

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], Commander, 2nd Bn, 70th AR (Appointing authority)

on 26 Nov 2005 (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 Camp [redacted] Iraq at 1700 (Place) (Time)

on 26 Nov 2005 (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 16 Dec 2005 (Date) and completed findings and recommendations at 1700 (Time) on 21 Dec 2005 (Date)

SECTION III - CHECKLIST FOR PROCEEDINGS

A. COMPLETE IN ALL CASES

Table with 4 columns: Question, YES, NO, N/A. Rows include: 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), c. Other correspondence with respondent or counsel, if any?, d. All other written communications to or from the appointing authority?, e. Privacy Act Statements (Certificate, if statement provided orally)?, f. Explanation by the investigating officer or board of any unusual delays, difficulties, irregularities, or other problems encountered (e.g., absence of material witnesses)?, g. Information as to sessions of a formal board not included on page 1 of this report?, h. Any other significant papers (other than evidence) relating to administrative aspects of the investigation or board?

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.

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) (Presidents)

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

\_\_\_\_\_



DEPARTMENT OF THE ARMY  
 HEADQUARTERS, 2<sup>ND</sup> BATTALION, 70<sup>TH</sup> ARMOR,  
 CAMP [REDACTED] IRAQ  
 APO [REDACTED]



AFZN-BB-DCO

21 December 2005

MEMORANDUM FOR COMMANDER, 3<sup>RD</sup> BRIGADE COMBAT TEAM, 1<sup>ST</sup> ARMOR DIVISION

SUBJECT: AR 15-6, BCT No.: \_\_\_\_\_ (The shooting Death of a Local National after an IED strike on 25NOV05 [REDACTED] Iraq).

1. Enclosed is the 15-6 investigation outlining the circumstances surrounding the death of a Local National at [REDACTED] on 25NOV05 after an IED strike on [REDACTED]

2. SUMMARY: 3/A/2-70AR was traveling east on ASR [REDACTED] in support of TF [REDACTED] (Attachments 2,4). During this patrol they were attacked by an IED (Attachments 3-16). As they were approaching Route [REDACTED] the lead vehicle noticed a crane pulled over on the south side of [REDACTED] and a blue van on the north side. As the 3<sup>rd</sup> platoon began to turn south onto Route [REDACTED] they noticed a gasoline smell (Attachment 2, 4, 5, 9, 10, 15). The entire element began its turn south onto route [REDACTED] except the trail vehicle. As the trail vehicle approached the turn to head south, an IED struck the vehicle. The driver of the vehicle completed the turn south on to Route [REDACTED] and rolled to a stop (Attachment 2, 3). The crew observed that their M1114 was engulfed in flames and exited the vehicle.

At the same time, the rest of 3<sup>rd</sup> platoon began to conduct their battle drill according to the Battalion SOP to suppress any possible trigger man hide positions (Attachment 4, 5). During the battle drill, the crew of [REDACTED] began suppressing the weeds and berm to their North West. As the Crew of [REDACTED] was suppressing, the blue van began to move West on Route [REDACTED]. The rounds being fired by the crew of [REDACTED] went through the weeds and berm, striking the blue van, killing the driver and causing the van to overturn.

Once the battle drill was completed, the soldiers notice an injured man at the crane north of their position. Several soldiers and the platoon medic went to the scene of the crane and tried to render aid; he suffered shrapnel wounds to the buttocks from the IED. SPC [REDACTED] treated the Local National with basic first aid dressings. The Local National refused any more treatment and evacuated himself (Attachment 14).

Once at the crane the soldiers saw the blue van just west of the crane. The vehicle was on the south side of Route [REDACTED] and overturned. When the 3<sup>rd</sup> platoon Soldiers approached the car with their medic the individual inside was found to be deceased (Attachment 14). The deceased individual was identified by his identification card as [REDACTED] (DOB 01 July 1954). [REDACTED] had suffered two bullet wounds, one to the back and one to the back of the head (Attachment 14). The deceased's remains with his personal belongings were taken to the [REDACTED] IP station. EOD post blast analysis determined that the IED was a command detonated 152mm artillery round (Attachment 2)

Shadon  
 Daham Abd  
 (AIA/Wah  
 Tribe)

AFZN-BB-DCO

21 December 2005

SUBJECT: AR 15-6, BCT No.: \_\_\_\_\_ (The shooting Death of a Local National after an IED strike on 25NOV05 [REDACTED], Iraq).

### 3. FACTS:

- a) Was there a ROE discussion prior to the patrol? If so, by whom? Yes, the crew received a ROE briefing as part of the platoon patrol and safety briefing. 2LT [REDACTED] conducted this Patrol / Safety Briefing (Attachment 4, 5).
- b) What was the SOP established for the unit upon contact with an IED? The SOP for actions on contact for an IED attack was to conduct suppressive fires on suspected trigger man hide positions (Attachment 4,5).
- c) Did the Soldiers act within accordance with ROE? No, the soldiers never had Positive Identification of the enemy
- d) Did the Soldiers act in accordance with SOP? Yes, the soldiers followed the battalion SOP of suppressing possible trigger man positions after an IED strike.
- e) Could the Soldiers see the Blue Minivan from their location? No (Attachment 17, 18)
- f) Did the Soldiers intentionally engage the vehicle with the deceased Local National? No, the Soldiers did not intentionally engage the blue van (Attachment 2, 4, 5, 10).
- g) Who shot in the direction of the blue van? The crew of the [REDACTED], Staff Sergeant [REDACTED] SPC [REDACTED], and PFC [REDACTED] (Attachment 2). This conclusion is drawn from the Fact that the Crew of [REDACTED] fired in the direction of the blue van, although they did not observe the blue van (Attachment 2, 5, 6, 10).
- h) Was this an escalation of force? No, this was not an escalation of Force, this was an implementation of a SOP (Attachment 4, 5).

### 4. FINDINGS.

- a) The Soldiers of 3<sup>rd</sup> platoon/ A Co. 2/70 AR acted within the SOPs and standards set by 2-70 AR.
- b) The Soldiers did not intentionally engage the civilian vehicle.
- c) SSG [REDACTED] SPC [REDACTED] And PFC [REDACTED] are more than likely the Soldiers who engaged in the direction of the blue van.
- d) At no time did the Soldier of the 3<sup>rd</sup> platoon/ A Co. 2/70 AR intentionally engage the blue van. The Blue Van would not have been in line of sight with the [REDACTED]

**Classified Documents Removed**



REPLY TO  
ATTENTION OF

DEPARTMENT OF THE ARMY

HEADQUARTERS, 2ND BATTALION, 70TH ARMOR  
1ST ARMORED DIVISION  
FOB [REDACTED], IRAQ 09738

AFZN-BB-DP

S: 05 DEC 2005  
26 NOV 2005

MEMORANDUM FOR Commander, Headquarters and Headquarters Company, 2nd Battalion, 70th Armor, ATTN: CPT [REDACTED], Camp [REDACTED] Iraq 09378

SUBJECT: Appointment of Investigating Officer

1. You are hereby appointed an Investigating Officer pursuant to AR 15-6 and AR 380-5, paragraph 6-103, to investigate the circumstances surrounding the shooting death of a local national on 14 November 2005.  
25 [REDACTED]
2. In your investigation, all witness statements will be sworn and Privacy Act Statements taken. From the evidence, you will make specific findings into the circumstances behind the incident and the potential for criminal or administrative liability. You will also make recommendations for corrective action to prevent similar acts or incidents and for administrative and/or disciplinary action, if appropriate.
3. You may obtain advice and assistance from the Administrative Law Division, Office of the Staff Judge Advocate. Administrative support will be provided by CPT [REDACTED] of the Brigade Legal Office located at [REDACTED].
4. Prior to interviewing any service member whom you suspect may have violated the UCMJ, you must provide an Article 31 rights warning. The Article 31 rights warning should be done using DA Form 3881. Please consult with your legal advisor for more information.
5. Coordinate and report to the Task Force XO upon receipt of this order for an initial briefing and follow on scheduling with the Task Force Commander.
6. Submit your findings and recommendations, with continuation sheets, enclosures, and exhibits to the S1 Office upon completion. Point of contact for this memorandum is CPT [REDACTED] at [REDACTED].

[REDACTED]  
LTC, AR  
Commanding

[REDACTED]

## STORY BOARD

Unit reporting: A/2-70 AR

Incident: A/2-70 IED attack

Date/time group (DTG) incident occurred: 250850NOV05

Location of incident: [REDACTED]

### Personnel involved

Name	Rank	Unit	SSN	Sex	Age	Race
[REDACTED]	SSG	A/2-70	[REDACTED]	M	32	Caucasian
[REDACTED]	SPC	A/2-70	[REDACTED]	M	31	Caucasian
[REDACTED]	PFC	A/2-70	[REDACTED]	M	21	Caucasian

### SUMMARY

3/A/2-70AR traveling east on ASR [REDACTED] in support of TF [REDACTED] was attacked by an IED. EOD [REDACTED] determined that the IED was a [REDACTED] with an unknown [REDACTED]. The attack took place vic grid [REDACTED]. Prior to the IED attack the lead three vehicles noticed a strong odor of what they described as the smell of gasoline. No Coalition Forces were injured as a result of the IED attack. One M1114 is a battle loss from the IED attack.

1 x LN received minor shrapnel wounds to his gluteus maximums due to the IED attack and refused Coalition medical assistance. The LN drove himself to the hospital.

A second local national was shot by Coalition Forces. The LN national shot by CF initially pulled over on the side of ASR [REDACTED] and yielded the right of way as the patrol was traveling east. Immediately following the attack the platoon initiated the battle drill of clearing the immediate area by conducting the [REDACTED] procedures. During the process of clearing the immediate area the LN in his vehicle pulled onto the road and began to travel west at a high rate of speed past the IED crater on [REDACTED]. [REDACTED] gunner and two dismounts, initiated fires at a [REDACTED] to their north west. SSG [REDACTED] (M4), the TC of [REDACTED], SPC [REDACTED] (M240), the gunner of [REDACTED] and PFC [REDACTED] (M249) the driver of [REDACTED] initiated the fires. The vehicle then past through [REDACTED]'s suppressive fire. The vehicle was struck by several rounds and came to a violent stop, rolled over. Members of the platoon secured the vehicle and rendered aid to the vehicle operator, but the LN expired on the scene. The deceased was identified by his identification card as [REDACTED] (DOB 01 July 1954). The deceased's remains with his personal belongings were taken to the [REDACTED] IP station.

# 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 retrieval.  
**DISCLOSURE:** Disclosure of your social security number is voluntary.

1. LOCATION Camp [redacted] Iraq	2. DATE (YYYYMMDD) 2005/11/26	3. TIME 1312	4. FILE NUMBER
5. LAST NAME, FIRST NAME, MIDDLE NAME [redacted]	6. SSN [redacted]	7. GRADE/STATUS E-6	
8. ORGANIZATION OR ADDRESS Aco 2-70 AR BN			

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

On or about 15 NOV 2005 at approx 1547, [redacted], the truck I was the TC of, was struck by an IED at grid [redacted]. We were the fourth vehicle in the convoy traveling east on route [redacted]. The first three vehicles in the platoon had already made the right turn onto [redacted] when the IED was detonated. My vehicle was stuck on the drivers side between the back door and rear tire. PFC [redacted] pulled the vehicle around the corner approx. 20 meters and stopped. I began assessing the situation and reported to the platoon leader, 2LT [redacted], that my vehicle had been struck. I heard over the radio that my vehicle was burning and told my crew to exit the vehicle. SGT [redacted] was stunned and a little slow getting out so we escorted him up to the [redacted] vehicle and told him to sit down and collect himself. PFC [redacted] and I returned to the vehicle to attempt and save some of the sensitive items. We began pulling items from the truck when SGT [redacted] returned to the truck to help download it. We were able to retrieve all the personnel weapons and [redacted] before we were ordered to stop going back to the vehicle because the 7.62 rounds and flares we had stored on the vehicle were beginning to "cook off". We were then notified that there was a civilian vehicle flipped over in the field on the south side of [redacted] approx 150 meters down from the IED site. Myself and a few other individuals from the platoon that were on the ground already started to run down to the vehicle. PFC [redacted] is the medic assigned to our platoon and he was with us moving toward the vehicle. Once we arrived at the civilian vehicle we began clearing the area and scanning the berm on the north side of [redacted] while PFC [redacted] assessed the one civilian occupant of the van and declared he had no pulse. Shortly after that we moved across [redacted] and up the berm. We swept the top of the berm for signs of a [redacted] position. Starting from where the civilian vehicle was down to where Aco 2nd platoon had set up providing security for the site, approx 100 meters east of the IED site. We came off the berm and back to the burning truck, and continued to provide security for the site. PFC [redacted] was the driver, SGT [redacted] was the gunner, PFC [redacted] was in the seat behind the driver and I was the TC of the damaged vehicle.

Q: Did you see the vehicle prior to the IED?

A: No

Q: Did you engage or observe the people engaging the vehicle?

A: No, him or his crew did not engage and he did not observe the fires.

Q: Was a ROE brief done prior to patrol?

A: Yes

Q: Is it SOP to engage possible trigger positions after an IED goes off?

A: Yes

Q: Was the vehicle intentionally engaged?

A: No, It drove through our suppressive fire.

10. EXHIBIT

3

11. INITIALS OF PERSON MAKING STATEMENT

PAGE 1 OF 2 PAGES

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

THE BOTTOM OF EACH ADDITIONAL PAGE MUST BEAR THE INITIALS OF THE PERSON MAKING THE STATEMENT, AND PAGE NUMBER MUST BE INDICATED.



STATEMENT OF [REDACTED] TAKEN AT Camp [REDACTED] Iraq DATED 2005/11/26

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 2. 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:

[REDACTED] Sgt [REDACTED]  
Aco 2-FOAR  
IRAQ  
ORGANIZATION OR ADDRESS

ORGANIZATION OR ADDRESS

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 26 day of November, 2005 at Camp [REDACTED] Iraq

[REDACTED] (Oath)

(Typed Name of Person Administering Oath)

Act 136  
(Authority To Administer Oaths)

INITIALS OF PERSON MAKING STATEMENT

PAGE OF PAGES

**SWORN STATEMENT**  
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**PRIVACY ACT STATEMENT**

**AUTHORITY:** Title 10 USC Section 301; Title 5 USC Section 295; E.O. 9397 dated November 22, 1943 (SSN)  
**PRINCIPLE PURPOSE:** To provide commanders and law enforcement officials with means by which information may be accurately recorded.  
**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 Camp [redacted] Iraq	2. DATE (YYYYMMDD) 20051128	3. TIME 1400	4. FILE NUMBER
5. LAST NAME, FIRST NAME, MIDDLE NAME [redacted]	6. SSN [redacted]	7. GRADE/STATUS O-1 / AD	
8. ORGANIZATION OR ADDRESS 3/A Co, 2-70 Armor, Camp [redacted] Iraq			

I, 2LT [redacted], wish to make the following statement. At 1547 on 26 NOV 05, 3/A/2-70 AR was conducting a route patrol on ASR [redacted], vicinity the intersection of RTE [redacted] and RTE [redacted]. The convoy consisted of 4 M1114 HMMWV's, with the order of march being my truck, and then sequentially followed in order. As we approached the intersection of RTE [redacted] and [redacted] from the west on RTE [redacted] the convoy slowed down to make a turn south on [redacted]. When my HMMWV passed the near side of the intersection, the distinct smell of fuel was announced by the entire crew. As the truck made the turn, a single Besta van was parked on the north side of ASR [redacted], near the IED site, and a yellow crane was pulling onto [redacted] from [redacted]. I looked in the mirror to see if the HMMWV was leaking fuel and also considered the crane possible to be leaking fuel. My truck continued onto RTE [redacted] and approximately 75 meters onto the road I heard an IED detonation. My gunner, SGT [redacted] immediately told me that the fourth truck in the convoy was on fire. I immediately called up a contact report and the platoon began to suppress towards a canal that runs parallel to [redacted] along with a large berm on the north side of [redacted]. As the platoon ceased fire, I went to check on the personnel in the truck that was burning. SSG [redacted], SGT [redacted], PFC [redacted], and PFC [redacted] the crew of 34T, all had safely exited the vehicle. Several dismounts then went to the berm on the far side of RTE [redacted] look for a possible trigger man. I returned to my HMMWV and called higher reporting no injuries and that the HMMWV was burning. I then returned to the HMMWV and tried to put the fire out with a fire extinguisher and dirt, but the fire was too hot and could not be extinguished. I then returned to my HMMWV, where LT [redacted] stated he was going to the far side of the road to assess collateral damage and he would communicate with me via an [redacted]. Within ten minutes LT [redacted] reported a civilian in the crane was wounded by shrapnel and was driving himself to the hospital. Five minutes following that, LT [redacted] then reported a local national was pronounced dead by SPC [redacted] the platoon medic and they were beginning to place the body in a body bag. Our sister platoon, [redacted], came on scene at this point to help keep security. I sent a final assessment to higher, and was told recovery assets were being sent to our location. At this point, ammunition within the burning HMMWV began to explode and no one could go near the HMMWV. We waited about 4 hours before the HMMWV could be extinguished and recovered.

Q: Did you physically or observe you soldiers engage the blue vehicle? [redacted]

A: NO [redacted]

Q: What was the order at march? [redacted]

A: 31, 3-2, 33, 3-4 [redacted]

Q: Is it SOP to engage possible trigger man locations after an IED? [redacted]

A: YES [redacted]

Q: Did you do a ROC brief prior to your patrol? [redacted]

A: yes [redacted]

Q: Did you see the blue vehicle prior to the IED? [redacted]

A: Yes, It was heading west on the east side of IED. [redacted]

Q: How far was the blue vehicle from your convoy after it flipped? [redacted]

A: About 250 to 300 metres. [redacted]

Q: Did you find anything in the individual who was killed vehicle? [redacted]

A: 5 100 dollar bills american, couple IED's, 75,000 denar, and a gas can [redacted]

Nothing Follows

INITIALS ON MAKING STATEMENT

STATEMENT OF [REDACTED] TAKEN AT Camp [REDACTED] Iraq DATED 20051126

(B) STATEMENT (Continued)

Not Used

[REDACTED]

AFFIDAVIT

I, Josh Shay, 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. THIS 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.

WITNESS:

[REDACTED]  
Subscribed and sworn to by me, a person authorized to administer oaths, this 26 day of November 2005 at Camp [REDACTED] Iraq

ORGANIZATION OR ADDRESS

(Signature of Person Administering Oath)

(Typed Name of Person Administering Oath)

ORGANIZATION OR ADDRESS

Article 136  
(Authority to Administer Oaths)

INITIALS OF PERSON MAKING STATEMENT

**SWORN STATEMENT**

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**DISCLOSURE:** Disclosure of your social security number is voluntary.

1. LOCATION Camp [redacted] Iraq	2. DATE (YYYYMMDD) 2005/11/26	3. TIME 1415	4. FILE NUMBER
5. LAST NAME, FIRST NAME, MIDDLE NAME [redacted]		6. SSN [redacted]	7. GRADE/STATUS E-6/Active Duty
8. ORGANIZATION OR ADDRESS 3rd Platoon, Alpha Company, 2/70 Ar Bn. camp [redacted] Iraq			

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

At 1545 25 Nov 05 My platoon was traveling eastbound on RTE [redacted]. We were getting ready to turn and head south when we had very strong smell of some type of fuel substance. After my truck had passed by the area and made the turn south me and my crew (SPC [redacted] and PFC [redacted] and I) were talking about the smell that we had smelt. That was when we heard the concussion from the IED. My gunner looked back and seen that [redacted] had been hit by an IED and was on fire. We immediately got out of the truck to conduct suppressive fire and [redacted]. We had focused all of our fires on the berm to the north of RTE [redacted]. When our suppressive fires were complete, we had dismounted to go and look over the berm for a possible trigger man. There was a crane right next to the IED crater. The male that was in the crane was outside of it and standing there with his arms up in the air. I stopped and told him to get down on the ground. I did not stay there long enough to find out if there he suffered from any wounds. I then moved up to supervise the clearing of the berm. After we moved approximately 100 meters in each direction. I was asked by SGT [redacted] if the upside down van on the south side of RTE [redacted] was there before the IED went off. Myself, SGT [redacted], SPC [redacted] and PFC [redacted] had gone down the check out the van. When we had gotten down there I noticed that there was a driver in the van and he was bleeding severally. I told one of the soldiers to go back and get SPC [redacted] so he could come up and try to treat him. I noticed that there were several bullet holes in the van. I asked my crew if any of them had engaged the van. They told me, no, our point of concentration was the berm. They didn't even see the van when the were conducting suppressive fires. The van in question was on the east side of where we had turned. From what I can remember. He was on the east side of the IED/turn south and have tried to take off once we made our turn south and as the IED went off. The first time I had even seen the van after the IED went off it was upside down at its resting position.

Q: What order were the vehicles in? [redacted]

A: 3-1, 3-2, 3-3, 3-4 [redacted]  
1st, 2nd, 3rd, 4th

Q: Did you see the blue vehicle prior to it being turned over or engaged? [redacted]

A: Yes, we put it as we were heading East on Lincoln [redacted]

Q: Did you or your crew fire on the blue van? [redacted]

A: No, [redacted]

Q: What crew or personnel engaged the blue vehicle? [redacted]

A: Could not honestly answer because I did not physically observe the engagement [redacted]

Q: Is it SOP to engage possible trigger man positions after an IED? [redacted]

A: Yes [redacted]

Q: When was the last ROE disaction done? [redacted]

A: Prior to patrol, ROE vehicles are done prior to all patrols. [redacted]

[redacted signature line]

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" 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.

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1. LOCATION Camp [redacted], Iraq
2. DATE (YYYYMMDD) 2005/12/25
3. TIME 1547
4. FILE NUMBER
5. LAST NAME, FIRST NAME, MIDDLE NAME [redacted]
6. SSN [redacted]
7. GRADE/STATUS PFC
8. ORGANIZATION OR ADDRESS A CO 2/70 AR 3 BLT 1 AD

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

25 Nov 05 our platoon was traveling east on RTE [redacted]. AT approximately 1547 hours when the Rear truck passed by a small rubber piece on the side of the road when it exploded. [redacted] drove another 25 meters when it stopped. The rear tire was on fire. I stopped and did a quick check around the truck and got out and started to suppress the berm on the grand canal. SPC [redacted] started to suppress also. He was gunning on [redacted]. After we stopped suppressing. I called out to PFC [redacted] to get away from the truck cause it was burning. At that time SGT [redacted] grabbed some guys including me. We went up onto the berm to try to find a trigger man. [redacted] Page 1

10. EXHIBIT 6
11. INITIALS OF PERSON MAKING STATEMENT [redacted]
PAGE 1 OF 1.5 PAGES

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

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

STATEMENT OF [REDACTED] TAKEN AT Camp [REDACTED] DATED 2005 2011

9. STATEMENT (Continued)

When we reached the top of the berm SGT [REDACTED] noticed the LN van flipped over on the side of the road. We ran to the van. When we reached the van SGT [REDACTED] yelled for a medic. SPC [REDACTED] arrived and ~~permanently~~ <sup>said he had</sup> him dead. He had several bullet wounds. At that time they placed him in a body bag and checked him for ID and info. Red arrived right before they put the LN in a body bag. We then returned to our trucks and waited for the truck to stop burning. This is the end of the statement [REDACTED]

[REDACTED]

INITIALS OF PERSON MAKING STATEMENT

[REDACTED]

PAGE 2 OF 3 PAGES

STATEMENT OF \_\_\_\_\_ TAKEN AT \_\_\_\_\_ DATED \_\_\_\_\_

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 2. 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 26 day of November, 2005 at Camp [REDACTED], Iraq

[REDACTED] SSG [REDACTED]  
AA 2-70 AR  
[REDACTED] 5/A/2-70 AR  
ORGANIZATION OR ADDRESS

[REDACTED]  
(Administering Oath)

[REDACTED]  
5/A/2-70  
ORGANIZATION OR ADDRESS

[REDACTED]  
(Typed Name of Person Administering Oath)  
Act 136  
(Authority To Administer Oaths)

INITIALS OF PERSON MAKING STATEMENT  
[REDACTED]

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 retrieval.
DISCLOSURE: Disclosure of your social security number is voluntary.

1. LOCATION: Cp [redacted], Iraq
2. DATE (YYYYMMDD): 2005/12/6
3. TIME: 1340
4. FILE NUMBER:
5. LAST NAME, FIRST NAME, MIDDLE NAME: [redacted]
6. SSN: [redacted]
7. GRADE/STATUS: E-4
8. ORGANIZATION OR ADDRESS: 3/A/2-70

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

On 25 Nov 2005, at approximately 1547 HRS, I was performing my duties as the Driver of [redacted]. We were the lead vehicle in a 4 vehicle convoy. My vehicle turned south onto Route [redacted] from ASR [redacted], vicinity Grid [redacted]. My vehicle proceeded south on [redacted], approximately 75 meters until I heard a loud explosion to our rear. I then looked into my rearview mirror, and saw A-34T in flames. I called over the Company net to inform the crew of [redacted] that their vehicle was on fire then exited my truck and began firing suppressive fire into the burn north of ASR [redacted]. I fired 30 rounds.

10. EXHIBIT: 7
11. INITIALS OF PERSON MAKING STATEMENT: [redacted]
PAGE 1 OF 3 PAGES

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



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

STATEMENT OF SFC [REDACTED] GIVEN AT 1340 DATED 2005/11/26

9. STATEMENT (Continued)

from my M16 rifle. I then reloaded and headed north across ASR [REDACTED] with SGT [REDACTED]. We began sweeping the area for a triggerman and any evidence of further hostile activity. SGT [REDACTED] and I moved as far north as the canal. I scanned the entire shoreline and found no evidence of any triggermen. Then I heard SGT [REDACTED] call to me that he saw a vehicle was on its roof along ASR [REDACTED]. Approximately 300 meters west of the initial explosion. SGT [REDACTED] and I ran to the vehicle where we found a Local National in a van on its roof. The man was bleeding from his head and appeared to be conscious. He was breathing and I called for our platoon medic, SFC [REDACTED] to respond. SFC [REDACTED] ran to our position. SFC [REDACTED] began to assess the wounded

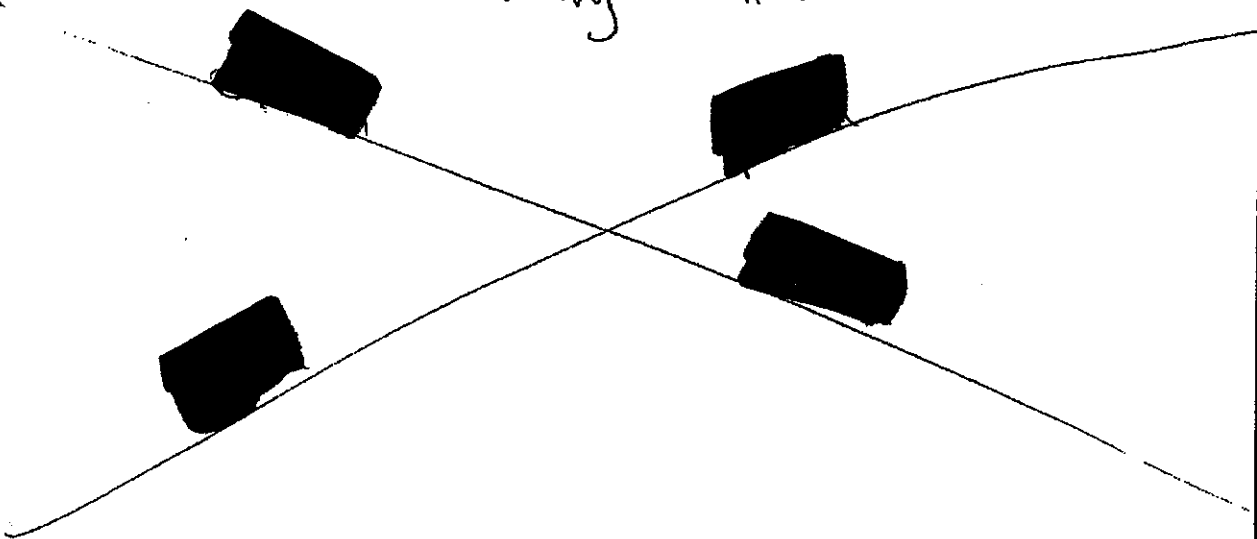
INITIALS OF PERSON MAKING STATEMENT [REDACTED]

PAGE 2 OF 3 PAGES

STATEMENT OF SPC [REDACTED] TAKEN AT 1340 DATED 2005/11/26

9. STATEMENT (Continued)

man and found he had no pulse. I began to search the surrounding area for additional persons, not finding anyone. We then secured the area and consolidated near our vehicles.  
Nothing Follows



I, SPC [REDACTED] AFFIDAVIT

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

[REDACTED]  
(Signature of Person Making Statement)

WITNESSES:

[REDACTED]  
3/11/276  
ORGANIZATION OR ADDRESS  
[REDACTED]  
SA 270  
ORGANIZATION OR ADDRESS

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 26 day of Nov, 2005 at Camp [REDACTED] 1340

[REDACTED]  
(Typed Name of Person Administering Oath)  
APT. 136  
(Authority To Administer Oaths)

INITIALS OF PERSON MAKING STATEMENT

[REDACTED]

PAGE 3 OF 3 PAGES

# SWORN STATEMENT

For use of this form, see AR 190-46; 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 retrieval.  
**DISCLOSURE:** Disclosure of your social security number is voluntary.

1. LOCATION Camp [redacted] Iraq	2. DATE (YYYYMMDD) 2005/11/26	3. TIME 1345	4. FILE NUMBER
5. LAST NAME, FIRST NAME, MIDDLE NAME [redacted]	6. SSN [redacted]	7. GRADE/STATUS E4	
8. ORGANIZATION OR ADDRESS ACo. 2-70 AR			

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

On 25 NOV 05 at 1547 3/A/ 2-70AR was on a route patrol heading east on MSR [redacted] the 4th vehicle in the convoy was hit by an I.E.D. at [redacted]. The Alpha 34T was crewed by SSG [redacted] SGT [redacted] PFC [redacted] and PFC [redacted]. After the I.E.D. went off, I the gunner of the second vehicle in the convoy, stayed sitting down for a few seconds to make sure that there wasn't any secondary devices. After approximately 10 seconds had passed I stood up and looked at the vehicle that was struck to see if all the occupants had exited it when I noticed that it was on fire, after seeing everyone exit the vehicle I then found a clear line of fire and did suppressive fire into the berm on the north side of MSR [redacted]. I fired approximately 25 rounds then placed my weapon on safe and then assumed security of the area that my vehicle was parked in. I continued to pull security until the vehicle was recovered and taken back to Camp [redacted].  
*Nothing follows*

10. EXHIBIT 4	11. INITIALS OF PERSON MAKING STATEMENT [redacted]	PAGE 1 OF 3 PAGES
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ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT \_\_\_\_\_ TAKEN AT \_\_\_\_\_ 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 SAC [REDACTED] TAKEN AT 1345 DATED 2006/11/26

B. STATEMENT (Continued)

[REDACTED]

INITIALS OF PERSON MAKING STATEMENT

PAGE 2 OF 3 PAGES

STATEMENT OF Spc [REDACTED] TAKEN AT 1345 DATED 2005/11/26

9. STATEMENT (Continued)

[REDACTED]

AFFIDAVIT

I, Spc [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 of Person Making Statement)

WITNESSES:

[REDACTED] 3/A/2-70

ORGANIZATION OR ADDRESS

[REDACTED] 3/A/2-70

ORGANIZATION OR ADDRESS

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 26 day of November, 2005 at 1345

[REDACTED]

(Typed Name of Person Administering Oath)

Art. 136  
(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

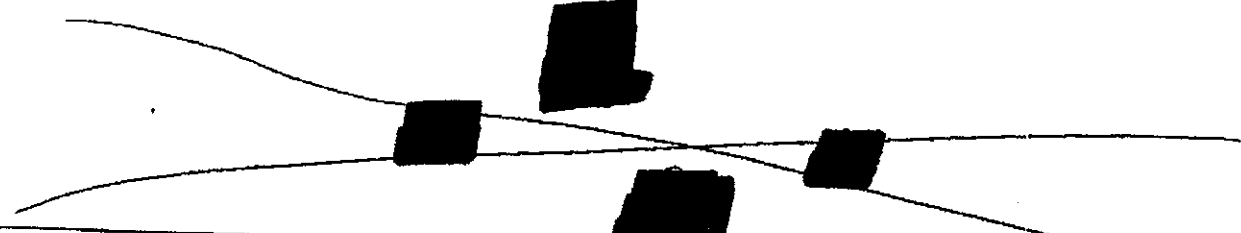
**PRIVACY ACT STATEMENT**

**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  
**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] Iraq	2. DATE (YYYYMMDD) 2005 11 26	3. TIME 13:40	4. FILE NUMBER
5. LAST NAME, FIRST NAME, MIDDLE NAME [redacted]	6. SSN [redacted]	7. GRADE/STATUS SP4	
8. ORGANIZATION OR ADDRESS A Co 2-70 AR			

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

On 25 NOV, 2005 at 1547 3<sup>rd</sup> PFT AID 2-70 AR was on a routine patrol heading east on MSR [redacted]. [redacted] truck was struck by an IED at grid [redacted]. I was in the lead truck. There was a strong smell of gas in the air. After the first 3 trucks passed the site, the 34 truck was hit. When I heard the IED I looked out my window to see that the 34 truck was on fire. After doing a [redacted] search out my window I exited the truck to suppress fire with my M4A1. I fired 100 rounds in to the burn on [redacted]. I then went to check on the [redacted] crew. I saw PFC [redacted] be burned fire and I consulted on to the truck. When I got to the truck SSG [redacted] and SGT [redacted] were pulling items out of the truck. SPC [redacted] came up and together we went to the road to check on the LM in the crane truck who was wounded. SPC [redacted] gave him first aid and he drove to the hospital on his own power. I saw the van flipped over and told SPC [redacted] He ran to get his aid bag and we went over to the van. SPC [redacted] attempted to give first aid. The LM died while I was providing security. SPC [redacted] announced he was dead. We then walked back to the trucks by the burn around the site.



10. EXHIBIT 9	11. INITIALS OF PERSON MAKING STATEMENT [redacted]	PAGE 1 OF 2 PAGES
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ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT" TAKEN AT \_\_\_\_\_ DATED \_\_\_\_\_  
THE BOTTOM OF EACH ADDITIONAL PAGE MUST BEAR THE INITIALS OF THE PERSON MAKING THE STATEMENT, AND PAGE NUMBER MUST BE INDICATED.

STATEMENT OF SPL [REDACTED] TAKEN AT 13:40 DATED 26/5/26

9. STATEMENT (Continued)

[REDACTED]

AFFIDAVIT

SPL [REDACTED], 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

[REDACTED]  
(Signature of Person Making Statement)

WITNESSES:

[REDACTED] 3/11/2-70

ORGANIZATION OR ADDRESS

[REDACTED]  
3/11/2-70 AD  
[REDACTED] Iraq  
ORGANIZATION OR ADDRESS

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 26 day of NOV, 2007 at Camp [REDACTED] Iraq

[REDACTED] (Typed Name of Person Administering Oath)

Art 136  
(Authority To Administer Oaths)

INITIALS OF PERSON MAKING STATEMENT [Signature]

PAGE 1 OF 2 PAGES

# SWORN STATEMENT

For use of this form, see AR 190-46; the proponent agency is ODCSOPS

## PRIVACY ACT STATEMENT

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**ROUTINE USES:** Your social security number is used as an additional/alternate means of identification to facilitate filing and retrieval.  
**DISCLOSURE:** Disclosure of your social security number is voluntary.

1. LOCATION Camp [redacted] ZAAA	2. DATE (YYYYMMDD) 2005 11 26	3. TIME 14:30	4. FILE NUMBER
5. LAST NAME, FIRST NAME, MIDDLE NAME [redacted]	6. SSN [redacted]	7. GRADE/STATUS E-4	
8. ORGANIZATION OR ADDRESS A co 2-70 AA			

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

On 25 NOV 2005 A co 3rd Platoon was traveling east on Route [redacted] upon approaching a left turn off of [redacted] I noticed a strong odor of gasoline fuel smell. I was in the gunners hatch and I bent down to inform the other crewmembers about the smell. Me and the driver ~~discussed~~ discussed about the strange odor, when the vehicle was about 50 to 60 meters from the road we heard a large explosion. I stood in the hatch and saw that the trail vehicle [redacted] was on fire. I turned the turret until I could aim the M240 Weapon at a possible hide point for a trigger man. there was a yellow crane to the front left of my aim point and I was careful not to fire towards it. I shot about 250 Rounds into the possible hide point. I could hear the other crewmembers fire their weapons. After the ammo was expended the driver and TC went to secure the berm on the other side of [redacted] to the north. They searched and could not find any thing of significance on the berm. The [redacted] vehicle was fully engulfed in flames and the crew attempted to put the fire out. they were unsuccessful and [redacted] began moving away from the vehicle. once the ammo inside the vehicle began cooking off my vehicle was moved away from the burning vehicle and I began to provide rear security to the west from the gunners hatch for recovery operations.

10. EXHIBIT 10	11. INITIALS OF PERSON MAKING STATEMENT [redacted]	PAGE 1 OF 3 PAGES
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ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT \_\_\_\_\_ TAKEN AT \_\_\_\_\_ 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 14:30 DATED 26 Nov 2005

9. STATEMENT (Continued)

[REDACTED]

INITIALS OF PERSON MAKING STATEMENT [REDACTED]



# SWORN STATEMENT

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

## PRIVACY ACT STATEMENT

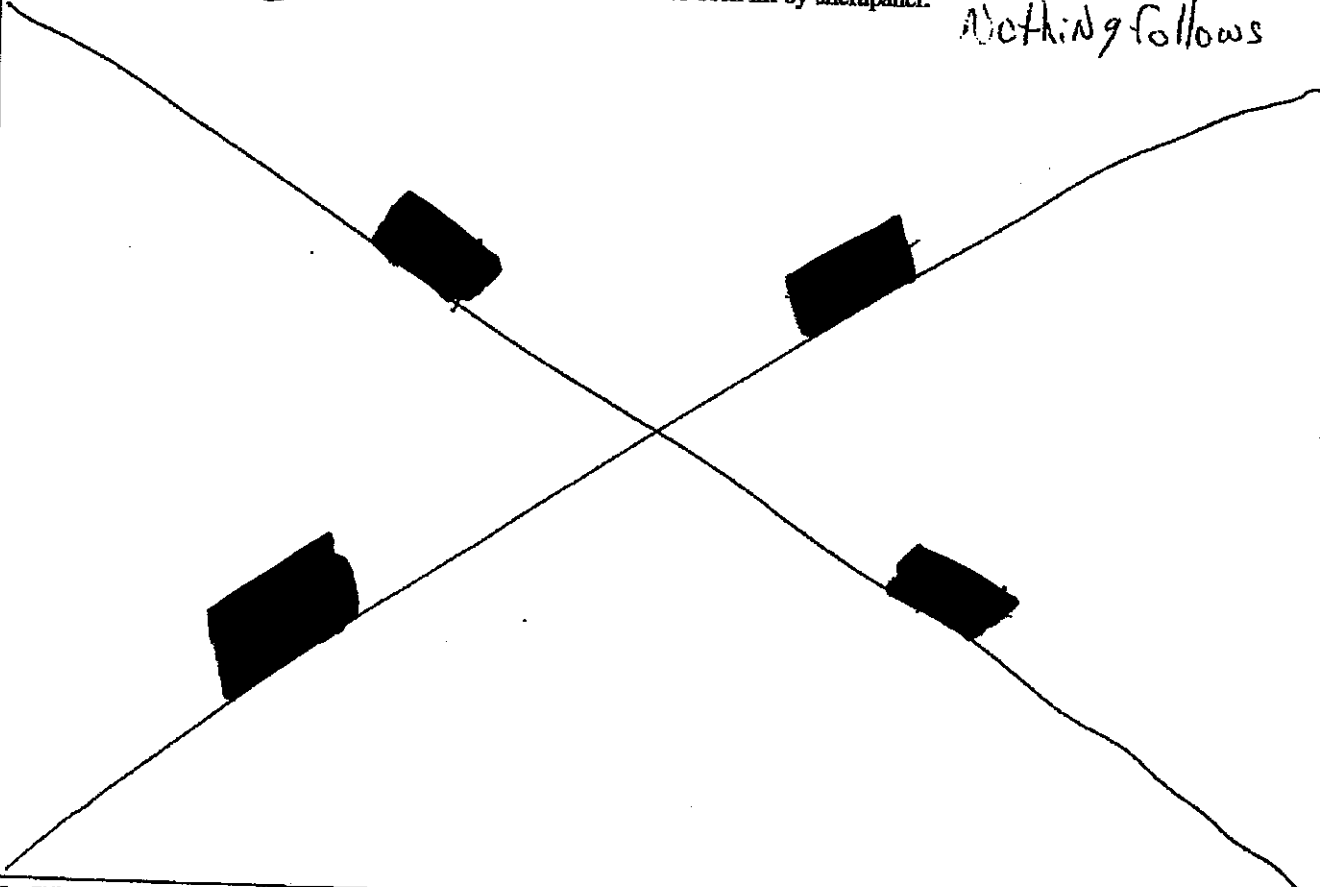
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**PRINCIPAL PURPOSE:** To provide commanders and law enforcement officials with means by which information may be accurately  
**ROUTINE USES:** Your social security number is used as an additional/alternate means of identification to facilitate filing and retrieval.  
**DISCLOSURE:** Disclosure of your social security number is voluntary.

1. LOCATION Camp [redacted] Iraq	2. DATE (YYYYMMDD) 2005/11/26	3. TIME	4. FILE NUMBER
5. LAST NAME, FIRST NAME, MIDDLE NAME [redacted]	6. SSN [redacted]	7. GRADE/STATUS E/3	
8. ORGANIZATION OR ADDRESS A Co. 2/70 Ar			

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

On 26 Nov. 2005 at 1547 3rd Plt A Co. 2 70 Ar was on a routine route patrol while on the patrol we were heading east on MSR [redacted] when [redacted] was hit by an ied. [redacted] consisted of SSG [redacted] Sgt. [redacted], Pfc [redacted] and Pfc [redacted]. The truck was the last truck in the convoy we were heading east. I had looked out my door window when i started to turn my head back towards the windshield the ied had gone off in between my door and the passenger door behind me. I then had taken the truck and pulled it off the road to the side of the road. When i had stopped Pfc [redacted] had yelled for everyone to get out cause the truck was on fire. I had gotten out and ran to the nearest truck to get away form the truck so when the ammo that was in the truck started to cook off no one would be hit by the ammo. I then realized i didn't grab my weapon i ran back to the truck to get my weapon. I had then ran to help Spc [redacted] to go help the local national that had been hit by shrapanel.

*Nothing follows*



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

[REDACTED]

TAKEN AT

Camp [REDACTED]

DATED

26 Nov 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 2. 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 \_\_\_\_\_ day of \_\_\_\_\_, at \_\_\_\_\_

ORGANIZATION OR ADDRESS

(Signature of Person Administering Oath)

(Typed Name of Person Administering Oath)

ORGANIZATION OR ADDRESS

(Authority To Administer Oaths)

INITIALS OF PERSON MAKING STATEMENT

[REDACTED]

PAGE OF 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).  
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**DISCLOSURE:** Disclosure of your social security number is voluntary.

1. LOCATION [REDACTED]	2. DATE (YYYYMMDD) 2005/11/25	3. TIME 1547	4. FILE NUMBER
5. LAST NAME, FIRST NAME, MIDDLE NAME [REDACTED]	6. SSN [REDACTED]	7. GRADE/STATUS E-5/SGT	
8. ORGANIZATION OR ADDRESS Aco 2/70thAR 3rd BCT			

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

On November 25th 2005 during the time 1547 at grid [REDACTED] my vehicle [REDACTED] was struck by an IED. I was gunner of the vehicle and the occupants were SSG [REDACTED] (TC), PFC [REDACTED] (Driver), and PFC [REDACTED] (Dismount). We were the fourth vehicle in a 4 vehicle patrol that was headed east on ASR [REDACTED]. I as gunner was pulling rear security for our convoy. When we got hit I dont remember much other than a huge flash. I did not see the IED or how it was layed, all I know is i seen a very large fireball consuming the whole rear side of my vehicle. Then i can remember the driver taking a right hand turn right after we got hit onto another road for cover or maybe another IED might have been in place. I reacted by shooting approx 30 rounds of 7.62 from my M.240 before i realized my vehicle was on fire. PFC [REDACTED] urged me and the crew to dismount the vehicle because there was burning fuel leaking out of our fuel cell underneath the vehicle. At that time I realized that i might have suffered a concussion and maybe suffered a jaw injury. i had a hard time seeing what was going on because everything was happening so fast , and i did not know if we were beeing ambushed at the time. I heard lots of gunfire and lots of yelling from the other trucks in front of me, and i was dismounting the vehicle afraid of taking an enemy bullet possible or the truck exploding on me. I jumped off with my weapon (M-4) and fell to the ground and then ran to the looney 4 vehicle. When I got to the other truck i grabbed a fire extinguisher to attemp to put out the fire. Since the tires were on fire on my vehicle a fire extinguisher was useless, we had no choice other than to let the vehicle to burn out because there was fuel and rubber burning from the tires so we made the decision to back away from the vehicle for safety and continue to let it burn. I also heard ammo cooking off when we were backing away from the vehicle, so giving up on trying to put out the fire was a great thing. Once I was in a low ground to th south of [REDACTED] off the main dirt road to the south I heard over the radio that there was a civilian casualty involved with the IED blast. I was not around the area to asses what happened to the iraqi national casualty. I did hear he was in a body bag on the road. I was then escoted by [REDACTED] back to [REDACTED]

End of Statement

10. EXHIBIT 12	11. INITIALS OF PERSON MAKING STATEMENT [REDACTED]	PAGE 1 OF 3 PAGES
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ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT \_\_\_\_\_ TAKEN AT \_\_\_\_\_ 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

[REDACTED]

TAKEN AT

Camp [REDACTED]

DATED

26 JUN 05

9. STATEMENT (Continued)

[REDACTED]

INITIALS OF PERSON MAKING STATEMENT

PAGE OF PAGES

STATEMENT OF

[REDACTED]

TAKEN AT

Camp

[REDACTED]

DATED 26 NOV 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 \_\_\_\_\_. 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)

Subscribed and sworn to before me, a person authorized by law to administer oaths, this \_\_\_\_\_ day of \_\_\_\_\_ at \_\_\_\_\_

\_\_\_\_\_  
(Signature of Person Administering Oath)

\_\_\_\_\_  
(Typed Name of Person Administering Oath)

\_\_\_\_\_  
(Authority To Administer Oaths)

WITNESSES:

\_\_\_\_\_  
\_\_\_\_\_

ORGANIZATION OR ADDRESS

\_\_\_\_\_  
\_\_\_\_\_

ORGANIZATION OR ADDRESS

INITIALS OF PERSON MAKING STATEMENT

# SWORN STATEMENT

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

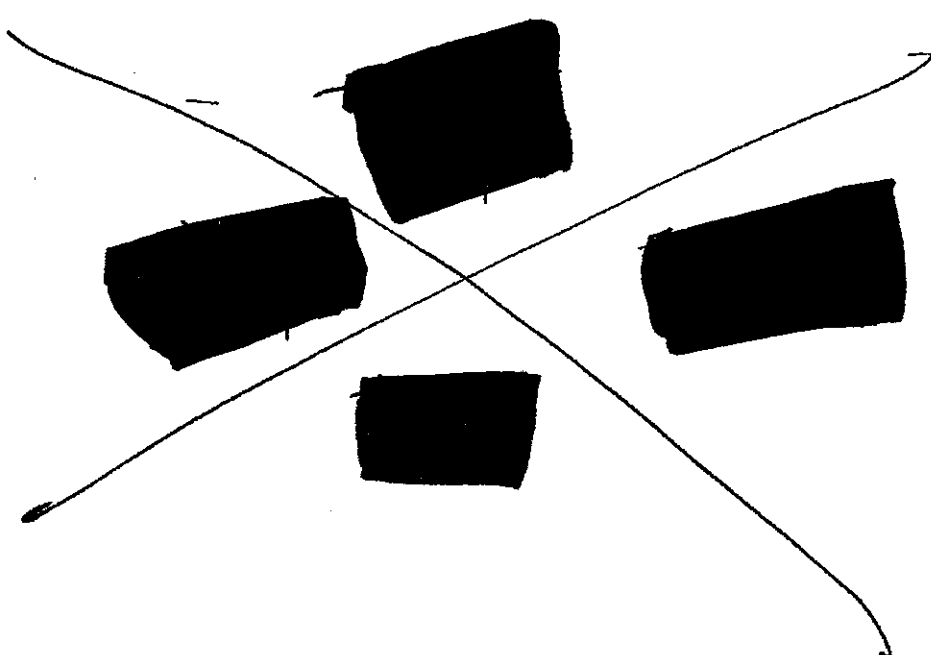
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**AUTHORITY:** Title 10 USC Section 301; Title 5 USC Section 2951; E.O. 9397 dated November 22, 1943 (SSN).  
**PRINCIPAL PURPOSE:** To provide commanders and law enforcement officials with means by which information may be accurately  
**ROUTINE USES:** Your social security number is used as an additional/alternate means of identification to facilitate filing and retrieval.  
**DISCLOSURE:** Disclosure of your social security number is voluntary.

1. LOCATION [REDACTED]	2. DATE (YYYYMMDD) 2005/10/25	3. TIME 1547	4. FILE NUMBER
5. LAST NAME, FIRST NAME, MIDDLE NAME [REDACTED]	6. SSN [REDACTED]	7. GRADE/STATUS E-3/Active Duty	
8. ORGANIZATION OR ADDRESS A Co. 2/70th ARMOR 3rd BCT			

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

On November 25th 2005, [REDACTED] in a 4 victor convoy traveling east on [REDACTED], PFC [REDACTED], SGT [REDACTED], SSG [REDACTED], and myself were hit by a IED. The IED hit the fourth vehicle in the back of the convoy. the blast hit directly in the center between [REDACTED] the driver, and I, the passenger. The blast forced [REDACTED] to steer the vehicle off the road to the right on a canal road as I saw SGT [REDACTED] slump to the bottom of the humvee. I screamed "were on fire!" as a ball of fire came out from underneath the humvee [REDACTED] grabbed his rifle and I yelled at SGT [REDACTED] to get out. scrambling out of the vehicle I took a knee because all i could hear was contact fire from the other humvees. Gathering my thoughts and looking around for cover I jumped inside a canal and gave it 20 seconds before I ran to the front of another humvee. SGT [REDACTED], SSG [REDACTED] and I went back to the humvee the best we could dodging flames and ammo cooking off, retrieved the most of our gear. After retrieving SGT [REDACTED] and placing him on the humvee bumper I saw SPC [REDACTED] and [REDACTED] running up [REDACTED]. I grabbed my weapon and ran. That's when I saw the flipped over Iraqi van in the middle of a previously farmed field. There was a dead Iraqi squashed, laying abnormally out the van. SPC [REDACTED] assessed him and announced him dead with no pulse and consciousness. The Iraqi had a cracked skull with brain matter hanging out of the hole.



10. EXHIBIT 13	11. INITIALS ON MAKING STATEMENT [REDACTED]	PAGE 1 OF 3 PAGES
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ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT \_\_\_\_\_ TAKEN AT \_\_\_\_\_ DATED \_\_\_\_\_"

THE BOTTOM OF EACH ADDITIONAL PAGE MUST BEAR THE INITIALS OF THE PERSON MAKING THE STATEMENT, AND PAGE NUMBER MUST BE 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 [REDACTED] IRAA DATED 10/26/2013

9. STATEMENT (Continued)

[REDACTED]

INITIALS OF PERSON MAKING STATEMENT

[REDACTED]

PAGE 2 OF 3 PAGES

STATEMENT OF

[REDACTED]

TAKEN AT

IRAQ

DATED

10/26/2005

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 [REDACTED]. I FULLY UNDERSTAND THE STATEMENT MADE BY ME. THE STATEMENT IS TRUE. I HAVE INITIALED ALL CORRECTIONS ON EACH PAGE CONTAINING THE STATEMENT. I HAVE MADE THIS STATEMENT FREELY AND WITHOUT THREAT OF PUNISHMENT, AND WITHOUT COERCION, UNLAWFUL INFLUENCE, OR

WITNESSES:

Cpl [REDACTED]  
[REDACTED] AR

ORGANIZATION OR ADDRESS  
[REDACTED] 156 [REDACTED]

ORGANIZATION OR ADDRESS  
[REDACTED]

Authorized by law to administer oaths, this 26 day of NOVEMBER, 2005 at Camp [REDACTED]

[REDACTED SIGNATURE]

1LT [REDACTED]  
(Typed Name of Person Administering Oath)

Art. 156  
(Authority To Administer Oaths)

INITIALS OF PERSON MAKING STATEMENT

[REDACTED INITIALS]

137882

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 2061; 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 retrieval.
DISCLOSURE: Disclosure of your social security number is voluntary.

1. LOCATION
2. DATE (YYYYMMDD) 2005 11 26
3. TIME 13:45
4. FILE NUMBER
5. LAST NAME, FIRST NAME, MIDDLE NAME
6. SSN
7. GRADE/STATUS E-4
8. ORGANIZATION OR ADDRESS A Co, 2/70 AR, 3 BCT, 1 AD

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

On 25th NOV. 2005 at 15:47 I was traveling with [redacted] Platoon in the 2 truck, the 2nd truck in the convoy. We were coming from the West on [redacted] and turned South on [redacted]. The truck I was traveling had went 50 meters south on [redacted] when I heard an explosion. We came to an initial stop to see if everyone in my truck was uninjured, when that was confirmed my truck pushed South East an additional 100 meters. The Platoon started to suppress into the berm across [redacted] I looked into my side view mirror where I saw a fire trail going from some where on [redacted] to the rear of the [redacted] truck. At that time The rest of the Platoon started to dismount to aid the personnel of the [redacted] truck. I fired 30 rounds at the same berm that was being suppressed while moving closer to the [redacted] truck. By this time the whole rear of the vehicle was on fire and the personnel from the [redacted] truck were attempting to retrieve military and personal gear and belongings. I passed the burning truck by and moved to the wounded LN in [redacted] where I dressed the shrapnel wound on his gluteus maximus and right lower leg. The man redressed himself rapidly and announced he was going to the hospital. I then heard my name called out from a distance, I looked to the west and saw a van on it's roof. I ran back to my truck and grabbed my aid bag. I ran down to the van, I saw a man laying half in the vehicle not moving. I checked his wounds [redacted] and his pulse. The man had no pulse so SPC [redacted] and I extracted the man from the vehicle and put him in a body bag and moved him to a more easily

10. EXHIBIT 14
11. INITIALS OF PERSON MAKING STATEMENT
PAGE 1 OF 3 PAGES

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

14 17883

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 Camp [REDACTED] DATED 26 NOV 2005

9. STATEMENT (Continued) accessible spot, the road. I then moved back to the [REDACTED] truck where SGT [REDACTED] PFC [REDACTED], and PFC [REDACTED] were awaiting treatment. I treated SGT Cuff for a bump on the head and some smoke inhalation, PFC [REDACTED] for a ring in the ears and smoke inhalation and the same for PFC [REDACTED], I recommended that they go back to Camp [REDACTED] for further exams by the Aid Station. I then returned to the my truck to continue perimeter security.

INITIALS OF PERSON MAKING STATEMENT [REDACTED]

PAGE 2 OF 3 PAGES

STATEMENT OF SPC [REDACTED] TAKEN AT Camp [REDACTED] DATED 26 NOV 2005

9. STATEMENT (Continued)

[REDACTED]

AFFIDAVIT

I, SPC [REDACTED], HAVE READ OR HAVE HAD READ TO ME THIS STATEMENT WHICH BEGINS ON PAGE 1, AND ENDS ON PAGE 2. 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:

[REDACTED] SGT [REDACTED]  
Asst [REDACTED]  
OF [REDACTED] DRESS [REDACTED]  
[REDACTED] SSG  
[REDACTED] [REDACTED]  
ORGANIZATION OR ADDRESS [REDACTED]

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 26 day of November, 2005 at Camp [REDACTED]

[REDACTED]  
(Typed Name of Person Administering Oath)  
[REDACTED]  
(Authority To Administer Oaths)

INITIALS OF PERSON MAKING STATEMENT ME

# 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 retrieval.  
**DISCLOSURE:** Disclosure of your social security number is voluntary.

1. LOCATION Camp [redacted] Iraq	2. DATE (YYYYMMDD) 2005/11/26	3. TIME 1345	4. FILE NUMBER
5. LAST NAME, FIRST NAME, MIDDLE NAME [redacted]	6. SSN [redacted]	7. GRADE/STATUS E-5	
8. ORGANIZATION OR ADDRESS A CO 2-70 AR 3BCT/1AD			

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

On 25th November 2005 Looney PLT was traveling east on route [redacted]. At Approx Grid [redacted], Our [redacted] 4 M 1114 was hit with an IED which ignited the fuel tank. The IED site smelt like MOGAS when we passed. The humvee then started on fire from the underneath. The crew exited the Humvee they then secured their personal weapons that were still in the humvee. After the Platoon finished suppressie fire I exited my humvee. Myself SSG [redacted] SPC [redacted] and PFC [redacted] rushed toward he berm on the North side of route [redacted] to look for the trigger man. After searching the berm and in th canal we then started searching for any sign of a possible trigger site. I then saw a flipped over Besta on the south side of [redacted] Approx 100 Meters West from the IED site. We went to the [redacted] there was a LN male in the front. I noticed the was bleeding from the head and his breathing was deep with long periods in between them. We didnt move him because of the risk of head and neck injury. At the time we didnt know the severity of his wounds. We called for our Platoon medic, SPC [redacted] When SPC [redacted] arrived we noticed that his head wound was alot worse because of the amount of blood and brains leaking out and his breathing slowed then stopped. SPC [redacted] check his pulse there wasent any. SPC [redacted] and SPC [redacted] Bagged up the LN. I then returned back to my Humvee and continued the cordon awaiting the recovery of the [redacted] Humvee.

10. EXHIBIT 15	11. INITIALS OF PERSON MAKING STATEMENT [redacted]	PAGE 1 OF 2 PAGES
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ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT \_\_\_\_\_ TAKEN AT \_\_\_\_\_ DATED \_\_\_\_\_"  
THE BOTTOM OF EACH ADDITIONAL PAGE MUST BEAR THE INITIALS OF THE PERSON MAKING THE STATEMENT, AND PAGE NUMBER MUST BE BE INDICATED.

STATEMENT OF SGT [REDACTED] TAKEN AT Camp [REDACTED] DATED 2005/26/11

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 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.

[REDACTED]  
(Signature of Person Making Statement)

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 26 day of November, 2005 at Camp [REDACTED]

[REDACTED]  
(Typed Name of Person Administering Oath)  
Art 136  
(Authority To Administer Oaths)

WITNESSES  
[REDACTED]  
SGT [REDACTED]  
[REDACTED]  
ORGANIZATION OR ADDRESS  
[REDACTED]  
3/A/2-70

ORGANIZATION OR ADDRESS

INITIALS OF PERSON MAKING STATEMENT  
[REDACTED]

1517887

**SWORN STATEMENT**

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

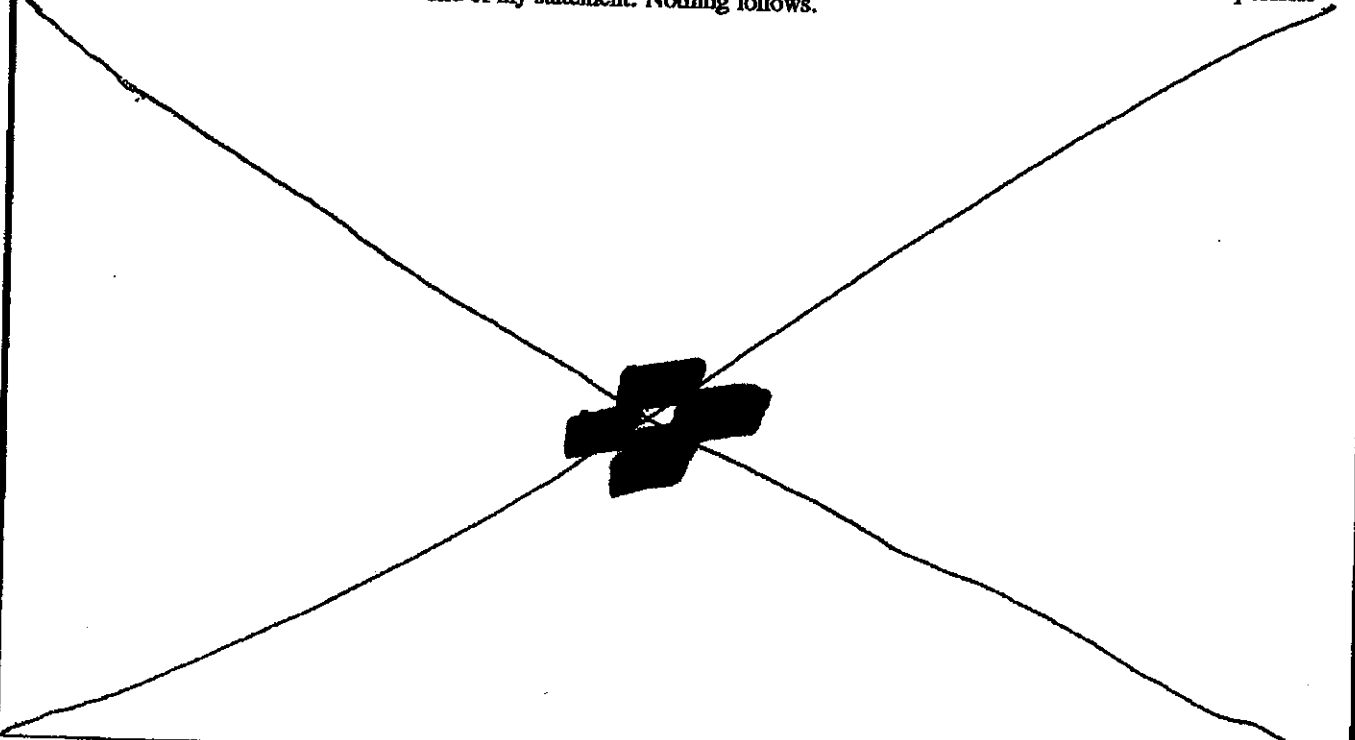
**PRIVACY ACT STATEMENT**

**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 retrieval.  
**DISCLOSURE:** Disclosure of your social security number is voluntary.

1. LOCATION Camp [redacted] Iraq	2. DATE (YYYYMMDD) 2005/11/26	3. TIME 1405	4. FILE NUMBER
5. LAST NAME, FIRST NAME, MIDDLE NAME [redacted]	6. SSN [redacted]	7. GRADE/STATUS E-5/active duty	
8. ORGANIZATION OR ADDRESS Aco 2-70AR 3BCT, 1AD			

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

On or about 25 November 2005, 3rd Plt Aco 2-70 AR was hit by an I.E.D. at the intersection of [redacted] and [redacted]. The plt's direction of travel on [redacted] was East. The plt turned South on [redacted] when the last vehicle in the convoy, [redacted], was hit. The weather conditions were sunny with air temp approximately 68 degrees. The vehicle that I was on was the lead vehicle. The designation for this vehicle is [redacted] with its TC as 2LT [redacted], DRV as SPC [redacted], GNR SGT [redacted], and LDR SPC [redacted]. While in the gunner's hatch, I smelled a strong hydrocarbon smell as we turned South on [redacted]. Due to the presence of a dilapidated local national crane at the intersection, I figured this was the cause of the smell. When [redacted] completed the turn South on [redacted], after approximately 100m of travel, I heard and felt a rather large explosion. I stood up in my hatch after informing my TC that I was alive. After I stood up in the hatch I looked back to assess BDA from the explosion. I saw the trail vehicle, [redacted] rolling to a stop while in flames. I informed my TC that our trail vehicle was on fire. I then started looking for a trigger man and began using suppressive fire into the canal berm North of route Lincoln. The rest of my crew dismounted from the vehicle. I halted my suppressive fire but continued to scan for enemy. My TC 2LT [redacted] reported to [redacted] contact from an I.E.D. and left the vehicle to ascertain the situation. I called up a grid to [redacted] which was [redacted]. After a few moments the TC 2LT [redacted] returned and began to send in his sitrep. I remained in my hatch on the humvee to scan for possible follow up insurgent attacks. This is the end of my statement. Nothing follows.



10. EXHIBIT 16	11. INITIALS OF PERSON MAKING STATEMENT [redacted]	PAGE 1 OF 3 PAGES
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ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT" TAKEN AT \_\_\_\_\_ 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 1405 DATED 2005/11/26

9. STATEMENT (Continued)

[REDACTED]

INITIALS OF PERSON MAKING STATEMENT [REDACTED]

PAGE 2 OF 3 PAGES

COMMANDER'S INCIDENT REPORT:

LINE 1: Unit reporting: A/2-70 AR

LINE 2: Incident: A/2-70 IED attack and follow-on Escalation of Force

LINE 3: Date/time group (DTG) incident occurred: 140850NOV05

LINE 4: Location of incident: [REDACTED]

LINE 5: Personnel involved

Name	Rank	Unit	SSN	Sex	Age	Race
[REDACTED]	SSG	A/2-70	[REDACTED]	M	32	Caucasian
[REDACTED]	SPC	A/2-70	[REDACTED]	M	31	Caucasian
[REDACTED]	PFC	A/2-70	[REDACTED]	M	21	Caucasian

LINE 6: SUMMARY

3/A/2-70AR traveling east on ASR [REDACTED] in support of TF [REDACTED] was attacked by an IED. EOD [REDACTED] determined that the IED was a [REDACTED] with an unknown [REDACTED]. The attack took place vic grid [REDACTED]. Prior to the IED attack the lead three vehicles noticed a strong odor of what they described as the smell of gasoline. No Coalition Forces were injured as a result of the IED attack. One M1114 is a battle loss from the IED attack.

1 x LN received minor shrapnel wounds to his gluteus maximums due to the IED attack and refused Coalition medical assistance. The LN drove himself to the hospital.

A second local national was shot by Coalition Forces. The LN national shot by CF initially pulled over on the side of ASR [REDACTED] and yielded the right of way as the patrol was traveling east. Immediately following the attack the platoon initiated the battle drill of clearing the immediate area by conducting the [REDACTED]. During the process of clearing the immediate area the LN in his vehicle pulled onto the road and began to travel west at a high rate of speed approaching the trail vehicle (attacked by the IED). [REDACTED] gunner and two dismounts, initiated fires at the vehicle as it approached, striking the van and the operator. No warning or disabling shots were fired (reportedly due to the proximity and speed of the approaching vehicle). SSG [REDACTED] (M4), the TC of [REDACTED], SPC [REDACTED] (M240), the gunner of [REDACTED], and PFC [REDACTED] (M249) the driver of [REDACTED] fired killing shots into the driver compartment of the vehicle. The vehicle came to a violent stop and rolled over. Members of the platoon secured the vehicle and rendered aid to the vehicle operator, but the LN expired on the scene. The deceased was identified by his identification card as [REDACTED] (DOB 01 July 1954). The deceased's remains with his personal belongings were taken to the [REDACTED] IP station.

Appendix 1 (CIR BLUE 2 REPORT) to Annex C to FRAGO 40 to OPORD 05-007  
(RSOI)

An AR15-6 investigation has been initiated.

LINE 7: Injuries or damage to government and/or civilian property: [REDACTED]

LINE 8: Commander reporting: CPT [REDACTED]

[REDACTED]  
LTC, AR  
Commanding

