program.* The DSMP records produced contain attendance forms regarding intermittent dates during the years 2008-2010. Please provide the complete set of narrative notes taken by the social workers regarding each specific visit from the inception of the program through the current date.

(5) *Un-redacted, un-obscured, and un-changed copies of the already-produced records.* The produced medical records contain redactions of important witness information, including the full names of all the treatment providers, including, but not limited to: 2; 3; *JTF Anes; Blondie; Bourbon; Ford; HW C.B.; COC; Cornbread; Dr. Deer; Dr. B; Dr. Hy; Dr. Jeep; Dr. Rubble; Dr. Shelby; Dr. Spock; Dr. 1, Dr. 5; Dr. 10; Dr. 13; Dr. 18; Dr. 19; Dr. 21; Dr. 22; Dr. 23; Dr. 24; Dr. 29; Dr. 36; Dr. 50; Dr. 53; DR. 54; Dr. 55; Dr. 56; Dr. 57; Dr. 62; DSMP Manager Bones, DSMP Manager T-Boy; DSMP Manager Uncle; DSMP Manager Opa; DSMP Manager Bean; H.M. 1; H.M. 2; H.M. 3; H.M. 6; H.M. 10, H.M. 12; H.M. 14; H.M. 15; H.M. 16; H.M. 17; H.M. 18; H.M. 19; H.M. 20; H.M. 21; H.M. 22; H.M. 23; H.M. 24; H.M. 25; H.M. 29; H.M. 30; H.M. 31; H.M. 32; H.M. 33; H.M. 34; H.M. 35; H.M. 41; H.M. 43; H.M. 45; H.M. 48; H.M. 50; H.M. 51; H.M. 52; H.M. 54; H.M.C.; HM Hollywood; HW, L.A. 1; M7; M.H. 14; M.H. 21; M.P. 16; M.P. 2; M.P. 26; M.P. 35; P.C.M.; PNT; Princess; Forensic Psychiatrist; Staff Psychiatrist; Q; Robin; and Shrek.* Additionally, important portions of the records are redacted or obscured by artifacts of the copying process. I understand that un-redacted copies may be classified.

(6) *Mr. al Baluchi's handwritten notes.* Please provide the complete and un-redacted versions of all of Mr. al Baluchi's handwritten notes; for example, there is one dated 23 February 2007 that is missing at least the first of what appears to be at least two pages.

Please note that the defense does not authorize the prosecution to review or examine any such records as they may be covered by M.C.R.E. 513, the HIPAA Privacy Rule, and common-law privileges and privacy interests with respect to medical treatment. Instead, the defense requests that the prosecution arrange for custodians to provide responsive information directly to the defense and provide contact information for any such custodian.

Thank you for your attention to this matter. If you have any questions about this request or would like to discuss further, please feel free to contact me.

Respectfully Submitted,

//s//

Sterling R. Thomas
Lt Col, USAF
Counsel for Mr. al Baluchi

DR-017C-AAA
2013-08-26

Attachment H

Filed with TJ
12 December 2014

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**DEPARTMENT OF DEFENSE
OFFICE OF THE CHIEF DEFENSE COUNSEL
OFFICE OF MILITARY COMMISSIONS
1620 DEFENSE PENTAGON
WASHINGTON, DC 20301-1620**

16 July 2013

MEMORANDUM FOR Trial Counsel

FROM: Lt Col Sterling R. Thomas, Counsel for Mr. al Baluchi

SUBJECT: SECOND SUPPLEMENT TO DEFENSE REQUEST FOR DISCOVERY
(DR-017B-AAA)

This discovery request supplements the earlier request for medical records dated 14 November 2012 (DR-017-AAA), its supplement of the same date (DR-017A-AAA), and our telephone and email communications with the prosecution in April 2013. On 22 April 2013, the prosecution made a partial production of Mr. al Baluchi's Department of Defense medical records. I appreciate the efforts of the prosecution to expedite this production.

The 22 April 2013 production of medical records is incomplete in several respects. I write to reiterate our request for a complete copy of Mr. al Baluchi's medical records in the possession of the United States. This request includes but is not limited to the following:

- (1) *Omitted time periods.* The earliest unredacted date in the produced records is 8 September 2006; the United States had custody of Mr. al Baluchi prior to that date. Furthermore, as your memorandum of 30 April 2013 indicates, the production omits medical records between June 2012 and February 2013, and stops at 26 March 2013.
- (2) *Unredacted and unobscured copies of the already-produced records.* The produced medical records contain redactions of important witness information, including the names of treatment providers. Additionally, important portions of the records are redacted or obscured by artifacts of the copying process. I understand that unredacted copies may be classified.
- (3) *Medical imaging.* The medical records refer to a CT scan conducted on 19 October 2006, and suggest the existence of dental and spinal X-ray imaging.
- (4) *Dental and other allied records.* Some medical records systems store dental and other records separately from other medical records. The produced records refer to dental treatment, but do not include the dental records themselves.

Please note that the defense does not authorize the prosecution to review or examine any such records as they may be covered by M.C.R.E. 513, the HIPAA Privacy Rule, and common-law privileges and privacy interests with respect to medical treatment. Instead, the defense requests that the prosecution arrange for custodians to provide responsive information directly to the defense and provide contact information for any such custodian.

DR-017B-AAA

7/16/13

Thank you for your attention to this matter. If you have any questions about this request or would like to discuss further, please feel free to contact me.

Respectfully Submitted,

//s//

Sterling R. Thomas
Lt Col, USAF
Counsel for Mr. al Baluchi

DR-017B-AAA
7/16/13

Attachment I



**DEPARTMENT OF DEFENSE
OFFICE OF THE CHIEF DEFENSE COUNSEL
OFFICE OF MILITARY COMMISSIONS
1620 DEFENSE PENTAGON
WASHINGTON, DC 20301-1620**

23 September 2013

MEMORANDUM FOR Trial Counsel

FROM: James G. Connell, III, Counsel for Mr. al Baluchi

SUBJECT: FOURTH SUPPLEMENT TO DEFENSE REQUEST FOR DISCOVERY
(DR-017D-AAA)

This discovery request supplements the earlier request for medical records dated 14 November 2012 (DR-017-AAA), its supplement of the same date (DR-017A-AAA), the second supplement dated 16 July 2013 (DR-017B-AAA), and the third supplement dated 26 August 2013 (DR-017C-AAA). Over the past week, the prosecution has informed me that the partial production of medical records from 22 April 2013 is undergoing an additional classification review.

After the additional classification review is complete, I respectfully request the prosecution to produce a complete, unredacted set of medical records, even if the unredacted medical records are classified. The most convenient course of action would be to highlight or paragraph mark the classified information, which we could then redact as necessary.

Thank you for your attention to this matter. If you have any questions about this request or would like to discuss further, please feel free to contact me.

Respectfully Submitted,

//s//

James G. Connell, III
Counsel for Mr. al Baluchi

Attachment J

Filed with TJ
12 December 2014

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**DEPARTMENT OF DEFENSE
OFFICE OF THE CHIEF DEFENSE COUNSEL
OFFICE OF MILITARY COMMISSIONS
1620 DEFENSE PENTAGON
WASHINGTON, DC 20301-1620**

27 January 2014

MEMORANDUM FOR Trial Counsel

FROM: James G. Connell, III, Defense Counsel for Mr. al Baluchi

SUBJECT: DEFENSE REQUEST FOR DISCOVERY
(Supplemental Request re Defendant's Medical Records)

Defendant, by and through undersigned counsel pursuant to RMC 701, 10 U.S.C. § 949p-4, Common Article III to Geneva Convention (III) Relative to the Treatment of Prisoners of War, Aug. 12, 1949, the Due Process Clause of the Fifth Amendment, the Confrontation Clause to the Sixth Amendment, and the Compulsory Process Clause of the Sixth Amendment to the United States Constitution, hereby requests that the government produce the following discovery:

Discovery Request

Mr. al Baluchi previously propounded five discovery requests relating to medical record information: DR-017-AAA, 14 November 2012; DR-017A-AAA, 14 November 2012; DR-017B-AAA, 16 July 2013; DR-017C-AAA, 27 August 2013; DR-017D-AAA, 23 September 2013. In DR-017C & D-AAA, the Accused requested the complete non-redacted copies of medical records for both classified and unclassified information; *inter alia*, this would include the names of medical service personnel, such as physicians, nurses, and corpsmen.

In AE200C paragraph 3, the commission ordered the government to produce the identities of medical personnel who treated Mr. Mohammad.

Please produce the identities of persons who provided medical treatment to Mr. al Baluchi. This request includes both medical professionals and non-medical professionals from the period of 11 September 2001 to the present.

Thank you for your attention to this matter. If you have any questions about this request or would like to discuss further, please feel free to contact me.

Respectfully Submitted,

//s//

James G. Connell, III
Counsel for Mr. al Baluchi

Attachment K

Filed with TJ
12 December 2014

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**DEPARTMENT OF DEFENSE
OFFICE OF THE CHIEF DEFENSE COUNSEL
OFFICE OF MILITARY COMMISSIONS
1620 DEFENSE PENTAGON
WASHINGTON, DC 20301-1620**

4 March 2014

MEMORANDUM FOR Trial Counsel

FROM: Sterling R. Thomas, Lt Col, USAF, Defense Counsel for Mr. al Baluchi

SUBJECT: DEFENSE REQUEST FOR DISCOVERY
(Communications leading to Benkert Memo)

Defendant, by and through undersigned counsel pursuant to RMC 701, 10 U.S.C. § 949p-4, Common Article III to Geneva Convention (III) Relative to the Treatment of Prisoners of War, Aug. 12, 1949, the Due Process Clause of the Fifth Amendment, the Confrontation Clause to the Sixth Amendment, and the Compulsory Process Clause of the Sixth Amendment to the United States Constitution, hereby requests that the government produce the following discovery:

Discovery Request

On 2 May 2008, Assistant Secretary of Defense for Global Security Affairs Joseph Benkert issued a memorandum regarding access to detainee medical records by the Office of Military Commissions. Mr. al Baluchi respectfully requests any and all communications (including emails and draft policies) within the Department of Defense (including but not limited to the Office of the Convening Authority, the Office of Military Commissions-Prosecution, Joint Task Force-Guantanamo Bay, and the Office of the Assistant Secretary of Defense for Global Security Affairs) between 17 October 2006 and 2 May 2008 regarding access to detainee medical records by the Office of Military Commissions.

Thank you for your attention to this matter. If you have any questions about this request or would like to discuss further, please feel free to contact me.

Respectfully Submitted,

//s//

Sterling R. Thomas
Lt Col, USAF
Counsel for Mr. al Baluchi

Attachment L

Filed with TJ
12 December 2014

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Medical Records - Mr. al Baluchi	
Medication Administration Record	
Received	Remaining Gaps
06/2014	7/1/14 - Present
05/2014	2/6/14 - 3/31/14
04/2014	11/1/13 - 11/30/13
1/16/14 - 2/5/14	9/1/13 - 9/30/13
1/16/14 - 1/31/14	6/16/12 - 6/30/13
1/15/14 - 2/5/14	9/16/11 - 9/30/11
1/15/14 - 1/23/14	5/1/11 - 5/15/11
1/12/14 - 2/5/14	4/13/10 - 4/18/10
1/11/14 - 2/5/14	3/27/10 - 3/28/10
1/9/14 - 2/5/14	9/14/09 - 9/28/09
1/7/14 - 2/5/14	12/2/08 - 12/26/08
1/6/14 - 2/5/14	7/29/08 - 8/25/08
1/4/14 - 2/5/14	11/24/08 - 11/25/08
1/1/14 - 1/15/14	1/1/08 - 1/7/08
12/16/13 - 12/31/13	11/1/07 - 11/05/07
12/1/13 - 12/28/13	9/21/07 - 9/29/07
12/1/13 - 12/27/13	8/14/07 - 8/28/07
12/5/13 - 12/23/13	7/5/07 - 7/18/07
12/6/13 - 12/28/13	5/1/07 - 5/11/07
12/1/13 - 12/26/13	5/15/2007
12/1/13 - 12/25/13	2/10/07 - 3/5/07
12/1/13 - 12/15/13	
10/16/13 - 10/31/13	
10/20/13 - 10/31/13	
10/4/13 - 10/31/13	
10/22/13 - 10/23/13	
10/6/13 - 10/25/13	
10/1/13 - 10/29/13	
10/1/13 - 10/23/13	
10/1/13 - 10/15/13	
8/19/13 - 8/31/13	
8/19/13 - 8/27/13	
8/16/13 - 8/31/13	
8/16/13 - 8/23/13	
8/1/13 - 8/24/13	
8/1/13 - 8/19/13	
8/1/13 - 8/15/13	
7/25/13 - 7/31/13	
7/18/13 - 7/25/13	
7/16/13 - 7/31/13	
7/1/13 - 7/24/13	
7/1/13 - 7/16/13	
7/1/13 - 7/8/13	

Medical Records - Mr. al Baluchi	
Medication Administration Record	
<u>Received</u>	<u>Remaining Gaps</u>
6/1/12 - 6/15/12	
5/16/12 - 5/31/12	
05/01/12 - 05/15/12	
04/16/12 - 04/30/12	
04/01/12 - 04/15/12	
04/01/12 - 05/31/12	
03/16/12 - 03/31/12	
03/01/12 - 03/15/12	
02/16/12 - 02/29/12	
02/01/12 - 02/15/12	
01/16/12 - 01/31/12	
01/01/12 - 01/15/12	
12/16/11 - 12/31/11	
12/01/11 - 12/15/11	
11/16/11 - 11/30/11	
11/01/11 - 11/15/11	
10/16/11 - 10/31/11	
10/01/11 - 10/15/11	
09/01/11 - 09/15/11	
08/15/11 - 08/31/11	
08/01/11 - 08/15/11	
07/16/11 - 07/31/11	
07/01/11 - 07/15/11	
06/16/11 - 06/30/11	
06/01/11 - 06/15/11	
05/16/11 - 05/31/11	
04/16/11 - 04/30/11	
04/01/11 - 04/15/11	
03/16/11 - 03/31/11	
03/01/11 - 03/15/11	
02/16/11 - 02/28/11	
02/01/11 - 02/15/11	
01/16/11 - 01/31/11	
01/01/11 - 01/15/11	
12/16/10 - 12/31/10	
12/01/10 - 12/15/10	
11/16/10 - 11/30/10	
11/01/10 - 11/15/10	
10/17/10 - 10/31/10	
10/01/10 - 10/16/10	
09/17/10 - 10/02/10	
09/01/10 - 09/16/10	
08/17/10 - 08/31/10	

Medical Records - Mr. al Baluchi	
Medication Administration Record	
<u>Received</u>	<u>Remaining Gaps</u>
08/01/10 - 08/16/10	
07/16/10 - 07/31/10	
07/01/10 - 07/15/10	
06/18/10 - 07/02/10	
06/03/10 - 06/17/10	
05/19/10 - 06/02/10	
05/04/10 - 05/18/10	
04/19/10 - 05/03/10	
03/29/10 - 04/12/10	
03/29/10 - 04/26/10	
03/26/10 - 04/09/10	
03/11/10 - 03/25/10	
02/16/10 - 03/12/10	
02/01/10 - 03/02/10	
02/01/10 - 02/15/10	
01/26/10 - 02/09/10	
01/15/10 - 01/29/10	
01/11/10 - 01/25/10	
12/27/09 - 01/10/10	
12/13/09 - 12/27/09	
11/28/09 - 12/12/09	
11/13/09 - 11/27/09	
10/29/09 - 11/12/09	
10/14/09 - 10/28/09	
09/29/09 - 10/13/09	
08/30/09 - 09/13/09	
08/15/09 - 08/29/09	
07/31/09 - 08/14/09	
07/16/09 - 07/30/09	
07/01/09 - 07/15/09	
06/20/09 - 07/04/09	
06/05/09 - 06/19/09	
05/21/09 - 06/04/09	
05/06/09 - 05/20/09	
04/28/09 - 05/12/09	
04/18/09 - 05/02/09	
04/03/09 - 04/17/09	
03/26/09 - 04/09/09	
03/11/09 - 03/25/09	
02/24/09 - 03/10/09	
02/09/09 - 02/23/09	
01/25/09 - 02/08/09	
01/11/09 - 01/25/09	

Medical Records - Mr. al Baluchi	
Medication Administration Record	
<u>Received</u>	<u>Remaining Gaps</u>
12/27/08 - 01/10/09	
11/27/08 - 12/1/08	
11/12/08 - 11/26/08	
11/09/08 - 11/23/08	
10/25/08 - 11/08/08	
10/10/08 - 10/24/08	
09/25/08 - 10/09/08	
09/10/08 - 09/24/08	
08/26/08 - 09/09/08	
06/15/08 - 06/28/08	
06/01/08 - 06/14/08	
05/18/08 - 05/31/08	
05/04/08 - 05/17/08	
04/20/08 - 05/03/08	
04/06/08 - 04/19/08	
03/23/08 - 04/05/08	
03/09/08 - 03/22/08	
02/24/08 - 03/08/08	
02/10/08 - 02/23/08	
01/27/08 - 02/09/08	
01/13/08 - 01/26/08	
01/08/08 - 01/21/08	
12/18/07 - 12/31/07	
12/04/07 - 12/17/07	
11/27/07 - 12/10/07	
11/17/07 - 11/30/07	
11/14/07 - 11/27/07	
11/06/07 - 11/21/07	
10/14/07 - 10/27/07	
10/18/07 - 10/31/07	
10/11/07 - 10/24/07	
10/05/07 - 10/18/07	
09/30/07 - 10/13/07	
09/07/07 - 09/20/07	
08/29/07 - 09/09/07	
07/31/07 - 08/13/07	
07/19/07 - 08/01/07	
06/21/07 - 07/04/07	
06/07/07 - 06/20/07	
05/25/07 - 06/07/07	
05/12/07 - 06/25/07	
04/17/07 - 04/30/07	
04/03/07 - 04/16/07	

Medical Records - Mr. al Baluchi	
Medication Administration Record	
<u>Received</u>	<u>Remaining Gaps</u>
04/01/07 - 04/14/07	
03/28/07 - 04/10/07	
03/27/07 - 04/10/07	
03/17/07 - 03/30/07	
03/06/07 - 03/19/07	
01/27/07 - 02/09/07	
01/13/07 - 01/26/07	
12/30/06 - 01/12/07	
12/19/06 - 12/31/06	
12/07/06 - 12/20/06	
11/29/06 - 12/12/06	
11/23/06 - 12/06/06	
11/09/06 - 11/22/06	
11/02/06 - 11/15/06	
10/26/06 - 11/08/06	
10/21/06 - 11/03/06	
10/18/06 - 10/31/06	
10/10/06 - 10/23/06	
10/05/06 - 10/18/06	
09/23/06 - 10/06/06	
09/09/06 - 09/22/06	
09/06/06 - 09/12/06	

Medical Records - Mr. al Baluchi	
Doctor's Routine Orders	
<u>Dates Received</u>	<u>Remaining Gaps</u>
6/14/14- 6/17/14	6/18/14 - Present
5/21/14 - 6/3/14	6/4/14 - 6/13/14
5/2/14 - 5/21/14	2/7/14 - 4/21/14
4/22/14 - 5/1/14	10/14/13 - 12/17/13
2/5/14 - 2/6/14	7/9/13 - 7/10/13
1/31/14 - 2/5/14	5/31/13 - 6/2/13
1/31/2014	4/12/13 - 5/2/13
1/17/14 - 1/30/14	1/1/2013
12/18/13 - 1/17/14	3/27/12 - 12/18/13
9/19/13 -10/13/13	2/2/12 - 3/6/12
7/11/13 - 9/19/13	12/29/11 - 1/9/12
6/18/13 - 7/8/13	10/27/11 - 11/14/11
6/3/13 - 7/13/13	9/2/11 - 10/25/11
5/3/13 - 5/30/13	7/8/11 - 8/31/11
3/26/13 - 4/11/13	5/27/11 - 5/31/11
2/20/13 - 3/26/13	3/27/11 - 5/9/11
1/2/13 - 2/19/13	12/30/10 - 1/2/11
12/17/12 - 12/31/12	10/17/10 - 10/21/10
12/1/12 - 12/17/12	7/15/10 - 8/25/10
03/07/12 - 03/26/12	4/23/10 - 5/3/10
01/10/12 - 02/01/12	4/1/10 - 4/21/10
11/15/11 - 12/28/11	2/27/10 - 3/3/10
10/26/2011	1/7/10 - 1/14/10
06/29/11 - 09/01/11	11/7/09 - 11/9/09
06/01/11 - 07/07/11	10/8/09 - 10/9/09
05/10/11 - 05/26/11	9/4/09 - 9/7/09
01/03/11 - 03/26/11	5/26/09 - 8/3/09
10/22/10 - 12/29/10	5/7/09 - 5/17/09
10/06/10 - 10/16/10	4/3/09 - 5/5/09
08/26/10 - 10/05/10	12/31/08 - 1/9/09
06/24/10 - 07/14/10	12/2/08 - 12/29/08
05/04/10 - 06/23/10	10/24/08 - 10/25/08
03/29/10 - 04/22/10	9/5/08 - 9/11/08
03/04/10 - 03/31/10	3/5/08 - 7/28/08
01/15/10 - 02/26/10	2/17/08 - 2/19/08
11/10/09 - 01/06/10	1/10/08 - 1/11/08
10/10/2009 - 11/06/09	12/28/07 - 1/04/08
09/08/09 - 10/07/09	12/23/2007
08/04/09 - 09/03/09	12/14/2007
05/15/09 - 05/25/09	12/1/07 - 12/3/07
04/02/09 - 05/06/09	11/7/07 - 11/12/07
02/04/09 - 02/11/09	10/26/07 - 11/1/07
01/27/09 - 04/23/09	11/9/07 - 11/10/07

Medical Records - Mr. al Baluchi	
Doctor's Routine Orders	
<u>Dates Received</u>	<u>Remaining Gaps</u>
01/10/09 - 01/30/09	8/3/07 - 10/1/07
12/03/08 - 12/30/08	7/20/07 - 7/25/07
11/12/08 - 12/01/08	7/18/2007
10/26/08 - 11/12/08	6/26/07 - 7/9/07
10/03/08 - 10/23/08	6/22/07 - 6/24/07
09/12/08 - 10/02/08	5/26/07 - 5/27/07
07/29/08 - 09/04/08	5/19/07 - 5/22/07
02/20/08 - 03/04/08	5/9/07 - 5/10/07
02/13/08 - 02/16/08	5/2/2007
01/29/08 - 02/13/08	4/17/2007
01/12/08 - 01/22/08	3/31/07 - 4/1/07
01/05/08 - 01/09/08	3/7/07 - 3/14/07
12/24/07 - 12/27/07	2/13/2007
12/15/07 - 12/22/07	1/14/07 - 1/16/07
12/04/07 - 12/13/07	12/26/06 - 12/31/07
11/14/07 - 11/20/07	12/21/06 - 12/24/06
11/13/07 - 11/30/07	11/29/06 - 12/7/06
11/02/07 - 11/06/07	11/21/06 - 11/27/06
10/11/07 - 10/25/07	11/2/06 - 11/5/06
10/02/07 - 10/08/07	10/12/06 - 10/14/06
10/02/07 - 10/08/07	10/3/2006
7/26/07 - 8/13/07	
07/19/07 - 08/02/07	
07/10/07 - 07/17/07	
6/25/2007	
06/13/07 - 06/21/07	
5/28/07 - 6/12/07	
05/23/07 - 05/25/07	
05/11/07 - 05/18/07	
05/03/07 - 05/08/07	
4/20/07 - 5/1/07	
4/18/07 - 4/19/07	
4/2/07 - 4/16/07	
3/29/07 - 3/30/07	
3/15/07 - 3/28/07	
02/14/07 - 03/6/07	
01/17/07 - 02/12/07	
01/04/07 - 1/13/07	
01/01/07 - 01/04/07	
12/25/06 - 01/07/07	
12/17/06 - 12/20/06	
12/08/06 - 12/16/06	
11/28/06 - 12/08/06	

Medical Records - Mr. al Baluchi	
Doctor's Routine Orders	
<u>Dates Received</u>	<u>Remaining Gaps</u>
11/10/06 - 11/20/06	
11/06/06 - 11/09/06	
10/19/06 - 11/01/06	
10/15/06 - 10/19/06	
10/04/06 - 10/11/06	
09/15/06 - 10/02/06	

Medical Records - Mr. al Baluchi	
Chronological Record of Medical Care	
Received	Remaining Gaps
6/16/2014	6/17/14 - Present
6/3/14 - 6/16/14	5/13/14 - 5/16/14
5/17/14 - 6/2/14	5/1/14 - 5/11/14
5/12/2014	10/17/13 - 4/8/14
4/30/14 - 6/2/14	10/9/13 - 10/15/13
4/9/14 - 4/30/14	9/25/13 - 10/1/13
10/16/2013	7/26/2013
10/2/13 - 10/8/13	7/11/13 - 7/12/13
9/20/13 - 9/24/13	6/7/13 - 6/10/13
8/29/2013	6/4/13 - 6/5/13
8/27/13 - 8/28/13	6/1/13 - 6/2/13
8/25/13 - 9/20/13	5/17/13 - 5/21/13
8/14/13 - 8/26/13	3/27/13 - 4/2/13
8/3/13 - 8/13/13	2/23/13 - 2/28/13
7/27/13 - 8/2/13	2/7/13 - 2/16/13
7/20/13 - 7/25/13	1/28/13 - 2/5/13
7/13/13 - 7/19/13	1/17/13 - 1/21/13
6/26/13 - 7/10/13	12/26/12 - 1/15/13
6/25/2013	12/22/12 - 12/23/12
6/24/2013	12/20/2012
6/12/13 - 6/23/13	11/27/12 - 11/29/12
6/11/2013	11/18/2012
6/6/2013	11/10/2012
6/3/2013	11/7/2012
5/21/13 - 5/31/13	10/26/12 - 11/3/12
5/7/13 - 5/16/13	10/18/12 - 10/22/12
5/2/13 - 5/6/13	10/15/12 - 10/16/12
4/22/13 - 5/2/13	9/29/12 - 10/13/12
4/12/13 - 4/21/13	9/25/12 - 9/28/12
4/3/13 - 4/11/13	3/27/13 - Present
03/22/13 - 03/26/13	2/7/13 - 2/21/13
03/20/13 - 03/22/13	1/1/13 - 2/5/13
03/01/13 - 03/19/13	1/1/12 - 12/31/12
2/22/2013	11/29/11 - 9/18/12
02/17/13 - 02/21/13	10/17/11 - 11/27/11
2/6/2013	6/22/11 - 8/15/11
1/22/13 - 1/27/13	6/22/11 - 6/27/11
1/16/2013	6/2/11 - 6/20/11
12/24/12 - 12/25/12	5/14/11 - 5/22/11
12/21/2012	4/24/11 - 4/25/11
12/10/12 - 12/19/12	4/14/11 - 4/15/11
11/30/12 - 12/21/12	4/4/11 - 4/5/11
11/19/12 - 11/26/12	2/26/11 - 3/3/11

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11/13/12 - 11/17/12	1/25/11 - 1/26/11
11/11/12 - 11/13/12	12/21/10 - 12/26/10
11/8/12 - 11/9/12	10/24/10 - 10/25/10
11/4/12 - 11/6/12	8/17/10 - 9/13/10
10/25/2012	8/4/10 - 8/12/10
10/25/2012	7/30/10 - 8/2/10
10/22/12 - 10/24/12	7/4/10 - 7/7/10
10/17/2012	6/15/10 - 6/20/10
10/14/2012	4/23/2010
9/28/2012	3/24/10 - 3/28/10
9/24/2012	2/11/10 - 2/15/10
9/19/12 - 9/24/12	1/29/10 - 2/9/10
11/28/2011	1/16/2010
9/26/11 - 10/16/11	12/3/2009
9/06/11 - 09/25/11	11/21/2009
9/2/2011	11/7/09 - 11/10/09
9/01/11 - 09/17/11	10/3/09 - 10/5/09
08/16/11 - 09/01/ 11	9/9/09 - 9/20/09
6/28/2011	8/16/09 - 8/20/09
6/21/2011	7/30/09 - 8/1/09
6/14/2011	7/20/09 - 7/22/09
6/1/2011	6/25/09 - 6/26/09
05/23/11 - 06/21/11	6/4/09 - 6/11/09
05/06/11 - 05/23/11	4/4/2009
04/26/11 - 05/15/11	10/5/08 - 10/8/08
04/23/11 - 04/29/11	8/27/08 - 9/10/08
04/16/11 - 04/22/11	1/1/08 - 7/7/08
04/06/11 - 04/13/11	7/5/07 - 12/31/07
03/29/11 - 04/03/11	6/24/2007
3/26/2011	6/17/2007
03/25/11 - 03/30/11	6/2/2007
03/04/11 - 03/25/11	5/19/07 - 5/21/07
02/09/11 - 02/25/11	5/9/07 - 5/13/07
01/27/11 - 02/09/11	4/20/2007
01/15/11 - 01/24/11	4/15/2007
01/04/10 - 01/14/11	3/24/07 - 3/27/07
12/27/10 - 01/04/11	2/14/07 - 3/12/07
11/19/10 - 12/20/10	2/9/07 - 2/12/07
10/26/10 - 11/18/10	2/5/07 - 2/7/07
10/12/10 - 10/23/10	2/1/2007
10/02/10 - 10/12/10	1/24/07 - 1/28/07
09/14/10 - 10/01/10	1/19/07 - 1/22/07
08/13/10 - 08/16/10	1/14/07 - 1/17/07
07/22/10 - 08/03/10	12/27/06 - 12/30/06
7/29/2010	12/21/06 - 12/23/06
7/8/10 - 7/21/10	12/17/2006
6/21/10 - 7/5/10	12/9/06 - 12/11/06

Medical Records - Mr. al Baluchi	
Chronological Record of Medical Care	
Received	Remaining Gaps
6/8/10 - 6/14/10	11/30/06 - 12/4/06
5/17/10 - 6/7/10	11/22/06 - 11/28/06
5/7/10 - 5/17/10	11/19/06 - 11/20/06
5/4/2010	11/7/06 - 11/17/06
4/22/10 - 5/6/10	11/3/2006
4/24/2010	10/30/06 - 10/31/06
4/20/2010	10/27/2006
3/29/10 - 4/19/10	10/23/06 - 10/25/06
3/10/2010	10/19/2006
3/8/10 - 3/23/10	9/28/06 - 10/14/06
2/16/10 - 3/8/10	9/12/06 - 9/16/06
2/10/2010	9/6/10 - 9/10/06
1/17/10 - 1/28/10	
12/4/09 - 1/15/10	
11/22/09 - 12/2/09	
11/11/09 - 11/20/09	
10/24/09 - 11/06/09	
10/09/09 - 10/24/09	
10/06/09 - 10/08/09	
09/21/09 - 10/2/09	
09/06/09 - 09/08/09	
08/21/09 - 09/05/09	
08/09/09 - 08/15/09	
08/02/09 - 08/09/09	
07/23/09 - 07/29/09	
06/27/09 - 07/19/09	
06/12/09 - 06/24/09	
05/25/09 - 06/03/09	
05/17/09 - 05/25/09	
05/06/09 - 05/16/09	
04/27/09 - 05/05/09	
04/22/09 - 04/26/09	
4/14/09 - 4/22/09	
04/05/09 - 04/14/09	
03/29/09 - 04/03/09	
03/23/09 - 03/28/09	
03/18/09 - 03/23/09	
03/13/09 - 03/18/09	
03/09/09 - 03/12/09	
03/06/09 - 03/09/09	
03/02/09 - 03/06/09	
02/26/09 - 03/01/09	
02/26/09 - 02/26/09	

Medical Records - Mr. al Baluchi	
Chronological Record of Medical Care	
<u>Received</u>	<u>Remaining Gaps</u>
02/23/09 - 02/25/09	
02/18/09 - 02/22/09	
02/12/09 - 02/18/09	
02/10/09 - 02/12/09	
02/06/09 - 02/10/09	
02/05/09 - 02/06/09	
02/01/09 - 02/04/09	
01/28/09 - 01/31/09	
1/26/09 - 01/28/09	
01/22/09 - 01/26/09	
01/19/09 - 01/21/09	
01/14-09 - 01/18/09	
01/13/09 - 01/14/09	
01/09/09 - 01/12/09	
01/06/09 - 01/08/09	
01/01/09 - 01/06/09	
12/26/08 - 12/31/08	
12/22/08 - 12/26/08	
12/19/08 - 12/22/08	
12/16/08 - 12/19/08	
12/12/08 - 12/16/08	
12/07/08 - 12/11/08	
12/03/08 - 12/07/08	
12/01/08 - 12/03/08	
11/28/08 - 12/01/08	
11/24/08 - 11/27/08	
11/21/08 - 11/23/08	
11/18/08 - 11/21/08	
11/14/08 - 11/18/08	
11/12/08 - 11/14/08	
11/12/2008	
11/07/08 - 11/11/08	
11/01/08 - 11/07/08	
10/31/08 - 11/01/08	
10/29/08 - 10/30/08	
10/25/08 - 10/28/08	
10/21/08 - 10/24/08	
10/15/08 - 10/20/08	
10/13/08 - 10/16/08	
10/09/08 - 10/12/08	
10/01/08 - 10/04/08	
09/29/08 - 10/01/08	
09/22/08 - 09/28/08	

Medical Records - Mr. al Baluchi	
Chronological Record of Medical Care	
<u>Received</u>	<u>Remaining Gaps</u>
09/19/08 - 09/22/08	
09/15/08 - 09/18/08	
09/11/08 - 09/14/08	
08/21/08 - 08/26/08	
08/12/08 - 08/21/08	
08/12/08 - 08/25/08	
08/07/08 - 08/12/08	
08/02/08 - 08/06/08	
07/29/08 - 08/02/08	
07/26/08 - 07/29/08	
07/22/08 - 07/28/08	
07/17/08 - 07/21/08	
07/11/08 - 07/16/08	
07/08/08 - 07/11/08	
6/26/2007 - 07/04/07	
6/25/2007	
06/18/07 - 06/23/07	
06/11/07 - 06/16/07	
06/03/07 - 06/11/07	
05/25/07 - 06/01/07	
05/22/07 - 05/25/07	
05/14/07 - 05/18/07	
05/03/07 - 05/08/07	
04/21/07 - 05/02/07	
04/16/07 - 04/19/07	
04/05/07 - 04/14/07	
03/31/07 - 04/04/07	
03/28/07 - 03/31/07	
03/13/07 - 03/23/07	
2/13/2007	
2/8/2007	
2/2/07 - 2/4/07	
1/29/07 - 1/31/07	
1/23/2007	
1/18/07 - 1/19/07	
1/4/07 - 1/13/07	
1/3/07 - 1/4/07	
12/31/06 - 1/2/07	
12/24/06 - 12/26/06	
12/20/2006	
12/18/06 - 12/19/06	
12/16/2006	
12/15/2006	

Medical Records - Mr. al Baluchi	
Chronological Record of Medical Care	
<u>Received</u>	<u>Remaining Gaps</u>
12/12/06 - 12/14/06	
12/05/06 - 12/08/06	
11/29/2006	
11/21/2006	
11/18/2006	
11/04/06 - 11/06/06	
11/4/2006	
11/1/06 - 11/02/06	
10/29/2006	
10/28/2006	
10/26/2006	
10/22/2006	
10/20/2006	
10/18/06 - 10/19/06	
10/18/2006	
10/15/06 - 10/18/06	
9/27/2006	
09/17/06 - 09/27/06	
9/11/2006	

Medical Records - Mr. al Baluchi	
PRN & Variable Dose Medications	
<u>Dates Received</u>	<u>Remaining Gaps</u>
05/2012	06/2012 - Present
04/2012	12/2008
03/2012	07/2008
02/2012	02/2008
01/2012	
12/2011	
11/2011	
10/2011	
09/2011	
08/2011	
07/2011	
06/2011	
05/2011	
04/2011	
03/2011	
02/2011	
01/2011	
12/2010	
11/2010	
10/2010	
09/2010	
08/2010	
07/2010	
06/2010	
05/2010	
04/2010	
03/2010	
02/2010	
01/2010	
12/2009	
11/2009	
10/2009	
09/2009	
08/2009	
07/2009	
06/2009	
05/2009	
04/2009	
03/2009	
02/2009	
01/2009	
12/2008	
11/2008	

Medical Records - Mr. al Baluchi	
PRN & Variable Dose Medications	
<u>Dates Received</u>	<u>Remaining Gaps</u>
10/2008	
09/2008	
08/2008	
07/2008	
06/2008	
05/2008	
04/2008	
03/2008	
02/2008	
01/2008	
12/2007	
11/2007	
10/2007	
09/2007	
08/2007	
07/2007	
06/2007	
05/2007	
04/2007	
03/2007	
02/2007	
01/2007	
12/2007	
11/2006	
10/2006	
09/2006	
08/2006	

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Medical Records - Mr. al Baluchi			
DSMP Session Documentation			
<u>Dates Received</u>	<u>Remaining Gaps</u>		
5/3/12 - 5/17/12	5/18/12 - Present		
09/23/11 - 10/06/11	10/7/11 - 5/2/12		
08/26/11 - 09/08/11	9/9/11 - 9/22/11		
08/08/11 - 08/24/11	8/25/2011		
7/20/2011	7/21/11 - 8/7/11		
07/05/11 - 07/18/11	7/19/2011		
06/13/11 - 06/27/11	6/28/11 - 7/4/11		
05/26/11 - 06/09/11	6/10/11 - 6/12/11		
05/05/11 - 05/24/11	5/25/2011		
04/19/11 - 05/03/11	5/4/2011		
03/31/11 - 04/14/11	4/15/11 - 4/18/11		
03/17/11 - 03/31/11	3/14/11 - 3/30/11		
3/14/2011	2/24/11 - 2/28/11		
03/01/11 - 03/14/11	2/10/2011		
02/11/11 - 02/23/11	1/21/11 - 1/25/11		
01/26/11 - 02/09/11	1/4/11 - 1/5/11		
01/06/11 - 01/20/11	12/17/10 - 12/20/10		
12/21/10 - 01/03/11	12/1/10 - 12/2/10		
12/03/10 - 12/16/10	11/13/10 - 11/15/10		
11/16/10 - 11/30/10	10/8/10 - 10/10/10		
10/28/10 - 11/12/10	9/21/2010		
10/11/10 - 10/27/10	9/3/10 - 9/6/10		
09/22/10 - 10/07/10	8/17/2010		
09/07/10 - 09/20/10	7/29/10 - 8/1/10		
08/18/10 - 09/02/10	6/24/10 - 6/27/10		
08/02/10 - 08/16/10	5/1/10 - 5/2/10		
07/14/10 - 07/28/10	3/26/10 - 3/28/10		
06/28/10 - 07/13/10	3/9/10 - 3/10/10		
06/10/10 - 06/23/10	2/19/10 - 2/22/10		
05/18/10 - 06/09/10	1/29/10 - 2/1/10		
05/03/10 - 05/17/10	12/22/2009		
04/14/10 - 04/30/10	12/2/2009		
03/29/10 - 04/12/10	10/28/09 - 11/16/09		
03/11/10 - 03/25/10	9/22/09 - 10/12/09		
02/23/10 - 03/08/10	9/9/09 - 9/10/09		
02/02/10 - 02/18/10	8/26/09 - 8/28/09		
01/13/10 - 01/28/10	7/28/09 - 7/30/09		
1/6/2010	6/27/09 - 7/1/09		
12/23/09 - 01/11/10	5/22/09 - 5/24/09		
12/03/09 - 12/21/09	5/7/2009		
11/17/09 - 12/01/09			
11/17/09 - 11/22/09			
10/13/09 - 10/27/09			

Medical Records - Mr. al Baluchi			
DSMP Session Documentation			
<u>Dates Received</u>	<u>Remaining Gaps</u>		
09/11/09 - 09/21/09			
08/29/09 - 09/08/09			
08/14/09 - 08/25/09			
07/31/09 - 08/12/09			
07/13/09 - 07/27/09			
07/02/09 - 07/08/09			
06/19/09 - 06/26/09			
06/11/09 - 06/18/09			
05/25/09 - 06/10/09			
05/08/09 - 05/21/09			
04/22/09 - 05/06/09			
04/08/09 - 04/17/09			
03/20/09 - 04/07/09			
03/02/09 - 03/19/09			

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Medical Records - Mr. al Baluchi			
Lab Results / Radiological Exam Report/ Head CT Report			
<u>Dates Received</u>	<u>Remaining Gaps</u>		
4/21/14 - 5/21/14	5/22/14 - Present		
1/31/2014	2/1/14 - 4/20/14		
1/23/2014	1/24/14 - 1/30/14		
10/8/2013	10/9/13 - 1/22/14		
9/3/2013	9/4/13 - 10/7/13		
5/2/13 - 7/31/13	8/1/13 - 9/2/13		
2/12/13 - 5/23/13	10/13/12 - 2/11/13		
8/13/12 - 10/12/12	4/14/12 - 8/12/12		
4/13/2012	5/24/11 - 4/12/12		
5/23/2011	5/7/11 - 5/22/11		
5/6/2011	3/31/11 - 5/5/11		
3/30/2011	8/28/10 - 3/28/11		
3/29/2011	8/26/2010		
8/27/2010	8/19/10 - 8/24/10		
8/25/2010	8/17/2010		
8/18/2010	7/31/10 - 8/15/11		
8/16/2010	6/29/10 - 7/29/10		
7/30/2010	6/9/10 - 6/27/10		
6/28/2010	5/27/10 - 6/7/10		
6/8/2010	5/6/09 - 5/25/10		
5/26/2010	3/27/09 - 5/4/09		
5/5/2009	2/21/09 - 3/25/09		
3/26/2009	2/10/09 - 2/19/09		
2/20/2009	2/7/09 - 2/8/09		
2/9/2009	1/22/09 - 2/5/09		
2/6/2009	10/16/08 - 1/20/09		
1/21/2009	3/12/08 - 10/14/08		
10/15/2008	12/29/07 - 3/10/08		
3/11/2008	12/21/07 - 11/27/07		
12/28/2007	12/19/2007		
12/20/2007	11/28/07 - 12/17/07		
12/18/2007	11/17/07 - 11/26/07		
11/27/2007	9/29/07 - 11/15/07		
11/16/2007	8/7/07 - 9/27/07		
9/28/2007	7/26/07 - 8/5/07		
8/6/2007	7/3/07 - 7/24/07		
7/25/2007	7/1/2007		
7/2/2007	6/26/07 - 6/29/07		
6/30/2007	6/13/07 - 6/24/07		
6/25/2007	5/11/07 - 6/10/07		
6/12/2007	2/10/07 - 5/9/07		
6/11/2007	2/8/2007		
5/10/2007	1/4/07 - 2/6/07		

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Medical Records - Mr. al Baluchi			
Lab Results / Radiological Exam Report/ Head CT Report			
<u>Dates Received</u>	<u>Remaining Gaps</u>		
2/9/2007	12/22/06 - 1/2/07		
2/7/2007	12/17/06 - 12/20/06		
1/3/2007	12/14/06 - 12/15/06		
12/21/2006	12/11/2006		
12/16/2006	11/28/06 - 12/09/06		
12/13/2006	11/10/06 - 11/26/06		
12/10/2006	1/3/06 - 11/8/06		
11/27/2006	10/28/06 - 11/1/06		
11/9/2006	10/22/06 - 10/26/06		
11/2/2006	10/20/2006		
10/27/2006	10/19/2006		
10/21/2006	9/20/06 - 10/17/06		
10/19/2006	9/13/06 - 9/18/06		
10/18/2006	9/7/06 - 9/10/06		
9/19/2006	4/14/12 - Present		
9/12/2006	5/24/11 - 4/12/012		
9/11/2006	5/7/11 - 5/22/07		
9/6/2006			
4/13/2012			
8/18/2010			
8/16/2010			
6/28/2010			
5/26/2010			
5/5/2009			
3/11/2008			

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Medical Records - Mr. al Baluchi			
Psychiatry Progress Note / Mental Health Initial Assessment			
<u>Dates Received</u>	<u>Remaining Gaps</u>		
7/7/2010	7/8/10 - Present		
6/25/2010	6/26/10 - 7/6/10		
6/17/2010	6/18/10 - 6/24/10		
5/27/2010	5/28/10 - 6/16/10		
4/7/2010	4/8/10 - 5/26/10		
2/25/2010	2/26/10 - 4/6/10		
2/17/2010	2/18/10 - 2/24/10		
2/8/2010	2/9/10 - 2/16/10		
2/1/2010	2/2/10 - 2/7/10		
1/30/2010	1/31/2010		
1/25/2010	1/26/10 - 1/29/10		
1/4/2010	1/5/10 - 1/24/10		
12/31/2009	1/1/10 - 1/3/10		
12/2/2009	12/3/09 - 12/30/09		
12/3/2009	12/2/2009		
12/1/2009	11/4/09 - 11/31/09		
11/3/2009	9/30/09 - 11/2/09		
9/29/2009	8/22/09 - 9/28/09		
8/21/2009	8/5/09 - 8/20/09		
8/4/2009	7/30/09 - 8/3/09		
7/29/2009	7/28/2009		
7/27/2009	6/4/09 - 7/26/09		
6/3/2009	5/11/09 - 6/2/09		
5/10/2009	1/31/09 - 5/09/09		
1/30/2009	1/29/2009		
1/28/2009	11/24/08 - 11/27/09		
11/23/2008	10/24/08 - 11/22/08		
10/23/2008	10/4/08 - 10/22/08		
10/3/2008	9/5/08 - 10/2/08		
9/4/2008	8/22/08 - 9/3/08		
8/21/2008	5/8/08 - 8/20/08		
5/7/2008	3/22/08 - 5/6/08		
3/21/2008	3/20/2008		
3/19/2008	2/25/08 - 3/18/08		
2/24/2008	2/21/08 - 2/23/08		
2/20/2008	2/17/08 - 2/19/08		
2/16/2008	2/8/08 - 2/15/08		
2/7/2008	1/30/08 - 2/6/08		
1/29/2008	1/10/08 - 1/28/08		
1/9/2008	12/28/07 - 1/8/08		
12/27/2007	12/7/07 - 12/26/07		
12/6/2007	12/5/2007		
12/4/2007	11/24/07 - 12/3/07		

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Medical Records - Mr. al Baluchi			
Psychiatry Progress Note / Mental Health Initial Assessment			
<u>Dates Received</u>	<u>Remaining Gaps</u>		
11/23/2007	11/15/07 - 11/22/07		
11/14/2007	11/7/07 - 11/13/07		
11/6/2007	10/26/07 - 11/5/07		
10/25/2007	10/19/07 - 10/21/07		
10/22/2007	10/12/07 - 10/17/07		
10/18/2007	10/8/07 - 10/10/07		
10/11/2007	10/5/07 - 10/6/07		
10/7/2007	9/25/07 - 10/3/07		
10/4/2007	9/5/07 - 9/23/07		
9/24/2007	8/28/07 - 9/3/07		
9/4/2007	8/21/07 - 8/26/07		
8/27/2007	8/11/10 - 8/19/07		
8/20/2007	8/3/07 - 8/9/07		
8/10/2007	7/707 - 8/1/07		
8/2/2007	6/26/07 - 7/4/07		
7/6/2007	6/19/07 - 6/24/07		
7/5/2007	6/7/07 - 6/17/07		
6/25/2007	6/2/07 - 6/5/07		
6/18/2007	5/29/07 - 5/31/07		
6/6/2007	5/24/07 - 5/27/07		
6/1/2007	5/19/07 - 5/22/07		
5/28/2007	5/17/2007		
5/23/2007	5/10/07 - 5/15/07		
5/18/2007	5/5/07 - 5/8/07		
5/16/2007	4/28/07 - 5/3/07		
5/9/2007	4/20/07 - 4/26/07		
5/4/2007	4/17/07 - 4/18/07		
4/27/2007	4/11/07 - 4/15/07		
4/19/2007	4/4/07 - 4/9/07		
4/16/2007	4/1/07 - 4/2/07		
4/10/2007	3/28/07 - 3/30/07		
4/3/2007	3/24/07 - 3/26/07		
3/31/2007	3/7/07 - 3/22/07		
3/27/2007	3/1/07 - 3/5/07		
3/23/2007	2/18/07 - 2/27/07		
3/6/2007	2/25/2007		
2/28/2007	2/18/07 - 2/23/07		
2/26/2007	2/6/07 - 2/16/07		
2/24/2007	2/3/07 - 2/4/07		
2/17/2007	2/1/2007		
2/5/2007	1/16/07 - 1/30/07		
2/2/2007	1/8/07 - 1/14/07		
1/31/2007	1/5/07 - 1/6/07		

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Medical Records - Mr. al Baluchi			
Psychiatry Progress Note / Mental Health Initial Assessment			
<u>Dates Received</u>	<u>Remaining Gaps</u>		
1/15/2007	1/2/07 - 1/3/07		
1/7/2007	12/28/06 - 12/29/06		
1/4/2007	12/22/06 - 12/26/06		
1/1/2007	12/16/06 - 12/20/06		
12/31/2006	12/12/06 - 12/14/06		
12/30/2006	12/9/06 - 12/10/06		
12/27/2006	12/3/06 - 12/6/06		
12/21/2006	11/30/06 - 12/1/06		
12/15/2006	11/21/06 - 11/28/06		
12/11/2006	11/18/2006		
12/8/2006	11/14/06 - 11/16/06		
12/7/2006	11/12/2006		
12/2/2006	11/6/06 - 11/7/06		
11/29/2006	11/4/2006		
11/20/2006	11/1/06 - 11/2/06		
11/19/2006	10/26/06 - 10/30/06		
11/17/2006	10/22/06 - 10/24/06		
11/13/2006	10/17/06 - 10/19/06		
11/11/2006	10/13/06 - 10/15/06		
11/10/2006	10/9/06 - 10/11/06		
11/9/2006	10/4/06 - 10/7/06		
11/8/2006	9/26/06 - 10/2/06		
11/5/2006	9/13/06 - 9/24/06		
11/3/2006	12/2/2009		
10/31/2006	12/28/07 - 1/8/08		
10/25/2006	2/1/2007		
10/21/2006	12/9/06 - 12/10/06		
10/20/2006	11/18/2006		
10/16/2006			
10/12/2006			
10/8/2006			
10/3/2006			
9/25/2006			
9/12/2006			
9/8/2006			

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Medical Records - Mr. al Baluchi	
Miscellaneous Additional Medical Records Received	
<u>Document</u>	<u>Dates Received</u>
Audiology Report	10/10/08 - 5/21/09
	6/20/08 - 8/21/08
Annual Medical Exam	1/21/08 - 4/26/08
	12/11/07 - 12/20/07
	3/27/07 - 12/10/07
Mental Health Record	12/18/06 - 3/27/07
Intake Forensic Examination	12/10/2013
	2/18/2013
	5/21/2014
	9/24/2013
	5/15/2013
	4/23/2012
	3/25/2013
	3/15/2013
	9/15/2006
Detainee Medical Profile	09/2006 - 10/2006
Vaccination Records	09/2006 - 12/2006
Weight Register	09/2006
Standing Orders for routine sick complaints	09/2006
Vital Signs/Weights	3/4/2007
Inprocessing Orders	09/2006 @ 2300
Tracking Sheet - Inprocessing	09/2006