

DEPARTMENT OF THE ARMY OFFICE OF THE COMMAND JUDGE ADVOCATE 116th BRIGADE COMBAT TEAM, 42nd INFANTRY DIVISION KIRKUK, IRAQ, APO AE 09368

24 April 2005

000260

Foreign Claims Commission

FY05-I9B-924

Hawija, Iraq

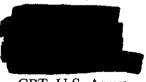
Mrs.

I have considered your claim under the Foreign Claims Act, Title 10 United States Code Section 2734 as implemented by Army Regulation 27-20, Chapter 10.

Your claim is denied. The Foreign Claims Act does not authorize payment of claims related to combat activities, nor of claims where US negligence cannot be established. Your claim states that your husband was shot and killed by Coalition Forces in the Zab terminal. The U.S. cannot pay your claim due to the lack of evidence showing Coalition Forces were involved in this incident. I am sorry for your loss, and I wish you well in a Free Iraq.

Army Regulation 27-20 provides you the right to appeal this action. Deliver your appeal and any additional evidence to the Government Building FCC office within thirty (30) days of receipt of this notice.

Sincerely,



CPT, U.S. Army Foreign Claims Commissioner

| M | | | | |
|--------------------------------|---------------------------------|------------------|--|--|
| CLAIM FOR DA | | the reverse sid | ION: Please read carefully the ins le and supply7 information reque orm .Use additional sheets (s) | |
| IMER SITE OF I Jahya Hawija | THE ACCIDENT, 7 Suburb - Al- | zaab termi | 2Name of claimants & Ado Hawija Suburb | dress: |
| .Gender | 4. DATE OF BIRTH | 5.MARITAL S | | |
| temale he claim | 1953 | mashieo | 11-11-2004 | at noon |
| Arithed to | y the C. | ns, the | ther husbane ongfully in (Za | d has been b) terminal |
| In his he | and . | | | |
| | | | | |
| | | · . | | |
| | | PROPER | FY DAMAGE | · · · · · · · · · · · · · · · · · · · |
| WR | ONGFUL | | IURY | |
| | | \$ \$/177 | NESSES | |
| | NAME | ····· | ADDRES | <u>s</u> |
| | | 13 | Poth live in He | wer a |
| | | Amount of cl | aim (IN Dollars) | |
| A PROPERTY | 12b PERSON | AL INJURY | 12c WRONGFUL DEATH | 12A |
| | | | DAMAGES AND INJURY CAUSED L SATISFACTION AND FINAL SE | |
| | ATURE OF CLA | IMANT 13 | 3b.Phone number of signatory | 14c.Date of claim 000261 |
| CIVIL PENALTY | FOR PRESENTING F | RAUDULENT | CRIMINAL PENALTY FOR PR | ESENTING FRAUDULEN FALSE STATEMENTS |

.