INFORMATION PAPER

AFZB-KC-JA 26 April 2006

Subject: RAKKASAN Rules of Engagement (RAKROE)—Organic Direct Fire Weapons

Reference.

ANN E (ROE) to OPORD 05-06 (Shareka)

(b)(2)High, (b)(1)1.4a, (b)(1)1.4g

7. POC is 3 BCT CJA at (b)(3),(b)(6) or VOIP (b)(2)

Pages 2 through 3 redacted for the following reasons:
- -
(b)(1)1.4c, (b)(2)High
(b)(1)1.4c, (b)(2)High, (b)(6)

EXHIBIT O 1 of 2

SWORN STATEMENT

For use of this form, see AR 190-45; the proponent agency is ODCSOPS

PRIVACY ACT STATEMENT

AUTHORITY: Title 10 USC Section 301; Title 5 USC Section 2951; E.O. 9397 dated November 22, 1943 (SSN).
PRINCIPAL PURPOSE: To provide commanders and law enforcement officials with means by which information may be accurately identified.
ROUTINE USES: Your social security number is used as an additional/alternate means of identification to facilitate filing and retrieval.
DISCLOSURE: Disclosure of your social security number is voluntary.

1. LOCATION	2. DATE (YYYYMMDD)	3. TIME	4. FILE NUMBER
Phone Interview	2006/06/07	1150D	

5. LAST NAME, FIRST NAME, MIDDLE NAME	6. SSN	7. GRADE/STATUS
(b)(3),(b)(6)	(b)(3),(b)(6)	CPT/O-3/RA

8. ORGANIZATION OR ADDRESS
C CO/3-187 IN, 3 BCT, 101ST ABN DIV (ASSLT)

9. I, (b)(3),(b)(6), WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH:

(b)(3),(b)(6)
(b)(1)1.4a, (b)(1)1.4c, (b)(2)High

1. Q: Did you find anything of (b)(2)High, (b)(6), (b)(1)1.4a, (b)(1)1.4c
(b)(2)High, (b)(1)1.4a

2. Q: (b)(2)High, (b)(6), (b)(1)1.4a, (b)(1)1.4c me he was engaged?
A: He was standing there looking at the window. He was not actively surrendering.

3.
A:
Q:
A:
(b)(1)1.4a, (b)(2)High

4. Q: Was there anything from the previous house(s) / objectives during the raid or from previous raids conducted in the same area that lead you to believe there was a hig (b)(2)High, (b)(6), (b)(1)1.4a, (b)(1)1.4c
(b)(2)High, (b)(1)1.4a, (b)(1)1.4c, (b)(6)

It was a well know fact that terrorists were using family members as shields as a (b)(2)High, (b)(6), (b)(1)1.4a, (b)(1)1.4c doing that very thing when we found him in the target house.

5. Q: Do you have anything else to add to this statement?
A: On Operation Iron Triangle we encountered human shields. On our initial objective we witnessed a man holding a baby in front of him walking out of a house and people carrying children (b)(2)High, (b)(1)1.4a, (b)(1)1.4c
(b)(1)1.4a, (b)(1)1.4c, (b)(2)High

10. EXHIBIT | 11. INITIALS OF (b)(3),(b)(6) MAKING STATEMENT | PAGE 1 OF 1 PAGES (b)(3),(b)(6)

ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT OF _____ TAKEN AT _____ DATED _____"

THE BOTTOM OF EACH ADDITIONAL PAGE MUST BEAR THE INITIALS OF THE PERSON MAKING THE STATEMENT, AND PAGE NUMBER MUST BE BE INDICATED.

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EXHIBIT O 2f2

STATEMENT OF CPT (b)(3),(b)(6) TAKEN AT Phone Interview DATED 2006/06/07

9. STATEMENT (Continued)

terrorists would use women and children as shields because they have no emotional attachment to them. Normally, when we raid houses or execute cordon and knocks, the males separate themselves from their families -- put themselves in front of their families. In (b)(2)High, (b)(6), (b)(1)1.4a, (b)(1)1.4c (b)(2)High, (b)(6), (b)(1)1.4a, (b)(1)1.4c case, they purposely integrated themselves with their families because they know that we do not engage non-combatants. Furthermore, going back to Iron Triangle, one man in particular was carrying around a child pressed against his chest. (b)(1)1.4a, (b)(1)1.4d

(b)(2)High, (b)(1)1.4a

c1) Continuation: the informant knew people by name when we showed him pictures of AIF we had already detained. He also knew why they had been detained, who they were working with at the time and who they were detained with. The company chain of command conducted a very thorough vetting process.

Nothing Follows

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

AFFIDAVIT

(b)(3),(b)(6) HAVE READ OR HAVE HAD READ TO ME THIS STATEMENT WHICH BEGINS ON PAGE 1, AND ENDS ON PAGE 2. I FULLY UNDERSTAND THE CONTENTS OF THE ENTIRE STATEMENT MADE BY ME. THE STATEMENT IS TRUE. I HAVE INITIALED ALL CORRECTIONS AND HAVE INITIALED THE BOTTOM OF EACH PAGE CONTAINING THE STATEMENT. I HAVE MADE THIS STATEMENT FREELY WITHOUT HOPE OF BENEFIT OR REWARD, WITHOUT THREAT OF PUNISHMENT, AND WITHOUT COERCION, UNLAWFUL INFLUENCE, OR UNLAWFUL INDUCEMENT.

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

WITNESSES:

(b)(3),(b)(6) SGT
HHC 3-187
FOB Brassfield - Moore

(b)(3),(b)(6) SGT
HHC 3-187
FOB Brassfield - Moore
ORGANIZATION OR ADDRESS

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 7th day of June, 2006
at FOB Brassfield Moore

(b)(3),(b)(6)
(Signature of Person Administering Oath)

(b)(3),(b)(6), CPT
(Typed Name of Person Administering Oath)

Article 136 (3) (b)
(Authority To Administer Oath)

INITIALS OF PERSON MAKING STATEMENT (b)(3),(b)(6)

PAGE 2 OF (b)(3),(b)(6) PAGES

PAGE 2, DA FORM 2823, DEC 1988

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EXHIBIT P 1 of 2

SWORN STATEMENT

For use of this form, see AR 190-45; the proponent agency is OOCSOPS

PRIVACY ACT STATEMENT

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1. LOCATION	2. DATE (YYYYMMDD)	3. TIME	4. FILE NUMBER
Phone Interview	2006/06/07	1130D	

5. LAST, FIRST, MIDDLE NAME	6. SSN	7. GRADE/STATUS
(b)(3),(b)(6)	(b)(3),(b)(6)	1SG/E-8/RA

8. ORGANIZATION OR ADDRESS
C CO/3-187 IN, 3 BCT, 101ST ABN DIV (ASSLT)

9. I, (b)(3),(b)(6), WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH:

(b)(3),(b)(6)
(b)(1)1.4a, (b)(1)1.4c, (b)(2)High

1. Q: Did you find anything of significance in the house during the conduct of the raid?
A: There were no weapons, ID, official papers or anything significant found but it is a (b)(2)High, (b)(6), (b)(1)1.4a, (b)(1)1.4c (b)(2)High (b)(2)High

2. Q: [illegible] time you PIDed him?
A: He was stepping back into the hallway standing and staring. (b)(2)High, (b)(6), (b)(1)1.4a, (b)(1)1.4c
Q: Wa he doing anything that would have posed a threat to you or any other Soldier?
A: No but he was not actively surrendering, I believe he still posed a threat.
Q: What was he wearing at the time of the raid?
A: I believe a dark man-dress, but I'm not certain.

3. Q: Did you know that the Commander, XO, and SPC (b)(3),(b)(6) were approaching from the East side of the house?
A: Yes, I know they were entering the house from the prim[illegible] (b)(2)High, (b)(6), (b)(1)1.4a, (b)(1)1.4c gestures to show that the CO's party had spotted him. All of this happened very quickly with not a lot of time between the time I PIDed him and the engagement.

4. Q: Was there anything from the previous house(s) / objectives during the raid or from previous raids conducted in the same area that lead you to believe there was a hi[illegible] (b)(1)1.4a, (b)(1)1.4c, (b)(2)High, (b)(6)

(b)(2)High, (b)(6), (b)(1)1.4a, (b)(1)1.4c

5. Q: Were there any reports of suicide vests related to AIF/terrorist activity in the (b)(2)High area [illegible] (b)(2)High, (b)(6), (b)(1)1.4a, (b)(1)1.4c target?
A: [illegible] (b)(2)High, (b)(6), (b)(1)1.4a, (b)(1)1.4c (b)(2)High (b)(2)High

6. Q: Do you think the Commander's party knew [illegible] (b)(2)High, (b)(6), (b)(1)1.4a, (b)(1)1.4c [illegible] him?
A: Yes. I yelled it into my ICOM and I am 99% sure the CO knew.

7. Q: Did the Commander put out any specific guidance or engagement critieria for the targeted individuals?
A: Yes. In the company operations order, the individuals were labeled as capture or kill and if they were not surrendering then they were to be killed.

continued on the next page...

10. EXHIBIT	11. INITIALS OF PERSON MAKING STATEMENT	PAGE 1 OF 2 PAGES
	(b)(3),(b)(6)	

ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT OF _____, TAKEN AT _____ DATED _____"

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EXHIBIT P 2 of 2

STATEMENT OF 1SG (b)(3),(b)(6) TAKEN AT Phone Interview DATED 2006/06/07

9. STATEMENT *(Continued)*

Q: Do you have anything else to add to this statement?

A: Yes. In reference to Question number 6 I yelled [redacted] sure if C[redacted] heard me but as soon as the firing started C[redacted] over to where I was and made a face to face with me I told him directly that I had made a Positive ID [redacted] This [redacted] diately after I had SP[redacted] SG[redacted] ease fire. I was 100% [redacted] went over the Target Packet for days. I would not had made the decision to engage him if I was not sure it was him. This type of decision is no[redacted] taken lightly. I was [redacted] ely surrendering and I felt he was still an active threat to my Sold[redacted]

(b)(2)High, (b)(6), (b)(1)1.4a, (b)(1)1.4c (b)(3),(b)(6) (b)(2)High, (b)(6), (b)(1)1.4a, (b)(1)1.4c (b)(3),(b)(6) (b)(2)High, (b)(6), (b)(1)1.4a, (b)(1)1.4c (b)(3),(b)(6) (b)(3),(b)(6) (b)(2)High, (b)(6), (b)(1)1.4a, (b)(1)1.4c (b)(3),(b)(6) (b)(2)High, (b)(6), (b)(1)1.4a, (b)(1)1.4c (b)(3),(b)(6)

End Of Statement

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

AFFIDAVIT

I, (b)(3),(b)(6) HAVE READ OR HAVE HAD READ TO ME THIS STATEMENT WHICH BEGINS ON PAGE 1, AND ENDS ON PAGE 2. I FULLY UNDERSTAND THE CONTENTS OF THE ENTIRE STATEMENT MADE BY ME. THE STATEMENT IS TRUE. I HAVE INITIALED ALL CORRECTIONS AND HAVE INITIALED THE BOTTOM OF EACH PAGE CONTAINING THE STATEMENT. I HAVE MADE THIS STATEMENT FREELY [redacted] OR REWARD, WITHOUT THREAT OF PUNISHMENT, AND WITHOUT COERCION, UNLAWFUL INFLUE[redacted]MENT.

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

[redacted]king Statement)

WITN[redacted] (b)(3),(b)(6) , CPT

HHC, 5-187

FOB BRASSFIELD-MORA

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

HHC 5-187

FOB BRASSFIELD-MORA

ORGANIZATION OR ADDRESS

Sub[redacted] person authorized by law to administer oaths, this 7 day of JUNE, 2006 at FOB BRASSFIELD-MORA

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

(Signature of Person Administering Oath)

1LT (b)(3),(b)(6)

(Typed Name of Person Administering Oath)

ARTICLE 136 (3)(B)

(Authority To Administer Oaths)

INITIALS OF PERSON MAKING STATEMENT (b)(3),(b)(6)

PAGE 2 OF 2 PAGES

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