Senate Resolution 1035

By: Senators Shafer of the 48th, Douglas of the 17th, Murphy of the 27th, Moody of the 56th, Balfour of the 9th and others

ADOPTED SENATE

A RESOLUTION

1 Urging the President to pardon the three Navy SEALs facing court martial proceedings in the

2 capture of terrorist Ahmed Hashim Abed; and for other purposes.

3 WHEREAS, three Navy SEALs captured Ahmed Hashim Abed, the alleged planner of the

4 March, 2004, ambush in Fallujah that resulted in the brutal killing of four American

5 contractors who were hung on the bridge over the Euphrates River after being burned and

- 6 mutilated; and
- 7 WHEREAS, Abed evaded justice for over five years until Special Warfare Operators Second
- 8 Class Matthew McCabe and Jonathan Keefe and Special Warfare Operator First Class Julio
- 9 Huertas undertook a mission that resulted in the capture of this alleged terrorist; and
- 10 WHEREAS, in the course of capturing Abed, it appears that one of the Navy SEALs may
- 11 have punched Abed in the stomach; and
- 12 WHEREAS, these SEALs, by all accounts exceptional sailors as evidenced by the fact that
- 13 they had each been recently advanced in rank, are now facing court martial proceedings, the
- 14 penalties for which could include dishonorable discharge and imprisonment; and

WHEREAS, these SEALs, at risk to themselves, captured an alleged terrorist wanted for
planning an attack that not only killed Americans but also maimed and mutilated their
bodies; and

- WHEREAS, prosecution in this case where there is no evidence of torture or abuse beyondthe single punch to Abed's stomach could confuse, demoralize, and negatively impact all
- 20 American service personnel who are placed in dangerous and often ambiguous situations.
- NOW, THEREFORE, BE IT RESOLVED BY THE SENATE that the members of this body
 urge President Barrack Obama to personally review the case of these three Navy SEALs for
 a presidential pardon.

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- 24 BE IT FURTHER RESOLVED that the Secretary of the Senate is authorized and directed
- 25 to transmit an appropriate copy of this resolution to the President of the United States by
- 26 certified mail and to send a copy of this resolution to each sailor involved.