

	CLAIM	IS CHRONOL	OGY SHEET	
CLAIMANT		(b)(6)	
FILE NUMI	BER: 08-IV	820T-0	AMOUNT CLAIM	ED: \$16,130
DATE OF D	NCIDENT: 3007		DATE CLAIM FIL	ED: 2007 1012
DATE		STATUS OF CA	ASE	INITIALS
26 NOVD7	Logged in Approv	nts databr	156	
1Deco7		L paym	ent paperwork	(b)(3), (b)(6)
100RCg)	Clased			

CENTCOM 010860 08-160-T008-00002

Standard Form 103 Revised Octoper 18 Department, of the 1 1 TVM 4-2000 1034-121	67	P	SERVICES OT						VOUCHER NO.	
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Camp Liberty, APO AE 0934				REQUISIT	ION NUMBE	IR AND DATE	-		376TH FMC DE Camp Liberty, Ir	
APO AE 0934	4								APO AE 09344	a4
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CENTCOM 010861 08-I60-T008-00003

قنول بالتوقيع من قبل العدع (العظالب)

I, the claimant by signing this document and accepting payment, am releasing the United States Military and the United States Government from any further liability resulting from this claim and accepting this payment as final settlement on this claim.

أنا المدع (المطالب) بالأمضاء و بالتوقيع على تلك الاستنارة و المرافقة على العرض (المبلغ) أنا بأتلال عن حقى الكامل و الأعداء الكامل للقوات العسكرية الامريكية أن حكومة الرلايات المتحة الأمريكية من أى مسئولية متبلة تنتج من المطلب و العوافقة على المبلغ المعروص على لنة عرض شيئاني. و ليس من حقى وأدر التريتة من بعدى وألو اية شخص منصور أو عبر متصور القيام باى صل قانونى أو عبر فاتونى ضد القوات العسكرية الأمريكية أو الأرلايات المتحدة الأمريكية عن المستقبل.

Name of Claimant	(b)(6)	Amount Received: \$ 16, 192
FCC # 05 - 100 -	1008	Date Received: 10 DEC M
(b)(6)		OSJA POC: (DSN) 318-822-2864
Claimant's Signature:		

Office Copy

CENTCOM 010862 08-I60-T008-00004

133

PAYMENT REPORT

	DATE:	
A. Payment Data:	ncy/office: United States Army Claims Service	
(2) Office Code: I		
	mailing address; MNC-I, OSJA, Camp Victory, Iraq AP	O AE 09342
(4) Date Filed: 200		
(5) Claim Number	: 08-160-T008	
(6) Amount Claim	ed: \$16.130	
(7) Fund Cite:	(b)(2)High	
(8) Payee:	(b)(6)	
(9) Address	(b)(6)	
(10) SSN: N/A		
(11) Payment Amo		
(12) Type Payment:		
(13) For EFT Payme	ents: ABA Routing Number:	
(14) For EFT Payme	ent: Account Name and Number:	_
(15) For EFT Payme	ent: Name and Address of financial institution:	
(16) For EFT Pay	yment: Account is (checking) (savings) Circle appropriat	e account
(16) For EF1 Pay	yment; Account is (checking) (savings) cucie appropriat	e account
1. The claimant, do hereby accept t	III: (Note: This form should not be signed by the claimant if another Claimant is attached.) the within - stated award, compromise, or settlement as final and conc s and airee that said acceptance constitutes a complete release by me.	lusive on my heirs.
 The claimant, do hereby accept t executors, administrators or assigns administrators or assigns of any am- in the future from, and by reason of (including wrongful death), damage consequences therefore resulting, a subject matter. I further agree to re- from any and all claims or causes o gave rise to the claim(s) by reason of 	Claimant is attached.) the within – stated award, compromise, or settlement as final and cone s; and agree that said acceptance constitutes a complete release by me, d all claims, demands, rights, and causes of action of whatsoever kind f any and all known and unknown, foreseen and unforeseen bodily and es to property, breaches of contract or law, and any other acts or omiss ind to result, from the same subject matter that gave rise to the claim b imburse, indemnify and hold harmless the United States, its agents, as f action, including wrongful deaths, that arise or may arise from the an	lusive on my heirs, my heirs, executors, in nature, arising nov d personal injuries sions, and the y reason of the same rivants and employee
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CENTCOM 010863 08-160-T008-00005



HEADQUARTERS MULTI-NATIONAL CORPS – IRAQ BAGHDAD, IRAQ APO AE 09342

FICI-JA-C

Claim of (b)(6) 8-160-T008

ACTION

1. <u>Facts</u>: The claimant alleges that US forces killed her husband while he was working as a dump truck driver on 30 May 2006. The amount claimed in damages is \$16,130.00.

2. <u>Authority</u>: The Foreign Claims Act (FCA), 10 U.S.C. § 2734, as implemented by Army Regulation (AR) 27-20, Chapter 10. The claim was timely and properly filed on 12 October 2007.

3. <u>Opinion</u>: The FCA permits compensation for damages caused by noncombat activities or the negligent and wrongful acts of US forces. Here, the Significant Activity report filed by the USAF unit involved admits they accidentally shot and killed Claimant's husband. Therefore IAW AR 27-20, para. 10-3a the claim will be paid as negligence.

4. Action: The claim will be paid in the amount of \$16,100.00, and is approved IAW AR 27-20, para. 10-7a.

Captain, JA FCC 160

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

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

Captain, JA FCC 160

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CENTCOM 010864 08-160-T008-00006



HEADQUARTERS MULTI-NATIONAL CORPS – IRAQ BAGHDAD, IRAQ APO AE 09342

FCC I60

CLAIM OF: (b)(6) CLAIM NUMBER: 08-160-T008

Dear Sir or Ma'am:

Foreign Claims Commission (FCC) 160 has investigated and considered your 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 loss of or damage to property is compensable when caused by noncombat activity or by the negligent or wrongful acts or omissions of Soldiers or civilian employees of the U.S. Armed Forces.

Your loss occurred because of the negligence of US forces. Therefore we offer you \$16,100.00 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 receipt of this letter.

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

Sincerely.

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

Captain, U.S. Army Foreign Claims Commission 160

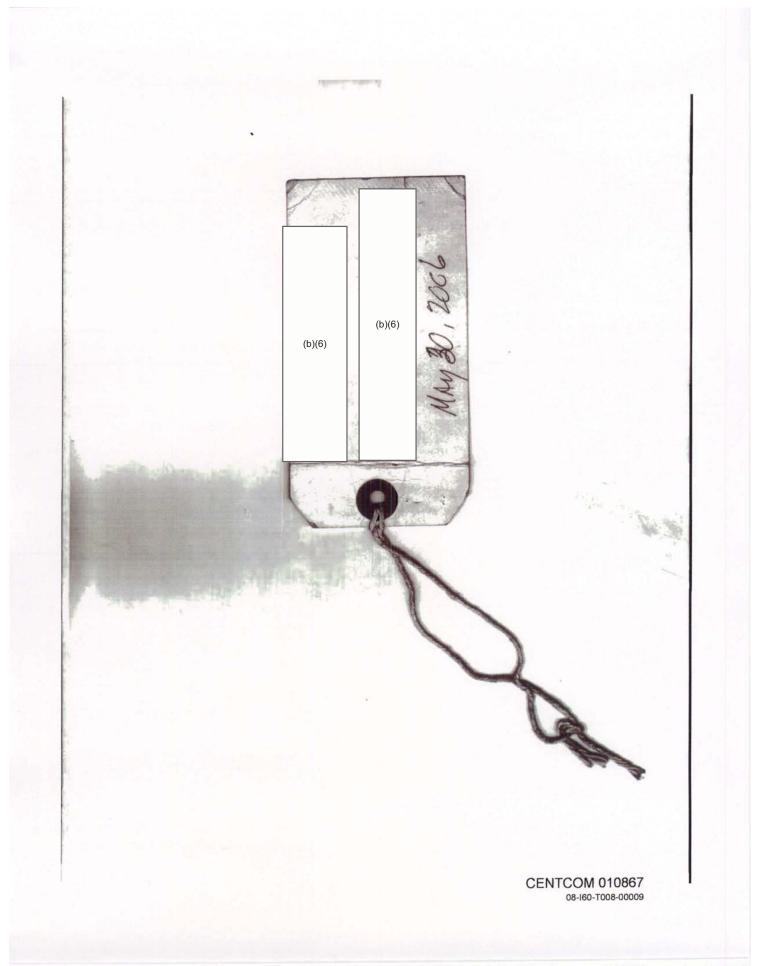
UNCLASSIFIED//FOR OFFICIAL USE ONLY

CENTCOM 010865 08-160-T008-00007 A brief statement of the incident

(b)(6	, at 5: 30 am. When the victim 9)(q was	sitting in the dump track combined by his friend who was the driver	according to the nature of their work as a dump track drivers , an American patrol was coming from the wrong side , the driver (victim's	friend) decided to stop until the U.S patrol pass , but they shot the truck	even though it was stopped, the driver injuries were simple and exterior, but	heavy and danger injuries , then the American solders got down from the	Hummers and approached the incident place , then they called for a heliconter to transfer the injured one who was	victim) they moved him to a hospital in $\frac{R}{2}$ province , he still their for	one month Unconscious, then he has been moved to Adnan Khair Allah	Hospital which placed in Baghdad / Bab Al Mua'atham , where he has been found by his brother , who spent a month asking about him in all	Baghdad Hospitals until he found him , he couldn't recognize him	because of the huge sever Distortions found in his face and his body,	they cut one of his legs and both of his hands were paralyzed as well as	the Distortions in the chest and face area, it has been found a piece of	paper hanged in one of his hands written on it his name and the date of the invident it attoched with the file the viotim stayed in this hosnital 25	days lived on I.V. fluids, and the warts has eaten his body and both of his	kidneys have been stopped , then he died on Aug / 4 / 2006 .	
According to the claimant "MS	On , May / 30 / 2006 , at 5: 30 am. When the victim	sitting in the dump track combin	according to the nature of their v American patrol was coming fro	friend) decided to stop until the	even though it was stopped, the	heavy and danger injuries , then	Hummers and approached the in heliconter to transfer the injured	victim) they moved him to a ho	one month Unconscious, then	Hospital which placed in Baghd been found by his brother, who	Baghdad Hospitals until he four	because of the huge sever Disto	they cut one of his legs and both	the Distortions in the chest and	paper hanged in one of his hand	days lived on I.V. fluids, and th	kidneys have been stopped, the	

Note : the victim's wife has no house owned for her and her daughters and her husband (the victim) was the one how was responsible to earn his family and she has no salary that can depend on in her living .

CENTCOM 010866 08-160-T008-00008



	and the second states of the second sec
- ·	UNITED STATES ARMED FORCES CLAIMS FORM
	I. TO: United States Army Foreign Claims Commission Today's Date: oct /2/2007
	II. FROM: Name (English) (b)(6)
	Name (Arabic) (b)6 Foreign Language
	(a) Circle one: Claimant / Attorney/ Authorized representative/ Parent/ Brother/Sister/ Son/Daughter
	→ [Attorney or representative MUST attach proof of authorization.] Other:
	(b) IRAQI IDENTIFICATION NUMBER (b)(6)
	(c) DETAINEE IDENTIFICATION NUMBER:
	III. ADDRESS of person filing claim:
	(English) (b)(6)
	(Arabic): (b)6 Foreign Language
	IV. HOME OR CELL PHONE NUMBER (b)(6)
	(a) I, the above named claimant/attorney/representative, certify that I (or the person on whose behalf I am
	(a) I, the above named channel another representative, certify that I (or the person on whose senant i and making this claim) am a resident of $I = C + c + q + c$
	miking dis claudy and a resident of the say
	(b) I hereby make a claim against the UNITED STATES GOVERNMENT for damages or injuries caused
	by the following military unit:
	by the following mining mi mining mining min
	(c)The property damaged is owned by:
1	
	(d) The incident happened on May /30/2006 at 5:30 am.
0	(Date) (city/town/neighborhood/highway name & number)
_	V. The facts of the incident are as follows:
Statement and	
-	
*	
1	
	[Use back of sheet if needed. Be sure to include any photographs, statements from witnesses, documents
	proving ownership of damaged or destroyed property, death certificates, medical bills and repair estimates.]
· · · · ·	101
1	Page 1 of 2

V1. The following is a detailed list of what was damaged or destroyed and the estimates for repair if damaged and replacement if destroyed:

TIEM	Death of her husband	PRICE
_		
-		TOTAL \$ 16,13
(a)	I had insurance for the following:	

My insurer is: N/A

VII. My total claim in U.S. Dollars against the United States Government is: 8 _______ A ______ and in Iraqi Dinars is:

N/A

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.

(b)6 Foreign Language

(Signature of Claimant)

CLAIM WILL NOT BE VALID IF SIGNATURE IS LEFT BLANK

The claimant was assisted in completing this claim form by:

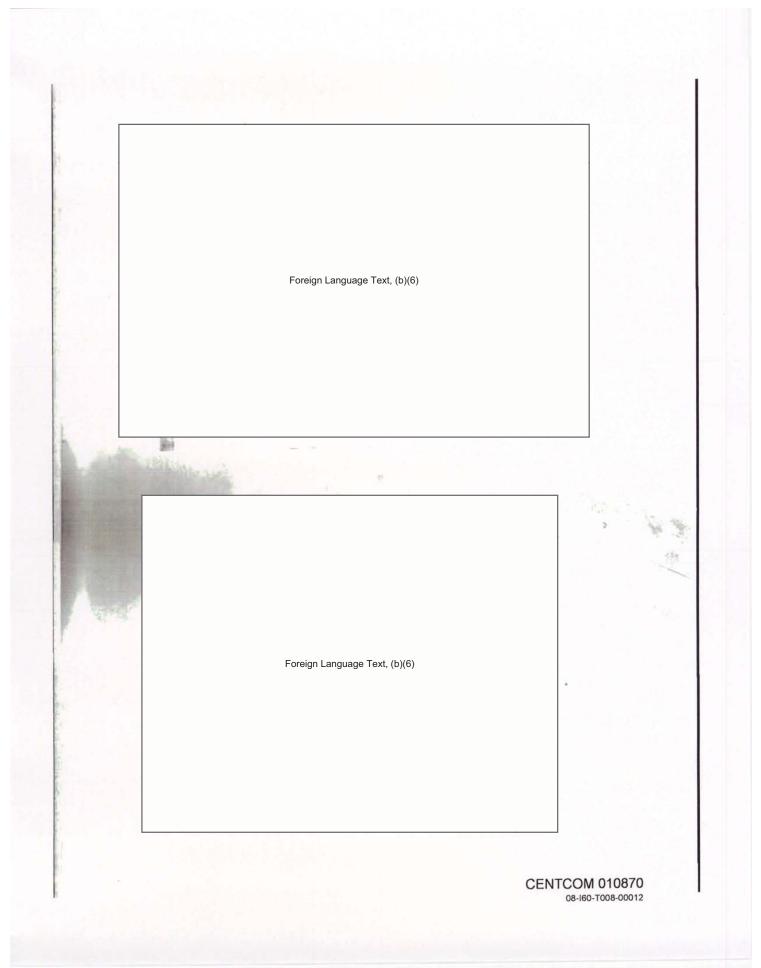
(Name)

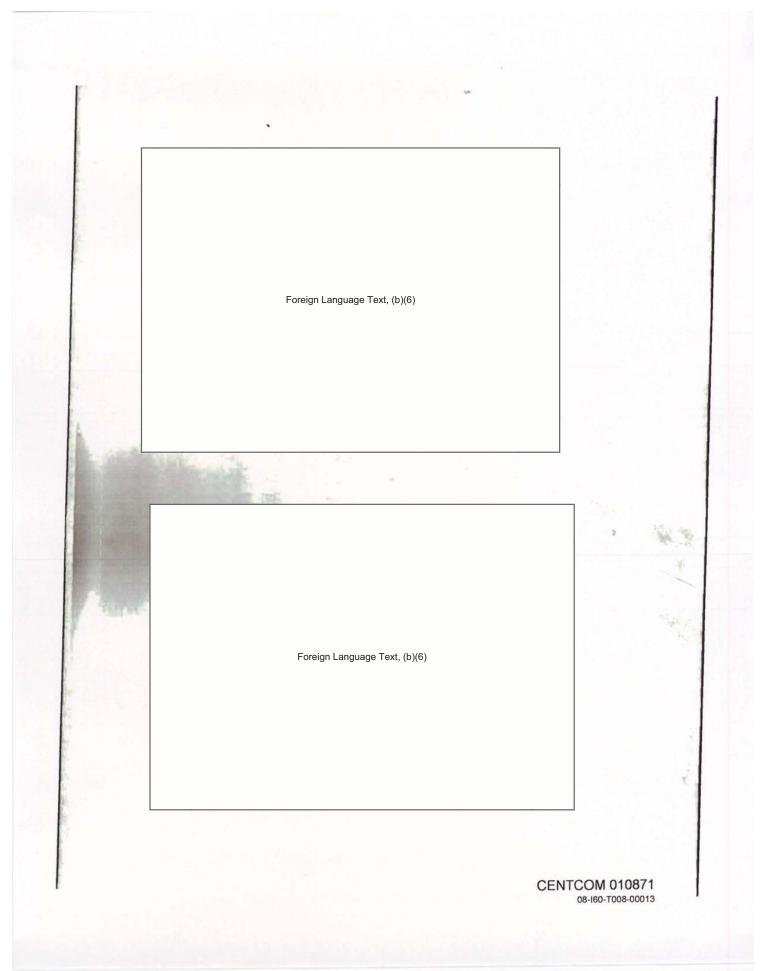
(b)

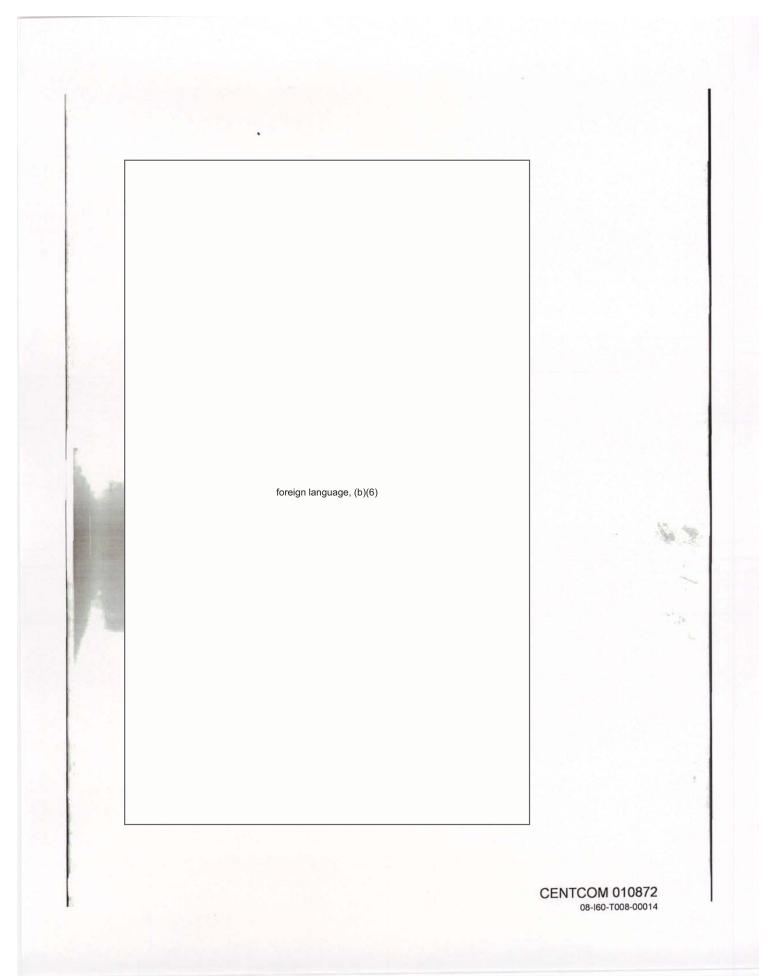
(Contact Information: e-mail, address, DSN/DNVT, etc.)

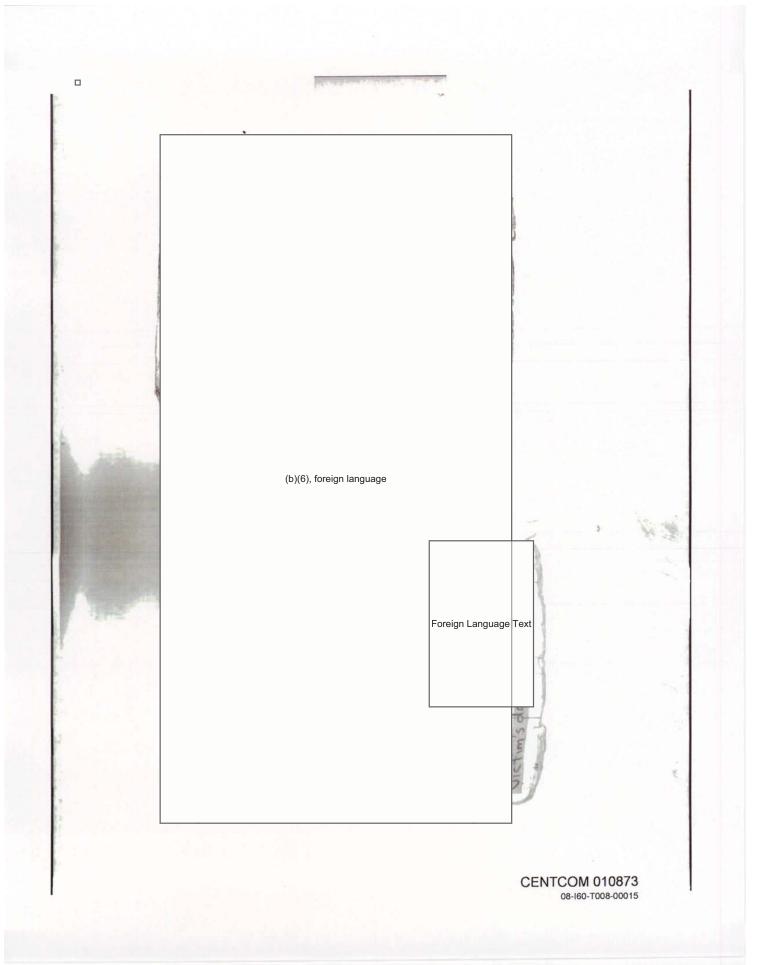
Page 2 of 2

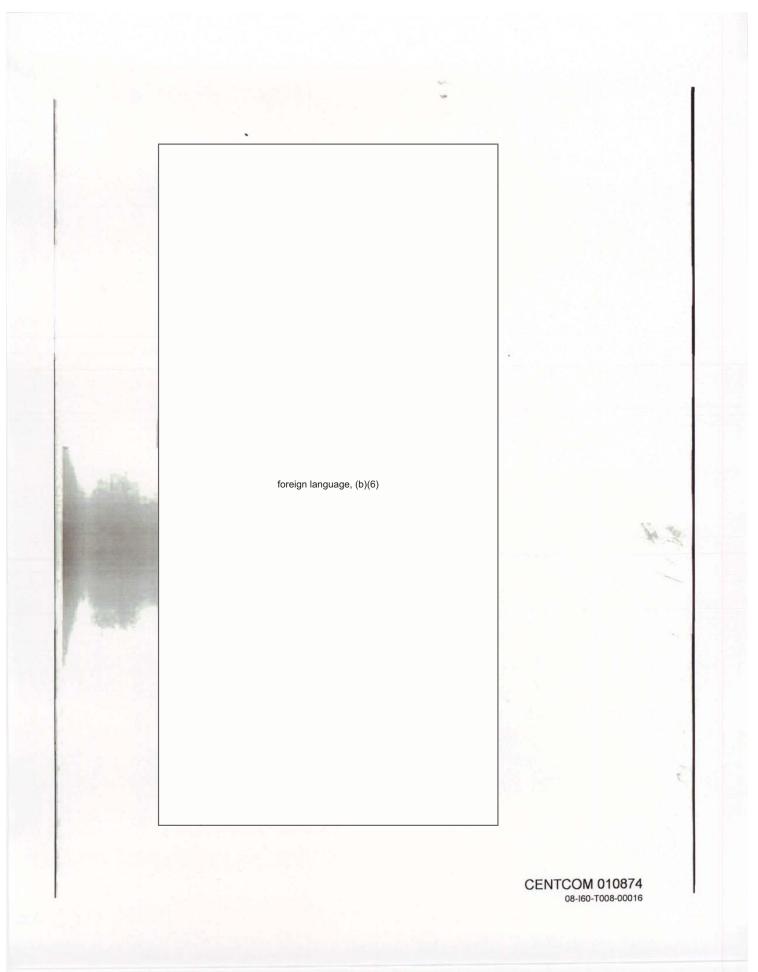
CENTCOM 010869 08-160-T008-00011 ٦

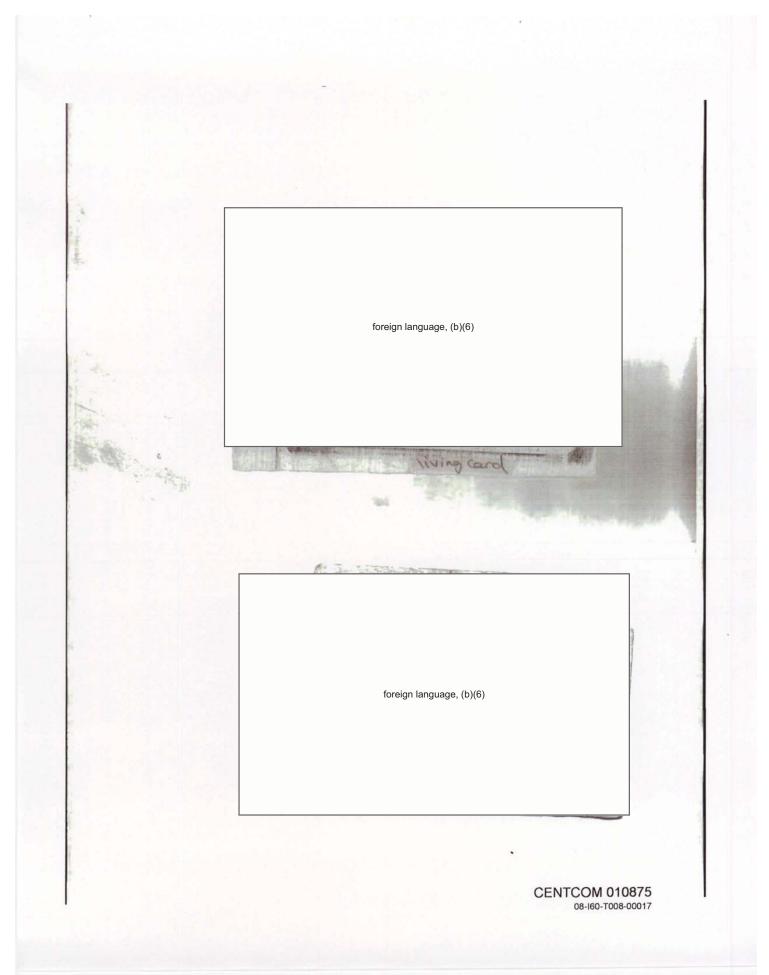












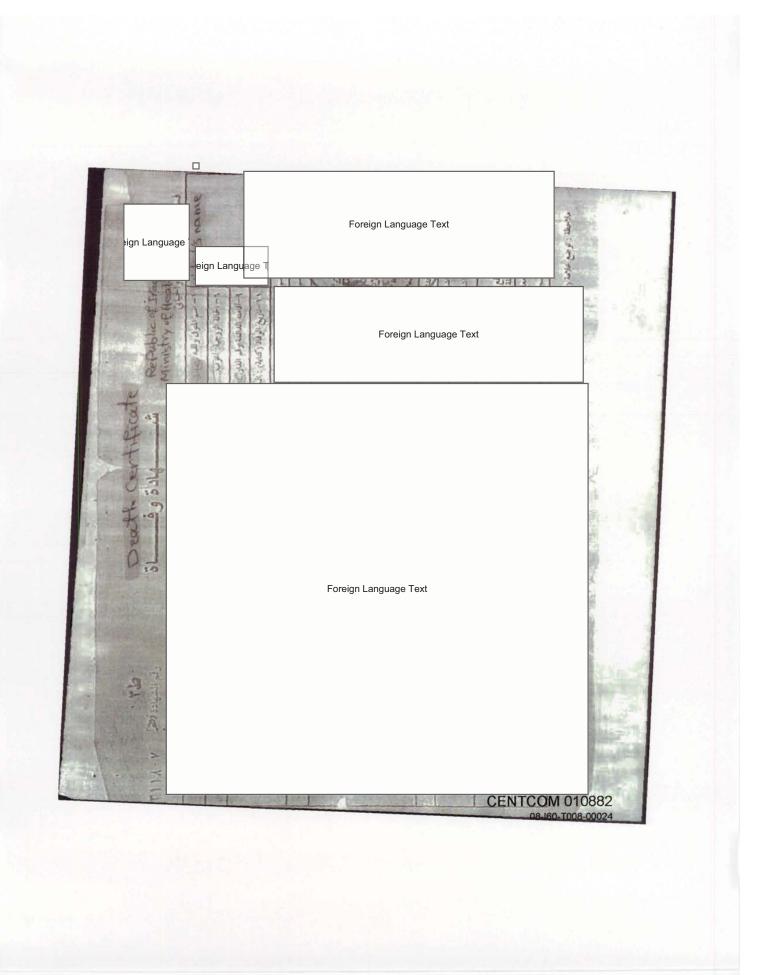
Pages 18 through 19 redacted for the following reasons: (b)6 Foreign Language

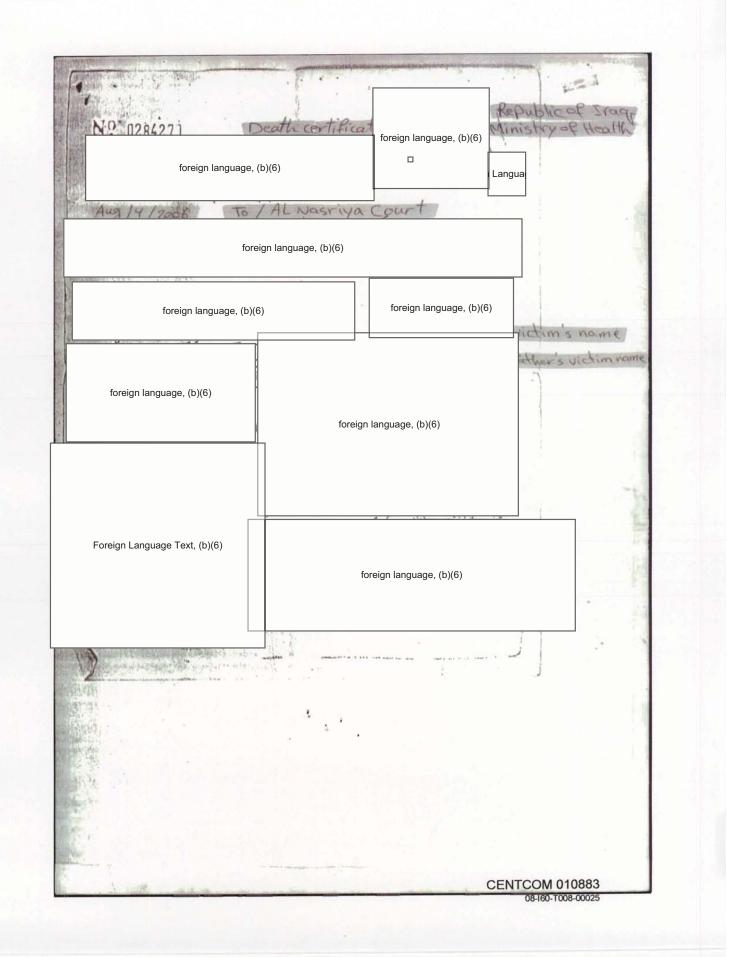
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Page 21 redacted for the following reason: (b)6 Foreign Language

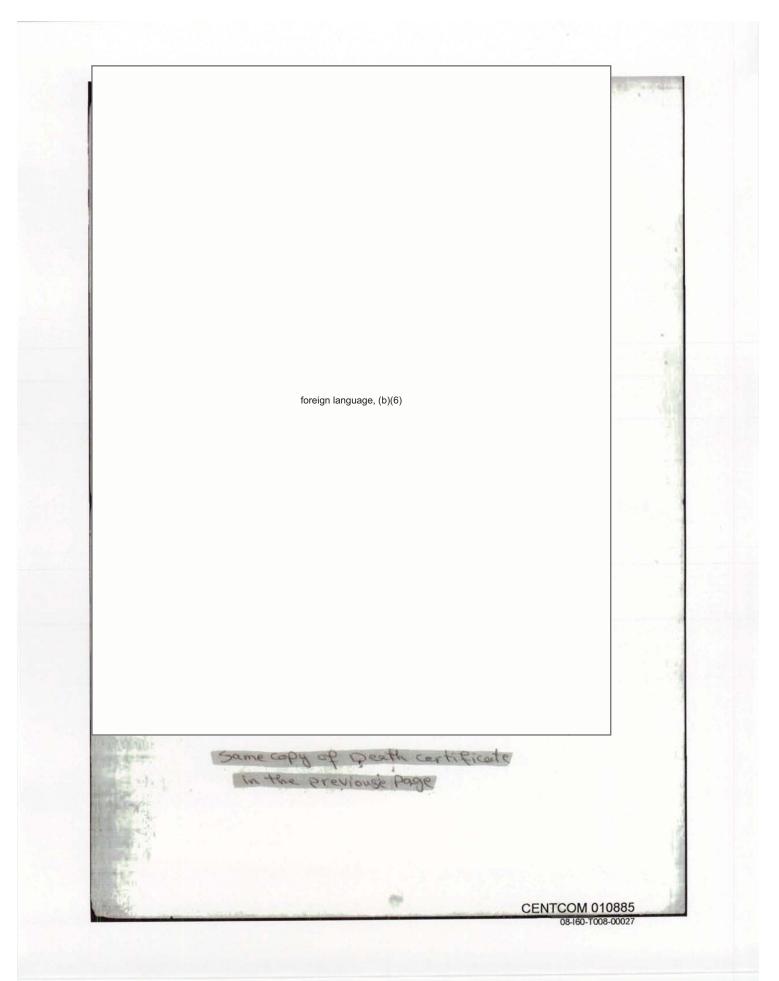
الجوف البطني الصفاق والحلب (البريتون) والثرب المعدة (حالة الغشاء يوصف ما بداخلها) الامعاء (اثنا عشري . عفج . الدقيقة . الغليظة . المس باريقا . الزائدة) medical Repor Showed the int AFIE happened Nic foreign language, (b)(6) foreign language, (b)(6) **CENTCOM 010880** 08-160-T008-00022

Page 23 redacted for the following reason: (b)6 Foreign Language

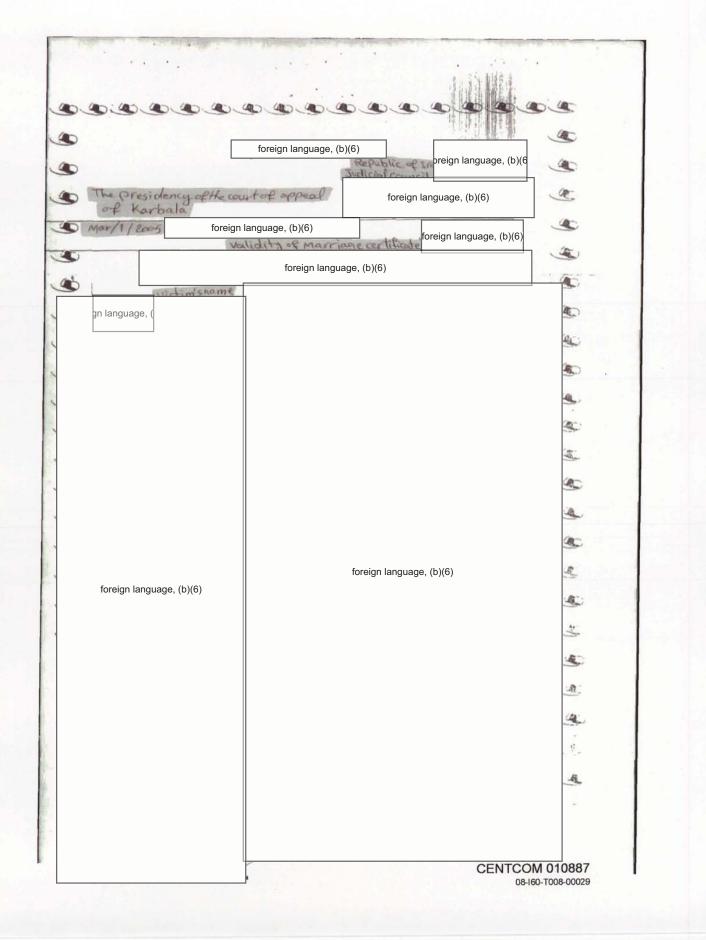


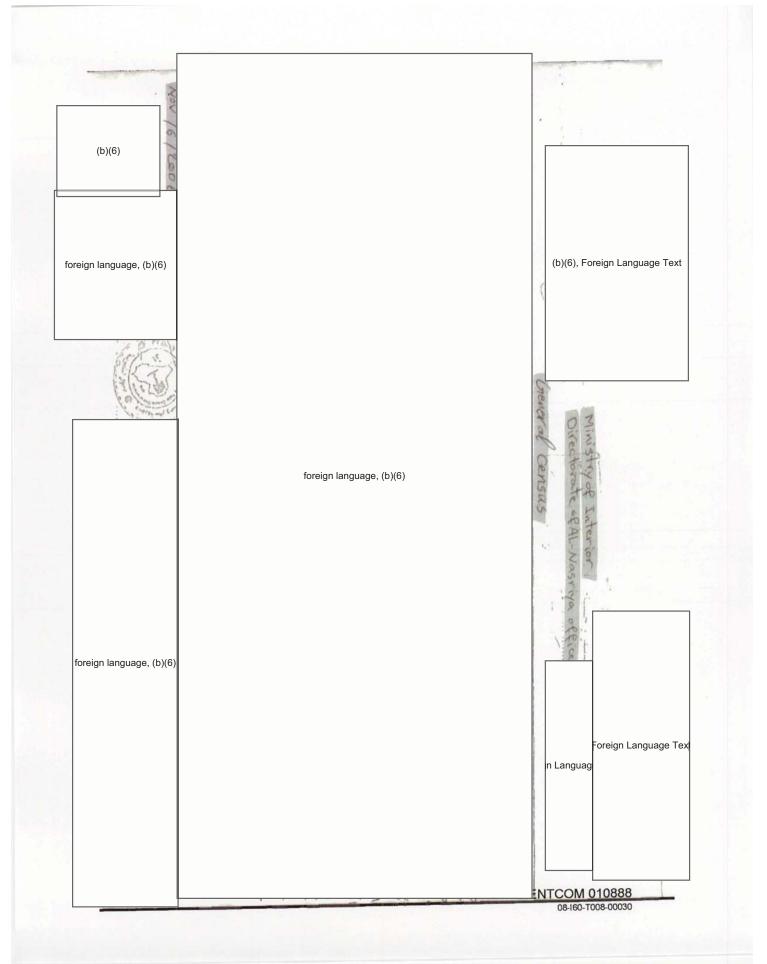


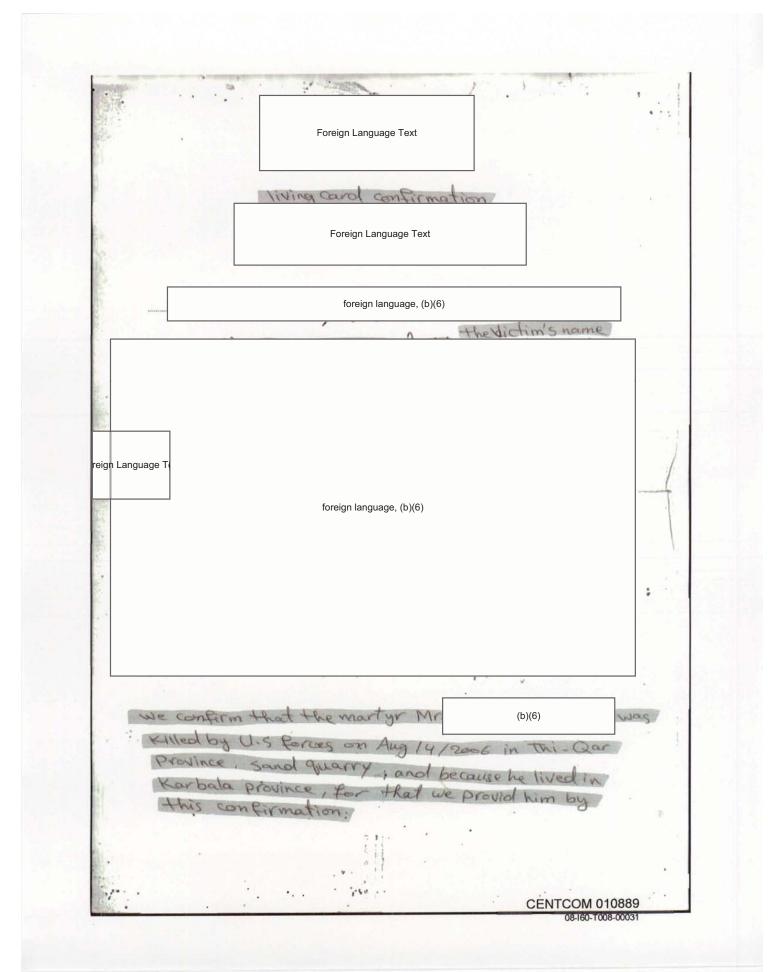
Foreign Language Text	



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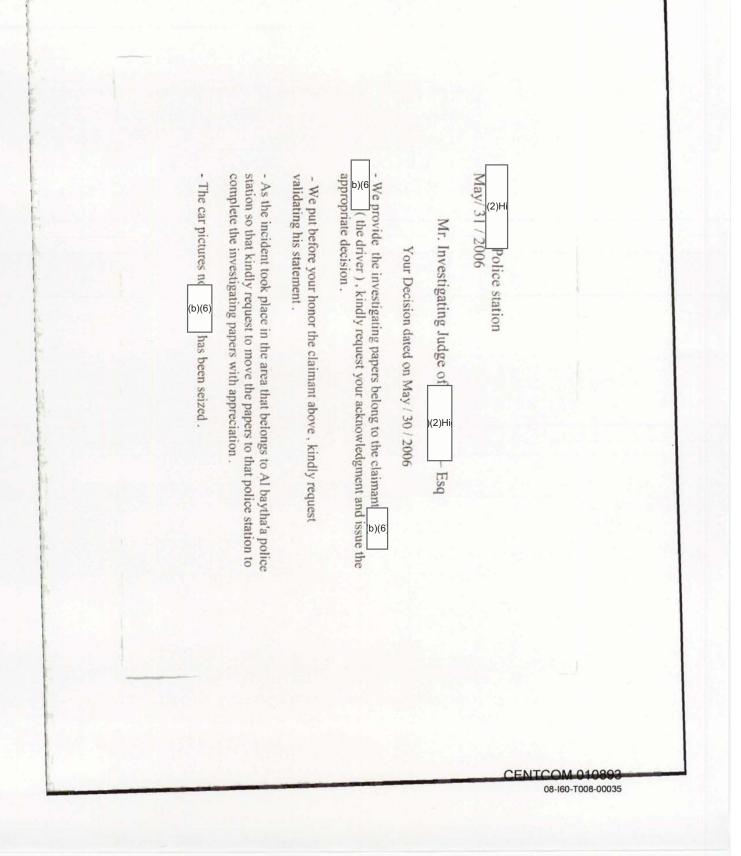


Al Balda Police Diretorate. Al Thawra Police station May/ 30 / 2006 Mr. Investigating Judge - Esq

Mr. (9) attended our police station , who his car exposed to serious damages caused by U.S forces during this morning in the high way towards Strategic oil pipeline , and the victim (9) was inside the vehicle and he injured severely , then the U.S forces transferred him by a Helicopter to the base . for that we noted his statement and he requested complaining against the U.S forces .

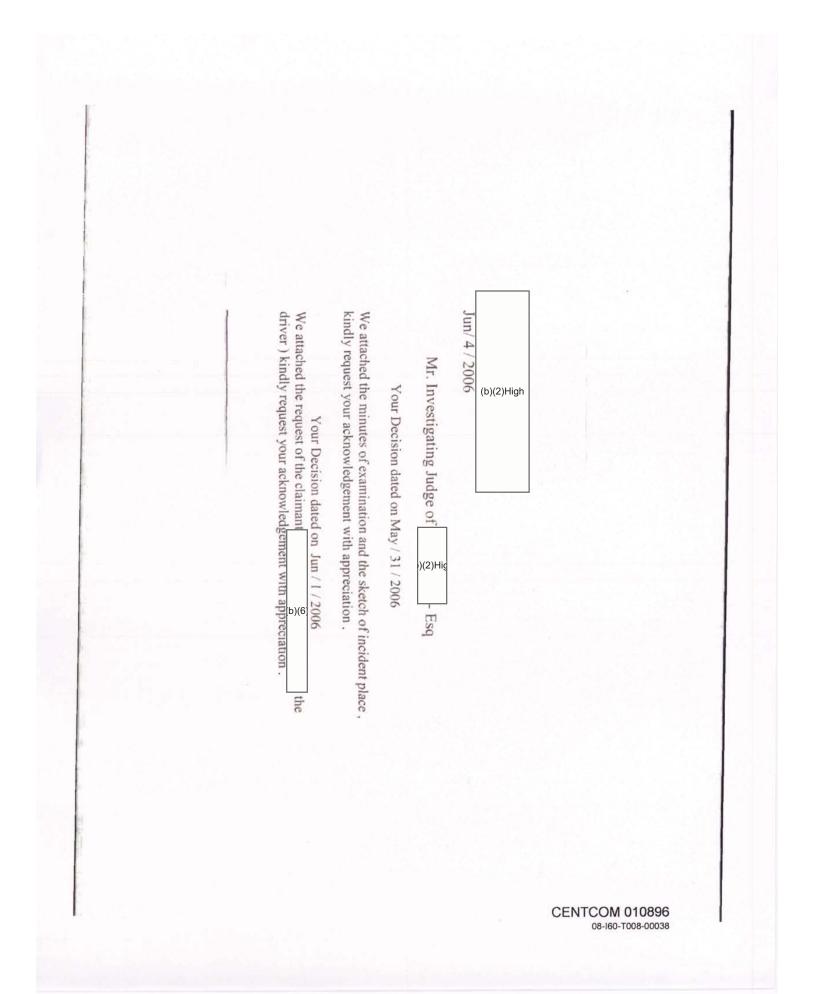
CENTCOM 010890 08-160-T008-00032 Page 33 redacted for the following reason: (b)6 Foreign Language

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		foreign language, (b)(6)		



Page 36 redacted for the following reason: (b)6 Foreign Language

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	/ May/	31 /2006	court of 7	Thi-Qar	1
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		Foreign Language T	ext		
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Page 39 redacted for the following reason: (b)6 Foreign Language

Al Thawra Police Station Jun / 1 / 2006

Minutes of Examination and Sketch of the incident place

Damages of the car No.	
)(2)Hi	
esting	

In execution to the decision of Mr. Investigating Judge , dated on May / 30 / 2006 concerning the minutes of examination of the incident place , for that I moved to the incident place combined with Mr. 6

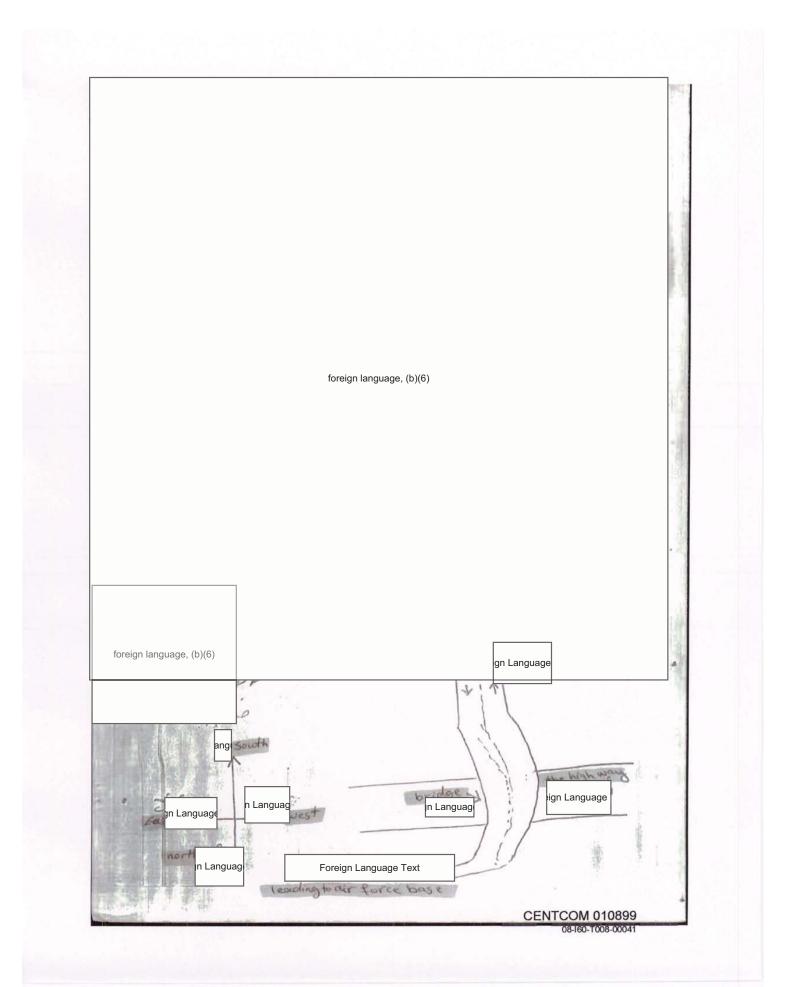
 The place of incident is far from the police station about <u>a</u> Km.
 The place of incident placed in the main road leading to sand quarry and far from the high way towards Strategic oil pipeline about the high way is two sides (going and returning)
 <u>a</u> I did not find the car in the incident place because it pulled out by it's owner.

4. I noticed a big tire trace on the side road, the driver said that it

belongs to his vehicle and it was divert to the sand side road .

5. And nothing else was found which is useful for the investigation

CENTCOM 010898 08-160-T008-00040



	1	foreign language, (b)(6)
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	foreign language, (b)(6)	The damages of the Vehicle which not important) Jun /7/2000
		Jun /7/2006
the second s		CENTCOM 010900

In/ 4		
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2006		

Mr. Investigating Judge of Al Nasriya - Esq

Your Decision dated on Jun / 8/ 2006

We attached the request of the legal honor of the vehicle no. (6) kindly request your acknowledgement with appreciation .

> CENTCOM 010901 08-160-T008-00043

Page 44 redacted for the following reason: (b)6 Foreign Language

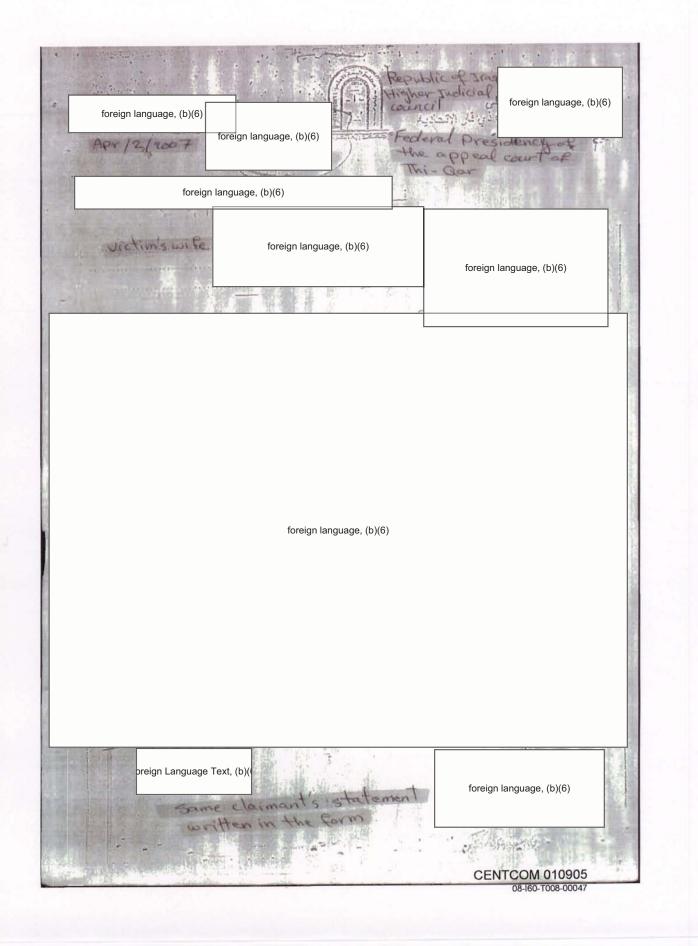
Al Thawra Police station Mar 22 / 2007

Mr. Investigating Judge of 🖉 - Esq

Your Decision dated on Jun / 11 / 2006 - During this period it has been noticed that the victim died Influenced by hisinjuries as the U.S forces moved nim in the time of incident to unknown place, then he has been returned back by his family to the hospital then he died there. - We attached the more form belones to the victim - We attached the more of the form belones to the victim - We attached the more of the victim - We attached the victim - We attached the more of the victim - We attached th

- We attached the morgue form belongs to the victim set well as the death certificate ,kindly request your acknowledgment and issue the appropriate decision to write the claimant's statement of the personal rights with appreciation.

CENTCOM 010903 08-160-T008-00045 Page 46 redacted for the following reason: (b)6 Foreign Language



Foreign Language Text, (b)(6)	AL-Thawra Police station Apr /2/2007	foreign language, (b)(6)
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foreign language, (b)(6)	Same claimont's statement (victim's	
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