

UNCLASSIFIED

2BCT/ 2ID Serious Incident Report

- C. Subject: (b)(3), (b)(6)
1. Rank or grade: PFC
 2. Social Security Number: (b)(3), (b)(6)
 3. Race: (b)(6)
 4. Sex: Male
 5. Age (b)(5)
 6. Position:
 7. Security clearance: Secret
 8. Unit and station of assignment: D/2-69 CAB, 2-2 ID
 9. Duty status: Active
 10. Marital Status: Single

- D. Subject: (b)(3), (b)(6)
1. Rank or grade: PFC
 2. Social Security Number: (b)(3), (b)(6)
 3. Race (b)(6)
 4. Sex: Male
 5. Age (b)(6)
 6. Position:
 7. Security clearance: Secret
 8. Unit and station of assignment: D/2-69 CAB, 2-2 ID
 9. Duty status: Active
 10. Marital Status: Single

E. Summary of incident: At 18 2238 July 2007, 2/D/2-69 AR was conducting (b)(2)High (b)(2)High vicinity of (b)(2)High (b)(2)High. After conducting a mounted tank patrol of (b)(2)High on the southbound lane, Delta Company, 2nd Platoon, Bravo Section (b)(2)High) set vicinity (b)(2)High (White 5 oriented North on South bound lane and his wingman Dealer 5 was oriented South on South Bound lane) to observe (b)(2)High using (b)(2)High After 10 minutes of observing the (b)(2)High, White 5 (SSG (b)(3), (b)(6) observed a car aggressively driving south, towards their position. in the south bound lane with blacked out lights. The Gunner (b)(2)High the vehicle at approximately (b)(2)High. The TC, SSG (b)(3), (b)(6) tried to stop the vehicle using (b)(2)High oriented at the vehicle's driver and also flashed the tank head lights several times. At approximately (b)(2)High (b)(2)High the Gunner fired two warning shots with (b)(6) in front of the vehicle. The vehicle continued to move towards their position, the gunner fired another 5 to 6 round burst of (b)(6) at the bumper of the vehicle. The vehicle increased speed and SSG (b)(3), (b)(6) directed the Gunner the command to engage the engine and windshield to disable. The vehicle stopped (b)(2)High in front of (b)(2)High White 5 immediately reported the engagement to the patrol leader (Dealer White 1). The vehicle was searched by local IP and IA from the ISF (b)(2)High The IP determined that the vehicle was occupied by one Military Aged Male, who was found dead. The vehicle is described as a (b)(2)High Red GM Caprice Classic.

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F. Commanders Assessment: The White platoon used proper EOF in an enemy hotspot during hours of limited visibility and after the Iraqi vehicle and personnel curfew.

6. Other Information:

- A. Racial Involvement: NO
- B. Alcohol Involvement: NO
- C. Last Deployment: NA

7. Remarks:

8. Commander reporting: (b)(3), (b)(6) LTC, COMMANDER, 2-69 AR, 2BCT, 2ID
9. Point of contact (b)(3), (b)(6) MAJ, EXECUTIVE OFFICER, 2-69 AR, 2BCT, 2ID.
10. Report originated by: (b)(3), (b)(6) , CPT, BATTLE CAPTAIN, 2-69 AR, 2BCT, 2ID
11. Released by: (b)(3), (b)(6) MAJ, EXECUTIVE OFFICER, 2-69AR, 2BCT, 2ID VOIP: 772-8134.

14. DIVISION LEVEL NOTIFICATIONS:

- a. FOD
- b. Deputy G3
- c. Chief of Operations
- d. Chief of Staff
- e. Chaplain
- f. PMO

(2)H

(2)Hi

(2)H

(2)F

(2)Hi

(2)H

b)(2)Hig

(b)(2)High

(2)H

(2)Hi

(2)Hi

(2)Hig

(2)H

(2)H

(2)H

(2)H

(b)(2)High

b)(2)Hig



SIGACTs 07 July 2007

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



(2)H

(2)Hi

(2)Hi

(2)Hi

(2)F

(2)Hi

(b)(2)High

(2)Hi

(2)Hi

(2)Hi

(b)(2)High

(2)Hi

(2)H



(b)(2)High

(2)F

(b)(2)High

(2)Hi

(2)Hi

SIGACTs 08 July 2007

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



(2)Hi

(2)Hi

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(2)H

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(b)(2)High (2)Hi

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(2)Hi

(b)(2)High

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(2)Hi

(b)(2)High

b(3), (b)(6)

b(2)High

UNCLASSIFIED

SIGACTs 16 July 2007

UNCLASSIFIED



DEPARTMENT OF THE ARMY
D CO, 2ND BATTALION, 69TH ARMOR REGIMENT
2ND BRIGADE, 2ND INFANTRY DIVISION (MECH)
FOB RUSTAMIYAH, APO AE 09390

REPLY TO
ATTENTION OF

AFZP-VIC-DC

30-Jul-07

MEMORANDUM FOR RECORD

SUBJECT: 15-6 Investigation, EOF, 18 2238 JUL 07

1. The following is a memorandum for record regarding the escalation of force (EOF) that occurred on (b)(2)High on 18 2238 JUL 07. The EOF resulted in the death of one Iraqi male from a bullet wound to the head.
2. I found out from my company commander, CPT (b)(3), (b)(6) that the battalion commander, LTC (b)(3), (b)(6) had instructed CPT (b)(3), (b)(6) to use orange cones during curfew hours on (b)(3)(b)(6). The cones were to be emplaced at checkpoint (b)(2)High to prevent civilian traffic from moving on the portion of (b)(2)High that Dealer Company was securing during curfew hours.
3. The determination that there is not a historical threat from VBIED attacks on (b)(2)High between (b)(2)High (b)(2)High was determined after an analysis of SIGACT accumulated between 01 JUNE 07 and 18 JUL 07. Additionally, the battalion S-2, CPT (b)(3), (b)(6) informed me that there is currently no threat or history of threats from VBIED attacks on the portion of (b)(2)High in question.
4. CPT (b)(3), (b)(6) our E Company commander that conducts route clearance, has informed me that route clearance is allowed to work while moving counter flow of traffic. CPT (b)(3), (b)(6) also informed me that regular combat patrols that are not route clearance are not allowed to move counter the flow of traffic. I will note that in this situation moving against the flow of traffic was irrelevant due to the fact that the incident occurred after curfew was in effect.
5. POC for this memorandum is the undersigned (b)(3), (b)(6), (b)(2)High

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

CPT, IN
EXECUTIVE OFFICER

SWORN STATEMENT

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

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 FOB RUSTAMIYAH	2. DATE (YYYYMMDD) 2007/07/24	3. TIME	4. FILE NUMBER
5. LAST NAME, FIRST NAME, MIDDLE NAME (b)(3), (b)(6)			7. GRADE/STATUS E-3
8. STATEMENT OR ADDRESS 2/D/2-69 AR, 2 BCT, 2 ID			

I, PFC (b)(3), (b)(6), WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH:

18 July 2007 We were doing a (b)(2)High mission on (b)(2)High. We were facing north on the Southbound lane at 2238, a red Caprice classic was driving across and the gunner lased the car at (b)(2)High and SSG (b)(3), (b)(6) tried to stop the car with (b)(2)High and a flashlight the car kept coming and when it got within (b)(2)High the gunner fired a warning shot the car kept coming and the gunner fired disabling shots it didn't stop so the gunner fired Kill shots into the driver and the car stopped (b)(2)High front of the tank

end of statement nothing follows (3), (b)

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

10. CAPTION	11. INITIALS OF PERSON MAKING STATEMENT (b)(3), (b)(6)	PAGE 1 OF 2 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.

9. STATEMENT (Continued)

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

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

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

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

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

AFFIDAVIT

I, PFC (b)(3), (b)(6), 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.

(b)(3), (b)(6) _____
Person Making Statement

WITNESSES:

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 06 day of MAY, 2007 at FOB RUSTAMIYAH, APO AE 09390

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

(b)(3), (b)(6) _____
(Signature of Person Administering Oath)

DCO 2-69 AR
ORGANIZATION OR ADDRESS

(b)(3), (b)(6) _____
(Typed Name of Person Administering Oath)

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

DCO 2169 AR
ORGANIZATION OR ADDRESS

UCMJ
(Authority To Administer Oaths)

INITIALS OF PERSON MAKING STATEMENT

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

PAGE 2 OF 2 PAGES

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5. LAST NAME FIRST NAME INITIALS (b)(3), (b)(6)			7. GRADE/STATUS SSG

6. ORGANIZATION OR ADDRESS
2/D/2-69 AR, 2 BCT, 2 ID

9. I, SSG (b)(3), (b)(6), WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH:
 That ON 18 22 38 Julv 2007, while conducting security operations ON ... (b)(2)High I staged my tank for a short halt to observe North up (b)(2)High in the South bound lane. We had been Stationary for several minutes when I observed a car approaching (b)(2)High at a high rate of speed. I Asked PFC (b)(3), (b)(6) (my Gunner) what the Range to the car was at approx (b)(2)High I then used my Hand held Green laser to warn the car he was approaching a C.F. Armored vehicle. The car continued to come at My tank. I orderd PFC (b)(3), (b)(6) (my driver) to Flash his Head lights at him, while I was flashing my (b)(2)High Flash light at him and onto the Front slope of the tank, at approx (b)(2)High I orderded PFC (b)(3), (b)(6) to fire warning shots at the car. He fired 2-5 Rounds to the Road approx (b)(2)High off the drivers side of the car. The car increased speed, I then orderded PFC (b)(3), (b)(6) to fire disabling shots at the bumper. He fired a short Burst into the bumper and engine compartment, The car then swerved directy at My tank. I then orderded PFC (b)(3), (b)(6) to engage the Car with a killing Burst. PFC (b)(3), (b)(6) fired approx 10-15 Rounds into the engine compartment and into the windshield. The car crashed and came to Rest approx (b)(2)High from the tank. I called my PLT leader White I, explained to him what Had taken place, and dismounted the tank to Assess Casualties (b)(3)(b)(6)

10. EXHIBIT	11. INITIALS OF PERSON MAKING STATEMENT (b)(3), (b)(6)	PAGE 1 OF 2 PAGES
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STATEMENT OF

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

TAKEN AT FOB RUSTAMIYAH DATED 2007/07/24

9. STATEMENT (Continued) Approaching the car with several IA soldiers after they had deemed it was non-hostile at that point, I assessed the driver as KIA with a gunshot wound to the head. I then remounted the tank and informed White 1 of BDT. ^{(b)(3), (b)(6)} END OF STATEMENT
NOTHING FOLLOWS ^{(b)(3), (b)(6)}

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

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

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

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

AFFIDAVIT

I, SSG (b)(3), (b)(6)

_____, 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 THREAT OF PUNISHMENT, AND WITHOUT COERCION, UNLAWFUL INFLUENCE

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

WITNESSES:

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

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

D° 2169 AR
ORGANIZATION OR ADDRESS

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

D 2169 AR
ORGANIZATION OR ADDRESS

INITIALS OF PERSON MAKING STATEMENT

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

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 06 day of MAY, 2007 at FOB RUSTAMIYAH, APO AE 09390

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

(Signature of Person Administering Oath)

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

UCMJ

(Authority To Administer Oaths)

PAGE 2 OF 2 PAGES

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(b)(3), (b)(6)			7. GRADE/STATUS E-3

2/D/2-69 AR, 2 BCT, 2 ID

9. I, (b)(3), (b)(6), WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH:

that on 18 2238 July 2008, while conducting security operations on (b)(2)High An EOF incident occurred. Our (b)(2)High W5, was facing north in the southbound lane on (b)(2)High when a blacked out vehicle approached at an aggressive rate of speed. PFC (b)(3), (b)(6) laxed to the car and determined the vehicle was about (b)(2)High away. Immediately after the driver, PFC (b)(3), (b)(6) flashed his headlights, and the TC, Ssg (b)(3), (b)(6) shined (b)(2)High at the driver to signal him to stop. The car continued approaching so PFC (b)(3), (b)(6) fired two warning shots to alert the vehicle. The driver of the vehicle then speed up and started to head to the tank. PFC (b)(3), (b)(6) fired a 5 to 6 round (b)(2)High into the bumper, when the vehicle didn't stop he fired into the windshield to kill the driver. The IA and IP searched the vehicle and found 1 MAM who was KIA. Ssg (b)(3), (b)(6) then called up a BDA and

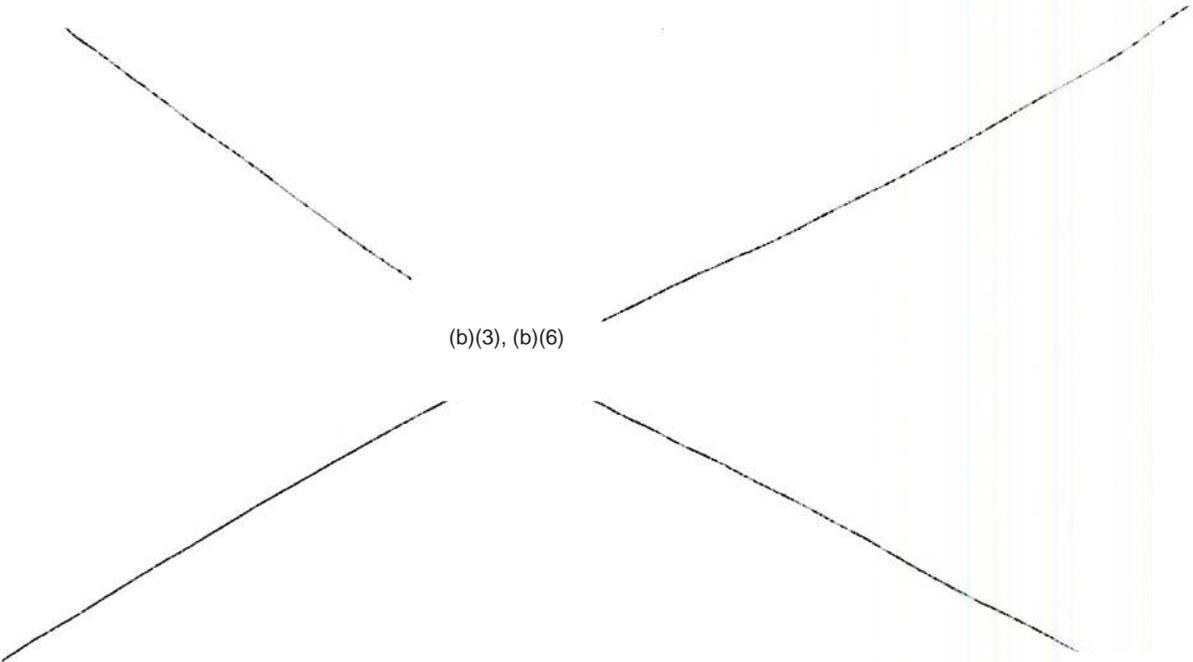
10. EXHIBIT	11. INITIAL (b)(3), (b)(6)	STATEMENT	PAGE 1 OF 2 PAGES
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9. STATEMENT (Continued)

The other tank came to provide security.
If then ^{(b)(3), (b)(6)} ~~that~~ away the body. - nothing follows -
took

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



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

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

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

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

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

Dca. 2/169AR
ORGANIZATION OR ADDRESS

(b)(3), (b)(6)
(Authority To Administer Oath)

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

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

Dca. 2-69AR
ORGANIZATION OR ADDRESS

(b)(3), (b)(6)
(Authority To Administer Oath)

UCMJ

(Authority To Administer Oaths)

INITIALS OF PERSON MAKING STATEMENT

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

PAGE 2 OF 2 PAGES

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

CENTCO

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2. DATE (YYYYMMDD): 2007/07/24
3. TIME:
4. FILE NUMBER:
5. LAST NAME, FIRST NAME, MIDDLE NAME: (b)(3), (b)(6)
6. GRADE/STATUS: E3

2/D/2-69 AR, 2 BCT, 2 ID

9. I, PFC (b)(3), (b)(6), WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH:

During (b)(2)High ON 18 July 2007 ON (b)(2)High we staged our tank on South Bound side of (b)(2)High oriented North Just south of predators over pass. at around (b)(2)High I was instructed to Flash my headlights when the vehicle got closer @ SSG (b)(3), (b)(6) used his (b)(2)High and personal Flashlight to signal to the car. when the car got inside of (b)(2)High the Gunner was instructed to give a short (b)(2)High of warnings shots to the side of the Road at which point the car speed up and TC ordered (b)(2)High shots to Bumper and Grill, the car proceeded in our direction TC gave the order for kill shots at that point the Driver lost control of the car, it came to a halt after slamming into the wall on the right side of the tank at about (b)(2)High in front. end of statement nothing follows. (b)(3), (b)(6)

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

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

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

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

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

10. SIGNATURE:
11. INITIALS OF PERSON MAKING STATEMENT: (b)(3), (b)(6)
PAGE 1 OF 2 PAGES

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STATEMENT OF PFC (b)(3), (b)(6) TAKEN AT FOB RUSTAMIYAH DATED 2007/07/24

IDENT (Continued)

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

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

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

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

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

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

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

D Co 2-69 AR
ORGANIZATION OR ADDRESS

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

(b)(3), (b)(6)
(Typed name of Person Administering Oath)

D Co 2-69 AR
ORGANIZATION OR ADDRESS

UCMJ

(Authority To Administer Oaths)

INITIALS OF PERSON MAKING STATEMENT

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

PAGE 2 OF 2 PAGES