

· Salarde DE MERICE CLAIMS CHECKLIST CLAIM NUMBER: AMOUNT OF CLAIM: \$ 11,000 (b)(3),(b)(6) CLAIMANT'S NAME: (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 D Other SAF Damage/Injury Real Estate CLAIM AROSE FROM: Non-combat Activities **Combat Activities** CLAIM IS: Payable Ware Star Not Payable CHARLES GI BRIEF OVERVIEW: Struck while driving and his mother was Killed. REMARKS: Recommend Approval/Denial For Lessor Amount In aller Property and summer in its The international and (b)(6) DATE REVIEWED: 2 mar 07 (b)(3)(6) REVIEWED BY: SGT Approve for \$10,000. Valuele but from near showing mellicence by CF. The clobing office last original file & nightgene of you? DATE APPROVED/ DENIED: 23MAR 07 APPROVED DENIED Amount Approved: 10,00
 Approval Memo
 Settlement Agreement
 SF 1034 Denial Memo Disbursing Officer Memo With R. Adress A AN HEADY CO. 07-192-T018-00005 **CENTCOM 019908**

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Secretary, or Treasure, as the case may be. PRIVACY ACT STATEMENT The information requested on this form is required under the proteining of 31 U.S.C. Stb. and BDI, for the purposes of disbursing Federal USAPA V4.0 USAPA



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

Claim of

AFZN-BC-JA

07-192-T018

1. Facts: Claimant states that on 15 October 2006, a US Forces vehicle hit his vehicle and killed his mother.

ACTION

 <u>Opinion</u>: 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)

(b)(6)

CPT, JA FCC 192

07-192-T018-00007

CENTCOM 019910



DEPARTMENT OF THE ARMY HEADQUARTERS, 4TH INFANTRY BRIGADE COMBAT TEAM MULTI-NATIONAL DIVISION—BAGHDAD FOREIGN CLAIMS COMMESSION 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 L.D. Number: 669337
	(b)(3),(b)(6)
	(b)(3),(b)(6) —
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CENTCOM 019911

07-I92-T018-00008

Page 9 redacted for the following reason: Previously Released



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

FCC 192

24 May 2007

CLAIM OF: (b)(6) CLAIM NUMBER: 07-I92-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-I92-T018-00010

I. To: United States Army Foreign Claims Commission.	
- 1 - · · · · · · · · · · · · · · · · ·	
Today's Date: 5/ Feb/44	
II. From: Name (English):(b)(6), Foreign Language	
(a) IRAQI IDENTIFICATION NUMBER:(b)(6) (b) DETAINEE IDENTICATION NUMBER:	
III. Address of person filing claim:	
(English): <u>Lashdugu</u> <u>Baghdud</u> (Arabic):	
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 $\sqrt{\sqrt{q}}$	
(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 clause Caved	
(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: CIT& Baghdad in Low Dasher area -	
(city/ town/ neighborhood/ highway name & number/ Country)	
(e) My claim arose on: <u>oct 115106</u>	
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 act 115/ 66 At 08:30 while The claimant was yoing	
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VII. The following is a detailed list of what was damaged or destroyed and the estimates for repair if

damaged and replacement if destroyed (Attach bills and receipts, if applicable.): ITEM PRICE

His car competity pamaged Type vistica model (b)(6)	6000
type victice model (b)(6) Use Mather was Died begussed ut	5000
accident	

Total: 11000 Oellars (a) I had insurance for the following extent against the damage or injuries I have sustained:

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

No Insurge le.

(Name) (Address)

VIII. My total claim in U.S. dollars against the United States Government is:\$ 1000

and in Iraqi Dinars is: 14300000

CLAIM WILL NOT BE VALID IF US DOLLAR AMOUNT IS LEFT BLANK

This is my total claim resulting from this incident. I understand that if I accept a settlement of this claim that I will not receive any other money for this incident. I also understand that if my claim is denied, I will have the opportunity to appeal the decision but will likely need to provide new evidence in order to have my claim approved.

(Signature of Claimant)

CLAIM WILL NOT BE VALID IF SIGNATURE IS LEFT BLANK This claimant was assisted in completing this claim form by: (b)(6)

(Frint Name)

(Contact Information: e-mail, address, DSN/DNVT, location)

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construction and a will have the consortant way to supplif the data

CENTCOM 019915

07-192-T018-00012

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 Amercian 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 ans he came across Amercian 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 papaers Photographs of the car Death certificate of his mother



The commander of Abu Dsher Police station

His current address is:

(b)(6) The boss he is working with is (b)(6) phone: (b)(6)

(b)(6)

CENTCOM 019916

07-I92-T018-00013

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)

- Poler

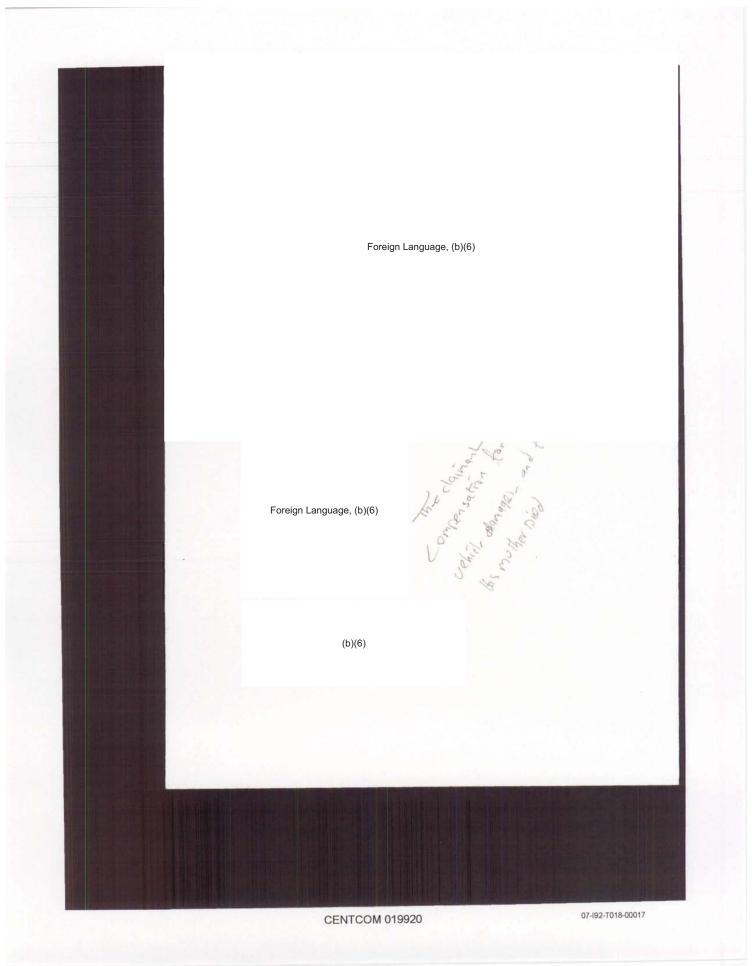
(b)(6)

07-192-T018-00014

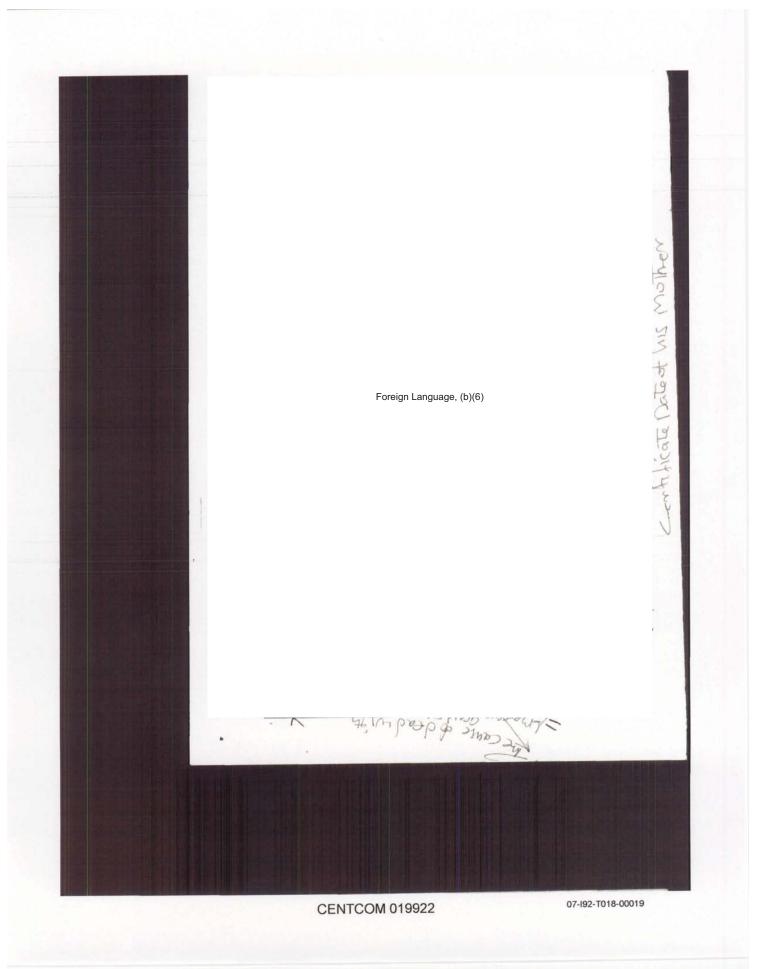
CENTCOM 019917

Page 15 redacted for the following reason: Foreign Language Text

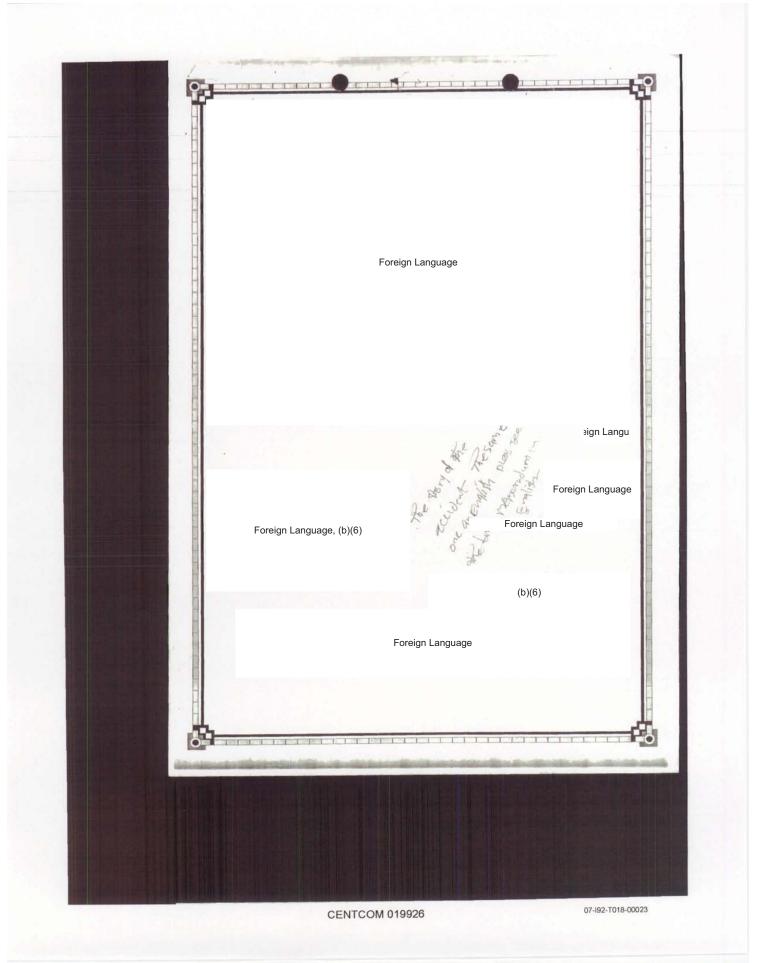




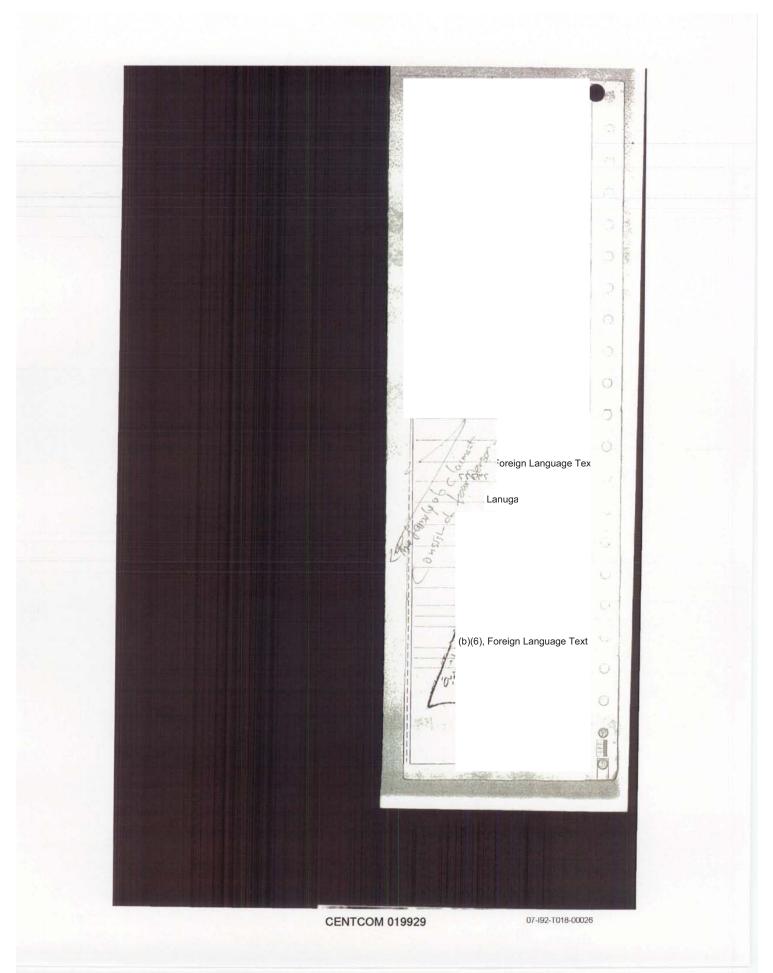
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Pages 20 through 22 redacted for the following reasons: Foreign Language Text and (b)(6)

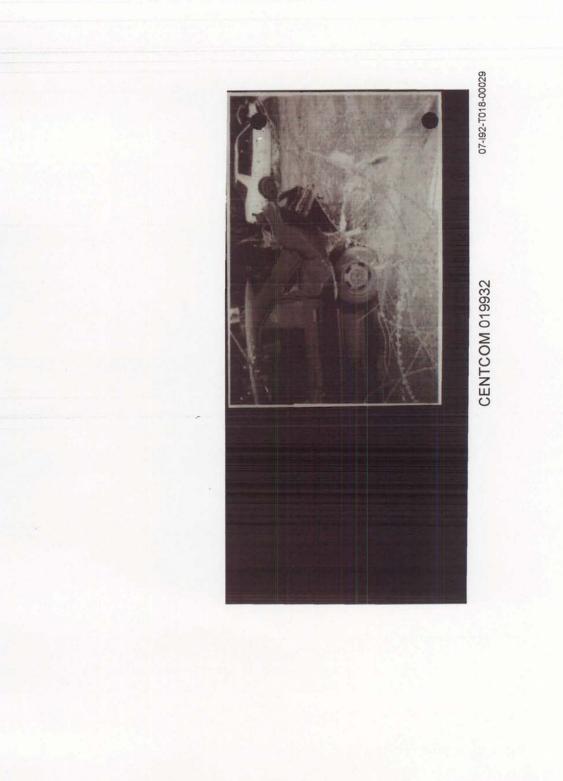


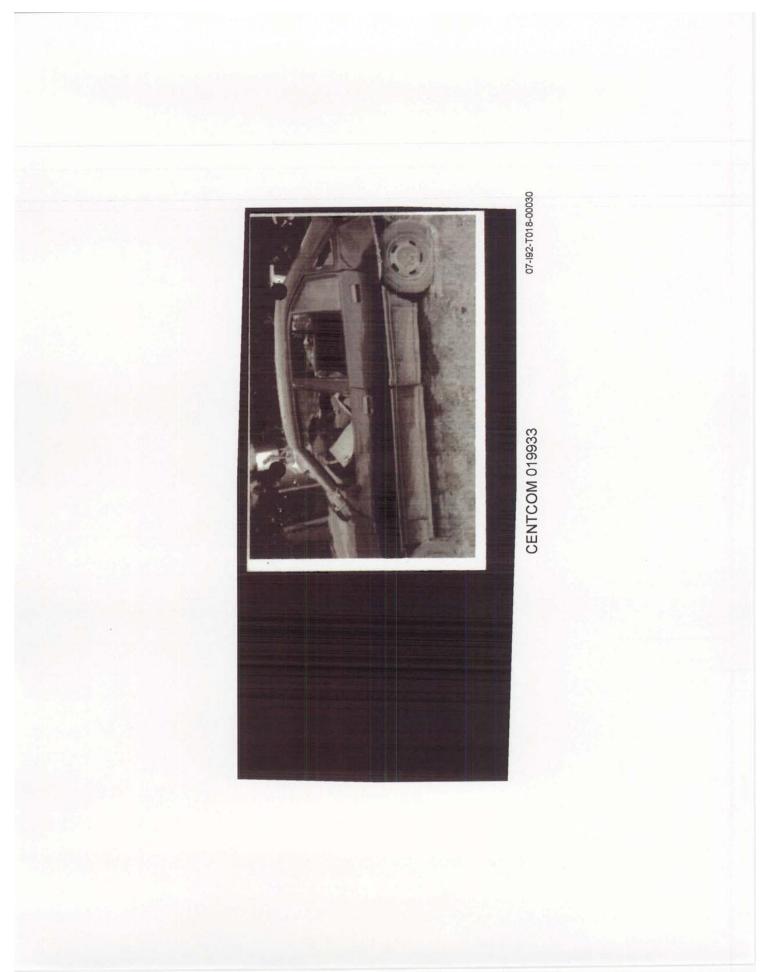
Pages 24 through 25 redacted for the following reasons: Nonresponsive, (b)(6)











Page 31 redacted for the following reason: (b)(6)