Any Classified Document Downgraded in this packet is done so under the Memorandum for Record, dated 28 February 2007, Subject: Declassification Guidance for Operation Iraqi Freedom (OIF) 05-07 issued by the 4th Infantry Division G2

SECTION VI - AUTHENTIC	CATION (para 3-17, AR 15-6)
THIS REPORT OF PROCEEDINGS IS COMPLETE AND ACCURATE OF	f 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.)	, , , , , , , , , , , , , , , , , , ,
(Recorder)	(Investigating Officer) (President)
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SECTION VII - MINORITY R the undersigned do(es) n	
o the extent indicated in inclosure, the undersigned do(es) not in the inclosure, identify by number each finding and/or recommendation in the control of the commendation in the control of the commendation in the control of the con	ot concur in the findings and recommendations of the board.
easons for disagreement. Additional/substitute findings and/or recommendat	which the dissenting member(s) do(es) not concur. State the ions may be included in the inclosure.)
·	
(Member)	(Mëmber)
SECTION VIII - ACTION BY APPOIN	TING-AUTHORITY (para 2-3, AR 15-6)
he findings and recommendations of the (investigating officer) (board) are abstitutions). (If the appointing authority returns the proceedings to the invest arrective action, attach that correspondence (or a summary, if oral) as a num	structions officer or board for further recordings
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Page 4 of 4 pages, DA Form 1574, Mar 83

REPORT OF PROCEEDINGS BY I	NVESTIGATING	OFFICER/E	OARD OF OFF	ICERS			—
IF MORE SPACE IS REQUIRED IN FILLING O	ee AR 15-6; the propon	ent agency is OTJ THIS FORM A	AG. TTACH ADDITIONA	Letterm			
SEC	TION I - APPOINTM	ENT	TACII ADDITIONA	Loneeld			
			· · · · · · · · · · · · · · · · · · ·				
Appointed by COL Commander, 4th Brigg	ade, 4th Infantry I	ivision					
	(Appointing of	uthority)					
on 12 FEB 06 (treat instance to the							
on 12 FEB 06 (Attach inclosure 1: Letter of appoint	itment or summary of	oral appointmen	data.) (See para 3-1	5. AR 15-6.)			
SESE	CTION II - SESSIO	NS	· · · · · · · · · · · · · · · · · · ·		•		
The (investigation) (board) commenced at 4th Brigade HQs, 4th	Infantry Division	Ft. Hood TX	Ot.	230	Ohrs		
	(Place)	16.11004, 131			me)		
on 12 FEB 06 (If a formal board met for more than	one session, check h	re 🗌 Indicat	e in an inclorure the			,	
eraceu, me paice, persons present and absent, and explanation of absences	i. if any.) The following	ne nersons <i>(men</i>	here reenondous co	ume each session	r began ar	na	
present: (After each name, indicate capacity, e.g., President, Recorder, M	ember, Legal Advisor)	ours, responsessing, et	winery wete			
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he (investigating officer) (board) finished gathering/hearing evidence at		1900hrs		12 FB	ED AC		
A CONTRACTOR OF THE PROPERTY O		(Time)	on	(Da			
d completed findings and recommendations at	0830	•	/	16 FEB 06	,		
	(Time)		On	(Date)			
SECTION III - C	HECKLIST FOR P	ROCEEDINGS		(3.3.2)			_
COMPLETE IN ALL CASES					YES	NO	N.
Inclosures (para 3-15, AR 15-6)						110	
Are the following inclosed and numbered consecutively with Roman num	nerals: (Attached in o	rder listed)					
a. The letter of appointment or a summary of oral appointment data?					X		
b. Copy of notice to respondent, if any? (See item 9, below)					1	-	
c. Other correspondence with respondent or counsel, if any?					1 1	X	ŕ
d. All other written communications to or from the appointing authority	?				1-1	٠,,	>
e. Privacy Act Statements (Certificate, if statement provided orally)?					1-1		>
Explanation by the investigating officer or board of any unusual delay	s, difficulties, inegu	erities, or other p	roblems		\top		Π
encountered (e.g., absence of material witnesses)?)
g. Information as to sessions of a formal board not included on page 1 o	f this report?			**************************************)
h. Any other significant papers (other than evidence) relating to admin	istrative aspects of th	e investigation o	board?		1		5
TNOTES: Y Explain all negative answers on an attached sheet. 2 Use of the N-A column constitutes a positive representation that the or board.	e circiansiances dose=ib	ed in the mination	Od and proven in them 2				
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2	Exhibits (para 3-16, AR 15-6)	VES	NOIN	I Δ 2 <i>i</i>
l	a. Are all items offered (whether or not received) or considered as evidence individually numbered or lettered as	1,100	1402	·^-
	exhibits and attached to this report?	X		
1	b. Is an index of all exhibits offered to or considered by investigating officer or board attached before the first exhibit?	$\dashv \checkmark \dashv$		
1	c. Has the testimony/statement of each witness been recorded verbatim or been reduced to written form and attached as	1 <u>X</u>		
l	an exhibit?	X	. 1	
	d Are copies, descriptions, or depictions (if substituted for real or documentary evidence) properly authenticated and is the location of the original evidence indicated?	X		
	e. Are descriptions or diagrams included of locations visited by the investigating officer or board (para 3-6b, AR 15-6)?			$\overline{\mathbf{v}}$
	f. Is each written stipulation attached as an exhibit and is each oral stipulation either reduced to writing and made an	-	-	×
	exhibit or recorded in a verhatim record?	X		
ļ	g. If official notice of any matter was taken over the objection of a respondent or counsel, is a statement of the matter	1-		—
Į	of which official notice was taken attached as an exhibit (para 3-16d, AR 15-6)?	:		$\times 1$
3	Was a quorum present when the board voted on findings and recommendations (paras 4-1 and 5-2b, AR 15-6)?	+		\forall
13.	COMPLETE ONLY FOR FORMAL BOARD PROCEEDINGS (Chapter 5, AR 15-6)			
4	At the initial session, did the recorder read, or determine that all participants had read, the letter of appointment (para 5-3b, AR 15-6)?			-
5	Was a quorum present at every session of the board (pero 3-2b, AR 15-6)?			
6	Was each absence of any member properly excused (para 5-2a, AR 15-6)?		ļ	
7	Were members, witnesses, reporter, and interpreter sworn, if required (para 3-1, AR 15-6)?		- 1	
8	If any members who voted on findings or recommendations were not present when the board received some evidence,		 	
	does the inclosure describe how they familiarized themselves with that evidence (para 5-2d, AR 15-6)?		-	
_				
9	COMPLETE ONLY IF RESPONDENT WAS DESIGNATED (Section II, Chapter 5, AR 15-6)			
y	Notice to respondents (para 5-5, AR 15-6):		,	
	a. Is the method and date of delivery to the respondent indicated on each letter of notification?			
	b. Was the date of delivery at least five working days prior to the first session of the board?			el ince
	c. Does each letter of notification indicate —			: مىلىدىسى
	(1) the date, hour, and place of the first session of the board concerning that respondent?			
	(2) the matter to be investigated, including specific allegations against the respondent, if any?			
	(3) the respondent's rights with regard to counsel?			
- :	(4) the name and address of each witness expected to be called by the recorder?			
	(5) the respondent's rights to be present, present evidence, and call witnesses?			
:	d. Was the respondent provided a copy of all unclassified documents in the case file?		Τ.	
	e. If there were relevant classified materials, were the respondent and his counsel given access and an opportunity to examine them?		1	
10	If any respondent was designated after the proceedings began (or otherwise was absent during part of the proceedings):			A. C.
Ì	a. Was he properly notified (para 5-5, AR 15-6)?		1	
1	b. Was record of proceedings and evidence received in his absence made available for examination by him and his counsel (para 5-tc, AR 15-6)?		1-	
11	Counsel (para 5-6, AR 15-6):			
1	a. Was each respondent represented by counsel?	A35-865		ننجي
. •	Name and business address of counsel:			
1				بنيد
	(If counsel is a lawyer, check here 📋)			
-	b. Was respondent's counsel present at all open sessions of the board relating to that respondent?		7	
	c. If military counsel was requested but not made available, is a copy (or. if oral, a summary) of the request and the			
	action taken on it included in the report (para 5-6b, AR 15-6)?	-	1	1
12		No.		
14	If the respondent challenged the legal advisor or any voting member for lack of impartiality (para 5-7, AR 15-6):			
	a. Was the challenge properly denied and by the appropriate officer?		1	
	b. Did each member successfully challenged cease to participate in the proceedings?			
13	Was the respondent given an opportunity to (para 5-8a, AR 15-6):			· · ·
·	a. Be present with his counsel at all open sessions of the board which deal with any matter which concerns that respondent?			
	b. Examine and object to the introduction of real and documentary evidence, including written statements?			
-	c. Object to the testimony of witnesses and cross-examine witnesses other than his own?			<u> </u>
[d. Call witnesses and otherwise introduce evidence?			
ſ	e. Testify as a witness?]		
_]	f. Make or have his counsel make a final statement or argument (para 5-9, AR 15-6)?		7	
14	If requested, did the recorder assist the respondent in obtaining evidence in possession of the Government and in		\top	
	arranging for the presence of witnesses (para 5-8b, AR 15-6)?	ļ.		
15	Are all of the respondent's requests and objections which were denied indicated in the report of proceedings or in an		1-	+
	inclosure or exhibit to it (para 5-11, AR 15-6)?	1		
FÖ	OTNOTES: Y Explain all negative answers on an attached sheet.			
	Y Use of the NA column constitutes a positive representation that the circumstances described in the question did not occur in this investigation or board.			

	ON IV - FINDINGS (para 3-10, 2	(R 15-6)
The (investigating officer) (board), having carefully considered	ed the evidence, finds:	
See attached memorandum for finding.		
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	- RECOMMENDATIONS (par	a 3-11, AR 15-6)
In view of the above findings, the (investigating officer) (boo	ard) recommends:	
See attached memorandum for recommendations		
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Page 3 of 4 pages, DA Form 1574, Mar 83

	ATION (para 3-17, AR 15-6)
THIS REPORT OF PROCEEDINGS IS COMPLETE AND ACCURATE. (If indicate the reason in the space where his signature should appear.)	any voting member or the recorder fails to sign here or in Section VII below,
•	
(Recorder)	(Investigating Officer) (President)
(Member)	(Member)
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(Member)	(Member)
OPOSTALIZATION OF THE PROPERTY	**************************************
	REPORT (para 3-13, AR 15-6) 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
easons for disagreement. Additional/substitute findings and/or recommenda	
(Member)	(Member)
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	NTING AUTHORITY (para 1-3, AR 15-6)
The findings and recommendations of the (investigating officer) board) after ubstinutions). (Ethe appointing authority rather the proceedings to the board)	(approved) (discoproved) (approved with following exceptions)
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THOMAS C. MAPFEY	
Brigadier General, US Army	
Assistant Division Commander (Maneuver	:)
•	•

Page 4 of 4 pages, DA Form 1574, Mar 83



DEPARTMENT OF THE ARMY Headquarters, 4th Brigade 4th Infantry Division (Mechanized) FOB Prosperity, Iraq 09348

REPLY TO ATTENTION OF:

AFYB-UA-HQ

13 February 2006

MEMOR ANDUM FOR Commander, 4th Brigade, 4th Infantry Division (Mechanized), FOB Prosperity, Iraq 09348

SUBJECT: Army Regulation (AR) 15-6 Report of Investigation (Escalation of Force)

1. Purpose. The purpose of this memorandum is to provide the facts, findings, and recommendations regarding the escalation of force by 3d Platoon, A Company, 2-506 IN

120033FEB06 vicinity SUSCSSZ(S)()	-
2. Summary of Incident. At approximately 120025FEB06, while moving east toward the	
intersection of and and another, SSG identifies four sedans and 2 dump 505CSSZ	LB
trucks moving north on The Upon identification of the patrol, the dump trucks stop SUSCESZLES	(1)
movement and one of the sedans takes a different route from the other three. The patrol begins	
movement north along and decides to set a hasty TCP and stop the single vehicle 505C5570	live
(See Exhibit C). Approaching the sedan from the rear, the driver of the sedan accelerated. SSG	ريان
signals to the vehicle with his spotlight. SSG directs his driver to pull around	
the vehicle in order to get in front of the car to set the hasty TCP. As SSG MILLIAM M1114	
moves to the left of the vehicle, the driver of the sedan accelerates the sedan. SSG	
directs his driver to accelerate to move in front of the vehicle and stop movement. Once the	
vehicles stop, SSG and and SGT and s dismount to investigate the intention of the sedan's	
driver. As SSG the is moving toward the sedan, he uses hand and arm signals while SGT	
kicks the driver's door in order to direct the driver to get out of the vehicle (See Exhibits	
B, C, AA). The driver moves the vehicle forward in a gesture perceived by SSG as an	
attempt to run over him (See Exhibits B, C, G). SGT fires a warning shot (See Exhibit	
AA) and SSG kicks the front light of the vehicle. The driver puts the vehicle in reverse	
and drives backwards. SGT fires a shot into the tire to disable the vehicle prior to the	
vehicle ramming the second HMMWV (See Exhibit D). When the vehicle did not stop, 1LT	
and PFC manufacture out of the way thinking the vehicle is a VBIED (See Exhibits	
B, J). The sedan strikes vehicle #2 and SPC fires 2 bursts of .50 cal and PFC	
fires M9 fire into the vehicle to kill the driver (See Exhibits F, G). Following the	
.50cal engagement, SSG and and SGT inform the patrol they are injured. SGT	
moves forward to provide assistance to casualties and position to engage suspected	
enemy shooters in the vehicle. After noticing movement in the vehicle, fires his M4 to kill the	
front seat passenger (See Exhibit E). As the patrol was rendering aid to SSG and and SGT	
Dora IP officers arrived on the scene. The natrol relinquished responsibility for the	
killed and injured LNs to the Dora IP officers on scene and moves the casualties to the CSU (See	
Exhibit B). Approximately 50 minutes after the incident SEC Company and accesses	
killed and injured LNs to the Dora IP officers on scene and moves the casualties to the CSH (See Exhibit B). Approximately 50 minutes after the incident, SFC (Manual Parrives and assesses)	

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SUBJECT: Army Regulation (AR) 15-6 Report of Investigation (Escalation of Force)

the situation. The two females had been taken to the hospital and the vehicle had no signs of weapons or explosives. Likewise, the area had been cleared of brass casings from the US engagements by the IPs (See Exhibit O, P).

3. Chronology of Facts.

- a. The facts surrounding this investigation are based on the sworn statements and scaled reenactment (See Exhibit V) by the Soldiers of A/2-506 IN involved in the event (See Exhibits A-Q and AA). The times are reasonable estimates based on the statements of those involved.
 - (1) 112200FEB06 eceives INTEL update from BN TOC
 - (2) 112230FEB06 briefs patrol on updated INTEL
- (3) 112300FEB06 3/A/2-506 IN departs as Patrol #619 with a scheduled time of return of 120500FEB06 (3 x M1114s SSG vehicle 1 TC, 1LT vehicle 2 TC, and SGT vehicle 3 TC).
- (4) 120025FEB06 SSG identifies 6 vehicles traveling north on detailed (2 succession) (2 succe
- (5) 120030FEB06 SSG section recommends to 1LT to set up a hasty

 TCP to stop one of the four sedans traveling north on the section of the four sedans traveling north on the section of the four sedans traveling north on the section of the four sedans traveling north on the section of the four sedans traveling north on the section of the four sedans traveling north on the section of the four sedans traveling north on the section of the four sedans traveling north on the section of the four sedans traveling north on the section of the sectio
- (6) 120032FEB06 SSG moves his M1114 in front of the sedan and stops the vehicle. SSG moves and SGT moves his M1114 in front of the sedan and stops the vehicle. SSG moves and SGT moves hand and arm signals to have LNs dismount sedan (at this point, SSG moves and SGT moves do not know there are four occupants in the vehicle) (See Exhibits C, V). PFC dismounts the vehicle to assist the interpreter opening his door. PFC moves orients his weapon north (away from the sedan) to pull security.
- (7) 120033FEB06 1LT stops his vehicle approximately 25 meters behind the sedan. All personnel minus SPC (gunner) dismount the vehicle. SPC orients his weapon at the sedan. SGT stops his vehicles behind vehicle 2. All personnel minus PFC (gunner) dismount the vehicle. PFC (gunner) dismount the vehicle orients his weapon south (away from the sedan) to pull security (See Exhibits B, E).
- (8) 120034FEB06 Driver of the sedan pulls the vehicle forward toward SSG SGT kicks the driver's door and subsequently fires a warning shot in the air and SSG kicks the front, left light. Driver stops vehicle and begins moving backward. SGT moves toward SGT was and fires a shot to disable the vehicle (into the left, rear tire). Vehicle continues moving to the rear and simultaneously 1LT and PFC move to cover based on determining the vehicle is a VBIED and SPC fires approximately 10rds of .50 cal at the driver. PFC see Specific his M9 at the vehicle driver (See Exhibits B, C, D, F, G).
- (9) 120035FEB06 SSG and SGT and identify themselves as casualties and SGT and begins providing first aid. SGT moves toward SSG to provide assistance and identifies movement in the vehicle. He fires his M4 to kill the front passenger of the vehicle (See Exhibits D, E).
- (10) 120036FEB06 SGT moves vehicle 2 to the rear to increase distance from suspected VBIED. SSG and SGT movement (See Exhibit B, E, V).

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SUBJECT: Army Regulation (AR) 15-6 Report of Investigation (Escalation of Force)

- (11) 120038FEB06 SGT and SGT are loaded into vehicle 2. IP patrol arrives on scene and takes control of the sedan and four LN casualties. 3/A/2-506 IN departs for CSH (See Exhibit B).
- (12) 120100FEB06 2-506 IN directs SFC to move his patrol to the site and investigate the vehicle and casualties (See Exhibit O, P).
- the site. The two females were not in the vehicle. The patrol searches the vehicle and does not find any weapons or explosives. The patrol finds one 5.56 casing after a search a 200m area around the vehicle. Following the search, the patrol departed for the CSH (See Exhibit O).
- (14) 120400FEB06 SFC patrol returned to the site and observes the car still at the site with no IPs securing the area. The patrol moved the vehicle off the road (See Exhibit O).

4. Findings of the Investigation.

- a. <u>EOF 3/A/2-506 IN executed proper EOF based on the actions of the driver of the vehicle</u> The sporadic driving and suspected attempt the run over SSG and subsequently ram vehicle #2 authorized the use of deadly force to protect US soldiers and equipment.
- b. Assessment of the patrol vehicles and occupants prior to exiting vehicles Although the timing of decisions was very rapid, there was one opportunity for the patrol to have prevented the misidentification of the vehicle as a VBIED. Had the members of the patrol remained inside of their vehicles immediately following the establishment of the rolling TCP, the patrol leader could have developed the situation further and would have had an opportunity to evaluate the number of and actions of the occupants in the vehicle. Remaining in the vehicle would have also allowed the interpreter to speak over a loudspeaker instead of relying on communication through verbal and hand and arms signals. Once the Soldiers dismounted they lost their stand-off posture and were forced to make rushed decisions on the ground with limited information about the occupants of the vehicle.
- c. Situational Awareness Concerning VBIED threat The Soldiers were not sufficiently briefed on the VBIED threat in the area and did not complete a rehearsal of reaction to VBIED (See Exhibit V). Based on previous VBIED events, the Soldiers could have improved their reactions based on familiarity with the dates and times of the most recent VBIEDs and the historical attacks of VBIEDs against coalition forces during patrols (See Exhibit W). Likewise, the Soldiers did not consider the number of occupants in the vehicle when determining the threat of a VBIED. Neither SSG and nor SGT acknowledges recognizing more occupants than the driver of the vehicle prior to the engagement with small arms fire. The first acknowledgement that there were four occupants was by SPC immediately prior to the .50cal engagement and just prior to the impact between the sedan and vehicle 2 (See Exhibit F, V). SPC chose to engage the vehicle based on the escalation of force from SGT and SGT when their actions did not stop the movement of the vehicle, SPC directed the soldiers in the vicinity of the sedan to move from the area just prior to his engagement with the M2 (See Exhibit F).
- d. Vehicle positioning to facilitate communication between vehicles at a traffic stop The distance and line of sight communication between vehicle 1 and vehicle 2 prevented effective communication between ILT and SSG once SGT escalated force to the use of deadly force by firing a warning shot. Based on the distribution of forces, each

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Soldier independently chose to escalate force. There were no commands to fire or not to fire given. Due to the speed of the engagement, each Soldier involved made independent decisions to fire. The actions of the driver were the focus of all Soldiers' actions. Little information was passed from the leaders on the ground to others to improve situational awareness.

- e. The engagement area facilitated injuries to SSG and SGT and SGT and SGT are as a result of crew served and small arms fire into the vehicle. SSGT SGT and Vehicle 1 were in the surface danger zone of the M2 fired by SPO The SDZ of the .50cal was violated by the array of vehicles and personnel during the engagement. Positioning the .50cal in the second vehicle and the vehicle directly to the rear of the sedan placed not only the lead vehicle in the SDZ, but also the dismounts approaching the vehicle. This resulted in injuries to both SSGT and SGT from debris created by the .50cal and small arms fire. The angles of fire described by the Soldiers engaging the target supports the potential for fragmented ammunition and metal as the primary cause for injuries to SSGT and SGT control (See Exhibits V, Y).
- f. Traffic control equipment on the vehicles was not sufficient to communicate with the sedan prior to the stop and once the rolling TCP was established. SSG which is vehicle did not have an operational speaker or siren (See Exhibit V). The forms of communication used were hand and arms signals and voice. Likewise, the interpreter was not used during the engagement due to no speaker available and the inability to get out of the vehicle once stopped (See Exhibit C, H).
- g. Due to the timing of the events, SPC did not have an opportunity to request permission to fire and 1LT was was not in a position to give the command to fire or not to fire the M2. 1LT dismonstrated the vehicle immediately upon stopping. As he stood toward the front of vehicle 2, he was forced to jump out of the way in order to protect himself and his FO (PFC from from the suspected VBIED (See Exhibit B, J). This action removed him from command and control of the situation as events rapidly progressed.
- h. The first recollection that there were four occupants was from SPC in just prior to his engagement with the M2. SSG in the SGT in (disabling fire), SGT (killing fire directed at the front seat passenger) and PFC (killing fire directed at the driver) did not identify there were four occupants until after the engagement. SGT in did not know there were four occupants until after he arrived at the CSH. SSG in the SGT in and PFC made the decision to engage based on the actions of the driver of the sedan. SGT in made the decision to fire based on the assumption the injuries to SSG in and SGT in were from enemy fire. The other members of the patrol either were not in a position to view the occupants of the sedan or were responsible for pulling security in a direction away from the sedan (See Exhibits C, D, E, F, V, Y).
- i. The timing from the stop of the M1114s to the treatment of casualties is estimated to be 15-30 seconds.

5. Recommendations.

- a. Review pre-patrol INTEL update to patrol leaders to ensure recent trends and threats are highlighted prior to SP.
- b. Review traffic stop TTPs. Minimize the ability of the vehicle being stopped from moving while ensuring the vehicle sectors of fire maximize safety of dismounts in the event of EOF. Utilize interpreters to communicate with occupants prior to approaching the vehicle and directing with hand

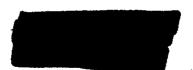
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SUBJECT: Army Regulation (AR) 15-6 Report of Investigation (Escalation of Force)

and arm signals. Equip all vehicles with spike strips to place in path of vehicle. Create an engagement area that enables the crew served weapons sectors of fire that minimize risk of injury to the dismounted soldiers and other vehicles in the event of an engagement. Ensure all personnel remain in vehicle to allow gunners/TCs to evaluate the occupants' behavior prior exiting vehicles.

- c. Upgrade equipment on vehicles to include speakers, sirens, flashing lights, spike strips, and a spotlight. The ability to communicate while inside the vehicle will prevent Soldier exposure prior to gaining control of rapidly developing situations. This type of equipment will ensure patrol leaders are able to communicate with not only the occupants of vehicles, but also other Soldiers responding to the situation. Likewise, using disabling equipment such as spike strips after stopping the vehicle may prevent the driver of the stopped vehicle from attempting to drive away from the scene as the dismounted Soldiers approach the vehicle.
- d. Include reaction to VBIED rehearsal as part of the standard rehearsals for each patrol prior to departure into sector.
 - e. Locate the families of the local nationals killed and injured to offer condolences.
- The point of contact for this memorandum is Major



Major, Field Artillery Brigade Effects Coordinator

EXHIBITS

A. Appointment Orders for Investigating Officer B. DA Form 2823 (Sworn Statement) for C. DA Form 2823 (Sworn Statement) for D. DA Form 2823 (Sworn Statement) for

E. DA Form 2823 (Sworn Statement) for

F. DA Form 2823 (Sworn Statement) for G. DA Form 2823 (Sworn Statement) for

H. DA Form 2823 (Sworn Statement) for

I. DA Form 2823 (Sworn Statement) for

J. DA Form 2823 (Sworn Statement) for K. DA Form 2823 (Sworn Statement) for

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N. DA Form 2823 (Sworn Statement) for

O. DA Form 2823 (Sworn Statement) for

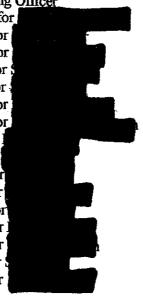
P. DA Form 2823 (Sworn Statement) for

Q. DA Form 2823 (Sworn Statement) for

R. 2-506 IN Storyboard on 12 FEB 06

S. 3/A/2-506 IN Patrol Trip Ticket

T. 2-506 IN SIR 12 FEB 06



ALL ITEMS ARE KEDACTED UNDER 5086552(8)(6) UNLESS OTHERWISE KOTED

AFYB-UA-HQ

SUBJECT: Army Regulation (AR) 15-6 Report of Investigation (Escalation of Force)

- U. 2-506 IN BN Staff Duty Log for 12 FEB 06
- V. Memorandum for Record of Scale Reenactment with 3/A/2-506 IN 13 FEB 06
- W. 2-506 IN S2 log of VBIED events since 1 JAN 06 in 2-506 IN AO
- X. Pictures of Sedan following engagement
- Y. Graphic representation of events
- Z. Investigation Timeline
- AA DA Form 2823 (Sworn Statement) for



ALL ITEMS ARE REDACTED UNDER 5USC552(3)(6) UNLESS OTHERWISE • NOTED

Index

- 15-6 Memorandum of Summary, Facts, Findings, and Recommendations
- Exhibits
 - A. Appointment Orders for Investigating Officer
 - B. DA Form 2823 (Sworn Statement) for
 - C. DA Form 2823 (Sworn Statement) for
 - D. DA Form 2823 (Sworn Statement) for
 - E. DA Form 2823 (Sworn Statement) for
 - F. DA Form 2823 (Sworn Statement) for
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ALL ITEMS ARE EDACTED UNDER 5050552(8)(6) UNLESS OTHERWISE



DEPARTMENT OF THE ARMY

4TH BRIGADE COMBAT TEAM, 4TH INFANTRY DIVISION FOB PROSPERITY, BAGHDAD, IRAQ APO AE 09348

REPLY TO ATTENTION OF:

AFYB-UA-CDR

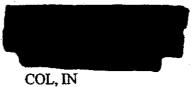
16 February 2006

MEMORANDUM FOR RECORD

SUBJECT: Appointment of Major

as Investigating Officer

This memo confirms that on 12 February 2006, I verbally appointed MAJ as an investigating officer pursuant to AR 15-6. I ordered MAJ to conduct an informal investigation into the facts and circumstances surrounding a fatal escalation of force incident in Company A, 2-506 Infantry Regiment on 12 February 2006.

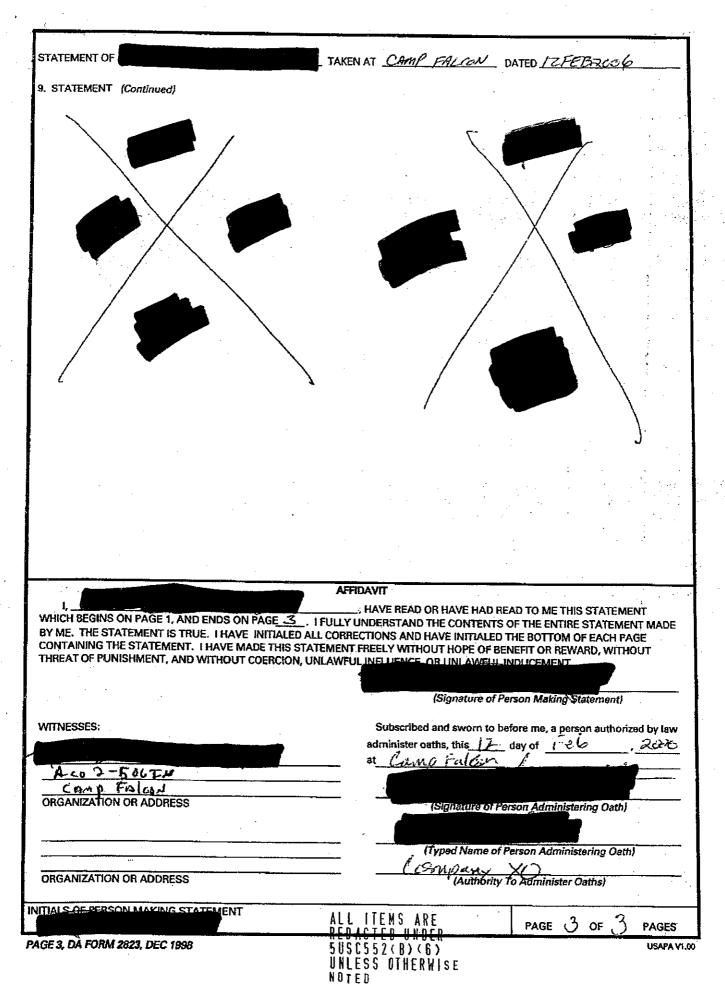


COL, IN Commanding

> ALL ITEMS ARE REDACTED UNDER 5USC552(8)(6) UNLESS OTHERWISE NOTED

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 ROUTINE USES: Your social security number is used as an additional/alternate means of identification to facilitate filing and DISCLOSURE: Disclosure of your social security number is voluntary. 1 LOCATION 2. DATE (YYYYMMDD) 3. TIME 4. FILE NUMBER CAMP FALCON, IRAO 20060212 B606 LAST NAME, FIRST NAME, MIDDLE NAME 6. SSN 7. GRADE/STATUS 0-2 8. ORGANIZATION OR ADDRESS A Co. 2/506 /N ., WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH: AT EXACTLY 0033 HRS ON 12FEB2006 (I WAS 0033 BECAUSE I GLANCED AT THE WE fraceise D A VEHICLE ON SVSCSSZU PULLED IN FRONT VEHICLE VEHICLE (2nd HUMVEE) PULLED BEHIND SUSPECTED CAR ABOUT R5M. I WATHER SSG PROCEED TO DISMOUNT THEIR IN CRIDER QUESTION THE OCCUPANTS. I SAW MOTIONING TO THE DRIVER, ALONG WITH FOR THEM TO STOP AND GET CUT. THE SUSPECTED VEHICLE THEN PROCEEDED JERK FORWARD TWARDS THEN MOVE BALL SUGATLY, THEN JERK FORWARD AGAIN. SGT MICKED THE FRONT CP THE VEHICLE TO HE THEN FIRED A WARNING SHOTY + THE CAR PACKWARDS TOWARDS ME + MY HUMVEE, I HAD DISTOUNTED MY HUMVEE WHEN I NOTICED THE CAR ACTING UNUSUALLY SUSPICIOUS, AND AT THIS POINT, THE VEHICLE WAS BASICACLY BACKING UP STRAIGHT TOWARDS ME (AS IF TO HIT ME. JUMPED OF THE WAY AND THOUGHT TO MYSELF 10. EXHIBIT INITIALS OF PERSON MAKING STATEMENT PAGE 1 OF __3_ ... PAGES ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT THE BOTTOM OF EACH ADDITIONAL PAGE MUST BEAR THE INITIALS OF THE PERSON MAKING THE STATE AENT, AND PAGE NUMBER MUST BE BE INDICATED. **DA FORM 2823, DEC 1998** DA FORM 2823, JUL 72, IS OBSOLETE USAPA V1.00 5USC552(B)(6) UNLESS OTHERWISE

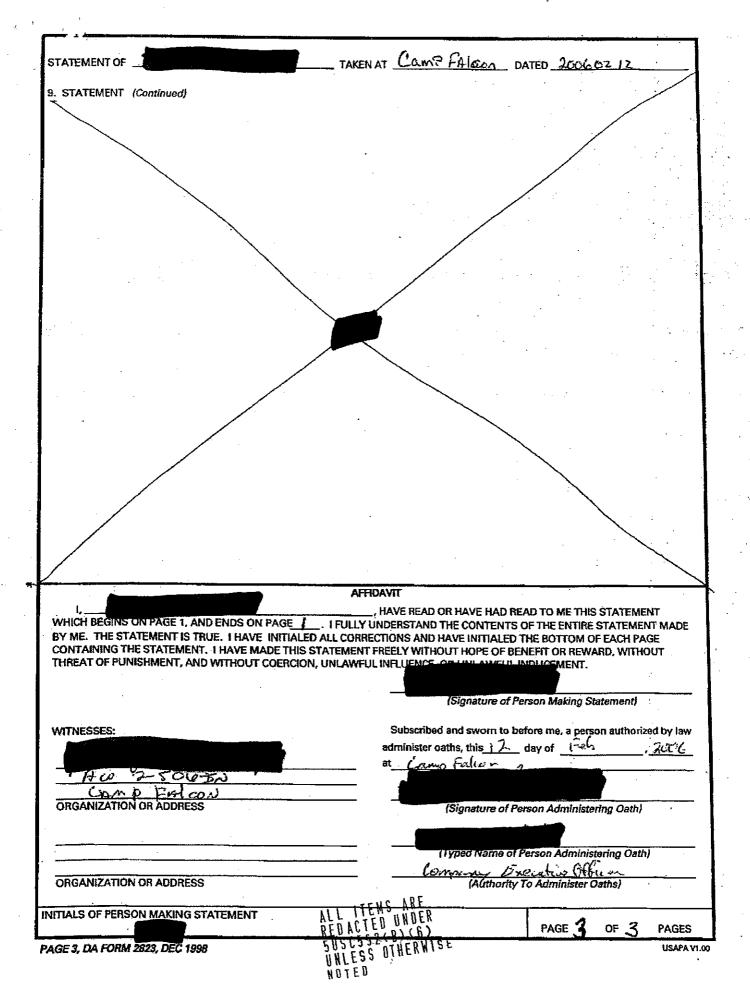
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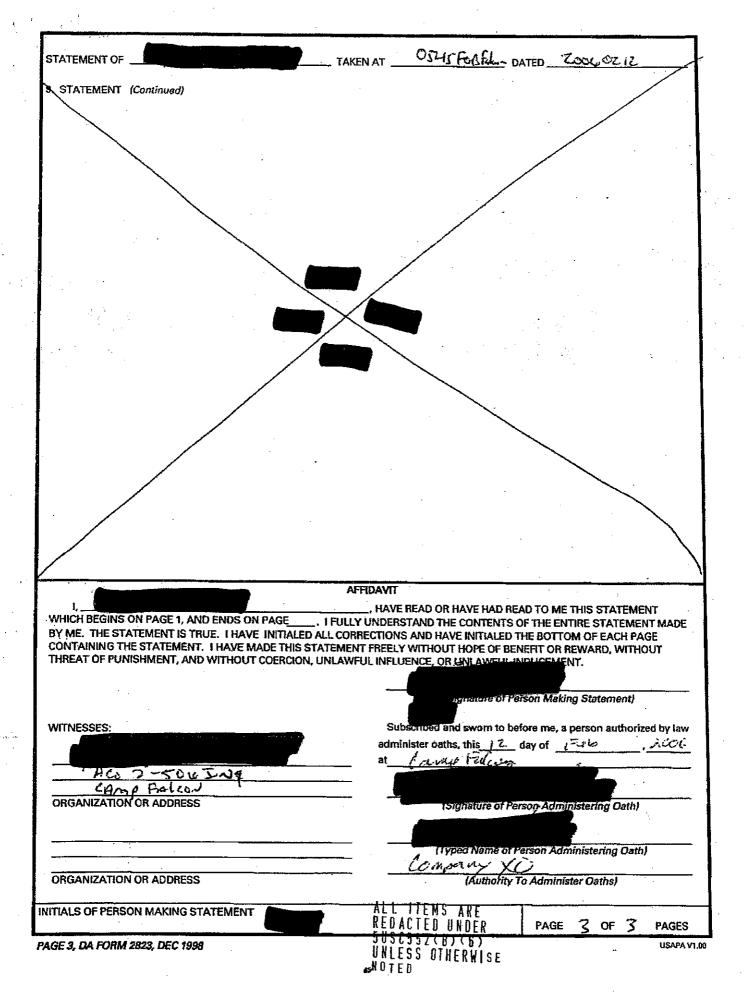
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DA FORM 2823, JUL 72, IS OBSOLETE

USAPA VI.00



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 **ROUTINE USES:** Your social security number is used as an additional/alternate means of identification to facilitate filing and DISCLOSURE: Disclosure of your social security number is voluntary. 1. LOCATION 2. DATE (YYYYMMDD) 3. TIME 4. FILE NUMBER fob Faicon COB CZIZ. LAST NAME, FIRST NAME, MIDDLE NAME 7. GRADE/STATUS 6. SSN E4 /SPC 8. ORGANIZATION OR ADDRESS WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH: vehicle cuts off suspicious humvee. My humvee vehicle. 556 out of to get lell dismount. attempting to hit fires Warning backs up attempting to hit ILT near vehicle Z. He runs for curb Standing pulls forward VBIED. Suspect Cor drivers door Suspect Car backs Up shot when back tire with car continues Himvee Z. under the bumper spc 9320 the fuck back". fire a burst from move, almost instantaneously, the vehicle aimed at treat casualties. Sct 10. EXHIBIT 11. INITIALS OF PERSON MAKING STATEMENT PAGE 1 OF ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT TAKEN AT THE BOTTOM OF EACH ADDITIONAL PAGE MUST BEAR THE INITIALS OF THE PERSON MAKING THE STATEMENT, ANTEPAGE NUMBER MUST BE BE INDICATED. DA FORM 2823, JUL 72, IS OBSOLETE **DA FORM 2823, DEC 1998** USAPA V1.00 5USC552(B)(6) UNLESS OTHERWISE

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For use o	of this form, see AR 190-45; the proponent	agency is ODCSOPS	
	PRIVACY ACT STATEMENT		
AUTHORITY: Title 10 USC Section	n 301; Title 5 USC Section 2951; E.O. 9397	dated November 2	2, 1943 <i>(SSN)</i> .
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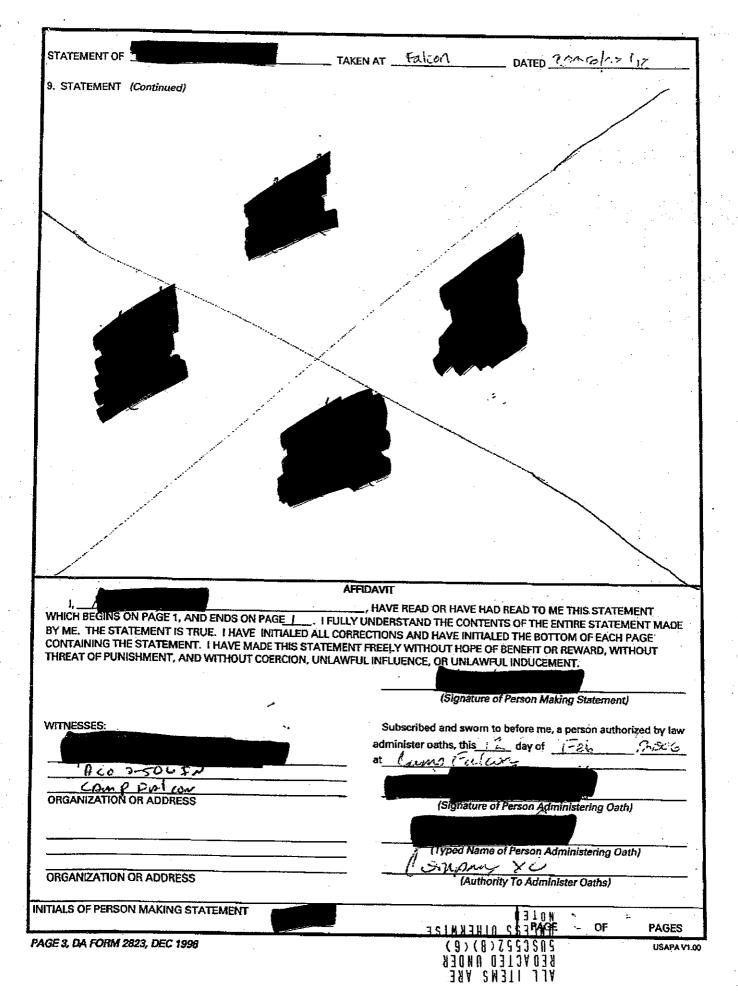
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