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Multi National Division - Baghdad – Through 13 July 06

1BCT (4ID)

- (a) Date of Incident: **17 Feb 2005**
- (b) Unit: Unknown
- (c) Brief Description: LOAC Violation: Allegedly US Soldiers killed 2 men and wounded another in Tarmiya on 17 Feb 05. The file included witness statements, a Kadamiya judge's order for autopsy, etc. Most of the evidence is hearsay and conflicting about method and place of killing.
- (d) Individual's Involved: TBD
- (e) Investigating Officer: MAJ (b)(3), b(6) appointed 4 July 06
- (f) Appointing Authority: CG
- (g) Suspense Date: TBD
- (h) Current Status: 15-6 Pending

2BCT (4ID)

- (a) Date of Incident: 14 June 2006
- (b) Unit: C/1-67
- (c) Brief Description: Death of LN. Charlie Company, in conjunction with EOD, conducted a controlled detonation of an IED at MB 217 402 in Farisiyah (north of Jurf as Sakhr). Four children were playing in close proximity to the blast but were out of the immediate view of the American Soldiers securing the site. All four were wounded in the blast. They were air medevac'ed to the CSH in Baghdad where three of them made a full recovery. One of the children died of wounds at the hospital. Condolence payments made 30 June.
- (d) Individual's Involved: TBD
- (e) Investigating Officer: TBD
- (f) Appointing Authority: CG
- (g) Suspense Date: TBD
- (h) Current Status: Pending Brigade Commander review as of 12 July

4BCT (4ID):

nonresponsive

- (a) Date of Incident: 21 June 2006
- (b) Unit: D/2-506
- (c) Brief Description: EOF resulting in Death of LN. After IED damaged 1st and 2nd veh of 4 vehicle convoy, patrol began cordon and TCP in intersection for post blast inspect; while (b)(2)High meters). SPC (b)(3)(b)(6) and SPC (b)(3)(b)(6) so LN (b)(3)(b)(6) ried

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shouting and waving hands, didn't slow (veh siren didn't work). SPC (b)(3)(b)(6) fired 2 warning shots with M9; didn't slow. SGT (b)(3)(b)(6) ordered SPC Lee to fire disabling shots, which he did (into the engine block); didn't slow. At approx (b)(2)High SGT Siple ordered deadly shots (including use of .50 caliber machine gun). LN vehicle continued at the same speed; M1114 moved out of way of oncoming veh, which continued at same speed thru the intersection & crashed into stationary bus other side of street. Only driver in vehicle; killed by GSWs. SMs believed the vehicle to be a VBIED. IO found that the ROE was followed. Bde and ADC(S) concurs.

(d) Individual's Involved: TB

(e) Investigating Officer: MAJ (b)(3)(b)(6)

(f) Appointing Authority: CG

(g) Suspense Date: TBD

(h) Current Status: Closed on 12 July; will scan and email to Corps 13 July; taking off next week's report.

2 BCT, 101<sup>st</sup> AA

(a) Date of Incident: o/a 10-16 June 2006

(b) Unit: UNK

(c) Brief Description: Alleged LOAC violation: Based on an LA Times source, an M1114x3 patrol in Yusufiyah allegedly picked up 16 yr old girl, raped and murdered her. Two days after family discovers body, soldiers go to family to offer \$3000 restitution, family refuses. Girl's tribe may have been involved in the kidnap and murder of the formerly DUSTWUN two 2-101 soldiers.

(d) Individual's Involved: TBD

(e) Investigating Officer: CID primary; AR 15-6 IO appointed 5 July to look into general command and control of 1-502<sup>nd</sup>, 2BCT, 101<sup>st</sup> ABN.

(f) Appointing Authority: CG

(g) Suspense Date: TBD

(h) Current Status: CID investigating; AR 15-6 Pending Division Legal Review as of 12 July.

4BCT, 101<sup>st</sup> AA

(a) Date of Incident: 10 July 2006

(b) Unit: HHB, 4-320 FA

(c) Brief Description: Death of Local National: AT 2321 HHB, 4/320TH WAS CONDUCTING A HASTY CORDON AND SEARCH OF A HOUSE IN WHICH A SUSPECTED KIDNAPPING VICTIM WAS LOCATED. BRAVO TEAM FROM PALE HORSE WAS ASSAULTING OBJ B1 WHEN 3 X LN RAN OUT OF THE TARGET HOUSE; ONE LN ATTEMPTED TO GRAB THE WEAPON OF A QRF SOLDIER. THE SOLDIER PUSHED THE LN AWAY AND TOLD HIM TO STOP. THE LN CONTINUED TO RUN AWAY AND THE SOLDIER FIRED 1 X 5.56MM WARNING SHOT. THE LN CONTINUED TO FLEE THE SCENE AND ANOTHER QRF SOLDIER FIRED 1 X 40MM (NON-LETHAL M203) ROUND INTO THE LN'S LOWER ABDOMEN. THE LN CONTINUED TO RUN AND MADE HIS WAY INTO A DARK ALLEY WHERE A LARGE BUS WAS PARKED. THE SOLDIER ORDERED THE LN TO STOP MOVING AND VISUALLY IDENTIFIED SOMETHING METALLIC IN THE LN'S HAND. THE SOLDIER ONCE AGAIN ORDERED THE LN TO STOP; WHEN THE LN RAISED HIS HAND WITH THE METALLIC OBJECT, THE SOLDIER FIRED 1 X 5.56MM INTO THE LN'S CHEST. CONTACT WAS CALLED TO THE GROUND CDR AND A MEDIC WAS IMMEDIATELY DISPATCHED TO THE SCENE TO TREAT THE LN FOR INJURIES. ONCE THE MEDIC ARRIVED, THE AREA WAS SEARCHED FOR A WEAPON AND ONLY A METALLIC CELL PHONE WAS FOUND ON THE GROUND NEAR THE LNS HAND. THE MEDIC CONTINUED TO ADMINISTER FIRST-AID WHEN AT 2245 THE LN WAS PRONOUNCED DEAD. THE MA'ADAIN IPS WILL TAKE POSSESSION OF THE BODY AND THE HHB CDR ON THE GROUND IS ATTEMPTING TO LOCATED FAMILY IN THE AREA. SUMMARY: 1 X EOF 1 X LN KIA 1 X 5.56MM WARNING SHOT 1 X 40MM (NON LETHAL M203) SHOT 1 X 5.56MM SH

(d) Individual's Involved: SPC (b)(3)(b)(6)

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- (e) Investigating Officer:
- (f) Appointing Authority: CG
- (g) Suspense Date: TBD
- (h) Current Status: 15-6 Pending