

## EXECUTIVE SUMMARY

WHO: 1/D/1-5 CAV

WHAT: Local (b)(6) Combat Operations

WHERE: VIC (b)(6)

WHEN: o/a 30

CONDOLENCE PAYMENT: Not paid but recommended by IO

### 1. Summary Of Events.

On 30 June 2007, a squad from 1 (b)(2)High CAV occupied an observation post (OP) at (b)(2)High on (b)(2)High, a (b)(2)High hot spot at that time. The squad's mission was to conduct terrain denial from 2000 – 2400.

At 2300, a tank platoon turned east onto (b)(2)High and moved past (b)(6). After a few minutes, the squad observed (b)(6) look east towards the moving tank platoon. (b)(6) returned to (b)(6) but (b)(6) was on the east side at 2310 which is past the 2200 curfew in Baghdad. (b)(3),(b)(6) (b)(6) weapon approximately (b)(2)High meters east of the OP's position. Using (b)(2)High, SGT (b)(3),(b)(6) confirmed that (b)(6) was holding an AK-47. SGT (b)(3), authorized SGT (b)(3),(b)(6) to engage and he (b)(6) the shot striking (b)(6) in the chest.

Though wounded, (b)(6) moved himself up the driveway to the gate of (b)(6). His family dragged him into the courtyard. T (b)(3),(b)(6) found a loaded AK-47 with two magazines in the courtyard near (b)(6). The squad's medic, SPC (b)(3),(b)(6), administered first aid to (b)(6) and SPC (b)(3),(b)(6) PFC (b)(3),(b)(6) PFC (b)(3),(b)(6) and SPC (b)(3),(b)(6) proceeded to clear and search (b)(6) home. SPC (b)(3),(b)(6) found a shotgun behind a dresser and shotgun ammunition in a foot locker. (b)(6) was transported to Riva Ridge Medical Center.

At 010011 July 07, (b)(6) arrived at Riva Ridge Medical Center where he was stabilized for MEDEVAC transport to Camp Cropper. (b)(6) status changed, however, from stable to critical by the time he arrived at the TF 31 Combat Service Hospital (CSH) at 0130. At 0145, LTC (b)(3),(b)(6) performed a thoracotomy on (b)(6) and cross-clamped the aorta after his heart stopped. Because of the severity of his injuries, however, (b)(6) died at 0215. Notification to the family was delayed because (b)(6) name was not noted in his CSH medical records and his body could only be tracked with a patient identification code. The squad returned to (b)(6) on a later patrol with a photo of (b)(6) in order to confirm his name and that he lived there.

### 2. Findings (summarized). The IO determined that:

- (a) the (b)(2)High team's actions complied with the ROE because they reasonably perceived hostile intent from (b)(6) who was outside past curfew in a Tier 1 hot spot, holding a weapon, and acting suspiciously;
- (b) a loaded AK-47 was found near (b)(6) in the courtyard of (b)(6)
- (c) (b)(6) received the best medical care available; and
- (d) the Soldiers did not steal or destroy personal possessions or property in the home.

### 3. Recommendations. The IO recommends that:

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

(b)(6)

(b)(6)