

COMMANDER'S REPORT

DISCIPLINARY OR ADMINISTRATIVE ACTION

SUSPENSE DATE (YYYYMMDD)

For use of this form

AR 190-45; the proponent agency is ODCSOPS

PRIVACY ACT STATEMENT

AUTHORITY:

Title 10 USC Section 301; Title 5 USC Section 2951; E.O. 9397 dated November 22, 1943 (SSN).

PRINCIPAL PURPOSE:

To provide commanders and law-enforcement officials with means by which information may be accurately identified.

ROUTINE USES:

Your social security number is used as an additional/alternate means of identification to facilitate filing and retrieval.

DISCLOSURE:

Disclosure of your social security number is voluntary.

1. FROM COMMANDER 1/8TH INF BN FORT CARSON, CO 80913	2. TO COMMANDER C CO, 1/8TH INF BN FORT CARSON, CO 80913	3. FROM SPECIAL AGENT IN CHARGE 43RD MILITARY POLICE DET (CID) FORT HOOD, TX 76544
4. USACRG CONTROL NUMBER 0049-07-CID469-60152	5. MP REPORT NUMBER	6. SUB-INSTALLATION IDENTIFIER

To be completed by the commander or supervisor of the subject identified below and in corresponding MP/CID report. Check all applicable blocks. Briefly explain circumstances not covered by blocks. For multiple offenses resulting in more than one type of action taken or action taken for offenses not listed in the report, explain in block 15. Remarks, which offenses apply to blocks checked and action taken for other offenses. Retain last copy and return all others to addressee indicated in "TO" block on completion of final action.

7. NAME OF SUBJECT (Last, First, MI) b7c-5, b6-5	8. GRADE PFC	9. SSN b7c-5, b6-5	10. DATE OF BIRTH (YYYYMMDD) b7c-5, b6-5
--	-----------------	------------------------------	--

11a. OFFENSE(S) ROBBERY MALINGERING	11b. DATE OF OFFENSE(S) 2003/05/30 2003/05/30
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12. ACTION TAKEN
 a. NONE *Chaptered*
 (1) INSUFFICIENT EVIDENCE
 (2) OTHER (Explain in Remarks)

* Subject was advised that although no action was taken, the report would be retained in Army records and that requests for amendment, correction, or expungement may be submitted IAW AR 190-45 (MP Reports) or AR 195-2 (CID Reports).

b. ADMINISTRATIVE

REFERRED TO (Check appropriate blocks)	DATE REFERRED (YYYYMMDD)	DATE RESPONDED (YYYYMMDD)
F = FAMILY ADVOCACY		
D = DRUG/ALCOHOL ABUSE		
S = SPECIAL REFERRAL		
E = EQUAL OPPORTUNITY		
L = LEGAL OFFICE		
M = MENTAL HEALTH		
R = RELIEF AGENCY		

c. NONJUDICIAL (Article 15, UCMJ)

<input type="checkbox"/> COMPANY GRADE	<input type="checkbox"/> FIELD GRADE	<input type="checkbox"/> SUMMARIZED
<input type="checkbox"/> GCM AUTHORITY	<input type="checkbox"/> GENERAL OFFICER	

d. JUDICIAL (If subject was tried by court-martial attach a copy of the court-martial order giving findings and sentences.)

<input type="checkbox"/> SUMMARY COURT MARTIAL	<input type="checkbox"/> GENERAL COURT-MARTIAL
<input type="checkbox"/> SPECIAL COURT-MARTIAL	<input type="checkbox"/> CIVIL COURT

13. JUDICIAL FINDINGS

<input type="checkbox"/> GUILTY	<input type="checkbox"/> DISMISSED
<input type="checkbox"/> NOT GUILTY	<input type="checkbox"/> OTHER (For example, guilty of a lesser included offense. Explain in Remarks.)

14. RESULTANT SENTENCES, PUNISHMENTS, OR ADMINISTRATIVE ACTION

<input type="checkbox"/> a. REPRIMAND	<input type="checkbox"/> b. ADMONITION	<input type="checkbox"/> (1) ORAL	<input type="checkbox"/> (2) IN WRITING
<input type="checkbox"/> c. DETENTION	<input type="checkbox"/> d. FORFEITURE	<input type="checkbox"/> e. FINED \$ _____ / _____ MONTHS	
<input type="checkbox"/> f. REDUCED FROM _____ TO _____	<input type="checkbox"/> g. EXTRA DUTY FOR _____ DAYS	<input type="checkbox"/> h. RESTRICTED FOR _____ DAYS	
<input type="checkbox"/> i. CORRECTIONAL CUSTODY FOR _____ DAYS	<input type="checkbox"/> j. CONFINED _____ YEARS _____ MONTHS		
<input type="checkbox"/> k. PUNITIVE DISCHARGE ADJUDGED TYPE: _____			
<input type="checkbox"/> l. ADMINISTRATIVE DISCHARGE			
<input type="checkbox"/> m. OTHER (For example, suspension of driving privileges. Explain in Remarks.)			EFFECTIVE DATE _____

Chaptered out under
14-12c No UCMJ action

Signed for b7c-3, b6-3

ISG



16a. TYPED NAME AND GRADE OF COMMANDING OFFICER

b7c-3, b6-3



16c. DATE OF REPORT (YYYYMMDD)

2004 09 17

2

DEPARTMENT OF THE ARMY
43RD MILITARY POLICE DETACHMENT (CID)(FWD)
22ND MILITARY POLICE BATTALION (FWD)
UNITED STATES ARMY CRIMINAL INVESTIGATION COMMAND
OPERATION IRAQI FREEDOM
APO AE 09323-2647

CIRC-AB

6 May 2004

MEMORANDUM FOR SEE DISTRIBUTION

SUBJECT: CID REPORT OF INVESTIGATION -- FINAL - 0049-03-CID469-60152-5N2B1/5V3

1. DATES/TIMES/LOCATIONS OF OCCURENCES:

1. 29 May 2003/1100 - 29 May 2003/1800; TUZE, IRAQ
2. 30 May 2003/1300 - 30 May 2003/1400; GRID COORDINATES 38S MD 449 501, SOUTH OF KIRKUK, IRAQ.

2. DATE/TIME REPORTED: 10 Jun 2003, 0800

3. INVESTIGATED BY: SA [REDACTED] b7C-1, b6-1, b2 SA [REDACTED] b7C-1, b6-1, b2

SA [REDACTED] SA [REDACTED]

4. SUBJECT: 1 [REDACTED] b7C-1, b6-1, b2 b7C-5, b6-5 b7C-1, b6-1, b2 b7C-5, b6-5 b7C-5, b6-5 b7C-9, b6-5
[REDACTED]; PFC [REDACTED] b7C-5, b6-5
[REDACTED]; M; BLACK, C COMPANY, 1/8TH INFANTRY BATTALION, 4ID, APO AE 09323; (HOME BASE: FORT CARSON, CO); [ROBBERY] [MALINGERING]

5. VICTIM: 1. U.S. GOVERNMENT; [MALINGERING]

2. UNKNOWN; IRAQI NATIONAL; M; [NFI]; [ROBBERY]

3. UNKNOWN; IRAQI NATIONAL; F; [NFI]; [ROBBERY]

6. INVESTIGATIVE SUMMARY:

This is an "Operation Iraqi Freedom" investigation.

This office was notified by the Provost Marshal's Office, 4ID, Camp Ironhorse, Tikrit, Iraq, APO AE 09323, of a self inflicted gunshot wound to the foot of PFC [REDACTED] following his theft of money while on a raid of suspected Fedayeen homes. b7C-5, b6-5

estigation established probable cause to believe PFC [redacted] committed the offense of robbery, when as a member of a patrol team he stole 180,000 Iraqi Dinar from two homes he was searching. *b7C-5, b6-5*

Further, investigation established probable cause to believe PFC [redacted] committed the offense of Malingering, when he shot himself in the foot after being informed he would be recommended for disciplinary action for stealing the money. *b7C-5, b6-5*

STATUTES:

Article 115, UCMJ: Malingering
Article 122, UCMJ: Robbery

EXHIBITS/SUBSTANTIATION:

Attached:

1. Agent's Investigation Report (AIR) of SA [redacted] *b7C-1, b6-1* 18 Sep 03, documenting the initial notification; receipt of statements taken by the unit; and the interview of 2LT [redacted] *-b7C-4, b6-4*
2. Statement of 2LT [redacted] *b7C-4, b6-4* 2 Jun 03, detailing he witness the shot pattern on PFC [redacted] *b7C-5, b6-5* left foot.
3. Statement of SGT [redacted] *b7C-4, b6-4* 2 Jun 03, detailing he witness PFC [redacted] *b7C-5, b6-5* disassemble, clean and reassemble his weapon.
4. Statement of SGT [redacted] *b7C-4, b6-4* 2 Jun 03, relating he conducted the weapons safety class, which PFC [redacted] attended.
5. Statement of 2LT [redacted] *b7C-5, b6-5* 2 Jun 03, detailing how he was informed of the stolen money. *b7C-4, b6-4*
6. Statement of SPC [redacted] *b7C-4, b6-4* 2 Jun 03, detailing he sat next to PFC [redacted] *b7C-5, b6-5* during the weapons class and witness him disassemble and assemble his weapon.
7. Statement of SPC [redacted] *b7C-4, b6-4* 2 Jun 03, detailing he witness PFC [redacted] *b7C-5, b6-5* clear his weapon during the weapons safety class.
8. Statement of [redacted] *b7C-4, b6-4* 2 Jun 03, detailing how he heard a gun shot and later discovered the wound on PFC [redacted] *b7C-5, b6-5* foot.
9. Statement [redacted] *b7C-4, b6-4* 2 Jun 03, detailing how he was informed of the stolen money.
10. Sworn Statement of 2LT [redacted] *b7C-4, b6-4* 17 Sep 03, in which he related how he was notified of the stolen money and the subsequent search of PFC [redacted] *b7C-5, b6-5* personal belongings.
11. AIR of SA [redacted] *b7C-1, b6-1* 31 Jul 03, documenting the subject interview of PFC [redacted] *b7C-5, b6-5*

12. Waiver Certificate and Sworn Statement of PFC [redacted] 31 Jul 03, in which he denied stealing money while on patrol with his platoon and denied shooting himself in the foot to avoid disciplinary action. *b7C-5, b6-5*

13. AIR of SA [redacted], 4 Nov 03, documenting the interview of SFC [redacted] *b7C-1, b6-1* *b7C-4, b6-4*

14. Sworn Statement of SFC [redacted], 17 Oct 03, in which he related who related two local villagers identified PFC [redacted] as stealing money out of their homes. *b7C-4, b6-4*

15. AIR of SA [redacted], 12 Mar 04, documenting the coordination with MAJ [redacted] Chief of Justice, for information pertaining to the punishment of PFC [redacted] *b7C-1, b6-1* *b7C-5, b6-5* *b7C-4, b6-4*

16. AIR of SA [redacted], 4 May 04, documenting the final coordination with CPT [redacted], Trial Counsel, SJA. *b7C-1, b6-1* *b7C-5, b6-5* *b7C-4, b6-4*

Not Attached:

None

The originals of Exhibits 1, 10 through 16 are forwarded with a USACRC copy of this report. The originals of Exhibits 2 through 9 are retained in the files of the Staff Judge Advocate, Fort Hood, TX 76544.

STATUS: This is a Final Report. On 12 Mar 04, a Chapter 10 was approved for PFC [redacted] and he received an Other Than Honorable Discharge from the Military. Commander's Report of Disciplinary Action Taken (DA Form 4833) is not required. *b7C-5, b6-5*

Report Prepared By:

b7C-1, b6-1, b2
[redacted signature]

Report Approved By:

b7C-1, b6-1
[redacted signature]
Special Agent-in-Charge

DISTRIBUTION:

1 - Director, U.S. Army Crime Records Center, USACIDC, ATTN: CICR-CR, 6010 6th Street, Fort Belvoir, VA 22060-5585

1 - THRU: Commander, 1/8th Infantry Battalion, Fort Carson, CO 80913

TO: Commander, C Company, 1/8th Infantry Battalion, Fort Carson, CO 80913

SUBJECT: CID REPORT OF INVESTIGATION - FINAL - 0049-03-CID 469-60152-5N2B1/5V3

b7c-3, 46-3

1 - Office of the Staff Judge Advocate, ATTN: CPT [REDACTED], Fort Carson, CO 80913

1 - Commander, 22nd Military Police Battalion (CID), 3rd Military Police Group, (CID),
USACIDC, Camp Victory, APO AE 09335 (e-mail only)

1 - SJA, Chief, Military Justice, 4ID, APO AE 09323 (e-mail only)

1 - PM, 4ID, APO AE 09323(email only)

1 - File

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AGENT'S INVESTIGATION REPORT

CID Regulation 195-1

ROI NUMBER

0049-03-CID469-60152

PAGE 1 OF 1 PAGES

DETAILS

About 0800, 10 Jun 03, this office was notified by the Provost Marshal Office, 4ID, Forward Operating Base (FOB) Ironhorse, APO AE 09323, of a self inflicted gunshot wound to the foot of PFC [REDACTED] following the theft of money while on raids of suspected Fedayeen homes. *b7c-5, b6-5*

About 0900, 12 Jun 03, this office received copies of the statements pertaining to the interviews of unit personnel (See statements for details).

About 1100, 17 Sep 03, SA *b7c-5, b6-1* [REDACTED] interviewed 2LT *b7c-4, b6-4* [REDACTED], C Company, 1/8th Infantry Battalion, APO AE 09323, who rendered a sworn statement relating on 29 May 03, he conducted a search of PFC [REDACTED] for the stolen money. ///LAST ENTRY/// *b7c-5, b6-5*

TYPED AGENT'S NAME AND SEQUENCE NUMBER

b7c-1, b6-1, b2

SA [REDACTED]

SIGNATURE [REDACTED]

ORGANIZATION

43rd Military Police Det (CID)(FWD)

APO AE 09323

DATE

17 Sep 03

EXHIBIT

CID FORM 94

1 FEB 77

FOR OFFICIAL USE ONLY

EXHIBIT 1

SWORN STATEMENT

Use of this form, see AR 190-49; the proponent agency is ODCSOPS

019-03-ED469-6015E

PRIVACY ACT STATEMENT

AUTHORITY: Title 10 USC Section 301; Title 5 USC Section 2951; E.O. 9397 dated November 22, 1943 (SSA).
PRINCIPAL PURPOSE: To provide commanders and law enforcement officials with means by which information may be accurately identified.
ROUTINE USES: Your social security number is used as an additional alternate means of identification to facilitate filing and retrieval.
DISCLOSURE: Disclosure of your social security number is voluntary.

1. LOCATION TUZ, IRAQ	2. DATE (YYYYMMDD) 2003/06/02	3. TIME 1930 hrs	4. FILE NUMBER
5. LAST NAME, FIRST NAME, MIDDLE NAME [REDACTED]	6. SSN [REDACTED]	7. GRADE/STATUS O1E / Platoon Leader	
8. ORGANIZATION OR ADDRESS 1st PCT, CO 18 IN			

I, **[REDACTED]** WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH: I witness the shot pattern in PFC **[REDACTED]** left boot. PFC **[REDACTED]** boot had a small entry wound with no exit hole. PFC **[REDACTED]** left boot appeared to have a small circular gun powder pattern around the hole in the boot.

I also witness PFC **[REDACTED]** earlier in the day participate in weapons maintenance and clearing class. I personally observed the above mentioned soldier break down his weapon for I was sitting directly across from him. All this occurred during our Safety Day Classes with me present throughout **[REDACTED]** the training.

The incident in question happened approximately 1 hour after the completion of classes. There was no operational reason why PFC **[REDACTED]** had a round chambered and his weapon on fire, PFC **[REDACTED]** was well aware of the weapon status for the day "Green Direct". At no time did I elevate the weapon status. When I questioned PFC **[REDACTED]** he was unwilling to tell me what had happened. Nothing Follows

10. EXHIBIT	11. INITIALS OF PERSON MAKING STATEMENT [REDACTED]	PAGE 1 OF <u>3</u> PAGES
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ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT OF _____ TAKEN AT _____ DATED _____"

THE BOTTOM OF EACH ADDITIONAL PAGE MUST BEAR THE INITIALS OF THE PERSON MAKING THE STATEMENT, AND PAGE NUMBER MUST BE INDICATED.

USE THIS PAGE IF NEEDED.

IF THIS PAGE IS NOT NEEDED, PLEASE PROCEED TO FINAL PAGE OF THIS FORM.

AGE OF THIS FORM:

049-03-CE0469-60152

STATEMENT OF _____

TAKEN AT _____

DATED _____

9. STATEMENT (Continued)

INITIALS OF PERSON MAKING STATEMENT

b7c-4, b6-4
[Redacted]

PAGE 2 OF 3 PAGES

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FOR OFFICIAL USE ONLY

EXHIBIT 2
EXHIBIT

049 3-CE 0409-20152

STATEMENT OF _____ TAKEN AT _____

9. STATEMENT (Continued)

b7C-4, b6-4
I, _____, HAVE READ OR HAVE HAD READ TO ME THIS STATEMENT WHICH BEGINS ON PAGE 1, AND ENDS ON PAGE _____. I FULLY UNDERSTAND THE CONTENTS OF THE ENTIRE STATEMENT MADE BY ME. THE STATEMENT IS TRUE. I HAVE INITIALED ALL CORRECTIONS AND HAVE INITIALED THE BOTTOM OF EACH PAGE CONTAINING THE STATEMENT. I HAVE MADE THIS STATEMENT FREELY WITHOUT HOPE OF BENEFIT OR REWARD, WITHOUT THREAT OF PUNISHMENT, AND WITHOUT COERCION, UNLAWFUL INFLUENCE, OR UNLAWFUL INDUCEMENT.

b7C-4, b6-4

(Signature of Person Making Statement)

WITNESSES:

Subscribed and sworn to before me, a person authorized by law to administer oaths, this _____ day of _____ at _____

ORGANIZATION OR ADDRESS _____

(Signature of Person Administering Oath)

ORGANIZATION OR ADDRESS _____

(Typed Name of Person Administering Oath)

(Authority To Administer Oaths)

INITIALS OF PERSON MAKING STATEMENT
b7C-4, b6-4

PAGE 3 OF 3 PAGES

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FOR OFFICIAL USE ONLY

EXHIBIT 2
EXHIBIT
USAPA V1.00

SWORN STATEMENT

For use of this form, see AR 190-45; the proponent agency is DDCSOPS

044-03-CID469-6015E

PRIVACY ACT STATEMENT

AUTHORITY:

Title 10 USC Section 301; Title 5 USC Section 2951; E.O. 9397 dated November 22, 1943 (SSA)

PRINCIPAL PURPOSE:

To provide commanders and law enforcement officials with means by which information may be accurately identified.

ROUTINE USES:

Your social security number is used as an additional alternate means of identification to facilitate filing and retrieval.

DISCLOSURE:

Disclosure of your social security number is voluntary.

1. LOCATION

2. DATE (YYYYMMDD)

3. TIME

4. FILE NUMBER

5. LAST NAME, FIRST NAME, MIDDLE NAME

6. SSN

7. GRADE/STATUS

8. ORGANIZATION OR ADDRESS

I, _____ WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH ON or

about 30 MAY 03 during weapons safety class I personally watched PFC [redacted] disassemble, clean, reassemble, & clear his weapon. Approximately 1 hour and a half later I was notified that he had shot himself, by SFC [redacted] upon arrival at the scene. I noticed a powder burn approximately the same size as the barrel tip. There was also a depression on the boot. Nothing follows

b7C-4, b6-4

Nothing follows

b7C-4, b6-4

b7C-4, b6-4

b7C-4, b6-4

b7C-4, b6-4

10. EXHIBIT

11. INITIALS OF PERSON MAKING STATEMENT

PAGE 1 OF 3 PAGES

ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT OF

TAKEN AT DATED

THE BOTTOM OF EACH ADDITIONAL PAGE MUST BEAR THE INITIALS OF THE PERSON MAKING THE STATEMENT, AND PAGE NUMBER MUST BE INDICATED.

USE THIS PAGE IF NEEDED. IF

PAGE IS NOT NEEDED, PLEASE PROCEED TO FINAL

3E OF THIS FORM.

098-03-CJDM69-60152

STATEMENT OF _____

TAKEN AT _____

DATED _____

9. STATEMENT (Continued)

INITIALS OF PERSON MAKING STATEMENT _____

PAGE 2 OF 3 PAGES

PAGE 2, DA FORM 2823, DEC 1998

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EXHIBIT 3
EXHIBIT 3

USAPA VI 00


12

STATEMENT OF _____ TAKEN AT _____

9. STATEMENT (Continued)

b7c-4, b6-4

 b7c-4, b6-4
 Nothing follows
 b7c-4, b6-4

 b7c-4, b6-4

 b7c-4, b6-4


AFFIDAVIT

I, , HAVE READ OR HAVE HAD READ TO ME THIS STATEMENT WHICH BEGINS ON PAGE 1, AND ENDS ON PAGE 1 FULLY UNDERSTAND THE CONTENTS OF THE ENTIRE STATEMENT MADE BY ME. THE STATEMENT IS TRUE. I HAVE INITIALED ALL CORRECTIONS AND HAVE INITIALED THE BOTTOM OF EACH PAGE CONTAINING THE STATEMENT. I HAVE MADE THIS STATEMENT FREELY WITHOUT HOPE OF BENEFIT OR REWARD, WITHOUT THREAT OF PUNISHMENT, AND WITHOUT COERCION, UNLAWFUL INFLUENCE, OR UNLAWFUL INDUCEMENT.


 (Signature of Person Making Statement)

WITNESSES:

Subscribed and sworn to before me, a person authorized by law to administer oaths, this _____ day of _____ at _____

ORGANIZATION OR ADDRESS

(Signature of Person Administering Oath)

ORGANIZATION OR ADDRESS

(Typed Name of Person Administering Oath)

(Authority To Administer Oaths)

INITIALS OF PERSON MAKING STATEMENT 

PAGE 3 OF 3 PAGES

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EXHIBIT 3

SWORN STATEMENT

For use of this form, see AR 190-45; the proponent agency is DDCSOPS

049-03-CID469-60152

PRIVACY ACT STATEMENT

AUTHORITY: Title 10 USC Section 301; Title 5 USC Section 2951; E.O. 9397 dated November 22, 1943 (SSM).
PRINCIPAL PURPOSE: To provide commanders and law enforcement officials with means by which information may be accurately identified.
ROUTINE USES: Your social security number is used as an additional alternate means of identification to facilitate filing and retrieval.
DISCLOSURE: Disclosure of your social security number is voluntary.

1. LOCATION Tute, Iraq	2. DATE (YYYYMMDD) 20030602	3. TIME 2025	4. FILE NUMBER
5. LAST NAME FIRST NAME MIDDLE NAME [REDACTED] b7C-4, b6-4	6. SSN [REDACTED]	7. GRADE/STATUS E-5 /SGT	
8. ORGANIZATION OR ADDRESS C Co 1/8 INF b7C-4, b6-4			
9. SGT [REDACTED] WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH: On 30 May 03			

I gave a class on how to properly clear a weapon. Immediately following the class I had all the soldiers clean their weapons. I physically saw PFC [REDACTED] weapon in two pieces about one and a half hours prior to the incident. I seen him actually cleaning his lower receiver.

At the time of the incident I ran to the site where the [REDACTED] incident had occurred. I found PFC [REDACTED] laying on his belly in obvious pain. We then rolled him over to find he had shot himself in the foot. He had an indentation in his boot and a black ring around the hole where the projectile entered.

PFC [REDACTED] was pending UCMJ action for theft prior to the incident. [REDACTED]

Nothing Follows

10. EXHIBIT	11. INITIALS OF PERSON MAKING STATEMENT [REDACTED] b7C-4, b6-4	PAGE 1 OF 1 PAGES
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ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT OF _____ TAKEN AT _____ DATED _____"
THE BOTTOM OF EACH ADDITIONAL PAGE MUST BEAR THE INITIALS OF THE PERSON MAKING THE STATEMENT, AND PAGE NUMBER MUST BE INDICATED.

USE THIS PAGE IF NEEDED. IF THIS PAGE IS NOT NEEDED, PLEASE PROCEED TO FINAL PAGE OF THIS FORM.

04 03-CEB469-60152

STATEMENT OF

TAKEN AT

DATED

9. STATEMENT (Continued)

b7C-5, b6-5



b7C-5, b6-5



Nothing Follows

b7C-5, b6-5



b7C-5, b6-5



b7C-5, b6-5



INITIALS OF PERSON MAKING STATEMENT

PAGE 2 OF 3 PAGES

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EXHIBIT 4

STATEMENT OF

TAKEN AT

DATED

9. STATEMENT (Continued)

b7C-4, b6-4



b7C-4, b6-4



Nothing Follows

b7C-4, b6-4



b7C-4, b6-4



b7C-4, b6-4



AFFIDAVIT

I, [REDACTED], HAVE READ OR HAVE HAD READ TO ME THIS STATEMENT WHICH BEGINS ON PAGE 1, AND ENDS ON PAGE [REDACTED]. I FULLY UNDERSTAND THE CONTENTS OF THE ENTIRE STATEMENT MADE BY ME. THE STATEMENT IS TRUE. I HAVE INITIALED ALL CORRECTIONS AND HAVE INITIALED THE BOTTOM OF EACH PAGE CONTAINING THE STATEMENT. I HAVE MADE THIS STATEMENT FREELY WITHOUT HOPE OF BENEFIT OR REWARD, WITHOUT THREAT OF PUNISHMENT, AND WITHOUT COERCION, UNLAWFUL INFLUENCE, OR UNLAWFUL INDUCEMENT.

b7C-4, b6-4



(Signature of Person Making Statement)

WITNESSES:

Subscribed and sworn to before me, a person authorized by law to administer oaths, this _____ day of _____ at _____

(Signature of Person Administering Oath)

(Typed Name of Person Administering Oath)

(Authority To Administer Oaths)

ORGANIZATION OR ADDRESS

ORGANIZATION OR ADDRESS

b7C-4, b6-4

INITIALS OF PERSON MAKING STATEMENT



PAGE 3 OF 3 PAGE

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EXHIBIT EXHIBIT 4

SWORN STATEMENT

For use of this form, see AR 190-45; the proponent agency is ODCSOPS

049-03-41D469-60152

PRIVACY ACT STATEMENT

AUTHORITY:

Title 10 USC Section 301; Title 5 USC Section 2951; E.O. 9397 dated November 22, 1943 (SSN)

PRINCIPAL PURPOSE:

To provide commanders and law enforcement officials with means by which information may be accurately identified.

ROUTINE USES:

Your social security number is used as an additional alternate means of identification to facilitate filing and retrieval.

DISCLOSURE:

Disclosure of your social security number is voluntary.

1. LOCATION TUZ, IRAQ	2. DATE (YYYYMMDD) 2003/06/02	3. TIME 2030 hrs	4. FILE NUMBER
5. LAST NAME, FIRST NAME, MIDDLE NAME [REDACTED]	6. SSN [REDACTED]	7. GRADE/STATUS O1E/Platoon Leader	
8. ORGANIZATION OR ADDRESS 1st PCT, C ^o 1/8 IN			
9. [REDACTED]			

I, [REDACTED], WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH:

The incident in question happened on 29 May 03 in a village on the outskirts of TUZ, IRAQ. After conducting 4 hours of patrols we stop just outside another village and took a 30 minute lunch and water break. The PSC and I were confronted by a man stating his mothers house was missing money by two black men. We ask the individual if he could identify them. He pointed at SGT [REDACTED] and PFC [REDACTED]. We then ask the individual to return to his town and bring back a translator to find out exactly what he was trying to say. The man returned with a translator and two other personnel. One of the individuals was the son's mother (who had been robbed from) and the other was another person claiming to be missing money. This individual happened to be the cousin of the translator. The money in question; 13 x 10,000 Dinar, which belong to the lady, and the translators cousin was missing 5 x 10,000 Dinar.

After searching the entire Fireteam which consisted of SGT [REDACTED], SPC [REDACTED], PFC [REDACTED], PV2 [REDACTED]

10. EXHIBIT	11. INITIALS OF PERSON MAKING STATEMENT [REDACTED]	PAGE 1 OF 3 PAGES
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ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT OF [REDACTED] TAKEN AT [REDACTED] DATED [REDACTED]"

THE BOTTOM OF EACH ADDITIONAL PAGE MUST BEAR THE INITIALS OF THE PERSON MAKING THE STATEMENT, AND PAGE NUMBER MUST BE INDICATED.

049-03-020469-60152

STATEMENT OF

TAKEN AT

DATED

9. STATEMENT (Continued)

the money was found in PFC [REDACTED] ^{b7C-5, b6-5} Body Armor. The amount found was the exact amount missing 13 x 10,000 Dinar folded in half with a rubber band wrapped around it and 5 x 10,000 Dinar right on top of the other. While I search PFC [REDACTED] ^{b7C-5, b6-5} equipment he was acting very nervous, when the money was found he could not give me a reasonable answer to why he had the money. PFC [REDACTED] ^{b7C-5, b6-5} did say to me that earlier in the week he had approximately \$40.00 American dollars but after spending some downtown earlier in the week he was left with \$2.50 with the exchange and got all of the dinar that was in question. The PSG and I asked him if he knew how much money he had (talking about the dinar) and he had no idea of the rate exchange. After speaking with the PSG and PFC [REDACTED] ^{b7C-5, b6-5}, we inform him (CO, ISG) and to expect some kind of UCMJ punishment to follow. Because my platoon was detached from the rest of our company, we were unable to inform the Company Commander until later that evening when my Platoon Sergeant made a face to face with our company First Sergeant back in the company assembly area. The PSG informed me that he spoke with the ISG because the Company Commander was out on a mission but would be told by the ISG when he returned. Nothing follows.

INITIALS OF PERSON MAKING STATEMENT

[REDACTED] ^{b7C-4, b6-4}

PAGE 2 OF 3 PAGES

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USAPA VI.00

STATEMENT OF

b7c-4, b6-4

TAKEN AT

049-63-03D469-60152

TED

9. STATEMENT (Continued)



b7c-4, b6-4

AFFIDAVIT

I, [REDACTED], HAVE READ OR HAVE HAD READ TO ME THIS STATEMENT WHICH BEGINS ON PAGE 1, AND ENDS ON PAGE 3. I FULLY UNDERSTAND THE CONTENTS OF THE ENTIRE STATEMENT MADE BY ME. THE STATEMENT IS TRUE. I HAVE INITIALED ALL CORRECTIONS AND HAVE INITIALED THE BOTTOM OF EACH PAGE CONTAINING THE STATEMENT. I HAVE MADE THIS STATEMENT FREELY WITHOUT HOPE OF BENEFIT OR REWARD, WITHOUT THREAT OF PUNISHMENT, AND WITHOUT COERCION, UNLAWFUL INFLUENCE, OR UNLAWFUL INDUCEMENT.

[REDACTED]
(Signature of Person Making Statement)

WITNESSES:

Subscribed and sworn to before me, a person authorized by law to administer oaths, this _____ day of _____ at _____

ORGANIZATION OR ADDRESS

(Signature of Person Administering Oath)

ORGANIZATION OR ADDRESS

(Typed Name of Person Administering Oath)

(Authority To Administer Oaths)

INITIALS OF PERSON MAKING STATEMENT

PAGE 3 OF 3 PAGES

FOR OFFICIAL USE ONLY

EXHIBIT

SWORN STATEMENT

For use of this form, see AR 190-45; the proponent agency is DDCSOPS

049-03-620469-60152

PRIVACY ACT STATEMENT

AUTHORITY: Title 10 USC Section 301; Title 5 USC Section 2951; E.O. 9397 dated November 22, 1943 (SSN).
PRINCIPAL PURPOSE: To provide commanders and law enforcement officials with means by which information may be accurately identified.
ROUTINE USES: Your social security number is used as an additional alternate means of identification to facilitate filing and retrieval.
DISCLOSURE: Disclosure of your social security number is voluntary.

1. LOCATION TUZE, IRAQ	2. DATE (YYYYMMDD) 2003 06 02	3. TIME 2030	4. FILE NUMBER
5. LAST NAME, FIRST NAME, MIDDLE NAME [REDACTED] b7c-4, b6-4	6. SSN [REDACTED] b7c-4, b6-4	7. GRADE/STATUS SPC/E-4	

8. ORGANIZATION OR ADDRESS
C1-8 INF

9. [REDACTED] b7c-4, b6-4
I, SPC [REDACTED] b7c-4, b6-4, WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH:

ON OR ABOUT THE 30th OF MAY AT AROUND 1100 I WAS ATTENDING A SAFETY CLASS ON WEAPONS. DURING THIS CLASS SGT. [REDACTED] b7c-4, b6-4 ASKED THAT EVERYONE WHO HAD A M-16, M-4, OR M203 TO FOLLOW ALONG AS HE DISASSEMBLED HIS M203. SGT. [REDACTED] b7c-4, b6-4 CLEARED HIS WEAPON AS DID THE REST OF THE M16, M-4 AND M-203 GUNNERS. I WAS NEXT TO PFC [REDACTED] b7c-4, b6-4 AS HE CLEARED AND TOOK HIS WEAPON APART. AFTER PUTTING THE M16 BACK TOGETHER HE PERFORMED A FUNCTION'S CHECK AT WHICH POINT WE MOVED TO THE NEXT CLASS [REDACTED] b7c-4, b6-4

[REDACTED] b7c-4, b6-4
NOTHING FOLLOWS
[REDACTED] b7c-4, b6-4
[REDACTED] b7c-4, b6-4

10. EXHIBIT	11. INITIALS OF PERSON MAKING STATEMENT [REDACTED] b7c-4, b6-4	PAGE 1 OF 1 PAGES
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ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT OF _____ TAKEN AT _____ DATED _____"
THE BOTTOM OF EACH ADDITIONAL PAGE MUST BEAR THE INITIALS OF THE PERSON MAKING THE STATEMENT, AND PAGE NUMBER MUST BE INDICATED.

USE THIS PAGE IF NEEDED. IF THIS PAGE IS NOT NEEDED, PLEASE PROCEED TO FINAL PAGE OF THIS FORM.

049-03-CIDM - 60152

STATEMENT OF _____ TAKEN AT _____ DATED _____

9. STATEMENT (Continued)

INITIALS OF PERSON MAKING STATEMENT

PAGE OF PAGES

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FOR OFFICIAL USE ONLY

EXHIBIT 0

72

STATEMENT OF

TAKEN AT

ED

9. STATEMENT (Continued)

b7c-4, b6-4
 [Redacted]

b7c-4, b6-4
 [Redacted]

Nothing Follows

b7c-4, b6-4
 [Redacted]

b7c-4, b6-4
 [Redacted]

b7c-4, b6-4
 [Redacted]

AFFIDAVIT

I, [Redacted], HAVE READ OR HAVE HAD READ TO ME THIS STATEMENT WHICH BEGINS ON PAGE 1, AND ENDS ON PAGE 1. I FULLY UNDERSTAND THE CONTENTS OF THE ENTIRE STATEMENT MADE BY ME. THE STATEMENT IS TRUE. I HAVE INITIALED ALL CORRECTIONS AND HAVE INITIALED THE BOTTOM OF EACH PAGE CONTAINING THE STATEMENT. I HAVE MADE THIS STATEMENT FREELY WITHOUT HOPE OF BENEFIT OR REWARD, WITHOUT THREAT OF PUNISHMENT, AND WITHOUT COERCION, UNLAWFUL INFLUENCE, OR UNLAWFUL INDUCEMENT.

[Redacted Signature]
 (Signature of Person Making Statement)

WITNESSES:

Subscribed and sworn to before me, a person authorized by law to administer oaths, this _____ day of _____ at _____

 (Signature of Person Administering Oath)

 (Typed Name of Person Administering Oath)

 (Authority To Administer Oaths)

ORGANIZATION OR ADDRESS

ORGANIZATION OR ADDRESS

INITIALS OF PERSON MAKING STATEMENT
 [Redacted]

PAGE 2

SWORN STATEMENT

For use of this form, see AR 190-45; the proponent agency is ODCSOPS

CH4-03-CID469-60152

PRIVACY ACT STATEMENT

AUTHORITY: Title 10 USC Section 301; Title 5 USC Section 2951; E.O. 9397 dated November 22, 1943 (SSA).
PRINCIPAL PURPOSE: To provide commanders and law enforcement officials with means by which information may be accurately identified.
ROUTINE USES: Your social security number is used as an additional/alternate means of identification to facilitate filing and retrieval.
DISCLOSURE: Disclosure of your social security number is voluntary.

1. LOCATION TUSE, IRAQ	2. DATE (YYYYMMDD) 20030602	3. TIME 2030	4. FILE NUMBER
5. LAST NAME, FIRST NAME, MIDDLE NAME [REDACTED] b7C-4, b6-4	6. SSN [REDACTED] b7C-4, b6-4	7. GRADE/STATUS E-4	

8. ORGANIZATION OR ADDRESS
Co 1-8 INF b7C-4, b6-4

9. [REDACTED] b7C-4, b6-4

I, [REDACTED] b7C-4, b6-4, WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH: [REDACTED] b7C-4, b6-4

I watched PFC [REDACTED] b7C-5, b6-5 in the TAA during weapons safety class clear his weapon. This was about 1100 hours on the 30th of May 2003. [REDACTED] b7C-4, b6-4 Nothing Follows

[REDACTED] b7C-4, b6-4

[REDACTED] b7C-4, b6-4

Nothing Follows

[REDACTED] b7C-4, b6-4

[REDACTED] b7C-4, b6-4

10. EXHIBIT	11. INITIALS OF PERSON MAKING STATEMENT [REDACTED]	PAGE 1 OF 1 PAGES
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ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT OF [REDACTED] TAKEN AT [REDACTED] DATED [REDACTED]"

THE BOTTOM OF EACH ADDITIONAL PAGE MUST BEAR THE INITIALS OF THE PERSON MAKING THE STATEMENT, AND PAGE NUMBER MUST BE INDICATED

STATEMENT OF

TAKEN AT

ED

9. STATEMENT (Continued)

b7c-4, b6-4



b7c-4, b6-4



b7c-4, b6-4



Nothing Follows

b7c-4, b6-4



b7c-4, b6-4

AFFIDAVIT

I, [REDACTED] b7c-4, b6-4, HAVE READ OR HAVE HAD READ TO ME THIS STATEMENT WHICH BEGINS ON PAGE 1, AND ENDS ON PAGE 1. I FULLY UNDERSTAND THE CONTENTS OF THE ENTIRE STATEMENT MADE BY ME. THE STATEMENT IS TRUE. I HAVE INITIALED ALL CORRECTIONS AND HAVE INITIALED THE BOTTOM OF EACH PAGE CONTAINING THE STATEMENT. I HAVE MADE THIS STATEMENT FREELY WITHOUT HOPE OF BENEFIT OR REWARD, WITHOUT THREAT OF PUNISHMENT, AND WITHOUT COERCION, UNLAWFUL INFLUENCE, OR UNLAWFUL INDUCEMENT.

[REDACTED] b7c-4, b6-4

(Signature of Person Making Statement)

Subscribed and sworn to before me, a person authorized by law to administer oaths, this _____ day of _____ at _____

WITNESSES:

ORGANIZATION OR ADDRESS

ORGANIZATION OR ADDRESS

INITIALS OF PERSON MAKING STATEMENT

[REDACTED]

(Signature of Person Administering Oath)

(Typed Name of Person Administering Oath)

(Authority To Administer Oaths)

PAGE 3 OF 10

SWORN STATEMENT

For use of this form, see AR 190-45; the proponent agency is ODCSOPS

049-03-CD469-60152

PRIVACY ACT STATEMENT

AUTHORITY:

Title 10 USC Section 301; Title 5 USC Section 2951; E.O. 9397 dated November 22, 1943 (SSN).

PRINCIPAL PURPOSE:

To provide commanders and law enforcement officials with means by which information may be accurately identified.

ROUTINE USES:

Your social security number is used as an additional/alternate means of identification to facilitate filing and retrieval.

DISCLOSURE:

Disclosure of your social security number is voluntary.

1. LOCATION Tuzeh, Iraq	2. DATE (YYYYMMDD) 20030602	3. TIME 21:00	4. FILE NUMBER
5. LAST NAME, FIRST NAME, MIDDLE NAME [REDACTED] b7c-4, b6-4	6. SSN [REDACTED] b7c-4, b6-4	7. GRADE/STATUS E-7/SFC	
8. ORGANIZATION OR ADDRESS CFOIN b7c-4, b6-4			

WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH:

On or about 13:30 on 30 May 2003 I exited the perimeter to find a suitable place to use the latrine. Upon cresting a small hill I saw a creek bed that I had decided to utilize. I then looked to the right and saw PFC [REDACTED] b7c-4, b6-4 sitting at the top of the creek bed with his back to me. I heard a shot and then I saw PFC [REDACTED] b7c-4, b6-4 fall back to his right side. I ran down to where was lying and quickly searched his body for entry or exit wounds. I found an entry wound in the top of his left foot. I then secured his weapon. I then dropped the magazine, pulled the charging handle rearward, however no round was ejected. I placed the weapon on safe and I ensured that PFC [REDACTED] b7c-4, b6-4 was stable and I went and got help. However before I left I asked PFC [REDACTED] b7c-4, b6-4 what happen. He told me that he was climbing up the bank of the creek and his weapon accidentally discharged and he shot himself in the foot on accident. I told him I was right behind him and I knew this was untrue. He then covered his face and refused to answer any more of my questions. Upon returning with medical attention I examined the entry wound and found the imprint of a muzzle with gun powder spread over the outside of the top of [REDACTED] b7c-4, b6-4

10. EXHIBIT	11. INITIALS OF PERSON MAKING STATEMENT [REDACTED] b7c-4, b6-4	PAGE 1 OF 2 PAGES
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ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT OF [REDACTED] TAKEN AT [REDACTED] DATED [REDACTED]

THE BOTTOM OF EACH ADDITIONAL PAGE MUST BEAR THE INITIALS OF THE PERSON MAKING THE STATEMENT, AND PAGE NUMBER MUST BE BE INDICATED.

049-03 LED 469-60152

STATEMENT OF _____ TAKEN AT _____ DATED _____

STATEMENT (Continued)

his boot. PFC [redacted] b7C-5, b6-5 was accused of stealing money the day prior and was told by me he could and probably would face UCMJ actions. The medics treated him at the site and evacuated him for further medical care. [redacted] b7C-4, b6-4

[redacted] b7C-4, b6-4

[redacted] b7C-4, b6-4

[redacted] b7C-4, b6-4

Nothing Follows

[redacted] b7C-4, b6-4

[redacted] b7C-4, b6-4

INITIALS OF PERSON MAKING STATEMENT

[redacted]

PAGE 2 OF 3 PAGES

STATEMENT OF _____

TAKEN AT _____

DATED _____

049 03-120469-60152

9. STATEMENT (Continued)

b7c-4, b6-4

AFFIDAVIT

I, _____, HAVE READ OR HAVE HAD READ TO ME THIS STATEMENT WHICH BEGINS ON PAGE 1, AND ENDS ON PAGE 2. I FULLY UNDERSTAND THE CONTENTS OF THE ENTIRE STATEMENT MADE BY ME. THE STATEMENT IS TRUE. I HAVE INITIALED ALL CORRECTIONS AND HAVE INITIALED THE BOTTOM OF EACH PAGE CONTAINING THE STATEMENT. I HAVE MADE THIS STATEMENT FREELY WITHOUT HOPE OF BENEFIT OR REWARD, WITHOUT THREAT OF PUNISHMENT, AND WITHOUT COERCION, UNLAWFUL INFLUENCE, OR UNLAWFUL INDUCEMENT.

b7c-4, b6-4

(Signature of Person Making Statement)

WITNESSES:

Subscribed and sworn to before me, a person authorized by law to administer oaths, this _____ day of _____ at _____

(Signature of Person Administering Oath)

ORGANIZATION OR ADDRESS

(Typed Name of Person Administering Oath)

ORGANIZATION OR ADDRESS

(Authority To Administer Oaths)

INITIALS OF PERSON MAKING STATEMENT

PAGE 3 OF 3

SWORN STATEMENT

Use of this form, see AR 190-45; the proponent agency is ODCSOPS

PRIVACY ACT STATEMENT

AUTHORITY: Title 10 USC Section 301; Title 5 USC Section 2951; E.O. 9397 dated November 22, 1943 (SSA).
PRINCIPAL PURPOSE: To provide commanders and law enforcement officials with means by which information may be accurately identified.
ROUTINE USES: Your social security number is used as an additional/alternate means of identification to facilitate filing and retrieval.
DISCLOSURE: Disclosure of your social security number is voluntary.

1. LOCATION: Tuzi, Iraq; 2. DATE (YYYYMMDD): 20030602; 3. TIME: 20:30; 4. FILE NUMBER: 049-03-00469-60152; 5. LAST NAME, FIRST NAME, MIDDLE NAME: [REDACTED] b7c-4, b6-4; 6. SSN: [REDACTED] b7c-4, b6-4; 7. GRADE/STATUS: E-7/SFC

8. ORGANIZATION OR ADDRESS: C Co 1-8 IN; 9. [REDACTED] b7c-4, b6-4

I, [REDACTED] WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH: On or about 29 May 03 at about 11:00 hours our platoon was clearing a small village near Tuzi, Iraq. After several hours of patrolling and searching homes we stopped to hydrate and eat chow a man approached us and stated that he was from the village we had just left and that his mothers home had been searched and in the process someone had stolen 150,000 Dinar. He stated that there was 13 bills worth 10,000 Dinar each I asked the man to go back a get a translator and he did so. The translator come back with a second man who was also missing 70,000 dinar. They identified the men they said were searching their homes as PFC [REDACTED] b7c-4, b6-5 and Sgt [REDACTED] b7c-4, b6-4. We then searched PFC [REDACTED] b7c-4, b6-5 and Sgt [REDACTED] b7c-4, b6-4 and found nothing. Lt [REDACTED] b7c-4, b6-4 who was searching PFC [REDACTED] b7c-4, b6-5 then approached me with a small wad of money. There was two wads. One was neatly folded and contained 13, 10,000 Dinar bills. The other contained 5, 10,000 Dinar bills. We questioned PFC [REDACTED] b7c-4, b6-5 and he gave no reliable answer as to where he got the Dinar. We returned the money and pitched in to make up the difference. I then told PFC [REDACTED] b7c-4, b6-5 he would be recommended for UCMJ. We also searched PVT [REDACTED] b7c-4, b6-4 and SFC [REDACTED] b7c-4, b6-4 because they were [REDACTED] b7c-4, b6-4

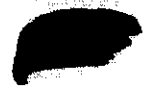
10. EXHIBIT: b7c-3, b6-3; 11. INITIALS OF PERSON MAKING STATEMENT: b7c-4, b6-4; PAGE 1 OF 1 PAGES.

ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT OF [REDACTED] TAKEN AT [REDACTED] DATED [REDACTED] THE BOTTOM OF EACH ADDITIONAL PAGE MUST BEAR THE INITIALS OF THE PERSON MAKING THE STATEMENT, AND PAGE NUMBER MUST BE BE INDICATED.

STATEMENT OF _____ TAKEN AT _____ DATED _____

9. STATEMENT (Continued) involved in the search of the homes and we found no money on them or in their bags. PFC [redacted] initially told me he had acquired the Dinar a few days prior by exchanging \$42 American dollars. We knew this was not true because the amount of Dinar equaled to about \$180 American dollars. His story continued to change and he could offer no reasonable explanation as to where or how he acquired the Dinar. [redacted]

b7C-4, b6-4



b7C-4, b6-4



b7C-4, b6-4



Nothing follows

b7C-4, b6-4



b7C-4, b6-4

INITIALS OF PERSON MAKING STATEMENT [redacted] PAGE 2 OF 2 PAGES

STATEMENT OF _____

TAKEN AT _____

TEG _____

9. STATEMENT (Continued)

b7C-4, b6-4

AFFIDAVIT

I, _____, HAVE READ OR HAVE HAD READ TO ME THIS STATEMENT WHICH BEGINS ON PAGE 1, AND ENDS ON PAGE 3. I FULLY UNDERSTAND THE CONTENTS OF THE ENTIRE STATEMENT MADE BY ME. THE STATEMENT IS TRUE. I HAVE INITIALED ALL CORRECTIONS AND HAVE INITIALED THE BOTTOM OF EACH PAGE CONTAINING THE STATEMENT. I HAVE MADE THIS STATEMENT FREELY WITHOUT HOPE OF BENEFIT OR REWARD, WITHOUT THREAT OF PUNISHMENT, AND WITHOUT COERCION, UNLAWFUL INFLUENCE, OR UNLAWFUL INDUCEMENT.

b7C-4, b6-4

(Signature of Person Making Statement)

WITNESSES:

Subscribed and sworn to before me, a person authorized by law to administer oaths, this _____ day of _____ at _____

(Signature of Person Administering Oath)

(Typed Name of Person Administering Oath)

(Authority To Administer Oaths)

ORGANIZATION OR ADDRESS

ORGANIZATION OR ADDRESS

b7C-4, b6-4

INITIALS OF PERSON MAKING STATEMENT

PAGE 3 OF 3 PAGES

USAPA V1.00

FOR OFFICIAL USE ONLY
FOR OFFICIAL USE ONLY

EXHIBIT
EXHIBIT

SWORN STATEMENT

For use of this form, see A

9-45, the proponent agency is Office of The Deputy Chief of Staff for Personnel.

LOCATION LSA Anaconda, Balad, Iraq	DATE 17 Sep 03	TIME 1100	FILE NUMBER
LAST NAME, FIRST NAME, MIDDLE NAME [REDACTED]	SOCIAL SECURITY NUMBER [REDACTED]	GRADE/STATUS 01/2LT	
ORGANIZATION OR ADDRESS C Company, 1/8 th Infantry, APO AE 92615			

I, [REDACTED] WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH:
 About 1100, on 29 May 03, my platoon was clearing a small village near Tuze, Iraq. We stopped to eat chow after several hours of patrolling and searching homes. While we were taking a break, an Iraqi man (NFI) approached and stated he was from the village where we had just left and that his mother's home was just searched. The Iraqi male stated someone within the platoon had stolen thirteen (13) 10,000 dinar bills, totaling 130,000 dinars from the home. A second Iraqi male approached and also stated he had 70,000 dinars stolen. Both Iraqi males identified PFC [REDACTED] and SGT [REDACTED] as the individuals who had searched their homes. SFC [REDACTED] the platoon sergeant, searched SGT [REDACTED] and did not find any dinars. I searched PFC [REDACTED] and found two small wads of money. One wad of money was neatly folded and contained thirteen (13) 10,000 dinar bills and the other contained five (5) 10,000 dinar bills. SFC [REDACTED] and I questioned PFC [REDACTED] who did not have an explanation for how or where he got the money. We returned the money to the Iraqi males and pitched in the difference to what was stolen.

Q: SA [REDACTED] A: LT [REDACTED]

Q: On the day that the money was determined to be taken from the homes, where the other members of the team searched?
 A: Yes, PVT [REDACTED] and SPC [REDACTED] were also searched and nothing was found.
 Q: Has there been any other past situations regarding items missing from homes that were searched?
 A: No.
 Q: Where you a witness to the shooting involving PFC [REDACTED]?
 A: No, but SFC [REDACTED] did but is now back at Fort Carson, CO.
 Q: Did anyone on the team witness PFC [REDACTED] steal the money?
 A: No.
 Q: Did PFC [REDACTED] say anything prior to the shooting to indicate he was going to cause a self inflicted wound because he was facing UCMJ action for stealing the money?
 A: No, he didn't say anything to me. I did tell him that I was going to recommend him for UCMJ action to the company commander.
 Q: What was PFC [REDACTED] explanation for having the money?
 A: He said it was change from a \$20.00 bill that was used to for a phone call and several sodas that he had made the previous two days.
 Q: Do you have anything else to add to this statement?
 A: I found the money in PFC [REDACTED] vest. The money was in the exact bundle and denomination that the Iraqi's said and also, it had rained the previous 2 days and the wads were crisp bills. I held the wad of money

EXHIBIT	INITIALS OF PERSON MAKING STATEMENT [REDACTED]	PAGE 1 OF 2 PAGES
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ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT OF [REDACTED] TAKEN AT [REDACTED] DATED [REDACTED] CONTINUED." THE BOTTOM OF EACH ADDITIONAL PAGE MUST BEAR THE INITIALS OF THE PERSON MAKING THE STATEMENT AND BE INITIALED AS "PAGE [REDACTED] OF [REDACTED] PAGES." WHEN ADDITIONAL PAGES ARE UTILIZED, THE BACK OF PAGE 1 WILL BE LINED OUT, AND THE STATEMENT WILL BE CONCLUDED ON THE REVERSE SIDE OF ANOTHER COPY OF THIS FORM.

STATEMENT (Continued)

b7c-5, b6-5

up and asked PFC [redacted] if he could tell me how much money he had and he could not.

Q: Do you have anything else to add?

A: No. ///END OF STATEMENT/// [redacted] b7c-4, b6-4

b7c-4, b6-4

AFFIDAVIT

I, [redacted] HAVE READ OR HAVE HAD READ TO ME THIS STATEMENT WHICH BEGINS ON PAGE 1 AND ENDS ON PAGE 2. I FULLY UNDERSTAND THE CONTENTS OF THE ENTIRE STATEMENT MADE BY ME. THE STATEMENT IS TRUE. I HAVE INITIALED ALL CORRECTIONS AND HAVE INITIALED THE BOTTOM OF EACH PAGE CONTAINING THE STATEMENT. I HAVE MADE THIS STATEMENT FREELY WITHOUT HOPE OF BENEFIT OR REWARD, WITHOUT THREAT OF PUNISHMENT, AND WITHOUT COERCION, UNLAWFUL INFLUENCE, OR UNLAWFUL INDUCEMENT.

b7c-4, b6-4

[redacted signature] b7c-4, b6-4
(Signature of Person Making Statement)

WITNESSES:

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 17th day of Sep. 2003 at LSA ANACONDA, BALAD, IRAQ

ORGANIZATION OR ADDRESS

[redacted signature] b7c-4, b6-4
(Signature of Person Administering Oath)

ORGANIZATION OR ADDRESS

SA [redacted signature] b7c-4, b6-4
(Typed Name of Person Administering Oath)

b7c-4, b6-4

Article 136 UCMJ
(Authority To Administer Oaths)

INITIALS OF PERSON MAKING STATEMENT

PAGE 2 OF 2 PAGES

FOR OFFICIAL USE ONLY

EXHIBIT 10

AGENT'S INVESTIGATION REPORT

CID Regulation 195-1

ROI NUMBER 0049-03-CID469-60152
0461-03CID056

PAGE 1 OF 1 PAGE

DETAILS

On 23 Jul 03, this office received a Request For Assistance (RFA), from the 43rd Military Police Detachment (CID) (FWD), 10th Military Police Battalion (CID), Operation Iraqi Freedom, APO AE 09323-2647, to locate, fully identify, and conduct a subject interview of PFC [REDACTED] b7C-5, b6-5, C Co, 1/8th INF, regarding the offenses of Robbery and Malingering when he allegedly stole 180,000 Dinar from two Iraqi individuals, and then shot himself in the foot the following day after being informed he would be recommended for disciplinary action. The RFA also requests to obtain major case prints and mug shots of [REDACTED] b7C-5, b6-5

About 1400, 31 Jul 03, SA [REDACTED] b7C-6, b6-1 advised PFC [REDACTED] b7C-5, b6-5 of his legal rights, which he waived and rendered a sworn statement in which he denied he stole the Dinar, and then shot himself in the foot to avoid UCMJ action. (See Waiver Certificate and Sworn Statement for details.)

//////////////////////////////////////LASTENTRY//////////////////////////////////////

TYPED AGENT'S NAME AND SEQUENCE NUMBER

SA [REDACTED] b7C-1, b6-1, b2

ORGANIZATION

48th MP Det (CID), 6th MP Group (CID) USACIDC
Fort Carson, CO 80913

SIGNATURE

[REDACTED] b7C-1, b6-1

DATE

31 Jul 03

EXHIBIT

035
03

RIGHTS WARNING PROCEDURE/WAIVER CERTIFICATE
 For use of () Form. see AR 190-30; the proponent agency is () CSOPS

DATA REQUIRED BY THE PRIVACY ACT

AUTHORITY: Title 10, United States Code, Section 3012(g)
PRINCIPAL PURPOSE: To provide commanders and law enforcement officials with means by which information may be accurately identified.
ROUTINE USES: Your Social Security Number is used as an additional/alternate means of identification to facilitate filing and retrieval.
DISCLOSURE: Disclosure of your Social Security Number is voluntary.

1. LOCATION Bldg 1816, Fort Carson, CO 80913	2. DATE 31 Jul 03	3. TIME 1357	4. FILE NO. 0461-03-C-0056
5. NAME (Last, First, MI) [REDACTED]	8. ORGANIZATION OR ADDRESS C Co, 118th INF Ft Carson, CO 80913		
6. SSN [REDACTED]	7. GRADE/STATUS E-3		

PART I - RIGHTS WAIVER/NON-WAIVER CERTIFICATE

Section A. Rights

The investigator whose name appears below told me that he/she is with the United States Army Criminal Investigation Command (CID) and wanted to question me about the following offense(s) of which I am

as a Special Agent

suspected/accused Robbery, Malingering

Before he/she asked me any questions about the offense(s), however, he/she made it clear to me that I have the following rights:

- I do not have to answer any questions or say anything.
- Anything I say or do can be used as evidence against me in a criminal trial.
- (For personnel subject to the UCMJ) I have the right to talk privately to a lawyer before, during, and after questioning and to have a lawyer present with me during questioning. This lawyer can be a civilian lawyer I arrange for at no expense to the Government or a military lawyer detailed for me at no expense to me, or both.

- or -

(For civilians not subject to the UCMJ) I have the right to talk privately to a lawyer before, during, and after questioning and to have a lawyer present with me during questioning. I understand that this lawyer can be one that I arrange for at my own expense, or if I cannot afford a lawyer and want one, a lawyer will be appointed for me before any questioning begins.

If I am now willing to discuss the offense(s) under investigation, with or without a lawyer present, I have a right to stop answering questions at any time, or speak privately with a lawyer before answering further, even if I sign the waiver below.

5. COMMENTS (Continue on reverse side)

Section B. Waiver

I understand my rights as stated above. I am willing to discuss the offense(s) under investigation and make a statement without talking to a lawyer first and without having a lawyer present with me.

1a. NAME (Type or Print) [REDACTED]	3. SIGNATURE OF INTERVIEWEE [REDACTED]
b. ORGANIZATION OR ADDRESS AND PHONE [REDACTED]	4. SIGNATURE OF INVESTIGATOR [REDACTED]
2a. NAME (Type or Print) [REDACTED]	5. TYPED NAME OF INVESTIGATOR SA [REDACTED]
b. ORGANIZATION OR ADDRESS AND PHONE [REDACTED]	6. ORGANIZATION OF INVESTIGATOR 48th MP DET CID Fort Carson, CO 80913

Section C. Non-Waiver

- I do not want to give up my rights:
 I want a lawyer. I do not want to be questioned or say anything.

2. SIGNATURE OF INTERVIEWEE

ATTACH THIS WAIVER CERTIFICATE TO ANY SWORN STATEMENT (DA Form 2823) SUBSEQUENTLY EXECUTED BY THE SUSPECT/ACCUSED.

SWORN STATEMENT

File Number : 0461-03-CID056-5N2E1
Location : Bldg 1816, Fort Carson, CO 80913
Date : 31 Jul 2003
Statement Of :
SSN :
Org/Address : C CO, 1/8TH INF, FORT CARSON, CO 80913
Time: 1505 1641
Grade/Status: E3/PFC

I, [redacted], WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH:

On 29 May 03, my platoon was conducting a patrol of a village outside of Tuze, Iraq. We searched about six or seven houses for contraband. When we search the houses, we are always in teams of two, my partner for that day was PV2 [redacted]. During the searches we found a one AK-47 rifle with a few magazines, and a bundle of 250,000 Dinar bills. We stopped for lunch after a few hours of searches, we approached by an Iraqi male who said he had lost some money, and pointed to SGT [redacted] and PV2 [redacted]. The Iraqi male then said that SGT [redacted] and PV2 [redacted] were searching his house. SFC [redacted], my platoon sergeant, asked if anyone took the money, which everybody said no. SFC [redacted] then began to search the platoon. The Iraqi male said he had lost a total of 180,000 Dinar, which is equal to about \$52.00 U.S. Dollars. A few soldiers had 10,000 to 20,000 Dinar, and they found 160,000 Dinar on me. I had gotten the Dinar by exchanging it from the U.S. money my wife sent me. SFC [redacted] took my money away from me, and then said everyone else has to come up with 20,000 Dinar to make up for the 180,000 Dinar that the Iraq male said was stolen. Nobody came up with the 20,000 Dinar, and we then moved back to the company area. While at the company area, I approached SFC [redacted] and asked him why he took my money away. He told me "why do you think I took it, the Iraqi male said he reported 180,000 Dinar were stolen, and you had 160,000 Dinar within your possession." I then told him that I always carry money, and the money I find during searches I always give to PV2 [redacted] for accountability, who then puts it back were I found it. I also told him to ask PV2 [redacted] if he took the money, at which point PVT [redacted] denied taking the money. PV2 [redacted] then approached me and wanted to fight so that SFC [redacted] would forget about the missing Dinar. I then asked him why he wanted to fight me since we are friends. PV2 [redacted] replied if we fight, SFC [redacted] would forget about what happened today, we would not have to come up with the 20,000 Dinar. I told PV2 [redacted] to get with SGT [redacted] and have him give the \$25.00 U.S. Dollars that he was going to give me to SFC [redacted] in order to make up for the 20,000 Dinar. The \$25.00 from SGT [redacted] was part of the \$100.00 U.S. Dollars he had found from conducting searches the night before. I wanted to pitch in the \$25.00 to make up for the 20,000 Dinar so PVT [redacted] would leave me alone and quit trying to fight me. The next day, 30 May 03, I was using the latrine in the burn pit, when I heard somebody coming behind me, I put my kevlar on my head, and picked up my rifle, which was laying to my right, with both hands and I jumped up, and I heard a shot. I then realized it was SFC [redacted] behind me and he asked if I hurt myself, and I told him I don't feel anything, but as he approached closer, he told me I had just shot myself in the foot, and to stay there while he went and got help. SFC [redacted] left and two or three medic came back to tend to my injury. I was shot in the left foot. I was then

Exhibit: _____

INITIALS [redacted]

PAGE OF 3

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FOR OFFICIAL USE ONLY

EXHIBIT [initials]

AGENT'S INVESTIGATION REPORT

ROI NUMBER

0550-03-CID056

CID Regulation 195-1

PAGE 1 OF 1 PAGES

DETAILS

BASIS FOR INVESTIGATION:

About 1230, 19 Sep 03, this office received a Request For Assistance (RFA) from the 43rd MP Det (CID) (FWD), 10th MP Bn (CID), Operation Iraqi Freedom, APO AE 09323-2647. The RFA was to locate and interview SFC [REDACTED] C Co. 1/8th Infantry, Fort Carson, CO 80913 (FCC), regarding his knowledge of the stolen Dinar and his witnessing PFC [REDACTED] shooting himself in the foot. *b7c-4, b6, b7c-5*

About 1117, 17 Oct 03, SA [REDACTED] interviewed SFC [REDACTED] C Co. 1/8th Infantry, FCC, who provided a sworn statement wherein he stated he had searched PFC [REDACTED] flak vest and found thirteen 10,000 Dinar bills. SFC [REDACTED] further stated he had seen PFC [REDACTED] sitting at a creek bed and shoot himself in the foot (see sworn statement for details). *b7c-1, b6, b7c-5, b6*

About 1600, 4 Nov 03, SA [REDACTED] coordinated with CPT [REDACTED], Special Assistant United States Attorney (SAUSA), Staff Judge Advocate's Office, FCC, who advised he would not give a final opine due to PFC [REDACTED] will be sent to Iraq for court-martial proceedings. //Last Entry// *b7c-5, b6-5, b7c-1, b6-1, b7c-3, b6-3*

b7c-5, b6-5

TYPED AGENT'S NAME AND SEQUENCE NUMBER

ORGANIZATION

48th MP Det (CID)
Fort Carson, CO 80913

SIGNATURE

DATE

EXHIBIT

4 Nov 03

CID FORM 94
1 FEB 77

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EXHIBIT 13

SWORN STATEMENT

For use of this form, see AR 190-45: The proponent agency of the Deputy Chief of Staff for Personnel.

LOCATION Bldg 1816, Specker Ave. Fort Carson, CO, 80913	DATE 17 Oct 03	TIME 1117	FILE NUMBER
LAST NAME, FIRST NAME, MI [REDACTED] b7C-4, b6-4	SOCIAL SECURITY NUMBER [REDACTED] b7C-4, b6-4	GRADE/STATUS S-7	
ORGANIZATION OR ADDRESS C CO. 1-8 IN FT. CARSON, CO. 80913			

I, [REDACTED] b7C-4, b6-4 want to make the following statement under oath:

On or about 29 May 2003 at approximately 11:00 hours myself and my platoon had completed a search of a village in eastern Iraq. We were taking a break for lunch about two kilometers from the village we had just searched when we were approached by a local villager who claimed that someone matching Pfc. [REDACTED] b7C-4, b6-4 had stolen 180,000 Dinar from his a home in the village. He described the denominations as 13 10,000 Dinar bills that were new and neatly folded with a rubber band around them and 50,000 Dinar were stolen from a different house. The woman the money had been stolen from came to the scene and pointed out Pfc. [REDACTED] b7C-4, b6-4 and Sgt. [REDACTED] b7C-4, b6-4 as the two individuals that searched her home. Through a translator the lady said she wanted no trouble, she just wanted her money back. She was missing 130,000 Dinar and another gentleman was missing 50,000 Dinar. I assembled my platoon after conferring with my Platoon Leader (Lt. [REDACTED] b7C-4, b6-4) and we told the Iraqi nationals to come back in 30 minutes. I address the platoon in general and told them of the allegations and told them if anyone had stolen the money to just please return it and this would be over. After several pleas no one came forward. The Iraqis returned and I asked them to please point out again who was in their home. They again pointed out Pfc. [REDACTED] b7C-4, b6-4 and Sgt. [REDACTED] b7C-4, b6-4 so I asked to search them and they both consented. I found nothing in Sgt. [REDACTED] b7C-4, b6-4 bags or on his person however, Lt. [REDACTED] b7C-4, b6-4 found 13 10,000 Dinar bills folded in half with a rubber band on them in Pfc. [REDACTED] b7C-4, b6-4 flak vest. Pfc. [REDACTED] b7C-4, b6-4 later came to me and blamed the theft on two other soldiers. The next day on 30 May 2003 at approximately 13:30 hours I left our perimeter to use the latrine and while doing so I spotted a large lizard and I attempted to take a picture of it, however, it kept scampering away so I followed it and I finally got a picture on the crest of a small hill. After doing so I looked up to find a good place to relieve myself and that is when I spotted Pfc. [REDACTED] b7C-4, b6-4 sitting on the crest of a creek bed. That is when I heard the shot go off and seen Pfc. [REDACTED] b7C-4, b6-4 fall back. I ran to him and began to evaluate him for injuries. I asked what he was doing and initially he said the weapon went off as he was climbing up the creek bed, however, once I told him I was there and I know he was not climbing up the creek bed he began to cry and repeatedly say "oh no ,oh no". I found an entrance wound on his left foot with gun powder on his boot.

EXHIBIT	INITIALS OF PERSON MAKING STATEMENT [REDACTED] b7C-4, b6-4	PAGE 1 OF 2 PAGES
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ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT OF [REDACTED] TAKEN AT [REDACTED] DATED [REDACTED] CONTINUED." THE BOTTOM OF EACH ADDITIONAL PAGE MUST BEAR THE INITIALS OF THE PERSON MAKING THE STATEMENT AND BE INITIALED AS "PAGE [REDACTED] OF [REDACTED] PAGES." WHEN ADDITIONAL PAGES ARE UTILIZED, THE BACK OF PAGE 1 WILL BE LINED OUT, AND THE STATEMENT WILL BE CONCLUDED ON THE REVERSE OF ANOTHER COPY OF THIS FORM.

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EXHIBIT

14

Q. SA [REDACTED] b7C-1, b6-1

A. SFC [REDACTED] b7C-2, b6-4

Q. Was there any special marks on the boot?

A. There was a muzzle imprint and powder burn.

Q. Did someone keep the boot?

A. Yes, the medics, I would not let them cut it, I thought it might be used as evidence. I can't remember the medics or their unit though.

Q. Do you have anything else to add to this statement?

A. No.///End of Statement/// [REDACTED] b7C-4, b6-4

b7C-4, b6-4

AFFIDAVIT

I, [REDACTED] HAVE READ OR HAVE HAD READ TO ME THIS STATEMENT WHICH BEGINS ON PAGE 1 AND ENDS ON PAGE 2. I FULLY UNDERSTAND THE CONTENTS OF THE ENTIRE STATEMENT MADE BY ME. THE STATEMENT IS TRUE. I HAVE INITIALED ALL CORRECTIONS AND HAVE INITIALED THE BOTTOM OF EACH PAGE CONTAINING THE STATEMENT. I HAVE MADE THIS STATEMENT FREELY WITHOUT HOPE OF BENEFIT OR REWARD, WITHOUT THREAT OR PUNISHMENT, AND WITHOUT COERCION, UNLAWFUL INFLUENCE, OR UNLAWFUL INDUCEMENT.

b7C-4, b6-4

[REDACTED]
(SIGNATURE OF PERSON MAKING STATEMENT)

WITNESSES:

SUBSCRIBED AND SWORN BEFORE ME, A PERSON BY LAW TO ADMINISTER OATHS, THIS 17th DAY OF Oct, 19 [REDACTED] AT Fort Carson, CO.

ORGANIZATION OR ADDRESS

[REDACTED] b7C-1, b6-1
(Signature of Person Administering Oath)

SA [REDACTED] b7C-1, b6-1
(Name of Person Administering Oath)

ORGANIZATION OR ADDRESS

Art 136 (b) (4), UCMJ
(Authority to Administer Oath)

INITIALS OF PERSON MAKING STATEMENT

[REDACTED] b7C-4, b6-4

PAGES 2 OF 2 PAGES

AGENT'S INVESTIGATION REPORT

ROI NUMBER:

0003-04-CID919

CID Regulation 195-1

PAGE 1 OF 1 PAGES

DETAILS

About 1400, 3 Jan 04, this office received a Request For Assistance (RFA), from the 43rd Military Police Detachment (CID), (FWD), USACIDC, Camp Iron Horse, Tikrit, Iraq APO AE 09323-2647, to locate, fully identify, conduct witness interviews of SGT [REDACTED] (NFI), PVT [REDACTED] (NFI), and PVT [REDACTED] (NFI) and obtain sworn statements from each regarding the events leading to the discovery of Dinars on PFC [REDACTED] 1/8th Infantry Battalion, 4ID, Tuze, Iraq APO AE 09323, who allegedly robbed 180,000 Dinar's from unidentified Iraqi citizens. The RFA further requested this office coordinate with PFC [REDACTED] unit commander (NFI) to determine the course of action being sought for PFC [REDACTED] and determine PFC [REDACTED] current location. Finally, the RFA requested this office coordinate with CPT [REDACTED] Trial Counsel, Staff Judge Advocate (SJA), LSA Anaconda, to provide copies of all statements obtained during the course of this RFA.

About 1556, 9 Mar 04, SA [REDACTED] coordinated with MAJ [REDACTED] Chief of Justice, 4ID, Balad, Iraq, APO AE 09391, (Fort Hood, TX 76544), who stated a Chapter 10 discharge had been approved for PFC [REDACTED] on 7 Mar 04. MAJ [REDACTED] was unable to provide originals or copies of the statements given by SGT [REDACTED], PVT [REDACTED] or PVT [REDACTED] because the statements had already been mailed back to Fort Hood, TX.

About 1421, 12 Mar 04, SA [REDACTED] coordinated with SA [REDACTED] 43rd MP DET CID, who stated the case was currently being forwarded to Fort Hood, TX for closure. SA [REDACTED] stated no further investigative activity was required of this office.

STATUS: This RFA is closed in the files of this office as all investigative activity is completed.
////////////////////////////////////LAST ENTRY////////////////////////////////////

b7c-1, b6-1, b2
TYPED AGENT'S NAME AND SEQUENCE NUMBER

ORGANIZATION
75th MP DET (CID), LSA Anaconda
Balad, Iraq APO AE 09391

SIGNATURE [REDACTED]

DATE

12 Mar 2004

EXHIBIT

CID FORM 94
1 FEB 77

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EXHIBIT 15

AGENT'S INVESTIGATION REPORT

CID Regulation 195-1

ROI NUMBER

0049-03-CID469-60152

PAGE 1 OF 1 PAGES

DETAILS
 About 0931, 4 May 04, SA *b7c-b6-1* coordinated with CPT *b7c-b6-3* Trial Counsel, Office of the Staff Judge Advocate, Fort Carson, CO 80913, who stated there was probable cause to believe PFC *b7c-b6-5* committed the offenses of Robbery and Malingering.///LAST ENTRY///

b7c-5, b6-5

TYPED AGENT'S NAME AND SEQUENCE NUMBER

ORGANIZATION
43rd Military Police Det (CID)(FWD)
APO AE 09323

SA *b7c-b6-1, b6-2*
SIGNATURE 

DATE
4 May 04

EXHIBIT

41

DATE: 11 JUN 2003

FROM: SAC, 43RD MILITARY POLICE DET (CID)(FWD)

TO: DIRECTOR, USACRC, USACIDC, FORT BELVOIR, VA
 CDR, USACIDC //CIOP-ZA//
 CDR, 10TH MP BN (CID)(ABN)(FWD) //OPS//
 CDR, 3D MP GROUP (CID)(REAR) //OPS//
 CDR, 3D MP GROUP (CID)(FWD) //OPS//
 PROVOST MARSHAL //PM//4ID
 CDR, 1-8TH INFANTRY BN//

SUBJECT: CID REPORT OF INVESTIGATION - INITIAL/SSI - 0049-03-CID469-60152-
 5N2B1/5V3

DRAFTER: [REDACTED]
 RELEASER: [REDACTED]

*b7c-1, b6-1**-b7c-1, b6-1*

1. DATES/TIMES/LOCATIONS OF OCCURRENCES:

1. 29 MAY 2003/1100 - 29 MAY 2003/1800; TUZE, IRAQ

2. 30 MAY 2003/1300 - 30 MAY 2003/1400; TUZE, IRAQ

2. DATE/TIME REPORTED: 10 JUN 2003, 0800

3. INVESTIGATED BY: SA [REDACTED]

b7c-1, b6-1, b2

4. SUBJECT: 1. [REDACTED] M; BLACK;
 C COMPANY, 1/8TH INFANTRY BATTALION, 4ID, APO AE 09323 (TUZE, IRAQ);
 [ROBBERY] [MALINGERING]

*b7c-5, b6-5**b7c-5, b6-5*

5. VICTIM: 1. U.S. GOVERNMENT; [MALINGERING]

2. UNKNOWN; [ROBBERY]

3. UNKNOWN; [ROBBERY]

6. INVESTIGATIVE SUMMARY: THIS INFORMATION IN THIS REPORT IS BASED UPON
 AN ALLEGATION OR PRELIMINARY INVESTIGATION AND MAY CHANGE PRIOR TO
 THE COMPLETION OF THE INVESTIGATION.

"THIS IS AN OPERATION IRAQI FREEDOM INVESTIGATION"

THIS OFFICE WAS NOTIFIED BY THE PROVOST MARSHAL OFFICE, 4TH INFANTRY
 DIVISION, CAMP IRON HORSE, TIKRIT, IRAQ, OF A SELF INFLICTED GUNSHOT

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b7c-5, b6-5
WOUND TO THE FOOT OF PFC [REDACTED] FOLLOWING HIS THEFT OF MONEY WHILE ON A RAID OF SUSPECTED FEDAYEEN HOMES.

PRELIMINARY INVESTIGATION DISCLOSED PFC [REDACTED] WAS A MEMBER OF A PATROL TEAM WHO'S DUTIES WERE TO SEARCH AND SEIZE CONTRABAND WHILE PATROLLING A SMALL VILLAGE LOCATED OUTSIDE OF TUZE, IRAQ. AFTER SEVERAL HOURS OF PATROLLING THE VILLAGE THE UNIT CAME TO A HALT TO HAVE LUNCH. WHILE THE UNIT WAS HALTED AN UNIDENTIFIED IRAQI MALE APPROACHED THE UNIT AND ALLEGED PFC [REDACTED] STOLE 110,000 DINAR (APPROXIMATELY \$110.00 US DOLLARS) FROM HIS MOTHER'S HOUSE AND 70,000 DINAR (APPROXIMATELY \$70.00 US DOLLARS) FROM ANOTHER UNIDENTIFIED HOUSE. A SUBSEQUENT SEARCH OF PFC [REDACTED] EQUIPMENT AND PERSONAL BELONGINGS LED TO THE DISCOVERY OF 180,000 DINAR IN HIS POSSESSION. THE DINAR WAS FOUND AS DESCRIBED BY THE MOTHER AND UNIDENTIFIED MALE IN TWO SEPARATE BUNDLES IN THE DENOMINATIONS IDENTIFIED BY EACH.

FURTHER INVESTIGATION DISCLOSED PFC [REDACTED] SHOT HIMSELF IN THE FOOT THE FOLLOWING DAY AFTER BEING INFORMED HE WOULD BE RECOMMENDED FOR DISCIPLINARY ACTION FOR HIS ACTIONS ON THE PREVIOUS DAY.

INVESTIGATION CONTINUES BY THE USACIDC.

*** REQUEST A USACRC NAME CHECK BE CONDUCTED ON PFC [REDACTED] ***

7. COMMANDERS ARE REMINDED OF THE PROVISIONS OF AR 600-8-2 PERTAINING TO SUSPENSION OF FAVORABLE PERSONNEL ACTIONS AND AR 380-67 FOR THE SUSPENSION OF SECURITY CLEARANCES OF PERSONS UNDER INVESTIGATION.

8. CID REPORTS ARE EXEMPT FROM AUTOMATIC TERMINATION OF PROTECTIVE MARKINGS IN ACCORDANCE WITH CHAPTER 3, AR 25-55.

CID FORM 66

1. DATE 10 Jun 03		2. TIME RECEIVED 0800		7. CASE NUMBER 049-03-CID 469-60152 <i>b7c-1, b6-1</i>																			
3. OFFENSE Malingering / Robbery				8. ASSIGNED TO SA [REDACTED]																			
4. SUBJECT [REDACTED] <i>b7c-5, b6-5</i>				9. TYPE OF ACTION 6L																			
5. VICTIM US Government				10. REPORTS																			
6. CASE DESCRIPTION Subject shot self in foot after stealing money from a house in TUZE IRAQ and being informed of recommendation for ULM-J Action.				<table border="1"> <thead> <tr> <th>TYPE</th> <th>SUSPENSE</th> <th>COMP</th> </tr> </thead> <tbody> <tr> <td>SAC</td> <td>3 MAR</td> <td>3 MAR</td> </tr> <tr> <td>SAC</td> <td>24 MAR</td> <td>31 MAR 04</td> </tr> <tr> <td>SAC</td> <td>30 APR 04</td> <td>29 APR 04</td> </tr> <tr> <td>SAC</td> <td>21 MAY 04</td> <td></td> </tr> <tr> <td>CED</td> <td></td> <td>6 May 04</td> </tr> </tbody> </table>		TYPE	SUSPENSE	COMP	SAC	3 MAR	3 MAR	SAC	24 MAR	31 MAR 04	SAC	30 APR 04	29 APR 04	SAC	21 MAY 04		CED		6 May 04
TYPE	SUSPENSE	COMP																					
SAC	3 MAR	3 MAR																					
SAC	24 MAR	31 MAR 04																					
SAC	30 APR 04	29 APR 04																					
SAC	21 MAY 04																						
CED		6 May 04																					
11. OTHER ACTION		12. CID FUNDS																					
ACTION	RQRD	COMPL	DATE	AMOUNT																			
RFA FT. CARSON	(P) FEB 04		23 Jul 03		4833																		
RFA FT. CARSON			17 Sep 03																				
RFA LSA Records			2 JUN 04																				

INVESTIGATION		SEQUENCE NUMBER 0049-03-CID469-60152	
DATE 10 JUN 03	OFFENSE: ROBBERY/MALINGERING	SUBJECT/ VICTIM: PFC b7c-3, b6-5	ASSIGNED TO: SA [REDACTED] b7c-1, b6-1

DATE	ACTIVITY	STATUS	DATE
10 JUN 03	INTERVIEW PFC [REDACTED] b7c-3, b6-5		31 JUL 03
"	INTERVIEW SFC [REDACTED] b7c-4, b6-4	RFA	IN STATES
"	INTERVIEW LT [REDACTED] b7c-4, b6-4		17 SEP 03
"	NAME CHECK OF [REDACTED] b7c-3, b6-3		13 JUN 03
18 JUN 03	RFA TO FT CARSON FOR IV OF PFC [REDACTED] b7c-3, b6-3		18 JUN 03
23 JUL 03	INFO REPORT FT CARSON (0461-03-CID056)	Pending / completed	6 FEB 04
17 SEP 03	INFO REPORT FT CARSON (0550-03-CID056)	Pending / completed	7 APR 04
LFA	(SGT [REDACTED] b7c-4, b6-4) (Garner Str)		2 JUN 03
LFA	(PVT [REDACTED] b7c-3, b6-3) (Garner Str)		2 JUN 03
LFA	(PVT [REDACTED] b7c-3, b6-3) (Garner Str)		32 JUN 03
	Pending Info/AZL LFA ANACONDA		[REDACTED]
	Coord with CPT [REDACTED] b7c-3, b6-3		N/A
	DRAFT Final		16 FEB 04 5 DEC 03

MISCELLANEOUS ACTIVITY			
ACTION	COMPLETED	ACTION	COMPLETED
Obtain MP Report	<input type="checkbox"/>	Sources targeted	<input type="checkbox"/>
NCIC entry on stolen prop	<input type="checkbox"/>	Medical records requested	<input type="checkbox"/>
Film submitted for contact sheet	<input type="checkbox"/>	Name check dispatched	<input type="checkbox"/>
Contact sheet submitted for photos	<input type="checkbox"/>	Name check results received	<input type="checkbox"/>

CONTACTS/PHONE NUMBERS		INVESTIGATIVE STANDARDS	
ACTIVITY/PERSON	PHONE NUMBER	ACTIVITY	STANDARD
CPT [REDACTED] b7c-3, b6-3	534-3026 / 27 / 3011	VICTIMS INTERVIEWED	24 hours
TOC	534-3330	EYE WITNESSES INTERVIEWED	24 hours
BDE TOC	534-3001 / 3004	EVIDENCE DEPOSITED	1 duty day
FT CARSON (719)	524-1086 526-6851	LAB REQUESTS	5 duty days
DSN [REDACTED]	883-7086	RFA'S SENT OUT	5 duty days
		MEANINGFUL INV ACTIVITY	10 duty days
		RFA FOLLOW UP	15 duty days
		KNOWN SUBJ FINALS	15 duty days
		UNFOUNDED FINALS	15 duty days
		UNKNOWN SUBJ FINALS	30 cal days
		ACTION TAKEN	30 cal days

Fort Hood Resident Agency Form

MAG [REDACTED] 8-0696 (P) (719) 526-2065
b7c-3, b6-3

AGENT ACTIVITY SUMMARY
(CID Regulation 195-1)

CONTROL NUMBER

049-03-469-60152

TIME, DATE, AND AGENT

SUMMARY OF INVESTIGATIVE ACTIVITY

10 JUN 03 b7c-1, b6-1
SA [REDACTED]

Notified by PWD of a soldier who shot himself in the foot. (later to be determined as malingering)

10 JUN 03 / b7c-1, b6-1
[REDACTED]

Prepared Initial.

12 JUN 03 / b7c-1, b6-1
[REDACTED]

called 21 CSA + B/LTD, IRAQ to verify status of PFC [REDACTED] b7c-5, b6-5. Coordinated w/ SSG [REDACTED] b7c-3, b6-3 who related PFC [REDACTED] b7c-5, b6-5 had been evacuated to LEANDSTUHL Germany for further treatment of gunshot wound to left foot.
Will locate unit and try to schedule interviews of all personnel involved/needed. Will do RFA to Germany for interview of PFC [REDACTED] b7c-5, b6-5. Prepare for final when all is completed.

11 JUN 03 b7c-1, b6-1
SA [REDACTED]

was taken priority case.
Called SA [REDACTED] b7c-1, b6-1 to get K Town R# address to Prepare RFA.

13 JUN 03 b7c-1, b6-1
SA [REDACTED]

Prepared RFA to K Town Germany.
CF to SAC for Review. Provided to SAC.

22 JUN 03 b7c-1, b6-1
[REDACTED]

Received File. Pending RFA INFO report from Germany.

24 JUN 03 b7c-1, b6-1
[REDACTED]

REVIEWED.
CHECK STATUS OF RFA. NO COPY IN FILE. MAY NEED TO RE-DO RFA DEPENDENT UPON [REDACTED] b7c-5, b6-5 LOCATION NOW. K. TOWN COVERS LANDSTUHL.
ONLY THING COMPLETED ON THIS HAS BEEN INITIAL.

INV: TVL

AGENT ACTIVITY SUMMARY
(CID Regulation 195-1)

CONTROL NUMBER

049-03-469-60152

TIME, DATE, AND AGENT

SUMMARY OF INVESTIGATIVE ACTIVITY

24 JUN 03
b7c-1, b6-1

3) REASSIGNED TO SA [REDACTED] UPIN SA [REDACTED] PCS.
b7c-1, b6-1

(CONT'D)

4 JUL 03 b7c-1, b6-1

ADD 28 ON PRIORITY ACTIVITY LAST WEEK. TO SA [REDACTED] b7c-1, b6-1

12 35, 4 JUL 03
[REDACTED] b7c-1, b6-1

RECEIVED CASE FILE. NOTED SAC GUIDANCE, ALSO NOTED NAME CHECK RESULTS ON [REDACTED] LISTED TO CASE FILE. (SOB APR for details) b7c-5, b6-5

7 JUL 03
[REDACTED] b7c-1, b6-1

DELAYED ENTRY:
ON 30 JUN 03, COULD WITH G-1 WHO COULD ONLY PROVIDE THAT UNIT WAS A FT. CARSON UNIT BUT COULD NOT PROVIDE LOCATION.

INV. TVL.

AGENT ACTIVITY SUMMARY (CID Regulation 195-1)	CONTROL NUMBER 049 -03-CID469 - 60152
TIME, DATE, AND AGENT	SUMMARY OF INVESTIGATIVE ACTIVITY
4 Jul 03 [REDACTED] b7C-1, b6-1	On or about 24 Jun 03, this office was notified of two soldiers who were abducted and later found murdered by Iraqi local nationals. The offense was investigated under ROI 059-03-CID469-60159 and two agents (SA [REDACTED] SA [REDACTED]) were assigned. The work required their response to Baghdad and vicinity to work the case, leaving only two working agents at Camp Ironhorse in support of 4 th Inf Div. Based upon the shortage of agents as well as the requirement for Force Protection to travel in convoys of three vehicles with three people in each, normal operations were held in abeyance pending completion of the leads under 059-03-CID469-60159. Phone call coordinations, work on the installation or the DSE and report writing were not effected.
1620, 7 JUL 03 [REDACTED] b7C-1, b6-1	COORD WITH SA [REDACTED] AND SAC. RFA NOT ON - HARD DRIVE. WILL HAVE TO COOR WITH K-TOWN TO SEND COPY OF RFA TO THIS OFFICE. b7C-3, b6-3
1600-1630 7 JUL 03 [REDACTED] b7C-1, b6-1	ATTEMPTED COORD WITH OPT [REDACTED] TRIAL COUNSEL, 3 BCT, AND MET WITH NEGATIVE RESULTS. b7C-1, b6-1
1635, 7 JUL 03 [REDACTED] b7C-1, b6-1	TO SAC. [REDACTED] I WILL BE IN BALAD ON 8 JUL 03 AND WILL ATTEMPT TO DETERMINE IF UNIT IS LOCATED THERE OR SAMNORA. INTERVIEWS WILL BE COMPLETED ONCE THEY ARE LOCATED.
[REDACTED] b7C-1, b6-1	REVIEWED CONTINUED W/ [REDACTED].
1635 [REDACTED] b7C-1, b6-1	COORD WITH CPT [REDACTED] S-3, 1-68 AR BN, BALAD, 534-3330 (TOC) WHO STATED C. 118 INF WAS ATTACHED TO 1-10 CAV AND LOCATED IN TUZ, IRAQ, WHICH IS 3 HOURS NORTH OF TIKRIT, N.E. OF KIRKUK. CPT [REDACTED] STATED THE UNIT DOES NOT HAVE COMMO AND HE COULD CALL ON RADIO TO LET THEM KNOW WHEN/IF WE WERE ARRIVING. b7C-3, b6-3
1320, 9 JUL 03 [REDACTED] b7C-1, b6-1	PROVIDED NAME OF CDR, CPT [REDACTED] WAS TOLD THAT WE WOULD BE IN TOUCH WITHEN DETERMINATION WAS MADE ON HOW TO COMPLETE INTERVIEWS b7C-1, b6-1
[REDACTED] b7C-1, b6-1	COORD WITH SA [REDACTED] WHO CONDUCTED A ACIRS CHECK FOR RFA AND DETERMINED IT WAS NOT OPENED. SA [REDACTED] STATED WHO [REDACTED] RECALLED SA [REDACTED] MAY HAVE RECEIVED RFA BUT DID NOT OPEN IT BECAUSE [REDACTED] (SUBJECT) HAD DEPARTED SA [REDACTED] STATED SHE WOULD HAVE SA [REDACTED] CONTACT THIS OFFICE UPON HER RETURN FOR SA [REDACTED] (US Army Hill) b7C-1, b6-1
1000, 15 Jul 03 [REDACTED] b7C-1, b6-1	[REDACTED] b7C-1, b6-1

0011-1

AGENT ACTIVITY SUMMARY (CID Regulation 195-1)	CONTROL NUMBER 049-03-CID469-60157
TIME, DATE, AND AGENT	SUMMARY OF INVESTIGATIVE ACTIVITY
16 JUL 03 [REDACTED]	SENT EMAIL TO SA [REDACTED] ON STATUS OF RFA.
b7C-1, b6-1 1400, 18 JUL 03 [REDACTED]	RECEIVED EMAIL FROM SA [REDACTED] STATING SITE NEVER RECEIVED RFA FROM THIS OFFICE TO INTERVIEW [REDACTED]
b7C-1, b6-1 1020, 21 JUL 03 [REDACTED]	TO SA [REDACTED] FOR REVIEW. I NEED TO TRACK [REDACTED] DOWN AND RE-SEND RFA TO HAVE HIM INTERVIEWED.
b7C-1, b6-1 1420/ [REDACTED]	REVIEWED [REDACTED] YES, THIS ONE IS BEING TAKEN TO GROW MESS, LET'S TRACK IT DOWN AND GET THE BALL ROLLING.
b7C-1, b6-1 [REDACTED]	TO SA [REDACTED]
1425, 22 JUL 03 [REDACTED]	RECEIVED CASE FILE NOTED SAC GUIDANCE
b7C-1, b6-1 1440, 22 JUL 03 [REDACTED]	COORD WITH SGT [REDACTED] BDE S-3, AT BDE TAC 534-3001/3004, WHO STATED PFC [REDACTED] WAS RETURNED TO FT. CARSON. SGT [REDACTED] STATED HE WOULD CHECK STATUS OF OTHER 3 SOLDIERS AND REPORT THEIR CURRENT LOCATION.
b7C-1, b6-1 1500, 22 JUL 03 [REDACTED]	DRAFTED RFA TO FT CARSON
b7C-1, b6-1 23 JUL 03 [REDACTED]	RFA FAXED TO FT CARSON.
b7C-1, b6-1 1700, 24 JUL 03 [REDACTED]	RECEIVED CONFIRMATION THAT RFA WAS RECEIVED AND ASSIGNED SEQ # 0461-03-CID056 (SEE EMAIL)
b7C-1, b6-1 1800, 1 AUG 03 [REDACTED]	RECEIVED EMAIL THAT [REDACTED] WAS INTERVIEWED AND DENIED ALLEGATIONS (SEE EMAIL) WAS DEFERRED A POLY. (SEE EMAIL FOR DETAILS)
INV. b7C-1, b6-1 [REDACTED]	

06

4

AGENT ACTIVITY SUMMARY
(CID Regulation 195-1)

CONTROL NUMBER

0049-03-469-60152

TIME, DATE, AND AGENT

SUMMARY OF INVESTIGATIVE ACTIVITY

704, b6-1

4 AUG 03
[REDACTED]
b7C-1, b6-1

REVIEWED.
1) WHAT ABOUT INVS IN [REDACTED] b7C-4, b6-4
AND [REDACTED] ?
2) STAY ON TOP OF RFA RESULTS.
TO SA [REDACTED] b7C-1, b6-1

0900, 5 AUG 03
[REDACTED]
b7C-1, b6-1

RECEIVED EMAIL FROM SA [REDACTED] THAT b7C-3) b6-3
[REDACTED] HAD RETAINED COUNSEL, CPT [REDACTED]
AND SEE EMAIL FOR DETAILS.

1450, 17 AUG 03
[REDACTED]
b7C-1, b6-1

TO SAC FOR REVIEW. PENDING RECEIPT OF INFO
REPORT FROM FT. CARSON. IN THE INTERIM, I WILL
COORD WITH CPT [REDACTED] BALAD, FOR ORIGINAL
STATEMENTS AND NEED FOR RE-INTERVIEW OF
[REDACTED] AND [REDACTED]. IF COMMAND DOES
NOT NEED THEM, I WILL CLOSE THIS ONCE INFO
REPORT IS RECEIVED.

18 AUG 03
[REDACTED]
b7C-1, b6-1

REVIEWED TEAMS GOING TO BALAD
20-22 AUG 03. WILL SORT OUT THE
DETAILS W/ SA + [REDACTED] UNIT
THERE. GET THIS DRAFTED FINAL
BEFORE NEXT REVIEW PENDING INFO
REPORT RECEIPT.

1500, 23 AUG 03
[REDACTED]
b7C-1, b6-1
1100, 24 AUG 03
[REDACTED]

RECEIVED CASE FILE FROM SAC AND NOTED
REVIEW [REDACTED] UNIT IS NOT IN ANACOMBAT
AREA. SEE ENTRY 1320, 9 JUL 03. b7C-3, b6-3

1525, 1 SEP 03
[REDACTED]
b7C-1, b6-1

ATTEMPTED CONTACT WITH CPT [REDACTED]
FOR UNIT RELATED RESULTS.
DRAFTED FINAL (C) REPORT AWAITING INFO RPT OF SUBJECT
TO GET OPINE AND CLOSE TO SAC FOR REVIEW.

AGENT ACTIVITY SUMMARY
(CID Regulation 195-1)

CONTROL NUMBER

0049-03-CID 469 60152

TIME, DATE, AND AGENT

SUMMARY OF INVESTIGATIVE ACTIVITY

10 SEP 03

b7C-1, b6-1

REVIEWED

- 1) COMPLETED REVIEW OF DRAFT ON 4 SEP 03.
- 2) COMPUTER PROBLEMS SINCE THAT TIME HAVEN'T EATEN AWAY MY TIME & I JUST FOUND THIS FILE AGAIN IN MY STACK. RESUSPENDED BACK TO CASE AGENT.

GET BACK ON THIS & LET'S WORK OUT THE INVS THAT ARE PENDING.

1300, 10 SEP 03

b7C-1, b6-1

COORD WITH SJA OFFICE LSA ANACONDA, AND DETERMINED CPT [REDACTED] NOT AVAILABLE. LEFT MESSAGE FOR HER TO CONTACT THIS OFFICE. RECEIVED CASE FILE AND NOTED SAC REVIEW. REMAINING SOLDIERS TO BE INTERVIEWED ARE LOCATED NEAR IRAQ/IRAN BORDER. TRYING TO DETERMINE IF CPT [REDACTED] NEEDS THEM TO BE RE-INTERVIEWED BEFORE CLOSING THIS OUT.

1140, 15 SEP 03

b7C-1, b6-1

ATTEMPTED COORD WITH CPT [REDACTED] WHO WAS OUT OF OFFICE; LEFT MESSAGE FOR HER TO CONTACT THIS CIA.

1110, 16 SEP 03

b7C-1, b6-1

COORD WITH CPT [REDACTED] WHO STATED CASE WAS BEING FORWARDED TO FT. CARSON FOR ACTION. CPT [REDACTED] STATED SHE DID NOT HAVE THE ORIGINAL STATEMENTS AND DID NOT KNOW IF THE SOLDIERS WERE STILL IN THEATER IN THE 2ND ACT AREA. CPT [REDACTED] STATED SHE WOULD DETERMINE THEIR LOCATION AND CONTACT THIS OFFICE.

1407, 16 SEP 03

b7C-1, b6-1

CONTACTED BY LEGAL OFFICE (CPT [REDACTED]) WHO RELATED LT [REDACTED] WAS THE ONLY SOLDIER WHO WAS AVAILABLE FOR INTERVIEW ON 17 SEP 03. ALSO SFC [REDACTED] WAS NOW RE-DEPLOYED TO FT. CARSON DUE TO A BACK INJURY.

INV

TVL

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AGENT ACTIVITY SUMMARY (CID Regulation 195-1) CONTROL NUMBER 0049-03-CID469-60152

TIME, DATE, AND AGENT	SUMMARY OF INVESTIGATIVE ACTIVITY
1030-1100, 17 Sep 03 [REDACTED]	Interviewed 2LT [REDACTED] and obtained Sworn Statement. (See Sworn Statement for details)
1110/17 Sep 03 b7C-1, b6-1 [REDACTED] b7C-3/b6-3 b7C-1, b6-1 [REDACTED] b7C-3/b6-3	Coordinated with CPT [REDACTED] b7C-3/b6-3 who related SFC [REDACTED] b7C-4/b6-4 was re-deployed back to Ft Carson. CPT [REDACTED] b7C-3/b6-3 further added that coordination needed to be made with CPT [REDACTED] b7C-3, b6-3 Ft Carson, as they will be conducting all disciplinary actions in the rear. CPT [REDACTED] b7C-3, b6-3 provided the address of Ft Carson SJA as OSJA, ATTN: CPT [REDACTED] b7C-3, b6-3 Ft Carson, CO 80913. CPT [REDACTED] b7C-3, b6-3 added that the original statements taken from the unit were all forwarded to the OSJA at Ft Carson.
1400, 18 Sep 03 [REDACTED] b7C-1, b6-1	Drafted RFA to FT Carson for interview of SFC [REDACTED] b7C-4, b6-4 and SJA opine.
1700, 18 SEP 03 [REDACTED]	SENT RFA TO FT. CARSON
1000, 22 SEP 03 [REDACTED] b7C-1, b6-1 24 SEP 03 b7C-1, b6-1	RECEIVED ACKNOWLEDGEMENT THAT RFA WAS RECEIVED. SEE EMAIL. TO SAC FOR REVIEW.
24 SEP 03 [REDACTED]	REVIEWED
[REDACTED] b7C-1, b6-1	1) GOOD PROGRESS!
1155, 26 SEP 03 [REDACTED]	RECEIVED FROM SAC AND NOTED REVIEW.
[REDACTED] b7C-1, b6-1 0900, 8 OCT 03	DRAFTED FINAL, PENDING COMPLETION OF INTERVIEWS AND RECEIPT OF INFO REPORTS. TO SAC FOR REVIEW.
[REDACTED] b7C-1, b6-1 19 OCT 03	REVIEWED, EXCELLENT! KEEP AT IT. TO CASE AGENT W/ RE SUSPENSIF.
[REDACTED] b7C-1, b6-1 1100, 10 OCT 03	RECEIVED CASE FILE AND NOTED REVIEW.
[REDACTED] b7C-1, b6-1 0900, 22 OCT 03	TO SAC FOR REVIEW. PENDING RECEIPT OF INFO RPTS FROM FT. CARSON.
[REDACTED] b7C-1, b6-1 4 NOV 03	REVIEWED + RESUSPENSIF. STILL PENDING INFO REPORTS, TO CASE AGENTS.

AGENT ACTIVITY SUMMARY (CID Regulation 195-1)	CONTROL NUMBER 0049-03-CID469-60152
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TIME, DATE, AND AGENT	SUMMARY OF INVESTIGATIVE ACTIVITY
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1330, 4 NOV 03
[REDACTED]

RECEIVED CASE FILE. I WILL COORD WITH FT. CARSON AND CHECK STATUS OF RFA'S.

1343, 11 NOV 03
[REDACTED]

SENT EMAIL TO FT. CARSON REQUESTING STATUS OF RFA'S.

0900, 12 NOV 03
[REDACTED]

COORD WITH G-1 AND OBTAINED FOLLOWING INFO ON [REDACTED] DOB [REDACTED] RACE BLACK;

21 NOV 03
[REDACTED]

ASAC Review

[REDACTED]

1. Reviewed and corrected Final
2. Why did we not have an unknown Iraqi victim when we did the initial or at least do a stat? - Did the money belong to the U.S. Govt (which was unseized) or to an Iraqi?
3. Case re-assigned to SA [REDACTED] as case agent (S TDY/leave until mid Dec 03).

24 NOV 03
[REDACTED]

RECD CASE FILE FROM SAC.

25 NOV THRU 4 DEC
[REDACTED]

DUE TO PRIORITY CASES (THANKSGIVING) + TRAVELING THERE HAS BEEN NO ACTIVITY WITH THIS CASE. I WILL NEED SA [REDACTED] CASE FILE TO UPDATE HIRL FINAL. CASE FILE TO ASAC FOR REVIEW.

5 DEC 03
[REDACTED]

UPDATED FINAL + MADE CORRECTIONS. CASE FILE INTO ASAC FOR REVIEW.

5 DEC 03
[REDACTED]

ASAC Review
Reviewed Final Report - looks good
2 Pending HFA

PN EN

AGENT ACTIVITY SUMMARY (CIE Regulation 195-1)	CONTROL NUMBER
	0047-03-020467 60152
TIME, DATE, AND AGENT	SUMMARY OF INVESTIGATIVE ACTIVITY
1020 7 DEC 03 SA [redacted] b7C-1/b6-1	TRANSFERRED CASE FILE TO MEMORY STICK AND GAVE US: FILE TO TEAM CHIEF SA [redacted] CASE IS COMPLETE PENDING RFA. FINAL WRITTEN.
1924, 13 DEC 03 SA [redacted] b7C-1/b6-1	Sent email to Ft. Carson requesting status of RFA. Posted to file.
2246 17 DEC 03 SA [redacted] b7C-1/b6-1	Sent email and left message on answering machine requesting the status of both RFAs. Posted to file.
1002, 19 DEC 03 SA [redacted] b7C-1/b6-1	Late Review due to trip to DSC all day yesterday. Will Review Draft final posted on right side of file pending the receipt of RFAs for Info Reports/AIN's from Ft. Carson RA; see above entry -> ARAC for review.
19 DEC 03 SA [redacted] b7C-1/b6-1	ASAC review 1. Reviewed, pending RFA.
1412, 19 DEC 03 SA [redacted] b7C-1/b6-1	Received copy from [redacted]
1405, 22 DEC 03 SA [redacted] b7C-1/b6-1	DELAY ENTRY: 1841 18 DEC 03 (reception) email from SA [redacted] who related RFA 0461-03-02056 was completed on 18 AUG 03.

AGENT ACTIVITY SUMMARY
(CID Regulation 195-1)

CONTROL NUMBER

0049-03-CID469-60152 b7C-4/b6-4

TIME, DATE, AND AGENT

SUMMARY OF INVESTIGATIVE ACTIVITY

1505, 26 DEC 03
SA [redacted] b7C-1/b6-1

and RFA 0550-03-C20056 to interview SFC [redacted] was completed and sent out on 6 NOV 03.

TC reviewed:

(1) Summary stat of 2LT [redacted] b7C-4/b6-4 provided two additional names PUT [redacted] b7C-3, b6-3 and SFC [redacted] who were not interviewed by this officer. Added to IP.

(2) Don't see in case file were we attempted to interview SGT [redacted] b7C-4/b6-4

(3) Don't see in the case file were we obtained the Summary Statement, which b7C-1/b6-1 will be coordinated with SA [redacted] currently AT Ft. Hood, TX

(4) Email received on 18 DEC 03 from SA [redacted] b7C-1/b6-1 reflected SJA AT Ft. Cavenu would not provide opinion and related soldier was going to be CM in Iraq. Will be coordinated with Unit and CPT [redacted] b7C-3/b6-3, SJA to clear this issue.

(5) According to CPT [redacted] b7C-3/b6-3 28 entry 1110, 17 Sep 03 original status were sent

to SJA, Ft. Cavenu

(6) Updated Draft final priority info/pans posted on right side of file.

AGENT ACTIVITY SUMMARY (CID Regulation 195-1)	CONTROL NUMBER 0049-03-CID469-60152
TIME, DATE, AND AGENT	SUMMARY OF INVESTIGATIVE ACTIVITY
1558, 24 DEC 03 SA [redacted] b7C-1, b6-1	<p> b7C4, b6-4 Left message with SGT [redacted] 534-3027 b7C-3, b6-3 to have CPT [redacted] contact this office. b7C-3, b6-3 </p>
1832, 26 DEC 03 SA [redacted] b7C-1, b6-1	<p> Counsel with CPT [redacted], Trial Counsel, SSA, who related she received information that the soldier was returned to Iraq to face court. She related she is currently pending the unit to perform charges. She stated the unit Bn CO is LTC b7C-3, b6-3 [redacted], 1/8th Inf. Camp Bucca. </p>
1431, 2 JAN 03 SA [redacted] b7C-1, b6-1	<p> Prepared RPA and sent to LSA [redacted]. b7C-3, b6-4 Requesting their office interview SGT [redacted] PUT b7C-3, b6-3 [redacted] and PUT [redacted] (Postal to file) b7C-1, b6-1 </p>
1444, 2 JAN 03 SA [redacted] b7C-1, b6-1	<p> Sent email to SA [redacted] for Counsel regarding contact information of CPT [redacted] request location of original status. b7C-3, b6-3 </p>

AGENT ACTIVITY SUMMARY
(CID Regulation 195-1)

CONTROL NUMBER
0049-03-CID469-60152

TIME, DATE, AND AGENT

SUMMARY OF INVESTIGATIVE ACTIVITY

4 Jan 04 [redacted] b7C-1, b6-1

- Reviewed: b7C-3, b6-3 b7C-3, b6-3
- 1) Justify for me what need there might be to interview [redacted] and [redacted] Otherwise, we'll write them off. I've seen where you sent the RFA out to Anaconda on 2 Jan 04. Are we certain they are still in that AOR?
 - 2) Same thing with [redacted] b7C-4, b6-4 b7C-1, b6-1
 - 3) Explain #3 of your review on 26 Dec 03. Can't make it out.
 - 4) Continue with remaining efforts. To SA [redacted]

1900, 12 Jan 04

Received case file from SAC. Case Agent was TDY 5-12 Jan 04 Kirkuk, Iraq. Regarding # 3 we did not receive the original statements taken in Anaconda. Sent email to CPT [redacted] b7C-3, b6-3, SGT Ft. Carson regarding originals at [redacted] b7C-3, b6-3 Carson.army.mil

b7C-1, b6-1 b7C-1, b6-1
14 Jan 04/1600: SA [redacted] departed on R+R leave today. SA [redacted] will monitor casefile until his return. b7C-1, b6-1

b7C-1, b6-1
19 Jan 04/2210: SA [redacted] Honestly haven't had time to review yet. Draft final has been completed and is b7C-1, b6-1 on right side of case file, by SA [redacted] CPT [redacted] b7C-1, b6-1 for next few days. SAC for review and response

b7C-1, b6-1
[redacted]
[redacted]
[redacted]
[redacted]

TIME, DATE, AND AGENT	SUMMARY OF INVESTIGATIVE ACTIVITY
24 Jan 04 / 1145 SA [REDACTED] b7C-1, b6-1	CIA still working 0011-04-CID469-79630 and will be departing Tikrit today to follow leads for that case. Will continue with the efforts to close case upon my return to Tikrit.
30 Jan 04 / 1700 SA [REDACTED] b7C-1, b6-1	CIA Returned to Tikrit today.
3 Feb 04 / 1130 SA [REDACTED] b7C-1, b6-1	Pending statements from CPT [REDACTED] SSA. To SAC for review and resuspense. b7C-3, b6-3
HFCB04 [REDACTED] b7C-1, b6-1	REVIEWED 1) NOTED STMTS PENDING 2) REASSIGNED TO BRICE-NATANK AGENT. 3) INFO REPORTS OUT OF CARSON ARE PENDING RECEIPT. CHASE THEM DOWN AND WRAP UP. RESUSPENSED.
[REDACTED] b7C-1, b6-1 0900, 5 FEB 04 [REDACTED]	RECEIVED CASE FILE AND NOTED SAC REVIEW. LAST INFO REPORT MAILED FROM FT CARSON ON 6 NOV 03, INV OF SFC [REDACTED] 0550-03 PENDING ORIGINAL STATEMENTS FROM CARSON. AND INFO FROM CARSON & AVIATION. b7C-4, b6-4

AGENT ACTIVITY SUMMARY

CONTROL NUMBER

0049-03-C10469-60152

b7C-1, b6-1

TIME, DATE, AND AGENT

SUMMARY OF INVESTIGATIVE ACTIVITY

1730, 6 FEB 04

RECEIVED INFO REPORT FROM FT. CARSON ON INV OF PFC [REDACTED]

b7C-1, b6-1
1300, 17 FEB 04

TO SAC FOR REVIEW. INITIALLY, THIS RFI WAS GOING TO BE CLOSED WITHOUT THE ORIGINAL DOCUMENTS AS THEY WERE NOT SIGNIFICANT INTERVIEWS AS THEY DID NOT WITNESS THE SHOOTING. I DO NOT SEE THE NEED TO TRACK THESE ORIGINAL STATEMENTS? AN RFA WAS SENT TO ANACONDA FOR THE INTERVIEW OF [REDACTED] I DON'T THINK THEY WILL TELL US MORE THAN WHAT [REDACTED] TOLD ME IN HIS STATEMENT. I SUGGEST CLOSING THIS UPON RECEIPT OF INFO REPORT FROM CARSON AND ANACONDA. TO SAC.

18 FEB 04 b7C-1, b6-1

RECVWD

- 1) See me + will discuss further.
- 2) CORRECTED FINAL

b7C-1, b6-1
1400, 19 FEB 04

RE-SUSPENDED
RECEIVED CASE FILE AND SAC NOTED SAC REVIEW.

b7C-1, b6-1
1430, 19 FEB 04

CORRECTED FINAL.

b7C-1, b6-1
1330, 26 FEB 04

SENT STATUS REQUEST TO SA [REDACTED], USA ANACONDA, FOR STATUS ON RFA.

b7C-1, b6-1
1500, 27 FEB 04

RECEIVED 2ND INFO REPORT FROM SA [REDACTED] THAT INTERVIEWS ARE PENDING (SEE EMAIL)

IN. VI

OLD FORM 28-A
MAY 1 80

AGENT ACTIVITY SUMMARY
(CID Regulation 195-1)

CONTROL NUMBER

0049-03-CID469-60152

TIME, DATE, AND AGENT

SUMMARY OF INVESTIGATIVE ACTIVITY

67L-156-1
1630, 2 Mar 04

To SAC for review. Pending interviews at Anaconda.

67L-156-1
3 Mar 04

Reviewd

- 1) 43d MP Det (CID) is redeploying as of 10 Mar 04. RIP started on 1 Mar 04 and Minimal work will get accomplished on files during the ten day RIP, redeployment efforts, and reintegration efforts at Hood. Therefore, next SAC review is scheduled tentatively for 24 Mar 04.
 - 2) Home Base issue is a new one from Bn.
 - 3) Your Exhibit 2 ARE the originals, hence my question regarding the location of the originals in your first draft.
 - 4) You've also added the US Government as a victim of the robbery. It wasn't this way on your initial.
 - 5) Change Battalion address in your draft to 22d MP Bn (CID); No (FWD).
 - 6) Exhibits are not in correct order.
- Resuspended.

AGENT ACTIVITY SUMMARY (CID Regulation 195-1)		CONTROL NUMBER 0049-03-CID469-60152
TIME, DATE, AND AGENT	SUMMARY OF INVESTIGATIVE ACTIVITY	
1500, 4 Mar 04 <i>b7C-1, b6</i> [REDACTED]	Received case file and noted SAC review: 1) Noted. 2) C/A will correct report to reflect Home Base assignment. 3) No they are not original statements. C/A has been trying to locate the original statements and this issue has been discussed since the onset of this investigation. See the following entries: 1450, 17 Aug 03; 1110, 16 Sep 03; 1110, 17 Sep 03; 1509, 26 Dec 03, entry #5; 1449, 2 Jan 04; 1900, 12 Jan 04. The original documents were forwarded to Ft Carson as this case was originally going to be tried at that location. Upon C/A's return from R&R, it was noted the subject and documents were returned to Iraq for prosecution and a RFA was sent to locate the original statements as well as complete interviews. 4) Corrected. 5) Corrected. 6) Corrected. <i>CORRECTED TO SAC</i>	
<i>b7C-1, b6-1</i> 1000, 7 MAR 04 [REDACTED]		
<i>29 MAR 04</i> <i>b7C-1, b6-1</i> [REDACTED]	<i>REVIEWED. SEE ENTRY OF 3 MAR 04 FOR EXPLANATION OF INVESTIGATIVE DELAYS. TO SAC OF HOUSA (SA) [REDACTED] PER DISCUSSION.</i>	

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AGENTS ACTIVITY SUMMARY (CID Regulation 195-1)	Control Number
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TIME, DATE, AND AGENT

0800, 31 Mar 04
[REDACTED] b7C/bp-1

SUMMARY OF INVESTIGATIVE ACTIVITY

THIS INVESTIGATION WAS RECEIVED BY THE FORT HOOD RESIDENT AGENCY, EFFECTIVE THIS DATE. THIS INVESTIGATION WAS ASSIGNED TO A REDEPLOYED AGENT, SO AS NOT TO BURDEN THE OTHER CASE AGENTS.

THIS INVESTIGATION WILL BE TRACKED ON A SEPARATE ROSTER AND NOT LISTED IN THE DAY-TO-DAY TEAM CASE LOG.

ALL INVESTIGATIVE ACTIVITY AND DOCUMENTATION WILL BE CONDUCTED AND PREPARED, AS IF THE UNIT WERE STILL DEPLOYED.

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AGENT ACTIVITY SUMMARY (CID Regulation 195-1)		CONTR. NUMBER 0049-03-CID469-60152
TIME, DATE, AND AGENT	SUMMARY OF INVESTIGATIVE ACTIVITY	
0900, 12 Apr 04 [REDACTED]	Received case file. Pending: 1. Info Report from Anaconda (75 th). 2. Info Report from Ft Carson.	
1010, 12 Apr 04 [REDACTED]	Received Info Report from Ft Carson. Posted to file.	
0900, 19 Apr 04 [REDACTED]	Received case file and noted above.	
0930, 26 Apr 04 [REDACTED]	During an administrative review of the case file, it was noted that the Info Report from Anaconda was received on 12 Mar 04 but not documented in the case file.	
1405, 26 Apr 04 [REDACTED]	Coordinated with CPT [REDACTED] Cdr, C Co, 1/8 Inf Bn, who related a Chap 10 was approved for PFC [REDACTED] but he did not have a copy of the paperwork as it was completed in Iraq. CPT [REDACTED] stated to coordinate with 4ID for specifics on the Chap and that the offenses were Larceny, Malingering and False Official Statement.	
0910, 27 Apr 04 [REDACTED]	Called MAJ [REDACTED] at 288-0696 but she was not available. Spoke with SGT [REDACTED] who related she did not know who supported 3 rd Bde, Ft Carson and to coordinate with MAJ [REDACTED] for assistance. Left message for MAJ [REDACTED] to call this office. Also, sent email to her explaining the specific information needed.	
1300, 27 Apr 04 [REDACTED]	Received email from MAJ [REDACTED] who stated the chapter 10 was approved on 12 Mar 04, with an Other than Honorable discharge. She also stated the opine should come from CPT [REDACTED] at the Fort Carson OSJA. MAJ [REDACTED] stated she didn't do anything with the case except pass the paperwork around. If contact with CPT [REDACTED] can not be made, MAJ [REDACTED] stated to contact her again and she would review the case file and render an opine.	
1310, 27 Apr 04 [REDACTED]	Sent email to CPT [REDACTED] Ft Carson, requesting an opine.	
0745, 29 Apr 04 [REDACTED]	To SAC for review. Pending final opine and this will be closed.	
09 Apr 04 [REDACTED]	[Handwritten notes: Continue with final SJA Opine]	

AGENT ACTIVITY SUMMARY <i>b7C-1, b6-1</i> (CID Regulation 195-1)		CONTROL NUMBER 0049-03-CID469-60152
TIME, DATE, AND AGENT	SUMMARY OF INVESTIGATIVE ACTIVITY	
0930, 30 Apr 04 <i>b7C-1, b6-1</i>	Received case file and noted review. <i>b7C-3, b6-3</i>	
0930, 4 May 04 <i>b7C-1, b6-1</i>	Received opine from CPT <i>[redacted]</i> who stated there was PC to believe <i>[redacted]</i> committed the offenses of Malingering and Robbery. <i>b7C-5, b6-5</i>	
1630, 5 MAY 04 SA <i>[redacted]</i> <i>b7C-1, b6-1</i>	DRAFTED FINAL REPORT. TO SA <i>[redacted]</i> FOR REVIEW/DISPATCH. <i>b7C-1, b6-1</i>	
6 May 04 <i>[redacted]</i> <i>b7C-1, b6-1</i>	RWD Final Report and dispatched Final. → Admin for Distro.	
18 Sept <i>[redacted]</i> <i>b7C-1, b6-1</i> 1330.	18 received 4833 action from ISG <i>[redacted]</i> Mailed original to CRC. Copied case & mailed original to CRC Filed.	
17 SEP 04 <i>[redacted]</i> <i>b7C-1, b6-1</i>	Reviewed and OK to forward to CRC	