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

AFVA-4BCT-JA

13 October 2005

## MEMORANDUM OF RECOMMENDATION

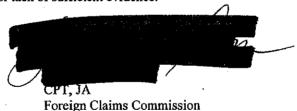
SUBJECT: Claim #05-ID4-242

1. Claimant's Name/Residence: I Baghdad, Iraq



- 2. Incident giving rise to claim occurred on 31 July 2005
- 3. The claim was filed on unknown date in the amount of \$ 20,000.
- 4. The claim was considered under the Foreign Claims Act (FCA) and Chapter 10, AR 27-20; claim filed for death of two family members and damage to vehicle.
- 5. Claimant states that while he was driving with his wife and son as passengers. While driving a convoy approached from the rear of his car and another from the front. His car was struck and is completely destroyed. Pictures show damages to the vehicle; however there is no supporting documentation from any unit involved. There is no claims card either. There are death certificate but No evidence to show that this was cause by U.S. Forces.
- 6. In order to form a basis for a claim under the FCA, it must be shown that the incident occurred outside the United States, and that it was caused by non-combat activities or negligent or wrongful acts of the United States Armed Forces. The claimant has submitted sufficient evidence.

7. I recommend that is claim be denied for lack of sufficient evidence.



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I (have/ have not) previously filed a claim relating to the incident described above. To the best of my knowledge, another claim (has/ has not) been filed relating to the incident described above. NOTE: BY SIGNING BELOW, YOU ARE SWEARING THAT THE INFORMATION PROVIDED IN THIS CLAIM IS ACCURATE AND TRUTHFUL. ANYONE WHO ATTEMPTS TO FILE, OR CONSPIRES TO FILE, A DUPLICATE OR FRAUDULENT CLAIM AGAINST THE UNITED STATES GOVERNMENT WILL FACE CRIMINAL PROSECUTION. (Signature of Claimant) \_day of\_ Subscribed to me this (Signature of Witness) (Printed Name)