



REPLY TO
ATTENTION OF:

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

AFZP-VB-JA

Date: 15-Dec-05

MEMORANDUM FOR RECORD

SUBJECT: DISAPPROVAL OF FOREIGN CLAIM II8T06-0285:

Claim of: [REDACTED]

Address: 9 Nissan, New Baghdad, [REDACTED] St, [REDACTED] Baghdad, Iraq

Date Filed: 13-Dec-05

Amount Claimed: \$53,500.00

Claimed Loss: Claimant's brother killed and vehicle damaged by U.S. military.

Claim Number: 2.0722

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 1:
 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 SPC [REDACTED], FOB Loyalty, @ VOIP 242-7063.

[REDACTED]
CPT, JA
FOREIGN CLAIMS COMMISSION

001254

Claims form
Us foreign commission

Claim# 2-072-5

Claimant name [Redacted]

Address [Redacted] Sec/ [Redacted] St/ [Redacted] H/ [Redacted]

Relation ship The victim's brother Dob d/m/y 1970 Age 35

A citizen and national of / [Redacted] /
A permanent resident / [Redacted] /

Type claim (circle which applied)

- 1-Vehicle
- 2-Personal property
- 3-Real estate
- 4-Personal injury
- 5-Death

Have you filed a claim before (circle which applied) YES OR NO

Date incident occurred: /D/ 21st /M/ Sept. /Y/ 2005

Place incident occurred: / New Baghdad

SITUATION An American patrol opened fire and killed the driver and caused damage to the car

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

The car compensation

TOTAL AMOUNT: US DOLLAR 53,500.00 fifty three thousand

IRAQI DINAR ID

Today date: D/12 /M/ Dec. /Y/ 2005

Translator name [Redacted]

Signature [Redacted]

001255

and five hundred U.S. \$