

(b)(6)

CENTCOM 019305

06-147-T303-00001

4M-12
13-DEC-2006

(b)(6)

06-147-T303

06-147-T303

Appeal
5/15/10
Donna

06-I47-T303



CLAIMS LOG

BRIGADE OPERATIONAL LAW TEAM, 2d BCT, 10th MTN DIV (LI)

CLAIMANTS NAME: (b)(6)

DATE CLAIM SUBMITTED: 12/18/18

AMOUNT CLAIMED: \$9,000.00

DATE OF INCIDENT: 08/25/18

PARALEGAL RECOMMENDATION: Deny - Lack of evidence
Lack of evidence - no proof of 15. No evidence / possible CA.

FCC ACTION: Y APPROVE OTHER

COMMENTS / REMARKS:

Needs translations / check sigs
Nothing in SLBATS - could not find
any info
Appel submitted new pic, images like pic of defendant, deny
would you like to consider for consideration
DENY

9/20/19
BT/MS

CENTCOM 019307 06-I47-T303-00003

b)(3)(b)(6)

27 FEB 07

- * Get original claims card
- * translate new docs → what did they → what to they generally say?
- * Confidene is likely, but I need the above things first.

5 MAR 07

DOCUMENT ARE BIRTH CERTIFICATES FOR
FAMILY MEMBERS / NAME FOR CLAIMANTS HUSBAND

?

(b)(6)

(b)(5)

6 MAR 07 - Denied. See comments 27 FEB. Still could be confidene.

CENTCOM 019308

06-147-1303-00004

AL- Mahmodia GIC center

Case NO. : (b)(6)

Claimer name: (b)(6)

From studying the file we would like to clarify the following: -

- 1. The claimer produce photo pictures show the damage to the car which probable after the driver death hit the the car with some thing.**
- 2. The claimer produce investigation report from AL-RESSALA police station with the testimony of the witness (b)(6) and the support the claimant testimony that the M.N.F shoot her husband .**
- 3. The claimer ask for [9000,00\$] for killing her husband and the damage of the car.**

We leave the case to your hands to decide with all respect.



4M-12
13-Dec-2006



Claims Form

To: United States Army Foreign Claims Commission

From: Name: [redacted] (b)(6)

Address: Baghdad [redacted] (b)(6)

Iraq I.D. No. [redacted] (b)(6)

I am

a. A citizen and national of: Iraq

b. A permanent resident of: Iraq

c. Employed by: [redacted] (b)(6)

d. Check one () An insurer (X) Not an insurer

e. Check one () A subrogee () Not a subrogee

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

M.N.F unit T.F. 1st ACR

The property damaged is owned by: (If the claim is made as an agent, parent, or guardian, attach a power of attorney or other evidence of authority and fill in the form below for party sustaining the damage or injuries.)

My claim arose at: Abu Mneser Baghdad Iraq
(Town) (City) (Country)

My claim arose on: July 25 2006
(Month) (Day) (Year)

Give a brief statement of the accident or incident on which the claim for damages to property or for personal injury is based. (Use back of this sheet if necessary.)

On 25 July 2006 my husband was driving his car (Type Kia) the M.N.F shot at him that cause of killing him and destroy his car. I ask for compensation.

Describe nature and extent of property damage or personal injury sustained as result as a result of the above incident.

① the claimer husband (b)(6) is killed.

② destroy car type Kia - capeta Model (b)(6)

List in detail the amount of property damage and itemized expenses resulting from the property damage or personal injury: (Attach bills and receipts, if applicable.)

Item	Amount
1- Amount for the killed husband	\$3000
2- Amount for the damaged to the car	\$6000
3-	
4-	
5-	
6-	

Total: \$9000

I was insured to the following extent against the damager or injuries I have sustained:

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

(Name) (Address)

I claim as damages: (Indicate amount in U.S. dollars and local T.D.) \$ 9000 (b)(6)

(b)(6)
(Signature of Claimant)

Subscribed before me this 14 day of Dec, 2006.

(b)(6)
(Print Name)
(b)(6)
(Signature)



AL_Mahmodia Claim Department



"THE CLAIM'S CONTAINS"

The Claimant name:-

(b)(6)

- 2 Photo Pic for the damage happened to the car.
- A copy of investigation report of the incident.
- Personal document for the claimer.
- Death certification for the claimer husband.
-
-

(b)(6)

AL_Mahmodia Claim Department

Date:- 14 Dec 2006



REPLY TO
ATTENTION OF:

DEPARTMENT OF THE ARMY
Headquarters, 2d Brigade Combat Team
10th Mountain Division (Light Infantry)
Camp Striker, Iraq APO AE 09322

Foreign Claims Commission I47

22-Dec-06

SUBJECT: Claim # 06-I47-T303

(b)(6)

(b)(6)

Dear Claimant:

You have submitted a claim seeking compensation for loss caused by U.S. forces. I have thoroughly reviewed your claim pursuant to the Foreign Claims Act (FCA), Title 10, United States Code §2734, Army Regulation 27-20, and Department of the Army Pamphlet 27-162 Claims Procedures.

Allow me to express my sympathy for the loss you have suffered however, in accordance with the cited references and the investigation into your claims, I find that your claim is **not compensable**. After an exhaustive search of records of the date in question, your claim was **denied** for the following reason(s):
Lack of Evidence - There is not enough evidence that US Forces' Negligence is the proximate cause of your damages.

If you are dissatisfied by this action, you may request reconsideration of the decision in accordance with AR 27-20. Any such request must be forwarded to this office for Foreign Claims Commission consideration. While there is no prescribed format for such a request, it must describe the legal and/or factual basis for relief. Any request for reconsideration should be made in writing within 30 days of your receipt of this letter. Thank you for your kind attention.

Sincerely,

(b)(3)(b)(6)

Captain, Judge Advocate
Claims Attorney I47

CENTCOM 019313

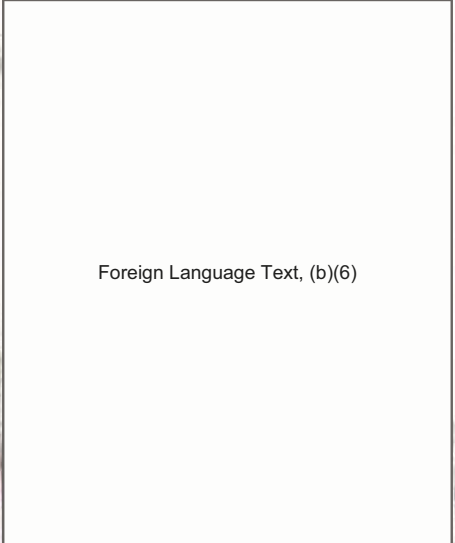
06-I47-T303-00009

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(b)(6), Foreign Language Text

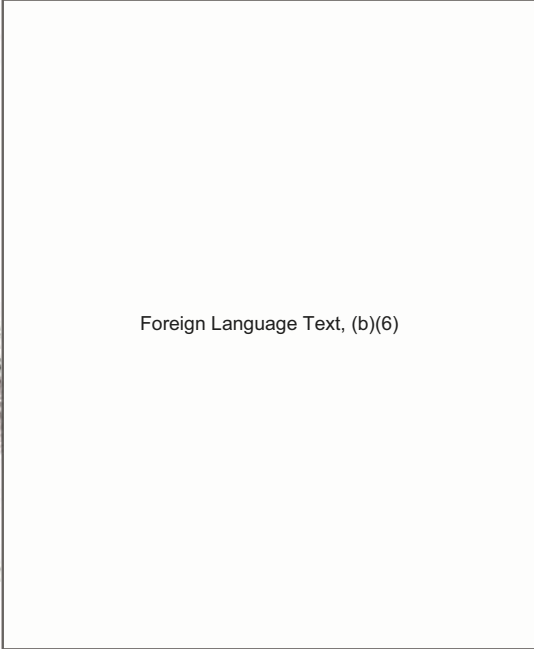


Foreign Language Text, (b)(6)

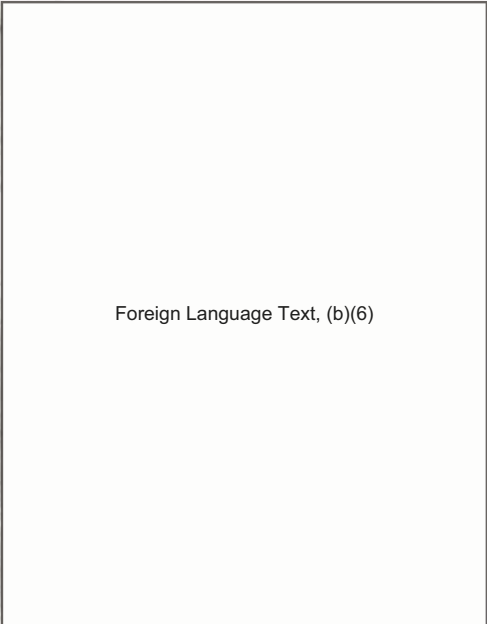


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تأريخ الوثيقة ايام صاحب الهيئة



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CENTCOM 019317

06-147-T303-00013

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CENTCOM 019318

06-147-T303-00014

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06-147-T303-00018

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Foreign Language Text, (b)(6)

Residence Card

(b)(6)

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CENTCOM 019324

06-147-T303-00020

Not legible enough

statement

* We were informed from BCC office about a collision on the highway ... and when we reached the collision site we found that the accident was involving the American forces
... (b)(6) ... life. Upon that he was moved ... and the vehicle to the center.

* ... (b)(6) ... took his statement and asked to get hold of the body and the car he # ... (b)(6) Temp. Baghdad. KIA ...
* took statement of witness (b)(6)

1st Lt. (b)(6)

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CENTCOM 019329

06-147-T303-00025

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CENTCOM 019330

06-147-T303-00026



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Ration card

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CENTCOM 1933

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Illegible Text, Foreign Language Text

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Death Certificate.

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(b)(6)

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CENTCOM 019336

06-147-T303-00032

statement
Date 05/08/2005
witness [redacted] (b)(6)

* One of my relatives [redacted] (b)(6)
was subjected to fire from the
coalition forces and as a result
his vehicle was totalled. I want
to add that coalition forces (killed)
him with no reason and this is
my statement.

(The document is very hard
to read)

Translation might
not be too accurate.

Foreign Language Text

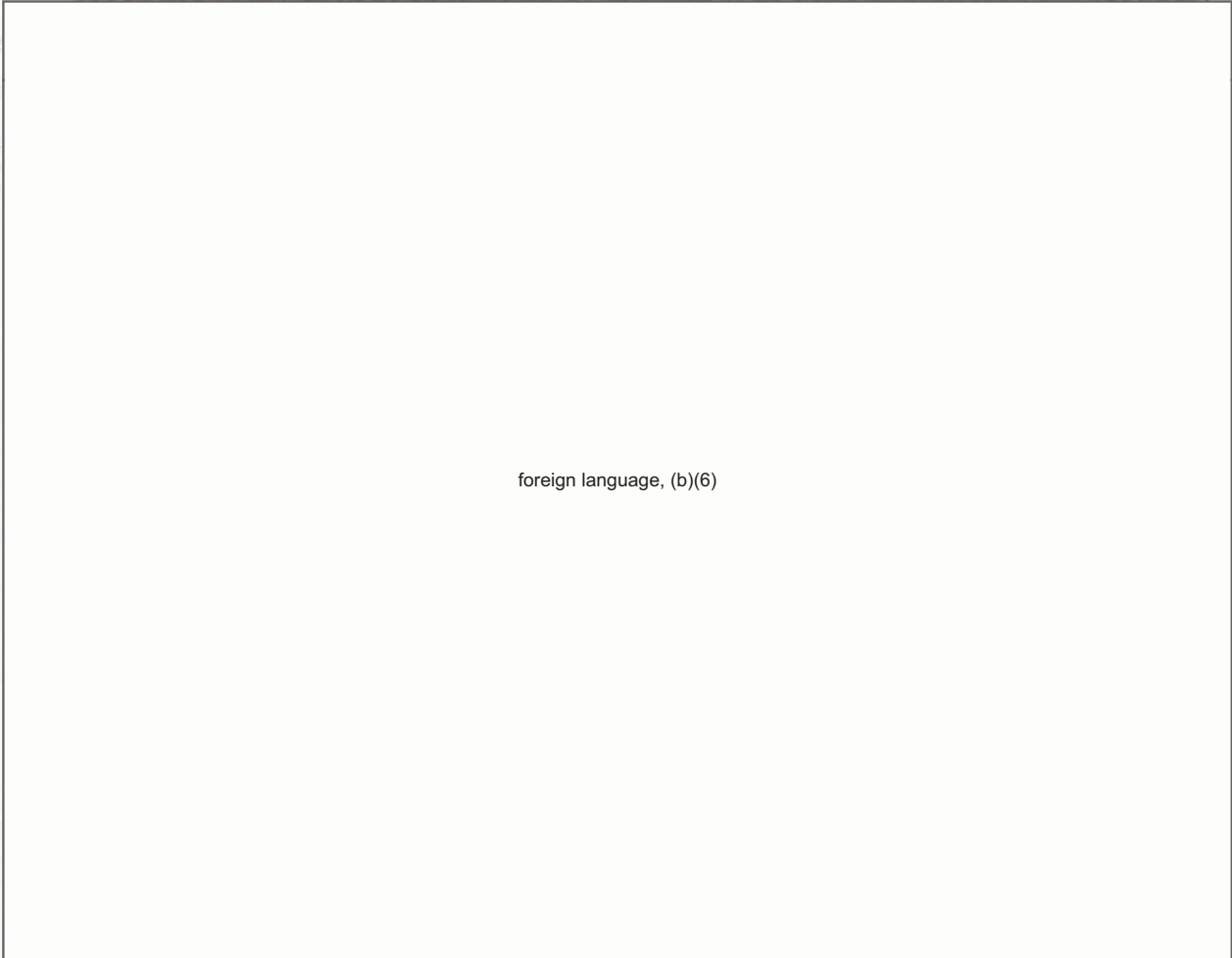
Foreign Language Text

Foreign Language Text

(b)(6)

Foreign Language Text, (b)(6)

*Very hard to read.
I think the translation
might not be accurate*



foreign language, (b)(6)



not legible

CENTCOM 019339

06-147-1303-00035

Appeal

SAF/Insur Damage

Appeal 4M-12
13 Dec 07

(b)(6)

CENTCOM 019341

06-147-T303-00037

Foreign Language Text, (b)(6)

CENTCOM 019342 303-00038

Page 39 redacted for the following reason:

Foreign Language Text, (b)(6)



REPLY TO
ATTENTION OF:

DEPARTMENT OF THE ARMY

Headquarters, 2d Brigade Combat Team
10th Mountain Division (Light Infantry)
Camp Striker, Iraq APO AE 09322

Claims Office

SUBJECT: Claim # 06-147-T303 / 4M-12

11-Feb-07

(b)(6)

Dear Claimant:

You have submitted a request for reconsideration of a claim seeking compensation for damages allegedly caused by U.S. Forces. I have thoroughly reviewed your claim pursuant to the Foreign Claims Act (FCA), Title 10, United States Code §2734, Army Regulation 27-20, and Department of the Army Pamphlet 27-162 Claims Procedures.

Allow me to express my sympathy for your loss, however, in accordance with the cited references and after further investigation of your claim, I find that your claim is **not compensable**. The claim was denied for the following reason(s):

Lack of Evidence - There is not enough evidence that US Forces' Negligence is the proximate cause of your damages.

This determination is final and is **not** subject to further appeal or reconsideration.

Sincerely,

(b)(3)(b)(6)

Captain, Judge Advocate
CLAIMS ATTORNEY I47

CENTCOM 019344

06-147-T303-00040



**GENERAL INFORMATION CENTER
AL-MAHMODYIAH**



Sub/Appeal request

I am

(b)(6)

I had made a claim in No. 4.M-1.2... At 13. Dec. 2006.... and the case was rejected, I would like you to appeal my case and I offer a new evidences to support my case:-

1. Cop of claim card
2. New PICS For the damage
4. Death certificates
5. The heritage document and Power of Attorney

The claimant signature

(b)(6)

The claimant name

The date: 27 Jan 2007



REPLY TO
ATTENTION OF:

DEPARTMENT OF THE ARMY
Headquarters, 2d Brigade Combat Team
10th Mountain Division (Light Infantry)
Camp Striker, Iraq APO AE 09322

Foreign Claims Commission I47

22-Dec-06

SUBJECT: Claim #06-147-T303 / 4M-12

(b)(6)

Dear Claimant:

You have submitted a claim seeking compensation for loss caused by U.S. forces. I have thoroughly reviewed your claim pursuant to the Foreign Claims Act (FCA), Title 10, United States Code §2734, Army Regulation 27-20, and Department of the Army Pamphlet 27-162 Claims Procedures.

Allow me to express my sympathy for the loss you have suffered however, in accordance with the cited references and the investigation into your claims, I find that your claim is **not compensable**. After an exhaustive search of records of the date in question, your claim was **denied** for the following reason(s):
Lack of Evidence - There is not enough evidence that US Forces' Negligence is the proximate cause of your damages.

If you are dissatisfied by this action, you may request reconsideration of the decision in accordance with AR 27-20. Any such request must be forwarded to this office for Foreign Claims Commission consideration. While there is no prescribed format for such a request, it must describe the legal and/or factual basis for relief. Any request for reconsideration should be made in writing within 30 days of your receipt of this letter. Thank you for your kind attention.

Sincerely,

(b)(3)(b)(6)

Captain, Judge Advocate
Claims Attorney I47

CENTCOM 019346

06-147-T303-00042

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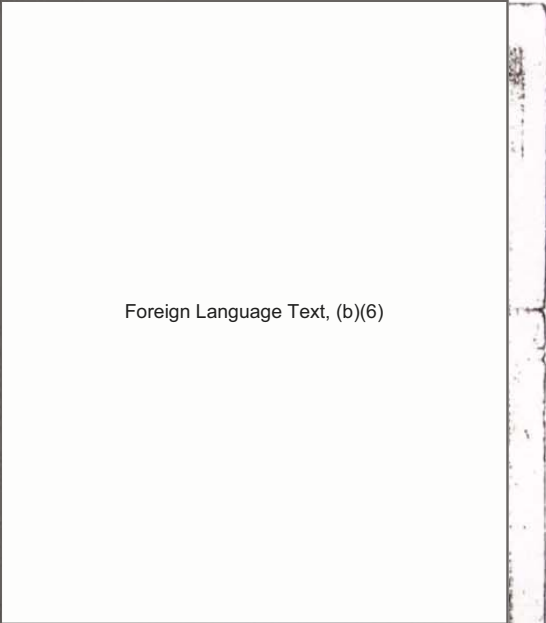
Foreign Language Text

Foreign Language Text, (b)(6)

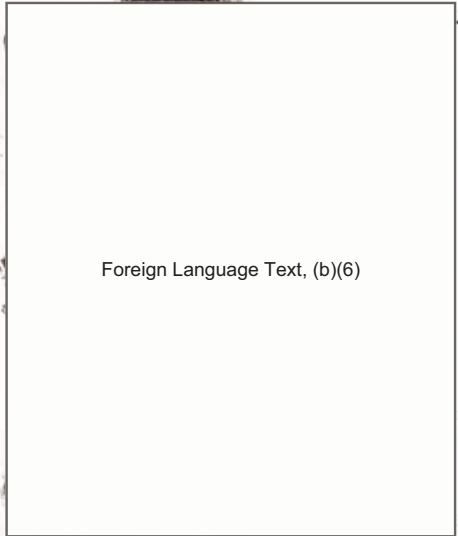
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CENTCOM 019347

06-147-T303-00043



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**IRAQI CLAIMS
POCKET
CARD**



1. This card is for use by Iraqi civilians for injury and death caused by US Forces.

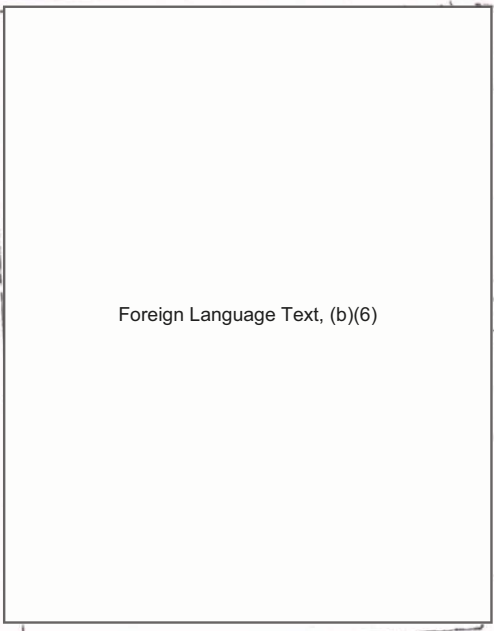
2. It is involved in an incident resulting in the property of an Iraqi civilian, or death or injury of an Iraqi civilian.

3. List the names of the Iraqi civilian, or other appropriate person before case of search.

4. Effect claimant to the nearest General Information Center or the Civil Assistance Center. Do not provide name any/ing.

5. Make note on your FOB, complete on form 202. Describe the incident completely and report legal status. NOTE: This information is NOT facility in the military involved and will be processed a claim against the US Army.

UNIT TF 11th ABN CB
 DATE 2 July 2005
 Location ABN 11th
 TYPE OF INCIDENT ...



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CENTCOM 019350

06-147-T303-00046

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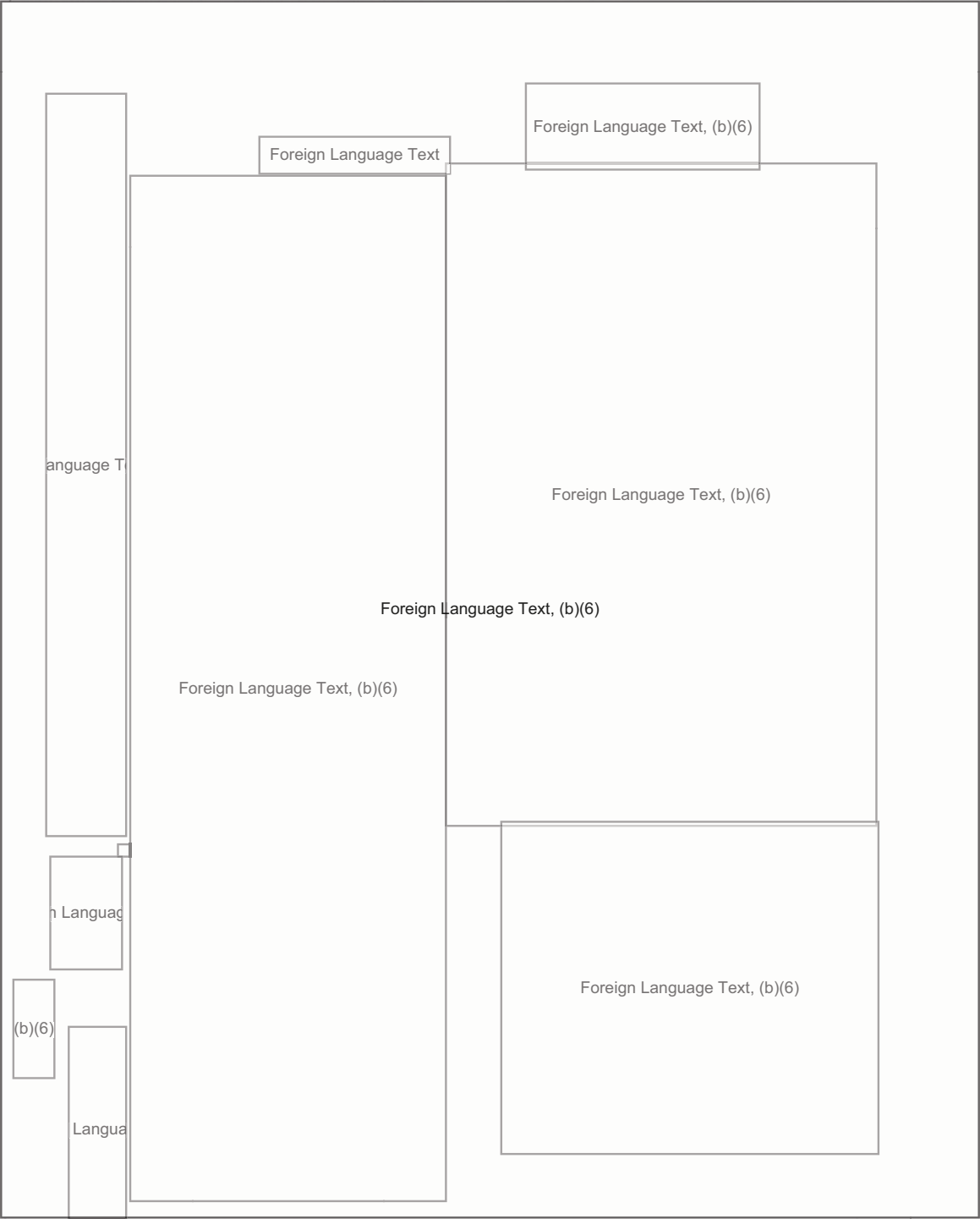
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1
BIRTH OF CHILD
A/I
30 Aug - Issued
2005 DATE

CENTCOM 019352

06-147-T303-00048



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W...
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إسلام عليكم ورحمة الله وبركاته

لمسي قوتان كقيم: مقليل الأضرار التي أصابت بك ، سواء كانت
 أضرار جسيمة من إصابات إلى ليرة ، أو موت لا يمنع لك لأحد
 المعزين ، وكان السبب وراء ذلك القوات الأمريكية ، فقد يكون لك الحق
 في التويض.

التقدم بملء وحسن النية بملء جرحاء إعتدل الأذى: هذه المعلقة وغيرها
 المتبقية مع كل الأوراق الرسمية المتعلقة بهذا الأمر والتي تكتم الموضوع
 مثل (صور التلكات، شهادة التبريد ، تقرير التربة ، ورسوب بالإستقرار
 أو التماسه ، وإثبات الملكية لما سطر أو تضرر ولما تحول أن تحصل
 على التويض منه ، وخصوصة المعلقة إن كانت تشمل وخصه).

الرجاء إعتدل هذه المستندات إلى مركز المساعدة العراقي في معسكر
 القلعي (Camp Taji) ، بوابة كمر (Oumer Gate) أو أحد أحد
 المراكز الحكومية: القلعي - نيسان - الكاظمية - الرديف - المنصور -
 الرضوية. الواسعة - الأنبار.

وشكراً لتعاونكم معنا

**IRAQI CLAIMS
POCKET
CARD**



The Army may pay claims to Iraqi civilians for property damage, injury and death caused by US Forces.

If your unit is involved in an incident resulting in damage to property of an Iraqi civilian, or the death or injury of an Iraqi civilian.

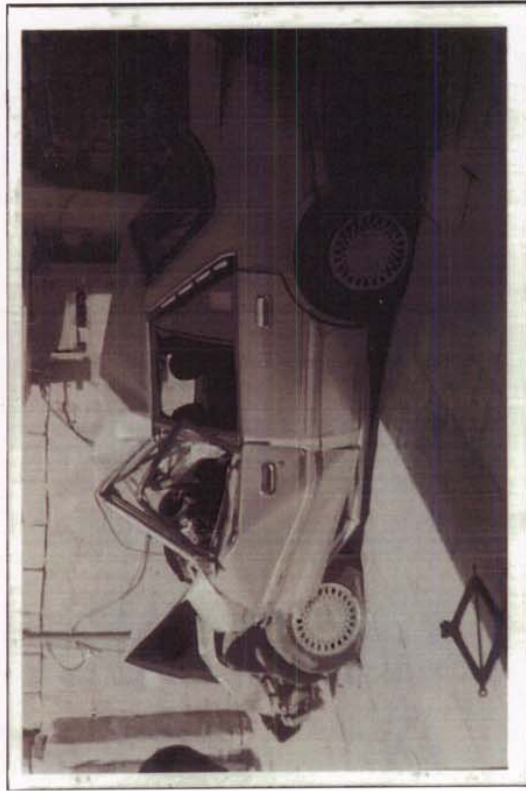
1. Fill out the required information below.
2. Give this card to the Iraqi civilian, or other appropriate person in the case of death.
3. Direct claimant to the nearest General Information Center or the Iraqi Assistance Center. Do not promise them anything.
4. Upon return to your FOB, complete DA Form 2823. Describe the incident completely and forward it to your legal office. NOTE: This information is NOT an admission of liability by the soldiers involved and will be used only to facilitate a claim against the US Army.

UNIT TF 11th ABN - CDT PAV
 DATE 2 July 2005
 LOCATION Area 11th ABN
 TYPE OF INCIDENT Robbery
1st ABN to PAV 11th ABN

I received the death certificate
for (b)(6) DD - 2 July 2005

(b)(3)(b)(6)

CPT AD
TF 1/1/1 APR



06-147-T303-00053

CENTCOM 019357