



REPLY TO
ATTENTION OF:

DEPARTMENT OF THE ARMY
HEADQUARTERS
1ST TRYKER BRIGADE COMBAT TEAM
25TH INFANTRY DIVISION
FOB WARHORSE, IRAQ
APO AE 09336

APVR-SB-JA

MEMORANDUM FOR RECORD

SUBJECT: Condolence Claim 07-3/1-0774

1. RECIPIENT: (b)(6)
2. DATE OF INCIDENT: 14 July 2007
3. INCIDENT LOCATION: Shefta Village
4. DESCRIPTION: Claimant's son killed by Coalition Forces.
5. PAYMENT AMOUNT: \$2,500.00
6. POINT OF CONTACT: MAJ (b)(3)(b)(6), Brigade Judge Advocate at
(b)(3)(b)(6) @arcticwolves.army.mil.

I concur with the payment.

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

CPT, JA
Claims Judge Advocate

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

COL, IN
1/25 SBCT Commander

CENTCOM 007826



REPLY TO
ATTENTION OF:

DEPARTMENT OF THE ARMY
HEADQUARTERS, 2D STRYKER CAVALRY REGIMENT
FOB WARHORSE, IRAQ
APO AE 09336

AFZH-BA-JA

30 May 2008

MEMORANDUM FOR RECORD

SUBJECT: Condolence Claim #07-3/1-0774 for Death

1. RECIPIENT: (b)(6)
2. DATE OF INCIDENT: 14 July 2007
3. INCIDENT LOCATION: Shefta Village
4. DESCRIPTION: Claimant's son killed by Coalition Forces.
5. PAYMENT AMOUNT: \$2,500.00
6. POINT OF CONTACT: CPT (b)(3)(b)(6) Regiment Judge Advocate at
(b)(3)(b)(6) @us.army.mil.

I concur with the payment.

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

Claims Judge Advocate

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

for
COL, IN
Commanding

DEPARTMENT OF THE ARMY
3d HEAVY BRIGADE COMBAT TEAM
1st CAVALRY DIVISION, TASK FORCE LIGHTNING
FORWARD OPERATING BASE WARHORSE, APO AE 09336

AFVA-3B-JA

14 October 2007

MEMORANDUM FOR Commander, 3d Heavy Brigade Combat Team, 1st Cavalry Division,
Forward Operating Base Warhorse, Iraq, APO AE 09336

SUBJECT: Commander's Emergency Response Program (CERP) Payment - Condolence Payment

1. On 14 July 2007, during Operation Arrowhead Ripper, the claimant and her family were sleeping on their roof. CF AWT engaged a target in the claimant's neighborhood. The claimant's son ran down to see what was happening when CF AWT engaged again and killed the claimant's son,

(b)(6)

2. I recommend
of her son.

(b)(6)

be paid a condolence payment of \$2,500 for the death

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

CPT, JA
Operational Law Judge Advocate

This request is:

___ (b)(3)(b)(6) ___ Approved.

___ Disapproved.

___ Approved for a different amount \$ _____.

Comments: _____

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

COL, IN
Commanding

CENTCOM 007828



DEPARTMENT OF THE ARMY
3D HEAVY BRIGADE COMBAT TEAM
1ST CAVALRY DIVISION, TASK FORCE LIGHTNING
FORWARD OPERATING BASE WARHORSE, APO AE 09336

REPLY TO
ATTENTION OF:

AFBA-3B-JA

14 October 2007

MEMORANDUM FOR RECORD

SUBJECT: Foreign Claims Investigation (b)(6)

1. **Identifying Data**

- a. Claimant: (b)(6)
- b. Date, time and place of incident: 14 Jul 07, Shifta, Iraq.
- c. Amount of claim / date request filed: \$20,000.00 / 06 Oct 07.
- d. Description of claim: Property damage.

2. **Jurisdiction.** This request is presented for consideration under the provisions of the Foreign Claims Act, 10 U.S.C. Section 2734, as implemented by Chapter 4, Air Force Instruction 51-501. This claim was filed in a timely manner.

3. **Facts.** The claimant alleges on 14 July 2007, CF AWT engaged a target in the Shifta neighborhood. The claimant's son went down to see what was going on. CF AWT engaged again. As a result of the engagement, the claimant's son, (b)(6) was killed.

4. **Legal Analysis.** CF were engaged in combat operations when the claimant's son was killed.

5. **Damages.** The claimant's son was killed.

6. **Recommendation.** That the claim be denied under the FCA due to the combat exclusion.

7. POC for this memorandum is the undersigned at (b)(2)High or CPT (b)(3)(b)(6) at (b)(3)(b)(6) @3hbct.army.smil.mil

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

CPT, JA
Foreign Claims Commissioner

CENTCOM 007829

By the name of God,

To whom it may concern :

My name is (b)(6) am a mother of (b)(6) boys and (b)(6) daughters, we lived together in the same house in Shefta village ,we were lived in safe and we were satisfy with our share from this hard life, till this ominous day that we face when the American force attack us wrongly and kill my son ,

At 14th of July-2007 we was sleeping upstairs in our home in Shefta village me and my husband and my boys with my daughters . Around 3:00Am when we were sleeping we hear a sever gun shots so we become scared so we runaway downstairs inside our home then we hear scream of women asking for help she was our neighbor she was crying and shouting so my son runs to see what happened to this lady after few seconds I hear another several gun shots after few minutes this event followed by attack of air force I cant believed what happened and why those Helicopter attack us we are civilian and we didn't do any think wrong I was so

scare , after more than one hour I discovered that my son has been murder by this mission , then the men in our village come to help our family so they bring him to Ba'quba general hospital ,

At the same day at 9:00 Am the American army come and met with the chief of our tribe (b)(6) they told us that they are so sorry for this unintentional mistake and we are ready to compensate us,

Now am living with my sick husband and small kids with out breadwinner, I don't know what's my or my family guilty to bear all this harm from this mistake.

Signature (b)(6)

Name: (b)(6)

Pages 7 through 8 redacted for the following reasons:

Foreign Language Text, (b)(6)

Evidence for the death
No. (b)(6)
Date: 14th -July -2007.

Republic of Iraq
Ministry of health

Name of dead: (b)(6)

Sex: Male

Nationality: Iraqi

Job: (b)(6)

Marital state: Single

Date of birth: (b)(6)

Cause of death:

- 1- Ruptures and destroy of the internal organs of the chest and abdomen,
- 2- Multiple fractures in the skull due to the bullet injury.

Page 10 redacted for the following reason:

Foreign Language Text, (b)(6)

By the Name of Allah.

In the morning, Mr. (b)(6) came to police station. His work is (b)(6) He want to inform that the American forces bomb shefta village in the 3 am and the killed so many peoples from this village

In the 3 am I heard several guns shots after that the American air force attack our village with bomb .due to this bomb they killed five persons and injured three from our village. After that the ambulance came and takes the injured to the hospital to take the treatment

Signature:

(b)(6)

Name:

(b)(6)

Page 12 redacted for the following reason:

Foreign Language Text, (b)(6)

By the Name of Allah.

In the morning, Mr. (b)(6) came to police station. His work is police man. He want to inform that the American forces bomb shefta village in the 3 am and the killed so many peoples from this village In the 3 am I heard several guns shots after that the American air force attack our village with bomb .due to this bomb they killed five persons and injured three from our village. After that the ambulance came and takes the injured to the hospital to take the treatment

Signature:

(b)(6)

Name:

(b)(6)

Page 14 redacted for the following reason:

Foreign Language Text, (b)(6)