

FOREIGN CLAIMS COMMISSION COVER SHEET

Claim Number: 7.0056 **USARCS NUMBER:** 1475-05

Date Received: 21-Sep-05

Name: (b)(6)

Address: Gisy Dayala (b)(6), Baghdad, Iraq

Claim Summary: Claimant's son killed and vehicle damaged by small arms caused by combat involving C.F.

Date of Incident: 27-Jan-05

Amount Requested: \$0.00

Recommendation: Approval Denial
Investigation

Date Reviewed by OIC:

*P.C. 1
Combat DP's*

Claim Is: Approved in the amount of \$_____.

Denied. Denial Code

On hold pending investigation findings.



REPLY TO
ATTENTION OF:

DEPARTMENT OF THE ARMY
HEADQUARTERS, 2D BRIGADE
3D INFANTRY DIVISION
FOB LOYALTY, IRAQ
APO AE 09380

AFZP-VB-JA

Date: 24-Sep-05

MEMORANDUM FOR RECORD

SUBJECT: DISAPPROVAL OF FOREIGN CLAIM II8T1475-05:

Claim of: (b)(6)

Address: (b)(6) Baghdad, Iraq

Date Filed: 21-Sep-05

Amount Claimed: \$0.00

Claimed Loss: Claimant's on killed and vehicle damaged by small arms caused by combat involving C.F.

Claim Number: 7.0056

1. Your above-mentioned claim is disapproved.
2. This incident **does not** comply with the provisions of the Foreign Claims Act, 10 U.S.C. Section 2734, as implemented by Chapter 10, AR 27-20. This claim was filed in a timely manner. This claim did occur outside the United States.
3. The reason for the disapproval of this claim is code 1:
 1. Loss was a result of Combat Operations
 2. The filing claimant is an improper claimant
 3. Claim lacked evidence supporting U.S. negligence or fault
 4. Claim lacked evidence to prove a loss
 5. Loss was a result of Anti-Coalition Forces
4. If you are dissatisfied by this action, AR 27-20 provides that you may request that the decision be reconsidered. Any such request must be forwarded to this office for FCC consideration. There is no prescribed format for such a request. However, it should describe the legal and/or factual basis for relief. Any request for reconsideration must be made, in writing, within 30 days of receipt of this letter. The FCC's action on reconsideration is final and conclusive by law.
5. POC for this memorandum is SPC (b)(3),(b)(6), FOB Loyalty, @ VOIP (b)(2)High

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

CPT, JA
FOREIGN CLAIMS COMMISSION

CENTCOM 005593

Claims Form

1981

To: United States Citizen Commission
From: Name: (b)(6)
Address: (b)(6)

I am

- a. A citizen and national of: _____
- b. A permanent resident of: _____
- c. Employed by: _____
- d. Check one () An insurer () Not an insurer
- e. Check one () A subrogee () Not a subrogee

I hereby make a claim against the United States Government for damages or injuries caused by: (Name, Organization, Military Department, Address, Telephone Number)

The property damaged is owned by: (If the claim is made as an agent, parent, or guardian, attach a power of attorney or other evidence of authority and fill in the form below for party sustaining the damage or injuries.)

My claim arose at: _____
(Town) (City) (Country)

My claim arose on: 1 27 2005
Month Day Year

Give a brief statement of the accident or incident on which the claim for damages to property or for personal injury is based. (Use back of this sheet if necessary.)

on 27/11/2005 US Forces shot the car
 belonging to (b)(6) was in the
 car with his wife and kids (b)(6) the
 accident caused to kill (b)(6) by the firing of
 one of us soldiers and engine of (b)(6)

Describe nature and extent of property damage or personal injury sustained as a result of the above incident.

List in detail the amount of property damage and itemized expenses resulting from the property damage or personal injury: (Attach bills and receipts, if applicable.)

<u>Item</u>	<u>Amount</u>

Total: _____

I was insured to the following extent against the damage or injuries I have sustained:

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

(Name) (Address)

I claim as damages: (Indicate amount in U.S. dollars and local currency)

\$ _____ local _____

(Signature of Claimant)

Subscribed before me this ____ day of _____, 200__.

(Print Name)

NAME

Foreign Language, (b)(6)

DOB:

Foreign Language, تاريخ الولادة:

TELEPHONE #:

DATE INCIDENT OCCURRED:

Foreign Language تاريخ الحدث:

ADDRESS:

Foreign Language, (b)(6)

العنوان:

TYPE OF CASE (CHECK ONE)

Detainee

المحتجز

Political

سياسي

Travel Documents

وثيقة سفر

Eviction

إخلاء

Missing Person

مفقود

Employment/Unemployment

التوظيف

Handicapped

معوق

Abuse

سوء استخدام

Military Salary

رواتب العسكريين

Corruption

الفساد

Confiscated Vehicle

السيارات المصادرة

Homeless

المشردين

Compensation

التعويض

Confiscated Property

الإملاك المصادرة

Demonstrations/ Freedom of Assembly

التظاهرات وحرية التجمع

Property Claim: 1 or 2

التظلم المادي (أكثر من واحد)

1 or 2 (single)

أحد أو اثنين (أحد)

Other

قضايا أخرى

Situation (موقف الشخص):

Foreign Language

Follow up Appointment?

YES

NO

Date:

Time:

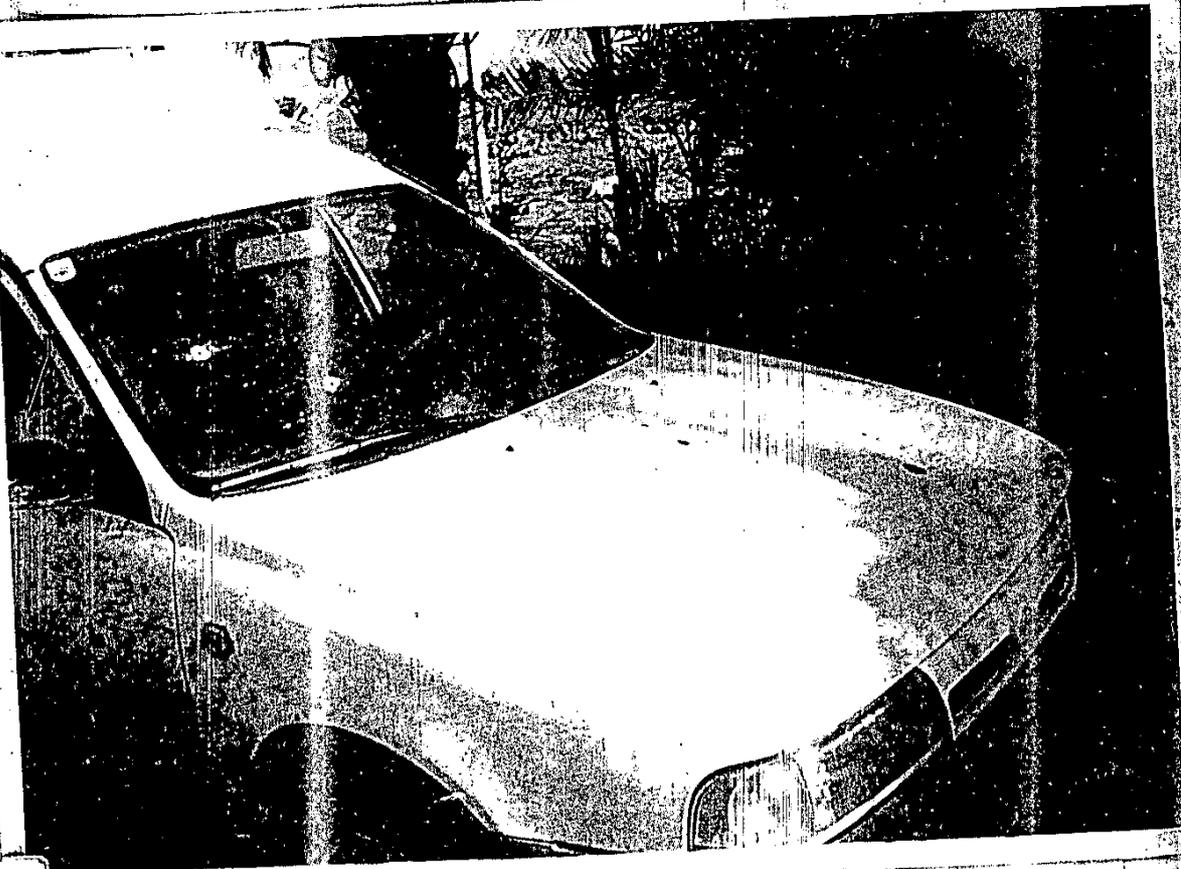
IACR FORM - 01

GIN

Time in

Time Out

Caseworker:



CENTCOM 005597

Foreign Language Text

Foreign Language Text, (b)(6)

The complena
on 12. 2/2
statement

(b)(6)

(b)(6)

(b)(6)

(b)(6)

Foreign Language Text

Foreign Language Text

Foreign Language Text

Check application

Foreign Language Text, (b)(6)

Pages 9 through 10 redacted for the following reasons:

Foreign Language Text

Report To Glsr Dayala I.D.C.

Foreign Language Text

Foreign Language Text

Foreign Language Text, (b)(6)

Foreign Language Text

Report from Sir Dayala I.P.S To the Judge of AlMadaen
court.

(b)(6)

Foreign Language Text, (b)(6)

CENTCOM 005603

Foreign Language Text

Sub: Request

Foreign Language Text, (b)(6)

CENTCOM 005604

Foreign Language Text

check and treatment

Foreign Language Text, (b)(6)

CENTCOM 005605

Page 15 redacted for the following reason:

Foreign Language Text

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Catering card

Foreign Language Text

Foreign Language Text, (b)(6)

Foreign Language Text

entering card

Foreign Language Text, (b)(6)

CENTCOM 005608

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Foreign Language Text

Foreign Language Text, (b)(6)

Foreign Language Te

Pages 38 through 39 redacted for the following reasons:

Foreign Language Text

Foreign Language Text, (b)(6)

Foreign Language Text

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

LT

In reference to
killed by MPs in Sisi
on 28 Jan 05
old bay
Diyala
(b)(6)

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

LT

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

CPT

Please contact CPT (b)(3),(b)(6)
of 151 MP @ Rustimiyah
Regarding the shooting & location
of the IZ body on 27 Jan in
Jisr Diyala. CPT (b)(3),(b)(6)
1-161

CENTCOM 005632