

EXECUTIVE SUMMARY

WHO: 3/D/2-12 IN, 4/1 ID
WHAT: Engagement of LNs
WHEN: 28 Jun 07
WHERE: (b)(2)High
CONDOLENCE PAYMENT: (b)(5)

1. Summary of Events.

On 28 Jun 07, a deep-buried IED at the corner of (b)(2)High s in (b)(2)High killed five US Soldiers and wounded several Iraqi civilians. That night, 3/D/2-12 IN was on patrol in (b)(2)High ny AIF activity. At approximately 2300, the patrol observed three young Iraqi men on (b)(2)High near the site of the IED blast. One man was digging on the side of the road while the other two men apparently were acting as lookouts. The patrol leader perceived the digging as a hostile act, and the patrol engaged the three men.

When the patrol arrived at the site of the engagement, the family of one of the three men brought him outside. The unit medic treated him for a gunshot to the neck and arranged for him to be evacuated to the 28th CSH. Local residents reported that a second man injured in the engagement had been taken to a nearby Iraqi Army checkpoint. The patrol went to this checkpoint and learned that IA troops had already evacuated the injured man to a hospital with a gunshot wound to the jaw. This man, (b)(6) died en route. The status of the third man in the group remains unknown. The D/2-12 IN commander stated that the family of the man who was shot in the neck asserted that their son was digging on the side of the road—after curfew, with two lookouts—to improve his garden.

2. Findings. The IO found that the actions of the three men—digging on the side of a road after curfew in an IED hot spot—amounted to hostile act and intent. The IO concluded that the patrol's engagement complied with the Rules of Engagement.

3. Recommendations. The IO recommended that:

(b)(5)

4. Bn Commander and the BCT Commander recommended

(b)(5)

(b)(5)