

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, 1983 (SSN).
PRINCIPAL PURPOSE: To provide commanders and law enforcement officials with means by which information may be accurately
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 Taji
2. DATE (YYYYMMDD): 2006 05 05
3. TIME: 1600
4. FILE NUMBER
5. LAST NAME, FIRST NAME, MIDDLE NAME
6. SSN
7. GRADE/STATUS: E-6/US Army
8. ORGANIZATION OR ADDRESS: B tro 1-33 Cav 101st AVN DIV

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

On the night of 03 May 2006 we had a mission Brief with the Platoon at 2000hrs We Briefed that we would have a 7man Dismounted Patrol with myself as the Patrol leader working around grid [REDACTED] And that [REDACTED] the gunner would be in charge of the truck with Driver [REDACTED]. They would be working in support of the B25 Bradley Crew with [REDACTED]. The reason I was the Dismounted Patrol leader is Command and Control. Because the Pl. was going to be on his Bradley B27. During the Briefing at 2000hrs we went over the escalation of Force Asking Soldiers what the steps are. Step 1. try to wave medical of hand and Arm signal Step 2 use the US-17 panel flag. Step 3. Green laser pen. Step 4 Fire warning shots into the ground. Step 5 shots to disable the medical. we brief the soldiers do not let medicals within 100 meters of the medicals once within 100 meters Use Escalation of force. We do this do to the threat of UBIED'S that we have encountered in the past. On the Morning of the 4th of May 2006 at 1100hrs, I conducted PCI's of the soldiers to insure that we had all our equipment IE Green lasers, US-17 Panels, IR strobes And that soldiers knew the mission. We as a Platoon are not use to the high volume of traffic in this area of operation. And that the normal reaction of the Iraqi people when Coalition Medicals are in the Area. In our previous Areas of operation the Iraqis were pulling over 200 to 300 meters away from us before we needed them. During the PCI and rehearsals I asked all the gunners to go over the escalation of Force what they do to get a car to stop. SGT Bernal understood the ROE and the Mission. Nothing Followed

SUSC552(B)(6)

10. EXHIBIT: H
11. INITIALS OF PERSON MAKING STATEMENT: [REDACTED]
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 INDICATED.

ALL ITEMS ARE REDACTED UNDER 5USC552(B)(6) UNLESS OTHERWISE NOTED

9. STATEMENT (Continued)

[Large area with a large 'X' drawn through it, indicating redacted content.]

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]  
(Signature of Person Making Statement)

WITNESSES:

NONE

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 5 day of May 06 at FOB Taji

ORGANIZATION OR ADDRESS

NONE

[REDACTED]  
(Signature of Person Administering Oath)

[REDACTED]  
(Typed Name of Person Administering Oath)  
ART 136(6)(4) USMC  
*(Authority to Administer Oaths)*

ORGANIZATION OR ADDRESS

INITIALS OF PERSON MAKING STATEMENT

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PRIVACY ACT STATEMENT

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1. LOCATION FOB Taji	2. DATE (YYYYMMDD) 20060505	3. TIME	4. FILE NUMBER
5. LAST NAME, FIRST NAME, MIDDLE NAME [REDACTED]	6. SSN [REDACTED]	7. GRADE/STATUS E-5	
8. ORGANIZATION OR ADDRESS B Co 1st ABN CB			

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

We left the camp at 1400 on 4 Apr 06. For a primarily dismounted mission. At the back side of the Naseer factory. We had rehearsals for this mission the day prior so every one knew who was going to be dismounted and who was going to stay on the ~~back~~ truck. I was told that I was staying on the truck with [REDACTED]. I had been in charge of a truck with a two man crew before so I did not see anything wrong with this. We were suppose to protect the broddy from the rear. Around 1430 we dropped off the dismounts and started our patrol at [REDACTED] with the broddy and from time to time stopping by the mortar platoon's positions on the side of the road to see what was going on in the area. A few times during the day the traffic on tampa began to ~~start~~ get closer

5USC552(a)(1)

10. EXHIBIT I	11. INITIALS OF PERSON MAKING STATEMENT [REDACTED]	PAGE 1 OF 3 PAGES
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ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT 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 BE INDICATED.

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STATEMENT OF

[REDACTED]

TAKEN AT

Feb Taj

DATED

5 May 06

9. STATEMENT (Continued)

to our vehicles but would stop a safe distance away but would continue to move while we were moving away. Around 1900 after talking to Thunder & one of the 1114's on the side of the road watching the ECP. Our two vehicles pulled out onto rampa and started moving north towards the ECP at about 25 to 30 mph. When a car began to move towards our patrol at increasing speed. I began to wave him off and most of the traffic began to back off and the car still ~~to~~ weaved through the traffic ~~coming~~ at us I continued to wave he kept ~~coming~~ I pointed my M40 at him which was ~~aimed~~ max elevated. He kept coming I fired a three round burst ~~on~~ the car began to back off and we kept going north on [REDACTED]. In our other areas where we have operated in we have had problems with VBIEDs and have been trained to keep the traffic away from our trucks. By putting signs on the front and the rear which tell the Iraqis to stay back in arabic and in english.

SUCSSZL6X1

INITIALS OF PERSON MAKING STATEMENT

[REDACTED]

PAGE 2 OF 3 PAGES

ALL ITEMS ARE REDACTED UNDER 5USC552(B)(6) UNLESS OTHERWISE NOTED

STATEMENT OF [REDACTED]

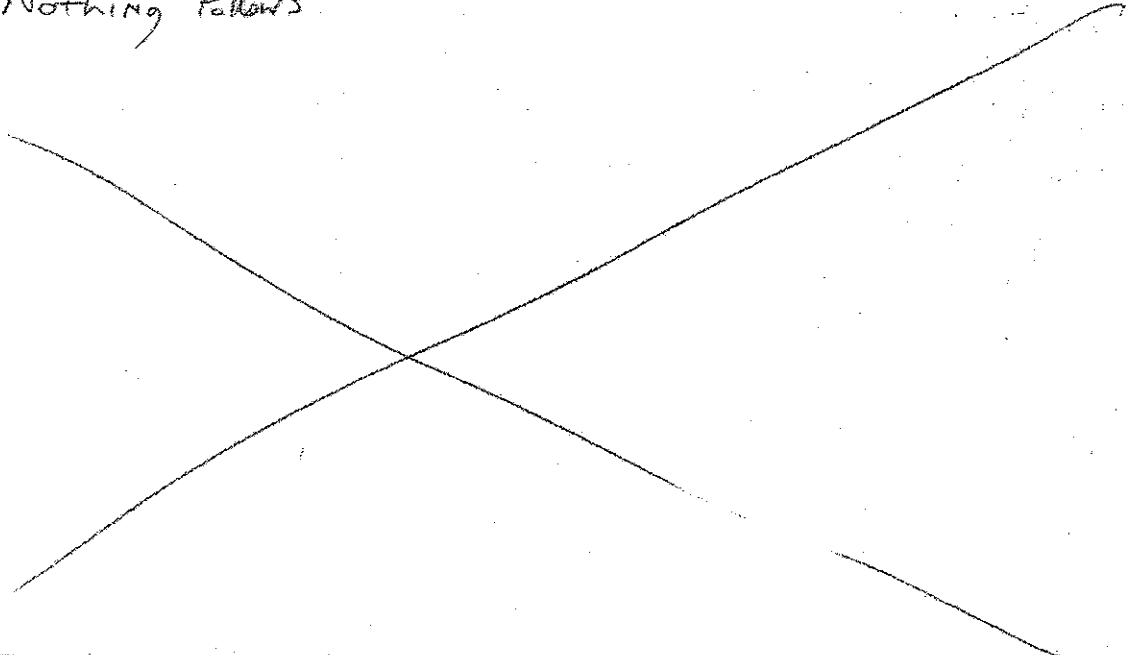
TAKEN AT Feb Tajr

DATED 5 May 06

9. STATEMENT (Continued)

Waiving them off using lasers and flashlights in low visibility, And using warning shots as a last resort.

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]  
(Signature of Person Making Statement)

WITNESSES:

N/A

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 5 day of May 06 at Feb Tajr

ORGANIZATION OR ADDRESS

N/A

[REDACTED]  
(Signature of Person Administering Oath)

[REDACTED]  
(Typed Name of Person Administering Oath)

ART 131 (b)(4) UKM/J

(Authority to Administer Oaths)

INITIALS OF PERSON MAKING STATEMENT

[REDACTED]

PAGE 3 OF 3 PAGES

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SWORN STATEMENT

For use of this form, see AR 190-45; the proponent signs. 5 Pages

PRIVACY ACT STATEMENT

AUTHORITY: Title 10 USC Section 301; Title 5 USC Section 2081; E.O. 9397 dated November 23, 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 <i>FOB Taji</i>	2. DATE (YYMMDD) <i>2006 05 04</i>	3. TIME <i>1900</i>	4. FILE NUMBER
5. LAST NAME, FIRST NAME, MIDDLE NAME [REDACTED]	6. SSN [REDACTED]	7. GRADE/STATUS <i>E-3</i>	
8. ORGANIZATION OR ADDRESS <i>B/1-33 CAV, 101 ABN</i>			

WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH:

I am the driver of B51. I was located on foot by the rock pit on the east side of [REDACTED] about 75 meters south of ECP1. 5USC552(B)(1)  
 White platoon hummer pulled out of the rock pit following the white platoon Bradley. At the time I was standing next to B51 facing the south bound traffic heading north bound as the blue mercedes being passed us. Then I heard three round burst. I ducked down and took up defensive positions along the berm. The mercedes reved up and down and coasted into the ECP1. [REDACTED] and myself returned to B51 and drove to the mercedes and started medical attention to the driver.

Q: Who is [REDACTED]?  
 A: TC of B51, acting Squad Leader.

INITIALS OF PERSON MAKING STATEMENT: [REDACTED] PAGE 1 OF 2 PAGES

ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT" TAKEN AT \_\_\_\_\_ DATED \_\_\_\_\_

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9. STATEMENT (continued)

Q: What was said during conversation immediately before incident?

A: No knowledge - basic info updates

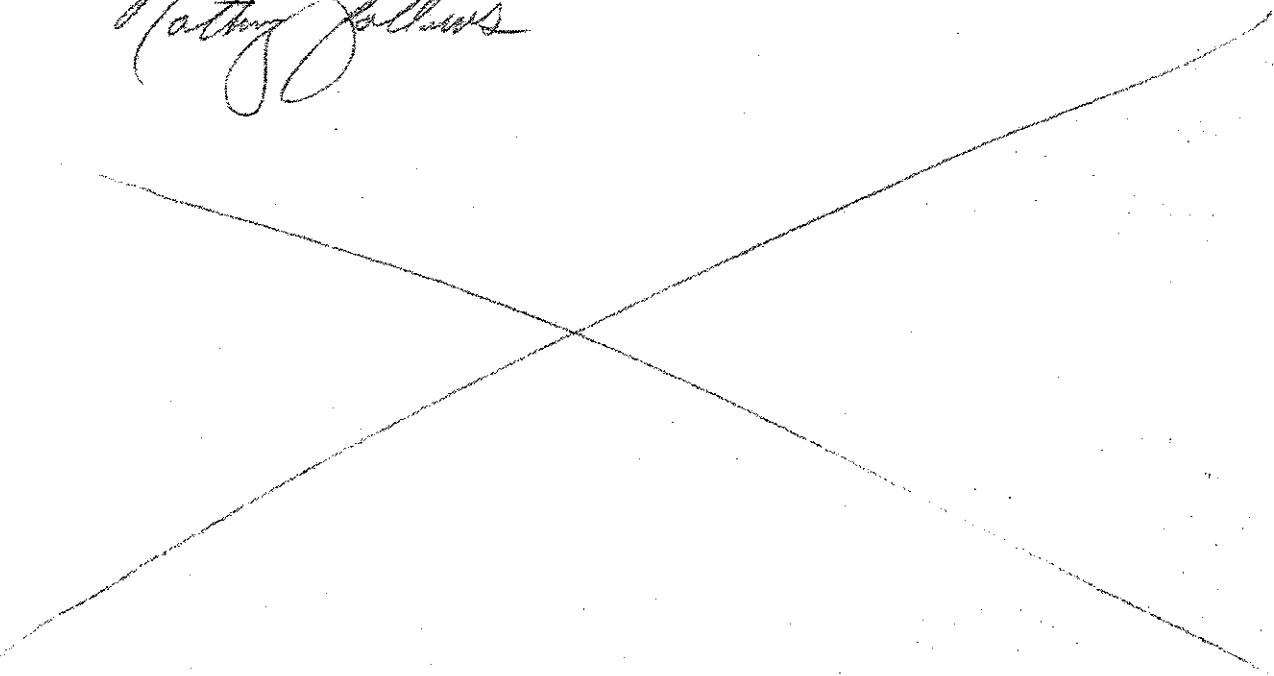
Q: Have you ever performed stationary ECP's before?

A: Never, only RBF and active patrolling.

Q: Why were you dismounted?

A: FN response to RPG attacks + to protect the ECP + surface laid IED's.

*Nothing follows*



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, WITHOUT COERCION, UNLAWFUL INFLUENCE, OR UNLAWFUL INDUCEMENT.

WITNESSES

*None*

[REDACTED]  
(Signature of Person Making Statement)

Subscribed and sworn to before me, a person authorized by law to administer oaths, this *5* day of *May* 2006

[REDACTED]  
(Signature of Person Administering Oath)

ORGANIZATION OR ADDRESS

*None*

*ART 136(b)(4) UCMJ*  
(Authority to Administer Oaths)  
ARTICLE 136(b)(4) UCMJ

ORGANIZATION OR ADDRESS

INITIALS OF PERSON MAKING STATEMENT

ALL ITEMS ARE  
REDACTED UNDER  
5 USC 552 (b) (6)  
UNLESS OTHERWISE  
NOTED  
*14242*

SWORN STATEMENT

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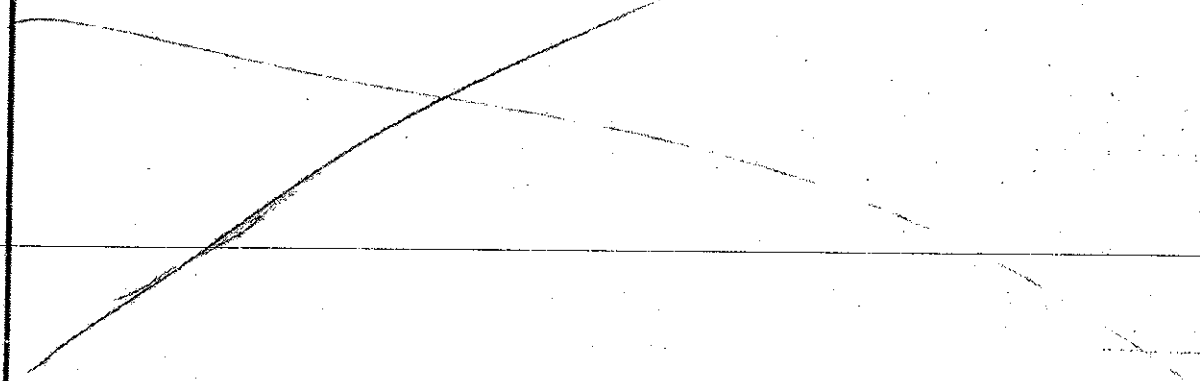
1. LOCATION <i>Camp Tail</i>	2. DATE (YYYYMMDD) <i>2006 05 04</i>	3. TIME <i>13:00</i>	4. FILE NUMBER
5. LAST NAME FIRST NAME MIDDLE NAME [REDACTED]	6. SSN [REDACTED]	7. GRADE/STATUS <i>E 2</i>	
8. ORGANIZATION OR ADDRESS <i>B 2nd 1-33 Cav</i>			

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

*As, myself and [REDACTED] pulled out onto tamps, following our Bradley, I believe we were about 75 m behind the Bradley. As we pulled out onto [REDACTED] my gunner, [REDACTED] fired a shot burst to keep a car from running into us. After that we drive up the road, come back the other way towards the victim to assist him with a medic.*

*nothing follows*

1. Describe traffic pattern along [REDACTED] that day? *SUSC552(4)(1)*  
A. *Spread out, but continues.*



10. EXHIBIT <i>K</i>	11. INITIALS OF PERSON MAKING STATEMENT [REDACTED]	PAGE 1 OF <i>1</i> PAGES
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STATEMENT OF

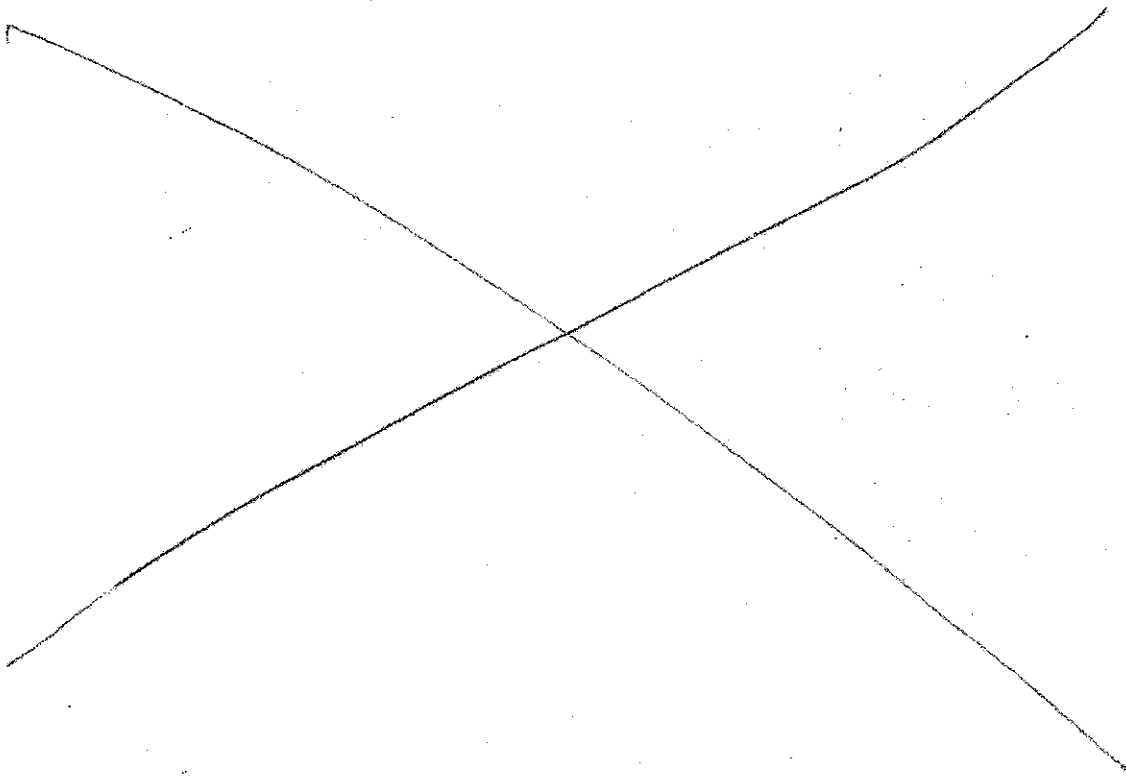
[REDACTED]

TAKEN AT FOB Taji

DATED 5 May 06

9. STATEMENT (Continued)

*Nothing else to follow*



AFFIDAVIT

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[REDACTED]  
(Signature of Person Making Statement)

WITNESSES:

*N/A*

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 5 day of May, 06 at FOB Taji

ORGANIZATION OR ADDRESS

*N/A*

[REDACTED]  
(Signature of Person Administering Oath)

[REDACTED]  
(Typed Name of Person Administering Oath)

ART 131 (b)(4) UCMJ  
(Authority to Administer Oaths)

ORGANIZATION OR ADDRESS

INITIALS OF PERSON MAKING STATEMENT

PAGE 2 OF 2 PAGES

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NOTED

SWORN STATEMENT

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

PRIVACY ACT STATEMENT

AUTHORITY: Title 10 USC Section 301; Title 5 USC Section 2951; E.O. 2887 dated November 22, 1943 (SSN).  
PRINCIPAL: To provide commanders and law enforcement officials with means by which informant 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>Camp Taji, ECP 1</i>	2. DATE (YYYYMMDD) <i>20060504</i>	3. TIME <i>1900</i>	4. FILE NUMBER
5. LAST NAME, FIRST NAME, MIDDLE NAME [REDACTED]	6. SSN [REDACTED]	7. GRADE/STATUS <i>E-3 / PFC</i>	
8. ORGANIZATION OR ADDRESS <i>B/1-33 CAV, 3RD BCT, 101st ABN</i>			

I, [REDACTED], WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH:  
 At the time of the incident in question, I was the Gunner of BravoSI which was stationaire on the right hand side of the North Bound lane. I was scanning my sector when I heard a three to four round burst and suddenly heard the roring of the Mercedes-benz as it rolled past us into the ECP and came to a complete stop and the driver rolled out on to the ground we quickly proceeded to the NIA and began treat ment as I pulled security end of Statement

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

10. EXHIBIT [ ]

11. INITIALS OF PERSON MAKING STATEMENT [REDACTED]

PAGE 1 OF 2 PAGES

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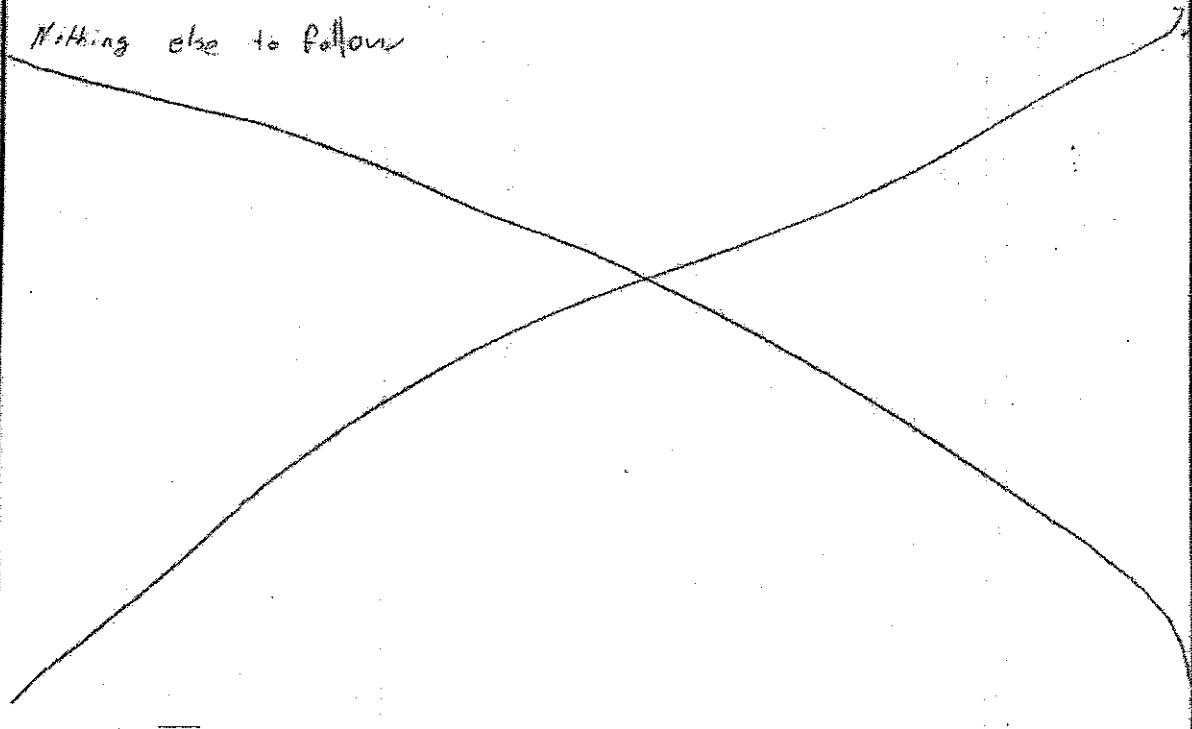
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9. STATEMENT (Continued)

Q: No transmissions were heard across the net?

A: None, we were on different nets

Nothing else to follow



AFFIDAVIT

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[REDACTED]  
(Signature of Person Making Statement)

WITNESSES:

N/A

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 5 day of May, 06 at FoB Taji

ORGANIZATION OR ADDRESS

N/A

[REDACTED]  
(Signature of Person Administering Oath)

[REDACTED]  
(Typed Name of Person Administering Oath)

ART 131 (b)(4) USMJ  
(Authority To Administer Oaths)

ORGANIZATION OR ADDRESS

INITIALS OF PERSON MAKING STATEMENT

PAGE 2 OF 2 PAGES

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DEPARTMENT OF THE ARMY  
HEADQUARTERS, 1-66 ARMOR BATTALION  
1ST BRIGADE COMBAT TEAM  
4<sup>TH</sup> INFANTRY DIVISION (MECHANIZED)  
FOB TAJI, IRAQ APO AE 09378

REPLY TO  
ATTENTION OF:

AFYB-IN-HHC

7 MAY 2006

MEMORANDUM FOR RECORD

SUBJECT: AR 15-6 (1/4-064) Investigation; Verbal Interviews

1. On 5-6 May 06, I conducted several interviews of witnesses as follows:
  - a. [REDACTED] informed me that he had fired the shotgun round into the ground approximately 5 meters in front on his position. The shotgun was pointed away from the crowd and in a safe direction. For further details see Exhibit F.
  - b. [REDACTED] informed me that he pointed the barrel of the M240B machine gun at the ground to his left and in a direction away from the vehicle approaching. Due to this position of the M114 moving onto the shoulder, the burst was fired onto the pavement and not onto the dirt. For further details see Exhibit I.
  - c. [REDACTED] informed me that B/1-33 CAV had been notified of the new assignment on 29 April 2006 and had arrived on FOB Taji on 1 May 2006. He also told me that a short right seat ride period had been conducted with a few key leaders and that no IA orientation was conducted.

[REDACTED]

CPT, IN  
Investigating Officer

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Exhibit M

SIR for EOF that resulted in the death of a LN, Raider North, 1-66 AR, 1BCT, 4<sup>th</sup> ID

LINE 1: Unit reporting: 1-66 AR, 1BCT, 4<sup>th</sup> ID

LINE 2: Incident: Death of LN at ECP 1

LINE 3: Incident occurred 041910MAY06

LINE 4: Location of incident: [REDACTED] 50SC552(4)(6)

LINE 5: Personnel Involved:

Name	Rank	Unit	SSN	Sex	Age
[REDACTED]	SSG	B/1-33 CAV	[REDACTED]	M	34
[REDACTED]	SGT	B/1-33 CAV	[REDACTED]	M	23
[REDACTED]	PVT	B/1-33 CAV	[REDACTED]	M	22
[REDACTED]	SSG	B/1-33 CAV	[REDACTED]	M	26
[REDACTED]	PFC	B/1-33 CAV	[REDACTED]	M	23

LINE 6: Summary of the incident: At 041910MAY06 B/1-33 CAV (Thunder 2) reported an EOF that resulted in the death of a local national at ECP 1 vicinity [REDACTED] 50SC552(4)(6). Beast 24 noticed a vehicle approaching ECP 1 from the south fail to slowdown appropriately. Beast 24 used hand and arm signals in an attempt to get the vehicle to stop. When the vehicle did not respond, they pointed a M240B at them. When the vehicle got within 75m of their position, they fired a 3 x 7.62mm burst into the ground in front of the vehicle in an attempt to force the vehicle to halt its advance. One or more rounds from this burst ricocheted into a sedan following in close proximity and rounds struck the driver in the head killing him. IPs at the scene took custody of the dead LN and contacted his family to recover his body. B/1-33 CAV has been put in an Escalation of Force stand down until lifted by IK6 and a 15-6 investigation will be initiated.

LINE 7: Damage to government and/or civilian property: Bullet damage to sedan and one local national dead.

LINE 8: Personnel Reporting: 1-66 AR BN XO

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50SC552(B)(6)  
UNLESS OTHERWISE  
NOTED

Exhibit N

MND-B EVENT 5 (041024)

Untitled

UNIT: 1BCT 4ID

IED TYPE: EOF

KIA: NONE

WIA: NONE

EQUIPMENT BDA: NONE

ENEMY BDA: NONE

DETAINEE: NONE

040729MAY06: B/1-33 CAV (B11) OCCUPYING ECP1 VIC [REDACTED] REPORTED A LN VEH TRIED TO RUN THE ECP. 1XM2A2 (B17) FIRED 15XRDS 7.62MM INTO GROUND IN FRONT OF THE VEHICLE. NO CAX, NO BDA. THE VEH STOPPED. *SUSCSTLBYD*

UPDATE: 1-66 BTL CPT: 040800MAY06: B16, AN M2A2, WAS PROVIDING SECURITY TO THE NORTH AND HAVING COMMO DIFFICULTIES. THE VEHICLE WAS REPLACED WITH AN M1114 AND WAS PREPARING TO RETURN TO CAMP TAJI IOT ADDRESS COMMO ISSUES. B/1-33 SOLDIERS STOPPED TRAFFIC IOT FACILITATE MOVE. THE IA LOCATED AT ECP1 WERE ALSO WAVING THE TRAFFIC FORWARD WITHOUT THE KNOWLEDGE OF B17 GUNNER. THE VEHICLE STOPPED, THEN BEGAN PICKING UP SPEED. B/1-33 USED HAND AND ARM SIGNALS, FOLLOWED BY TURNING THE TURRET OF THE BFV TOWARDS THE LN VEHICLE. THE VEHICLE DID NOT STOP, PROMPTING THE WARNING SHOTS TO BE FIRED INTO THE GROUND IN FRONT OF THE VEHICLE. THE VEHICLE STOPPED. FOLLOWING THE EVENT, IT WAS DETERMINED THAT IT WAS NOT A HOSTILE ACT DUE TO THE MIXED SIGNALS OF THE CF STOPPING TRAFFIC AND THE IA LETTING TRAFFIC PASS.

UPDATE: 041015MAY06: 1BCT BTL CPT: MISCOMMUNICATION OF TRAFFIC FLOW AT ECP 1 BETWEEN B/1-33 CAV AND I/9IA LEAD TO THE EOF; IA ALLOWED CIV VEH TO PASS THROUGH ECP1 AS B/1-33CAV WAS TRYING TO HALT TRAFFIC FLOW. B/1-33 CAV DISCHARGED 15X7.62MM RDS IN FRONT OF CIVILIAN VEHICLE AFTER USING HAND AND ARM SIGNALS.

SUMMARY

UNIT: B/1-33CAV

EOF: NO PERSONAL INJURY OR DAMAGE TO EQUIPMENT.

KIA: NONE

WIA: NONE

BDA: NONE

-CLOSED OUT-

MND-B EVENT 11 (041141)

UNIT: 1BCT 4ID

ESCALATION OF FORCE

KIA: NONE

WIA: NONE

040844MAY056: B/1-33 CAV WAS CONDUCTING ECP OPERATIONS IN VICINITY OF ECP 1. A CROWD OF APPROX 30 TO 50 PEOPLE STARTED TO GATHER ON THE SIDE OF THE ROAD APPROX 30M AWAY. DISPOSITION OF CROWD WAS QUESTIONABLE. UNIT USED HAND/ARM SIGNALS TO TELL THEM TO DISPERSE. UNIT ALSO SPOKE IN ARABIC LETTING THEM KNOW THEY NEED TO GO AWAY. 2 X LN WERE MOVING AROUND IN THE BACK OF THE CROWD, LOOKING SUSPICIOUS AND PATROL COULD NOT

Page 1

Exhibit 0

Untitled

TELL WHAT THEY WERE DOING AT THE TIME. THEY USED A FINAL HAND/ARM AND VERBAL SIGNAL TO DISPERSE THE CROWD. PATROL THEN ESCALATED TO SHOWING THE LNS THE INTENT TO USE THEIR WEAPON SYSTEM. AFTER THE PATROL DEEMED THE CROWD TO BE NON-COMPLIANT, THEY FIRED 1 X 12 GAUGE NON LETHAL ROUND INTO THE GROUND APPROX 10-15 METERS IN FRONT OF CROWD. CROWD THEN DISPERSED. PATROL WAS UNABLE TO DETAIN THE 2 X SUSPICIOUS PERSONNEL. PATROL DID NOT PURSUE. NO CAX/BDA.

SUMMARY: EOF  
UNIT: B/1-33CAV  
KIA: NONE  
WIA: NONE

UPDATE: 041130MAY06: 1BCT BTL CPT: 30-50 LOCAL NATIONALS GATHERED AROUND 1-33CAV PATROL AT ECP1; ATMOSPHERE UNDETERMINED. 1-33CAV SPOKE TO CROWD IN ARABIC AND USED HAND AND ARMS SIGNALS TO DISPERSE CROWD; UNSUCCESSFULL. UNIT RESORTED TO 1 X 12 GAUGE NON LETHAL ROUND IN FRONT OF CROWD; CROWD DISPERSED WITH NSTR.

-CLOSED OUT-

MND-B SIGACT 5

MND B EVENT 43 (042114)

UNIT: 1BCT 4ID

EOF  
WIA: NONE  
KIA: 1 X LN

041910MAY06: B/1-33CAV REPORTS WHILE MANNING ECP 1 AND CONDUCTING CHECKPOINT OPERATIONS TWO CARS APPROACHED THE ECP. FIRST CAR DID NOT SHOW ANY INTENT TO STOP. PATROL USED HAND AND ARMS SIGNALS IN AN ATTEMPT TO MAKE THE VEHICLE STOP. WHEN THE VEHICLE KEPT MOVING, THE PATROL POINTED AN M240B AT IT IN AN ATTEMPT TO MAKE IT HALT. WHEN THE VEHICLE CLOSED WITHIN 75M OF THEIR POSITION, THE PATROL FIRED A BURST OF 3X7.62MM INTO THE GROUND IN FRONT OF THE FIRST VEHICLE. ONE ROUND RICOCHETED OFF OF THE GROUND AND WENT THROUGH THE WINDSHIELD OF THE SECOND VEHICLE KILLING THE DRIVER. PATROL CONDUCTED FIRST AID AND ATTEMPTED TO MEDEVAC BUT LN DIED OF WOUNDS.

SUMMARY: EOF  
UNIT: B/1-33CAV  
KIA: 1 X LN  
WIA: NONE

//CLOSED//

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.)

ALL ITEMS ARE  
REDACTED UNDER  
5 USC 552 (B) (6)  
UNLESS OTHERWISE  
NOTED

\_\_\_\_\_  
(Recorder)

[REDACTED]

\_\_\_\_\_  
(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.)

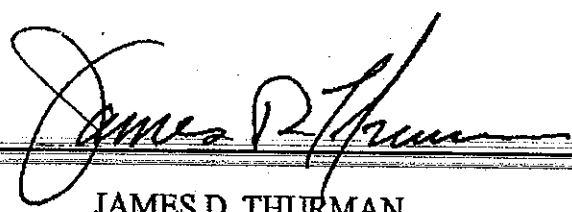
\_\_\_\_\_  
(Member)

\_\_\_\_\_  
(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: \_\_\_\_\_) (substituted). (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.)

I approve the findings and recommendations. Remand to BDE CDR to take action as he deems appropriate. Recommendation D is disapproved, as METT-TC dictates troop configurations in M1114. I approve condolence payment of \$10,000 to pay [REDACTED]



**JAMES D. THURMAN**  
Major General, USA  
Commanding





REPLY TO  
ATTENTION OF

AFYB-CG

19 May 2006

MEMORANDUM FOR Commander, 1<sup>st</sup> Brigade Combat Team, Camp Taji, APO AE 09378

SUBJECT: Condolence Payment – BCT 039


1. The request to pay [REDACTED] a \$10,000 condolence payment using CERP funds is

approved.

approved only in the amount of \_\_\_\_\_.

disapproved.

If approved, this payment is for the death of Jasim Muhammad al-Mushadani, who was killed in an incident involving US Forces on 5 May 2006 and is meant as symbolic gesture to express sympathy to the family of Jasim Muhammed and is not an admission of fault by the U.S. Army.

  
JAMES D. THURMAN  
Major General, USA  
Commanding

ALL ITEMS ARE  
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50SC552(B)(6)  
UNLESS OTHERWISE  
NOTED



REPLY TO  
ATTENTION OF

AFYB-IN-JA

18 May 2006

MEMORANDUM FOR Office of the Staff Judge Advocate (Attn: SJA), Camp Liberty, Iraq

SUBJECT: CERP Condolence Payment BCT 039

1. The attached CERP Condolence Payment request forwarded for action by the Commander, MND-B. The Brigade Commander, COL [REDACTED] recommends approval.
2. The investigation of the incident leading to this request is AR 15-6 Investigation, reference number 14-064, forwarded to your office on 9 May 2006.
3. POC is the undersigned at [REDACTED] or at [REDACTED]

[REDACTED]  
MAJ, JA  
Brigade Judge Advocate

ALL ITEMS ARE  
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50 USC 552 (B) (6)  
UNLESS OTHERWISE  
NOTED



REPLY TO  
ATTENTION OF

DEPARTMENT OF THE ARMY  
1st BRIGADE COMBAT TEAM  
4th INFANTRY DIVISION (M)  
CAMP TAJI, IRAQ APO AE 09378

AFYB-IN-CDR

18 May 2006

MEMORANDUM FOR Commander, Multi-National Division-Baghdad, Camp Liberty,  
Iraq APO AE 09344

SUBJECT: Condolence Payment BCT 039

1. Forwarded for your approval is a request to pay a CERP condolence payment in the amount of \$10,000 to [REDACTED], the wife of Jasim Muhammad al-Mashadani. Mr. Muhammad was killed during on incident involving US Forces on 5 May 2006.

2. I recommend approval of this payment.

[REDACTED]

COL/AR  
Commanding

ALL ITEMS ARE  
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5USC552 (B) (6)  
UNLESS OTHERWISE  
NOTED



DEPARTMENT OF THE ARMY  
1st BRIGADE COMBAT TEAM  
4th INFANTRY DIVISION (M)  
CAMP TAJI, IRAQ APO AE 09378

REPLY TO  
ATTENTION OF:

AFYB-IN-JA

18 May 2006

MEMORANDUM FOR Commander, 1st Brigade Combat Team

SUBJECT: Legal Review of CERP Condolence Payment - BCT 039

1. I have conducted a legal review of the request to pay a CERP Condolence payment of \$10,000 to the [REDACTED] the wife of Jasim Muhammad al-Mashadani. Mr. Muhammad was killed during an EOF incident on 5 May 2006.
2. Condolence payments for Iraqi citizens are authorized for deaths, serious injuries, and property damage caused by Coalition/US Forces/ISF incidents. There is evidence this death occurred during an incident with US Forces. As such, a condolence payment would be within the commander's discretion.
3. For condolence payments greater than \$2,500 and up to \$10,000, the Commander, MND-B, is the approval authority. I recommend you forward the attached request to the Commander, MND-B, with your recommendations as to approval.
4. POC for this memorandum is the undersigned.

[REDACTED]

MAJ, JA  
Brigade Judge Advocate

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UNLESS OTHERWISE  
NOTED

[REDACTED] MAJ -- 1BCT 4ID CA

From: [REDACTED] LTC 4ID G9 [REDACTED]  
Sent: Tuesday, May 16, 2006 11:07 PM  
To: [REDACTED] MAJ -- 1BCT 4ID CA  
Subject: RE: [S] RE: Condolence Payment  
Categories: NOFORN, [REDACTED] NOFORN  
Classification Caveat: NOFORN  
Classification Classification: [REDACTED]

Classification: S [REDACTED] /NOFORN

Need your support with this

I have Chief of Staff approval to award \$10,000.00 as condolences payment. We have contacted the deceased's brother, [REDACTED] and he confirms that his brother Jasim Muhammad al-Mashadani. DOB: 08FEB70/Baghdad. was killed on the a. Tap road near the al Nasr facility at a IA/US checkpoint on 04MAY06.

The deceased wife will receive the payment, her name is [REDACTED] at [REDACTED]. She is a senior engineer working in the al Nasr factory for the Ministry of Industry, she lives in Tarniya near the al Ghalani mosque.

Please process this request and let me know what assistance you need

Tnx

IHG

Classification: SECRET//NOFORN

From: [REDACTED] MAJ -- 1BCT 4ID CA [mailto:[REDACTED]]  
Sent: Friday, May 12, 2006 10:11 PM  
To: [REDACTED] LTC 4ID G9  
Subject: RE: [S] RE: Condolence Payment

Classification: UNCLASSIFIED

Unit cannot ID or find family, still attempting to locate. They think the individual was transiting through and could live outside our AO.

Respectfully

[REDACTED]  
MAJ, EN  
1BCT Civil Affairs Officer

From: [REDACTED] LTC 4ID G9 [mailto:[REDACTED]]  
Sent: Friday, May 12, 2006 9:58 PM

5/17/2006

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5USC552(B)(6)  
UNLESS OTHERWISE  
NOTED

To: [REDACTED] A. MAJ -- 1BCT 4ID CA  
Subject: [S] RE: Condolence Payment

Classification: [REDACTED]//NOFORN  
Herb...any updates?

Classification: [REDACTED]//NOFORN

From: MND-B G9  
Sent: Wednesday, May 10, 2006 4:09 PM  
To: [REDACTED] LTC 4ID G9  
Subject: FW: Condolence Payment

From: [REDACTED] MAJ -- 1BCT 4ID CA [mailto:[REDACTED]]  
Sent: Wednesday, May 10, 2006 3:30 PM  
To: MND-B G9  
Subject: RE: Condolence Payment

Not yet, still waiting on the unit to get the details to me so I can do the paperwork and legal review.

Respectfully  
[REDACTED]  
MAJ, EN  
1BCT Civil Affairs Officer

From: MND-B G9 [mailto:[REDACTED]]  
Sent: Wednesday, May 10, 2006 11:40 AM  
To: [REDACTED] MAJ -- 1BCT 4ID CA  
Cc: [REDACTED] LTC 4ID G9  
Subject: Condolence Payment

MND-B SIGACT Event 43 (042114), it is reported that ¼ EOF with one LN died of wounds. EOF unit is B/1-33CAV.

Was there a condolence payment made? Please advise....thx IH9

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UNLESS OTHERWISE  
NOTED

5/17/2006



DEPARTMENT OF THE ARMY  
Headquarters, 1<sup>st</sup> Brigade  
4<sup>th</sup> Infantry Division (M)  
CAMP TAJI, IRAQ  
APO AE 09378

REPLY TO  
ATTENTION OF.

AFYB-IN-CA

17 May 2006

MEMORANDUM FOR COL [REDACTED] - Commander 1<sup>st</sup> BCT, 4<sup>th</sup> ID, Taji, Iraq

SUBJECT: Request for Condolence Payment 1BCT039

1. TF 1-66 AR requests a condolence payment in the amount of \$10,000.00 for actions that occurred on 10 May 2006, MND-B SIGACT Event 43, Escalation of Force (EOF) resulting in the death of Jasim Muhammad Al Mushadani.
2. This payment is for condolence to the family of Jasim Muhammad Al Mushadani for action that resulted in his death on 10 May 2006.
3. This payment is gratuitous and is not an admission of liability by 1<sup>st</sup> Brigade, 4<sup>th</sup> Infantry Division or the U.S. Army. This payment is an expression of goodwill.

ALL ITEMS ARE  
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UNLESS OTHERWISE  
NOTED

[REDACTED]  
MAJ, EN  
1BCT Civil Affairs Officer

# Ahmad Jasim mukarad  
was killed by a rocket at  
ECP1 on 4 May 06 at 1900  
hours. The shots were fired  
from coalition forces. Turns MUs  
into ~~first~~ Camp Tayi

~~\_\_\_\_\_~~  
B Troop 1-33 CAV  
~~1st~~ 3rd BCT 101st Air

attached to  
7-66 Armor 1st  
Bn 410

ALL ITEMS ARE  
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NOTED



I was insured to the following extent against the damage or injury I have sustained:

\_\_\_\_\_ /  
\_\_\_\_\_ /  
\_\_\_\_\_ /

التأمين على الممتلكات أو الضرر الجسدي المتضرر بما يوزني:

I claim as damages: (Indicate amount in U.S. dollars and local currency)

\$ \_\_\_\_\_ I.D. \_\_\_\_\_

المطالبة بتعويض الأضرار أو يوزني (اكتب بالدولار الأمريكي أو العملة المحلية)

المعنى المحلية

15,000 \$

15,000 \$

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

سابقاً (لم أكن) / لم أكن قد سبق لي تقديم بلاغ لهذا الحادث المذكور بالأعلى

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

بحسب علمي لم يتم تقديم (لم يتم) / لم يتم تقديم لهذا الحادث المذكور بالأعلى

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.

ملاحظة: بالتوقيع أسفل هذا، أنت تكفل بأن كل المعلومات المقدمة في هذا التظلم هي صحيحة وحقيقية. إن شخصاً يحاول تقديم تظلم كاذب أو يتآمر مع شخص آخر لتقديم تظلم مضاعف أو احتيالي ضد حكومة الولايات المتحدة الأمريكية سوف يواجه عقوبات جنائية حادة وستتم من قبل السلطات.

(Signature of Claimant)

(توقيع التظلم) الرجاء كتابة الاسم والتوقيع

Subscribed to me this

13

day of

May

2006

(Signature of Witness)

(Printed Name)

ALL ITEMS ARE REDACTED UNDER 5 USC 552 (b) (7) (C) DATE 11/11/11

Claims Form

طلب التعويض

Name: [Redacted]

Address: [Redacted]

I am

a. A national citizen of: Iraqi العراقية

b. A permanent resident of: Baghdad-Tarmya

c. Employed by: Free Business

I hereby make a claim against the United States Government for damages or injuries caused by: (Name, Organization, Military Department, Address, and Telephone Number)

قضى انتظام لدي حكومي الولايات المتحدة للاضرار والاصابات التي نجت من: (المنظمة، الوحدة العسكرية)  
American forces killed my brother at 4 May of

The property damaged is owned by: (If the claim is made as an agent, parent, or guardian, attach a power of attorney or other evidence of authority and fill in the form below for party sustaining the damage or injuries.)

الممتلكات المتضررة مملوكة من: (إذا نحن هذا التظلم قدم من قبل مستأجر أو قريب أو غائل فترجاء احطاط المستندات التي تخولكم وتؤكدكم للتظلم بهذا التظلم، أو أي دليل من مستأجر ومسئولين  
بلا التظلم بالأصل للأفراد المستعدين بالشكري للإصابة أو الأضرار التي أصابتهم)

My claim arose at: (Town) (City) (Country)

تظلمت بدمي عن: الضاحية الطرمية بغداد  
Baghdad Tarmya  
Tarmya - close to

ALL ITEMS ARE REDACTED UNDER 5USC552(B)(6) UNLESS OTHERWISE NOTED

My claim arose on: 5 13 2006  
 Month Day Year

تقضى رقم قديم: 7 13 0  
 اليوم شهر السنة

Give a brief statement of the accident or incident on which the claim for damages to property or for personal injury is based, (Use back of this sheet if necessary.)

The force in Masser factory Ghek point shoot my brother car that kill him and make a damage in the car that was a black Benz

بإستمرار شرح ما حدث والأضرار التي أصابته جراء ذلك سواء كانت جسدية أو ممتلكات. (الرجاء استعمال خلفية هذه الورقة إن لم تكن لأخطر التكملة)

قامت القوات المسلحة في منطقة نهر باللاق  
 بالبار على طريق في سيارة من طراز فولفو وهاك  
 وقتها كانت اوقات متعبين بالمال واصابه سيارة بالهزارة كبيرة

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

Item	Amount
1- the death of my Brother	101,000 \$
2- Car damage: engine and window	5,000 \$
Total:	15,000 \$

شرح بالتفصيل حتى تتسدد والتكلفة للممتلكات أو للإصابات الجسدية وتكلفتها (الرجاء إضافة الشيكات والمستندات والوثائق الضرورية لكل شيء يوثق)

التكليف	المبلغ
1- وفاة أخي	101,000 \$
2- تلف السيارة: محرك ونافذة	5,000 \$
<b>Total:</b>	<b>15,000 \$</b>

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 NOTED

Subject / Claim  
To / Coalition forces.

please to claim the family of the dead  
(Ahmed Jasem Mohammed) from tarnea for  
the damage by the shooting that kill him and  
damage his car (Benz) in 4 May 2006 and  
the accident near Nasser Factory

(1)

The I.D. (Jensea) for the dead man

Name / Ahmed Jasem Mohammed

Tribe / Al-Mushhadany

The mother Name / ~~Al-Mushhadany~~ [REDACTED]

(2) Religion / Muslim

Birth / 18/2/1970 Baghdad

The marital situation / ~~Single~~ Married

Wife Name / [REDACTED]

(3) The same information in the (Jensea) I.D

(4) Ration card

Name / [REDACTED]

Family member # / 4

The ration Agent Name / Saad Abed Ahmed

(5) I.P information card for [REDACTED]

[REDACTED] prove that he live in Tarmya

ZIP 29 / Neighborhood 103 / House / 11

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50 USC 552 (B) (6)  
UNLESS OTHERWISE  
NOTED

⑥ The ID for

Name/ [REDACTED]

Birth/ Baghdad 1957

Iraqi

Mother Name/ Lamyaa Hamed

⑦ Ration card for

Name/ [REDACTED]

address/ Zip 405. 1. Neighborhood 2 House 35

The Ration card Agent Name/ [REDACTED]

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UNLESS OTHERWISE  
NOTED



إلى / قوات التحالف ...

م: تعويض

بديكم: طبيب التعميمات

بجدي: تعويض عائلة لمؤلفي (احمد جاسم محمد) من سكتة قضاء الطارمية / فاروق الثانية بين الأضرار التي لحقت به وتكبده بطارق ناز عشوائية اصابة المذكور مما ادى الى قتله وتضرر سيارته من نوع مرسيدس. علما ان تاريخ الحادث ٢٠٠٦/٥/٤ وكان الحادث قرب شركة نصر.

شاكركم تعاونكم معنا... مع التقدير.



استهيبه جاسم حميد المشهداني

رئيس المجلس البلدي  
قضاء الطارمية

٢٠٠٦ / ١٥

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5USC552 (b)(7)  
UNLESS OTHERWISE  
INDICATED

نسخة منه الى:  
الادارة المختصة

0549150

7

الشرطة  
القومية

٢٠٠٦/٤/١٨  
اسم الشركة:  
شافي الماس بغداد  
قضاء حجة  
رقم التسجيل:  
رقم البراءة:  
عدد الاموال رضاء  
كتابة:  
عدد الاطفال المرشح  
رقم واسم وكيل المبيعات:  
مستأجره بمبلغ  
رقم وسجل الكيل الطح:  
مديره  
رقم وسجل مركز الترخيص:  
بالجسار هبلة

مركز الترخيص  
مركز الترخيص  
مركز الترخيص

0549655

71

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UNLESS OTHERWISE  
NOTED



١ - محل وتاريخ ولادة حامل الشهادة بغداد / ١٩٧٠  
 ٢ - الديانة مسلم  
 ٣ - العلامات الفارقة بلا  
 ٤ - اسم الابن الكامل محمد  
 ٥ - محل ولادته بغداد  
 ٦ - اسم الام الكامل ليوهم  
 ٧ - محل ولادتها بغداد

الملاحظات: ( يكتب بالخير الاجملي )

3

ختمه ايها اليد اليسرى



توقيع حامل الشهادة



شماره  
 بغداد  
 رقم المظلة / ١٦٨٦  
 ٢٤٤٩٤

رقم الشهادة: ٧٢٨٧٢٩

التاريخ: ١٥ / ١١ / ١٩٩٦

شهادة الجنسية العراقية

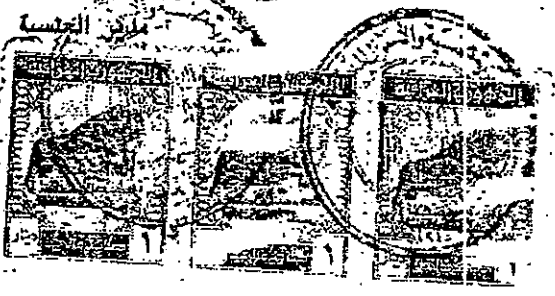
بنام علي محمد ابيكسار

التي تبين صوره الشخصية في اسلاف الجنسية العراقية وفق

المادة (١٤) من قانون الجنسية العراقية لثمة

منحه اليه الشهادة

المفوض  
 محمد باقر محمد



ALL ITEMS ARE  
 REDACTED UNDER  
 5USC552(B)(6)  
 UNLESS OTHERWISE  
 NOTED

- ١ - محل وتاريخ ولادة حامل الشهادة الابراهيم
  - ٢ - الجنسية السابقة عراقية
  - ٣ - الديانة مسلم
  - ٤ - العلامات الفارقة شعر كثيف
  - ٥ - اسم الأب الكامل احمد محمد
  - ٦ - محل ولادته النجف
  - ٧ - اسم الأم الكامل فاطمة محمد
  - ٨ - محل ولادتها النجف
  - ٩ - تيممة الأب الاصلية وجنسيته الحالية عراقية
  - ١٠ - تيممة الأم الاصلية وجنسيته الحالية عراقية
- الملاحظات ( تكتب بالخير الاحمر )



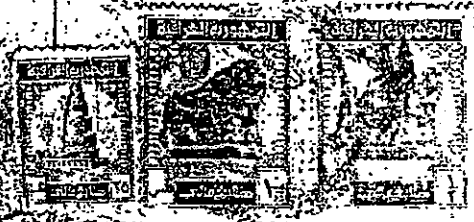
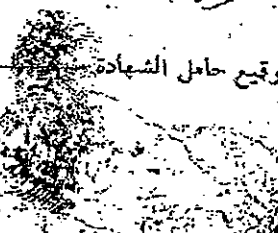
رقم المحطة / ١٢٥١  
 رقم الهوية / ١٢٩٩٤٢  
 التاريخ ١٤ / ٥ / ٥١

شهادة الجنسية العراقية

بناء على تحقق اكتساب الجنسية العراقية  
 للتمتة صورته التسمية اعلاه الجنسية العراقية وفق  
 المادة ١٧ من قانون الجنسية العراقية فقد  
 موضح منه الشهادة

تدبير الجنسية

توقيع حامل الشهادة بصمة ايهام اليد اليسرى



الطابع ٦٢٥ فلسا

ALL ITEMS ARE  
 REDACTED UNDER  
 5USC552(B)(6)  
 UNLESS OTHERWISE  
 NOTED



١	٢	٣	٤
٥	٦	٧	٨
٩	١٠	١١	١٢

١٢٥٠٠٠٠

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ALL ITEMS ARE REDACTED UNDER 5USC552(B)(6) UNLESS OTHERWISE NOTED

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ALL ITEMS ARE  
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50 USC 552 (B) (6)  
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