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## Endnotes

- 1 Aram Roston, *How the U.S. Funds the Taliban*, *The Nation* (Nov. 11, 2009).
- 2 Sydney J. Freedberg Jr., *Supplying the Surge in Afghanistan*, *National Journal* (Feb. 20, 2010).
- 3 *Id.*
- 4 Andy Oppenheimer, *Safe Passage: Managing Military Resources*, *Army-Technology.com* (June 3, 2010), available at <http://www.army-technology.com/features/feature/feature86749/>.
- 5 Sydney J. Freedberg Jr., *Supplying the Surge in Afghanistan*, *National Journal* (Feb. 20, 2010).
- 6 Adam Ellick & Salman Masood, *Six Die in Attack on Supply Rigs in Pakistan*, *New York Times* (June 8, 2010).
- 7 Andrew C. Kuchins & Thomas M. Sanderson, *The Northern Distribution Network and Afghanistan: Geopolitical Challenges and Opportunities*, *Center for Strategic and International Studies* (Jan. 2010).
- 8 Philip Pan, *Thousands Flee Ethnic Riots in Kyrgyzstan as Violence Continues to Spread*, *Washington Post* (June 13, 2010); see also *Crisis in Kyrgyzstan: Fuel, Contracts, and Revolution along the Afghan Supply Chain: Hearing Before the House Committee on Oversight and Government Reform Subcommittee on National Security and Foreign Affairs*, 111<sup>th</sup> Cong. (2010), available at <http://nationalsecurity.oversight.house.gov>.
- 9 Sydney J. Freedberg Jr., *Supplying the Surge in Afghanistan*, *National Journal* (Feb. 20, 2010).
- 10 *Id.*
- 11 *Id.*
- 12 *Id.*
- 13 Ann Scott Tyson, *Afghan Supply Chain a Weak Point*, *Washington Post* (Mar. 6, 2009).
- 14 Subcommittee on National Security and Foreign Affairs Staff, Interview of Lieutenant Colonel Todd Lewis (Mar. 10, 2010).
- 15 Sydney J. Freedberg Jr., *Supplying the Surge in Afghanistan*, *National Journal* (Feb. 20, 2010) (quoting Lieutenant Colonel Kirk Whitson).
- 16 Beth Reece, *Building Blocks*, *Defense Logistics Agency*, (Sept.-Oct. 2009), available at <http://www.dla.mil/loglines/loglinesfeature3.aspx>.
- 17 Sydney J. Freedberg Jr., *Supplying the Surge in Afghanistan*, *National Journal* (Feb. 20, 2010) (quoting Major Erik Berdy).
- 18 Subcommittee on National Security and Foreign Affairs Staff Interview (Apr. 23, 2010).
- 19 Subcommittee on National Security and Foreign Affairs Staff Interview (Apr. 23, 2010).
- 20 W91B4N-09-D-5001 through 5008.
- 21 HNT Fact Sheet provided to the Subcommittee on National Security and Foreign Affairs by the Department of Defense.
- 22 *Id.*
- 23 HNT Justification and Approval for Out of Scope Modification provided to the Subcommittee on National Security and Foreign Affairs by the Department of Defense.
- 24 *Id.*
- 25 CIA World Factbook – Afghanistan.

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- <sup>26</sup> By definition, a BPA is not actually a contract, but an agreement between, in this case, the U.S. military and a private company to allow for “a simplified method of filling anticipated repetitive needs for supplies or services.” Federal Acquisition Regulations (FAR), 48 C.F.R. § 13.303-1. In contrast, an IDIQ contract is a binding contract, with a stated minimum and maximum quantity of supplies or services. FAR, 48 C.F.R. § 16.504. This difference between a BPA and an IDIQ was designed to allow the military to hold contractors accountable under the IDIQ contract for problems of the type that arose under the BPA. In reality, such accountability was absent.
- <sup>27</sup> See, e.g., *Former U.S. Army Contracting Official Pleads Guilty to Accepting Bribes*, Department of Justice, Office of Public Affairs (Aug. 7, 2009); *Two Hawaii Soldiers Charged in \$50,000 Scheme*, Associated Press (June 10, 2010).
- <sup>28</sup> HNT Statement of Work provided to the Subcommittee on National Security and Foreign Affairs by the Department of Defense.
- <sup>29</sup> *Id.*
- <sup>30</sup> HNT Fact Sheet provided to the Subcommittee on National Security and Foreign Affairs by the Department of Defense.
- <sup>31</sup> Subcommittee on National Security and Foreign Affairs Staff Interview (Mar. 5, 2010); Andy Kravetz, *Soldiers Head Out for Mission to Afghanistan*, Journal Star (Dec. 15, 2009); Subcommittee on National Security and Foreign Affairs Staff, Interview of Major Valen Koger (Mar. 18, 2010).
- <sup>32</sup> Subcommittee on National Security and Foreign Affairs Staff Interviews (Feb. 25, 2010 & Mar. 1, 2010).
- <sup>33</sup> Subcommittee on National Security and Foreign Affairs Staff Interview (Mar. 9, 2010).
- <sup>34</sup> Subcommittee on National Security and Foreign Affairs Staff Interviews (Feb. 25, 2010; Feb. 25, 2010; Feb. 26, 2010; Mar. 1, 2010; Mar. 5, 2010; Mar. 9, 2010; Mar. 10, 2010; Mar. 11, 2010; Mar. 25, 2010 & Apr. 23, 2010).
- <sup>35</sup> See, e.g., Justin Blum, *Mullen Says Afghan Security Situation ‘Serious,’ Getting Worse*, Bloomberg (Aug. 24, 2010); see also Anthony Faiola, *McChrystal Urges European Allies to Show Resolve in Afghanistan*, Washington Post (Oct. 1, 2009); see also Craig Whitlock, *Gen. McChrystal Says Conditions in Afghanistan War Are No Longer Deteriorating*, Washington Post (Feb. 5, 2010).
- <sup>36</sup> Renee Montagne, *In Afghanistan, Trucking Can Be a Deadly Business*, National Public Radio (Aug. 14, 2009).
- <sup>37</sup> *Id.*
- <sup>38</sup> Craig Whitlock, *Soaring IED Attacks in Afghanistan Stymie U.S. Counteroffensive*, Washington Post (Mar. 18, 2010).
- <sup>39</sup> *Id.*
- <sup>40</sup> *Id.* (quoting Lieutenant General Michael Oates).
- <sup>41</sup> Rod Nordland, *Violence Up Sharply in Afghanistan*, New York Times (June 19, 2010).
- <sup>42</sup> Information available from Afghan Ministry of Interior; see generally Moshe Schwartz, *The Department of Defense’s Use of Private Security Contractors in Iraq and Afghanistan: Background, Analysis, and Options for Congress*, Congressional Research Service, Report R40835 (Jan. 19, 2010).
- <sup>43</sup> David Zucchino, *Afghan Civilians Soured on U.S. Security Contractors*, Chicago Tribune (Aug. 17, 2009).
- <sup>44</sup> Moshe Schwartz, *The Department of Defense’s Use of Private Security Contractors in Iraq and Afghanistan: Background, Analysis, and Options for Congress*, Congressional Research Service, Report R40835 (Jan. 19, 2010).
- <sup>45</sup> See, e.g., “Statement of Work for Armed Security Guard Services for Forward Operating Base Lightning,” Department of Defense (Nov. 2009); see also Walter Pincus, *Contractor Hirings in Afghanistan to Emphasize Locals*, Washington Post (Dec. 7, 2009).
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<sup>46</sup> Private Security Company Personnel Statistics provided to the Subcommittee on National Security and Foreign Affairs by the Department of Defense.

<sup>47</sup> *Id.*

<sup>48</sup> Charles A. Allen, Deputy General Counsel (International Affairs), Office of General Counsel, Department of Defense, *Memorandum re: Request to Contract for Private Security Companies in Iraq* (Jan. 10, 2006).

<sup>49</sup> P.L. 110-181, as amended by the National Defense Authorization Act of Fiscal Year 2009, P.L. 110-417, Section 853.

<sup>50</sup> Department of Defense Instruction 3020.50, *Private Security Contractors (PSCs) Operating in Contingency Operations* (July 22, 2009) (defining “contractor” as “[t]he contractor, subcontractor, grantee, or other party carrying out the covered contract.”).

<sup>51</sup> Subcommittee on National Security and Foreign Affairs Staff, Interview of Ahmed Rateb Popal, Rashid Popal, and Commander Ruhullah (May 27, 2010).

<sup>52</sup> Subcommittee on National Security and Foreign Affairs Staff Interview (Apr. 23, 2010).

<sup>53</sup> Subcommittee on National Security and Foreign Affairs Staff, Interview of Ahmed Rateb Popal, Rashid Popal, and Commander Ruhullah (May 27, 2010).

<sup>54</sup> Subcommittee on National Security and Foreign Affairs Staff, Interview of Ahmed Rateb Popal, Rashid Popal, and Commander Ruhullah (May 27, 2010).

<sup>55</sup> See generally Antonio Giustozzi, *The Debate on Warlordism: the Importance of Military Legitimacy*, Crisis States Research Centre, London School of Economics (Oct. 2005).

<sup>56</sup> See generally Michael Bhatia & Mark Sedra, *Afghanistan, Arms and Conflict* (Routledge 2008) at 84.

<sup>57</sup> Antonio Giustozzi, *Warlords into Businessmen: the Afghan Transition 2002-2005*, Crisis States Research Centre, London School of Economics (June 2005).

<sup>58</sup> There is a rich and varied academic literature on the wide variety of warlords in the post-Cold War era, but there is general agreement on the following defining characteristics: A warlord controls an armed military force autonomous from the state; he has the ability to exercise violence at will; he thrives off the lack of state authority; he serves his own cause (whether financial benefit or raw power) but is not principally motivated by ideology or sectarian interests; he is not principally motivated by the aim of conquering the state or establishing an independent state. See generally Antonio Giustozzi, *The Debate on Warlordism: The Importance of Military Legitimacy*, Crisis State Research Centre, London School of Economics (Oct. 2005); see also Michael Bhatia & Mark Sedra, *Afghanistan, Arms and Conflict* (Routledge 2008) at 72-102.

<sup>59</sup> Michael Bhatia & Mark Sedra, *Afghanistan, Arms and Conflict* (Routledge 2008) at 229.

<sup>60</sup> Sam Marsden, *NATO Cracks Down on Afghanistan's Private Security Firms*, Press Association (May 13, 2010).

<sup>61</sup> Subcommittee on National Security and Foreign Affairs Staff, Interview of Ahmed Wali Karzai and Qayum Karzai (June 15, 2010).

<sup>62</sup> Document provided to the Subcommittee on National Security and Foreign Affairs by a Host Nation Trucking Contractor (redacted).

<sup>63</sup> Subcommittee on National Security and Foreign Affairs Staff, Interview of Ahmed Rateb Popal, Rashid Popal, and Commander Ruhullah (May 27, 2010); see also Aram Roston, *How the US Funds the Taliban*, The Nation (Nov. 11, 2009).

<sup>64</sup> Subcommittee on National Security and Foreign Affairs Staff, Interview of Ahmed Rateb Popal, Rashid Popal, and Commander Ruhullah (May 27, 2010).

- 65 Subcommittee on National Security and Foreign Affairs Staff, Interview of Ahmed Rateb Popal, Rashid Popal, and Commander Ruhullah (May 27, 2010).
- 66 Subcommittee on National Security and Foreign Affairs Staff, Interview of Ahmed Rateb Popal, Rashid Popal, and Commander Ruhullah (May 27, 2010).
- 67 Subcommittee on National Security and Foreign Affairs Staff Interviews (Mar. 25, 2010 & May 27, 2010).
- 68 Subcommittee on National Security and Foreign Affairs Staff, Interview of Ahmed Rateb Popal, Rashid Popal, and Commander Ruhullah (May 27, 2010).
- 69 Subcommittee on National Security and Foreign Affairs Staff, Interview of Ahmed Rateb Popal, Rashid Popal, and Commander Ruhullah (May 27, 2010).
- 70 Subcommittee on National Security and Foreign Affairs Staff, Interview of Ahmed Rateb Popal, Rashid Popal, and Commander Ruhullah (May 27, 2010).
- 71 Subcommittee on National Security and Foreign Affairs Staff, Interview of Ahmed Rateb Popal and Rashid Popal (May 27, 2010).
- 72 The Kandahar Security Force will be the largest PSC in Afghanistan. See Dion Nissenbaum, *Afghanistan War: Convoy Security Deal to Benefit Karzai's Brother*, McClatchy Newspapers (May 23, 2010).
- 73 Subcommittee on National Security and Foreign Affairs Staff, Interview of Ahmed Rateb Popal, Rashid Popal, and Commander Ruhullah (May 27, 2010).
- 74 Carl Forsberg & Kimberly Kagan, *Consolidating Private Security Companies in Southern Afghanistan*, Institute for the Study of War (May 28, 2010); see also Subcommittee of National Security and Foreign Affairs Staff, Interview with Ahmed Rateb Popal, Rashid Popal, and Commander Ruhullah (May 27, 2010).
- 75 Dion Nissenbaum, *Afghanistan War: Convoy Security Deal to Benefit Karzai's Brother*, McClatchy Newspapers (May 23, 2010).
- 76 Carl Forsberg, *Afghanistan Report 5: Politics and Power in Kandahar*, Institute for the Study of War (Apr. 2010).
- 77 *Id.*
- 78 Subcommittee on National Security and Foreign Affairs Staff, Interview of Ahmed Wali Karzai and Qayum Karzai (June 15, 2010).
- 79 Subcommittee on National Security and Foreign Affairs Staff, Interview of Ahmed Rateb Popal, Rashid Popal, and Commander Ruhullah (May 27, 2010).
- 80 See Jeremy Kelly, *Long Road to Tarin Kowt*, The Australian (Apr. 28, 2009); see also *Netherlands Pays Afghan Warlord Millions for Protection*, Radio Netherlands Worldwide (Jan. 7, 2010).
- 81 Dexter Filkins, *With U.S. Aid, Warlord Builds Afghan Empire*, New York Times (June 5, 2010).
- 82 Subcommittee on National Security and Foreign Affairs Staff, Interview of Ahmed Wali Karzai and Qayum Karzai (June 15, 2010).
- 83 Subcommittee on National Security and Foreign Affairs Staff Interview (Apr. 23, 2010).
- 84 See Jeremy Kelly, *Long Road to Tarin Kowt*, The Australian (Apr. 28, 2009); see also *Netherlands Pays Afghan Warlord Millions for Protection*, Radio Netherlands Worldwide (Jan. 7, 2010).
- 85 Gareth Porter, *US, NATO Forces Rely on Afghan Warlords for Security*, Inter Press Services (Oct. 30, 2009).
- 86 *Netherlands Pays Afghan Warlord Millions for Protection*, Radio Netherlands Worldwide (Jan. 7, 2010).
- 87 Christoph Reuter, *The Warlord of the Highway: Matiullah Khan is the Most Feared Crossing Guard in Afghanistan*, Vice Magazine (Nov. 2009).

<sup>88</sup> *Id.*

<sup>89</sup> *Netherlands Pays Afghan Warlord Millions for Protection*, Radio Netherlands Worldwide (Jan. 7, 2010).

<sup>90</sup> Mark Dodd & Jeremy Kelly, *ADF Plays Down Warlord's Role on Crucial Supply Chain*, The Australian (Apr. 28, 2009).

<sup>91</sup> Joshua Partlow, *Congested Border Crossing May Affect U.S. Buildup in Afghanistan*, Washington Post (Jan. 19, 2010).

<sup>92</sup> Meeting between NATO commanders and Members of the National Security and Foreign Affairs Subcommittee, Kandahar Airfield, Afghanistan (Jan. 31, 2010).

<sup>93</sup> Joshua Partlow, *Congested Border Crossing May Affect U.S. Buildup in Afghanistan*, Washington Post (Jan. 19, 2010).

<sup>94</sup> *Id.*

<sup>95</sup> Profile of *Pacha Khan Zadran*, GlobalSecurity.org, available at <http://www.globalsecurity.org/military/world/afghanistan/zadran.htm>.

<sup>96</sup> *Pakistan Hands Over Afghan Rebel*, BBC (Feb. 5, 2004).

<sup>97</sup> *Id.*

<sup>98</sup> *Id.*

<sup>99</sup> Scott Baldauf, *Firefight Shows Strong Al Qaeda Persistence*, Christian Science Monitor (July 29, 2002).

<sup>100</sup> Farah Stockman, *Others Languished as Warlord Rose*, Boston Globe (Apr. 28, 2007).

<sup>101</sup> *Id.*

<sup>102</sup> *Id.*

<sup>103</sup> Subcommittee on National Security and Foreign Affairs Staff Interview (Apr. 23, 2010).

<sup>104</sup> Subcommittee on National Security and Foreign Affairs Staff Interview (Apr. 23, 2010).

<sup>105</sup> PowerPoint presentation (May 12, 2009) provided to the Subcommittee on National Security and Foreign Affairs by a Host Nation Trucking contractor.

<sup>106</sup> Subcommittee on National Security and Foreign Affairs Staff Interview (Apr. 23, 2010).

<sup>107</sup> Anthony Loyd, *Former Drug Lord Koka is NATO's New Poster Boy and Police Chief*, The Times (UK) (July 11, 2008).

<sup>108</sup> *Id.*

<sup>109</sup> *Id.*

<sup>110</sup> David Charter, Anthony Loyd & Richard Beeston, *Karzai: the British Have Made Matters Worse in Afghanistan*, The Times (UK) (Jan. 25, 2008).

<sup>111</sup> *Id.*

<sup>112</sup> *Id.*

<sup>113</sup> Dexter Filkins, *With U.S. Aid, Warlord Builds Afghan Empire*, New York Times (June 5, 2010).

<sup>114</sup> Subcommittee on National Security and Foreign Affairs Staff Interview (Mar. 9, 2010).

<sup>115</sup> Subcommittee on National Security and Foreign Affairs Staff Interviews (Mar. 4, 2010; Mar. 11, 2010; Mar. 31, 2010; Apr. 23, 2010 & Apr. 23, 2010).

<sup>116</sup> Subcommittee on National Security and Foreign Affairs Staff Interview (Apr. 23, 2010).

---

- 117 Incident Report provided to the Subcommittee on National Security and Foreign Affairs (emphasis added).
- 118 Subcommittee on National Security and Foreign Affairs Staff Interview (Mar. 11, 2010).
- 119 PowerPoint presentation provided to the Subcommittee on National Security and Foreign Affairs by a Host Nation Trucking contractor (redacted).
- 120 White Paper provided to the Subcommittee on National Security and Foreign Affairs by the Department of Defense and by a Host Nation Trucking contractor (redacted).
- 121 E-mail (July 18, 2009) provided to the Subcommittee on National Security and Foreign Affairs by a Host Nation Trucking contractor (emphasis added).
- 122 E-mail (May 4, 2009) provided to the Subcommittee on National Security and Foreign Affairs by a Host Nation Trucking contractor (emphasis added).
- 123 E-mail (June 9, 2009) provided to the Subcommittee on National Security and Foreign Affairs by a Host Nation Trucking contractor (emphasis added).
- 124 Subcommittee on National Security and Foreign Affairs Staff Interview (Mar. 4, 2010).
- 125 Subcommittee on National Security and Foreign Affairs Staff Interview (Apr. 23, 2010).
- 126 Subcommittee on National Security and Foreign Affairs Staff Interview (Mar. 10, 2010).
- 127 Subcommittee on National Security and Foreign Affairs Staff Interview (Apr. 23, 2010).
- 128 Meeting Notes (July 7, 2009) provided to the Subcommittee on National Security and Foreign Affairs by a Host Nation Trucking contractor (emphasis added).
- 129 Incident Report provided to the Subcommittee on National Security and Foreign Affairs by a Host Nation Trucking contractor.
- 130 Subcommittee on National Security and Foreign Affairs Staff, Interview of Ahmed Rateb Popal, Rashid Popal, and Commander Ruhullah (May 27, 2010).
- 131 Subcommittee on National Security and Foreign Affairs Staff, Interview of Ahmed Rateb Popal, Rashid Popal, and Commander Ruhullah (May 27, 2010).
- 132 Subcommittee on National Security and Foreign Affairs Staff, Interview of Ahmed Rateb Popal, Rashid Popal, and Commander Ruhullah (May 27, 2010).
- 133 Subcommittee on National Security and Foreign Affairs Staff, Interview of Ahmed Wali Karzai and Qayum Karzai (June 15, 2010).
- 134 *Counterinsurgency*, FM 3-24, Department of the Army (Dec. 2006).
- 135 Subcommittee on National Security and Foreign Affairs Staff Interviews (Feb. 26, 2010 & Apr. 20, 2010).
- 136 Subcommittee on National Security and Foreign Affairs Staff Interview (Apr. 23, 2010).
- 137 Subcommittee on National Security and Foreign Affairs Staff Interview (Mar. 31, 2010).
- 138 Subcommittee on National Security and Foreign Affairs Staff Interview (Mar. 5, 2010).
- 139 Subcommittee on National Security and Foreign Affairs Staff Interview (Feb. 26, 2010).
- 140 Testimony of the Secretary of State Hillary Clinton before the Senate Foreign Relations Committee (Dec. 3, 2009).
- 141 See, e.g., David Wood, *Allegation: Some Contractors in Afghanistan Paying Protection Money to Taliban*, Politics Daily (Dec. 21, 2009).
- 142 Jake Sherman & Victoria DiDomenico, *The Public Cost of Private Security in Afghanistan*, Center on International Cooperation, New York University (Sept. 2009).
-

- 
- 143 Douglas Wissing, *How the U.S. is Attacking Taliban Funding*, GlobalPost (Jan. 20, 2010).
- 144 David Wood, *Allegation: Some Contractors in Afghanistan Paying Protection Money to Taliban*, Politics Daily (Dec. 21, 2009).
- 145 Douglas Wissing, *'It's a Perfect War. Everybody Makes Money'*, GlobalPost (Jan. 19, 2010).
- 146 Subcommittee on National Security and Foreign Affairs Majority Staff Interview (Jan 30, 2010).
- 147 Tom Coghlan, *French Troops Were Killed After Italy Hushed Up Bribes to the Taliban*, The Times of London (Oct. 15, 2009).
- 148 *Id.*
- 149 *Italy Denies Report it 'Paid Off' Taliban to Protect its Troops*, CNN (Oct. 15, 2009), available at: <http://www.cnn.com/2009/WORLD/europe/10/15/italy.taliban.payments/index.html>.
- 150 Syed Saleem Shahzad, *The Face of Afghanistan's Resistance*, Asia Times Online (Aug. 26, 2003).
- 151 Graeme Smith, *Talking to the Taliban*, Globe and Mail (Mar. 22, 2008).
- 152 Jeffrey Dressler & Carl Forsberg, *The Quetta Shura Taliban in Southern Afghanistan: Organization, Operations, and Shadow Governance*, Institute for the Study of War (Dec. 21, 2009).
- 153 Catherine Collins with Ashraf Ali, *Financing the Taliban: Tracing the Dollars Behind the Insurgencies in Afghanistan and Pakistan*, New America Foundation (Apr. 2010).
- 154 Hayder Mili, *Afghanistan's Drug Trade and How it Funds Taliban Operations*, The Terrorism Monitor, Vol. 5: Issue 9 (May 10, 2007).
- 155 Jeffrey Dressler & Carl Forsberg, *The Quetta Shura Taliban in Southern Afghanistan: Organization, Operations, and Shadow Governance*, Institute for the Study of War (Dec. 21, 2009).
- 156 Dexter Filkins, *Poppies a Target in Fight Against Taliban*, New York Times (Apr. 28, 2009).
- 157 Syed Irfan Ashraf, *Militancy & Black Economy*, Dawn (Mar. 22, 2009); see also Animesh Roul, *Gems, Timber, and Jiziya: Pakistan's Taliban Harness Resources to Fund Jihad*, Terrorism Monitor, Vol. VII: Issue 11 (Apr. 30, 2009); Catherine Collins & Ashraf Ali, *Financing the Taliban: Tracing the Dollars Behind the Insurgencies in Afghanistan and Pakistan*, New America Foundation (Apr. 2010).
- 158 Yaroslav Trofimov, *Cell Carriers Bow to Taliban Threat*, Wall Street Journal (Mar. 22, 2010).
- 159 *Id.*
- 160 *Id.*
- 161 *Id.*
- 162 Subcommittee on National Security and Foreign Affairs Staff, Interview of Ahmed Rateb Popal, Rashid Popal, and Commander Ruhullah (May 27, 2010).
- 163 Subcommittee on National Security and Foreign Affairs Staff, Interview of Ahmed Rateb Popal, Rashid Popal, and Commander Ruhullah (May 27, 2010).
- 164 Subcommittee on National Security and Foreign Affairs Staff, Interview of Ahmed Rateb Popal, Rashid Popal, and Commander Ruhullah (May 27, 2010).
- 165 Subcommittee on National Security and Foreign Affairs Staff, Interview of Ahmed Rateb Popal, Rashid Popal, and Commander Ruhullah (May 27, 2010).
- 166 Subcommittee on National Security and Foreign Affairs Staff, Interview of Ahmed Rateb Popal, Rashid Popal, and Commander Ruhullah (May 27, 2010).
-

- 167 Subcommittee on National Security and Foreign Affairs Staff, Interview of Ahmed Rateb Popal, Rashid Popal, and Commander Ruhullah (May 27, 2010).
- 168 Subcommittee on National Security and Foreign Affairs Staff, Interview of Ahmed Rateb Popal, Rashid Popal, and Commander Ruhullah (May 27, 2010).
- 169 Subcommittee on National Security and Foreign Affairs Staff Interview (Apr. 23, 2010).
- 170 Subcommittee on National Security and Foreign Affairs Staff Interview (Apr. 23, 2010).
- 171 Subcommittee on National Security and Foreign Affairs Staff, Interview of Ahmed Rateb Popal, Rashid Popal, and Commander Ruhullah (May 27, 2010).
- 172 Subcommittee on National Security and Foreign Affairs Staff Interview (Mar. 5, 2010).
- 173 Subcommittee on National Security and Foreign Affairs Staff Interview (Mar. 31, 2010).
- 174 Subcommittee on National Security and Foreign Affairs Staff, Interview of Lieutenant Colonel Todd Lewis (Mar. 10, 2010).
- 175 Subcommittee on National Security and Foreign Affairs Staff, Interview of Lieutenant Colonel David Elwell (Mar. 23, 2010).
- 176 Ali Ahmad Jalali & Lester W. Grau, *The Other Side of the Mountain: Mujahideen Tactics in the Soviet-Afghan War*, United States Marine Corps Studies and Analysis Division (June 1995).
- 177 Subcommittee on National Security and Foreign Affairs Majority Staff Interview (Dec. 13, 2009).
- 178 General Stanley A. McChrystal, *Commander's Initial Assessment*, NATO International Security Assistance Force, Afghanistan, U.S. Forces, Afghanistan (Aug. 30, 2009); see also Gareth Porter, *U.S., NATO Forces Rely on Afghan Warlords for Security*, InterPress Services (Oct. 30, 2009).
- 179 See Sebastian Abbot, *Reckless Private Security Companies Anger Afghans*, Associated Press (April 30, 2010).
- 180 *Id.*
- 181 Richard Norton-Taylor, *Afghan Private Security Firms 'Fuelling Corruption'*, The Guardian (May 14, 2010).
- 182 Subcommittee on National Security and Foreign Affairs, Interview of Ahmed Wali Karzai and Qayum Karzai (June 15, 2010).
- 183 Subcommittee on National Security and Foreign Affairs, Interview of Ahmed Rateb Popal, Rashid Popal, and Commander Ruhullah (May 27, 2010).
- 184 Dexter Filkins, *With U.S. Aid, Warlord Builds Afghan Empire*, New York Times (June 5, 2010).
- 185 *Id.* (quoting Hanif Atmar and discussing Matiullah Khan)
- 186 Subcommittee on National Security and Foreign Affairs Staff, Interview of Lieutenant Colonel David Elwell (Mar. 23, 2010).
- 187 Subcommittee on National Security and Foreign Affairs Staff, Interview of Major Valen Koger (Mar. 18, 2010).
- 188 Subcommittee on National Security and Foreign Affairs Staff Interview (Apr. 20, 2010).
- 189 Subcommittee on National Security and Foreign Affairs Staff Interviews (Mar 1, 2010 & Mar. 5, 2010); HNT Contract pre-award evaluations provided to the Subcommittee on National Security and Foreign Affairs by the Department of Defense.
- 190 Subcommittee on National Security and Foreign Affairs Staff, Interview of Lieutenant Colonel David Elwell (Mar. 23, 2010).
- 191 Subcommittee on National Security and Foreign Affairs Staff Interviews (Mar. 1, 2010 & Mar. 5, 2010).
- 192 Subcommittee on National Security and Foreign Affairs Staff Interview (Mar. 9, 2010).

<sup>193</sup> P.L. 110-181, Sec. 862 (Jan. 28, 2008), as amended by the National Defense Authorization Act for Fiscal Year 2009, P.L. 110-417, Sec 853 (Oct. 14, 2008).

<sup>194</sup> Joint Contracting Command-Iraq/Afghanistan clause 952.225-0001, *Arming Requirements and Procedures for Personal Security Services Contractors and for Requests for Personal Protection* (emphasis in original).

<sup>195</sup> *Id.*

<sup>196</sup> Joint Contracting Command-Iraq/Afghanistan Interim Policy Directive #09-21 (Aug. 30 2009).

<sup>197</sup> Subcommittee on National Security and Foreign Affairs Staff, Interview of Lieutenant Colonel David Elwell (Mar. 23, 2010).

<sup>198</sup> Subcommittee on National Security and Foreign Affairs Staff Interview (Feb. 26, 2010).

<sup>199</sup> Subcommittee on National Security and Foreign Affairs Majority Staff, Meeting with Colonel Daniel Cottrell and Colonel Son Le (Jan. 30, 2010).

<sup>200</sup> Subcommittee on National Security and Foreign Affairs Staff Interview (Feb. 25, 2010).

<sup>201</sup> Subcommittee on National Security and Foreign Affairs Staff Interview (Mar. 11, 2010).

<sup>202</sup> Subcommittee on National Security and Foreign Affairs Staff Interviews (Feb. 25, 2010; Feb 25, 2010 & Mar. 11, 2010).

<sup>203</sup> Subcommittee on National Security and Foreign Affairs Staff Interview (Mar. 9, 2010).

<sup>204</sup> E-mail (Dec. 2, 2009) provided to the Subcommittee on National Security and Foreign Affairs by a Host Nation Trucking contractor.

<sup>205</sup> E-mail (Dec. 23, 2009) provided to the Subcommittee on National Security and Foreign Affairs by a Host Nation Trucking contractor.

<sup>206</sup> Subcommittee on National Security and Foreign Affairs Staff, Interview of Lieutenant Colonel Todd Lewis (Mar. 10, 2010).

<sup>207</sup> Subcommittee on National Security and Foreign Affairs Staff, Interview of Lieutenant Colonel David Elwell (Mar. 23, 2010).

<sup>208</sup> Subcommittee on National Security and Foreign Affairs Majority Staff, Meeting with Colonel Daniel Cottrell and Colonel Son Le (Jan. 30, 2010).

<sup>209</sup> CODEL Lynch meeting with Major General MacDonald and Staff, Kabul, Afghanistan (Jan. 31, 2010).

<sup>210</sup> Subcommittee on National Security and Foreign Affairs Staff Interviews (Mar. 4, 2010; Mar. 5, 2010; Mar. 9, 2010; Mar. 10, 2010 & Mar. 11, 2010).

<sup>211</sup> Subcommittee on National Security and Foreign Affairs Staff Interviews (Mar. 1, 2010 & Mar. 10, 2010).

<sup>212</sup> Memorandum provided to the Subcommittee on National Security and Foreign Affairs by a Host Nation Trucking contractor (redacted).

<sup>213</sup> PowerPoint Presentation (May 9, 2009) provided to the Subcommittee on National Security and Foreign Affairs by a Host Nation Trucking contractor.

<sup>214</sup> Subcommittee on National Security and Foreign Affairs Staff Interview (Mar. 9, 2010).

<sup>215</sup> Subcommittee on National Security and Foreign Affairs Staff, Interview of Major Valen Koger (Mar. 18, 2010).

<sup>216</sup> Subcommittee on National Security and Foreign Affairs Staff Interview (Mar. 1, 2010).

<sup>217</sup> Subcommittee on National Security and Foreign Affairs Staff Interviews (Mar. 4, 2010; Mar. 9, 2010 & Mar. 10, 2010).

<sup>218</sup> Subcommittee on National Security and Foreign Affairs Staff Interview (Mar. 10, 2010).

---

- 219 Subcommittee on National Security and Foreign Affairs Staff Interview (Mar. 10, 2010).
- 220 Meeting Notes (July 7, 2009) provided to the Subcommittee on National Security and Foreign Affairs by a Host Nation Trucking contractor (redacted).
- 221 Subcommittee on National Security and Foreign Affairs Staff, Interview of Major Valen Koger (Mar. 18, 2010).
- 222 Subcommittee on National Security and Foreign Affairs Staff, Interview of Lieutenant Colonel David Elwell (Mar. 23, 2010).
- 223 Subcommittee on National Security and Foreign Affairs Staff, Interview of Lieutenant Colonel David Elwell (Mar. 23, 2010).
- 224 Subcommittee on National Security and Foreign Affairs Staff, Interview of Lieutenant Colonel David Elwell (Mar. 23, 2010).
- 225 Subcommittee on National Security and Foreign Affairs Staff, Interview of Lieutenant Colonel David Elwell (Mar. 23, 2010).
- 226 Subcommittee on National Security and Foreign Affairs Staff, Interview of Lieutenant Colonel David Elwell (Mar. 23, 2010).
- 227 Subcommittee on National Security and Foreign Affairs Staff Interview (Mar. 10, 2010).
- 228 Subcommittee on National Security and Foreign Affairs Staff Interview (Mar. 4, 2010).
- 229 White Paper provided to the Subcommittee on National Security and Foreign Affairs by a Host Nation Trucking contractor (emphasis added).
- 230 E-mail (July 18, 2009) provided to the Subcommittee on National Security and Foreign Affairs by the Department of Defense (emphasis added).
- 231 E-mail (Sept. 10, 2009) provided to the Subcommittee on National Security and Foreign Affairs by a Host Nation Trucking contractor (redacted).
- 232 Subcommittee on National Security and Foreign Affairs Staff, Interview of Major Valen Koger (Mar. 18, 2010).
- 233 Subcommittee on National Security and Foreign Affairs Staff, Interview of Major Valen Koger (Mar. 18, 2010).
- 234 Subcommittee on National Security and Foreign Affairs Staff, Interview of Lavar Matthews (Feb. 25, 2010; Feb. 25, 2010 & Mar. 25, 2010).
- 235 E-mail (Sept. 10, 2009) provided to the Subcommittee on National Security and Foreign Affairs by a Host Nation Trucking contractor (redacted).
- 236 Subcommittee on National Security and Foreign Affairs Staff, Interview of Lieutenant Colonel Todd Lewis (Mar. 10, 2010).
- 237 Subcommittee on National Security and Foreign Affairs Staff Interview (Mar. 5, 2010).
- 238 E-mail (Sept. 2, 2009) provided to the Subcommittee on National Security and Foreign Affairs by the Department of Defense.
- 239 Subcommittee on National Security and Foreign Affairs Majority Staff Interview (Dec. 13, 2009).
- 240 Aram Roston, *How the US Funds the Taliban*, *The Nation* (Nov. 11, 2009).
- 241 Subcommittee on National Security and Foreign Affairs Staff Interview (Mar. 4, 2010).
- 242 Meeting Notes (Sept. 4, 2009) provided to the Subcommittee on National Security and Foreign Affairs by a Host Nation Trucking contractor (redacted).
- 243 Subcommittee on National Security and Foreign Affairs Staff Interview (Mar. 4, 2010).
- 244 Subcommittee on National Security and Foreign Affairs Staff Interview (Feb. 26, 2010).

- 245 Subcommittee on National Security and Foreign Affairs Staff Interview (Feb. 26, 2010).
- 246 ACOD Weekly Activity Report (Dec. 11, 09) provided to the Subcommittee on National Security and Foreign Affairs by the Department of Defense (highlight in original).
- 247 E-mail (Dec. 18, 2009) provided to the Subcommittee on National Security and Foreign Affairs by the Department of Defense.
- 248 Subcommittee on National Security and Foreign Affairs Majority Staff, Meeting with Colonel Daniel Cottrell and Colonel Son Le (Jan. 30, 2010).
- 249 Subcommittee on National Security and Foreign Affairs Majority Staff, Meeting with Colonel Daniel Cottrell and Colonel Son Le (Jan. 30, 2010).
- 250 Department of Defense written responses to questions from the Subcommittee on National Security and Foreign Affairs Majority Staff regarding the status of the investigation (May 9, 2010).
- 251 Subcommittee on National Security and Foreign Affairs Staff Interview (Mar. 4, 2010).
- 252 Subcommittee on National Security and Foreign Affairs Staff Interview (Feb. 25, 2010).
- 253 Subcommittee on National Security and Foreign Affairs Staff Interview (Feb. 25, 2010).
- 254 Subcommittee on National Security and Foreign Affairs Staff Interviews (Feb. 25, 2010; Feb. 25, 2010; Mar. 4, 2010; Mar. 10, 2010 & Mar. 11, 2010).
- 255 E-mail (Nov. 17, 2009) provided to the Subcommittee on National Security and Foreign Affairs by the Department of Defense.
- 256 Subcommittee on National Security and Foreign Affairs Staff, Interview of Lieutenant Colonel David Elwell (Mar. 23, 2010).
- 257 Aram Roston, *How the US Army Protects Its Trucks – by Paying the Taliban*, The Guardian (Nov. 13, 2009).
- 258 E-mail (Nov. 17, 2009) provided to the Subcommittee on National Security and Foreign Affairs by the Department of Defense.
- 259 Testimony of Under Secretary of Defense Michèle Flournoy and General David Petraeus before the Senate Armed Services Committee (June 15, 2010 & June 16, 2010).
- 260 Maria Abi-Habib & Matthew Rosenberg, *Task Force to Take On Afghan Corruption*, Wall Street Journal (June 18, 2010).
- 261 Testimony of General David Petraeus before the Senate Armed Services Committee (June 16, 2010).
- 262 Christine Hauser, *New Rules for Contractors are Urged by 2 Democrats*, New York Times (Oct. 4, 2007).
- 263 Thom Shanker & Eric Schmitt, *U.S. Intelligence Puts New Focus on Afghan Graft*, New York Times (June 12, 2010).

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