

FILE NUMBER <b>07-114-T014</b>	For use of this form, see AR 27--20: the proponent agency is the Office of The Judge Advocate General.	DATE <b>12 Mar 07</b>
DATE OF INCIDENT <b>25 Jul 06</b>	PLACE OF INCIDENT <b>Kirkuk, Iraq</b>	
<p>I hereby agree to accept the sum of <b>\$2,500.00</b> in full satisfaction and final settlement of all claims which I have or may have against the United States, its officers, agents, and employees, for all damages and injuries, if any, incurred by me</p> <p style="text-align: center;"><b>موافقة المدعي</b></p> <p style="text-align: center;">أني المدعي، أو أوافق بموجب القرار المذكور كان يكون تسوية أو حل وسط وأن يكون هذا القرار حاسمياً ونهائياً لي ولكل من يتوب عني وأن تكون هذه الموافقة ممنوحة كلياً مني أو من يتوب عني عن كل الدعاوى المرفوعة ضد الولايات المتحدة والعاملين لها وبغض النظر عن طبيعتها الآن وفيما بعد فيما يخص الجروح الجسدية والمادية المرئية وغير مرئية وحتى الوفاة الطبيعية وكذلك أية خروقات قانونية أو أي فعل أو إهمال أو نتيجة عن ذلك في علاوة على ذلك أو أوافق على التعويض عن الأضرار التي لحقتني ولا أحمل أية مسؤولية عن الولايات المتحدة والعاملين معها من موظفين أو مستخدمين للأضرار الجسدية والمادية وبضمنها الوفاة عن طرفة العنق أو الخطأ أو التقصير. الأفعال، أو اللامبالاة الناتجة عن ذلك.</p>		
TYPED OR PRINTED NAME OF CLAIMANT  <b>(b)(6)</b>	SIGNATURE OF CLAIMANT  <b>(b)(6)</b>	
PR	route, city, town or post office, county, state and zip code  <b>Kirkuk, Iraq</b>	

DA FORM 1666, 1 JUL 74

PREVIOUS EDITION OF THIS FORM  
WILL BE USED UNTIL EXHAUSTED.

CLAIMS SETTLEMENT AGREEMENT

USAPPC V1.00



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

APVG-ZZO-JA

17 February 2007

MEMORANDUM FOR Commander, 3<sup>rd</sup> Infantry Brigade Combat Team, 25<sup>th</sup> Infantry Division, FOB Warrior, Kirkuk, Iraq, APO AE 09338

SUBJECT: 3<sup>rd</sup> IBCT CERP DISCRETIONARY BULK FUND.

1. The purpose of this memorandum is for the use of the 3<sup>rd</sup> IBCT, 25<sup>th</sup> IN DIV CERP Discretionary Bulk Fund for a condolence payment to (b)(6) (b)(6) claims that on 25 July 2006, her husband was driving at a high rate of speed. CF used EOF procedures, and eventually fired disabling shots at the vehicle. One of the rounds hit the claimants husband, killing him. This incident is not a cognizable claim under the Foreign Claims Act (Chapter 10, AR 27-20) because the damages were incident to combat.

2. Description of how these monies will support the 3<sup>rd</sup> IBCT, 25<sup>th</sup> IN DIV Commander's intent and spending priorities for CERP funds: This payment will support the strong relationship the 3<sup>rd</sup> IBCT has with the local populace by expressing our regret for the damages.

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 Wrongful Death	\$2,500.00	1	\$2,500.00
<b>Total:</b>				\$2,500.00

4. The transaction can 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 @us.army.mil.

This claim is legally sufficient / insufficient

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

Foreign Claims Commissioner

I approve / disapprove this purchase.

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

MAJ, FA  
 Executive Officer

CENTCOM 008161

OFFICE OF THE COALITION PROVISIONAL AUTHORITY (OCPA)  
PROJECT WORKSHEET

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

**MILITARY UNIT COORDINATING PROJECT:** HHC, 3IBCT, 25<sup>th</sup> IN DIV, Judge Advocate

**MILITARY UNIT CONTACT INFO FOR PROJECT**

**NAME:** CPT (b)(3)(b)(6)

**PHONE:** VOIP (b)(2)High

**NIPR EMAIL:** (b)(3)(b)(6) @us.army.mil

**NAME THE PROJECT:** Condolence Payment for wrongful death to (b)(6)  
(reference Claim No. 07-I14-T014)

**PROJECT LOCATION:** Kirkuk, Iraq

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

**DESCRIBE DIRECT BENEFIT TO IRAQI POPULATION:** Condolence payments are cash payments to local nationals, or to their family members, who suffer death or injury or property damage caused by US forces in the performance of official duty. US forces make Condolence payments without reference to fault by either the local national or US forces, as an expression of sympathy and good will and in the best interest of the US Government.

**COST (U.S. Dollars) AND JUSTIFICATION:** \$2,500.00. (b)(6) **claims he was driving at a high rate of speed, CF used EOF procedures, and eventually fired disabling shots at the vehicle. One of the rounds hit the claimants husband, killing him. on 25 July 2006.**

(b)(6) does not have a cognizable claim under the Foreign Claims Act (Chapter 10, AR 27-20) because the damages were incident to combat.

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

(b)(6)

**ESTIMATED DAYS REQUIRED TO COMPLETE PROJECT:** 1