

SWORN STATEMENT

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

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 Abu Ghraib 2. DATE (YYYYMMDD) 2006 03 17 3. TIME 1445 4. FILE NUMBER
5. (b)(3), (b)(6) 7. GRADE/STATUS E-5 / ACTIVE DUTY

8. ORGANIZATION OR ADDRESS

1/1 WPNS CO MAP 2

9. 1SGT (b)(3), (b)(6)

WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH:

At about 1400 we got the word that we had a mission. The was to escort a recovery vehicle to C. Co. Pos to retrieve a 7 ton. we left the FOB at around 1500. It took us about to get to the recovery site. My vehicle was escorting the recovery vehicle, once we got there I moved my vehicle and the recovery veh. of the road toward the 7 ton. I then heard the .50 cal open up. After hearing the first round I looked towards the road and notice a minivan driving at a high rate toward the lead vehicle. The vehicle then went off the road and was still rolling towards C. Co. marines. At that time one of C. Co. SAW gunners fired a burst at the vehicle. The vehicle finally came to a stop. No one was near the vehicle cause we thought it was a SVBIED. After about 10 mins pass I went with our Corpman to assist with the casualties of the minivan. When I got there I saw 3 dead males, 3 women that were injured along with 3 kids ranging in age (b)(6)rs to (b)(6) yrs old.

Q. Who fired the SAW at the minivan?

A. One of the Charlie Company SAW gunners.

Q. Was there any other gunfire?

A. After the .50 cal fired I heard 4-5 rounds fire from an AK-47.

VFX

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

10. EXHIBIT 11. INITIALS OF PERSON MAKING STATEMENT PAGE 1 OF 2 PAGES

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 INDICATED.

004459

STATEMENT OF SGT

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

TAKEN AT Abu Ghraib

DATED 060317

9. STATEMENT (Continued)

NEG

(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 WITHOUT HOPE OF BENEFIT OR REWARD, WITHOUT THREAT OF PUNISHMENT, AND WITHOUT COERCION, UNLAWFUL INFLUENCE, OR

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

(Signature of Person Making Statement)

WITNESSES:

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 17 day of March, 2006 at Abu Ghraib, Iraq.

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

(Signature of Person Administering Oath)

ORGANIZATION OR ADDRESS

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

(Type Name of Person Administering Oath)

Captain, USMC

ORGANIZATION OR ADDRESS

(Authority To Administer Oaths)

INITIALS OF PERSON MAKING STATEMENT

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

PAGE 2 OF 2 PAGES

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1. LOCATION: ABU GHARZAI B 2. DATE (YYYYMMDD): FEB 2006 037 3. TIME: 1641 4. FILE NUMBER:

5. LAST NAME FIRST NAME MIDDLE NAME: (b)(3), (b)(6) 7. GRADE/STATUS: HM/E-5

8. ORGANIZATION OR ADDRESS: VI WPNS MAD 2

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

We left at 1400 to 1500. We had to go recover a swimmer that was stuck. We got to the team made a right on the market. After the market we made a left onto (b)(2)High I could see the swimmer to my left. The field to our right. We stopped on (b)(2)High we just stood there for about two minutes. I was looking out the window when I heard shoot going off. I asked what was going on and some one said a van didn't want to stop. to I didn't know who was firing. I didn't hear any other gun fire. when I saw the van it came to a stop. That was the first time I saw the van. I got out took cover and waited for someone to yell for a corpsman's assistant. I grabbed my med bag.

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

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004461

STATEMENT OF (b)(3), (b)(6)

TAKEN AT ABU GHRAIB

DATED 20060317

9. STATEMENT (Continued)

My senior corporals told me that we need to go help. We ran to the jam and I started to work on the people we were about 15 meters from the first vehicle. (b)(3), (b)(6) Lt. (b)(3), (b)(6) PVT. (b)(3), (b)(6) were in our humvee

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

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

WITNESSES:

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 17 day of March, 2006 at Abu Ghraib, Iraq.

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

(Signature of Person Administering Oath)

(b)(3), (b)(6) Captain, USMC

(Type name of person Administering Oath)

ORGANIZATION OR ADDRESS

ORGANIZATION OR ADDRESS

(Authority To Administer Oaths)

STATEMENT OF PERSON MAKING STATEMENT

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

PAGE 2 OF 2 PAGES

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1. LOCATION Abu Ghraib 2. DATE (YYYYMMDD) 20060318 3. TIME 1515 4. FILE NUMBER

5. LAST NAME FIRST NAME MIDDLE NAME (b)(3), (b)(6) 7. GRADE/STATUS

8. ORGANIZATION OR ADDRESS USMC

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

A couple of minutes passed when we made contact with C.CO. when I sat in the gunners seat in the second vehicle, and I heard the shots fired. I was facing north on covering my sector. After the vehicle was disabled I saw and heard a muzzle flash and 4 to 6 rds fired. After the vehicle was disabled it rolled down the berm at 40 to 50 mph, so it was coming at a high speed. I couldn't see the van from the gunners seat. I first made visual contact with the van as it rolled down hill. The time was ground 1730-1800. I first made visual contact with the civilian van as it rolled down the berm.

(b)(2)High

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

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

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004463

STATEMENT OF

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

TAKEN AT *Abu Ghraib* DATED *060319*

9. STATEMENT (Continued)

*NFE*

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

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

**AFFIDAVIT**

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

WITNESSES:

Subscribed and sworn to before me, a person authorized by law to administer oaths, this *17* day of *March*, 2006 at *Abu Ghraib, Iraq*

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

(Signature of person administering Oath)

ORGANIZATION OR ADDRESS

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

*Captain, USMC*

(Type name of person administering Oath)

ORGANIZATION OR ADDRESS

(Authority To Administer Oaths)

INITIALS OF PERSON MAKING STATEMENT

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

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1. LOCATION Abu Ghraib 2. DATE (YYYYMMDD) 2006 0317 3. TIME 1505 4. FILE NUMBER

5. LAST NAME FIRST NAME MIDDLE NAME (b)(3), (b)(6) 7. GRADE/STATUS E-3 / 11CPL

8. ORGANIZATION OR ADDRESS 1st WPAAS CO MAP

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

Our convoy headed west on (b)(2)High and I saw the station to my left that was struck. Our truck, which is the lead vehicle, stopped to assess where we would post our truck for security. Then we saw the mini-van coming toward us at approximately 65-70 mph. We had been warned of many SVIEDs by our command so we were very cautious. The gunner was waving his hand and I assumed he had the flag also. The vehicle did not stop and (b)(2)High. The vehicle still did not stop and I then (b)(2)High. It still did not stop and that's when I heard the .50 cal firing at the vehicle. The vehicle veered off the side of the road & other Minnies were rushing towards it. We set up a road block so no oncoming traffic could continue down the road. (b)(2)High was probably at (b)(2)High. The second was at about (b)(2)High. The vehicle went off the road at about (b)(2)High away.

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

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004465

STATEMENT OF

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

TAKEN AT ABU GHRAIB

DATED 2006 03 17

9. STATEMENT (Continued)

*NFE*

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

**AFFIDAVIT**

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

ment)

WITNESSES:

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ORGANIZATION OR ADDRESS

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

(Signature of Person Administering Oath)

ORGANIZATION OR ADDRESS

(Authority To Administer Oaths)

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

(Typed Name of Person Administering Oath)

Captain, USMC

INITIALS OF PERSON MAKING STATEMENT

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

PAGE 2 OF 2 PAGES

Pages 9 through 11 redacted for the following reasons:

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

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

(b)(2)High

### TRAINING

- Marksmanship
- Safety
- ROE/EOF Procedures
- Situational Training Exercises
- Battle Drills (SVCP, CP, Convoy)

### EQUIPMENT

- Spike strips
- Laser pointers
- Flares (regular, pen)
- Lights (spot light; flashing; siren)
- Signs
- Traffic cones
- Weapons
- Bullhorn (or speaker system)
- Colored Flags (green, yellow, red)

### MISSION PREPARATION

- Backbriefs
- Rehearsals
- Periodic scenario-based decision exercises

### REFERENCES

- FRAGO 92 [CERP]
- FRAGO 183 [INVESTIGATIONS]
- FRAGO 017 [REDUCING EOF]
- FRAGO 096 [VEH MVMT & CONVOY SOP]
- FRAGO 123 [ROE UPDATE]
- FRAGO 188 [ROE UPDATE]

### POLICY MEMO #15 (SJCS)

### PROCEDURES DURING AN EOF

- MNC-1 Cdr's Intent:* construct position or resource convoy IOT take away the lethal force decision from our Soldiers or Marines.
- Use audible warnings to warn (horn, air horn, loudspeaker, flash/bang device, siren)
  - Use visual aids (lights, laser pointers, flares, colored flags, signs)
  - Show weapon & demonstrate intent to use it
  - Attempt non-lethal means (stop strips, physical barrier, vehicle, visual/audio signal, signs)

(b)(2)High

- Utilize deadly force (proportional)

### INCIDENT OCCURS RESULTING IN DISCHARGE OF WEAPON

- Determine if death, injury or property damage has occurred
- Secure the site
- Render first aid
- Request civilian ambulance or conduct MEDEVAC

UNCLASSIFIED

**CONDOLENCE \$\$**  
Take information for claim submission

OR  
Issue claim form on scene

**AND**  
LEADERS REPORT 5Ws TO HQs IAW CONTACT SOP

HQs: NOTIFY LOCAL PJCC AND COORD. FOR IPs

HQs: NOTIFY / TASK CMO/CA/SJA FOR APPROPRIATE ACTION

CLAIMANT PRESENTS FORM AT FOB OR IRAQI ASSISTANCE CENTER

OR

UNIT SUBMITS CLAIM

CLAIM IS PROCESSED AND APPROVED

CASH PAYMENT IS DISBURSED TO CLAIMANT

### FOLLOW UP REPORT TO HQs

- WHO: NAME OF VICTIM (s) / BREAKDOWN (MALE, FEMALE, ADULT, CHILD); NAME OF WITNESSES (x2 IF POSSIBLE); CONTACT INFORMATION
- WHAT: EOF PROCEDURES TAKEN; APPROX DISTANCES IF POSSIBLE; WHAT ACTIONS / REACTIONS DID DRIVER TAKE; WHAT WERE OTHER CARS DOING
- WHEN / WHERE: DTG / MGRS
- ADDITIONAL INFO:
  - SEARCH OF VEHICLE: RESULTS
  - INTEL INITIAL ASSESSMENT: KNOWN THREATS
  - TACTICAL QUESTIONING: DO CITIZENS UNDERSTAND THE POLICIES?
  - WHAT TYPE OF INVESTIGATION - IS IT INITIATED?
- SUBMIT SITREP / SPOTREP TO HIGHER HQ (SIGACT)

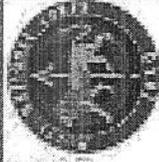
004470

# قوة مهام بغداد رخصة المطالبة بالتعويض



يحق لك المطالبة بتعويض عن الأضرار التي لحقت بك  
الإصابة - فقدان الحياة من القوات الأمريكية إذا  
كنت شخصية بذلك، لملا ستفاد في التعويض يجب  
حازك اخصار وفائق كهرية الاحوال المدنية و تهمة  
استفادك و محضو غير طلة و كذلك محضو التهرب  
و فاعل فطد انو فائق انكوب عن كز فخر بصفتك و يجب  
ان تكون التواثق و سمية و صورية ا لصلة، طفت ن  
التواثق المستوردة و فائق محضو ها التواثق.

# IRAQI CLAIMS POCKET CARD



The US military may pay claims to Iraqi civilians for property damage, injury and death caused by US Forces.

If your unit is involved in an incident resulting in damage to property of an Iraqi civilian, or the death or injury of an Iraqi civilian:

1. Fill out the required information below.
2. Give this card to the Iraqi civilian, or other appropriate person in the case of death.
3. Direct claimant to the nearest Command Information Center or the Iraq Assistance Center. Do not promise them anything.
4. Upon return to your FOB, complete SF 91. Describe the incident completely and forward it to your nearest legal office and to MHIC-I Client Services. NOTE: This information is NOT an admission of liability by the service member involved and will be used only to substantiate a claim against the US Military.

UNIT \_\_\_\_\_

DATE \_\_\_\_\_

LOCATION \_\_\_\_\_

TYPE OF INCIDENT \_\_\_\_\_

COPY OF COPIES  
HQ, MNF-W  
CAMP FALLUJAH, IRAQ  
071140D JUN 05

FM: CG, MNF-W

TO: ALL MNF-W UNITS

INFO: CG, MNC-I (G-3)

(U) **SUBJ:** CG MNF-W FRAGO 281-05 [ESCALATION OF FORCE GUIDANCE AND TACTICS TECHNIQUES AND PROCEDURES (TTPS) FOR ENTRY CONTROL POINTS, HASTY VEHICLE CHECK POINTS, AND VEHICLE CONVOYS) OPORD 1-05 (OIF 04-06 CAMPAIGN PLAN) DTD 28 JAN 05

(U) APPROVED FOR RELEASE BY CO (b)(3), (b)(6) MNF-W DEPUTY AC/S G-3

(U) **REFERENCES:** MULTI-NATIONAL FORCE WEST (MNF-W) OPERATIONS ORDER 1-05 (TITLE: OPERATION IRAQI FREEDOM 04-06 CAMPAIGN PLAN)

(U) A. MNC-I FRAGO 015 TASK SIX - REDUCING ESCALATION OF FORCE INCIDENTS AT CHECKPOINTS (CPS) / TRAFFIC CONTROL POINTS (TCPS)/BLOCKING POINTS (BPS) TO MNC-I OPORD 05-02

(U) B. MNC-I RULES OF ENGAGEMENT FOR U.S. FORCES - APPENDIX 4 TO ANNEX C TO MNC-I OPERATIONS ORDER 05-02

(U) C. FRAGO 507 MOD 1 TO FRAGO 200 [ROE CLARIFICATION FOR CONVOYS AND TACTICAL CONTROL POINTS] TO CJTF-7 OPORD.

(U) E. FRAGO 872 [IRAQI CIVILIAN ACTIONS TO TAKE WHEN PASSING THROUGH TRAFFIC CONTROL POINTS] TO MNC-I OPORD 04-01.

(U) F. FRAGO 1383 [PREVENTION OF INADVERTENT ENGAGEMENT INCIDENTS] TO MNC-I OPORD 04-01.

(U) G. MCWP 3-34.1 [USMC MILITARY POLICE IN SUPPORT OF THE MAGTF] CH 3.

(U) **TIME ZONE:** DELTA

(U) **TASK ORGANIZATION:** NO CHANGE

1. (U) **SITUATION**

(b)(2)High

COALITION FORCES, OR FAIL TO PAY ATTENTION, WHICH RESULTS IN BAD DECISION-MAKING. THE END RESULT IS AN EOF THAT WAS LIKELY AVOIDABLE.

ECP, VCPS, CONVOY PROCEDURES, AND EOF PROCEDURES ARE COMBINED IN THIS ORDER TO REFLECT THE INTRINSIC RELATIONSHIP BETWEEN THE TWO.

1.A.1. (U) THE GUIDANCE PROVIDED HEREIN SHOULD BE CONSIDERED BY MNF-W COMMANDERS AND ADAPTED AS REQUIRED TO THE SPECIFIC SITUATIONS THEY FACE IN THEIR UNIQUE AREAS OF OPERATION.

2. (U) MISSION [NO CHANGE]

3. (U) EXECUTION [CHANGE]

3.A. (U) COMMANDER'S INTENT. REDUCE ESCALATIONS OF FORCE, WHERE POSSIBLE, THROUGHOUT MNF-W AO THROUGH STANDARDIZED PROCEDURES FOR CHECK POINT AND CONVOY OPERATIONS. THE ON SCENE COMMANDER (OSC) RETAINS THE AUTHORITY TO DETERMINE THE DEGREE OF IMPLEMENTATION OF THE GUIDANCE CONTAINED IN THIS FRAGO GIVEN THE SITUATION, TERRAIN, AND THREAT.

3.B. (U) CONCEPT OF THE OPERATIONS

3.C. (U) TASKS

3.C.1. (U) MSCS

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

3.C.2. (U) MNF-W G-3

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

3.D. (U) COORDINATING INSTRUCTIONS

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

3.D.2. (U) ESCALATION OF FORCE POLICY FOR ECPS, VCPS, AND CONVOYS

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

3.D.2.B. (U) ESCALATION OF FORCE POLICY FOR ECPS AND VCPS

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

3.D.2.B.1.A (U) WARNING COMMUNICATION

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

Formatted: Highlight

3.D.2.B.1.B (U) USE OF LETHAL FORCE TO STOP A VEHICLE

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

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

3.D.2.C (U) ESCALATION OF FORCE POLICY FOR CONVOYS

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

3.D.2.D. (U) . WARNING COMMUNICATIONS

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

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

3.D.3. (U) USE OF LETHAL FORCE TO STOP A VEHICLE DURING CONVOY OPERATIONS

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

3.D.4. (U) POLICY FOR DESIGN AND LAYOUT OF ENTRY CONTROL POINTS

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

3.D.4.A.1. (U) WARNING SIGNS FOR ECPS

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

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

3.D.5. (U) DETAILED SEARCH AREA

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