

DEPARTMENT OF THE ARMY
HEADQUARTERS, 4th BRIGADE "VANGUARD"
3d INFANTRY DIVISION
APO AF 09348

AFVA-4BCT-JA

17 June 2005

MEMORANDUM OF RECOMMENDATION

SUBJECT: Claim #05-ID4-106

1. Claimant's Name/Residence: [REDACTED] Iraq
2. Incident giving rise to claim occurred on 22 January, 2005 on Haifa St., Iraq.
3. The claim was filed on 21 March 2005 in the amount of \$6,916.00.
4. The claim was considered under the Foreign Claims Act (FCA) and Chapter 10, AR 27-20; claim filed for loss of life and vehicle damage.
5. Claimant alleges that on the above date at the above mentioned location, his brother ([REDACTED]), was traveling in his car with rugs that he was taking to a rug store to sell. He was shot and killed by U.S. soldiers, and the rugs and cash on his possession were never recovered and his body left there.
6. In order to form a basis for a claim under the FCA, it must be shown that the incident occurred outside the United States, and that it was caused by non-combat activities or negligent or wrongful acts of the United States Armed Forces. The claimant has submitted sufficient evidence.
7. I recommend approving this claim in the amount of \$3,000.00.

[REDACTED]
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MAJ, JA
Foreign Claims Commission

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Iraqi Assistance Center Compensation Section

To: United State Army Foreign Claims Commission.

From: Name: [REDACTED]

Address: Baghdad - [REDACTED]

I am

- a. A citizen and national of: Iraq
- b. A permanent resident of: _____
- c. Employed by: _____
- d. Check one () an insurer () Not an insurer.
- e. Check one () a subrogate () Not a subrogate.

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

M.D

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 injures.) _____

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

My claim arose on: Jan 22 2005
Month Day Year

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.)

As I [REDACTED] that his late brother [REDACTED] was carrying carpets in his car, and he was carrying amount of money about \$10,000, and by chance he went through Haifa street to cross the bridge when the coalition shot him fatal shoot, and that cause death immediately to him they left him in the car, the stuffs and the money stolen.

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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.)

<u>Item</u>	<u>Amount</u>
Death of [REDACTED]	
Malibu, vehicle, 1980 blue	
4 Carpets	
\$ 10,000	

The amount of money that they want only → Total: \$ 6,916

I was injured to the following extent against the damage or injure I have sustained:

The name and address of my insurer (if any) is:

(Name) _____ (Address) _____

I claim as damages: (indicate amount in US. Dollars and local currency)

\$: 6,916 . Local: _____

[REDACTED]

(Signature of Claimant)

Subscribed before me this 21 day of March, 2005.

(Print Name)

(Signature)

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