

U.S. GOVERNMENT  
PURCHASE ORDER-INVOICE-VOUCHER

DATE OF ORDER <b>12-Oct-07</b>		ORDER NO.	(b)(2)High
PRINT NAME AND ADDRESS OF SELLER (Number, Street, and State)*			
P A Y E E  (b)(6) Kirkuk, Iraq			
Furnish Supplies or Services to (Name and Address)			
<b>COMMANDERS CONDOLANCE FUND                      1BCT    X    7008</b>			
SUPPLIES OR SERVICES		QTY	UNIT PRICE
Condolance Payment		1 EA.	\$2,500.00
			AMOUNT
			\$2,500.00
AGENCY NAME AND BILLING ADDRESS*		TOTAL	\$2,500.00
P 15th Finance		DISCOUNT TERMS	
A F Detachment, FOB Warrior		.....0.0%	
Y Kirkuk, Iraq		Net 30 ..... DAYS	
O APO AE 09335		DATE INVOICE RECEIVED	12-Oct-07
ORDERED BY (Signature and Title)			
PPO: 1LT                      (b)(3),(b)(6)			
PURPOSE AND ACCOUNTING DATA			
(b)(2)High			
<i>sign below for over-the-counter deliver of items</i>			
Received by			
<b>Witness:</b> (b)(3),(b)(6)			
TITLE:		E	
		12-Oct-07	
<i>Please read instruction on Copy 2</i>			
PAYMENT RECEIVED		PAYMENT REQUESTED	
\$2,500.00		\$2,500.00	
<b>NO FURTHER INVOICE NEED BE SUBMITTED</b>			
Seller:			
(b)(6)		12-Oct-07	
Signature		Today's date	
I certify that this account is correct and proper for payment in the amount of		DIFFERENCES	
\$2,500.00			
(b)(3),(b)(6)		ACCOUNT VERIFIED	
PA: 1LT                      (b)(3)(b)(6)		CORRECT FOR	
Authorized certifying officer		BY	
PAID BY	CASH	DATE PAID	VOUCHER NO
OR.		12-Oct-07	

\* PLEASE INCLUDE ZIP CODE

1. SELLER'S INVOICE  
(See instructions on Copy 2)

STANDARD FORM 44A (Rev. 10-83)  
PRESCRIBED BY GSA  
FAR (48 CFR) 53.213 (c)

**DEPARTMENT OF THE ARMY**  
1st Infantry Brigade Combat Team Command Judge Advocate  
1st Infantry Brigade Combat Team  
FOB Warrior, Kirkuk, Iraq, APO AE 09338

AFZS-LI-Z

15  
13 October 2007

MEMORANDUM FOR Commander, 1st Brigade Combat Team, 10th Mountain Division (Light Infantry), FOB Warrior, Iraq, APO AE 09338

SUBJECT: 1st BCT CERP CONDOLENCE FUND

1. The purpose of this memorandum is to request a condolence payment be made to (b)(6) using the 1st BCT, 10th MTN DIV (LI) CERP Condolence Fund for the death of his son, (b)(6) On 120730OCT07, (b)(6) claims that his son was shot by Coalition Forces while they engaged unknown enemy forces that had detonated an Improvised Explosive Device. (b)(6) was killed during this incident.

2. Description of how these monies will support the 1st BCT, 10th MTN DIV (LI) Commander's intent and spending priorities for CERP funds: This payment will support the strong relationship the 1st BCT has with the local populace by expressing our regret for the death of (b)(6) son.

3. List the specific items or services requested in the table below:

#	Items to be purchased or service rendered	Unit Price	Quantity	Total Price
1	Payment for death	\$2,500.00	1	\$2,500.00
	<b>Total:</b>			\$2,500.00

4. The transaction will be completed at one time with one payment.

5. POC for this action is CPT (b)(3),(b)(6) VOIP (b)(3),(b)(6), (b)(2)High

This condolence payment is legally sufficient / ~~insufficient~~

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

CPT, JA  
Foreign Claims Commissioner

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

I approve / disapprove this condolence payment.

COL, IN  
Commanding

CENTCOM 007771

CERP CONDOLENCE PAYMENT WORKSHEET

**TYPE OF OPCA PROJECT:** Regional Level Quick Impact Fund

**MILITARY UNIT COORDINATING PROJECT:** HHC, 1BCT, 10<sup>th</sup> MTN DIV, Judge Advocate

**MILITARY UNIT CONTACT INFO FOR PROJECT**

**NAME:** CPT (b)(3),(b)(6)  
**PHONE:** VOIP  
**NIPR EMAIL:** (b)(3),(b)(6), (b)(2)High

**NAME THE PROJECT:** CERP Condolence Fund Payment to (b)(6)  
the father of (b)(6) for his son's death.

**PROJECT LOCATION:** Kirkuk, Iraq

**PROJECT DESCRIPTION:** Condolence Payment to (b)(6)

**DESCRIBE DIRECT BENEFIT TO IRAQI POPULATION:** Condolence payments are designed to promote and maintain friendly relationships with local nationals. A condolence payment is intended to express sympathy for death, injury, or property damage caused by U.S. or Coalition Forces during combat activity. It is not an admission of guilt.

**COST (U.S. Dollars) AND JUSTIFICATION:** \$2,500.00. On 120730OCT07, (b)(6)  
(b)(6) claims that his son was shot by coalition forces while they engaged unknown  
enemy forces that had detonated an Improvised Explosive Device. (b)(6) was killed during  
this incident.

**NAME AND POSITION OF IRAQI WHO WILL ASSUME RESPONSIBILITY FOR THE COMPLETED PROJECT (Responsible Iraqi):** (b)(6)

**ESTIMATED NUMBER OF DAYS REQUIRED TO COMPLETE THIS PROJECT:** 1



DEPARTMENT OF THE ARMY  
1<sup>st</sup> Infantry Brigade Combat Team Command Judge Advocate  
1<sup>st</sup> Infantry Brigade Combat Team  
FOB Warrior, Kirkuk, Iraq, APO AE 09338

AFZS-LI-Z-JA

12 October 2007

MEMORANDUM OF OPINION

SUBJECT: Claim of (b)(6) 08-IH4-T009

1. Claimants name and address: (b)(6) Kirkuk, Iraq.
2. Incident date and place the incident occurred giving rise to the claim: Incident occurred on 12 October 2007 in Kirkuk, Iraq.
3. Amount of claim and filing date: Claimant filed a claim in the amount of \$1.00 on 12 October 2007.
4. Chapter the claim was considered under and a brief description of the incident or of the issues raised by the claimant on reconsideration: Foreign Claims Act and Chapter 10, AR 27-20; claim filed for property damage.
5. Facts:
  - a. (b)(6) claims that his son was shot by Coalition Forces while they engaged potential Unknown Enemy forces that had detonated an Improvised Explosive Device. Mr. (b)(6) was killed during this incident.
  - b. There were sworn statements, a story board, and pictures included in the submitted claim.
  - c. The incident was verified by the unit.
6. Opinion:
  - a. In order to form a basis for a claim under the FCA, the incident must occur outside of the United States and arise from either non-combat activities of the U.S. Armed Forces or by negligent or wrongful acts of military members or civilian employees of the Armed Forces.
  - b. There is insufficient evidence to suggest that this incident arose out of the negligence and/or wrongful acts of the United States Armed Forces. Any appeal must be submitted within 30 days.

CENTCOM 007773

AFZS-LI-Z-JA  
SUBJECT: Claim of

(b)(6)

08-IH4-T009

7. Action: This claim is not payable under the FCA for the above mentioned reasons. Consequently this claim for \$1.00 is denied.

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

CPT, JA  
Foreign Claims Commissioner

CENTCOM 007774