



DEPARTMENT OF THE ARMY  
HEADQUARTERS, 3<sup>rd</sup> INFANTRY DIVISION (FORWARD)  
OFFICE OF THE STAFF JUDGE ADVOCATE  
CAMP LIBERTY, IRAQ

REPLY TO  
ATTENTION OF:

June 12, 2005

Claims Office

SUBJECT: Claim # 05-IJ8-T379  
150M

[REDACTED]  
Mahmudiyah

Dear [REDACTED]

You have submitted a claim seeking compensation for damages allegedly caused by U.S. Forces. I have thoroughly reviewed your claim pursuant to the Foreign Claims Act (FCA), Title 10, United States Code §2734, Army Regulation 27-20, and Department of the Army Pamphlet 27-162 Claims Procedures.

Allow me to express my sympathy for your loss, however, in accordance with the cited references and after investigating your claim, I find that your claim is **not compensable** for the following reason: Deceased was digging a hole, at night, in the middle of the road when shots were fired.. Accordingly, your claim must be denied.

If you are dissatisfied by this action, you may request reconsideration of the decision in accordance with AR 27-20. Any such request must be based on new or additional evidence and should be forwarded to this office. While there is no prescribed format for such a request, it must describe the legal and/or factual basis for relief. Any request for reconsideration should be made in writing within 30 days of your receipt of this letter. Thank you for your kind attention.

Sincerely,

[REDACTED]  
[REDACTED]  
[REDACTED]  
Captain, U.S. Army  
Foreign Claims Commission

001312

Claims Form

طلب تعظم

Name: [redacted] الاسم:

Address: Mahmodiyah العنوان:

A national citizen of IRAQ اصل جنسية:

Employed by: اصل لادي:

U.S. Military unit or Government Agency involved:

التي تعظم لادي حكومي الولايات المتحدة للأضرار والإصابات التي نجمت من

US Army

The damaged property is owned by:

الممتلكات المتضررة مملوكة من:

Claimant

Location of Incident:

(Town) (City) (Country) تعظمي قديم في:

Date of Incident: MAY 19 05 Month Day Year

Description of Accident/Incident:

بإختصار أشرح ما حدث والأضرار التي أصابك جراء ذلك، سواء كانت جنسية أو ممتلكات:

3 incidents in 1 at one party.
Shots were fired 1 [redacted] died - \$2500
2 children were injured 2,000
3 car damage 2,500

All were in truck when US forces started shooting.
Detained

[redacted] demand is \$475 Hole DIGGER!

Item	Amount

[REDACTED]

Claimant was insured to the following extent:

[REDACTED]

Amount Claimed:

\$ 7,000

[REDACTED] ID. [REDACTED]

I (have/ have not) previously filed a claim relating to the incident described above.

[REDACTED]

To the best of my knowledge, another claim (has/ has not) been filed relating to the incident described above.

[REDACTED]

**NOTE: BY SIGNING BELOW, YOU ARE SWEARING THAT THE INFORMATION PROVIDED IN THIS CLAIM IS ACCURATE AND TRUTHFUL. ANYONE WHO ATTEMPTS TO FILE, OR CONSPIRES TO FILE, A DUPLICATE OR FRAUDULENT CLAIM AGAINST THE UNITED STATES GOVERNMENT WILL FACE CRIMINAL PROSECUTION.**

[REDACTED]

[REDACTED] (Signature of Claimant) [REDACTED]

Date: \_\_\_\_\_ 2005  
 Month Day Year

[REDACTED]

001314