

08IM1T017	(b)(6)) - Tort Claims Chronology Sheet	Page
Incident Date: 12/06/2007	Date Filed: 06/24/2008	Claim Owner Office: FCC IM1 HHC 76th Inf Bde (1)	5K) (IM1

Date	Facts	Initials
24 Jun 08	Claim was filed at the CMOC	(b)(3)(b)(6)
A		
1 Jul 08	CF shot and Killed (b)(6)	
	claim is barred under the FCA because CF	
	actions constituted combat activity.	(b)(3)(b)(6)
<u> 3 Jul 08 </u>	Claim was denied.	(b)(3)(b)(6)



AETV-JA 1 July 2008

MEMORANDUM OF OPINION
SUBJECT: Claim of (b)(3),(b)(6)
1. Identifying Data: #08IM1T017, (b)(3),(b)(6)
2. Date and place the incident occurred giving rise to the claim: The claim occurred on 6 December 2007, near Kharagul, Iraq.
3. Claimant has claimed damages in the amount of \$10,000.00
4. Jurisdiction: This request is presented for consideration under the provisions of the Foreign Claims Act, 10 USC Section 2734, as implemented by Chapter 10, Army Regulation 27-20. This claim was filed in a timely and proper manner.
5. Facts:
a. (b)(6) claims that Coalition Forces shot and killed her husband on 6 December 2008.
b. Coalition Forces killed (b)(6) during a combat operation on 6 December 2008 near Kharagul.
6. Opinion: In order to form a basis for a claim under the FCA, the incident has to occur outside of the United States and be from either non-combat activities of the U.S. Armed Forces or by negligent or wrongful acts of military members or civilian employees of the Armed Forces. This claim is barred under the FCA because Coalition Forces actions constituted combat activity.
7. Recommendation: This claim is not payable for the above mentioned reasons and is denied. Any appeal must be submitted within 30 days.
(b)(3),(b)(6)
MAJ, JA

08-IM1-T017-00004

Chief of Claims





TF Bastogne Claims Form

To: United States A	<u>rmv Foreion Claims</u>	Commission.			
From: Name:_	(b)(6)				
POA/A' l 1:_					
	Hamar munridad and	i intarmentar ap	proved:		
Decedents:_	(b)(6)				
Hometown:_		lraq	i Resident:		
	Albu Faze (Town)		ity)	(Country)	
My claim arose on:_	December Month	Day	<u>~\d\</u> Ye	ar	_ 0130 hr
Proof of Ownership: Interpreter Approved					
Death Certificates/M Injury/Death Consist			use of Injury/D	Death, Age, and T	ime of
Î Interpreter Approve	d:				
Legal Expert Opinion Interpreter Approve	n:d:				
Witness Statement(s) Interpreter Approve					
Give a brief statement personal injury is have My husband lights and noise saying they we filling a comp		s sheet if neces	ssary.)	nard after he:	saw
Evidence (photos/rep	air estimates/witnes	ses):			

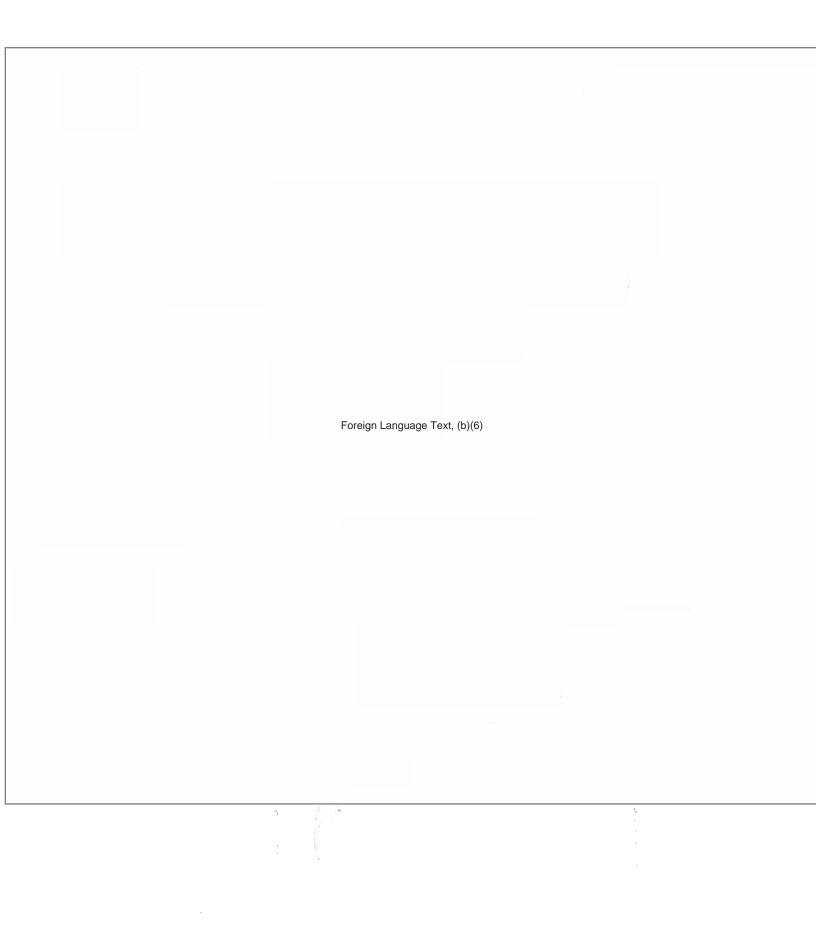


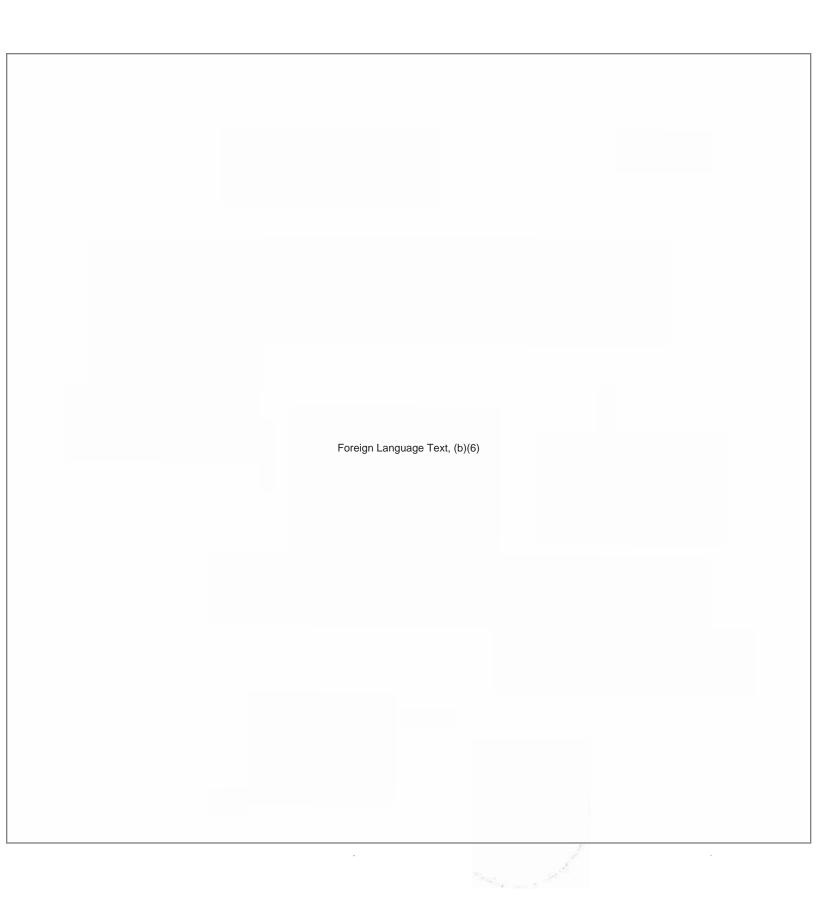


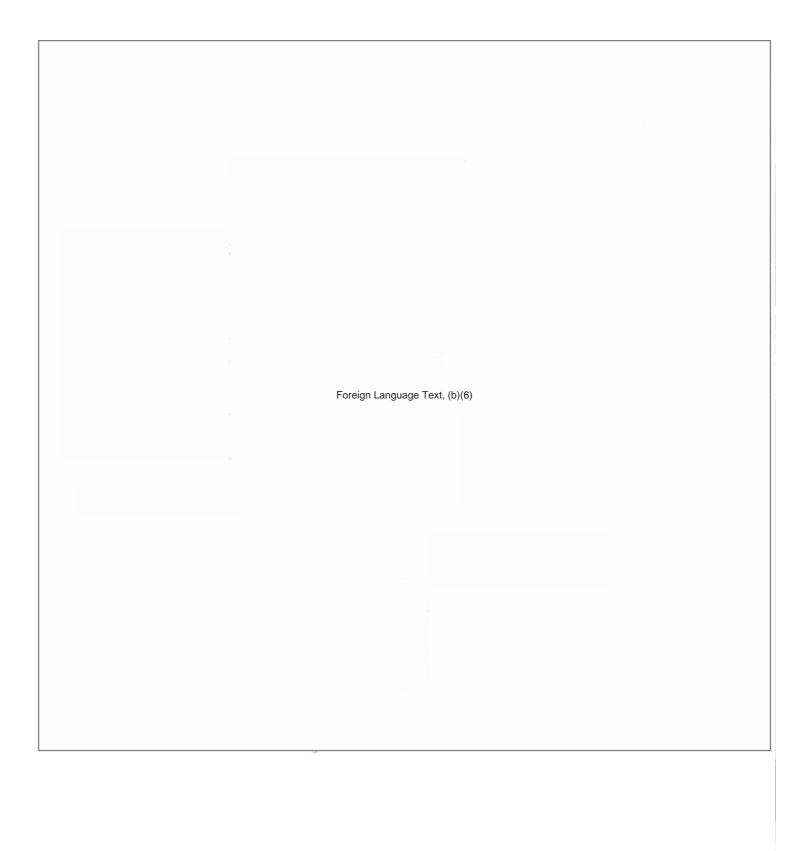


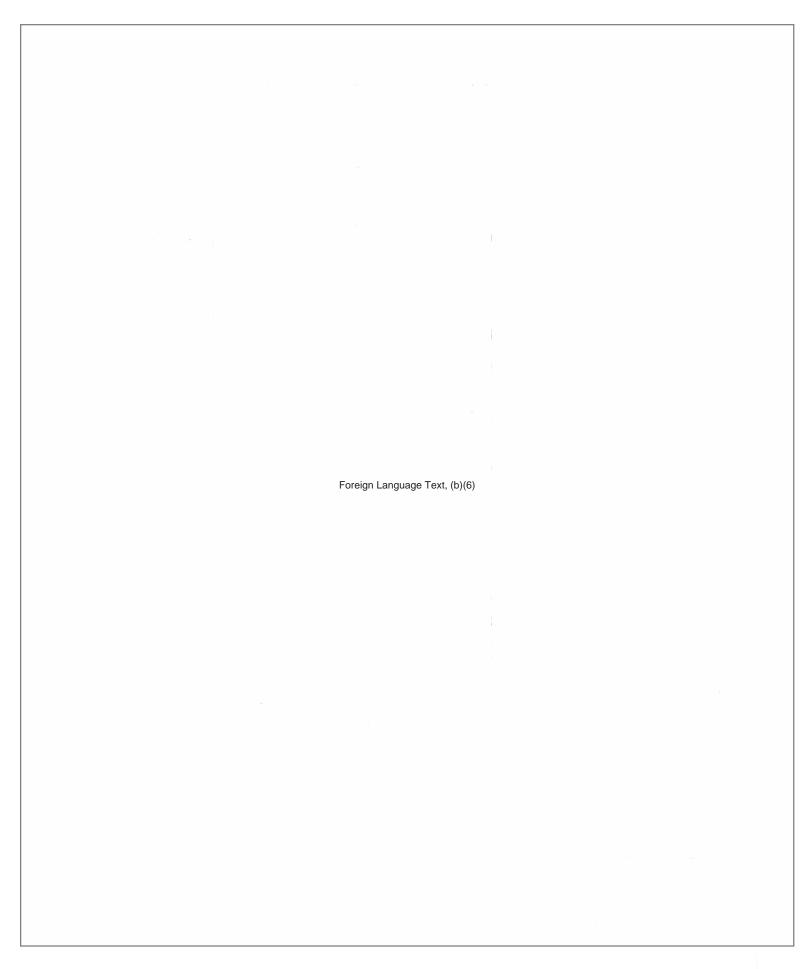
List in detail the amount of property damage or personal injury: (Attach bills Item	_		Amount
		Total Damage:	
I was insured to the following extent agai	nst the dar	nage or injuries I have sustained:	
I claim as damages: (Indicate amount in U \$H_, 600.00		s and local currency) urrency	
(Sig	nature of (Claimant)	
Subscribed before me this <u>24</u> day of	June_	, 200 <u>%</u> .	
Ō	(Print Nar	(b)(3),(b)(6)	
((Signature		

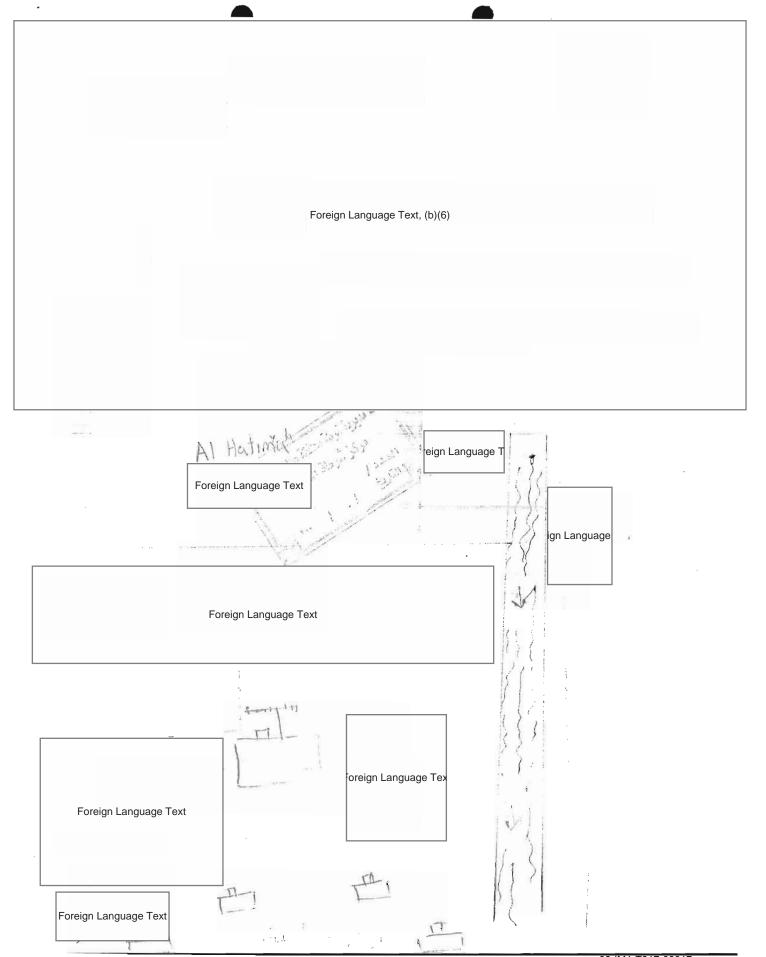
Pages 7 through 12 redacted for the following reasons:
(b)(6), Foreign Language



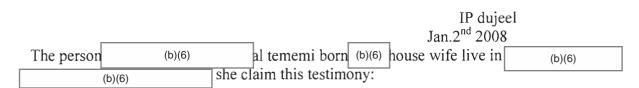








29989



On Dec 6th 2007 pass away my husband from wound was shot by CF he was walking round the house in same time was air assault by CF they were suspicious about him so they shot him knowingly father for a family o hidden individual and he is old man and sick in same time so I came to IP of Dujeel to write my testimony and make complain against the CF which they did this. I do not have any other information and this is my testimony

<u>LT</u>	
(b)(6)	
Jan 20 th 2008	_

The witness
(b)(6)
Jan 20 2008

court Highest judicial Council File no/28/08 Court Of Appeal Salah El din date 29/01/08 Legitimate of Lot I'm the Judge of the dujeel court house Mr. То (b)(6) determined Register the following: According to request Ms (b)(6) In date of 29/01/08 and the Taxes office order and the Juvenile office, accorden to death certificate No# (b)(6) in 17/07/07 to Mr he's past away and (b)(6) which he's bequest(personal property) to divided between he's family, one of them ,his wife Ms (b)(6) Indae (b)(6) Z9/U1/U8

Dujeel House

Republican Of Iraq

Aldujeel IP station Jan.20 th 2008
Witness (b)(6)
I was born in (b)(6) resident of dujeel my job is (b)(6) (no profession) this is my
testimony:
On Dec. 6 2007 Mr. (b)(6) past away suffering from his injury due to CF
assault, however he getting off and for that CF was suspicious about him.
He is married with 6)(6)kids, I went to dujeel IP station to confess my testimony.
IP I.T
(b)(6)
Jan.20 ¹¹ 2008

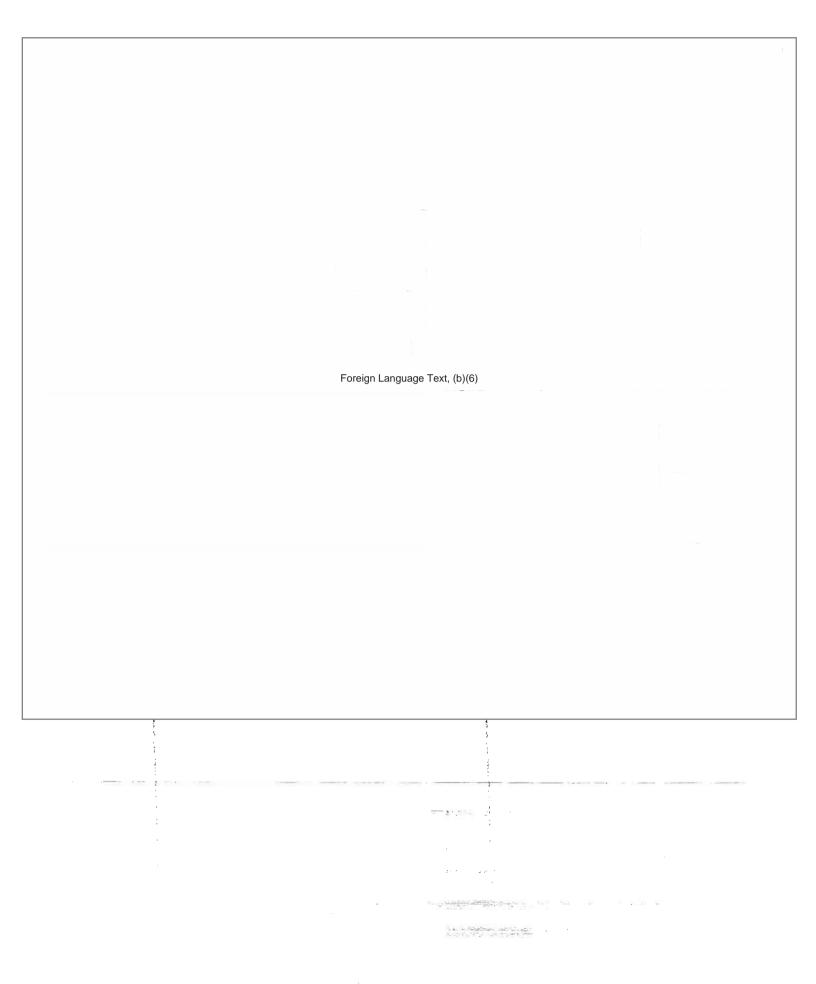
Page 23 redacted for the following reason:
(b)(6), Foreign Language Text

Honorable Judge Of Investigate In Dujeel

Al Dujeel Police Station

Accordant to your dec	cision in 20/01/08 we send to your honor to prove	e Ms,
(b)(6)	testimony about her complainant	
Attached copy of Leg	itimate of Lot. and we take the witness Mr (b)(6)	
testimony .please be r	review there testimony.	

IP LTC
(b)(6)
20/01/08



Incidents Report

Al Dujeel Police Station

20/01/08

To honorably Judge Investigation of Dujeel

We are IP Maj (b)(6) investigate the incident side, accordent to Ms (b)(6) complain , for that we proved your honor the Incident report to review it , and we attached all the document.

IP Maj (b)(6)

Request

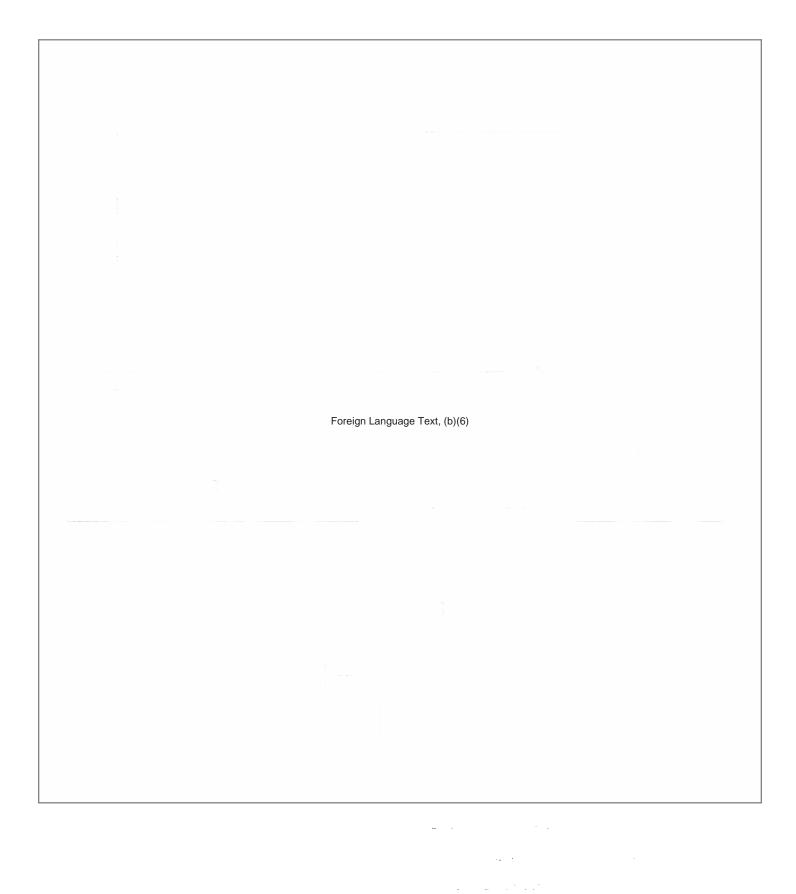
Honorable Judge Of Investigate In Dujeel

Please be accepted to providing me copy of my incident report

Depositor with the al dujeel police station.

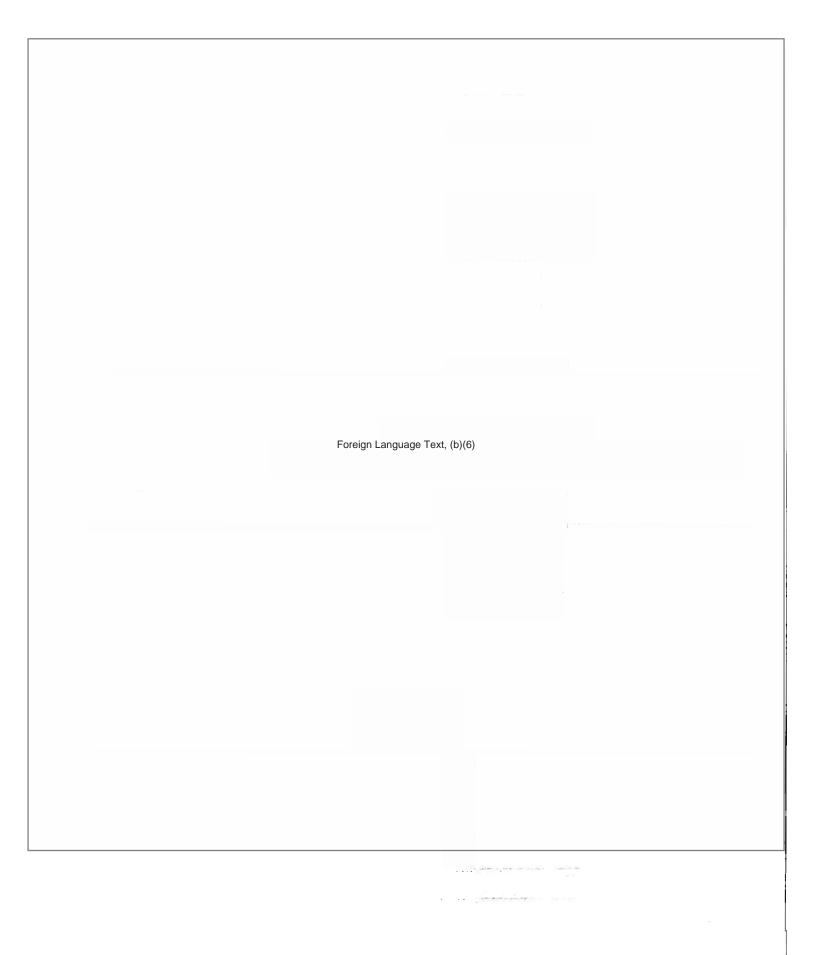
I do need that for my compensated complaint

Complainant	
Ms.	(b)(6)



Court of investig	gation in Dujeel		
Jan 1 st 2008	-	¬	
Testimony of	(b)(6)	born (b)(6) her job ho	ouse wife live in
(b)(6)	and this is her testimony:		
On Dec 6" 2008	my husband die his name is	(b)(6)	one o'clock after
mid night in fron	t door of the house CF shot a	t him while he was cho	ecking round the
house at night Cl	F was suspicious for that I sul	bmit claim against the	CF for compensation
knowingly my da	ad and husband is dead and I	have b)(6)kids and this i	s my testimony
	The judge		

(b)(6)



IP of Dujeel

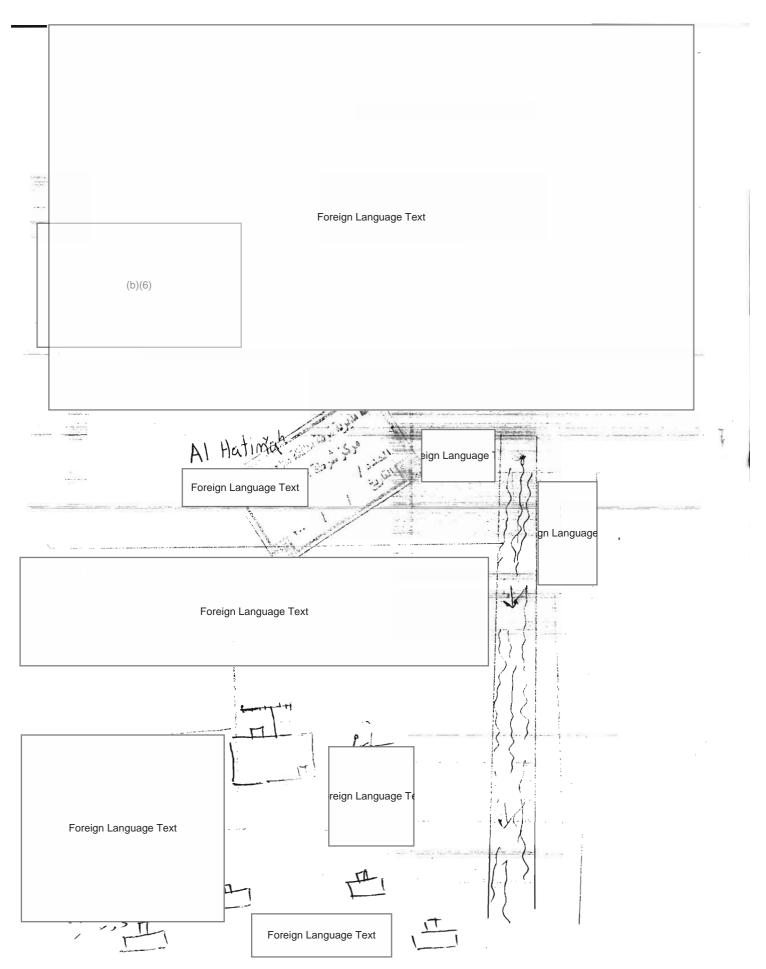
Draw	for	cide	of the	in	ciden	t
Diaw	101	Siuc	or me	111	Cluci	u

1-The accident side is	(b)(6)
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2- The side of the accident is residential area

3-I did not get any other things that is useful for the investigation

Major (b)(6)		
	(b)(6)	
The draw	(b)(6)	



			IP dujeel Jan.2 nd 2008				
The person	(b)(6	5)	born	(b)(6)	house wife live in		
	(b)(6)	she claim this to	estimo	ny:	4		_

On Dec 6th 2007 pass away my husband from wound was shot by CF he was walking round the house in same time was air assault by CF they were suspicious about him so they shot him knowingly father for a family of (individual and he is old man and sick in same time so I came to IP of Dujeel to write my testimony and make complain against the CF which they did this . I do not have any other information and this is my testimony

LT		
(b)(6)		
Jan 20 th 2008	_	

The witness
(b)(6)
Jan 20^{ut} 2008

Page 35 redacted for the following reason:
----Foreign Language Text, (b)(6)

Republican Of Iraq court Highest judicial Council Court Of Appeal Salah El din Dujeel House

File no/28/08 date 29/01/08

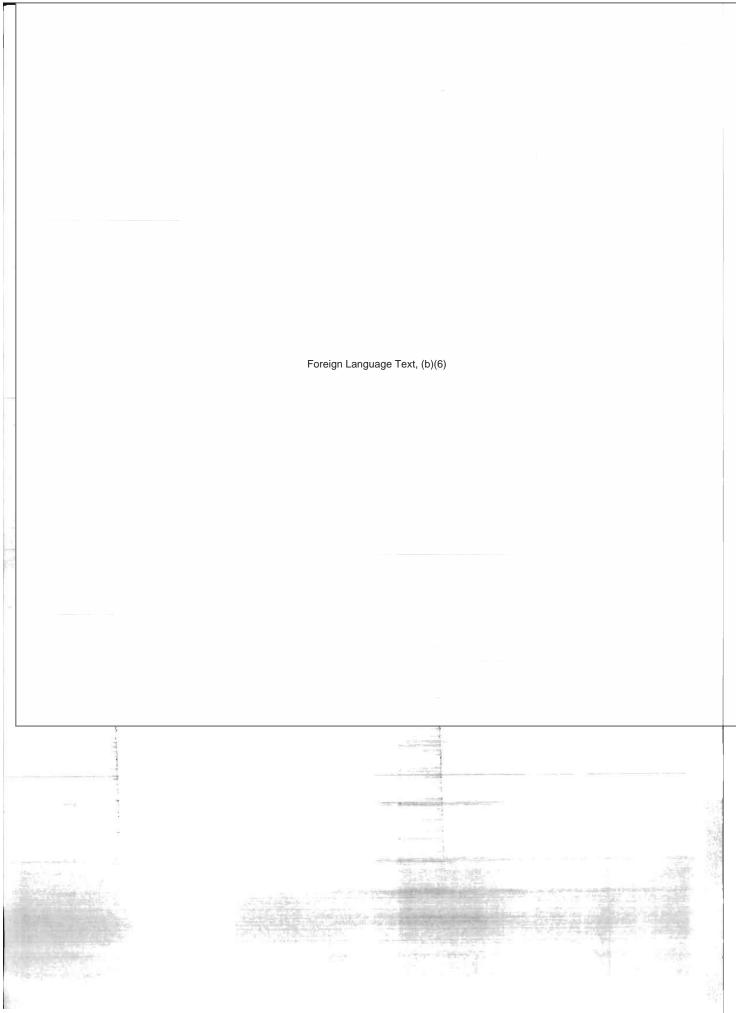
Legitimate of Lot		_
I'm the Judge of the dujeel court house Mr.	(b)(6)	То
determined Register the following:		-
According to request Ms (b)(6) in da	ate of 29/01/08 ar	nd the
Taxes office order and the Juvenile office,accorden	to death certifica	ite
No# (b)(6) in $17/07/07$ to Mr, (b)(6)	he's past away	and
which he's bequest(personal property) to divided b	etween he's fami	ly, one
of them ,his wife Ms, (b)(6)		
Judge		
(b)(6)		
29/01/08		

Aldujeel IP station		
Jan.20 th 2008		
Witness /	(b)(6)	
I was born in (b)(6) re	esident of (b)(6) my jo	ob is (b)(6) (no profession) this is my
testimony:		
On Dec.6 2007 Mr.	(b)(6)	past away suffering from his injury due to Cl
assault, however he	getting off and for tha	t CF was suspicious about him.
He is married with b)	6kids, I went to dujee	el IP station to confess my testimony.

IP LT (b)(6)
Jan.20th 2008

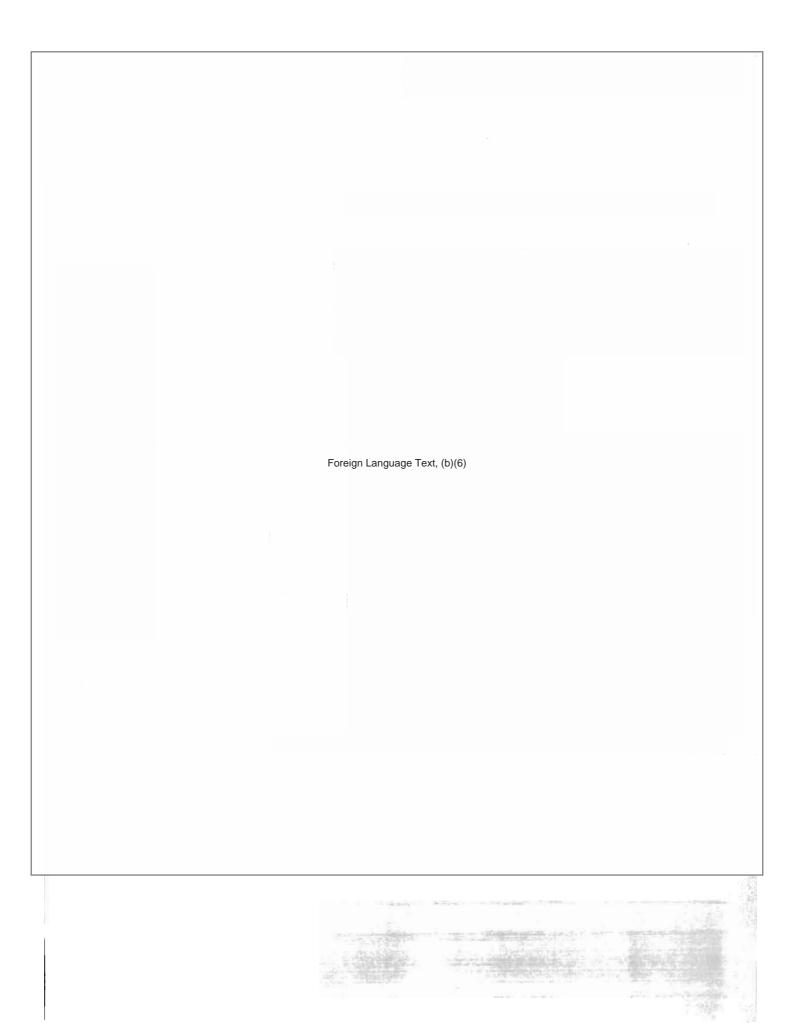
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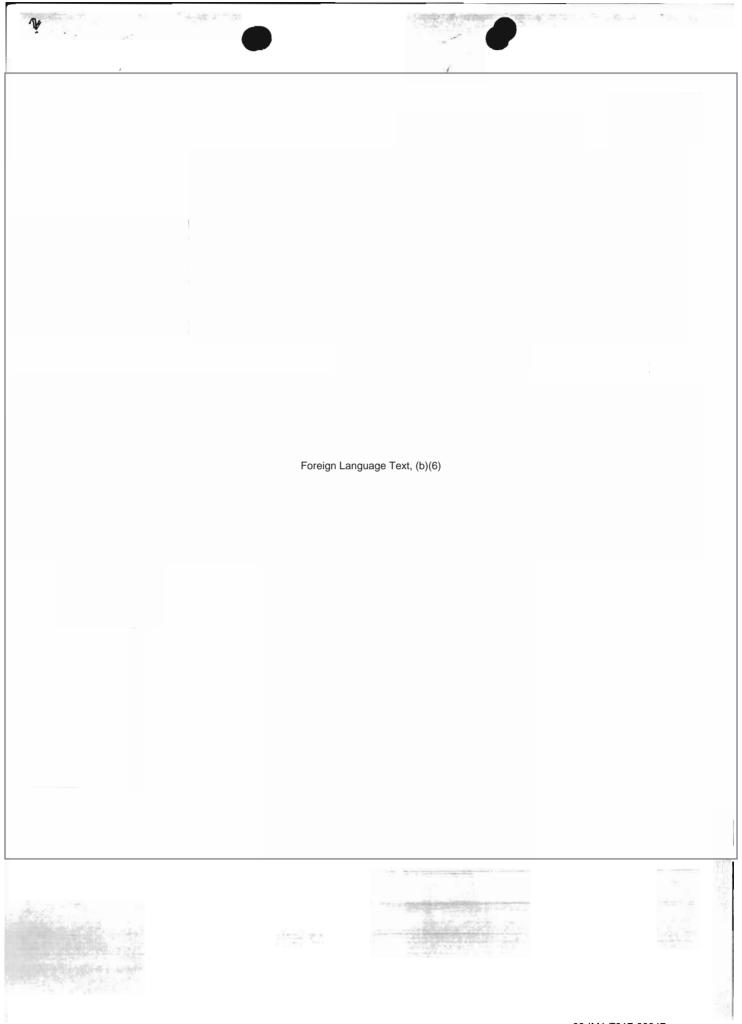
Already Reviewed and Redacted for Release
Foreign Language Text, (b)(6)



Pages 42 through 44 redacted for the following reasons:

Already Reviewed and Redacted for Release
Previously Released





Pages 48 through 49 redacted for the following reasons:

Already Reviewed and Redacted for Release