



DEPARTMENT OF THE ARMY
HEADQUARTERS, 1ST SQUADRON, 71ST CAVALRY
1ST BRIGADE, 10TH MOUNTAIN DIVISION (LI)
CAMP INDEPENDENCE, BAGHDAD, IRAQ
APO AE 09376

AFZS-LI-ZA-B

03 April 2006

MEMORANDUM FOR RECORD

SUBJECT: 15-6 Interview

Q1: 1LT (b)(3), (b)(6) What was your duty for the mission?

A1: SPC (b)(3), (b)(6) Point man for B Team.

Q2: 1LT (b)(3), (b)(6): How many people in B team?

A2: SPC (b)(3), (b)(6): Four.

Q3: 1LT (b)(3), (b)(6): During rehearsals, did you cover ROE, EOF or language?

A3: SPC (b)(3), (b)(6) We reviewed ROE and EOF, but we haven't done language since TSIRT at Drum.

Q4: 1LT (b)(3), (b)(6) When you entered the house, did anyone announce who they were and ~~what they were~~ doing?

A4: SPC (b)(3), (b)(6) I don't know.

Q5: 1LT (b)(3), (b)(6): Did you have an interpreter with you?

A5: SPC (b)(3), (b)(6) I'm not sure. I think he was outside with the PL.

Q6: 1LT (b)(3), (b)(6): What happened as you started up the stairs?

A6: SPC (b)(3), (b)(6) I was just starting up the stairs and was clearing them around to the second floor landing, when I saw someone standing up there.

Q7: 1LT (b)(3), (b)(6) What did you do at that point?

A7: SPC (b)(3), (b)(6) I turned on my surefire and pointed it at him and shouted at him to "Stop". He started to raise his arm and I saw he had a pistol in his hand. I shot three times and he fell out of sight.

Q8: 1LT (b)(3), (b)(6): Did you shout "Stop" in English or Arabic?

A8: SPC (b)(3), (b)(6) Both. I shouted first in English, then in Arabic.

Q9: 1LT (b)(3), (b)(6): How much of his body was visible and what was the angle?

A9: SPC (b)(3), (b)(6) I could see about from the waist up through the railing on the landing. The way the stairs were setup, I was almost shooting straight up.

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AFZS-LI-HT.
SUBJECT: 15-6 Interview

Q10: 1LT [redacted] : What happened next?

A10: SPC [redacted] After I fired I shouted "Contact" and continued up the stairs. At the top, I saw the local national on the ground with a pistol near him. I kind of kicked at and continued down the hall to clear the rooms.

Q11: 1LT [redacted] Did someone call for a medic?

A11: SPC [redacted] Yes. He'd been hit in the head. I remember SFC [redacted] shouting for a medic but I think a couple people shouting it.

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

SPC, US Army

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

1LT, AR
Battle Captain

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
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: Camp Liberty
2. DATE (YYYYMMDD): 20060324
3. TIME: 0615
4. FILE NUMBER:
6. SSN: (b)(3), (b)(6)
7. GRADE/STATUS: E-4

8. ORGANIZATION OR ADDRESS: A Top 1-71 CAV

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

I was in the first room in the house, then I was call to provide medical treatment to an Iraqi casualty. Upon arrival I assessed the casualty, I noticed an entrance bullet wound to the head, I worked on the casualty and a few minutes later, casualty stop breathing and pulse was gone.

nothing follows.

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

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

ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT OF [NAME] MADE AT [LOCATION] DATED [DATE]"

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

9. STATEMENT (Continued)

nothing follows

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

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

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

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

AFFIDAVIT

I, Sgt (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

(b)(3), (b)(6)
(Signature of Person Making Statement)

WITNESSES:

Sgt (b)(3), (b)(6)
(b)(3), (b)(6)
ORGANIZATION OR ADDRESS

Sgt (b)(3), (b)(6)
(b)(3), (b)(6)
ADDITIONAL
ORGANIZATION OR ADDRESS

Subscribed and sworn to before me, a person authorized by law to administer oaths, this _____ day of _____ at _____

(Signature of Person Administering Oath)

(Typed Name of Person Administering Oath)

(Authority To Administer Oaths)

INITIALS OF PERSON MAKING STATEMENT

004451

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
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: FOB and Liberty Frag
2. DATE (YYYYMMDD): 20060324
3. TIME: 0600
4. FILE NUMBER
5. LAST NAME, FIRST NAME, MIDDLE NAME: (b)(3), (b)(6)
6. SSN: (b)(3), (b)(6)
7. GRADE/STATUS: E-3 PFC
8. ORGANIZATION OR ADDRESS: A Trp 1/71 Cav

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

I participated in the raid 24 Mar 06 as a dismount/driver. We proceeded into the first house and came upon a staircase, Spc. (b)(3), (b)(6) and I started moving up the stairs. When Spc (b)(3)(b)(6) was about half way up the stairs he yelled "Stop!", then fired 3 times and yelled "contact". When this happened (b)(3)(b)(6) was looking up to the next floor and I was covering the stairway ahead of him. (b)(3)(b)(6) I did not see the enemy until we finished moving up the stairs where we called for the medic to come up. This all happened at approximately 0230

Notes follows

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

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

ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT _____ TAKEN AT _____ DATED _____
THE BOTTOM OF EACH ADDITIONAL PAGE MUST BEAR THE INITIALS OF THE PERSON MAKING THE STATEMENT, AND PAGE NUMBER MUST BE INDICATED.

004452

STATEMENT OF

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

TAKEN AT

OG2

DATED

20060324

9. STATEMENT (Continued)

Nothing follows

(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 COPIES CONTAINING THE STATEMENT. I HAVE MADE THIS STATEMENT WITHOUT ANY THREAT OF PUNISHMENT, AND WITHOUT COERCION, UNLAWFUL

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

WITNESSES:

ORGANIZATION OR ADDRESS

ORGANIZATION OR ADDRESS

administer oaths, this _____ day of _____, _____

at _____

(Signature of Person Administering Oath)

(Typed Name of Person Administering Oath)

(Authority To Administer Oaths)

INITIALS OF PERSON MAKING STATEMENT

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

PAGE

2 OF 2

PAGES

DAILY STAFF JOURNAL OR DUTY OFFICER'S LOG				PAGE NO.	NO. OF PAGES
For use of this form, see AR 220-15: The proponent agency is Office of the Deputy of Chief of Staff for Operations and Plans				1	4
ORGANIZATION OR INSTALLATION 1-71 CAV		LOCATION CAMP LIBERTY, IRAQ		PERIOD COVERED	
				FROM	
		HOUR	DATE	HOUR	DATE
			18FEB06		
Item No	TIME		Incidents, Messages, Orders, ETC	Action Taken	NL
	IN				
1	0103			NOTIFIED BTL NCO	
2	0114			NOTIFIED BTL NCO	
3	0114			NOTIFIED BTL NCO	
4	0118			NOTIFIED BTL NCO	
5	0122			NOTIFIED BTL NCO	
6	0123			NOTIFIED BTL NCO	
7	0127			NOTIFIED BTL NCO	
8	0127			NOTIFIED BTL NCO	
9	0129			NOTIFIED BTL NCO	
10	0134			NOTIFIED BTL NCO	
11	0138			NOTIFIED BTL NCO	
12	0140			NOTIFIED BTL NCO	
13	0143		(b)(2)High	NOTIFIED BTL NCO	(b)(3)(b)(6)
14	0147			NOTIFIED BTL NCO	
15	0148			NOTIFIED BTL NCO	
16	0150			NOTIFIED BTL NCO	
17	0152			NOTIFIED BTL NCO	
18	0103			NOTIFIED BTL NCO	
19	0114			NOTIFIED BTL NCO	
20	0114			NOTIFIED BTL NCO	
21	0118			NOTIFIED BTL NCO	
22	0122			NOTIFIED BTL NCO	
23	0123			NOTIFIED BTL NCO	
24	0127			NOTIFIED BTL NCO	

TYPE NAME AND GRADE OF SDNCO ON DUTY	SIGNATURE
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DA FORM 1594, NOV 62

PREVIOUS EDITION OF THIS FORM IS OBSOLETE.

DAILY STAFF JOURNAL OR DUTY OFFICER'S LOG				PAGE NO.	NO. OF PAGES
For use of this form, see AR 220-15: the proponent agency is Office of the Deputy of Chief of Staff for Operations and Plans				2	4
ORGANIZATION OR INSTALLATION 1-71 CAV		LOCATION CAMP LIBERTY		PERIOD COVERED	
				FROM	
		HOUR	DATE	HOUR	DATE
Item No	TIME		Incidents, Messages, Orders, ETC	Action Taken	NL
	IN	OUT			
25	0154			NOTIFIED BTL NCO	
26	0159			NOTIFIED BTL NCO	
27	0207			NOTIFIED BTL NCO	
28	0207			NOTIFIED BTL NCO	
29	0208			NOTIFIED BTL NCO	
30	0210			NOTIFIED BTL NCO	
31	0211		(b)(2)High	NOTIFIED BTL NCO	
32	0213			NOTIFIED BTL NCO	
33	0219			NOTIFIED BTL NCO	
34	0220			NOTIFIED BTL NCO	
35	0221			NOTIFIED BTL NCO	
36	0222			NOTIFIED BTL NCO	
37	0226		1x PERSONEL HAD A WPN AND WAS SHOT AT SITE KILO	NOTIFIED BTL NCO	(b)(3)(b)(6)
38	0227			NOTIFIED BTL NCO	
39	0233			NOTIFIED BTL NCO	
40	0235		(b)(2)High	NOTIFIED BTL NCO	
41	0236			NOTIFIED BTL NCO	
42	0237		2x DETAINIES 1x SHOT ON SITE KILO AND MIKE	NOTIFIED BTL NCO	
43	0239			NOTIFIED BTL NCO	
44	0249		(b)(2)High	NOTIFIED BTL NCO	
45	0257		SHADOW CALLED UP KILO HAD 1x WIA IS NOW A KIA MOVING TO HOUSE ACROSS THE WAY	NOTIFIED BTL NCO	
46	0258			NOTIFIED BTL NCO	
47	0302		(b)(2)High	NOTIFIED BTL NCO	

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48	0307	(b)(2)High	NOTIFIED BTL NCO	(b)(3)(b)(6)
TYPE NAME AND GRADE OF SDNCO ON DUTY			SIGNATURE	

DA FORM 1594, NOV 62

PREVIOUS EDITION OF THIS FORM IS OBSOLETE.

DAILY STAFF JOURNAL OR DUTY OFFICER'S LOG <small>For use of this form, see AR 220-15: the proponent agency is Office of the Deputy of Chief of Staff for Operations and Plans</small>		PAGE NO. 3	NO. OF PAGES 4
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ORGANIZATION OR INSTALLATION 1-71 CAV	LOCATION CAMP LIBERTY	PERIOD COVERED			
		FROM			
		HOUR	DATE	HOUR	DATE

Item No	TIME		Incidents, Messages, Orders, ETC	Action Taken	NL
	IN	OUT			
49	0318		(b)(2)High	NOTIFIED BTL NCO	(b)(3)(b)(6)
50	0325			NOTIFIED BTL NCO	
51	0325			NOTIFIED BTL NCO	
52	0338			NOTIFIED BTL NCO	
53	0340			NOTIFIED BTL NCO	
54	0349			NOTIFIED BTL NCO	
55	0353			NOTIFIED BTL NCO	
56	0357			NOTIFIED BTL NCO	
57	0414			NOTIFIED BTL NCO	
58	0424			NOTIFIED BTL NCO	
59	0429			NOTIFIED BTL NCO	
60	0450			NOTIFIED BTL NCO	
61	0451			NOTIFIED BTL NCO	
62	0501			NOTIFIED BTL NCO	
63	0507			NOTIFIED BTL NCO	
64	0508			NOTIFIED BTL NCO	
65	0515			NOTIFIED BTL NCO	
66	0525			NOTIFIED BTL NCO	
67	0535			NOTIFIED BTL NCO	
68	0540			NOTIFIED BTL NCO	
69	0542		NOTIFIED BTL NCO		
70	0555		NOTIFIED BTL NCO		



DEPARTMENT OF THE ARMY
1st SQUADRON 71st CAVALRY, 1/10th MTN DIV
CAMP LIBERTY, IRAQ
APO AE 09376

REPLY TO
ATTENTION OF:

AFZS-LI-C

1 April 2006

MEMORANDUM FOR 1LT [REDACTED] (b)(3), (b)(6)

SUBJECT: Appointment of Investigating Officer

1. You are hereby appointed as an investigating officer pursuant to Army Regulation (AR) 15-6, Procedures for Investigating Officers and Boards of Officers, to conduct an informal investigation to determine the facts and circumstances surrounding a lethal engagement.

2. You will conduct a thorough investigation into the facts and circumstances of [REDACTED] (b)(6) [REDACTED] (b)(6) death. Prior to the beginning of your investigation, you will contact your unit's Command Judge Advocate for an initial briefing. MAJ [REDACTED] (b)(3), (b)(6) [REDACTED] (b)(2)High will be available to advise you throughout the investigation.

3. In conducting your investigation, use informal procedures under AR 15-6. Make specific findings as to the issues stated above. The evidence you gather should support your findings. Make recommendations consistent with your findings to address any issues raised by the evidence.

4. In your investigation, all witness statements will be sworn and written on DA Form 2823, Sworn Statement. If, in the course of your investigation, you come to suspect that any individuals have committed a criminal offense, then use DA Form 3881, Rights Warning/ Procedure Waiver Certificate, to advise them of their rights under Article 31, Uniform Code of Military Justice, or the Fifth Amendment (if interviewing a civilian), as appropriate. In addition, provide witnesses with a Privacy Act Statement before you interview them.

5. I direct you to compile a daily chronology of all investigative activities and encourage you to consult with a legal advisor whenever and as often as necessary. In the case of any alleged criminal misconduct, you must consult with a legal advisor.

6. Submit your findings and recommendations to me on DA Form 1574 within 10 working days of receipt of this appointment order. Should you require additional time, coordinate with me, through MAJ [REDACTED] (b)(3), (b)(6) Squadron Operations Officer, [REDACTED] (b)(2)High.

[REDACTED] (b)(3), (b)(6)

LTC, IN
Commanding

004457



DEPARTMENT OF THE ARMY
HEADQUARTERS, 1st BRIGADE COMBAT TEAM
CAMP LIBERTY, IRAQ APO AE 09376

REPLY TO
ATTENTION OF:

AFZS-LI-Z-JA

6 April 2006

MEMORANDUM FOR Commander, 1st Squadron, 71st Cavalry Regiment, 1st Brigade Combat Team, 10th Mountain Division (Light Infantry) Camp Liberty, Iraq, APO AE 09376

SUBJECT: Legal Review – 15-6 Investigation (Death of Local National – 24 MAR 06)

(b)(5)

2. POC is the undersigned at (b)(3), (b)(6)

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

MAJ, JA
Brigade Judge Advocate

004458