

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

CENTCOM 019904

07-192-T018-00001

Part 26 May 07

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

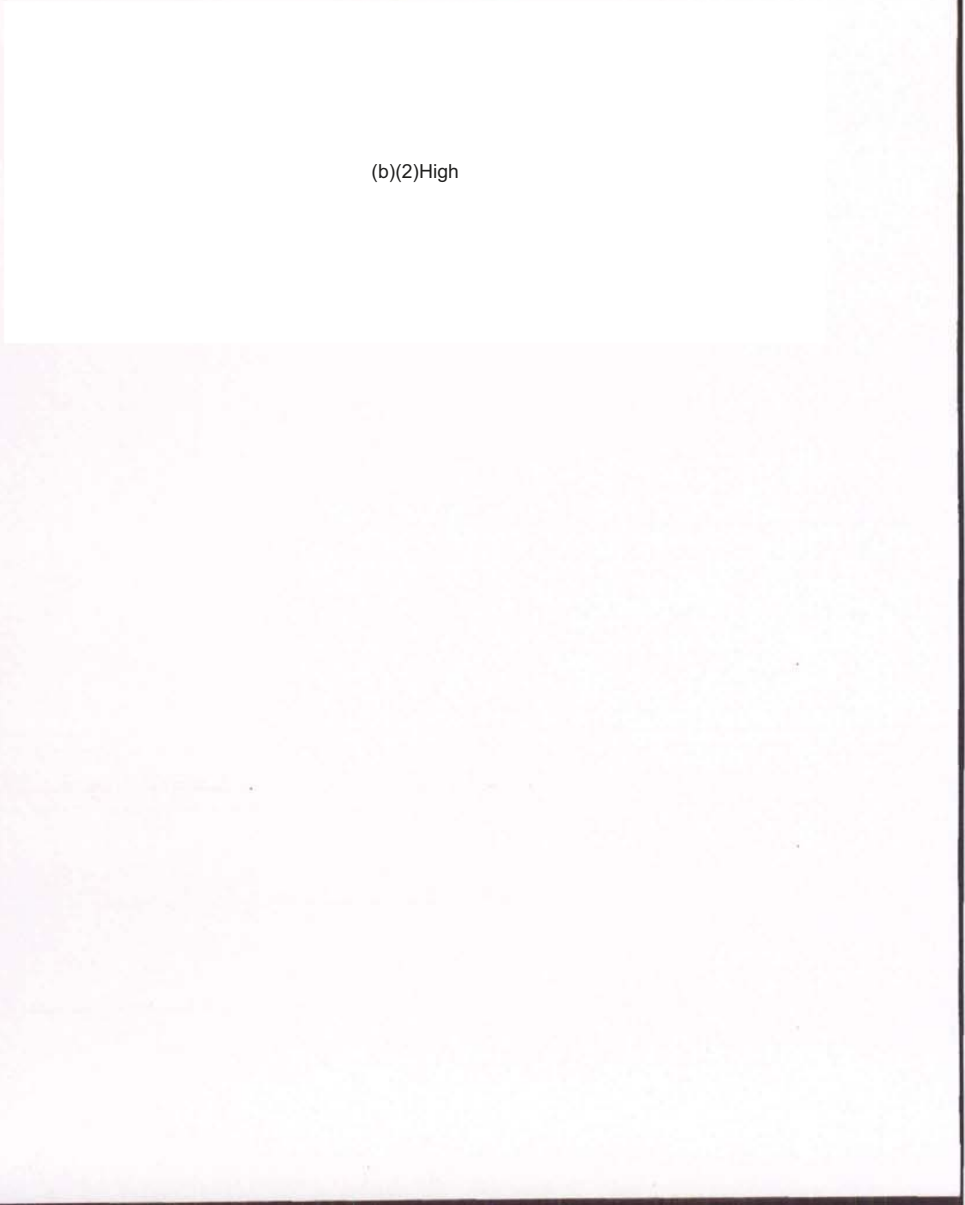
07I92T018

(b)(6)

(4)

o)(3)(E
1. 7/12/05

CLAIM FILE CHECKLIST

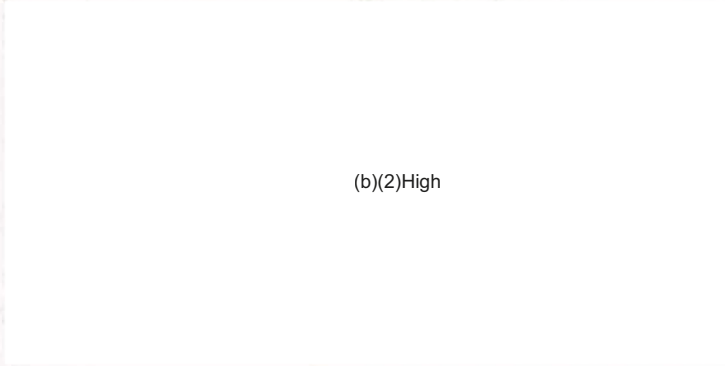


(b)(2)High

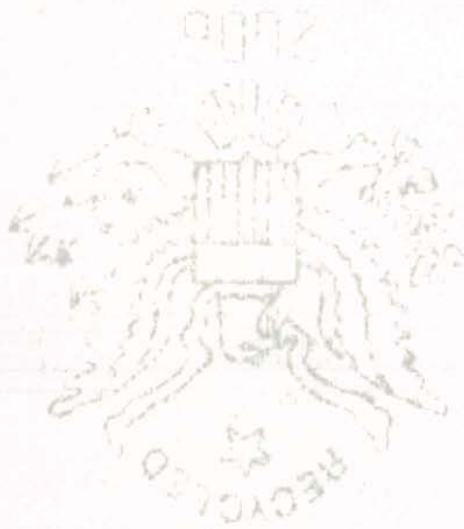
(b)(3)(6)

23 Aug 07

CLAIM FILE CHECKLIST



(b)(2)High



CLAIMS CHECKLIST

CLAIM NUMBER: _____ AMOUNT OF CLAIM: \$ 11,000
 CLAIMANT'S NAME: (b)(3),(b)(6) (b)(3)(6)
 DATE OF INCIDENT: 15 Oct 06 DATE FILED: 5 Feb 07 DATE RECEIVED: _____

CLAIM TYPE:
 Vehicle Damage Detainee Property Damage During Raids
 SAF Damage/Injury Real Estate Other

CLAIM AROSE FROM:
 Combat Activities Non-combat Activities

CLAIM IS:
 Payable Not Payable

BRIEF OVERVIEW:
 Claimant states that his vehicle was struck while driving and his mother was killed.

REMARKS:
 Recommend Approval/Denial For lessor Amount

REVIEWED BY: SGT (b)(3)(6) (b)(6) DATE REVIEWED: 2 Mar 07

FCC COMMENTS
 Approve for \$10,000. Vehicle hit from rear showing negligence by CF
 & claims office lost original file - negligence of Gov't.

DATE APPROVED/DENIED: 23 Mar 07

- DENIED
- APPROVED
- Denial Memo
- Amount Approved: \$10,000
- Approval Memo
- Settlement Agreement
- SF 1034
- Disbursing Officer Memo

Standard Form 1034 Revised October 1987 Department of the Treasury 1754-4-2002 1034-121		PUBLIC VOUCHER FOR PURCHASES AND SERVICES OTHER THAN PERSONAL			VOUCHER NO.	
U.S. DEPARTMENT, BUREAU, OR ESTABLISHMENT AND LOCATION DEPARTMENT OF THE ARMY 15th FINANCE BATTALION APO AE 09352			DATE VOUCHER PREPARED 25 May 2007	SCHEDULE NO.		
PAYEE'S NAME AND ADDRESS (b)(6) KASHIYA BAGHDAD, IRAQ			CONTRACT NUMBER AND DATE	PAID BY 15th FIN BN 3rd FIN, 3rd SSB APO AE 09352 DSSN 5579		
			REQUISITION NUMBER AND DATE	DATE INVOICE RECEIVED		
			SHIPPED FROM TO WEIGHT		DISCOUNT TERMS	
					PAYEE'S ACCOUNT NUMBER	
				GOVERNMENT BIL NUMBER		
NUMBER AND DATE OF ORDER	DATE OF DELIVERY OR SERVICE	ARTICLES OR SERVICES <small>(Enter description, item number of contract or Federal supply schedule, and other information deemed necessary)</small>	QUANTITY	UNIT PRICE		AMOUNT (¹)
				COST	PER	
		FOREIGN CLAIMS NUMBER 07-192-T018 Vehicle Damage/Death of Family Member				10,000.00
(Use continuation sheets if necessary) (Payee must NOT use the space below) TOTAL						10,000.00
PAYMENT:		APPROVED FOR	EXCHANGE RATE	DIFFERENCES		
<input type="checkbox"/> PROVISIONAL		=\$ 10,000.00	=\$1.00			
<input checked="" type="checkbox"/> COMPLETE		BY: CPT (b)(3),(b)(6)				
<input type="checkbox"/> PARTIAL						
<input type="checkbox"/> FINAL						
<input type="checkbox"/> PROGRESS		TITLE FOREIGN CI		(b)(3),(b)(6)		
<input type="checkbox"/> ADVANCE						
Pursuant to authority vested in me, I certify:		(b)(3),(b)(6)	for payment.			
<i>26 May 2007</i> (Date)		(Authorized Certifying Officer)	CLAIMS PAYING AGENT (Title)			
ACCOUNTING CLASSIFICATION						
ACCOUNT CLASSIFICATION NUMBER			(b)(2)High			
PAID BY	CHECK NUMBER	ON ACCOUNT OF U.S. TREASURY	CHECK NUMBER	ON (Name of bank)		
	CASH	\$ 10,000.00	DATE 26 MAY 2007	(b)(6)		
<small>¹ When stated in foreign currency, insert name of currency. ² If the ability to certify and authority to approve are contained in one person, one signature only is necessary, otherwise the approving officer will sign in the space provided, over his official title. When a voucher is received in the name of a company or corporation, the name of the person writing the company or corporate name, as well as the capacity in which he signs, must appear. For example: "John Doe Company, per John Smith, Secretary," or "Treasurer," as the case may be.</small>						PER
						TITLE

Previous edition obsolete. **PRIVACY ACT STATEMENT** The information requested on this form is required under the provisions of 21 U.S.C. 82b and 82c, for the purpose of disbursing Federal money. The information requested is to identify the particular creditor and the amounts to be paid. Failure to furnish this information will hinder discharge of the payment obligation. NSN 7540-00-900-2234 USAPA V4.03



REPLY TO
ATTENTION OF:

DEPARTMENT OF THE ARMY
HEADQUARTERS, 4TH INFANTRY BRIGADE COMBAT TEAM
BRIGADE OPERATIONAL LAW TEAM
MULTI-NATIONAL DIVISION—BAGHDAD
FOB FALCON, BAGHDAD, IRAQ
APO AE 09361

AFZN-BC-JA

Claim of (b)(6)

07-192-T018

ACTION

1. Facts: Claimant states that on 15 October 2006, a US Forces vehicle hit his vehicle and killed his mother.
2. Opinion: The FCA permits compensation for damages caused by negligent or wrongful acts of U.S. Forces. The incident must have occurred outside the United States and not be the result of combat activities. Based on my review of this claim, I approve the claim and offer payment.
3. Authority: The Foreign Claims Act (10 U.S.C. § 2734) as implemented by AR 27-20, Chapter 10.
4. Action: Pay this claim in the amount of \$10,000.00.

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

CPT, JA
FCC 192



DEPARTMENT OF THE ARMY
HEADQUARTERS, 4TH INFANTRY BRIGADE COMBAT TEAM
MULTI-NATIONAL DIVISION—BAGHDAD
FOREIGN CLAIMS COMMISSION
FOB FALCON, IRAQ
APO AE 09361

FOREIGN CLAIM RELEASE AND SETTLEMENT AGREEMENT

I, (b)(6) of **Baghdad, Iraq**, hereby agree to accept the sum of **\$10,000.00** (U.S. Dollars) as payment in full satisfaction and final settlement of any and all claims against the United States of America. This includes its commissioned and noncommissioned officers, warrant officers, agents, and employees which have been asserted or which may be asserted arising from the incident that occurred on 15 October 2006, in Baghdad, Iraq, involving U.S. Forces. This claim arose as a result of **Vehicle Damage and Death of Family Member** caused by coalition forces.

In consideration thereof, I hereby release and forever discharge the United States of America, including its officers, agents, and employees from all liability, claims and demands of whatsoever nature arising from said incident. This release and settlement specifically includes all current or potential claims, including attorney fees, if any, arising from or related to property damage, injury, and/or death resulting from this incident.

It is understood that the amount tendered is accepted as full satisfaction and final settlement and that the award is made pursuant to the Foreign Claims Act, Title 10, U.S.C. § 2734, and is not to be construed as an admission of liability on the part of, but as a release of, the United States of America, its officers, agents, and employees.

Dated this 26th day of May 2007, at Baghdad, Iraq.

(b)(6)

Claimant Signature

Name: (b)(6)

Address: Section:

Street:

House:

Rashdiya neighborhood

Baghdad, Iraq

I.D. Number: 669337

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

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

Page 9 redacted for the following reason:

Previously Released



REPLY TO
ATTENTION OF:

DEPARTMENT OF THE ARMY
HEADQUARTERS, 4TH INFANTRY BRIGADE COMBAT TEAM
BRIGADE OPERATIONAL LAW TEAM
MULTI-NATIONAL DIVISION—BAGHDAD
FOB FALCON, BAGHDAD, IRAQ
APO AE 99361

FCC 192

24 May 2007

CLAIM OF: (b)(6)
CLAIM NUMBER: 07-192-T018

Dear Sir:

This notice constitutes final administrative action on your claim against the United States.

Foreign Claims Commission (FCC) 192 has investigated and considered the claim under the Foreign Claims Act (FCA), Title 10, United States Code, Section 2734, as implemented by Army Regulation (AR) 27-20, Chapter 10. The claim is cognizable solely under the FCA as it concerns an inhabitant of Iraq. The Federal Tort Claims Act, Title 28, United States Code, Section 2680(k), is not applicable as it excludes claims arising in foreign countries. Under the FCA, a claim for death or personal injury may be allowed whether or not the negligent act complained of was made within the scope of employment.

FCC 192 offers you \$10,000.00 to settle your claim.

If you are dissatisfied by this action, AR 27-20 provides that you may request that the decision be reconsidered. Any such request must be forwarded to this office for FCC consideration. There is no prescribed format for such a request. However, it should describe the legal and/or factual basis for relief. Any request for reconsideration must be made, in writing, within 30 days of signing this letter.

The FCC's action on reconsideration is final and conclusive by law.

Sincerely,

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

CPT, U.S. Army
FCC 192

CENTCOM 019913

07-192-T018-00010

I. To: United States Army Foreign Claims Commission.

Today's Date: 5/February

II. From: Name (English): _____ (b)(6), Foreign Language _____
Name (Arabic): _____
(a) IRAQI IDENTIFICATION NUMBER: _____ (b)(6) _____
(b) DETAINEE IDENTIFICATION NUMBER: _____

III. Address of person filing claim:
(English): Rashidya - Baghdad
(Arabic): _____ Foreign Language, (b)(6) _____

IV. HOME OR CELL PHONE NUMBER: _____ (b)(6)

V. CIRCLE ONE: Claimant Attorney/ Authorized Rep/ Parent/ Brother/ Sister/ Son/
Daughter
[Attorney or representative MUST attach proof of authorization]
Other: _____

(a) I, the above named claimant/attorney/representative, certify that I (or the person on whose behalf I

am making this claim) am a resident of Iraq

(b) I hereby make a claim against the UNITED STATES GOVERNMENT for damages or injuries caused by the following military unit: (Name, Organization, Military Department, Address, and Telephone Number) No claim card

(c) 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):

(d) My claim arose at: City Baghdad in Abu Dasher area
(city/ town/ neighborhood/ highway name & number/ Country)

(e) My claim arose on: oct 15/06
Month Day Year

VI. The facts of the incident are as follows (Give a brief statement of the accident or incident on which the claim for damages to property or for personal injury is based.)

on oct 15/06 at 09:30 while the claimant was going to one of his relative for confidence. when he reached near the garage of Abu Dasher area the american military vehicles of fourth car came across and the last vehicle crashed the claimant car and caused damages as well as killed his mother car.

In the Name of God

Abu Dsher Police Office

No.:

Date:

To\ American Forces in Abu Dsher
Sub\ Complaint

The complaint ((b)(6)), resides in Baghdad that his car no. (b)(6) model Vectra (b)(6) was crashed with an American Hammer car (b)(6) at 8:00 in 15/10/2006 near the garage. He was going to one of his relatives for condolence. The accident caused his mother to die and his car to be damaged. Therefore, he asks for compensation on the damage.

The summary of this accident is that on the said date the above person was going to Abu Dsher with his mother and he came across American Military vehicles of four cars. His car crashed with the fourth Military Vehicle, an American private came up hurriedly and apologized for that.

He is now claiming for compensating him for the damage.

Encloses:

Investigation papers

Photographs of the car

Death certificate of his mother

The story of the accident

*The commander of
Abu Dsher Police station*

His current address is:

(b)(6)

The boss he is working with is

(b)(6)

(b)(6) phone: (b)(6)

To: Whom it may concern,

From:

(b)(6)

Sir,

I can not recall the dates. I can how ever give you a sequence of events.

(b)(6) came to me with the help of an interpreter and explained that his auto had been hit by an American military vehicle. What do I do. We went to the embassy TOC, and asked where (b)(6) needed to file a report. The TOC directed us to camp victory or if he could wait for two weeks there was an office opening up in the convention center in the IZ. After three weeks, (b)(6) and I went to the convention center. We were directed to the right side of the building to a desk operated by an Iraqi person who spoke to (b)(6) gave him all of his pictures and a report was made. Some time after this we were installing the exhaust system at ocean cliff. (b)(6) took me to one of the offices in the complex. I explained the advents of above to the lady for (b)(6) She asked us to return later. Upon our return she explained to us that she was unable to locate any report and (b)(6) would have to start over.

(b)(6)

(b)(6)

(b)(6)

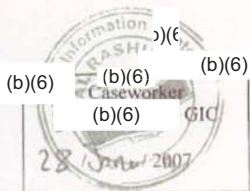
*This note from
b(6) - please read it
carefully*

Page 15 redacted for the following reason:

Foreign Language Text

(b)(6), Foreign Language

(b)(6)



Foreign Language, (b)(6)

Foreign Language, (b)(6)

*The claimant
compensation for
vehicle damage and
his mother died*

(b)(6)

Page 18 redacted for the following reason:

Foreign Language Text and (b)(6)

Foreign Language, (b)(6)

Communicate Date of his Mother

the cause of death with
= the cause of death with

Pages 20 through 22 redacted for the following reasons:

Foreign Language Text and (b)(6)

Foreign Language

Foreign Language

Foreign Language

Foreign Language, (b)(6)

Foreign Language

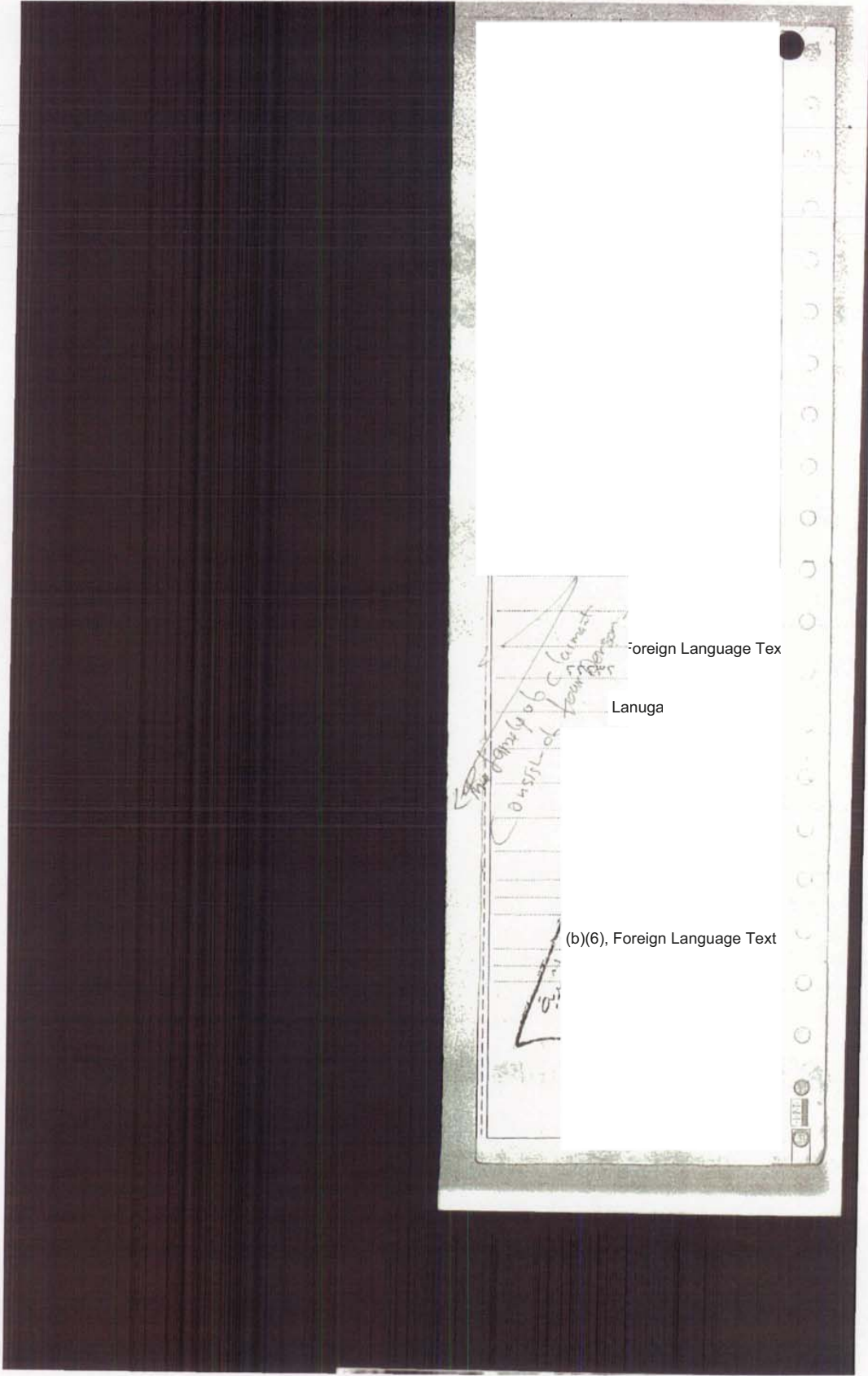
(b)(6)

Foreign Language

*The story of the
accident
one in English
the last
The same
Please see
Appendix in
English*

Pages 24 through 25 redacted for the following reasons:

Nonresponsive, (b)(6)



Handwritten notes on a lined paper strip, including the number '04551-10' and the word 'Lanuga'. There are also some illegible scribbles and markings.

Foreign Language Tex

Lanuga

(b)(6), Foreign Language Text



07-192-T018-00027

CENTCOM 019930



07-192-T018-00028

CENTCOM 019931



07-192-T016-00029

CENTCOM 019932



07-192-T018-00030

CENTCOM 019933

Page 31 redacted for the following reason:

(b)(6)