| Claims Form | |
|---|---|
| To: United States Army Foreign Claims Commission. | |
| From: Name: Sex: | |
| I am a citizen and national of: | |
| Name of Unit or US Personnel involved in incident: | |
| Owner of property that was damaged: | |
| My claim arose at: Ehphp Chall's (Town) (City) (Country) | |
| My claim arose on: Sep 20 2005 0900 Month Day Year Time | |
| Give a brief statement explaining how the claim arose and the nature of the damages. We forces gust at damant's dall on for pard in Emphy-Ichalic, William him at for spet. Ele statement to an page 3 for details mallial report sugar dall com killed from fines incidents | · |
| 5,000 for veliche + 3,000 for donth proson. | |
| I claim as damages: (Indicate amount in U.S. dollars and local currency) | |
| \$ 8000 local | |
| (Signature of Claimant) | - |
| Subscribed before me this 4 day of Mov, 2005. | |
| (Print Name) (Signature) | |

DEPARTMENT OF THE ARMY 3d Heavy Brigade Combat Team 4th Infantry Division (Mechanized) FOB Warhorse, Iraq APO AE 09397

AFZC-FC-JA

9 March 2006

MEMORANDUM FOR RECORD

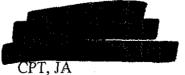
SUBJECT: Claim of

06-3/4-384

1. Claimants name and address:

Khalis, Iraq.

- 2. <u>Incident date and place the incident occurred giving rise to the claim</u>: Incident occurred on 20 Sep 05, in Khalis, Iraq
- 3. Amount of claim and filing date: Claimant filed a claim in the amount of \$8,000 on 4 Mar 06.
- 4. Chapter the claim was considered under and a brief description of the incident or of the issues raised by the claimant on reconsideration: Foreign Claims Act and Chapter 10, AR 27-20; claim filed for compensation for death of father.
- 5. <u>Facts:</u> The claimant's dad was shot by CF on the road after failing to stop when CF closed the road for protection when they had to stop and pick the pistol from the road..
- 6. Opinion: In order to form a basis for a claim under the FCA, the incident in question must have arisen outside the Unites States. In addition, the incident must be caused by either non-combat activities of the Unites States Armed Forces or by negligent or wrongful acts of military members or civilian employees of the Armed Forces. The claim is not payable as it resulted from the negligence of the claimant's dad.
- 7. <u>Recommended Action</u>: This claim is not payable under the FCA for the above mentioned reasons. Consequently this claim for \$8,000 is denied.



Foreign Claims Commission