



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

REPLY TO
ATTENTION OF:

APVR-SB-JA

MEMORANDUM FOR RECORD

SUBJECT: Condolence Claim 08-4-2-0519

1. RECIPIENT: (b)(6)
2. DATE OF INCIDENT: 19 June 2007
3. INCIDENT LOCATION: Al Mafraq
4. DESCRIPTION: Coalition Forces killed claimant's son ((b)(6))
during an airstrike (roof collapsed).
5. PAYMENT AMOUNT: \$2,500.00
6. POINT OF CONTACT: MAJ (b)(3), (b)(6) Brigade Judge Advocate at
(b)(6), (b)(3), (b)(2)High

I concur with the payment.

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

CPT, JA
Claims Judge Advocate

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

COL, IN
1/25 SBCT Commander

CENTCOM 008949



DEPARTMENT OF THE ARMY
HEADQUARTERS, 4TH BRIGADE, 2D INFANTRY DIVISION
FOB WARHORSE, IRAQ APO AE 09336

REPLY TO
ATTENTION OF:

AFZH-SB-JA

MEMORANDUM FOR Commander, 4th Brigade, 2d Infantry Division, FOB Warhorse, Iraq,
APO AE 09336

SUBJECT: Fiscal Review of CERP Condolence Payment – 08-4-2-0519

1. Conclusion. I have conducted a legal review of the request to pay a CERP condolence payment to (b)(6) for the death of his family members. This request originally processed as a claim under the Foreign Claims Act (FCA); however, the U.S. Army denied the FCA claim because the damage resulted from a combat operation.

2. Condolence payments for Iraqi citizens are authorized for property damage caused by Coalition, US, and Iraqi Security Forces. Based on the documents submitted, including a claims card, there is some evidence suggesting US involvement in this incident. As such, you could make a finding that the property damage was caused by US Forces, and make a condolence payment to this individual within your discretion.

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

(b)(2)High, (b)(5) A condolence payment is a symbolic gesture to express sympathy and to provide urgently needed humanitarian relief to the individual Iraqis and the Iraqi people in general.

4. The point of contact for this memorandum is the undersigned at DSN (b)(2)High .

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

CPT, JA
Brigade Judge Advocate

CENTCOM 008950

In the name of God

Sir. The in charge of foreign claims commission in
Diyala , Esquire .

Dear sir :

At 3:40 PM, 19 June 2007 the CF began AlSaham act in Baquba

(b)(6) region, all my family inside the house, the CF bombed my neighbor's
house, resulted heavy damage in our house, falling parts of the house on my
four children , whom sleeping in one bedroom beside the house of my neighbor,
and killed all, as in below:

1. male
2. (b)(6) male
3. female
4. male

After few days the CF came to the house, picked up the photos,
when I can't transported the bodies to the hospital due to the bad secret
condition in the place at that time.

So I hope from your justice to help me as much as possible with
suitable compensation about lost my four children, as your justice consider
that hard damage & harm upon my family.

(b)(6)

With thank & respect

Claimant

(b)(6)

27 Feb. 2008

CENTCOM 008951

Evidence of the witness

(b)(6)

old, live in (b)(6)

(b)(6) region, after swears, said:

At 19 June 2007, the first day of (b)(6) act, 3:40 PM, I was sitting in my house located in (b)(6) region, suddenly a very big noise of explosion with dust occurred in the street, then I saw two attached houses, one completely destroyed the other one semi-completely, the first for my neighbor (b)(6), the who was injured his children name (b)(6) when his house was damaged with wrong-way, the real goal was his neighbor house, then transported the corpses of his died children to Balad hospital after 3-days due to the bad secret conditions at that time.

(b)(6)

This my evidence.

witness

(b)(6)

Evidence of the witness

(b)(6)

, (b)(6) years old, live in (b)(6)

(b)(6) region, after swears, said:

At 3:40 PM, 19 June 2007 AlSaham act began in Baqubah to cleanse it from the armed persons, we heard a heavy noise in our region, saw our neighbor's house (b)(6) bombed by the US forces, completely destroyed & killed his four children (b)(6) with injured them father, while its not the real goal

(b)(6)

This my evidence.

Page 5 redacted for the following reason:

Foreign Language Text(b)(6)