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DEPARTMENT OF THE ARMY
HEADQUARTERS, MULTI-NATIONAL DIVISION-BAGHDAD
CAMP LIBERTY, IRAQ APO AE 09344

REPLY TO
ATTENTION OF:

January 14, 2007

Commanding General

(b)(6) Oscar

Dear (b)(6) Oscar :

On behalf of Multi-National Division - Baghdad, please accept my deepest sympathy for the loss of your father-in-law, (b)(6) Mr. Alpha

I have received a copy of the letter you sent to President Bush. An officer has been appointed to investigate what happened during military operations that affected your family on December 24 and 25 and subsequently at the medical facility. Once the investigation is complete, this command will consider the appropriate action to address your concerns.

Please know that my thoughts and prayers are with you and your family as you mourn your loved one's passing.

Sincerely,

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

Joseph F. Fil, Jr.
Major General, US Army
Commanding

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EXSUM

(b)(2)High

(b)(6) Oscar

WHO: C Co, 2-12 IN
WHAT: EOF
WHEN: 25 December 2006
WHERE: (b)(6)

(b)(2)High

SUMMARY OF FACTS

(b)(6), (b)(2)High Foxtro received a tip from (b)(2)High and passed the tip to LTC (b)(3), (b)(6) Golf 2-12 IN BN Cdr. (b)(3), (b)(6) White The tip stated that a Kurdish individual was being held hostage in (b)(6) LTC (3), (b)(6) assigned the mission to C Co because the house was in their AO. They conducted the mission at 0100 on 25 December 2006. They did a forced entry into (b)(6) but did not find a kidnapped victim in the house. The company commander, CPT (b)(3), (b)(6) Hotel who was also on the scene, made the decision to forcibly enter (b)(6) based on the (b)(2)High (b)(2)High SGT (3), (b)(6) E was the first one in the house. He observed a hand holding a revolver and part of a face. The revolver cycled three times without firing. When SGT (3), (b)(6) E had PID, he fired seven rounds from his (b)(2)High He proceeded into the house and found (b)(6) Mr. Alpha sitting on the couch with a .38 on the floor next to him. Mr. A had a wound to his jaw. SPC (b)(6) Mid the medic, applied first aid. He stabilized him and moved him to be transported to the Combat Support Hospital (CSH). ILT (b)(6) the platoon leader, visited Mr. P's wife and gave her contact information for her husband and his medical status. CPT (b)(3), (b)(6) Hotel has visited (b)(6) Mr. Alpha's wife twice since incident.

TIP: Kurdish kidnap victim at Specific Grid.

Says he understood when heard terrorist state

self did that

(b)(2)High

(b)(2)High

Illegible Text, Nonresponsive

IO's FINDINGS

SGT (3), (b)(6) E's reaction was reasonable and in accordance with the rules of engagement.

Room clearing is addressed in detail in the 2-12 Infantry Battalion TACSOP.

The entering of (b)(6) was not a hasty decision.

in door next to stairs

Illegible Text, Nonresponsive

IO's RECOMMENDATIONS

Illegible Text, Nonresponsive

(b)(5), (b)(2)High

(b)(5), (b)(2)High

EOF (SGT (3), (b)(6) E, C GO 2-12 IN, 2-1 CD, 25 DEC 06

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

2807 CDYK DEEP
autho-
1000
1000

Approve
Approve both
Recommendations
2 a 7 b (all)

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(b)(3)(b)(6) MAJ 1CD OSJA Chief Admin Law

From: (b)(3)(b)(6) LTC 1CD SJA
Sent: Tuesday, January 30, 2007 1:49 AM
To: (b)(3)(b)(6) MAJ 1CD OSJA Chief Admin Law; (b)(3), (b)(6) Bravo
 MAJ
Subject: (U) ~~FW: (b)(6) Mr. Alpha Pt ID 100-01-4021 (SECRET)~~ UNCLASSIFIED
Categories: ~~CONFIDENTIAL, FOR OFFICIAL USE ONLY~~ UNCLASSIFIED
Classification Caveat: ~~FOR OFFICIAL USE ONLY~~
Classification Classification: ~~CONFIDENTIAL~~ UNCLASSIFIED

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Classification: ~~CONFIDENTIAL//FOR OFFICIAL USE ONLY~~

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

Thank you. This should be enough.

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

Please include in the investigation hen I get it back after you meet with the DCG-M.

Thanks.

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

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

LTC, JA
 Staff Judge Advocate
 1st Cavalry Division
 Multi-National Division Baghdad
 VOIP: 242-4770
 DSN: 318-847-1850

(b)(3)(b)(6), (b)(2)High

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From: (b)(3)(b)(6) Bravo D MAJ [mailto:(b)(3)(b)(6)]
Sent: Monday, January 29, 2007 4:30 PM
To: (b)(3)(b)(6) LTC 1CD SJA
Cc: (b)(3)(b)(6) Delta COL; (b)(3)(b)(6) LTC 1CD SJA Deputy Staff Judge Advocate; (b)(3)(b)(6) MAJ 1CD OSJA Chief Admin Law UNCLASSIFIED
Subject: FW: (b)(3)(b)(6) Mr. Alpha Pt ID 100-01-4021 (SECRET)

Classification: ~~SECRET~~ UNCLASSIFIED

Caveats: NONE

Ma'am,

The last question we needed to respond to from your previous email was, "What was the cause of death for the

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gentleman (e.g., DOW or heart attack or other)?" We do not have that information because he was transferred to an Iraqi Hospital on 28 December 2006. The Brigade Surgeon tracked the information down for us from the CSH; it is indicated below. Please let me know if you need any additional information from us.

Also, we have not yet paid the condolence payments because we are waiting to hear from Division as to whether or not they want to pay more and/or have someone else deliver the payment to the family. Please advise if we should proceed with the payment.

Vr,

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

MAJ (b)(3)(b)(6) Bravo
 2BCT, 1CD Brigade Judge Advocate
 FOB Prosperity
 VOIP 678-7069
 DSN 318-848-7143
 SIPR
 NIPR (b)(3), b(6), (b)(2) High
 http://

From: (b)(3)(b)(6) MAJ
Sent: Monday, January 29, 2007 4:06 PM
To: (b)(3)(b)(6) Bravo D MAJ; (b)(3)(b)(6) Charlie MAJ
Subject: (b)(6) Mr. Alpha Pt ID 100-01-4021 (UNCLASSIFIED)

Classification: UNCLASSIFIED

Caveats: NONE

(b)(3)(b)(6) Charlie/ Bravo

Here is what I found on Mr. (b)(6) Mr. Alph

He presented to the CSH on 25 December 2006 as a 70 year old male with a GSW to the face/Jaw. Exam and x-rays revealed a fracture of the anterior portion of the mandible with significant bone and soft tissue loss and a right apical pneumothorax. He had a heart attack while being treated in the ER but he was successfully resuscitated. His wounds were cleaned, he was intubated and moved to the intensive care unit in the CSH. Over the next few days he was treated at the CSH for his wounds and was taken to surgery for a tracheotomy, a feeding tube and facial debridement. He remained stable and in ICU and was subsequently transferred to Medical City on 28 December 2006 at approximately 1605. He did not die at the CSH and all records indicate that he was transferred to an Iraqi facility. I hope this helps.

V/r

(b)(3)(b)(6) **MD, MAJ, MC**
2nd BCT Surgeon, 1st Cavalry Division
FOB Prosperity, Baghdad
 VOIP: 678-7034
 IRAQNA:0790-193-1718
 NIPR:
 SIPR: (b)(3)(b)(6)

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Caveats: NONE

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Classification: ~~SECRET~~

Caveats: NONE

Pages 6 through 7 redacted for the following reasons:

DOCUMENT PREVIOUSLY REDACTED

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AFVA-2BCT-15 BSB-XO

SUBJECT: Conversations between Investigating Officer and CPT (b)(3)(b)(6) Hotel and MAJ

(b)(3)(b)(6) Purple Executive Officer, 2-12 Infantry Battalion

ii. ***If so, why did he wait till the guy fired three times before he fired?*** SGT (b)(3)(b)(6) Ech wanted to positively identify that it was a weapon prior to firing. He also had a momentary hesitation reviewing the rules of engagement in his mind prior to firing.

PID. b/f
funt

4. POC for the memorandum is the undersigned at VOIP 678-7067 or SIPR

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

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

MAJ, OD
Investigating Officer

I fully understand the contents of the entire memorandum above. The statements are true. I have made the statements freely without hope of benefit or reward, without threat of punishment, and without coercion, unlawful influence, or unlawful inducement.

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