



DEPARTMENT OF THE ARMY
155TH BRIGADE COMBAT TEAM
STAFF JUDGE ADVOCATE
FOB KALSU, IRAQ

155-BCT-SJA

07 March 2005

MEMORANDUM FOR Commander, 155th BCT, Kalsu, Iraq

SUBJECT: Informal AR 15-6 Investigation concerning Shooting Incident on 18FEB05 by E/2/11

1. References:


a. AR 15-6, Procedure for Investigating Officers and Boards of Officers, 30 Sep 96.

b. DA Form 1574, Report of Proceedings by Investigating Officer/Board of Officers, 28 Feb 05.

? { 2. The attached Report of Proceedings by the Investigating Officer (AR 15-6 Informal Investigation) is legally sufficient. The evidence supports the Investigating Officer's findings that the driver of the five ton truck w/ trailer took proper evasive action and mitigated any injuries to the child by his actions.

3. Recommend approval of Investigating Officer's findings and recommendations by circling and initialing "approved" in Section VIII of the DA Form 1574. This will complete the investigation.

4. POC for this action is the undersigned at 531-9038.


Staff Judge Advocate /

AR 15-6 Investigation

**1st Platoon Echo Troop, 2/11 ACR
“White van shooting”**

Investigating Officer:

6 March 2005

REPORT OF PROCEEDINGS BY INVESTIGATING OFFICER/BOARD OF OFFICERS

For use of this form, see AR 15-6; the proponent agency is OTJAG.

IF MORE SPACE IS REQUIRED IN FILLING OUT ANY PORTION OF THIS FORM, ATTACH ADDITIONAL SHEETS

SECTION I - APPOINTMENT

Appointed by Commander 155 BCT, FOB Kalsu, Iraq
(Appointing authority)

on 06 March 2005 (Date) (Attach inclosure 1: Letter of appointment or summary of oral appointment data.) (See para 3-15, AR 15-6.)

SECTION II - SESSIONS

The (investigation) (board) commenced at FOB Kalsu, Iraq at 18:00 hrs
(Place) (Time)

on 06 March 2005 (Date) (If a formal board met for more than one session, check here . Indicate in an inclosure the time each session began and ended, the place, persons present and absent, and explanation of absences, if any.) The following persons (members, respondents, counsel) were present: (After each name, indicate capacity, e.g., President, Recorder, Member, Legal Advisor.)

The following persons (members, respondents, counsel) were absent: (Include brief explanation of each absence.) (See paras 5-2 and 5-8a, AR 15-6.)

The (investigating officer) (board) finished gathering/hearing evidence at 12:00 hrs on 06 March 2005
(Time) (Date)
and completed findings and recommendations at 18:00 hrs on 06 March 2005
(Time) (Date)

SECTION III - CHECKLIST FOR PROCEEDINGS

A. COMPLETE IN ALL CASES

	YES	NO ¹⁾	NA ²⁾
1 Inclosures (para 3-15, AR 15-6)			
Are the following inclosed and numbered consecutively with Roman numerals: (Attached in order listed)			
a. The letter of appointment or a summary of oral appointment data?	X		
b. Copy of notice to respondent, if any? (See item 9, below)			X
c. Other correspondence with respondent or counsel, if any?			X
d. All other written communications to or from the appointing authority?			X
e. Privacy Act Statements (Certificate, if statement provided orally)?			X
f. Explanation by the investigating officer or board of any unusual delays, difficulties, irregularities, or other problems encountered (e.g., absence of material witnesses)?			X
g. Information as to sessions of a formal board not included on page 1 of this report?			X
h. Any other significant papers (other than evidence) relating to administrative aspects of the investigation or board?	X		

FOOTNOTES: ¹⁾ Explain all negative answers on an attached sheet.

²⁾ Use of the N/A column constitutes a positive representation that the circumstances described in the question did not occur in this investigation or board.

	YES	NO ¹⁾	NA ²⁾
2 Exhibits (para 3-16, AR 15-6)			
a. Are all items offered (whether or not received) or considered as evidence individually numbered or lettered as exhibits and attached to this report?	X		
b. Is an index of all exhibits offered to or considered by investigating officer or board attached before the first exhibit?	X		
c. Has the testimony/statement of each witness been recorded verbatim or been reduced to written form and attached as an exhibit?			X
d. Are copies, descriptions, or depictions (if substituted for real or documentary evidence) properly authenticated and is the location of the original evidence indicated?	X		
e. Are descriptions or diagrams included of locations visited by the investigating officer or board (para 3-6b, AR 15-6)?	X		
f. Is each written stipulation attached as an exhibit and is each oral stipulation either reduced to writing and made an exhibit or recorded in a verbatim record?	X		
g. If official notice of any matter was taken over the objection of a respondent or counsel, is a statement of the matter of which official notice was taken attached as an exhibit (para 3-16d, AR 15-6)?			X
3 Was a quorum present when the board voted on findings and recommendations (paras 4-1 and 5-2b, AR 15-6)?			X
B. COMPLETE ONLY FOR FORMAL BOARD PROCEEDINGS (Chapter 5, AR 15-6)			
4 At the initial session, did the recorder read, or determine that all participants had read, the letter of appointment (para 5-3b, AR 15-6)?			
5 Was a quorum present at every session of the board (para 5-2b, AR 15-6)?			
6 Was each absence of any member properly excused (para 5-2a, AR 15-6)?			
7 Were members, witnesses, reporter, and interpreter sworn, if required (para 3-1, AR 15-6)?			
8 If any members who voted on findings or recommendations were not present when the board received some evidence, does the inclosure describe how they familiarized themselves with that evidence (para 5-2d, AR 15-6)?			
C. COMPLETE ONLY IF RESPONDENT WAS DESIGNATED (Section II, Chapter 5, AR 15-6)			
9 Notice to respondents (para 5-5, AR 15-6):			
a. Is the method and date of delivery to the respondent indicated on each letter of notification?			
b. Was the date of delivery at least five working days prior to the first session of the board?			
c. Does each letter of notification indicate –			
(1) the date, hour, and place of the first session of the board concerning that respondent?			
(2) the matter to be investigated, including specific allegations against the respondent, if any?			
(3) the respondent's rights with regard to counsel?			
(4) the name and address of each witness expected to be called by the recorder?			
(5) the respondent's rights to be present, present evidence, and call witnesses?			
d. Was the respondent provided a copy of all unclassified documents in the case file?			
e. If there were relevant classified materials, were the respondent and his counsel given access and an opportunity to examine them?			
10 If any respondent was designated after the proceedings began (or otherwise was absent during part of the proceedings):			
a. Was he properly notified (para 5-5, AR 15-6)?			
b. Was record of proceedings and evidence received in his absence made available for examination by him and his counsel (para 5-4c, AR 15-6)?			
11 Counsel (para 5-6, AR 15-6):			
a. Was each respondent represented by counsel?			
Name and business address of counsel:			
(If counsel is a lawyer, check here <input type="checkbox"/>)			
b. Was respondent's counsel present at all open sessions of the board relating to that respondent?			
c. If military counsel was requested but not made available, is a copy (or, if oral, a summary) of the request and the action taken on it included in the report (para 5-6b, AR 15-6)?			
12 If the respondent challenged the legal advisor or any voting member for lack of impartiality (para 5-7, AR 15-6):			
a. Was the challenge properly denied and by the appropriate officer?			
b. Did each member successfully challenged cease to participate in the proceedings?			
13 Was the respondent given an opportunity to (para 5-8a, AR 15-6):			
a. Be present with his counsel at all open sessions of the board which deal with any matter which concerns that respondent?			
b. Examine and object to the introduction of real and documentary evidence, including written statements?			
c. Object to the testimony of witnesses and cross-examine witnesses other than his own?			
d. Call witnesses and otherwise introduce evidence?			
e. Testify as a witness?			
f. Make or have his counsel make a final statement or argument (para 5-9, AR 15-6)?			
14 If requested, did the recorder assist the respondent in obtaining evidence in possession of the Government and in arranging for the presence of witnesses (para 5-8b, AR 15-6)?			
15 Are all of the respondent's requests and objections which were denied indicated in the report of proceedings or in an inclosure or exhibit to it (para 5-11, AR 15-6)?			
FOOTNOTES: 1) Explain all negative answers on an attached sheet. 2) Use of the N/A column constitutes a positive representation that the circumstances described in the question did not occur in this investigation or board.			

SECTION IV - FINDINGS (para 3-10, AR 15-6)

The (investigating officer) (board), having carefully considered the evidence, finds:

I have examined the enclosed evidence, interviewed the company commander, and viewed the attached photographs of the vehicle that was engaged on 18 Feb 2005, by 1st Platoon, E Troop, 2/11 ACR, 155 BCT, my findings show that a:

- High level of readiness was established because a classified report was made available to TF 2/11 in which intercepted intelligence showed a coordinated AIF attack against our Patrol base in HASWAH, Iraq. (see exhibit 1)
- Vehicle in question established itself as a suspicious vehicle by approaching the check point 3 separate times. (See exhibit 2)
- Suspect vehicle approached the TF 2/11 check point a 3rd time and failed to stop at the designated area. (see exhibit 3)
- Warning shots were fired in to the ground. (see exhibit 4)
- Shots were fired into the grill of the vehicle. (see exhibit 5)
- Lethal force was then used (see exhibit 6) to prevent any possible VBIED incident. (see exhibit 7 and 8)

Given the tactical scenario, it is my opinion that the shooting was unavoidable and the soldiers involved took all appropriate levels of escalated response to protect themselves and the other soldiers at their patrol base. The shooting was well within the published Rules of Engagement, Multi-National Corp-Iraq policy and no further actions should be taken concerning this incident.

SECTION V - RECOMMENDATIONS (para 3-11, AR 15-6)

In view of the above findings, the (investigating officer) (board) recommends:

Continue to reinforce ROE training, standardize TF 2/11 BCT check point operations and convoy operations.

Corrective actions for standardized Check Point signs has already been made. (see exhibit 9)

SECTION VI - AUTHENTICATION (para 3-17, AR 15-6)

THIS REPORT OF PROCEEDINGS IS COMPLETE AND ACCURATE. (If any voting member or the recorder fails to sign here or in Section VII below, indicate the reason in the space where his signature should appear.)

(Recorder)

(Investigating Officer) (President)

(Member)

(Member)

(Member)

(Member)

SECTION VII - MINORITY REPORT (para 3-13, AR 15-6)

To the extent indicated in Inclosure _____, the undersigned do(es) not concur in the findings and recommendations of the board. (In the inclosure, identify by number each finding and/or recommendation in which the dissenting member(s) do(es) not concur. State the reasons for disagreement. Additional/substitute findings and/or recommendations may be included in the inclosure.)

(Member)

(Member)

SECTION VIII - ACTION BY APPOINTING AUTHORITY (para 2-3, AR 15-6)

The findings and recommendations of the (investigating officer) (~~board~~) are (approved) (~~disapproved~~) (~~approved with following exceptions/substitutions~~). (If the appointing authority returns the proceedings to the investigating officer or board for further proceedings or corrective action, attach that correspondence (or a summary, if oral) as a numbered inclosure.)



DEPARTMENT OF THE ARMY
155TH BRIGADE COMBAT TEAM
FOB KALSU, IRAQ
APO AE 09325

155-BCT-CDR

02 March 2005

MEMORANDUM FOR [REDACTED]

[REDACTED] HHT, 2/11 ACR, FOB Kalsu, Iraq

5:12 March 05

SUBJECT: Appointment of AR 15-6 Investigating Officer

1. You are appointed as an investigating officer to conduct an investigation into all the facts and circumstances surrounding the escalation of force by E TRP/2/11 on 18FEB05. A copy of the Spot Report is attached. You will conduct the investigation IAW AR 15-6.
2. Your duties as an investigating officer will take priority over other duties. You will use the informal investigation procedures detailed in AR 15-6, chapter 4. You will make specific finding of facts that are supported directly supported by the documented evidence or reasonably based upon circumstantial evidence. Based upon all factual findings and conclusions, you will make recommendations on all relevant issues you identify in the course of your investigation.
3. If, during your investigation, you suspect that persons you intend to interview may have violated any provision of the Uniform Code of Military Justice (UCMJ) or any other criminal law, you must advise them of their rights under Article 31, UCMJ. Rights warnings and waivers will be documented on DA Form 3881. If during an interview you begin to suspect criminal conduct on the part of the witness, you must stop the interview and advise the individual of his or her rights under Article 31, UCMJ.
4. Whenever possible, witness statements will be sworn and recorded on DA Form 2823. If you conduct any witness interviews telephonically, you will prepare a memorandum for record memorializing the interview. Prepare your report using DA Form 1574. Include with your report all documentary evidence, sworn statements, and other information or evidence you considered as a basis for your findings and recommendations. Submit the original report through command channels to Commander, 155th BCT(ATTN: SJA) no later than 10 days after your receipt of this memorandum. Any request for extension must be submitted in writing or by e-mail through your legal advisor to the SJA for approval.
5. Before proceeding with the investigation, contact [REDACTED] Administrative Law, 155th BCT OSJA. [REDACTED] will serve as your legal advisor for this investigation and will provide you with an initial briefing.

Encl
as

Event: AT 181851FEB05, 2/101 Warmonger 61, 64 pilot on deck saw in his NVG's poss explosion vic. ASR Jackson. 1855 HRS TF 2-11 reports possible VBIED exploded near mosque in Eskan. No US injuries. Eskan sent out a patrol to help secure the incident site; Haswah patrol base sent a section of M2s to help with security. DTG: 18 1850 Feb 05

Location: MB 402 392; Eskan Patrol Base

Effect on Ops: Destabilizes the region; heightened security

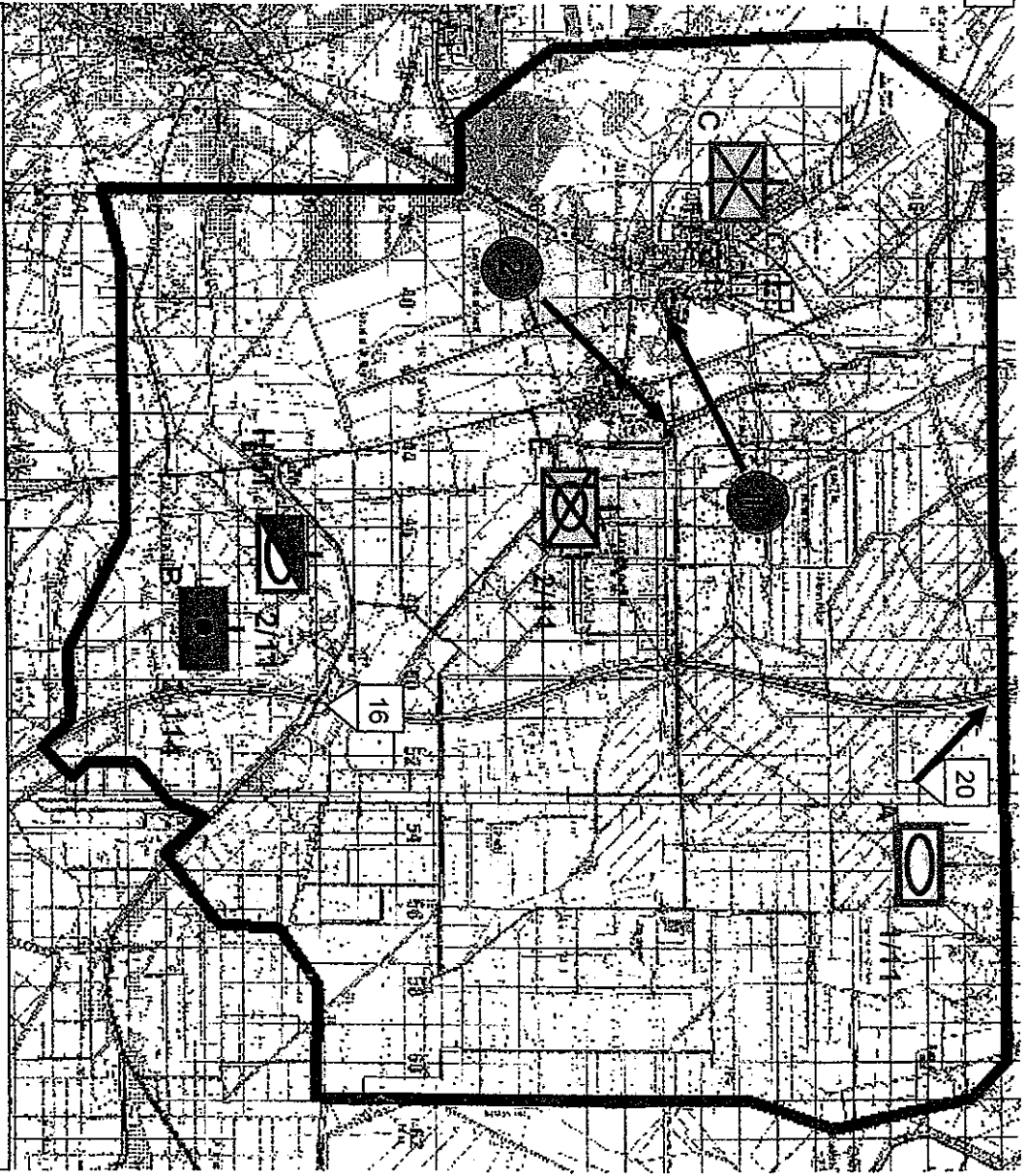
Update 1: 1907 Eskan patrol base reports that there is sporadic small arms fire throughout the city. Update 2: At 181953FEB05, Eskan PB reports a crowd of approximately 200 people and now moving towards the mosque 38SMB 3987 3918. At 182011FEB05, Eskan PB reports initial casualties of 14 at the mosque, blood is being requested by the local medical personnel but only if it is Arab blood. At 182007FEB05, Haswa PB reports that a van tried to run the roadblock at the hasty TCP 38SMB 423 382. Warning shots were fired but the van would not stop. Shots were fired into the van and the van came to rest approximately 50 meters from their position. At 182334FEB05, Reaper 6 reports that 3 personnel were killed when the Reaper element fired on the van that was trying to run the TCP. Reaper 6 states that there are some survivors but did not have a count at this time. AT 182032FEB05, Eskan PB reports that the group of 200 people has decreased to a group of about 6 or 7 people. Update 3: Eskan Patrol Base indicates that there were 4 dead and 3 wounded males in the van. All personnel were between the ages of 25-35 years of age. The 3 wounded males will be evacuated to Eskan Hospital for treatment. Update 4: Positions that are established in the vicinity of the mosque that was bombed. 1953 Eskan reports that the group of 100 people and are now moving west towards another mosque. Update 5: 2117 Haswah patrol base reports that there was no contraband found in the van. Additionally, there was nothing in the coffin that was on top of the van; The coffin wa

Last 12 Hrs Operations and SICACTS 18 1700CFEB05

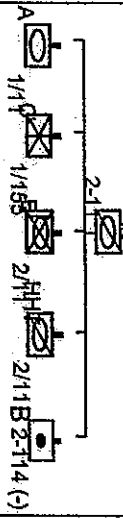
- A patrols MSR TAMPA and AO ACE
- C Secures PB ESKAN, conducts patrols in AO KILLER
- E Secures PB HASWAH and conducts patrols in AO REAPER
- B provides FS, CA/IP escort, CTR MTR PTRL
- HHT conducts FOB security, secures CP16

1. 18 1850 FEB 05 PB ESKAN reports an explosion vic. MB 4004 3890; explosion was a VBIED that drove into a Shiite Mosque and detonated. At 2011 PB ESKAN reported that there were 14 civilian wounded at the Mosque; the wounded were treated and evacuated by local medical personnel.

2. 18 2005 FEB 05 REAPER 6 reports that a van tried to run through a TCP vic. MB 433 382. They fired warning shots with no effect then engaged with coax. Four civilian males were killed, three wounded, all age 25-35. The wounded were evacuated by IPs to ESKAN hospital. The van and a coffin on the roof were searched, nothing found. 0209 REAPER WHITE returned to FOB KALSU with the van and three detainees from PB HASWAH; detainees turned into RDF; residue test on the coffin returned negative results. Sworn statements and pictures were taken.



Forces Available



Next 24 HRS Concept of Operations

- A patrols MSR TAMPA and AO ACE, C Secured PB ESKAN, conducts patrols in AO KILLER, BPT provide BDE GRF
- E Secures PB HASWAH and conducts patrols in AO REAPER, BPT follow and assume PB ESKAN security
- B provides FS, CA/IP escort, CTR MTR PTRL
- HHT conducts FOB security, secures CP16, emplace sniper team between CP 18 and 19

SPOTREP

UNIT

2/11 ACR HASWAH PATROL BASE

EVENT

ESKAN PATROL BASE REPORTS A VERY LOUD EXPLOSION OUTSIDE THEIR PATROL BASE. NO U.S. INJURIES. THE EXPLOSION WAS A VBIED THAT DROVE INTO A SHITE MOSQUE SOUTH OF ESKAN PATROL BASE AND EXPLODED. ESKAN SENT OUT A PATROL TO HELP SECURE THE INCIDENT SITE; HASWAH PATROL BASE SENT A SECTION OF M2S TO HELP WITH SECURITY.

DTG

18 1850 FEB 05

LOCATION

MB 402 392; ESKAN PATROL BASE VIC.

EFFECT ON OPS

DESTABILIZES THE REGION; HEIGHTENED SECURITY

**ASSISTANCE
NEEDED**

EOD

UPDATE 1

1907 ESKAN PATROL BASE REPORTS THAT THERE IS SPORADIC SMALL ARMS FIRE THROUGHOUT THE CITY.
1910 EOD NOTIFIED
1924 ESKAN REQUEST ILLUM. ; REPORT THAT THERE IS A LARGE MASS OF PEOPLE NEAR THEIR LOCATION AND SPORADIC SMALL ARMS FIRE.

UPDATE 2

1929 BATTLE XRAY DENIES ILLUM MISSION; PER THE SCOS CRITERIA THEY ARE NOT IN DIRECT CONTACT WITH THE ENEMY AND THEREFORE WILL NOT RECEIVE ILLUM.
1931 KILLER 6 CAME TO TOC AND REQUESTED ILLUM. ; BATTLE XRAY CONVEYED TO HIM THE SCOS GUIDANCE ON ILLUM MISSIONS.

UPDATE 3

1939 HASWAH PATROL BASE REPORTS THAT PSYOPS IS LOCATED WITH A HASWAH TCP AT MB 423 382; PSYOPS IS BROADCASTING TO LOCALS THAT IF THEY COME NEAR THE TCP THEY WILL BE SHOT.
1945 ESKAN PATROL BASE REPORTS A CROWD OF APPROXIMATELY 100 PEOPLE IS MOVING IN THE GENERAL DIRECTION OF THEIR SECURITY

UPDATE 4

POSITIONS THAT ARE ESTABLISHED IN THE VICINITY OF THE MOSQUE THAT WAS BOMBED.
1953 ESKAN REPORTS THAT THE GROUP OF 100 PEOPLE HAS GROWN TO 200 PEOPLE AND ARE NOW MOVING WEST TOWARDS ANOTHER MOSQUE.

UPDATE 5

2011 ESKAN PATROL BASE GIVES INITIAL REPORT OF 14 CASUALTIES AT THE MOSQUE; THEY ALSO RELAYED THAT LOCAL MEDICAL PERSONNEL WERE REQUESTING BLOOD FOR THE INJURED BUT THEY ONLY WANT THE BLOOD IF IT'S ARAB BLOOD.

SPOTREP

UNIT
EVENT

THIS IS AN UPDATE.

DTG

18 2005 FEB 05

LOCATION

EFFECT ON OPS

ASSISTANCE
NEEDED

UPDATE 1

2007 HASWAH PATROL BASE REPORTS THAT A VAN TRIED TO RUN THE ROADBLOCK AT THEIR HASTY TCP MB 423 382; WARNING SHOTS WERE FIRED BUT THE VAN WOULD NOT STOP; SHOTS WERE FIRED INTO THE VAN AND THE VAN CAME TO REST APPROX. 50 M FROM THEIR POSITION. THEY ARE SENDING DISMOUNTS TO EXAMINE VEHICLE.

UPDATE 2

2008 ESKAN PATROL BASE REPORTS THAT THE 200 PEOPLE ARE MOVING TOWARD A MOSQUE AT MB 3960 3925.
2032 ESKAN PATROL BASE REPORTS THAT THE GROUP OF 200 PEOPLE HAS DECREASED TO A GROUP OF ONLY 6 OR 7 PEOPLE.

UPDATE 3

2034 REAPER 6 REPORTS THAT THREE PERSONNEL WERE KILLED WHEN REAPER ELEMENTS FIRED ON THEIR VAN THAT WAS TRYING TO RUN THE TCP. REAPER 6 FURTHER STATED THAT THERE WERE SOME SURVIVORS BUT DID NOT HAVE A COUNT AT THIS TIME.

UPDATE 4

2052 ESKAN PATROL BASE INDICATES THAT THERE WERE 4 DEAD AND 3 WOUNDED MALES IN THE VAN; ALL PERSONNEL WERE BETWEEN THE AGES OF 25-35 YEARS OLD. THE 3 WOUNDED MALES WILL BE EVACUATED TO ESKAN HOSPITAL FOR TREATMENT.

UPDATE 5

2117 HASWAH PATROL BASE REPORTS THAT THERE WAS NO CONTRABAND FOUND IN THE VAN. ADDITIONALLY, THERE WAS NOTHING IN THE COFFIN THAT WAS ON TOP OF THE VAN; THE COFFIN WAS EMPTY.

SPOTREP

UNIT

EVENT

THIS IS AN UPDATE

DTG

18 2202 FEB 05

LOCATION

EFFECT ON OPS

**ASSISTANCE
NEEDED**

UPDATE 1

2002 REAPER 6 (HASWAH PATROL BASE) REPORTS THAT THEY HAVE BROKEN
DOWN THE TCP WHERE THEY WERE FORCED TO STOP A VAN BY FIRING THEIR
WEAPONS (M2 COAX) INTO IT; THE VAN WILL BE RECOVERED AND MOVED BY
A PLS VEHICLE FROM FOB KALSU.
MISSION COMPLETE. MORE WILL FOLLOW AS UPDATES ARE GIVEN

UPDATE 2

THROUGHOUT THE EVENING AND SWORN STATEMENTS ARE OBTAINED.
0400 SWORN STATEMENTS ARE DELIVERED TO BATTLE XRAY

UPDATE 3

UPDATE 4

UPDATE 5

PRIORITY	TIME IN	ACTIVITY	ACTIONS	INITIALS
3	0004	Killer 16 leaves the FOB Time now	Updated map	CT
3	0013	CP 16 radio check	Conducted RC	CT
3	0029	Horseman 6 d reports dismounts are still searching the house	Battle CPT Notified	CT
1	0034	Fist 31 is asking for Killo4300; Fist 31 FLT is MB 400 392. They are requesting illum for is MB 398 388	Battle CPT Notified	CT
3	0056	No change on Horsemans sitrep still searching the house	Battle CPT Notified	CT
2	0058	FIRE MISSION CANCELED. Had to shift fire cause to many buildings were in the way	Battle CPT Notified	CT
3	0113	Horseman 6 d same sitrep as follows	Battle CPT Notified	CT
2	0140	Horseman 6 reports they will be leaving from MB 524 267; 3 detainees, no mortar system found	Battle CPT Notified	CT
3	0143	Ace blue 4 was told End of Mission and they can continue there current mission	Battle CPT Notified	CT
3	0147	Killer 16 current FLT MB 384 408	Battle CPT Notified	CT
1	0148	Killer 16 is asking for illum mission at MB 387 409 suspected enemy movement	Battle CPT Notified	CT
1	0200	outgoing 2 rounds of ILLUM at MB 387 409	Battle CPT Notified	CT
1	0213	Killer 13 is requesting continuous illum for 5 min	Battle CPT Notified	CT
2	0223	Still have not shot yet for 5 min because Paladins had to get more rounds	Battle CPT Notified	CT
1	0232	Paladins continue 5 min ILLUM mission time now	Battle CPT Notified	CT
2	0238	Killer 16 reports had troops maneuver around the building no enemy spotted	Battle CPT Notified	CT
2	0246	END OF MISSION: no enemy contact	Battle CPT Notified	CT
3	0247	Radio check with CP 16	Battle CPT Notified	CT
2	0257	Horseman 6 back on FOB Kalsu MISSION COMPLETE; 3 detainees	Update Map	JR
3	0318	Ace Red 4 is currently at CP 19	Update Map	JR
3	0323	Killer 16 is currently at CP 16	Update Map	JR
3	0324	Killer 36 reports they are at MB 400 377	Update Map	JR
3	0325	Conducted radio check with CP 16	Conducted RC	JR
3	0331	Killer 16 reports they heading back to the FOB to drop off 5 per.	Update Map	JR
3	0354	Haswah Patrol Base conducts Radio Check	Conducted RC	JR
3	0356	Killer 16 reports the are at CP 16	Update Map	JR
3	0404	Killer 16 reports FLT CP 12	Update Map	JR
3	0423	Eskan reports Killer 36 is at MB 400 377	Update Map	JR
3	0424	Ace Blue reports they are at CP 19	Update Map	JR

3 10431	CP 16 radio check	Conducted RC	JR
3 10432	called escon patrol base to get killer 36 to escort a convoy from dogwood through our sector	Battle CPT Notified	CT
3 10506	Haswah patrol base radio check	Conducted RC	CT
3 10517	Dragon 1 radio check	Conducted RC	CT
2 10521	Attention in the TOC: FIRE MISSION POO MB 517 316 POI 496 315	Battle CPT Notified	CT
2 10530	Fire mission canceled: rounds impacted away from fob, mission complete	Battle CPT Notified	CT
3 10534	Negative coms with CP 16 negative coms	Conducted RC	CT
2 10555	Told killer 16 to head to CP 17 to intercept a vehicle that is about 1km east of cp 17 on rt spade	Battle CPT Notified	JZ
3 10605	Killer 16 reports veh clear and enroute back to the FOB	Battle CPT Notified	JZ
3 10605	Dragon 1 also reports that the veh clear and will CM	Battle CPT Notified	JZ
3 10606	C 155 G2G	Green 2 updated	SK
3 10608	Eskan patrol base reports dismounted patrol at MB 393 388	Battle CPT Notified	SK
3 10608	CP 16A radio check with battle xray	Battle CPT Notified	SK
3 10609	killer 16 at CP 16	Updated Map	SK
3 10621	killer 35 reports FLT 453 296	Updated map	SK
3 10623	eskan patrol base reports: outlaw 1 FLT 3900 3854	Updated map	SK
3 10625	E 2/11 G2G	updated G2 report	SK
3 10626	A 2/11 G2G	updated G2 report	SK
3 10626	reaper 31 at CP 16A	Updated map	SK
3 10628	ace blue 4 entering fob	Map Updated	SK
3 10628	reaper 31 entering fob	Map Updated	SK
3 10633	eskan patrol base reports: outlaw 1 FLT 3909 3840	Map Updated	SK
3 10635	dragon 1 FLT at MB 488 337	Map Updated	SK
3 10639	eskan patrol base reports reaper red 6 at MB 488 337	Map Updated	SK
3 10641	CP 16A radio check with battle xray	Battle CPT Notified	SK
3 10701	B-Brty reports G2G	Battle CPT Notified	JZ
2 10708	Negative coms with Killer 35 & 36	Battle CPT Notified	JZ
3 10710	Conducted radio check with CP 16	Battle CPT Notified	JZ
2 10725	battle 6 at 510 336, using FBCB2	Map Updated	SK
3 10728	escan patrol base reports outlaw 1 at 3909 3840	Map Updated	SK
3 10734	CP 16A radio check with battle xray	Battle CPT Notified	SK
3 10737	dragon 1 FLT at MB 509 297	Map Updated	SK
3 10740	haswah patrol base reports reaper red 6 patrol at MB 4258 3791	Map Updated	SK
2 10741	negative comms with battle 6 and 7 on FM, tracking on FBCB2	Map Updated	SK

2 0744	battle 6 and 7 leaving TF 2/11 AO according to FBCB2, did not inform battle xray of their departure	Battle CPT Notified	SK
2 0748	battle 6 messaged on FBCB2 that their freqs are 308 and 234, FH and CT, moving into baghdad	Battle CPT Notified	SK
1 0758	sabretooth 6 has reports from ING of a possible IED at MB 400 456, on ASR jackson in crater from previous IED, 100m north of a gas station	Battle CPT Notified	SK
3 0806	HHT G2G	updated G2 report	SK
1 0808	killer 6, killer 35 and 36 informed of possible IED; to secure site at MB 400 456	Battle CPT Notified	SK
3 0808	haswah patrol base reports reaper red 6 at 4259 3787	Map Updated	SK
3 0809	reaper 31 left fob	Map Updated	SK
3 0814	reaper 31 at CP 16A	Map Updated	SK
3 0816	reaper 31 at CP 6	Map Updated	SK
3 0817	CP 16A radio check with battle xray	Battle CPT Notified	SK
1 0829	battle xray contacted sabretooth, could not get any other details on the possible IED description	Battle CPT Notified	SK
1 0832	killer 35, 36 leaving fob to secure possible IED site	Battle CPT Notified	SK
2 0843	reaper 6 did raid with ING in haswah, no targets found after searching 7 houses, no detainees. ING took 3 detainees. Target number TW022	Battle CPT Notified	SK
3 0846	battle xray radio check with CP 16A	Battle CPT Notified	SK
3 0847	haswah patrol base reports reaper red 6 at 4260 3782	Map Updated	SK
3 0850	reaper red 6 returned to haswah patrol base	Battle CPT Notified	SK
1 0854	killer 35, and 36 at MB 400 456, looking for possible IED, they dismantled and are looking for an IED now	Battle CPT Notified	SK
3 0857	577 was started	started track	TP
3 0857	Killer 9 is enroute to BIAP with 4vehicles and 9pax	Map Updated	TP
3 0902	Killer 9 passing CP 16 time now	Map Updated	JL
1 0917	Eskan Patrol Base reports that Killer 35, 36 found the IED, it appears to be a 155 round at grid MB 400459. Called EOD and let them know	Battle CPT Notified	TP
3 0937	577 Turned off	Turned off track	TP
2 0939	Reaper 6 reports that IP's are by the Haswah Patrol Base saying on their loud speakers that there are many IED's/VBIED's on the road and they are clearing traffic	Battle CPT Notified	TP
2 0947	Reaper 6 is going out to talk with the IP's and find out what is going on	Battle CPT Notified	TP
2 0952	Reaper 6 reports they sent a squad out to talk with the IP's. They think that there is a possible VBIED in the area and they are taking precautionary measures	Battle CPT Notified	TP

1	0957	Killer 35, 36 requested Killer's 1st pit to come out and search houses for possible trigger man/men. Killer 6 is getting a patrol together to search the houses in the area	Battle CPT Notified	TP
2	1005	Reaper 6 reports that IP's are blocking traffic because of the Ashura Holiday and will be there for approx. 72 hours. It is a precautionary measure against VBIED's because that is a high traffic area. Mission Complete	Battle CPT Notified	TP
1	1007	Killer 35 has the IED cordoned off 300m in all directions and rerouting traffic, waiting for EOD to arrive	Battle CPT Notified	TP
2	1008	Battle 3 is leaving FOB time now with 3veh and 16pax	Map Updated	TP
3	1020	Check point 16 radio check	Conducted RC	TP
1	1028	Killer 11, 3 veh 14 pax, to provide EOD with its security team; linking up at front gate	Battle CPT Notified	SK
1	1039	havoc with killer 11 leaving fob enroute to 400 459	Battle CPT Notified	SK
1	1039	battle 3 hit by IED at MB 390 422	Battle CPT Notified	SK
2	1040	killer 35 reported hearing explosion at vic 398 428	started track	SK
2	1045	CP 16A reports LN that lives near CP 17 said there are three possible IED's vic CP 17	Battle CPT Notified	SK
1	1047	update-battle 3 hit by second IED vic MB 390 422	Battle CPT Notified	SK
1	1047	battle 3 coming back to fob with casualty	Battle CPT Notified	SK
1	1048	battle 3 has 1 casualty, urgent, head wound	Battle CPT Notified	SK
2	1049	CP 16A sent 2 vehicles to check out CP 17 for possible IED's	Battle CPT Notified	SK
2	1053	killer red 1 leaving fob, to check houses vic 400 459	Battle CPT Notified	SK
1	1101	battle 3 entering fob from:north gate, 1 casualty, not considered urgent	Battle CPT Notified	SK
1	1102	battle 3 at trauma center now with casualty, being evaluated now	Battle CPT Notified	SK
1	1112	Battle MG reports there was a Blue Flatted truck moving away from the scene at a high rate of speed. Informed Killer 11 that veh. May still be in the area.	Battle CPT Notified	JZ
2	1121	killer red 1 reports seeing blue 4 door car inside munitions plant, no personnel in or around vehicle, vic MB 3888 4196. more to follow	Battle CPT Notified	SK
1	1127	EOD reports disarmed UXO at MB400 459, EOD actual going to look at UXO. Killer red 1 did not search houses vic IED. End of mission	Battle CPT Notified	SK
2	1130	CP 16 reports nothing found at CP 17 as of now, continuing to sweep	Battle CPT Notified	SK
1	1131	Battle 3 golf was casualty of IED attack, broken jaw, evacuated to 86 cash.	Battle CPT Notified	SK
1	1135	killer red 1 reports IED was at an entrance way right past bridge, with picture of saddam hussein next to it	Battle CPT Notified	SK

1140	CP 16 reports IP, 1 LN, and 1 kid showed up at CP 16 they were requesting medical attention from americans for the injured kid	Battle CPT Notified	JL
1145	Battle xray informed CP16 to inform the LN to take her child to the nearest hospital in ISK	Battle CPT Notified	JZ
1 1209	Eskan Patrol Base reports that EOD has cleared the IED explosion site @ MB 390 422. In the process they had found an enemy fighting position and are clearing it as well before moving back to FOB. End Of Mission	Battle CPT Notified	JZ
3 1225	haswah patrol base relaying for sabretooth 6, need to contact on SAT phone, the last 2 numbers are 63	Battle CPT Notified	SK
3 1226	escan patrol base reports killer 35 and 36 in escan	Map Updated	SK
2 1233	neg: comms with escan patrol base	Battle CPT Notified	SK
3 1249	ace lightning leaving fob. 3 veh 13 pax, to IHP	Map Updated	SK
2 1249	haswah patrol base informed by battle xray to ramp up an element to check out north of 400 459, where ING is now located	Battle CPT Notified	SK
2 1259	Bullet Xray reports a loud explosion in the vicinity/CP81	Battle CPT Notified	JZ
3 1305	Reaper Blue 2 moving up to suspected IED at MB400 459	Battle CPT Notified	JZ
1 1310	BDE TOC reports 118th MP's struck an IED on MSR Tampa @ MB 50090 41878. They report 1-possible KIA, 2-priority. They have corodoned the site and shut down all traffic on the MSR. They have also called up a 9-Line MEDIVAC. More to follow.	Battle CPT Notified	JZ
2 1330	reaper blue 2 went up to 400 459, found nothing in that area, went back to haswah	Battle CPT Notified	SK
2 1334	haswah patrol base sent out 3 different patrols to 400 459, reaper blue 2 linked up with ING, looked in the hole and saw a coke can, nothing else found. Reaper blue 2 returned to haswah. Mission complete	Battle CPT Notified	SK
1 1339	EOD leaving fob, to MB 50090 41878.	Battle CPT Notified	SK
3 1342	Ace lightning 488 331	Map Updated	SK
2 1347	BDOC reports tower 5 sees a white car on rte christy, drove up, 2 people got out, pushed vehicle behind a tree, working grid	Battle CPT Notified	SK
2 1351	attention in toc: radar acquisition POO-55920 23050, POL-5312 3141	Battle CPT Notified	SK
2 1356	CP 16A sees smoke from NE, vic POL, didn't hear or see anything	Battle CPT Notified	SK
3 1400	bunker hill radio check with battle xray	Battle CPT Notified	SK
3 1405	ace lightning passed CP 85, on rte spade, going to weapons cache in diyarah	Battle CPT Notified	SK
3 1407	killer 11 reports that white car fixed its problem, left area. Killer 11 enroute to fob	Battle CPT Notified	SK

2 1411	battle 3 reports that a 107-mm rocket found in front of new LN mart across street from TOC. EOD going to investigate	Battle CPT Notified	SK
3 1412	killer 11 in fob	Map Updated	SK
2 1419	battle 6, 5 and 4 leaving fob, moving to Fob ISK	Battle CPT Notified	SK
2 1428	CP 16A sees white smoke 3 clicks to there north, at their 11 o'clock; the 47-33 grid box	Battle CPT Notified	SK
3 1433	EOD returned to fob as of 1433	Battle CPT Notified	SK
2 1433	CP 16A reports 1 civ car pulled up near the CP, 6 people exited. The people have documents and posters. Requesting interpreter, they were directed to go to east gate, if more than 1 interpreter at east gate; use that interpreter until they find out cause of gathering	Battle CPT Notified	SK
2 1443	ace lightning finished searching 1 house in diyarah for possible weapons cache at 570 357, found nothing	Battle CPT Notified	SK
3 1443	BDOC called on ICOMM, asked who authorized CP 16A taking interpreter to CP, find reason of gathering at CP 16A	Battle CPT Notified	SK
1 1455	EOD security came into TOC and briefed battle cpt. 1 confirmed KIA, 2 WIA, there were 3 to 4 155mm rounds that detonated middle of road. Haswah patrol base reports the mission to attain the female informant will be pushed back to 2400 hours, were to pick up female soldier from TOC at 2400 instead of 1600; battle 3 told haswah they would have someone at TOC at 1600 hours	Battle CPT Notified	SK
2 1457	battle 5 radio check with battle xray	Battle CPT Notified	SK
3 1459	fob kalsu range going hot...	Map Updated	SK
3 1504	CP 16A radio check with battle xray	Battle CPT Notified	SK
3 1515	ace lightning at 55905 39141, finishing search of second house, nothing found	Battle CPT Notified	SK
2 1525	reaper 34, with 3 veh 13 pax, moving to fob kalsu, to pick up personnel	Battle CPT Notified	SK
2 1544	eskan patrol base reports killer 32, 33 and 34 at 416 407	Battle CPT Notified	SK
3 1545	S2 reports that the LED at 50090 41878 did not involve 118 MP's, the 118th secured the site. The convoy hit is of an unknown affiliation. End of mission	Battle CPT Notified	SK
1 1550	reaper 34 at CP 12	Map Updated	SK
3 1553	hunter 21 radio check with battle xray	Battle CPT Notified	SK
3 1603	killer 35 FLT 439 315, N on jackson	Map Updated	SK
3 1604	hunter 7 radio check with battle xray	Battle CPT Notified	SK
3 1604	reaper 34 entered fob to pick up personnel	Map Updated	SK

3	1607	CP 16A radio check with battle xray	Battle CPT Notified	SK
		CP 16A reports that they had a person of interest in the red suburban, the vehicle who brought the 6 people to CP 16's area. S2 said that person of interest had no criminal acts on record, CP 16 releasing red suburban with 6 personnel to continue on to helena in the province of babylon	Battle CPT Notified	SK
2	1615	killer 33, 34, 35 setting up TCP at 403 384	Battle CPT Notified	SK
3	1618	thug 1, with 6 veh 23 pax, leaving fob	Battle CPT Notified	SK
3	1633	haswah patrol base reports reaper red 1, dismounted, 8 pax to leave haswah at 1700	Map Updated	SK
3	1645	HHT G2G	Map Updated	SK
3	1646	ace lightning sees a red omega headed into diyarah, moving in to intercept red omega and search it	updated G2 report	SK
2	1652	killer 9 returned to fob, from BIAP	Battle CPT Notified	SK
3	1655	killer 11 brought battle 3's FCBC2 antennae to the TOC, battle 3 will be alerted when he comes in	Battle CPT Notified	SK
2	1658	hunter 21, co-located with thug 1, FLT at 4784 3323	Battle CPT Notified	SK
3	1701	killer 33, 34, 35 breaking down TCP, moving to another location to set up another TCP, will contact battle xray when in place	Map Updated	SK
3	1703	killer 33, 34, 35 searched 5 blue opals at snap TCP, all clean	Battle CPT Notified	SK
3	1705	B BTRY G2G	Battle CPT Notified	SK
3	1706	ace lightning searched the blue opal that headed back into diyarah, opal was clean, returning to fob	updated G2 report	SK
3	1708	killer 33, 34, 35 set up snap TCP at 406 451	Battle CPT Notified	SK
3	1709	CP 16A radio check with battle xray	Map Updated	SK
3	1715	reaper red 1 FLT 4309 3798	Battle CPT Notified	SK
3	1717	thug 1 radio check with battle xray	Map Updated	SK
3	1718	reaper 34 leaving fob kaisu, moving to haswah patrol base	Map Updated	SK
3	1722	reaper 34 at CP 12	Map Updated	SK
3	1726	M577 started	Map Updated	SK
3	1727	ace lightning at 5701 3573	Map Updated	SK
3	1727	killer 33, 34, 35 at MB 406 431	Map Updated	SK
3	1735	Thug 1 reports they are moving back to the FOB with 1-Detainee	Map Updated	SK
1	1742	Thug 1 reports moving thru the north gate time now	Map Updated	JZ
2	1745	Killer 33, 34, & 35 are back at Eskan Patrol Base	Map Updated	JZ
3	1745	Radio check with CP 16	Conducted RC	CT
3	1802	Ace lightning is currently at CP 12	Conducted RC	CT
3	1811	Reaper Red 1 is currently at MB 430 380	Conducted RC	CT
3	1807			

1	1829	ATTENTION IN THE TOC: POO MB 53000 28570 POI 52970 29520	Battle CPT Notified	CT
1	1830	END OF MISSION: no one could confirm the impact	Battle CPT Notified	CT
		IPS in pursuit of blue kia heading north on Jackson between MB 44 and 46 grid line, individuals in the car were firing on the Ips Sabertooth requests		
1	1839	Haswah to give some U.S. support	Battle CPT Notified	CT
		Haswah reports they got a Bradley heading out to Intercept and gate guards watching the perimeter	Battle CPT Notified	CT
1	1844	Eskan patrol base reports very large explosion in front of the base	Battle CPT Notified	CT
1	1846	Sabertooth informs Haswah that a white opal sedan is firing SAF is coming up on the Bradley	Battle CPT Notified	CT
1	1847	Eskan patrol base reports the explosion was a VBIED drove in to a mosque	Battle CPT Notified	CT
1	1850	200m due south of patrol base Escan	Battle CPT Notified	CT
1	1852	Haswah patrol base reports they have set up a TCP of 3 bradleys blocking the intersection of Cleveland Jackson	Battle CPT Notified	CT
1	1856	Eskan reports the grid of the mosque is MB 402 392	Battle CPT Notified	CT
1	1859	Eskan patrol base reports 100% accountability of all personal and equip: told them to secure the site and call	Battle CPT Notified	CT
1	1901	Eskan patrol base reports preceding the explosion lots of SAF at vic of the mosque	Battle CPT Notified	CT
		The haswah patrol base reports they have 3 detainees at there 3 bradley CP ; they will not let any vehicles get close to there vehicles they will continue to scan the area and watch for any other immediate threats	Battle CPT Notified	CT
1	1914	Eskan sends 9 line EOD request; sent to EOD	Battle CPT Notified	CT
1	1917	Eskan patrol reports approx. 100 people due north of there position they want a FIRE MISSION/ ILLUM @ MB 405 400 so they can observe the crowd better	Battle CPT Notified	CT
1	1926	Told Eskan we cannot Fire ILLUM unless they receive direct contact	Battle CPT Notified	CT
2	1927	Escan reports the grid of the mosque is MB 4006 3890	Battle CPT Notified	CT
2	1930	Haswah reports they will fire on vehicles that get to close to their TCP	Battle CPT Notified	CT
2	1933	Haswah reports PSYOPS is at the TCP (MB 423 382) directing everyone not to come close to the Bradleys or they will be fired on	Battle CPT Notified	CT
2	1940	Eskan patrol base says the 100 people has grown to 200 people now heading west towards another mosque; they look none violent	Battle CPT Notified	CT
2	1955		Battle CPT Notified	CT
2	2004	Eskan patrol base reports they have talked with the police chief; he says there were 14 casualties unknown on how many are dead or alive.	Battle CPT Notified	CT

1 2007	Haswah patrol base reports a white van tried to push through their TCP (MB 423 382) they fired warning shots the van did not stop so they engaged it; the vehicle is stationary about 15 meters from them. They will have a dismount team search the vehicle	Battle CPT Notified	CT
2 2010		Battle CPT Notified	CT
1 2015	Reaper 6 reports the speeding van was engaged, all personnel believe to be dead although there is a coffin strapped to the top of it would like EOD to come check it out.	Battle CPT Notified	CT
2 2019	EOD 9 line reported to battle x-ray	Battle CPT Notified	CT
1 2020	Reaper 6 reports 3 dead and unsure how many survivors. they are trying to get a medic on site to treat the casualties	Battle CPT Notified	CT
2 2024	Haswah reports the ING is on site at the TCP with medics EOD is no longer needed ING has checked out the coffin nothing found	Battle CPT Notified	CT
3 2033	dragon reports they have left the FOB time now	Battle CPT Notified	CT
3 2048	Ace Red 1 informs us his commo is down currently at CP 19	Updated map	CT
	Haswah patrol base reports 4 dead 3 wounded civilians. Ambulance is on site getting ready to transport them to Eskan Hospital. All civilians were male		
1 2055	Eskan reports all has quieted down in there location. No more small SAF	Battle CPT Notified	CT
3 2110	Haswah patrol base reports nothing was found inside the van	Logged	CT
2 2118	Haswah is trying to find a recovery vehicle to tow the van to a JP station called storm TOC to see if they have those assets. will await there response	Battle CPT Notified	CT
3 2128	Haswah is sending a escort to FOB Kalsu to escort a recovery vehicle back up to the down van	Battle CPT Notified	CT
3 2139	Radio check with CP 16	Updated Map	CT
3 2143	Haswah patrol base reports all vehicles will move back to haswah patrol base	Battle CPT Notified	CT
3 2159	Guard shack reports civilian vehicle at the entrance of MSR Tampa with his headlights pointing towards the FOB. They will continue to observe	Battle CPT Notified	CT
3 2216	Possible IED at CP 19 reported by 118th MPs; Ace Red 1 is assisting them by stopping all traffic	Battle CPT Notified	CT
1 2247	Had CP 16 stop all north bound traffic	Battle CPT Notified	CT
2 2250	Alerted EOD on the situation	Battle CPT Notified	CT
3 2251	Radar is going down due to maintenance	Battle CPT Notified	CT
3 2259	Reaper White 1 reports they are at CP 19	Update Map	JR
3 2328	Havoc sec. reports they are at CP 19	Battle CPT Notified	JR
3 2334	Blacksmith 1 reports they are currently at grid MB 439 310	Update Map	JR
3 2336			

SWORN STATEMENT

For use of this form, see AR 190-45; the proponent agency is ODCSOPS

PRIVACY ACT STATEMENT

AUTHORITY: Title 10 USC Section 301; Title 5 USC Section 2951; E.O. 9397 dated November 22, 1943 (SSN).
PRINCIPAL PURPOSE: To provide commanders and law enforcement officials with means by which information may be accurately identified.
ROUTINE USES: Your social security number is used as an additional/alternate means of identification to facilitate filing and retrieval.
DISCLOSURE: Disclosure of your social security number is voluntary.

1. LOCATION <i>Check Point 4</i>	2. DATE (YYYYMMDD) <i>2008 02 18</i>	3. TIME <i>08:27</i>	4. FILE NUMBER
5. LAST NAME, FIRST NAME, MIDDLE NAME	6. SSN	7. GRADE/STATUS	
8. ORGANIZATION OR ADDRESS <i>Echo Troop 2/11 ACR</i>			

9. _____, WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH:

At approximately 19:30 I was the Battle NCO. I was monitoring the Battalion Radio net. I am not sure of the order of events, because they all happened within a 10 min. period. First Sabre Death (INF. Liaison) told me to be aware of a Blue Car being chased at a high rate of speed west on Cleveland near Route Jackson. The Blue car was being chased by the INF. Then ISKON patrol Base reported a VBIED. Near the ISKON patrol Base blew up. AT this ^{or} time ISKON patrol base was trying to work a grid of the VBIED.

Then Battle X-Ray report that there was a white car heading north on ASR Jackson fire automatic weapons out the windows near Check Point 5. I immediately set up a 3 Bradley Blocking position at the T. intersection of Route Cleveland and Route Jackson. E-66 was facing south on ASR Jackson. E-13 was facing west on Cleveland. and E-14 was facing north on ASR Jackson.

Also during this time while the Bradley's were setting up. Reeper 6 identified 3 Iraqi men outside the patrol base just standing around. Then he reported to me that they got a bag out of a white van. He (Reeper) request that I send E-13 to detain these men. Reeper E-13 detained the men with no altercation. They are still being detained at this time. until they are brought to FOB Kalsu. nothing follows RTH 18 Feb 08

10. EXHIBIT	11. INITIALS OF PERSON MAKING STATEMENT	PAGE 1 OF <u>3</u> PAGES
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ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT OF _____ TAKEN AT _____ DATED _____"

THE BOTTOM OF EACH ADDITIONAL PAGE MUST BEAR THE INITIALS OF THE PERSON MAKING THE STATEMENT, AND PAGE NUMBER MUST BE INDICATED.

STATEMENT OF _____ TAKEN AT 2B:27 DATED 18 Feb 05

9. STATEMENT (Continued)

^{RTG} ~~with~~ with all of these chain of events and the S-2 information I received last night about a phone call that was intercepted. The information was that Hasawa Patrol Base will be attacked soon by RPGs and mortars. I told my Bradley Commanders, _____ that they are to stop all traffic. Their guidance from me was to use escalation of force to stop traffic. They were told to not let any vehicle come within a danger zone area of the Bradley's.

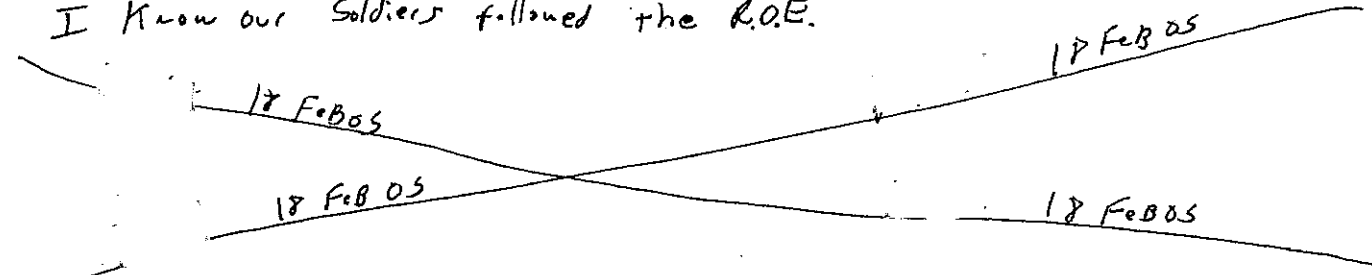
I left the command to Lt Kallej and I was escorting the interpreter to the front gate to talk to the detainees when E-66 fired three warning shots. I did not see the vehicle from my position.

Immediately after they used fire I ran to the Bradley to see if we took any injuries. (none) I took control of the situation on the ground. I set the dismantled soldiers in a perimeter defense. We waited for the I.M.G. to get on site before closing the white van.

The I.M.G. cleared the vehicle and 2 of our medical bases to work on the living men in the van. Around this time Reaper 6 took control of the ground situation..

I took grids to the ^(white van) ~~front gate~~ ^{RTG} location (42344-38111). The final location of the ~~white van~~ ^{RTG} (42342-38134). I also with _____ walk south on ASR Jackson to see the initial ^{RTG} warning shots. The grids will start with the furthest to nearest. (42367-37957) (42367-37952) (42384-37926)

I know our soldiers followed the R.O.E.



INITIALS OF PERSON MAKING STATEMENT _____ PAGE 2 OF 3 PAGES

STATEMENT OF

TAKEN AT 11:22

DATED 18 Feb 05

9. STATEMENT (Continued)

18 Feb 05

18 Feb 05

18 Feb 05

18 Feb 05

AFFIDAVIT

I, _____, HAVE READ OR HAVE HAD READ TO ME THIS STATEMENT WHICH BEGINS ON PAGE 1, AND ENDS ON PAGE 3. I FULLY UNDERSTAND THE CONTENTS OF THE ENTIRE STATEMENT MADE BY ME. THE STATEMENT IS TRUE. I HAVE INITIALED ALL CORRECTIONS AND HAVE INITIALED THE BOTTOM OF EACH PAGE CONTAINING THE STATEMENT. I HAVE MADE THIS STATEMENT FREELY WITHOUT HOPE OF BENEFIT OR REWARD, WITHOUT THREAT OF PUNISHMENT, AND WITHOUT COERCION, UNLAWFUL INFLUENCE, OR UNLAWFUL INDUCEMENT.

 (Signature of Person Making Statement)

WITNESSES:

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 18TH day of FEBRUARY, 2005 at HASWAK PATROL BASE, IRAQ.

[Signature]
 (Signature of Person Administering Oath)

 (Typed Name of Person Administering Oath)

COMMISSIONED OFFICER
 (Authority To Administer Oaths)

 ORGANIZATION OR ADDRESS

 ORGANIZATION OR ADDRESS

INITIALS OF PERSON MAKING STATEMENT

PAGE 3 OF 3 PAGES

SWORN STATEMENT

For use of this form, see AR 190-45; the proponent agency is ODCSOPS

PRIVACY ACT STATEMENT

AUTHORITY: Title 10 USC Section 301; Title 5 USC Section 2951; E.O. 9397 dated November 22, 1943 (SSN).
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ROUTINE USES: Your social security number is used as an additional/alternate means of identification to facilitate filing and retrieval.
DISCLOSURE: Disclosure of your social security number is voluntary.

1. LOCATION Haswah, Iraq	2. DATE (YYYYMMDD) 20050218	3. TIME 2245	4. FILE NUMBER
5. LAST NAME, FIRST NAME, MIDDLE NAME	6. SSN	7. GRADE/STATUS	
8. ORGANIZATION OR ADDRESS E Trp 2/11 ACR			

9. I, _____, WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH:

On 18Feb, I was a vehicle commander while doing a blocking position on route Jackson. There were reports of possible VBIED's in the area, and the threat level was elevated. Around 2015 hrs, I observed 4 cars approaching from the south. They stopped about 350m. away from my location. Psyops were playing message warning people about blocking positions and they need to turn around or deadly force will be used. After observing 4 cars for a few minutes, they started moving towards my location. At about 100m. away, my gunner shot a warning shot into the ground, after which all 4 cars turned around and returned to original location. After a couple of minutes, they started moving towards my location for a second time. When cars reached 100m from my location, my gunner engaged again. This time into the grille of the leading car. After initial burst, the car appeared to speed up. We continued to engage the lead vehicle until it stopped 20m from my location. After the lead vehicle stopped, my gunner engaged the other 3 vehicles, after which they turned around and left the scene.

Nothing follows 

10. EXHIBIT	11. INITIALS OF PERSON MAKING STATEMENT	PAGE 1 OF <u>3</u> PAGES
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ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT _____ TAKEN AT _____ DATED _____"
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STATEMENT OF J. J. TAKEN AT Haswah Patrol base DATED 18 Feb 05

9. STATEMENT (Continued)

Nothing follows



INITIALS OF PERSON MAKING STATEMENT

PAGE 2 OF 3 PAGES

STATEMENT OF

TAKEN AT Haswack Patrol base


DATED 18 Feb 05

9. STATEMENT (Continued)

Nothing follows

AFFIDAVIT


_____, HAVE READ OR HAVE HAD READ TO ME THIS STATEMENT WHICH BEGINS ON PAGE 1, AND ENDS ON PAGE _____. I FULLY UNDERSTAND THE CONTENTS OF THE ENTIRE STATEMENT MADE BY ME. THE STATEMENT IS TRUE. I HAVE INITIALED ALL CORRECTIONS AND HAVE INITIALED THE BOTTOM OF EACH PAGE CONTAINING THE STATEMENT. I HAVE MADE THIS STATEMENT FREELY WITHOUT HOPE OF BENEFIT OR REWARD, WITHOUT THREAT OF PUNISHMENT, AND WITHOUT COERCION, UNLAWFUL INFLUENCE, OR UNLAWFUL INDUCEMENT.


(Signature of Person Making Statement)

WITNESSES:

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 18th day of FEBRUARY, 2005 at _____

ORGANIZATION OR ADDRESS


(Signature of Person Administering Oath)

(Typed Name of Person Administering Oath)

ORGANIZATION OR ADDRESS

Commissioned Officer
(Authority To Administer Oaths)

INITIALS OF PERSON MAKING STATEMENT.

PAGE 3 OF 3 PAGES

SWORN STATEMENT

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1. LOCATION Al Haswa
2. DATE (YYYYMMDD) 20050218
3. TIME 2300
4. FILE NUMBER
5. LAST NAME, FIRST NAME, MIDDLE NAME
6. SSN
7. GRADE/STATUS
8. ORGANIZATION OR ADDRESS 1st Plt Echo Troop 2/11 ACR

9. I, _____, WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH:
On the above date at around 2000 I was walking back towards the front gate of Al Haswa when we heard shots fired behind us. I saw a white van about 100 to 200 meters speeding towards one of our bradleys. The bradley fired multiple warning shots at the ground. The vehicle continued to advance so the bradley fired multiple warning shots into the grill of the vehicle. After the vehicle continued to advance the bradleys began shooting at the driver of the vehicle. At that time the three dismounts and I opened fire on the vehicle as well as the psy-ops humvee parked next to the bradley. The vehicle rolled to ~~the~~ a stop and we ceased fire.

Nothing Follows

10. EXHIBIT
11. INITIALS OF PERSON MAKING STATEMENT
PAGE 1 OF 2 PAGES

ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT _____ TAKEN AT _____ DATED _____
THE BOTTOM OF EACH ADDITIONAL PAGE MUST BEAR THE INITIALS OF THE PERSON MAKING THE STATEMENT, AND PAGE NUMBER MUST BE BE INDICATED.

9. STATEMENT (Continued)

[The main body of the statement is crossed out with a large handwritten 'X']

AFFIDAVIT

I, _____, HAVE READ OR HAVE HAD READ TO ME THIS STATEMENT WHICH BEGINS ON PAGE 1, AND ENDS ON PAGE 2. I FULLY UNDERSTAND THE CONTENTS OF THE ENTIRE STATEMENT MADE BY ME. THE STATEMENT IS TRUE. I HAVE INITIALED ALL CORRECTIONS AND HAVE INITIALED THE BOTTOM OF EACH PAGE CONTAINING THE STATEMENT. I HAVE MADE THIS STATEMENT FREELY WITHOUT HOPE OF BENEFIT OR REWARD, WITHOUT THREAT OF PUNISHMENT, AND WITHOUT COERCION, UNLAWFUL INFLUENCE, OR UNLAWFUL INDUCEMENT.

(Signature of Person Making Statement)

WITNESSES:

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 18th day of FEBRUARY, 2005 at _____

ORGANIZATION OR ADDRESS

(Signature of Person Administering Oath)

ORGANIZATION OR ADDRESS

(Typed Name of Person Administering Oath)
COMMISSIONER OFFICER
(Authority To Administer Oaths)

SWORN STATEMENT

For use of this form, see AR 190-45; the proponent agency is ODCSOPS

PRIVACY ACT STATEMENT

AUTHORITY: Title 10 USC Section 301; Title 5 USC Section 2951; E.O. 9397 dated November 22, 1943 (SSN).
PRINCIPAL PURPOSE: To provide commanders and law enforcement officials with means by which information may be accurately identified.
ROUTINE USES: Your social security number is used as an additional/alternate means of identification to facilitate filing and retrieval.
DISCLOSURE: Disclosure of your social security number is voluntary.

1. LOCATION Haswah	2. DATE (YYYYMMDD) 2005 02 18	3. TIME	4. FILE NUMBER
5. LAST NAME, FIRST NAME, MIDDLE NAME	6. SSN	7. GRADE/STATUS	
8. ORGANIZATION OR ADDRESS Echo trg. 2/11 ACR			

9. I, _____, WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH:

On the night of 18 Feb. 2005 my platoon was alerted of possible VBIED's heading to our location at Haswah Patrol Base. At that time my crew manned a Bradley Fighting Vehicle and took up a blocking position on MSR Jackson Facing South. At around 2030 4 vehicle's approached our position and stopped at a market about 300m from us. After staging there for about 5 minute's they started to approach our position. My gunner then fired warning shots at the lead vehicle which then stopped, turned around, and headed back to the market. After staging for about 3min the vehicle's started to approach our position again at which time my gunner fired warning shot's again. The vehicle appeared to speed up so my gunner then shifted fire to the driver. The vehicle came to a stop about 15m from my BFV. My gunner then shifted fire to the remaining 3 vehicle's which were still approaching us. The remaining vehicle's then stopped, turned around, and headed south on MSR Jackson.

Nothing Follow's

10. EXHIBIT	11. INITIALS OF PERSON MAKING STATEMENT	PAGE 1 OF 2 PAGES
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STATEMENT OF _____ TAKEN AT Hershey Retrol B. DATED 18 Feb 05

9. STATEMENT (Continued)

Nothing
Follows

INITIALS OF PERSON MAKING STATEMENT

PAGE 2 OF 3 PAGES

9. STATEMENT (Continued)

AFFIDAVIT

I, _____, HAVE READ OR HAVE HAD READ TO ME THIS STATEMENT WHICH BEGINS ON PAGE 1, AND ENDS ON PAGE _____. I FULLY UNDERSTAND THE CONTENTS OF THE ENTIRE STATEMENT MADE BY ME. THE STATEMENT IS TRUE. I HAVE INITIALED ALL CORRECTIONS AND HAVE INITIALED THE BOTTOM OF EACH PAGE CONTAINING THE STATEMENT. I HAVE MADE THIS STATEMENT FREELY WITHOUT HOPE OF BENEFIT OR REWARD, WITHOUT THREAT OF PUNISHMENT, AND WITHOUT COERCION, UNLAWFUL INFLUENCE, OR UNLAWFUL INDUCEMENT.

(Signature of Person Making Statement)

WITNESSES:

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 18TH day of FEBRUARY, 2005 at Haswahi Patrol Base, IAND

ORGANIZATION OR ADDRESS

(Signature of Person Administering Oath)

ORGANIZATION OR ADDRESS

(Typed Name of Person Administering Oath)

COMMISSIONED OFFICER

(Authority To Administer Oaths)

INITIALS OF PERSON MAKING STATEMENT

PAGE 3 OF 3 PAGES

SWORN STATEMENT

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PRIVACY ACT STATEMENT

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ROUTINE USES: Your social security number is used as an additional/alternate means of identification to facilitate filing and retrieval.
DISCLOSURE: Disclosure of your social security number is voluntary.

1. LOCATION Haswah
2. DATE (YYYYMMDD) 2005 02 18
3. TIME 2015
4. FILE NUMBER
5. LAST NAME, FIRST NAME, MIDDLE NAME
6. SSN
7. GRADE/STATUS
8. ORGANIZATION OR ADDRESS Echo troop 2/4 ACR

9. I, _____, WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH:

In the case of the events that occurred near Haswah patrol base on 18 Feb 05. I the gunner of E 32 OFV positioned my Bradley as a road block for possible reported VBIED's oriented south on Jackson. I was scanning my sector and told my BC that observed 4 vans/trucks and six to eight personal grouped around the south market. They were outside their vehicles talking and then got in their vehicles and proceeded towards my location I waited until they were approximately 200 m out and fired a warning burst of coax in front of the lead vehicle and they turned around and went back to the same spot in front of the south market; regrouped and within three min started back at my vehicle again I fired a warning burst. This time at the grill of the lead vehicle it kept coming so I then engaged the vehicle and fired at it until it was disabled during the length of the engagement it did not stop but sped up, once disabled I then shifted to the other three vehicles which were still coming and sprayed all three with coax, those vehicles then turned around and headed back south on Jackson

nothing follows

10. EXHIBIT
11. INITIALS OF PERSON MAKING STATEMENT
PAGE 1 OF 3 PAGES

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STATEMENT OF _____ TAKEN AT Itasuehn DATED 18 Feb 05

9. STATEMENT (Continued)

nothing follows

INITIALS OF PERSON MAKING STATEMENT

PAGE 2 OF 3 PAGES