

**From:** (b)(3), (b)(6) LTC MIL USA ARMY CSTC-A SJA  
**To:** (b)(3), (b)(6) CAPT MIL USA USFOR-A  
**Cc:** (b)(3), (b)(6) MAJ USFOR-A  
**Subject:** FW: FOIA Info ~~SECRET / FOUO~~  
**Date:** Thursday, October 15, 2009 9:24:44 PM  
**Attachments:** [USCENTCOM Consolidated Serial One Rules of Engagement For Operation Enduring Freedom Mod 002 \(with changes\)-SJA-081104-S.doc](#)  
[USCENTCOM MSG REGARDING CHANGES TO CJCS OEF ROE AND DOD COUNTERNARCOTICS AUTHORITIES IN THE USCENTCOM AOR-SJA-090302-S-NF.docx](#)

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Classification: ~~SECRET / FOUO~~

Gentlemen,

Here is the info I received from the 82nd on this issue.

(b)(3), (b)(6)

Classification: ~~SECRET / FOUO~~

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Sir,

The following provisions of the ROE that pertain to law enforcement are included below. I have also attached the relevant source documents. Please note that all of these documents are classified at "~~SECRET//REL~~" or higher, though the highlighted portion of the USCENTCOM Message below is unclassified.

The excerpt from the COMISAF OPLAN is from the Use of Force Annex, Annex E. This OPLAN was very recently re-published and we do not yet have it in its entirety, but as soon as we do, I will post it on our portal and send you a link.

US Consolidated Serial One Rules of Engagement for Operation Enduring Freedom Mod 002, Changes 001 and 002

(b)(1)1.4a

(b)(1)1.4a

(b)(1)1.4a

USCENTCOM Message Regarding Changes to CJCS OEF ROE and DoD Counternarcotics Authorities in the USCENTCOM AOR

(b)(1)1.4a

(b)(1)1.4a

(b)(1)1.4a

4. (U) PER SECDEF DIRECTION, DEPSECDEF REISSUED REF F, DOD INTERNATIONAL COUNTERNARCOTICS POLICY ON 24 DEC 2008. THE NEW GUIDANCE EXPANDS AUTHORITIES FOR DOD SUPPORT TO AND PARTICIPATION IN LAW ENFORCEMENT OPERATIONS SUBJECT TO EXISTING LAW. THIS POLICY IS THE DOD EXPRESSION OF SECTION 1004 OF THE FISCAL YEAR 1991 NATIONAL DEFENSE AUTHORIZATION ACT (NDAA), AS AMMENDED, WHICH PERMITS CERTAIN ENUMERATED SUPPORT FOR COUNTER-DRUG ACTIVITIES INCLUDING TRANSPORT OF US, AND HN LEAS AND HN SECURITY FORCES ON LAW ENFORCEMENT MISSIONS. SPECIFICALLY, THESE NEW AUTHORITIES PROVIDE THAT:

4.A. (U) DEPARTMENT PERSONNEL WILL NOT DIRECTLY PARTICIPATE IN SEARCHES, SEIZURES, ARRESTS, OR SIMILAR ACTIVITIES UNLESS SUCH PERSONNEL ARE OTHERWISE AUTHORIZED BY LAW. HOWEVER, US FORCES MAY PROVIDE TRANSPORT OF AND FORCE PROTECTION TO US AND HN LEAS AND HN SECURITY FORCES UP TO AND INCLUDING ON THE OBJECTIVE.

4.B. (U) IN AFGHANISTAN, US FORCES MAY ACCOMPANY US AND HN LEA AND SECURITY FORCES ON ACTUAL COUNTERNARCOTICS FIELD OPERATIONS.

4.C. (U) IN AFGHANISTAN, US FORCES MAY PROVIDE COUNTERNARCOTICS SUPPORT FROM A LOCATION AND IN A MANNER THAT THE COMMANDER DEEMS SUITABLE BASED UPON APPROPRIATE MILITARY PLANNING CONSIDERATIONS.

4.D. (U) NOTHING IN THIS POLICY SHALL BE CONSTRUED TO RESTRICT THE AUTHORITY OF A MILITARY COMMANDER TO TAKE ACTION IAW THE LAW OF WAR AND THE ROE FOR A MILITARY OPERATION AGAINST A VALID MILITARY TARGET AS DESCRIBED IN PARAGRAPH 2 OF THIS MESSAGE. THE PRESENCE OF LAW ENFORCEMENT PERSONNEL ON SUCH OPERATIONS SHALL NOT BE CONSTRUED TO CHANGE THE CHARACTERIZATION OF SUCH OPERATIONS TO LAW ENFORCEMENT.

(b)(1)1.4a

(b)(1)1.4a

(b)(1)1.4a, (b)(1)1.4b

COMISAF OPLAN 38302 Revision 4, Annex RR, Counter Narcotics

(b)(1)1.4a, (b)(1)1.4b

This is all I've got right now. If I can think of anything else I'll send it along.

v/r

(b)(3), (b)(6)

CPT, JA

Chief, International and Operational Law

CJTF-82

"All the Way!"