

STATEMENT OF

[REDACTED]

TAKEN AT

AG TOC

DATED

18 APR 06

6

9. STATEMENT (Continued)

nothing follows

AFFIDAVIT

I, [REDACTED], 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.

[REDACTED] (Signature of Person Making Statement)

WITNESSES:

[REDACTED]

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

ORGANIZATION OR ADDRESS

[REDACTED]

[REDACTED] (Signature of Person Administering Oath)

(Typed Name of Person Administering Oath)

ORGANIZATION OR ADDRESS

[REDACTED] (Authority To Administer Oaths)

INITIALS OF PERSON MAKING STATEMENT

PAGE 3 OF 3 PAGES

6

Exhibit E

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: Acc. TOC
2. DATE (YYYYMMDD): 20060418
3. TIME: 10:00
4. FILE NUMBER
5. LAST NAME, FIRST NAME, MIDDLE NAME
6. SSN
7. GRADE/STATUS
8. ORGANIZATION OR ADDRESS: Acc. 1-502 Inf.

6
2

9. I, [redacted], WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH:

At 21:15 on 17 Apr 06 at Grid [redacted] we had escalation of force on a local national. A vehicle was approaching the back of our convoy from the North. My truck was the last truck of the convoy. We were stopped for a security halt while the Mitts guy went into the IA compound to link up with IA for our mission. A van was approaching us from the North at approx. 125 meters, north of us was a IA check point that the van stopped. At that point I flashed my spot light for them to stop there but the van started moving forward. I started waving my light and yelling for them to stop, but the vehicle picked up speed. At approx. 75 meters I shot a warning shot above the vehicle and it still did not start slowing down. At approx. 50 meters I told my gunner to fire and disable the vehicle. My gunner shot approx 20 rounds of 7.62 from 240B, me and the other dismount shot 10 rounds a piece of 5.56 from our M4. A total of 20 5.56.

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

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 [REDACTED] TAKEN AT Aco TOC DATED 18 Apr 06

9. STATEMENT (Continued)

The vehicle stopped aprox. 25 meters away and I called a cease fire. We waited for IA and Mitts to come out of the compound before approaching the van. I walked to the van with IA and saw 2 males and 1 female in the vehicle, 1 male was KIA and other male was wounded. The female was ~~not inj~~ also wounded. The IA took all three to the hospital and took the van into their compound. Then we ~~cont~~ continued mission. [REDACTED] gave [REDACTED] a brief on ROE before leaving the FOB.

nothing follows

INITIALS OF PERSON MAKING STATEMENT [REDACTED]

PAGE 2 OF 3 PAGES

STATEMENT OF [REDACTED] TAKEN AT Acc TOC DATED 18 Apr 06

6

9. STATEMENT (Continued)

nothing follows

AFFIDAVIT

I, [REDACTED], 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.

[REDACTED]

(Signature of Person Making Statement)

WITNESSES: [REDACTED]

[REDACTED]

ORGANIZATION OR ADDRESS

ORGANIZATION OR ADDRESS

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

(Signature of Person Administering Oath)

(Typed Name of Person Administering Oath)

(Authority To Administer Oaths)

INITIALS OF PERSON MAKING STATEMENT [REDACTED]

6

Exhibit F

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: FOB MMO (N)
2. DATE (YYYYMMDD): 2006 04 18
3. TIME: 1030
4. FILE NUMBER
5. LAST NAME, FIRST NAME, MIDDLE NAME
6. SSN
7. GRADE/STATUS
8. ORGANIZATION OR ADDRESS: A Co. 1-502d IN 101st AVN DIV (AASLT)

I, [redacted], WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH:

I was the patrol leader for a barrier emplacement mission on the night of 17 APR 06. The convoy consisted of 2x ACs, 1x M114, 1x M114, 1x ECo, 1114, and 3x LECO assets. We had to finish up putting in barriers on the south part of the Eastern bypass and [redacted]. The plan was for the convoy to stop just past the IA checkpoint, vic [redacted] while the MITT vehicle went into the IA compound to pick up 3x IA trucks. We did this on 14 APR 06 without incident. At the convoy brief, I briefed everyone on this plan, as well as rate of march, main location, MEDICAL procedure, and actions on contact. I told the TCs that all dismounts in the gun trucks would get out when we stopped on [redacted] so that they are situationally aware of their surroundings. I did not think that much would happen, but I wanted everyone to be aware anyway. The last time my Plt had ROE training was last month. My Plt, [redacted] save the training with situation training while I observed. I was confident all my soldiers understood ROE and EOP. We SPD the FOB at 2052 and headed South on [redacted] in white lights. My vehicle was the lead vehicle of the convoy. I started slowing down around Donkey, vic [redacted]. Once MITT told me he was backing off, I stopped the convoy and told everyone to dismount. Nothing happened for about 10 minutes. I received a radio call from MITT telling me they were about to leave the

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

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

STATEMENT OF

[REDACTED]

TAKEN AT

MMJ (N)

DATED

18 APR 06

6

9. STATEMENT (Continued)

IAC, and then started hearing gunfire to my north. It started out slow, and then picked up and I saw tracers. I knew it was one of my trucks and got on the radio to figure out what happened. While [REDACTED] who's truck was pulling rear security on the convoy, bricked me on the situation, my truck moved back to the point of incident, vic [REDACTED] [REDACTED] said that he had not approached the vehicle yet. I got there at the same time the IA got there. The vehicle was about 25m from [REDACTED] truck. I went and inspected and noticed the son in the back was slightly injured, and helped the woman out of the front seat. Noticed the driver was slumped over and probably dead. Had the MITT medic check everyone out, and the IA brought an ambulance to take out the wounded. I made sure to give a claims card to the woman. [REDACTED] took pictures and explained to me what happened. He said he saw the vehicle go through the checkpoint and start speeding up again. [REDACTED] and his gunner) started flashing their ~~red~~ lights to get the driver's attention. When the vehicle kept coming, [REDACTED] fired 1-3 warning shots and then the vehicle still did not stop. [REDACTED] felt it picked up speed. [REDACTED] then told his crew to fire on the vehicle, and it stopped 25m away.

NOTHING FOLLOWS

2
6

6

INITIALS OF PERSON MAKING STATEMENT

[REDACTED]

PAGE 2 OF 5 PAGES

STATEMENT OF

[REDACTED]

TAKEN AT

MD (NY)

DATED

18 APR 06

9. STATEMENT (Continued)

[REDACTED STATEMENT CONTENT]

6

AFFIDAVIT

I, [REDACTED], 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.

[REDACTED SIGNATURE]

(Signature of Person Making Statement)

WITNESSES:

[REDACTED]

1 DH JCA 1602 W

ORGANIZATION OR ADDRESS

ORGANIZATION OR ADDRESS

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

[REDACTED SIGNATURE]

(Signature of Person Administering Oath)

(Typed Name of Person Administering Oath)

(Authority To Administer Oaths)

INITIALS OF PERSON MAKING STATEMENT

[REDACTED INITIALS]

PAGE 3 OF 3 PAGES

Exhibit G

SWORN STATEMENT

Use of this form, see AR 190-45, the proponent agency, DCSOPS

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 A. CO TOC	2. DATE (YYYYMMDD) 20060418	3. TIME 2050	4. FILE NUMBER
5. LAST NAME, FIRST NAME, MIDDLE NAME [REDACTED]	6. SSN [REDACTED]	7. GRADE/STATUS [REDACTED]	
8. ORGANIZATION OR ADDRESS A. CO 1-502nd DIV			

6

9. I, [REDACTED], WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH:

ON The 17th of April 2006 during a
 Barrier Emplacement mission. We disabled
 a vehicle driving toward us with no
 usable intent to stop. After a warning
 shot and showing a spot light we
 opened fire to disable the vehicle. The
 Gunner was in the Gunner position,
 the NCOIC was to the right about
 10-15 meter away and I was to the
 left about 10-15 meters away. When
 we shot the vehicle we were aiming
 at the engine block. Some round may
 have hit the windshield. From our weapons
 kicks. I had mine on 3 round burst, some
 round also may have not hit coz it was
 different to the exact spot I was aiming.
 I also started to move to the side to
 get a better aim at the tires. When the gun
 stopped to stop it pulled to the side with the vehicle
 turned diagonal to the right. And then we
 ceased fire.

10. EXHIBIT	11. INITIALS OF PERSON MAKING STATEMENT [REDACTED]	PAGE 1 OF 2 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 (Continued)

Nothing Follows

AFFIDAVIT

I, [redacted], HAVE READ OR HAVE HAD READ TO ME THIS STATEMENT WHICH BEGINS ON PAGE 1, AND ENDS ON PAGE [redacted]. 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.

6

[redacted] (Signature of Person Making Statement)

WITNESSES:

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 18 day of April 2006 at

Dec 1-5021w

[redacted] (Signature of Person Administering Oath)

[redacted] (Typed Name of Person Administering Oath)

ORGANIZATION OR ADDRESS

[redacted] (Authority To Administer Oaths)

INITIALS OF PERSON MAKING STATEMENT

PAGE 7 OF 8 PAGES

Exhibit H

SWORN STATEMENT

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

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 Aco TOC	2. DATE (YYYYMMDD) 20060418	3. TIME 2049	4. FILE NUMBER
5. LAST NAME, FIRST NAME, MIDDLE NAME [REDACTED]	6. SSN [REDACTED]	7. GRADE/STATUS [REDACTED]	
8. ORGANIZATION OR ADDRESS Aco 1-502 Inf 100 Div.			

6

9. I, [REDACTED], WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH:

During the escalation of force on 17 Apr 06 at 0915 I tried to disable the vehicle by shooting at the engine block, I was approximately 5 meter right of vehicle (west). ~~My~~^{dr} I shot my warning shots with my NVG's down, when I shot at the vehicle I put my NVG's up. I shot approximately 10 rounds, all from my M4. When the vehicle started turning right that's when I called cease fire. The driver side was the side that might have taken a few rounds. That's why some of side windows were shattered.

nothing follows

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

8. STATEMENT (Continued)

nothing follows

6

AFFIDAVIT

I, [REDACTED], 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.

[REDACTED]
(Signature of Person Making Statement)

WITNESSES:

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

(Signature of Person Administering Oath)

(Typed Name of Person Administering Oath)

ORGANIZATION OR ADDRESS

(Authority To Administer Oaths)

INITIALS OF PERSON MAKING STATEMENT

PAGE _____ OF _____ PAGES

Exhibit I

SWORN STATEMENT

Form 2823 of this form, see AR 190-45, the proponent agency is JCSOPS

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 A Co TOC	2. DATE (YYYYMMDD) 20060418	3. TIME 2050	4. FILE NUMBER
5. LAST NAME, FIRST NAME, MIDDLE NAME [REDACTED]	6. SSN [REDACTED]	7. GRADE/STATUS [REDACTED]	
8. ORGANIZATION OR ADDRESS A Co 1 SD2, 2 BCT, 101st CAB DIV			

6

9. I, [REDACTED], WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH:

WHILE FIRING @ THE VEHICLE TO DISABLE IT FROM APPROACHING @ THE HIGH RATE OF SPEED IT WAS TRAVELING, I WAS PLACING MY ROUNDS INTO THE ENGINE BLOCK TO DISABLE THE ENGINE IN THE APPROACHING VEHICLE.

A FEW ROUNDS TRAVELED INTO THE WINDSHIELD. I SUSPECT THAT THOSE ROUNDS HIT THERE BECAUSE THE VEHICLE WAS CONSTANTLY APPROACHING AND MY 240B MACHINE GUN KICKS UP DURING BURST SHOTS. SOME ROUNDS POSSIBLY RICOCHETED OFF THE GROUND BECAUSE I WAS ADJUSTING MY FIRE AS I WAS FIRING AND WHILE THE VEHICLE WAS STILL APPROACHING ME.

JUST BEFORE BEING GIVEN THE CEASE FIRE COMMAND, THE VEHICLE STARTED TO CURVE TO THE WEST SIDE OF THE ROAD. THE SIDE WINDOWS WERE SHOT OUT AS THE VEHICLE CURVED TO A STOP, IS ASSUME

NOTHING FOLLOWS

10. EXHIBIT	11. INITIALS OF PERSON MAKING STATEMENT [REDACTED]	PAGE 1 OF 2 PAGES
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ADDITIONAL PAGES MUST CONTAIN THE HEADING STATEMENT OF [REDACTED] TAKEN AT [REDACTED] DATED [REDACTED]

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

9. STATEMENT (Continued)

Nothing Follows

AFFIDAVIT

I, [REDACTED], HAVE READ OR HAVE HAD READ TO ME THIS STATEMENT WHICH BEGINS ON PAGE 1, AND ENDS ON PAGE [REDACTED]. 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.

[REDACTED] (Person Making Statement)

WITNESSES:

[REDACTED]
DCo 1-502 Ew

ORGANIZATION OR ADDRESS

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 18 day of APRIL, 2006 at _____

(Signature of Person Administering Oath)

(Typed Name of Person Administering Oath)

ORGANIZATION OR ADDRESS

(Authority To Administer Oaths)

INITIALS OF PERSON MAKING STATEMENT

PAGE [REDACTED] OF [REDACTED] PAGE [REDACTED]

6

Exhibit J

DAILY STAFF JOURNAL OR DUTY OFFICER'S LOG

For use of this form, see AR 220-18: the proponent agency is Office of The Deputy Chief of Staff for Operations & Plans

PAGE NO 6

NO. OF PAGES

ORGANIZATION OR INSTALLATION
A CO 1-502 IN REGT
101 ABN DIV (AASLT)

LOCATION
IRAQ

PERIOD COVERED

FROM		TO	
HOUR	DATE	HOUR	DATE
1412	17 APR 06		

ITEM NO.	TIME		INCIDENTS, MESSAGES, ORDERS, ETC.	ACTION TAKEN	INL
	IN	OUT			
36	1412		HR17 detaining 2 males with mortar site. BC talked to [redacted] directly!	Notified BC + Talon	
37	1415		HR17 Smin's out ECP3 4V @ 20P.	Relayed to Talon + BC.	
38	1450		[redacted] assumes duty as RTO	briefed by outgoing RTO	
39	1530		HR21*219 conduct R/C	Logged	
40	1534		HR26-SP from ECP1 w/4Rice 18pac	logged	
41	1550		HR82 conducts R/C	logged	
42	1643		HR6B conducts R/C	Logged	
43	1835		HR27 FLT [redacted] on [redacted] en route to FOB	Informed M/C	
44	1845		HR26 returning to FOB w/ 4vics. 16 pac through ECP1	Informed B/C + Talon Mike	
45	2010		Easy 1-1 R/C		
46	2020		40 D R/C		
47	2025		Easy 2+3 R/C		
48	2037		40 R/C		
49	2043		65 R/C		
50	2052		40 SP ECP 3 w Echa. Smin Su 22P.		
51	2118		HR 40 reports veh approached [redacted] without stopping/tac light flashes - warning shot		

6

2

TYPED NAME AND GRADE OF OFFICER OR OFFICIAL ON DUTY

SIGNATURE

DAILY STAFF JOURNAL OR DUTY OFFICER'S LOG

For use of this form, see AR 220-15: the proponent agency is Office of The Deputy Chief of Staff for Operations & Plans

PAGE NO.

NO. OF PAGES

7

ORGANIZATION OR INSTALLATION
A CO 1-502 IN REGT
101 ABN DIV (AASLT)

LOCATION
IRAQ

PERIOD COVERED

FROM

TO

HOUR
2118

DATE
17 APR 02

HOUR
2157

DATE
17 APR 02

ITEM NO.	TIME		INCIDENTS, MESSAGES, ORDERS, ETC.	ACTION TAKEN	INL
	IN	OUT			
51			over veh to the N.E, followed by the M240. Results. driver deceased, passenger wounded but OK, female passenger is OK not wounded		
52	2140		Refused Report Convoy dis. headed south parked outside IAC, veh identified approx 150 m. flashed white lights. at 75 meters at 50 meter HR 85 fired warning shot 5.56 veh did not stop. crew serve fired 20 rds 7.62 to disable veh. 2x Disarmant to left of veh. "HR 85 + Kestli" fired combined 20 rds veh stopped approx. 25 meters from convoy. Results: Driver KIA, ^{Male} front passenger wounded - evaced to Mahan Hospital Female rear passenger - unharmed. veh. moved into IAC.	HR 6 reported to TALON	
52	2157		HR40 FLT [REDACTED] AT by pass		
53	2159		HR6 gave report of actions to [REDACTED]	reported to TALON	

2
6

TYPED NAME AND GRADE OF OFFICER OR OFFICIAL ON DUTY

SIGNATURE

Exhibit K

SIR

From: A/1-502 IN
Thru: 2nd BCT

To: 4th ID / Division Operation Center

Subject:

- 1. Category:
- 2. Type of incident: EOF
- 3. DTG: 17APR06

- A. DTG of Incident: 172129APR06
- B. DTG Unit was notified of Incident: 172131APR06
- C. DTG received by DOC:

4. Location: MB 40800 59383

5. Personnel involved:

A. Subject:

- 1. Name: [REDACTED]
- 2. Rank or grade: [REDACTED]
- 3. Social Security Number: [REDACTED]
- 4. Race: UNK
- 5. Sex: male
- 6. Age: Unk
- 7. Position: DISMOUNT
- 8. Security clearance: Unk
- 9. Unit and station of assignment: A/1-502
- 10. Duty status: AD
- 11. Marital Status: Unk

6

- 1. Name: [REDACTED]
- 2. Rank or grade: [REDACTED]
- 3. Social Security Number: [REDACTED]
- 4. Race: Unk
- 5. Sex: male
- 6. Age: Unk
- 7. Position: GUNNER
- 8. Security clearance: Unk
- 9. Unit and station of assignment: A/1-502
- 10. Duty status: AD
- 11. Marital Status: Unk

- 1. Name: [REDACTED]
- 2. Rank or grade: [REDACTED]
- 3. Social Security Number: [REDACTED]
- 4. Race: White
- 5. Sex: male
- 6. Age: Unk
- 7. Position: DISMOUNT
- 8. Security clearance: Unk
- 9. Unit and station of assignment: A/1-502
- 10. Duty status: AD
- 11. Marital Status: Unk

B. Additional personnel involved:

C. Summary of incident: 2129: A/1-502 REPORTS THAT WHILE DISMOUNTED IN MMD CONDUCTING BARRIER EMPLACEMENT OPERATIONS, THEY HAD A VEHICLE APPROACH MOVING SOUTH ON [REDACTED] AT A HIGH RATE OF SPEED. THE PATROL USED ESCALATION OF FORCE BY USING HAND AND ARM SIGNALS AND A SPOT LIGHT IN AN ATTEMPT TO GET THE VEHICLE TO STOP. THE VEHICLE CONTINUED TO APPROACH THE PATROL AND THEY FIRED A WARNING SHOT USING 1XRD M-4. WHEN THE VEHICLE GOT WITHIN 50M THE GUNNER IN THE OVERWATCH VEHICLE FIRED DISABLING SHOTS 20XRDS W/240. THE VEHICLE STOPPED APPX 25M FROM THE REAR OF THE CONVOY AND THE PATROL WENT TO ASSESS BDA. THEY FOUND 1XLN (MALE DRIVER) KIA, 1XLN(MALE FRONT PASSENGER) WIA(NSI), AND 1X(FEMALE REAR PASSENGER) UNHARMED. THE VEHICLE WAS A KIA MINIVAN. ALL THREE LN'S ARE BEING TAKEN TO MMD HOSPITAL. 1-502 HAS ALREADY APPOINTED A 15-6 IO [REDACTED] C/1-502).

2
6

6. Other Information:

- A. Racial: N/A
- B. Alcohol Involvement: None
- C. Last Deployment to OIF/OEF: UNK
- D. Is Soldier on Rear "D"? No

7. Remarks:

8. Commander reporting: [REDACTED] A Co. Commander

9. Point of contact: [REDACTED]

10. Report originated by: [REDACTED]

11. Released by:

12. Unit Notifications:

6

<u>Position</u>	<u>Name</u>	<u>Time</u>	<u>Instructions</u>
XO	[REDACTED]	2132	15-6, SIR, STORYBOARD

B. Email: [REDACTED] ARMY.SMIL.MIL

Exhibit L

DAILY STAFF JOURNAL OR DUTY OFFICER'S LOG

For use of this form, see AR 220-15: the proponent agency is Office of The Deputy Chief of Staff for Operations & Plans

PAGE NO.

NO. OF PAGES

1

1

ORGANIZATION OR INSTALLATION

LOCATION

PERIOD COVERED

1st BN, 2BCT, 101st (AA) Div.

FOB Al Mahmudiyah North
BN TOC
BN RTO Desk

FROM

TO

HOUR
0001

DATE
17 APR 06

HOUR
2348

DATE
17 APR 06

ITEM NO.	TIME		INCIDENTS, MESSAGES, ORDERS, ETC.	ACTION TAKEN	INL
	IN	OUT			
1	0001		[REDACTED] AND [REDACTED] ASSUME DUTY	BRIEFED	
2	0250		ATTACK AIR RED AIR MEDEVAC AMBER	NETCALL	
3	0351		Strike Iron Claw found an IED on [REDACTED]. Directional charge with a possible pressure plate, Munition type is unknown. IED is at the intersection of [REDACTED] and [REDACTED] on the east side of the road in a previous blast hole.	Notified EOD, BDE, Btl Cpt	
4	0430		All air assets are RED	Net call	
5	1110		Jump Master 1-3 sent up SALUTE report regarding the kidnapping of an IP from MMD IPS. [REDACTED] male 21 years old, suni, [REDACTED] was abducted by 13-15 men wearing black masks in 2 white Nissan pick up trucks and a blue Daewoo car, at about 161000 April 06 while in Baghdad. Badder organization is suspected to have kidnapped the officer	Notified BDE/Btl Cpt.	
6	1125		Strike net call: from 1900 to 2359, Vigalent Guard is BI	Notified Btl Cpt [REDACTED] A/D TOC	
7	1212		[REDACTED], [REDACTED] assume duty.	Received Brief	
8	1309		A Co. reports Hardrock 27 found graffiti at [REDACTED] "Death to Americans."	Notified BTL CPT with glee.	
9	1410		Hardrock 17 detained 2x LN males military age [REDACTED] they had 2x mortar sights	Notified BTL CPT	
10	1545		Cobra reports confirmed craters with oil.	Notified BDE took pic	
11	2025		Bulldog reports TCP1 observed 2x pax digging on the side of [REDACTED] five previous IED craters They engaged the 2x pax the pax returned fire No CF Injures/ damage	Notified BTL CPT	
12	2129		A co reports EOF at [REDACTED] 1x LN KIA; 1x LN WIA	Notified BDE	
			Nothing Follows		

6
2
6
6
2
2

TYPED NAME AND GRADE OF OFFICER OR OFFICIAL ON DUTY

SIGNATURE

[REDACTED]

[REDACTED]

6

11/11/2010 10:10:10 AM

Exhibit M

Exhibit N

3. **Change to 2/101 BCT Escalation of Force (EOF) Procedures.** NLT 01 MAR 06, implement changes to the 2/101 BCT EOF procedures IOT diminish the number and severity of EOF incidents while fully preserving the force protection posture of soldiers conducting operations. The changes to EOF procedures specified below nest the 2/101 BCT EOF procedures with the MNC-I EOF procedures.

a. **CHANGES:**

- i. **National Flag.** NLT 15 MAR 06, all vehicles shall display a national flag representation in the passenger side portion of the windshield. This is an exception to guidance published in previous FRAGO pertaining to display of the American flag.
 - ii. **EOF Distance.** Distance at which graduated force process occurs increased from 100M to 200M.
 - iii. **EOF Responsibility.** Any company observing an EOF incident by another military unit or civilian company in which the responsible unit does not stop, shall assume responsibility for assistance, condolence payment, and reporting.
- b. Brief all personnel on EOF procedures and Rules of Engagement prior to any mission.
- c. The following means of graduated force, in order, are authorized for use by 1-502D soldiers during combat operations:
- i. Hand and arm signals.
 - ii. Use audible warnings (horn, air horn, bull horn, loud speaker, siren).
 - iii. Use visual aids (lights, laser pointers, flares, colored flags, signs).
 - iv. Show weapon and demonstrate intent to use it (spotlight at night).
 - v. Attempt non-lethal means. Use non-lethal M203 round (if available). Additionally, the use of pyrotechnics is authorized (star cluster) prior to warning shots at an approaching vehicle.
 - vi. Fire warning shots in vicinity of threat (use tracers if possible).
 - vii. Fire disabling shots into the engine block or tires.
 - viii. Utilize proportional deadly force (aimed shots with M4/M16).
- d. See Appendix 1 (Updated EOF Procedures) to Annex C for the ranges at which the steps of the graduated force process should occur. The distances on this flow chart are changed from previous guidance, allowing EOF procedures to occur at greater ranges from the patrol / convoy.
- e. Immediately following an escalation of force incident where shots are fired, conduct the following steps:
- i. Determine if death, injury, or property damage has occurred.
 - ii. Secure the site.
 - iii. Render first aid, as required.
 - iv. Request civilian ambulance or conduct MEDEVAC, as required.
 - v. Take information for claim submission or issue claim form on the scene.
 - vi. Submit initial SPOT report to 1-502D TOC. 1-502D TOC can then notify local JCC and coordinate for IPs, as required.

vii. Submit follow up report to 1-502D TOC consisting of the following information:

1. Who: name of victim(s), breakdown (male/female, adult/child); name of witnesses (two if possible); contact information of victims and witnesses.
2. What: EOF procedures taken; approximate distances if possible; what actions / reactions victim took; actions of other vehicles.
3. When / Where: DTG / MGRS.
4. Additional information: search of vehicle and results, intel initial assessment (known threats), tactical questioning (do civilians understand policies), type of investigation initiated.

- f. Any unit observing an EOF incident by another military unit or civilian company in which the responsible unit does not stop shall assume responsibility for assistance, condolence payment, and reporting.
- g. Conduct refresher training and certification for every leader and soldier directly involved in an EOF incident not conducted IAW the standards listed above.
- h. Recognition symbols.

i. **National Flag.** NLT 15 MAR 06, all vehicles shall display a national flag representation in the passenger side portion of the windshield. This is an exception to guidance published in previous FRAGO pertaining to display of the American flag.

VS 17
ON FRONT ✓
ii. **Reflective tape on Coalition vehicles.** NLT 15 MAR 06, all Coalition vehicles will have a strip of reflective tape affixed horizontally above both sides of the windshield and horizontally at the rear of the vehicle to aid in night recognition. NSN for reflective tape is NSN 9390-01-078-8660. Report to the 1-502D TOC if this suspense will not be met due to a shortage of reflective tape.

iii. **IR strobe lights on Coalition vehicles.** NLT 15 MAR 06, all designated military convoy escort vehicles in a convoy will display an IR strobe on top of the vehicle at night to aid in night recognition for any units traveling using NVGs. NSN for IR strobe lights is NSN 5855-01-438-4588. IR chemlights may be used in the interim until IR strobes are procured.

- Present?
If not, what was available?
- i. Ensure that each M1114 has the following EOF equipment: 1 x laser ^{NS} pointer, 1 x ^{NS} vehicle spot light, 8 x ^{NS} chemlights, 1 x ^{NS} pressurized air horn, 1 x hand held bull horn, 7 x ^{NS} M1106 non-lethal M203 rounds, traffic cones, colored flags (red, yellow, green). ^{No 283 GUNNER}
 - j. NLT 10 MAR 06, identify shortfalls in EOF equipment and vehicle marking equipment and submit request to 1-502D S4 at SIPR email

1 x BETA TRUCK NOAR RADIO
GREEN BEAMS DENIED RETO P.M.C