

AFZP-VE-C

24 August 2005

MEMORANDUM FROM COL [REDACTED], Commander, 4th Brigade, 3d Infantry Division

MEMORANDUM FOR THE RECORD

SUBJECT: AR 15-6 Investigation into EOF Shooting, 15 August 2005, C/3-7 IN

1. I approve the findings and recommendations of the investigating officer.
2. The POC for this memorandum is CPT [REDACTED], Trial Counsel, at [REDACTED]

[REDACTED]

[REDACTED]

COL, EN
Commanding

DEPARTMENT OF THE ARMY
Headquarters, 3rd Battalion, 7th Infantry Regiment
4th Brigade, 3rd Infantry Division
APO [REDACTED]

AFZP-VEI-C

20 AUG 2005

MEMORANDUM FOR RECORD

SUBJECT: AR 15-6 Investigation Table of Contents

1. The following documents are included in the AR 15-6 investigation packet concerning the shooting of a local national by C/3-7 IN on 14 AUG 05.






A. DA Form 1574, Report of Proceedings by Investigating Officer

B. AR 15-6 Investigating Officer Appointment Orders.

C. [REDACTED]

D. Exhibits.

- (1) Exhibit A: Blue 2 (Serious Incident Report)
- (2) Exhibit B: DA Form 2823 Sworn Statements by SFC [REDACTED]
- (3) Exhibit C: DA Form 2823 Sworn Statements by SGM [REDACTED]
- (4) Exhibit D: DA Form 2823 Sworn Statements by SPC [REDACTED]
- (5) Exhibit E: DA Form 2823 Sworn Statement by SPC [REDACTED]
- (6) Exhibit F: DA Form 2823 Sworn Statements by SPC [REDACTED]
- (7) Exhibit G: DA Form 2823 Sworn Statements by SPC [REDACTED]
- (8) Exhibit H: DA Form 2823 Sworn Statements by SPC [REDACTED]
- (9) Exhibit I: DA Form 2823 Sworn Statements by SGT [REDACTED]
- (10) Exhibit J: DA Form 2823 Sworn Statements by SSG [REDACTED]
- (11) Exhibit K: DA Form 2823 Sworn Statements by SPC [REDACTED]
- (12) Exhibit L: DA Form 2823 Sworn Statements by SPC [REDACTED]
- (13) Exhibit M: DA Form 2823 Sworn Statements by SSG [REDACTED]
- (14) Exhibit N: DA Form 2823 Sworn Statements by PFC [REDACTED]
- (15) Exhibit O: DA Form 2823 Sworn Statements by SPC [REDACTED]
- (16) *Picture of the vehicle (hood)* [REDACTED]

- (17)  Picture of the front grill
- (18)  Picture facing east on the north side of the canal at 
- (19)  Picture of Ahmed Aasmal Mahmud
- (20)  Picture of rear of vehicle

2. POC for this memorandum is the undersigned.

FOR THE COMMANDER



CPT, AR
Battalion Intelligence Officer

REPORT OF PROCEEDINGS BY INVESTIGATING OFFICER/BOARD OF OFFICERS

For use of this form, see AR 15-6; the proponent agency is OTJAG.

IF MORE SPACE IS REQUIRED IN FILLING OUT ANY PORTION OF THIS FORM, ATTACH ADDITIONAL SHEETS

SECTION I - APPOINTMENT

Appointed by LTC [REDACTED]
(Appointing authority)

on 15 AUG 05 (Date) (Attach inclosure 1: Letter of appointment or summary of oral appointment data.) (See para 3-15, AR 15-6.)

SECTION II - SESSIONS

The (investigation) (board) commenced at FOB [REDACTED] (Place) at 1000 (Time)
on 16 AUG 05 (Date) (If a formal board met for more than one session, check here . Indicate in an inclosure the time each session began and ended, the place, persons present and absent, and explanation of absences, if any.) The following persons (members, respondents, counsel) were present: (After each name, indicate capacity, e.g., President, Recorder, Member, Legal Advisor.)

The following persons (members, respondents, counsel) were absent: (Include brief explanation of each absence.) (See paras 5-2 and 5-8a, AR 15-6.)

The (investigating officer) (board) finished gathering/hearing evidence at 1700 (Time) on 18 AUG 05 (Date)
and completed findings and recommendations at 2000 (Time) on 20 AUG 05 (Date)

SECTION III - CHECKLIST FOR PROCEEDINGS

A. COMPLETE IN ALL CASES

		YES	NO ¹⁾	NA ²⁾
1	Inclosures (para 3-15, AR 15-6)			
	Are the following inclosed and numbered consecutively with Roman numerals: (Attached in order listed)			
	a. The letter of appointment or a summary of oral appointment data?			
	b. Copy of notice to respondent, if any? (See item 9, below)	X		
	c. Other correspondence with respondent or counsel, if any?	X		
	d. All other written communications to or from the appointing authority?	X		
	e. Privacy Act Statements (Certificate, if statement provided orally)?	X		X
	f. Explanation by the investigating officer or board of any unusual delays, difficulties, irregularities, or other problems encountered (e.g., absence of material witnesses)?			X
	g. Information as to sessions of a formal board not included on page 1 of this report?			X
	h. Any other significant papers (other than evidence) relating to administrative aspects of the investigation or board?			X

FOOTNOTES: 1) Explain all negative answers on an attached sheet.
2) Use of the N/A column constitutes a positive representation that the circumstances described in the question did not occur in this investigation or board.

		YES	NO ¹⁾	NA ²⁾
2	Exhibits (para 3-16, AR 15-6)			
	a. Are all items offered (whether or not received) or considered as evidence individually numbered or lettered as exhibits and attached to this report?	X		
	b. Is an index of all exhibits offered to or considered by investigating officer or board attached before the first exhibit?	X		
	c. Has the testimony/statement of each witness been recorded verbatim or been reduced to written form and attached as an exhibit?	X		
	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)?			
	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 verbatim record?			X
	g. If official notice of any matter was taken over the objection of a respondent or counsel, is a statement of the matter of which official notice was taken attached as an exhibit (para 3-16d, AR 15-6)?			X
3	Was a quorum present when the board voted on findings and recommendations (paras 4-1 and 5-2b, AR 15-6)?			X
B. 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 (para 5-2b, AR 15-6)?			
6	Was each absence of any member properly excused (para 5-2a, AR 15-6)?			
7	Were members, witnesses, reporter, and interpreter sworn, if required (para 3-1, AR 15-6)?			
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)?			
C. COMPLETE ONLY IF RESPONDENT WAS DESIGNATED (Section II, Chapter 5, AR 15-6)				
9	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?			
	c. Does each letter of notification indicate --			
	(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?			
	e. If there were relevant classified materials, were the respondent and his counsel given access and an opportunity to examine them?			
10	If any respondent was designated after the proceedings began (or otherwise was absent during part of the proceedings):			
	a. Was he properly notified (para 5-5, AR 15-6)?			
	b. Was record of proceedings and evidence received in his absence made available for examination by him and his counsel (para 5-4c, AR 15-6)?			
11	Counsel (para 5-6, AR 15-6):			
	a. Was each respondent represented by counsel?			
	Name and business address of counsel:			
	(If counsel is a lawyer, check here <input type="checkbox"/>)			
	b. Was respondent's counsel present at all open sessions of the board relating to that respondent?			
	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)?			
12	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?			
	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?			
	d. Call witnesses and otherwise introduce evidence?			
	e. Testify as a witness?			
	f. Make or have his counsel make a final statement or argument (para 5-9, AR 15-6)?			
14	If requested, did the recorder assist the respondent in obtaining evidence in possession of the Government and in arranging for the presence of witnesses (para 5-8b, AR 15-6)?			
15	Are all of the respondent's requests and objections which were denied indicated in the report of proceedings or in an inclosure or exhibit to it (para 5-11, AR 15-6)?			
FOOTNOTES: 1) Explain all negative answers on an attached sheet. 2) Use of the NA column constitutes a positive representation that the circumstances described in the question did not occur in this investigation or board.				

SECTION IV - FINDINGS (para 3-10, AR 15-6)

The (investigating officer) (board), having carefully considered the evidence, finds:

It is my recommendation as the investigating officer that 2nd Platoon, Charlie Company, 3rd Battalion, 7th Infantry Regiment receives no disciplinary action for the shooting of a 75 year old Iraqi male who drove his vehicle at a high rate of speed towards the platoon's security perimeter on 140700AUG05, in the vicinity of [REDACTED], located in [REDACTED]. The platoon followed all escalation of force procedures (EOF) and rules of engagement (ROE) when presented with what initially seemed a VBIED (Vehicle Borne Improvised Explosive Device) threat.

On the morning of 14AUG05, 2/C/3-7 IN was conducting an engagement patrol in the vicinity of [REDACTED], located in [REDACTED]. One of their missions was to check on the newly emplaced Iraqi Police CP to see if any of the police personnel were manning it. It is important to note that two VBIEDs had already attacked this [REDACTED] during the last week of July 05 and during the first week of August 05. Both VBIEDs had caused multiple casualties not only to the Iraqi Police, but to the local populace. Additionally, the Battalion's [REDACTED] Section had predicted that another attack would soon occur on this [REDACTED]. SFC [REDACTED] was the patrol leader for the mission who stopped at [REDACTED] to assess the situation and he ordered his patrol to emplace cones and maintain stand off, but not to emplace wire since they were only going to be there for a few minutes (Exhibit B). The patrol was not on the ground for more than three minutes when they saw a blue Kia approaching eastward, on the north side of the canal, moving towards the security perimeter at a high rate of speed. At that time, the patrol immediately began standard EOF procedures on what could have been a possible VBIED attack on their position.

SGM [REDACTED], operations SGM for 3-7 IN BN, and SPC [REDACTED] were the first to begin both hand and verbal gestures to stop the vehicle (Exhibit C). As the vehicle continued towards the security perimeter, SPC [REDACTED] fired one 5.56mm round into the dirt to try and stop the vehicle (Exhibit E). This did not stop the vehicle and the driver then actually accelerated towards the patrol (Exhibit A). SPC [REDACTED] fired a second warning shot in front of the vehicle, but it kept moving towards the platoon (Exhibit E). Now that the vehicle was well into the platoon's security perimeter, the patrol began to fire disabling shots and then kill shots since the vehicle was within 50 meters of the first M1114.

The EOF procedures moved quickly from disabling shots to kill shots as the platoon began to seek cover and return fire on what they had classified as a VBIED attack. Once the vehicle was well past their established 50 meters, Soldiers from the patrol began to engage the vehicle. Due to the location of the vehicle, it was impossible to determine who fired the killing shots, and the platoon fired a total of 105 rounds at this vehicle (Exhibit A). After the vehicle came to a rolling stop within the platoons security area, the patrol leader gave the cease fire command and the platoon moved to a safe distance away from the vehicle, in case of detonation (Exhibit B). After scanning the vehicle, the patrol leader determined that the driver was deceased and that the vehicle was not a VBIED since the vehicle was not low to the ground and had no visible wires or munitions. SFC [REDACTED] then sent the spot report up to [REDACTED], requested IP support, and reset his security perimeter. The IPs arrived and conducted their investigation and removed the body. They found that the drivers name was [REDACTED], who was approximately 75 years old. His son later arrived on the scene to remove the vehicle. SFC [REDACTED] explained to the son what had happened and gave him a company card with a cell phone number on it. The son said he understood what happened and left the area with the vehicle. Once the area was clear, the patrol continued on with their mission.

SECTION V - RECOMMENDATIONS (para 3-11, AR 15-6)

In view of the above findings, the (investigating officer) (board) recommends:

2nd Platoon, Charlie Company, 3rd Battalion, 7th Infantry Regiment receives no disciplinary action for the shooting of a 75 year old Iraqi male who drove his vehicle at a high rate of speed towards the platoon's security perimeter on 140700AUG05, in the vicinity of [REDACTED], located in [REDACTED]. The platoon followed all EOF procedures and ROE regarding vehicle threats.

C/3-7 IN should apply for compensation through the BN S5 for the family of [REDACTED] in order to reduce the tension that now has been created in the area due to this incident.

C/3-7 IN should review their company SOPs regarding fire distribution rates when executing the EOF in order to reduce the number of shots fired after the vehicle has been disabled.

C/3-7 IN should review their company SOPs regarding engagement criteria while executing the EOF procedures. The vehicle in this incident was within 50 meters of the first M1114 before a disabling or kill shot was fired.

SECTION VI - AUTHENTICATION (para 3-17, AR 15-6)

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.)

(Recorder)

(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/substitutions). 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.)

With regard to the third bullet, the real issue is not how many shots were fired. Clearly, the soldiers on the ground discerned that the vehicle continued to roll, so they still perceived a threat. The real issue is the caliber of bullets used. Once the decision is made to escalate to disabling/killing shots, the patrol must employ a heavy enough caliber bullet to achieve the effect of stopping the car. We have seen that 5.56 has zero stopping power, yet there is no indication the patrol ever fired 7.62 or .50 cal. Doing this would have prevented the need (and inherent fire dist/control challenges) of firing 105 rounds of 5.56.



DEPARTMENT OF THE ARMY
3RD BATTALION, 7TH INFANTRY REGIMENT
4TH BRIGADE, 3RD INFANTRY DIVISION
FORWARD OPERATING BASE [REDACTED]
BAGHDAD, IRAQ, APO [REDACTED]



AFZP-VEI-C

15 August 2005

MEMORANDUM FOR RECORD

SUBJECT: Appointment as 15-6 Investigation Officer

1. CPT [REDACTED], [REDACTED], HQ 3/7 IN is hereby appointed an investigating officer pursuant to AR 15-6 and AR 210-7, paragraph 4-3 to conduct an informal investigation into the C/3-7IN's shooting of a local national on 14 August.
2. In your investigation, all witness statement will be sworn. From the evidence, you will determine the circumstances of how and when the shooting occurred and whether or not the proper procedures were followed.
3. Submit your finding and recommendations in four copies on DA Form 1574, and all supporting documentations to the Battalion Executive Officer no later than 7 days from the Appointment Date.
4. POC for this memorandum is the undersigned

[REDACTED]
LTC, IN
Commanding

DEPARTMENT OF THE ARMY
3-7th INFANTRY BATTALION
4th BRIGADE, 3rd INFANTRY DIVISION
FORWARD OPERATING BASE ██████████
BAGHDAD, IRAQ APO, AE 09363

AFZP-VE-C

14 AUG 2005

MEMORANDUM FOR Brigade Commander 4th BDE, 3d Infantry Division, Camp ██████████ Iraq,
APO, ██████████

SUBJECT: Warning Shots/Disabling Shots/Kill Shots

INVESTIGATING OFFICER'S NAME: 1LT ██████████ XO

INVESTIGATING OFFICER'S SIGNATURE: ██████████

Findings: At approximately 140700AUG05 C Co 2nd Platoon was moving south on RTE ██████████. The patrol stopped at CP511 (██████████) to check to see if any ISF were currently manning the ██████████ CP there. Upon stopping they set up local security, using cones to mark their position on all avenues of approach. The patrol leader, SFC ██████████, spent about 3 minutes assessing the status of the ██████████ CP and then told his soldiers to begin bringing in the cones. At this point a vehicle, blue Kia sedan, was seen approaching from the east on the north side of the canal. SGM ██████████ shouted verbal warnings for the vehicle to stop and also used hand/arm signals. As the vehicle was about to breach their perimeter, SPC ██████████ fired a warning-shot (5.56) in the dirt in front of the vehicle. The vehicle continued to approach and actually increased its speed. At this point SPC ██████████ fired a second warning-shot (5.56) and the vehicle still continued to advance. Then, SGM ██████████ and SPC ██████████ both fired warning shots to alert the driver to stop. The vehicle continued to approach, now inside the platoon's perimeter, and the platoon began to fire disabling and then kill shots. The exact order of 'who fired and when' was hard to determine however the following individuals reported firing disabling-shots at the vehicle: SPC ██████████ fired approximately 30 rnds ██████████ at the vehicle's engine-block and then windshield, SGM ██████████ fired 20 rnds ██████████ at the vehicle's tires and front grill, SPC ██████████ fired 2 rnds ██████████ into the hood and then windshield, and SSG ██████████ fired 1 rnd ██████████ into the hood. After these shots were fired and the vehicle continued to approach, now within about 5 meters of the soldiers, the following soldiers reported firing kill-shots: SPC ██████████ fired 4 rnds ██████████ into the driver's door, PFC ██████████ fired 4 rnds ██████████ into the driver's window, SSG ██████████ fired 1 rnd ██████████ into the windshield, SSG ██████████ fired 8 rnds ██████████ into the vehicle, SPC ██████████ fired 20 rnds ██████████ at the vehicle, SPC ██████████ fired 20 rnds ██████████ into the passenger-side of the vehicle, and SGT ██████████ fired approximately 5 rnds ██████████ at the windshield. After these shots were fired and the vehicle finally came to a stop at the intersection, SFC ██████████ called 'cease-fire'. At this point most of the platoon had sought cover behind the vehicles because they thought the vehicle was a VBIED. Once the cease-fire was called SGM ██████████ said that they should move the vehicles away from the blue Kia in case it was going to detonate. The platoon waited and scanned the vehicle. It was at this point that the driver was determined to be dead. The platoon then proceeded to search the vehicle and found no wires or explosives. SFC ██████████ called to ██████████ about the incident and asked for them to notify the IP's. The platoon then reset their security-perimeter and waited for the IP's to show up. Shortly thereafter the IP's arrived and did their investigation. The man's name was ██████████ and was approximately 75 years old. Soon after this, the man's son (██████████) arrived and took the vehicle. The IP's took the man's body. After this the platoon again notified ██████████ and then continued with their patrol.

Exhibit A

Recommendations: The investigating officer recommends that no further action be taken regarding this inquiry. The platoon had set up proper visual security and stand-off and was only at the location for approximately 3-5 minutes. When the vehicle approached the platoon was in the midst of taking down their security. Based upon the actions of the driver he did pose a potential threat to the platoon and continued to progress despite verbal/visual warnings and warning-shots. The platoon executed RAMP procedures in accordance with the ROE and, if anything, waited too long before engaging the target with kill-shots. The only recommendation that I would make is for the platoon to execute a faster transition from disabling to kill shots in the event that the target is a VBIED.

COMPANY COMMANDER'S NAME: CPT [REDACTED]

COMPANY COMMANDER'S SIGNATURE: *Fold* [REDACTED]

Recommend: See above

Comments: See above

BATTALION COMMANDER'S NAME: LTC [REDACTED]

Recommend: *15-6 Investigation*

Comments:

[REDACTED]

LTC, IN
Commanding

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: BLDG 1107, FOB [redacted], IRAQ
2. DATE (YYYYMMDD): 20050814
3. TIME: 13:15
4. FILE NUMBER:
5. LAST NAME, FIRST NAME, MIDDLE NAME: [redacted]
6. SSN: [redacted]
7. GRADE/STATUS: E-7 / Reg Army
8. ORGANIZATION OR ADDRESS: Co 3-7th IN.

9. I, SFC [redacted], WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH: On 14 Aug 05 at around 0650 I halted my platoon at [redacted] to check on the MOS or IP's. I directed all my TC's to put the cones out and turn around traffic since we were going to be here only for 5 minutes. I called up [redacted] to report the [redacted] was not manned. We were there for around 4 minutes and I told the platoon to pull in the cones and mount up. As I was turning around to walk to my M114 I heard someone shout a verbal warning. I turned around to see a car speeding towards us, coming from the east down [redacted] road. Then I heard a warning shot and it seems like the car sped up. Then I heard a second warning shot. The car kept coming. Then I saw some tracer going toward the grill, then tracer going toward the windshield. I didn't have a clear shot so I didn't shoot at all. I moved to south of the car to take cover cause the car kept coming. Once the car came to a halt I called cease fire. Then SGM [redacted] mention that the car can still go off. I directed the platoon to move the M114 away from the vehicles. After I made sure all personnel was okay I called it up to [redacted]. We then inspected the car to make sure the driver didn't need any medical attention and the car was clean. The driver was a KIA and the car was clean of any explosives. I relayed that back to [redacted] and had them called for the IP's. We waited for the IP's and pulled security. The IP's showed up and did their investigation. They took the body away and the man soon came down and towed away the car. Before hand we made sure we got all of the serial information and gave him a company card with an cell #. We then collapse our TCP and continued our patrol. End of Statement [redacted]

10. EXHIBIT: B
11. INITIALS OF PERSON MAKING STATEMENT: [redacted]
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.

USE THIS PAGE IF NEEDED. IF THIS PAGE IS NOT NEEDED, PLEASE PROCEED TO FINAL PAGE OF THIS FORM.

STATEMENT OF SFC [REDACTED] TAKEN AT Bldg 1107 DATED 14 Aug 05

9. STATEMENT (Continued)

[REDACTED]

INITIALS OF PERSON MAKING STATEMENT [REDACTED]

PAGE 7 OF 3 PAGES

STATEMENT OF SFC [REDACTED] TAKEN AT BLOC 1107 DATED 14 Aug 05

9. STATEMENT (Continued)

[REDACTED]

AFFIDAVIT

I, SFC [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 DECEITFUL, UNLAWFUL INFLUENCE, OR UNLAWFUL INDUCEMENT.

[REDACTED]
(Signature of Person Making Statement)

WITNESSES:

ORGANIZATION OR ADDRESS

ORGANIZATION OR ADDRESS

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 14 day of AUGUST, 2005 at EAR [REDACTED]

[REDACTED]
(Signature of Person Administering Oath)

[REDACTED]
(Typed Name of Person Administering Oath)

1 LT, AIR FO
(Authority To Administer Oaths)

INITIALS OF PERSON MAKING STATEMENT [REDACTED]

PAGE 3 OF 3 PAGES

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 [redacted]
2. DATE (YYYYMMDD): 14 Aug 05
3. TIME: 1217
4. FILE NUMBER:
5. LAST NAME, FIRST NAME, MIDDLE NAME: [redacted]
6. SSN: [redacted]
7. GRADE/STATUS: E-9/SCM
8. ORGANIZATION OR ADDRESS: 3/7 WF BN

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

ON OR ABOUT ON 14 AUG 05 AT 0700 WE STOPPED AT [redacted], I WAS WITH 2ND PCT CO WITH SFC [redacted]. I WAS TOLD THAT WE STOPPED TO SEE WHAT HAPPENED TO THE IP'S WHO ARE SUPPOSED TO BE MOVING IT. WE PUT CONES OUT AND WAS THERE FOR ABOUT 10 MIN'S. THEN SFC [redacted] SAID LETS GO, I WENT OVER TO WHERE THE CONES WERE TO HELP MY DRIVER WHEN I NOTICED A BLUE KIA MOVING TOWARD US, I STARTED TO YELL AND SIGNAL FOR HIM TO STOP BUT IT KEPT ON COMING, THEN SOMEONE FIRED A WEAPON SHOT INTO THE GROUND BUT IT KEPT ON COMING, I THEN FIRED A SHOT INTO THE GROUND, BUT THAT JUST MADE IT SPEED UP I THEN SAW OTHERS FIRE INTO THE CAR SO I FIRED ALSO. I FIRED AROUND 20 RDS STRIKING INTO THE TIRE INTO THE GRILL, THEN INTO THE HOOD BUT IT KEPT COMING. I THEN BACKED AWAY BEHIND MY HMMV IT STOPPED FROM ALL THE SMALL ARM FIRE ABOUT 10 METERS FROM MY HMMV. I THEN NOTICED WE WANTED TO EVERYONE STOPPED FADING THEN I TOLD ALL HMMV'S TO PULL AWAY.

10. EXHIBIT: [redacted] C
11. INITIALS OF PERSON MAKING STATEMENT:
PAGE 1 OF 2 PAGES

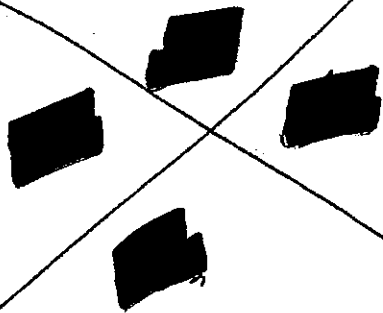
ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT OF [redacted] TAKEN AT [redacted] DATED [redacted]
THE BOTTOM OF EACH ADDITIONAL PAGE MUST BEAR THE INITIALS OF THE PERSON MAKING THE STATEMENT, AND PAGE NUMBER MUST BE INDICATED.

STATEMENT OF [REDACTED] TAKEN AT _____ DATED 14 July 05

9. STATEMENT (Continued)

SO IN CASE IT WAS A WIRE AND IT EXPLODED
WE THEN WAITED AND CHECKED IT OUT FOR A FEW MINUTES
THEN WE CHECKED IT OUT AND FOUND OUT IT WAS A OLD
MOM THAT JUST ARRIVED. SFC [REDACTED] CALLED UP TO [REDACTED]
TO [REDACTED] AND WE WAITED UNTIL THE IP'S SHOWED UP. SO
WE PUT WIRE AND CONES AND SECURED THE AREA UNTIL
THE IP'S LEFT

End of Statement



95
O B-1
O B-3
O B3W
O B-4

INITIALS OF PERSON MAKING STATEMENT

PAGE OF PAGES

SWORN STATEMENT

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

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 [redacted]
2. DATE (YYYYMMDD): 2005 08 14
3. TIME: 0700
4. FILE NUMBER:
5. LAST NAME FIRST NAME MIDDLE NAME: [redacted]
6. SSN: [redacted]
7. GRADE/STATUS: E-4
8. ORGANIZATION OR ADDRESS: HQ 3-7 IN (S-3)

9. I, [redacted], WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH: ON THE 14TH OF AUGUST AT AROUND 0700 I WAS AT [redacted] THE PATROL WAS GETTING READY TO LEAVE THE AREA. WE WERE PICKING UP THE CONES WHEN A DARK BLUE KIA CAME SPEEDING TOWARDS OUR LOCATION, I TRIED HAND AND ARM SIGNALS TO STOP THE VEHICLE AS SO DID SGM [redacted]. A SOLDIER FROM CCO FIRED A WARNING SHOT HANDBING IN THE GROUND IN FRONT OF IT. I FIRED A WARNING SHOT AFTER THAT BECAUSE THE CAR WAS STILL COMING TOWARDS US FAST, THE CAR SEEMED TO SPEED UP AFTER THAT SO I FIRED IN TO THE HOOD OF THE ENGIN, SEVERAL OTHER SOLDIERS DID AS WELL. THE CAR KEPT COMING AND SWERVED TOWARDS MYSELF AND SFC [redacted] SO I FIRED INTO THE WIND SHIELD AS I WAS BACKING AWAY, TO SEEK COVER. SEVERAL OTHER SOLDIERS DID AS WELL. THE OCCUPIANT WAS KILLED AND THE VEHICLE CAME TO A STOP. THINKING THE VEHICLE WAS UNABLE I MOVED MY VEHICLE TO A SAFE DISTANCE. I THEN ASSISTED IN RESECURING THE AREA AND INSPECT THE VEHICLE.

NOTHING FOLLOWS

10. EXHIBIT: D
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.

USE THIS PAGE IF NEEDED. IF THIS PAGE IS NOT NEEDED, PLEASE PROCEED TO FINAL PAGE OF THIS FORM.

STATEMENT OF

[REDACTED]

TAKEN AT

DATED

14 AUG 05

9. STATEMENT (Continued)

[REDACTED]

INITIALS OF PERSON MAKING STATEMENT

[REDACTED]

PAGE 2 OF 3 PAGES

STATEMENT OF

[REDACTED]

TAKEN AT

DATED

14 Aug 05

9. STATEMENT (Continued)

[REDACTED]

AFFIDAVIT

I, [REDACTED], HAVE READ OR HAVE HAD READ TO ME THIS STATEMENT WHICH BEGINS ON PAGE 1, AND ENDS ON PAGE [REDACTED] 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 14 day of August, 2005 at BGDG 1107 FALLON IRAC

ORGANIZATION OR ADDRESS

[REDACTED]
[Signature of Person Administering Oath]

ORGANIZATION OR ADDRESS

[REDACTED]
(Typed Name of Person Administering Oath)
1LT, AR XO CCO
(Authority To Administer Oaths)

INITIALS OF PERSON MAKING STATEMENT

[REDACTED]

PAGE 3 OF 3 PAGES

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 [redacted] Bldg 1107
2. DATE (YYYYMMDD): 20050814
3. TIME: 1300
4. FILE NUMBER:
5. LAST NAME, FIRST NAME, MIDDLE NAME: [redacted]
6. SSN: [redacted]
7. GRADE/STATUS: E4
8. ORGANIZATION OR ADDRESS: CW 3-7 DN

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

ON August 14, 2005 at [redacted] CP. We pulled up at the [redacted] stopped and set up security. As we were getting ready to leave, picked up our cones and on the way back to my vehicle, the vehicle in question was moving towards us, I fired a warning shot to the ground the vehicle did not stop, I fired a second one to the ground the vehicle sped up, then the shooting started. The vehicle finally came to a stop then we moved all 4 vehicles to each corner of the intersection. We assess the situation then my Platoon sergeant called it up to higher after that we check the vehicle for explosives. IP showed up took the body and we picked up our cones and wire then continued with our mission.

Nothing follows

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

ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT OF [redacted] TAKEN AT 1300 DATED 20050814
THE BOTTOM OF EACH ADDITIONAL PAGE MUST BEAR THE INITIALS OF THE PERSON MAKING THE STATEMENT, AND PAGE NUMBER MUST BE INDICATED.

USE THIS PAGE IF NEEDED. IF THIS PAGE IS NOT NEEDED, PLEASE PROCEED TO FINAL PAGE OF THIS FORM.

STATEMENT OF

[REDACTED]

TAKEN AT

1300

DATED

2005 08 14

9. STATEMENT (Continued)

Nothing Follows

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

INITIALS OF PERSON MAKING STATEMENT

PAGE 2 OF 3 PAGES

STATEMENT OF

[REDACTED]

TAKEN AT

1300

DATED

2005 08 14

B. 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] *SPC*
(Signature of Person Making Statement)

WITNESSES:

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 14 day of August 2005 at FOD [REDACTED]

[REDACTED]
(Signature of Person Administering Oath)

ORGANIZATION OR ADDRESS

[REDACTED]
(Typed Name of Person Administering Oath)
1LT AR NO
(Authority To Administer Oaths)

ORGANIZATION OR ADDRESS

INITIALS OF PERSON MAKING STATEMENT

PAGE 3 OF 3 PAGES

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. 8397 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 [REDACTED] 2. DATE (YYYYMMDD) 20050814 3. TIME 0700 4. FILE NUMBER
5. LAST NAME, FIRST NAME, MIDDLE NAME [REDACTED] 6. SSN [REDACTED] 7. GRADE/STATUS E-4
8. ORGANIZATION OR ADDRESS HHC 3-7 INF (FoB) [REDACTED]

9. [REDACTED], WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH:
We was on patrol with C Company when we stopped at [REDACTED]. We set up a perimeter with safety cones. After about 10 minutes we got the word to pack it up and move out. As we was getting ready to roll out a dark blue Kia with one male occupant began approaching the convoy at a fast speed. When the vehicle got within about 75 meters approximately 2 or 3 separate warning shots were fired. ~~When~~ When the vehicle showed no signs of stopping there was then another round of gun fire from the convoy to disable the vehicle from advancing. That to did not deter the vehicle as it almost seemed to accelerate faster. Once the vehicle got within 35 to 25 meters the convoy had no choice but to open fire including myself who was directly in the vehicles path from my position in the gannets hatch HQ 39 B I fired approximately 20 rounds [REDACTED] into the passengers side of the vehicle. We then pulled the vehicles back to a safe distance and then again cordoned off the area and waited for the IPI's to arrive.

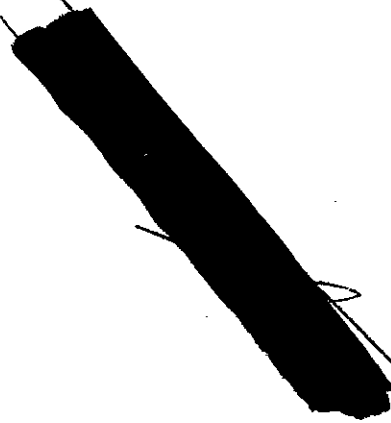
10. EXHIBIT E 11. INITIALS OF PERSON MAKING STATEMENT [REDACTED] PAGE 1 OF 3 PAGES

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.

USE THIS PAGE IF NEEDED. IF THIS PAGE IS NOT NEEDED, PLEASE PROCEED TO FINAL PAGE OF THIS FORM.

STATEMENT OF _____ TAKEN AT _____ DATED _____

STATEMENT (Continued)



INITIALS OF PERSON MAKING STATEMENT _____

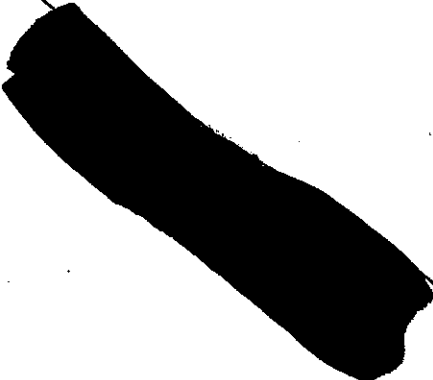
PAGE 2 OF 3 PAGES

STATEMENT OF _____

TAKEN AT _____

DATED _____

9. STATEMENT (Continued)



AFFIDAVIT

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

(Signature of Person Making Statement)

WITNESSES:

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 14 day of August, 2005 at FSD _____

(Signature of Person Administering Oath)

ORGANIZATION OR ADDRESS _____

(Typed Name of Person Administering Oath)

ORGANIZATION OR ADDRESS _____

1LT AR XO
(Authority To Administer Oaths)

INITIALS OF PERSON MAKING STATEMENT _____

PAGE 3 OF 3 PAGES

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, 1993 (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 [redacted]
2. DATE (YYYYMMDD): 2005 08 14
3. TIME: 12:45
4. FILE NUMBER:
5. LAST NAME, FIRST NAME, MIDDLE NAME: [redacted]
6. SSN: [redacted]
7. GRADE/STATUS: E-4, SPC
8. ORGANIZATION OR ADDRESS: 3/7 INF
9. I, [redacted], WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH:

on 2005/08/14 around 0700 we had gone to [redacted] to check on it to see if the IP's were there, After about 15 min of being there we broke down the wire & cones, then a car came towards us, one warning shot was fired the car still came, one more shot was taken car still came, then action was taken on the car to stop it, due to the fact that we believed soldiers were in danger, I myself unloaded one mag into the car to stop it, few in the window and the rest in the engine block After I had ran out of ammo I went in front of my Hummu to get out of the way just in case the car blew, when there defensive was taken. After, cones and wire were put back out, waiting until IP's showed

[redacted]

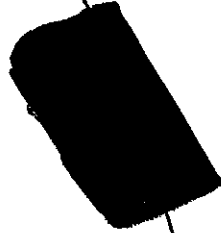
10. EXHIBIT: G
11. INITIALS OF PERSON MAKING STATEMENT: [redacted]
PAGE 1 OF 3 PAGES

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.

USE THIS PAGE IF NEEDED. IF THIS PAGE IS NOT NEEDED, PLEASE PROCEED TO FINAL PAGE OF THIS FORM.

STATEMENT OF _____ TAKEN AT _____ DATED _____

8. STATEMENT (Continued)



INITIALS OF PERSON MAKING STATEMENT

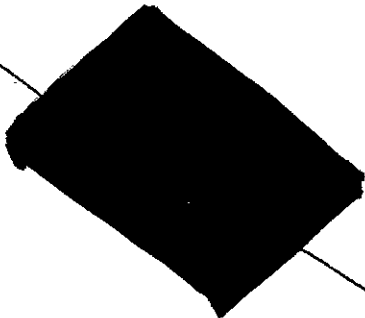
PAGE 2 OF 3 PAGES

STATEMENT OF _____

TAKEN AT _____

DATED _____

B. STATEMENT (Continued)



AFFIDAVIT

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

(Signature of Person Making Statement)

WITNESSES:

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 14 day of August, 2005 at FtD _____

(Signature of Person Administering Oath)

ORGANIZATION OR ADDRESS _____

(Typed Name of Person Administering Oath)

ORGANIZATION OR ADDRESS _____

1LT, AR XO
(Authority To Administer Oaths)

INITIALS OF PERSON MAKING STATEMENT _____

PAGE 3 OF 3 PAGES

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 FAB [REDACTED] 6206 1107	2. DATE (YYYYMMDD) 20050814	3. TIME 1250	4. FILE NUMBER
5. LAST NAME, FIRST NAME, MIDDLE NAME [REDACTED]	6. SSN [REDACTED]	7. GRADE/STATUS E4	
8. ORGANIZATION OR ADDRESS Co 3-7 IN			

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

Today, our platoon stopped at [REDACTED] to check out the area. When we were ready to leave, we picked up our cones and I was heading to the humvee. I was standing by the humvee waiting to mount up when I heard a shot fired. I turned around and saw members of my platoon shouting at a car to get him to stop. Then a second warning shot was fired and the car kept coming. More shouts to stop were yelled at the vehicle (black Kia), but it kept on coming. At this point, I was convinced that this vehicle was most likely a UBIED. The platoon opened fire and I joined in. I fired approximately 20 shots with my M-16 at the vehicle. Shortly afterward cease fire was called. The vehicle was coasting to a stop and I ran back to far side of the humvee. After that, we set up cones and wire for protection as we waited for the IPs to show up.

[REDACTED SIGNATURE]

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

USE THIS PAGE IF NEEDED. IF THIS PAGE IS NOT NEEDED, PLEASE PROCEED TO FINAL PAGE OF THIS FORM.

STATEMENT OF [REDACTED] TAKEN AT Bldg 1107 DATED 14 Aug 2005

B. STATEMENT (Continued)

[REDACTED]

INITIALS OF PERSON MAKING STATEMENT

PAGE 2 OF 3 PAGES

STATEMENT OF [REDACTED] TAKEN AT BLDG 1107 DATED 14 Aug 2005

9. STATEMENT (Continued)

AFFIDAVIT

I, [REDACTED], HAVE READ OR HAVE HAD READ TO ME THIS STATEMENT WHICH BEGINS ON PAGE 1, AND ENDS ON PAGE [REDACTED] 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 14 day of August, 2005

at FDA [REDACTED]
[REDACTED]
(Signature of Person Administering Oath)

ORGANIZATION OR ADDRESS

[REDACTED]
(Typed Name of Person Administering Oath)

ORGANIZATION OR ADDRESS

ICF, AIL, XCO
(Authority To Administer Oaths)

INITIALS OF PERSON MAKING STATEMENT

PAGE 3 OF 3 PAGES

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 [redacted]
2. DATE (YYYYMMDD): 20050814
3. TIME: 1255
4. FILE NUMBER:
5. LAST NAME, FIRST NAME, MIDDLE NAME: [redacted]
6. SSN: [redacted]
7. GRADE/STATUS: E-5 / Active Army
8. ORGANIZATION OR ADDRESS: Co. 3-7 In.

9. [redacted] WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH:
On 14 Aug. 2005 around 0700 hrs. Our platoon arrived at [redacted] to conduct checks of the area. We set traffic cones and security at the intersections of the [redacted] I was in the gunners Hatch of C28 (114). The platoon checked the area for about 10-15 min. after words the cones and security at the intersections were brought in. I was requesting my crew serve as the rest of the crews remounted their vehicles. At this point I heard 2 shots fired and looked in the direction of the fire. I saw a dark colored car traveling at high speed and saw another warning shot hit the front of the car. The car continued to travel at high speed and more shots were fired at it. Once I had an open shot I began to fire aimed shots at the drivers side of the car. I stopped firing and the car rolled to a stop, we reset security and began to close down all routs into [redacted]

10. EXHIBIT: I
11. INITIALS OF PERSON MAKING STATEMENT: [redacted]
PAGE 1 OF 2 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 BE INDICATED.

STATEMENT OF

[REDACTED]

TAKEN AT

1255

DATED

14 Aug. 2005

9. STATEMENT (Continued)

[REDACTED]

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:

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 14 day of August, 2005 at F.O.D. [REDACTED]

[REDACTED]

(Signature of Person Administering Oath)

[REDACTED]

(Typed Name of Person Administering Oath)

1LT, AR 70

(Authority To Administer Oaths)

ORGANIZATION OR ADDRESS

ORGANIZATION OR ADDRESS

INITIALS OF PERSON MAKING STATEMENT

[REDACTED]

PAGE 2 OF 3 PAGES

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 [REDACTED] AO #1107	2. DATE (YYYYMMDD) 20050814	3. TIME	4. FILE NUMBER
6. LAST NAME, FIRST NAME, MIDDLE NAME [REDACTED]	8. SSN [REDACTED]	7. GRADE/STATUS E-6	
8. ORGANIZATION OR ADDRESS Co 3-7 IN			

9. I, [REDACTED], WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH:
That on 14 August 2005. A car approached [REDACTED], There were 2 warning shots fired to stop the car. The car didn't slow at all, if anything it sped up. I started engaging the car once the 2nd warning shot was fired and the car didn't stop. I fired about 8 rds at the car. Once the car came to a stop cease fire was called. The man in the car was killed by all the gun fire. The IP's were called to the scene. Nothing else follows.

[REDACTED]

10. EXHIBIT 5	11. INITIALS OF PERSON MAKING STATEMENT [REDACTED]	PAGE 1 OF 3 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.

USE THIS PAGE IF NEEDED. IF THIS PAGE IS NOT NEEDED, PLEASE PROCEED TO FINAL PAGE OF THIS FORM.

STATEMENT OF



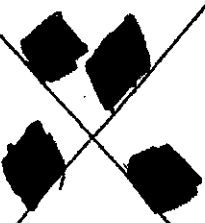
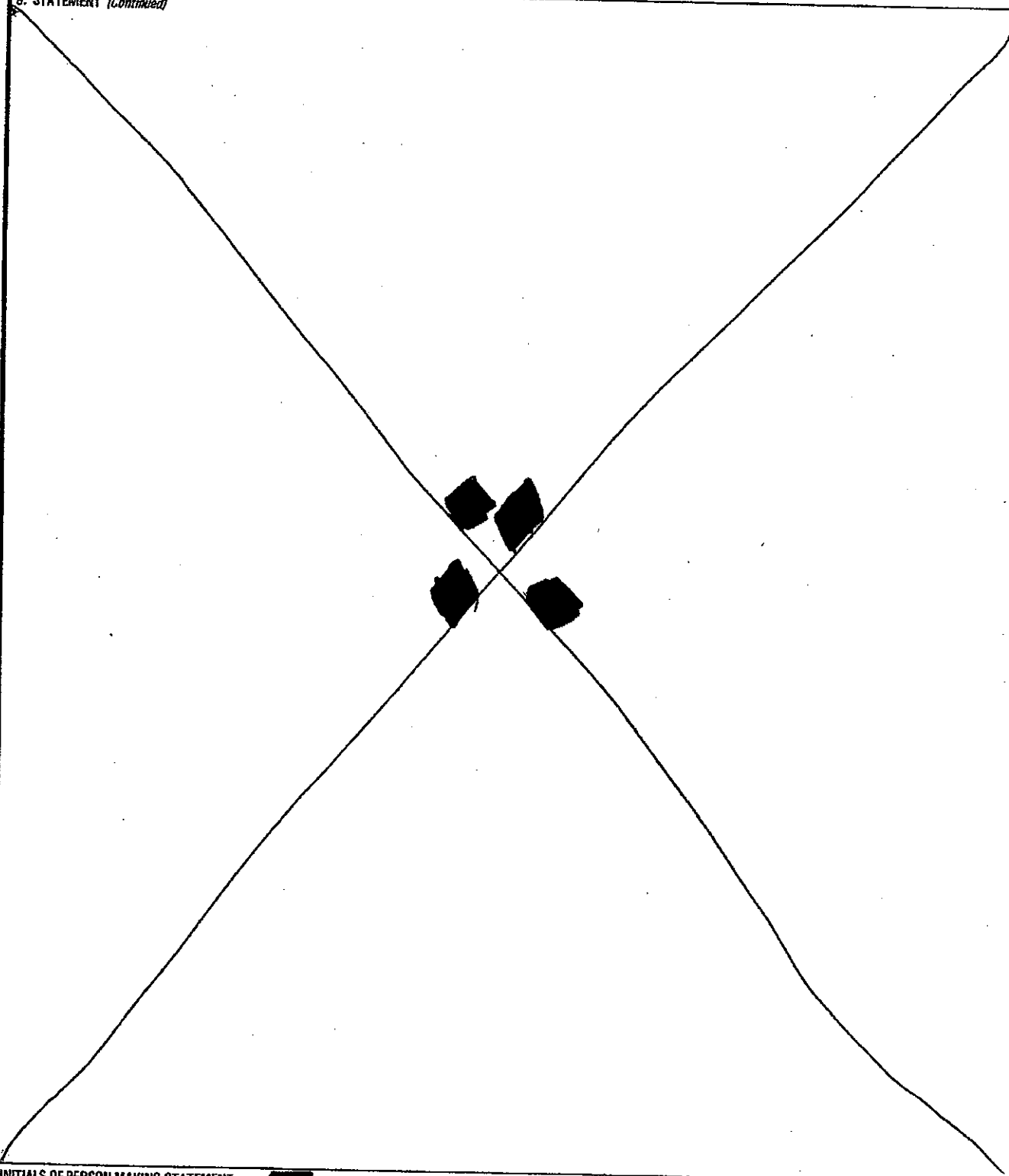
TAKEN AT

BID # 1107

DATED

00050814

9. STATEMENT (Continued)



INITIALS OF PERSON MAKING STATEMENT



PAGE 2 OF 3 PAGES

STATEMENT OF

[REDACTED]

TAKEN AT

AO # 1107

DATED

20050814

9. STATEMENT (Continued)

[REDACTED STATEMENT CONTENT]

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:

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 14 day of August 2005 at Fort [REDACTED]

[REDACTED SIGNATURE]

(Signature of Person Administering Oath)

(Typed Name of Person Administering Oath)

1LT AR XO

(Authority To Administer Oaths)

ORGANIZATION OR ADDRESS

ORGANIZATION OR ADDRESS

INITIALS OF PERSON MAKING STATEMENT

[REDACTED INITIALS]

PAGE 3 OF 3 PAGES

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 [REDACTED]	2. DATE (YYYYMMDD) 20050814	3. TIME 1300	4. FILE NUMBER
5. LAST NAME, FIRST NAME, MIDDLE NAME [REDACTED]	B. SSN [REDACTED]		7. GRADE/STATUS E-4
8. ORGANIZATION OR ADDRESS Co 3/7 INF			

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

At about 0630 we were stopped at [REDACTED].
I was on C-5 with 24 crew, which was the last vehicle.
I heard a shot, turned and saw SPC [REDACTED] facing the East side of canal. Looked back to the South and heard multiple shot. I Looked back to see the vehicle slowly rolling to a stop in the intersection.

[REDACTED]

[REDACTED]

[REDACTED]

10. EXHIBIT K	11. INITIALS OF PERSON MAKING STATEMENT [REDACTED]	PAGE 1 OF 7 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.

USE THIS PAGE IF NEEDED. IF THIS PAGE IS NOT NEEDED, PLEASE PROCEED TO FINAL PAGE OF THIS FORM.

STATEMENT OF _____ TAKEN AT _____ DATED _____

9. STATEMENT (Continued)

[REDACTED]

INITIALS OF PERSON MAKING STATEMENT

PAGE 2 OF 3 PAGES

STATEMENT OF _____

TAKEN AT _____

DATED _____

8. STATEMENT (Continued)

AFFIDAVIT

_____, HAVE READ OR HAVE HAD READ TO ME THIS STATEMENT WHICH BEGINS ON PAGE 1, AND ENDS ON PAGE _____. 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.

(Signature of Person Making Statement)

WITNESSES:

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 14 day of August, 2005 at FDA

(Signature of Person Administering Oath)

(Typed Name of Person Administering Oath)

LT. AR. RO
(Authority To Administer Oaths)

ORGANIZATION OR ADDRESS

ORGANIZATION OR ADDRESS

INITIALS OF PERSON MAKING STATEMENT

PAGE 3 OF 3 PAGES

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 [REDACTED]	2. DATE (YYYYMMDD) 2005 08 14	3. TIME 12:56	4. FILE NUMBER
5. LAST NAME, FIRST NAME, MIDDLE NAME [REDACTED]	6. SSN [REDACTED]		7. GRADE/STATUS E-4
8. ORGANIZATION OR ADDRESS Co 3-711N			

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

On 14 Aug 2005 at 0700 we stopped at [REDACTED]. we stopped to conduct a TCP. I had taken the cones to the North end of the CP [REDACTED]. SFC [REDACTED] told us to pack it up so I ~~was~~ went back to pick up the cones and I was on my way back to the ~~House~~ 1114 and heard SFC [REDACTED] shouting stop to a car and then two warning shot, ~~then~~ I couldn't see the car at that time. After the warning shot there was a mass gun fire. After the gun fire stopped, ~~the~~ the car stopped and we inspected + secured the area and car. Nothing else follows.

[REDACTED]

[REDACTED]

[REDACTED]

10. EXHIBIT L	11. INITIALS OF PERSON MAKING STATEMENT [REDACTED]	PAGE 1 OF <u>3</u> 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.

USE THIS PAGE IF NEEDED. IF THIS PAGE IS NOT NEEDED, PLEASE PROCEED TO FINAL PAGE OF THIS FORM.

STATEMENT OF

[REDACTED]

TAKEN AT

B# 1107

DATED

14 Aug 2005

9. STATEMENT (Continued)

[REDACTED]

INITIALS OF PERSON MAKING STATEMENT

[REDACTED]

PAGE 2 OF 3 PAGES

STATEMENT OF

[REDACTED]

TAKEN AT

Bld #1107

DATED

14 Aug 2005

B. STATEMENT (Continued)

[REDACTED]

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:

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 14 day of August 2005 at FDD [REDACTED]

[REDACTED]
(Signature of Person Administering Oath)

[REDACTED]
(Typed Name of Person Administering Oath)

1st Lt AR Ko
(Authority To Administer Oaths)

ORGANIZATION OR ADDRESS

ORGANIZATION OR ADDRESS

INITIALS OF PERSON MAKING STATEMENT

PAGE 3 OF 3 PAGES

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 [REDACTED]

2. DATE (YYYYMMDD)

2005 08 14

3. TIME

1300

4. FILE NUMBER

5. LAST NAME, FIRST NAME, MIDDLE NAME

6. SSN

7. GRADE/STATUS

E6 / PSG

8. ORGANIZATION OR ADDRESS

Cco 3-7 Inf.

9.

1. SSG [REDACTED]

WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH:

On or about 0630 while set at [REDACTED] observed a Blue mid size car, later ID as a KIA, moving on to our position. I heard 3 shots and turned to see the car moving up on the platoon swiftly. I then fired 1 shot into the engine compartment of car after determining that warning shots were fired and disabling shot took out the tires/lights of the car. I next fire 1 shot (killing shot) into the passengers compartment of the car while I was firing there were several other shots ringing out. SFC [REDACTED] then called Cease Fire and we assess the casualty.

10. EXHIBIT

M

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.

USE THIS PAGE IF NEEDED. IF THIS PAGE IS NOT NEEDED, PLEASE PROCEED TO FINAL PAGE OF THIS FORM.

STATEMENT OF _____ TAKEN AT _____ DATED _____

3. STATEMENT (Continued)

INITIALS OF PERSON MAKING STATEMENT

PAGE 2 OF 3 PAGES

STATEMENT OF _____

TAKEN AT _____

DATED _____

9. STATEMENT (Continued)

AFFIDAVIT

_____, HAVE READ OR HAVE HAD READ TO ME THIS STATEMENT WHICH BEGINS ON PAGE 1, AND ENDS ON PAGE 1. 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.

(Signature of Person Making Statement)

WITNESSES:

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 14 day of August, 2005 at EDR _____

(Signature of Person Administering Oath)

(Typed Name of Person Administering Oath)

1LT, AR XO
(Authority To Administer Oaths)

ORGANIZATION OR ADDRESS _____

ORGANIZATION OR ADDRESS _____

INITIALS OF PERSON MAKING STATEMENT _____

PAGE 3 OF 3 PAGES

SWORN STATEMENT

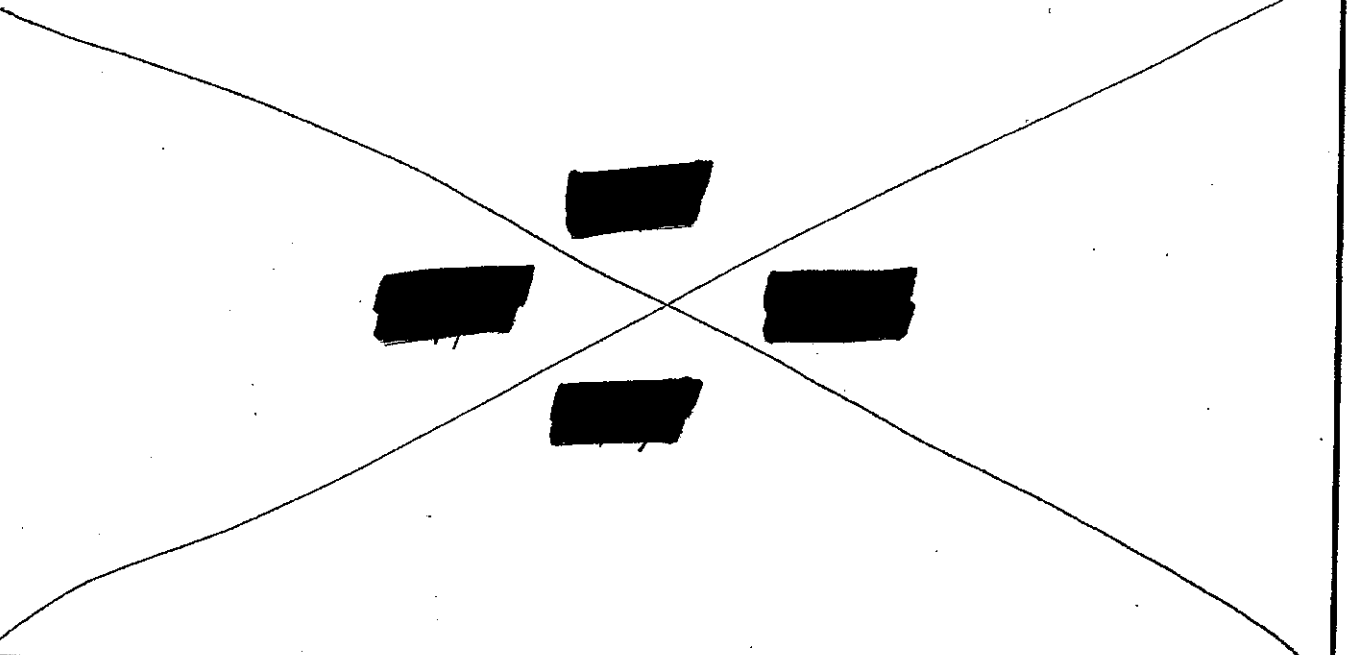
For use of this form, see AR 190-45; the proponent agency is ODCSOPS

PRIVACY ACT STATEMENT

AUTHORITY: Title 10 USC Section 301; Title 5 USC Section 2951; E.O. 9397 dated November 22, 1943 (SSA).
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 [redacted] 2. DATE (YYYYMMDD) 2005 09 14 3. TIME 0700 4. FILE NUMBER
5. LAST NAME, FIRST NAME, MIDDLE NAME [redacted] 6. SSN [redacted] 7. GRADE/STATUS E-3
8. ORGANIZATION OR ADDRESS Co 3-7 INF (F&B) [redacted]

9. I, [redacted], WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH:
AT about 0700 at [redacted] our patrol was picking up the cones getting ready to leave. I was at the furthest vehicle. I turned to see the sergeant major fire off a warning shot. Then I heard yelling from surrounding soldiers and the two more shots were fired and then I made my way down to get a good view of the target. By this time the soldiers began firing to kill and so did I because the car was still coming at a fast speed. I aimed at the driver from the front left side. I fired 4 shots. After area was sealed off we searched for I.D. I confirmed the man dead at about 0710. - PFC [redacted] 41K10



10. EXHIBIT N 11. INITIALS OF PERSON MAKING STATEMENT [redacted] 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.

USE THIS PAGE IF NEEDED. IF THIS PAGE IS NOT NEEDED, PLEASE PROCEED TO FINAL PAGE OF THIS FORM.

STATEMENT OF _____ TAKEN AT _____ DATED _____

B. STATEMENT *(Continued)*

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

INITIALS OF PERSON MAKING STATEMENT

PAGE 2 OF 3 PAGES

SWORN STATEMENT

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

PRIVACY ACT STATEMENT

AUTHORITY:

Title 10 USC Section 301; Title 5 USC Section 2951; E.O. 9397 dated November 22, 1943 (SSA).

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.

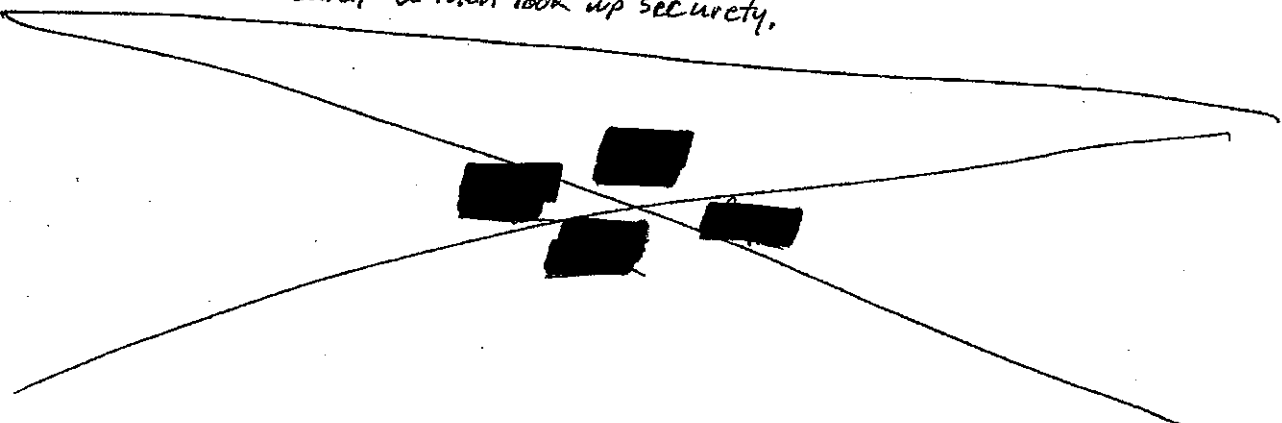
DISCLOSURE:

Disclosure of your social security number is voluntary.

1. LOCATION [REDACTED]	2. DATE (YYYYMMDD) 2005 08 14	3. TIME 0649	4. FILE NUMBER
5. LAST NAME, FIRST NAME, MIDDLE NAME [REDACTED]	8. SSN [REDACTED]		7. GRADE/STATUS E-4
8. ORGANIZATION OR ADDRESS C Co 3-7 INF (FOB) [REDACTED]			

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

We where on patrol at [REDACTED]. I was on c-27 which was the Lead humvee. We where facing south when I heard ~~that~~ shots to my rear. I turn to see the platoon start shooting to the east. I moved about 15 feet north of my position to see a dark blue car make it to the intersection. By this time the car was riddled with holes but still moving at a good speed. Sgt [REDACTED] and Pvt [REDACTED] had moved in my line of fire. They be can to move back toward me while firing at the car as it tryed to turn right at the intersection. Once Sgt [REDACTED] and Pvt [REDACTED] move to my position and my line of fire was clear I fired 4 rounds into the drivers side of the car. Right after I had finished firing the 4 rounds. Sgt [REDACTED] ordered cease fire. The car came to a hualt a few seconds later. I then took up security.



10. EXHIBIT 0	11. INITIALS OF PERSON MAKING STATEMENT [REDACTED]	PAGE 1 OF 3 PAGES
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ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT OF _____ TAKEN AT _____ DATED _____"

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USE THIS PAGE IF NEEDED. IF THIS PAGE IS NOT NEEDED, PLEASE PROCEED TO FINAL PAGE OF THIS FORM.

STATEMENT OF _____ TAKEN AT _____ DATED _____

B. STATEMENT (Continued)

~~_____~~

[REDACTED]

INITIALS OF PERSON MAKING STATEMENT

PAGE 2 OF 3 PAGES

STATEMENT OF _____

TAKEN AT _____

DATED _____

9. STATEMENT (Continued)

[REDACTED]

[REDACTED]

[REDACTED]

AFFIDAVIT

_____, HAVE READ OR HAVE HAD READ TO ME THIS STATEMENT WHICH BEGINS ON PAGE 1, AND ENDS ON PAGE _____. 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 14 day of August, 2005

at EOB

[REDACTED]

(Signature of Person Administering Oath)

[REDACTED]

(Typed Name of Person Administering Oath)

ICT AR XO

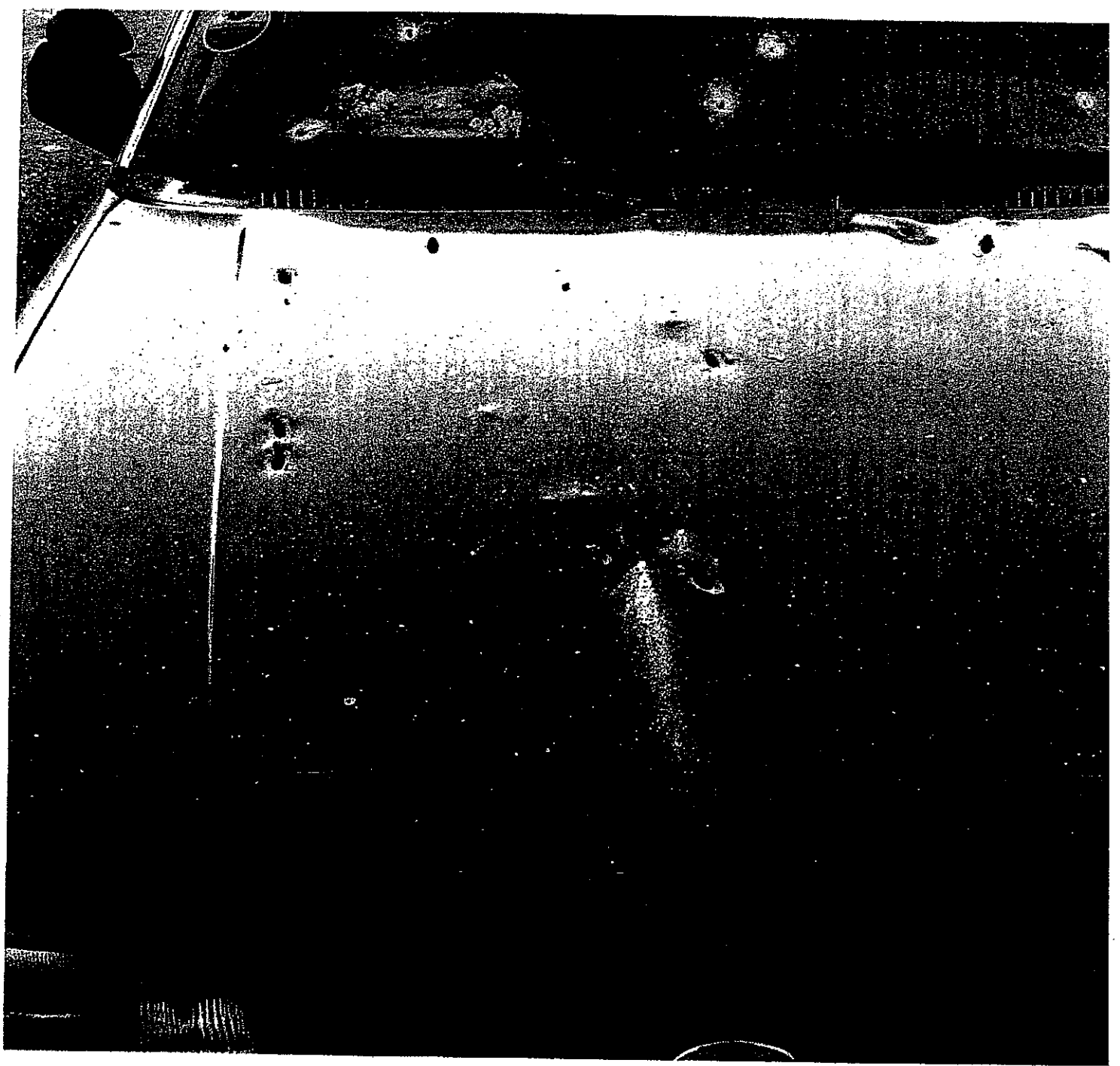
(Authority To Administer Oaths)

ORGANIZATION OR ADDRESS

ORGANIZATION OR ADDRESS

INITIALS OF PERSON MAKING STATEMENT

PAGE 3 OF 3 PAGES



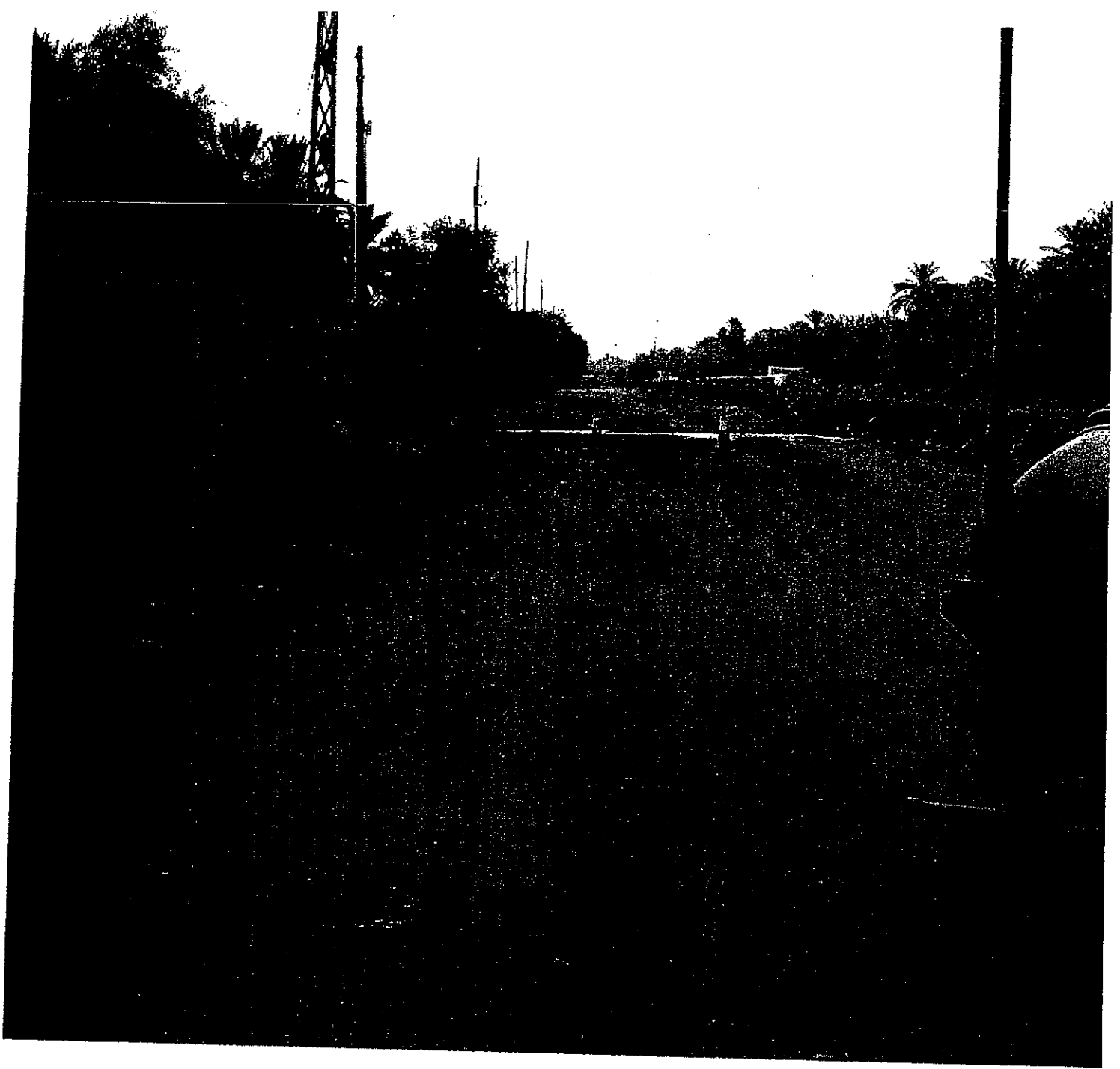
Hood of vehicle

Exhibit P _____



FRONT GRILL OF VEHICLE

Exhibit Q



FACING EAST ON THE NORTH SIDE OF THE CANAL AT CP 511.

Exhibit 12

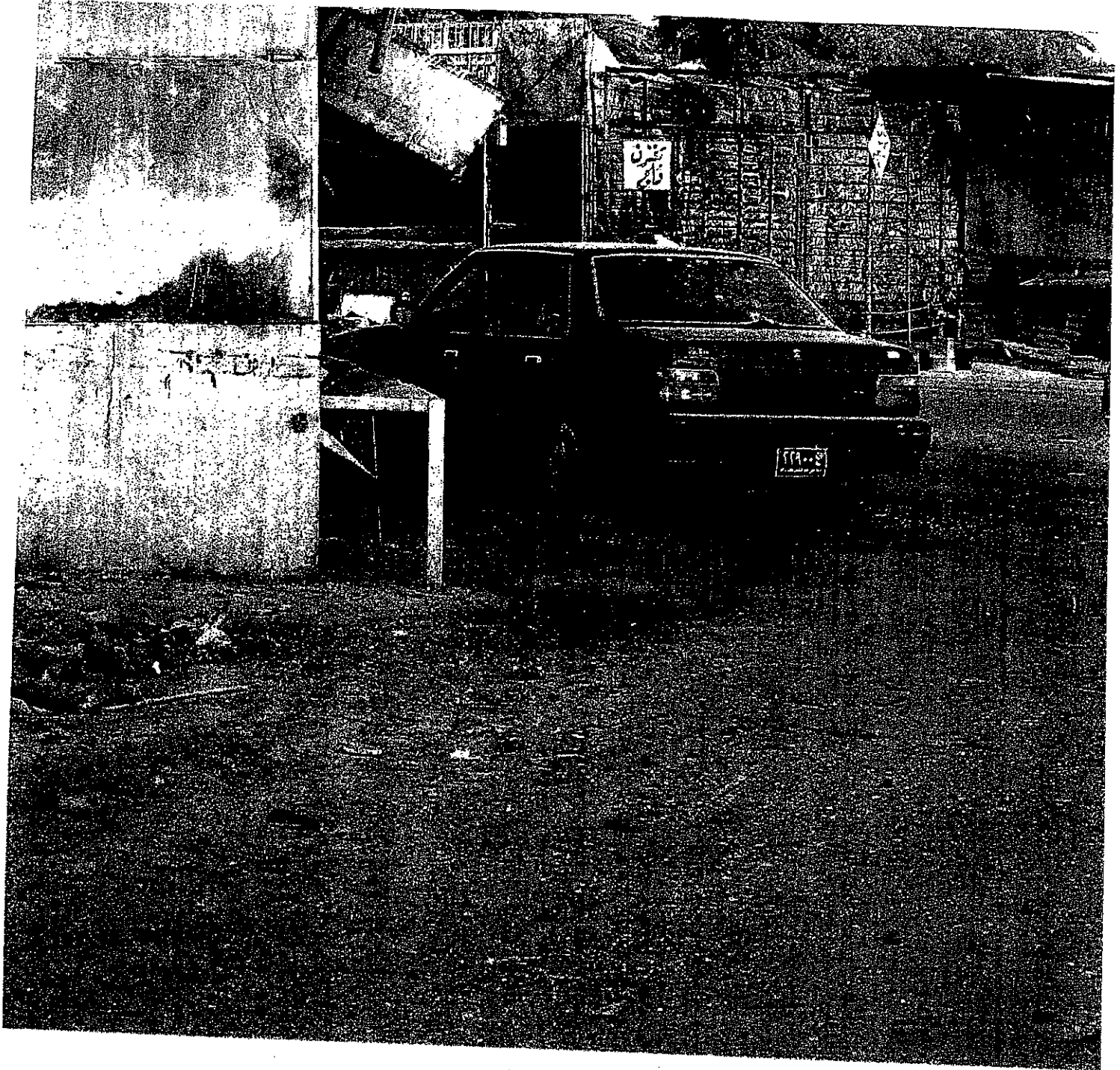


Exhibit T