

CLAIMS FORM
US ARMY FOREIGN COMMISSION

CLAIM: 2-026-5

CLAIMANT NAME [REDACTED]
ADDRESS Baghdad Al Jadeda
SEC./ [REDACTED] ST./ [REDACTED] H./ [REDACTED]
PHONE#: [REDACTED]

I AM

- a. A Citizen and National Of: Iraq
- B. A Permanent Resident Of: Baghdad
- C. Employed By: _____
- d. Check one () an insurer () Not an insurer
- e. Check one () A subrogate () Not a subrogate

HAVE YOU FILED A CLAIM BEFORE (circle one) YES OR NO

TYPE OF CLAIM (circle which applied)

INJURY: DEATH
PROPERTY DAMAGE: VEHICLE, BUILDING, FIELD, ANIMAL, OR OTHER

NAME [REDACTED]
RELATIONSHIP his brother AGE: 35 DOB/DMEY 1970

DATE INCIDENT OCCURRED: /D/ 11 /M/ May YYYY 2005

PLACE INCIDENT OCCURRED Mohammed Al-Qassim street
SEC./ _____ ST./ _____ H./ _____

SITUATION The dead was driving his car in Mohammad Al-Qasim street then an American convoy came suddenly during that one of his car wheels separated from his car so the US Forces shot at him by wrong thinking the separated wheel is something dangerous. So this shooting caused death of the driver.

List in detail the amount of property damage and itemized expense resulting from the property damage or personal injury: (Attach bills and receipts, if applicable)

Item	Amount
<u>He claim a compensation</u>	

TOTAL AMOUNT: US DOLLAR 10,000 Ten Thousand dollar

Today date 19/ May / 2005

Signature [REDACTED]

000302



REPLY TO
ATTENTION OF:

DEPARTMENT OF THE ARMY
HEADQUARTERS, 2D BRIGADE
3D INFANTRY DIVISION
FOB LOYALTY, IRAQ
APO AE 09380

AFZP-VB-JA

Date: 28-Nov-05

MEMORANDUM FOR RECORD

SUBJECT: DISAPPROVAL OF FOREIGN CLAIM II8T05-0899:

Claim of: [REDACTED]

Address: Al-Jadeda, [REDACTED]

Date Filed: 03-Jun-05

Amount Claimed: \$10,000.00

Claimed Loss: Claimant's brother killed and vehicle damaged by small arms fire at a TCP

Claim Number: 2.0278

1. Your above-mentioned claim is disapproved.
2. This incident **does not** comply with the provisions of the Foreign Claims Act, 10 U.S.C. Section 2734, as implemented by Chapter 10, AR 27-20. This claim was filed in a timely manner. This claim did occur outside the United States.
3. The reason for the disapproval of this claim is code 3:
 1. Loss was a result of Combat Operations
 2. The filing claimant is an improper claimant
 3. Claim lacked evidence supporting U.S. negligence or fault
 4. Claim lacked evidence to prove a loss
 5. Loss was a result of Anti-Coalition Forces
 6. Claimant Filed for Reconsideration of Previous Claim and filed no new evidence.
4. If you are dissatisfied by this action, AR 27-20 provides that you may request that the decision be reconsidered. Any such request must be forwarded to this office for FCC consideration. There is no prescribed format for such a request. However, it should describe the legal and/or factual basis for relief. Any request for reconsideration must be made, in writing, within 30 days of receipt of this letter. The FCC's action on reconsideration is final and conclusive by law.
5. POC for this memorandum is [REDACTED], FOB Loyalty, @ VOIP 242-7063.

[REDACTED]
CPT, JA

FOREIGN CLAIMS COMMISSION

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