

STATEMENT OF

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

TAKEN AT

FOR UNCLAW III

DATED

13 March 2006

9. STATEMENT (Continued)

Q: Was the local national exhibiting hostile intent toward Coalition Forces? If so, what was he doing that appeared to be hostile?

HE WAS AT THE GRID COORDINATE OF POSSIBLE IED. HE WAS OUT AFTER CURFEW. HE TRIED TO EVADE COALITION FORCES, AND HE REFUSED TO STOP, WHEN BEING TOLD TO DO SO IN HIS OWN LANGUAGE. I BELIEVED THIS TO BE A HOSTILE ACT

Q: Did you think the local national was going to commit a hostile act? If so, what did you think he was going to do?

YES, I BELIEVED HE WAS OUT, IN A KNOWN HOT AREA, AFTER CURFEW, ~~to~~<sup>to</sup> PLANT OR OBSERVE COALITION PERSON. FOR INTENT OF HURTING OR KILLING TROOPS. DIRECTLY OR INDIRECTLY

Q: Do you understand the Rules of Engagement? YES, VERY WELL AND THEY ARE

REHEARSED AND DISCUSSED ON MANY PATROLS AND MEETINGS

Q: Did you follow the Rules of Engagement? If so, explain how.

YES, I DID.

(b)(2)High

(b)(2)High

INITIALS OF PERSON MAKING STATEMENT

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

PAGE 2 OF 3 PAGES

STATEMENT OF

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

TAKEN AT

FOB UNITS III

DATED

13 March 2006

9. STATEMENT (Continued)

[Large area crossed out with a large X, indicating redacted content]

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

AFFIDAVIT

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

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

Statement)

WITNESSES:

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 13 day of March, 2006 at

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

(Signature of Person Administering Oath)

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

(Typed Name of Person Administering Oath)

Commissioned officer

(Authority To Administer Oaths)

ORGANIZATION OR ADDRESS

ORGANIZATION OR ADDRESS

INITIALS OF PERSON MAKING STATEMENT

PAGE OF PAGES

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 UNION III
2. DATE (YYYYMMDD): 20060313
3. TIME: 1500 1115
4. FILE NUMBER:
5. LAST NAME, FIRST NAME, MIDDLE NAME: (b)(3)(b)(6)
6. SSN: (b)(3)(b)(6)
7. GRADE/STATUS: E-4

8. ORGANIZATION OR ADDRESS

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

On March 11 2006 approx at (b)(2)High we (A13) received a call on the radio reporting a possible IED and the location. responding to the call we arrived at the possible area where the IED was located. The area was divided by two roads our vehicle departed to the right and the other two turned to the left side. Approaching a intersection on the right corner a individual pops out looking down the road, at the same time our gunner spotted him. We approach the corner, head light on and spot light. as we stop parallel to the corner where the individual was, immediately we saw him carrying something, on his right side (something thin and long). He looks at us and started running towards the opposite side of

10. EXHIBIT: D
11. INITIALS: (b)(3)(b)(6)
PAGE 1 OF 3 PAGES

ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT OF [NAME] TAKEN AT [LOCATION] DATED [DATE]
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 (b)(3)(b)(6) TAKEN AT FOB umnow III DATED 13 MAR 06

9. STATEMENT (Continued)

were the Humvee was facing, at the same time my T.C. (sgt (b)(3)(b)(6)) dismounted the vehicle, my gunner already was yelling him to stop in arabic, my t.c. also was telling him to stop, also at the same time my self dismounted looked at the individual running and also told him to stop; proceeding we yell stop or will shoot in arabic several times, proceeding my t.c. and my self fire (b)(2)High demonstration shots to the wall that was right on his left hand, the individual kept on running. The individual already was ~~off~~ ~~the~~ approx (b)(2)High meter away from us, at the same time ~~that~~ I also notice another corner leading to the left where the individual could easily take cover and proceed to do any kind of engage toward us. Immediately follow the demonstration shots and no response. The T.C. and my self fired towards him to try to bring him down before he could get away. I layed (b)(2)High rounds on the back of the individual. Following that engagement we proceed to (b)(2)High

INITIALS OF PERSON MAKING STATEMENT (b)(2)High PAGE 2 OF 3 PAGES

STATEMENT OF

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

TAKEN AT

FPOB UNION III

DATED

13 MAR 06

9. STATEMENT (Continued)

And at that moment Sgt. (b)(3)(b)(6) found what appears to be a Artillery shell casing and order me to immediately move our truck to about 50m south of the possible IED - we clear the area and my TC reported the events.

Nothing follows

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

AFFIDAVIT

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

WITNESSES:

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 13 day of March, 2006 at

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

(Signature of Person Administering Oath)

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

(Typed Name of Person Administering Oath)

Commissioned officer

(Authority To Administer Oaths)

INITIALS OF PERSON MAKING STATEMENT

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

PAGE 3 OF 3 PAGES

**SWORN STATEMENT**

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1. LOCATION <i>FOR UNION III</i>	2. DATE (YYYYMMDD) <i>20060313</i>	3. TIME <i>1500</i>	4. FILE NUMBER
5. LAST NAME FIRST NAME MIDDLE NAME <i>(b)(3)(b)(6)</i>	6. SSN <i>(b)(3)(b)(6)</i>	7. GRADE/STATUS <i>E-4</i>	

8. ORGANIZATION OR ADDRESS

9. *(b)(3)(b)(6)*

I, \_\_\_\_\_, WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH:

Q: Did you see something in the local nationals hand?

*YES*

Q: If so, what did the object look like and what did you think it was?

*thin and long.*

Q: Did he have the object in his hands when he came out from behind the corner?

*we had the object and drop it right before we started to run away from us.*

Q: If so, what was he doing with the object?

*UNSURE.*

10. EXHIBIT <i>E</i>	11. INITIALS OF PERSON MAKING STATEMENT <i>(b)(3)(b)(6)</i>	PAGE 1 OF <i>3</i> 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 BE INDICATED.

STATEMENT OF

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

TAKEN AT

Winnonville

DATED

20060317

9. STATEMENT (Continued)

Q: Was the local national exhibiting hostile intent toward Coalition Forces? If so, what was he doing that appeared to be hostile?

The person appeared to be evading us, from which appeared to look as placing an IED or being the trigger man for the possible IED we were call. The individual also was peaking on us as we approach the intersection.

Q: Did you think the local national was going to commit a hostile act? If so, what did you think he was going to do?

Basically I think he could be the trigger man for the IED, or we basically could him on the act of placing one.

Q: Do you understand the Rules of Engagement?

yes.

Q: Did you follow the Rules of Engagement? If so, explain how.

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

(b)(2)High

Q: Did you shoot for the local national to stop?

A: Yes, stop or we shoot in Arabic.

Q: Did you fire a ~~warning~~ demonstration shot? how many?

A: At the wall, at least two

Q: Did you fire a disabling shot? how many?

A: At least one round hit him in the back.

INITIALS OF PERSON MAKING STATEMENT

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

PAGE

2 OF 3

PAGES

STATEMENT OF

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

TAKEN AT

FOB UNION III

DATED

13 MARCH

9. STATEMENT (Continued)

Q: Did SGT (b)(3)(b)(6) tell you to fire?

A: SGT (b)(3)(b)(6) fired a couple of warning shots trying to get him to stop. That's after that is when I fired into the wall trying to get him to stop. That's when he said (SGT (b)(3)(b)(6) stop him. Apparently we hit him at the same time after that.

Q: Did you or anyone on your vehicle talk to locals on the scene?

A: ~~I never went back to that area, I stayed.~~  
No, we tried to talk to a guy that operated a generator, but we couldn't get anything from him.

NOTHING FOLLOWS

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

AFFIDAVIT

WHICH BEGINS ON PAGE 1, AND ENDS ON PAGE 3. I FULLY UNDERSTAND THE CONTENTS OF THIS STATEMENT AND HAVE MADE THIS STATEMENT FREELY WITHOUT HOPE OF BENEFIT OR REWARD, WITHOUT THREAT OF PUNISHMENT, AND WITHOUT UNLAWFUL INDUCEMENT.

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

(Signature of Person Making Statement)

WITNESSES:

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 13 day of MARCH, 2006 at \_\_\_\_\_

\_\_\_\_\_  
\_\_\_\_\_  
ORGANIZATION OR ADDRESS

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

(Signature of Person Administering Oath)

\_\_\_\_\_  
\_\_\_\_\_  
ORGANIZATION OR ADDRESS

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

(Typed Name of Person Administering Oath)

\_\_\_\_\_  
\_\_\_\_\_  
ORGANIZATION OR ADDRESS

Commissioned officer

(Authority To Administer Oaths)

INITIALS OF PERSON MAKING STATEMENT

**SWORN STATEMENT**

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1. LOCATION <i>FOB UNION II</i>	2. DATE (YYYYMMDD) <i>20060313</i>	3. TIME <i>1722</i>	4. FILE NUMBER
5. LAST NAME FIRST NAME MIDDLE NAME <i>(b)(3)(b)(6)</i>	6. SSN <i>(b)(3)(b)(6)</i>	7. GRADE/STATUS <i>E4</i>	
8. ORGANIZATION OR ADDRESS			

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

Q: Did you see something in the local nationals hand? *Yes*

Q: If so, what did the object look like and what did you think it was?  
*It was long and white, possibly a stick or tube. I thought he was possibly a sheep herder and had one of those sticks in his hand till he tried to hide it from me.*

Q: Did he have the object in his hands when he came out from behind the corner? (The second time when he started to run.) *Yes*

Q: If so, what was he doing with the object?  
*trying to tuck it behind his body so I wouldn't see it.*  
 Q: Do you know what he did with the object?  
 A: No. I saw him start running with it but didn't see him throw it.

10. EXHIBIT <i>F</i>	11. INITIALS OF PERSON MAKING STATEMENT <i>(b)(3)(b)(6)</i>	PAGE 1 OF <i>3</i> PAGES
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STATEMENT OF

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

TAKEN AT

FOB UN12.116

DATED

13 MAR 06

9. STATEMENT (Continued)

Q: Was the local national exhibiting hostile intent toward Coalition Forces? If so, what was he doing that appeared to be hostile?

Yes. Due to the fact that we were responding to a possible IED, and that he was trying to hide something from us, and that he began to run when asked to stop.

Q: Did you think the local national was going to commit a hostile act? If so, what did you think he was going to do?

I thought he was trying to do something before we spotted him and that he panicked and was trying to flee the area.

Q: Do you understand the Rules of Engagement?

yes

Q: Did you follow the Rules of Engagement? If so, explain how.

Yes.

(b)(2)High

(b)(2)High

Q: ~~What~~ What type of shots were you firing?

A: Warning shots.

Q: Do you know where they landed?

A: High left first, then into ground right.

INITIALS OF PERSON MAKING STATEMENT

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

PAGE 2 OF 2 PAGES

STATEMENT OF

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

TAKEN AT

FBI WINDY III

DATED

13 MAR 06

9. STATEMENT (Continued)

[Large area crossed out with a large X]

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

AFFIDAVIT

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

WITNESSES:

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 13 day of March, 2006 at FBI WINDY III

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
ORGANIZATION OR ADDRESS

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

(Signature of Person Administering Oath)

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
ORGANIZATION OR ADDRESS

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

(Typed Name of Person Administering Oath)

Commissioned Officer  
(Authority To Administer Oaths)

INITIALS OF PERSON MAKING STATEMENT

PAGE 3 OF 3 PAGES

SWORN STATEMENT

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1. LOCATION: UNION III
2. DATE (YYYYMMDD): 20060313
3. TIME: 1115
4. FILE NUMBER:
5. (b)(3)(b)(6)
6. SSN: (b)(3)(b)(6)
7. GRADE/STATUS: E4
8. ORGANIZATION OR ADDRESS: A Top 8-10 Cav
9. (b)(3)(b)(6)

WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH:

On March 11th we were out on a night patrol. At about (b)(2)High we received a call to go check out a possible PED. Being that we were the trail vehicle and I was traversed to the rear, I'm really not sure as to where we were. All I know is our vehicle broke off from the other 2 vehicles to search from an adjacent route. When we broke off I traversed to the front and saw a guy standing on a corner. I alerted my crew and watched him duck back out of our view. We continued up to his position at the corner. About the time we got there he came out and began to walk back up the street we had just came down. I shined my spotlight on him and told him to "oggoff" or stop. I noticed that he had some thing long and white like a stick or pipe that he seemed to be trying to hide from my view. I again yelled "oggoff to Aramine" (spelling may be off I just know how to say it)

10. EXHIBIT: G
PERSON MAKING STATEMENT: (b)(3)(b)(6)
PAGE 1 OF 3 PAGES

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STATEMENT OF

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

TAKEN AT

FOB UNIDN III

DATED

13 MAR 06

## 9. STATEMENT (Continued)

At this point he took off at a flat sprint. My TC and Driver had already dismounted and they were screaming at him as well.

At this point my TC began to fire his first warning shots into the wall to the left of the man. I didn't see part of the next few seconds because I was trying to get my rifle up and still maintain my spot light on the man as he ran. I managed to get my rifle and fired (b)(2)High shots but quickly realized that firing with 1 hand was more dangerous than it was worth so I just held the light so my crew could hear alarm shots. After the man was down I did (b)(2)High and noticed what looked

like an artillery round on the ground beside us.

We moved about 100 meters from the area and cordoned it off. My crew stayed dismounted to check out the area and set up our TGP as I began to call

the situation up. Shortly after we lost comms on our vehicle due to a power issue. Since I was

in the gun I didn't hear too much after that. I know Rough Rider 6 and a few others showed up.

I was told that the OXO I saw was dd and empty.

And some where around (b)(2)High the R.P.'s showed up to collect the body at which point we cleared the area.

INITIALS OF PERSON MAKING STATEMENT

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

PAGE 2 OF 3 PAGES

STATEMENT OF

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

TAKEN AT

F08 UNION III

DATED

13 MAR 06

9. STATEMENT (Continued)

[Large area crossed out with a large X]

AFFIDAVIT

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

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.

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

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 13 day of March, 2006 at F08 UNION III

WITNESSES:

\_\_\_\_\_  
\_\_\_\_\_  
ORGANIZATION OR ADDRESS

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

\_\_\_\_\_  
\_\_\_\_\_  
ORGANIZATION OR ADDRESS

(b)(3)(b)(6)  
(Typed Name of Person Administering Oath)  
Commissioned officer  
(Authority To Administer Oaths)

INITIALS OF PERSON MAKING STATEMENT

PAGE OF PAGES

SWORN STATEMENT

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1. LOCATION: FOR UNION III
2. DATE (YYYYMMDD): 2006 0313
3. TIME: 1115
4. FILE NUMBER:
5. LAST NAME FIRST NAME MIDDLE NAME: (b)(3)(b)(6)
6. SSN: (b)(3)(b)(6)
7. GRADE/STATUS: E-4
8. ORIGINATOR OF ADDRESS: HHT 8/10 Cav

9. I, (b)(3)(b)(6), WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH: on the night of the 11th of March 2006, I was the acting medic on patrol with Alpha's 1st Platoon alpha section. We were on patrol from (b)(2)High to (b)(2)High. When we were in the vicinity of Caval road we got the call to check out some "suspicious mounds of dirt" within a 6-digit grid. When we were close to the grid we realized a loop in the roads and vehicles 92 and I went to the left and our vehicle went right so we could meet up and simultaneously check the only roads in that grid. We were in sight of each other until a building blocked our view. As we were coming down a straight road with a concrete wall down the passenger side of us, we saw a local national pop out around a corner and upon seeing us he jumped back. This was about (b)(2)High meters ahead. We rolled up slow not too concerned about and planned to see what he was upto when we hit the corner Sgt (b)(3)(b)(6) positioned our spotlight so that it would be on him as we rounded the corner. The minute the front of our vehicle was at the corner and we saw him for about a second he took off sprinting back the way we came. As soon as he took his first step our Gunner SPC (b)(3)(b)(6) was screaming at him in arabic to halt. Then Sgt (b)(3)(b)(6) and our driver SPC (b)(3)(b)(6) jumped out of the UVA and Sgt (b)(3)(b)(6) was screaming to halt and pointing his weapon down the road. I watched from the rear window because if I had opened my door I would have hit Sgt (b)(3)(b)(6). After yelling several times Sgt (b)(3)(b)(6) fired warning shots into the concrete wall to the left of the

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

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