



REPLY TO
ATTENTION OF

HEADQUARTERS
MULTI-NATIONAL CORPS-IRAQ
BAGHDAD, IRAQ
APO AE 09342

OCT 1st 2007

FICI-JA-AL

MEMORANDUM FOR COL [REDACTED] (b)(3)(b)(6) Commander, Criminal Investigation Division, Victory Base Complex, Iraq

SUBJECT: Request for Criminal Investigation Division Command to Investigation a Possible Violation of the Law of Armed Conflict by 1st Platoon, C Company, TF 1-77 Armor, 2d Brigade Combat Team, 1st Infantry Division, 30 June 1007 to 1 July 2007

1. I direct the Criminal Investigation Division Command to conduct an investigation of all possible violations of the law regarding the subject incident. I believe that the discrepancies presented in Ms. Tyson's article and the report of investigation into the incident are significant. The nature of the allegations presented in the article warrant review by Army's professional investigation unit to resolve. Enclosed is a copy of the unit's investigation into the matter.

2. Specifically, I am concerned with the following discrepancies presented:

a. In the Washington Post article, written by Ms. Ann Scott Tyson, Ms. Tyson writes (without quotations) that the Soldiers said, "they decided to kill any wounded insurgents able to move." In their sworn statements, all Soldiers deny ever making such a statement, but CPT [REDACTED] (b)(3)(b)(6) and SFC [REDACTED] (b)(3)(b)(6) claim in their sworn statements to have overheard SPC [REDACTED] (b)(3)(b)(6), SPC [REDACTED] (b)(3)(b)(6) and SPC [REDACTED] (b)(3)(b)(6) make such a statement during an interview with Ms. Tyson.

b. In the Washington Post Article, Ms. Tyson writes (without quotations) that LT [REDACTED] (b)(3)(b)(6) the platoon leader, had said, "Earlier, that he had shot a wounded insurgent in the head, but this time, when an insurgent on the ground raised his hand in surrender, he hesitated." Witness sworn statements collected during the investigation indicate that LT [REDACTED] (b)(3)(b)(6) never fired his weapon.

c. In the Washington Post Article, Ms. Tyson writes (without quotations) that "the Soldiers said, at 1:35 am, as a group of insurgents was evacuating casualties to tents to the north, [REDACTED] (b)(3)(b)(6) ordered a Bradley fighting vehicle that had arrived on the scene to open fire. Eight insurgents and five civilians, three male and two female, were later found dead in two tents, the military said." What evidence supports the Article's claims as written?

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SUBJECT: Request for Criminal Investigation Division Command to Investigation a Possible Violation of the Law of Armed Conflict by 1st Platoon, C Company, TF 1-77 Armor, 2d Brigade Combat Team, 1st Infantry Division, 30 June 1007 to 1 July 2007

3. The point of contact for this command is the MNC-I Staff Judge Advocate and his representative CPT (b)(3)(b)(6) at DSN 318-822-2581 and e-mail, (b)(3)(b)(6) @us.army.mil.

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

RAYMOND T. ODIERNO
Lieutenant General, USA
Commanding

CF:
MNC-I Provost Marshal



DEPARTMENT OF THE ARMY
HEADQUARTERS, 1st BRIGADE COMBAT TEAM
3d INFANTRY DIVISION
CAMP RAMADI, IRAQ
APO AE 09396



REPLY TO
ATTENTION OF

AFZP-VA-CO

SEP 17 2007

MEMORANDUM FOR RECORD

SUBJECT: Endorsement of AR 15-6 Investigation into Possible Violation of the Law of Armed Conflict by 1st Platoon, C Company, TF 1-77 Armor, 2d Brigade Combat Team, 1st Infantry Division, 30 June 2007 to 1 July 2007

1. Enclosed is the informal AR 15-6 investigation into the possible violation of the Law of Armed Conflict (LOAC) by Soldiers from 1st Platoon, C Company, TF 1-77 Armor (1/C/1-77), 2d Brigade Combat Team, 1st Infantry Division, from 30 June 2007 to 1 July 2007. The investigation was conducted by Major (MAJ) Langdon Lucas and reviewed by MAJ (b)(3)(b)(6) (b)(3)(b)(6), my Brigade Judge Advocate. I am satisfied that this report provides a sufficient description of the engagement with Anti-Iraqi Forces (AIF) near Donkey Island from 30 June 2007 to 1 July 2007, and the Soldiers' interactions with Washington Post reporter, Anne Tyson. I concur with the MAJ (b)(3)(b)(6) findings and recommendations and believe that no further investigation is needed.

2. This investigation was initiated to address possible LOAC violations raised by an article written by Anne Tyson, and printed in the Washington Post, entitled "A Deadly Clash at Donkey Island" ("the Article"). The investigation reveals that the Article, while very compelling, contains inaccuracies. I do not believe the inaccuracies were intentional. I believe they were the result of incomplete information; Ms. Tyson's confusion concerning the battle's events; and statements that a few Soldiers may have made, exaggerating their actions during the battle.

a. The Article implies that after being attacked by wounded insurgents, a few Soldiers decided they would kill all wounded insurgents, and not determine which insurgents were "out of the battle" due or injuries, or allow the insurgents the opportunity to surrender. The Article also states that Soldiers fired on insurgents evacuating their wounded.

(1) The portion of the Article that implies these possible LOAC violations appears to be the result of some possibly exaggerated comments made by a few Soldiers during an interview with Ms. Tyson. Captain (CPT) (b)(3)(b)(6) and Sergeant First Class (SFC) (b)(3)(b)(6) claimed they heard three Soldiers state they had decided to kill all wounded insurgents, and then in fact did so. However, CPT (b)(3)(b)(6) and SFC (b)(3)(b)(6) did not believe the Soldiers were being truthful, and the Soldiers who allegedly made the statements denied making them. The Soldiers did explain that after two wounded insurgents attacked them with grenades and suicide vests, the Soldiers decided to treat all insurgents as wearing suicide

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vests. This policy, rightfully established for reasons of self-defense and designed to dictate how the Soldiers would approach future insurgents, was a wise one; as numerous insurgents were discovered wearing suicide vests. The Article also provides evidence that contradicts the implied violation, by stating that a wounded insurgent was allowed to surrender. Lastly, detainees were taken into custody after the battle.

(2) The Soldiers testified that they did not see wounded insurgents being evacuated or medically treated. What the Soldiers did see, was armed insurgents attacking them and moving about the battlefield, and the remnants of what the Soldiers believed was medical care the insurgents were providing to each other. It appears that Ms. Tyson either incorrectly reported the Soldiers' accounts or exaggerated them.

(3) The Article contains additional inaccuracies which substantiate Ms. Tyson's confusion and inaccurate recounting of the Soldiers' statements. In the Article, Ms. Tyson writes that 2LT (b)(3)(b)(6) shot a wounded insurgent in the head. This statement is incorrect, as all of the Soldiers with knowledge stated that 2LT (b)(3)(b)(6) did not fire his weapon during the entire engagement. And Ms. Tyson quotes SPC (b)(3)(b)(6) in the Article, but she never received SPC (b)(3)(b)(6) interview.

(4) There is no evidence to substantiate the unlawful firing on or killing of a wounded insurgent during the Battle of Donkey Island. Clearly, the Soldiers who fought at Donkey Island faced a well trained and well armed terrorist force, fanatically bent on killing US Service Members. The Soldiers who fought this evil, ruthless, and determined force, acted within the Rules of Engagement and in accordance with the LOAC. During the interview however, a few of them may have failed to accurately retell their stories.

b. Unfortunately, the investigation could not determine whether noncombatant casualties were suffered; and if they were, who caused their deaths. Based on the witness statements, MAJ (b)(3)(b)(6) believes it is likely that noncombatants were killed however, he does not know by whom, and ultimately, he is not certain. Major (b)(3)(b)(6) is certain that no Soldier knowingly or intentionally killed a noncombatant. I concur with that conclusion. The body of a woman, a possibly younger female, and a possibly younger male were discovered in a tent, in the area of battle. The Soldiers, who discovered the bodies did not and could not determine the causes of death. They believed the individuals were noncombatants based on their gender, dress, and estimated age. But the Soldier were not certain where the bodies were actually located. What is clear, is the evidence establishes that no Soldier knowingly or intentionally engaged noncombatants. Without question, noncombatant casualties must be avoided. The Soldiers and Marines operating in AO Topeka are very concerned about the safety of the civilian population, and they go to great lengths to protect them everyday. Such concern was demonstrated after the battle when two Soldiers, out of respect, covered

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the female casualties with a blanket. When noncombatant casualties are inflicted, it is a tragedy. Unfortunately, the enemy intentionally and continually operates amongst the civilian population, placing civilian lives in jeopardy.

3. I do not believe that Ms. Tyson intentionally reported inaccurate facts. I believe that Ms. Tyson may have received some exaggerated information, and was confused as to the battle's events, the actions of the Soldiers and the information she received. Confusion is understandable when attempting to reconstruct a battle, which was spread widely over time and territory and fought at night. The Battle of Donkey Island was chaotic, and the Soldiers who fought it did so courageously, professionally, effectively, and properly. These outnumbered Soldiers from C/1-77, destroyed a well organized, well trained, and fanatical enemy. With their courage, bravery, and proficiency, these Soldiers may have defeated Al-Qaeda's best and last effort to enter and destabilize Ramadi and Al Anbar Province.

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

COL, IN
Commanding



DEPARTMENT OF THE ARMY
HEADQUARTERS, 1st BRIGADE COMBAT TEAM
3d INFANTRY DIVISION
CAMP RAMADI, IRAQ
APO AE 09396



REPLY TO
ATTENTION OF

AFZP-VA-JA

28 August 2007

MEMORANDUM FOR Commander, 1st Brigade Combat Team, 3d Infantry Division, Camp Ramadi, Iraq

SUBJECT: Legal Review of AR 15-6 Investigation into Possible Violation of the Law of Armed Conflict by 1st Platoon, C Company, TF 1-77 Armor, 2d Brigade Combat Team, 1st Infantry Division, 30 June 2007 to 1 July 2007.

1. On 20 August 2007 an informal AR 15-6 investigation pertaining to the possible violation of the Law of Armed Conflict by Soldiers from 1st Platoon, C Company, TF 1-77 Armor, was initiated by LTC (b)(3)(b)(6) acting Commander, 1st Brigade Combat Team, 3d Infantry Division. The investigation was conducted by the investigating officer, MAJ (b)(3)(b)(6) and completed on 24 August 2007. I have reviewed the inquiry and make the following determinations:

- a. The investigation complies with legal requirements.
 - b. There are no procedural errors or irregularities in the investigation. The investigating officer did not collect signed Privacy Act Statements from the witnesses who provided statements. I recommend that the investigating officer be directed to collect signed Privacy Act Statements from the witnesses.
 - c. Sufficient evidence supports the investigating officer's findings.
 - d. The investigating officer's findings are consistent with his recommendations.
2. The point of contact for this memorandum is the undersigned at 340-3761.

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

MAJ, JA
Brigade Judge Advocate

005195



DEPARTMENT OF THE ARMY
HEADQUARTERS, FIRST BRIGADE COMBAT TEAM
THIRD INFANTRY DIVISION
CAMP RAMADI, IRAQ
APO AE 09396

REPLY TO
ATTENTION OF:

AFZP-VA

24 August 2007

MEMORANDUM FOR COMMANDER, FIRST BRIGADE COMBAT TEAM, THIRD INFANTRY DIVISION, CAMP RAMADI, IRAQ, APO AE 09396

SUBJECT: AR 15-6 Investigation Findings and Recommendation

1. **FINDINGS:** After investigating the circumstances surrounding two incidents described by Anne Tyson in the Washington Post article titled "A Deadly Clash at Donkey Island," (Enclosure 1) I have determined the following:

a. Based on a preponderance of the evidence, it is likely that noncombatants were killed during the fighting that occurred on 30 Jun 07 and 01 Jul 07 but insufficient evidence exists to determine whether or not those noncombatants were killed by Coalition Forces (CF). Further, if noncombatants were killed by CF, the deaths were unintentional and coincident to lawful engagements conducted by CF that fully adhered to the Rules of Engagement and Law of Armed Conflict.

b. Based on a preponderance of the evidence, it is my belief that no CF soldiers unlawfully killed wounded insurgents.

2. **RECOMMENDATIONS:** I recommend that this investigation be closed with no further action taken.

3. **BACKGROUND:** (See Enclosure 2 for complete TF 1-77 Battle Summary)

a. On the night of 30 June 2007, 1st Platoon, Charlie Company 1-77 Armor came into contact with an insurgent force of approximately 40 to 60 people south of Al Tash, vicinity Donkey Island. They came under fire from the insurgent element armed with AK 47's, grenades, suicide vests, RPG's and PKC machine guns. What resulted was intense, sporadic firefights throughout the night between several elements of TF 1-77 and the insurgents. Intelligence indicates that these insurgents were well trained, organized and were planning to move into AO Tiger (targeting the most influential SOI in the area; Sheik Sattar Bazea Fythkan). Because of the actions of the TF 1-77 elements on the ground that evening, this potentially lethal insurgent group was interdicted and degraded to the point of being unable to carry out their mission.

b. The overall scheme of the battle was that 1/C/1-77 made initial contact with the enemy, and was later re-enforced by the TF 1-77 AR Scout Platoon (Saber). The C/1-77 AR Company Commander (Pain 6) arrived soon after Saber to provide command and control of the battle. All elements fought throughout the night and began to clear the area at first light the following morning. During the clearance and SSE operations, more firefights broke out, resulting in 2x US KIA.

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c. From 28 Jul 07 through 1 Aug 07, Anne Tyson, reporter for the Washington Post visited AO TOPEKA and interviewed a number of the soldiers involved in the incident. On 19 Aug 07, Ms. Tyson published an article that appeared in the Washington Post titled "A Deadly Clash at Donkey Island." In this article Ms. Tyson made several statements that alluded to potential misconduct by CF during the battle. Specifically, she states that:

After that, the [1/C/1-77 AR] soldiers said, they decided to kill any wounded insurgents able to move. At 1:35 a.m., as a group of insurgents was evacuating casualties to tents to the north, [SFC] (b)(3)(b)(6) [Platoon Sergeant for 1/C/1-77 AR] ordered a Bradley Fighting Vehicle that had arrived on the scene to open fire. Eight insurgents and five civilians, three male and two female, were later found dead in two tents, the military said.

At 5:30 a.m., (b)(3)(b)(6) the platoon leader, decided to clear the entire area. Earlier, he said, he had shot a wounded insurgent in the head. But this time, when an insurgent on the ground raised his hand in surrender, he hesitated.

These comments suggest that the soldiers of 1/C/1-77 AR potentially violated the Law of Armed Conflict and Rules of Engagement by indiscriminately killing wounded insurgents. They also suggest that CF killed noncombatants.

d. Based on interviews conducted with members of 1/C/1-77 AR, no soldiers were told to kill wounded insurgents nor did they see or hear of anyone killing any wounded insurgents (Exhibits A-I).

e. Statements made by CPT (b)(3)(b)(6) and SFC (b)(3)(b)(6) claim that during the interview with Ms. Tyson, SPC (b)(3)(b)(6) PFC (b)(3)(b)(6) and SPC (b)(3)(b)(6) talked about shooting wounded insurgents (Exhibit J, K). SFC Gibson's statement also says that 2LT (b)(3)(b)(6) talked about killing wounded insurgents (Exhibit K). Neither (b)(3)(b)(6) nor (b)(3)(b)(6) believes that wounded insurgents were actually killed and attribute those statements to the soldiers boasting to the reporter who then embellished the events that occurred during the battle based on the soldier's exaggerations (Exhibits J, K).

f. Additional statements by 2LT (b)(3)(b)(6) and SFC (b)(3)(b)(6) refute CPT (b)(3)(b)(6) and SFC (b)(3)(b)(6) testimony (Exhibits L, M). Both (b)(3)(b)(6) and (b)(3)(b)(6) say that at no point during the interview did they hear anyone, specifically (b)(3)(b)(6) or (b)(3)(b)(6) make statements about killing wounded insurgents although both admit they were not present the entire time (b)(3)(b)(6) were being interviewed (Exhibits L, M).

g. Statements by SPC (b)(3)(b)(6) PFC (b)(3)(b)(6) and SPC (b)(3)(b)(6) also refute (b)(3)(b)(6) and (b)(3)(b)(6) claims (Exhibits C, D, N).

h. 2LT (b)(3)(b)(6) SFC (b)(3)(b)(6) SPC (b)(3)(b)(6) SSG (b)(3)(b)(6) SPC (b)(3)(b)(6) all stated that 2LT (b)(3)(b)(6) did not shoot a wounded insurgent because he did not fire his weapon during the entire battle (Exhibits A-C, F, G).

i. SFC (b)(3)(b)(6) states that he was asked by the Bradley Fighting Vehicle (BFV) commander on the scene (SPC (b)(3)(b)(6) 1/B/1-26 IN) to engage positively identified

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insurgents near tents to the north of Donkey Island. He gave permission for this engagement and the crew fired on the insurgents (Exhibit B).

j. SPC (b)(3)(b)(6) gunner for the BFV that fired on the insurgents near the tents north of Donkey Island, states that he positively identified enemy personnel armed with AK-47s using the thermal sights of the BFV and engaged them. Further, he did not identify anyone who appeared to be unarmed in the area he engaged the armed insurgents (Exhibit O).

k. CPT (b)(3)(b)(6) SFC (b)(3)(b)(6) and SSG (b)(3)(b)(6) all believe that the tents mentioned in Ms. Tyson's article are different than the tents searched by SSG (b)(3)(b)(6) and CPT (b)(3)(b)(6) on the night of 30 Jun 07, early morning 01 Jul 07 and therefore the civilians they encountered in those tents were not the civilians found dead later on 01 Jul 07 (Exhibits J, K, P).

l. CPT (b)(3)(b)(6) believes the civilians that were found dead in the tents searched by EOD and soldiers from B/1-18 on 01 Jul 07 tents are the same civilians that he and SSG (b)(3)(b)(6) found the night prior but that they were killed by enemy fire coming from Donkey Island (Exhibit Q).

m. Based on interviews with the Explosive Ordnance Disposal (EOD) team who cleared the tents north of Donkey Island on 01 Jul 07, there were three (3) noncombatants found dead on the scene. They based this assessment on the ages and attire worn by the deceased (Exhibits R-U). Reports both during and after the battle indicate that the insurgents were dressed in a similar fashion (white dishdashas with white pants and matching running shoes, black backpacks) and none of the three noncombatants were dressed this way.

n. The EOD team members also stated that nothing they saw at the scene indicated how the civilians were killed and could not verify whether or not they were killed by CF (Exhibits R-U).

4. ISSUES AND ANALYSIS: 1) Did any CF action result in the death of noncombatants? and 2) did any CF soldier unlawfully kill any wounded insurgents? The Law of Armed Conflict prohibits the killing of combatants who are wounded and pose no further threat or who are attempting to surrender.

a. I found a number of inconsistencies between Ms. Tyson's description of the events during the battle and the After Action Reports (AAR), patrol debriefs and statements I read and heard from those involved with the fighting. Three statements made by Ms. Tyson in the article that I found compelling evidence against are listed here:

(1). "Wary after the grenade incident, (b)(3)(b)(6) recalled, he pulled out his 9mm pistol and shot the man, who then detonated his suicide vest." Although Ms. Tyson quotes SPC (b)(3)(b)(6) in the statement above, testimony from 2LT (b)(3)(b)(6) and SFC (b)(3)(b)(6) indicate that SPC (b)(3)(b)(6) was not present at the interview and never spoke with Ms. Tyson (Exhibits G, L).

(2). "At 5:30 a.m., (b)(3)(b)(6) the platoon leader, decided to clear the entire area. Earlier, he said, he had shot a wounded insurgent in the head." Statements from several

members of 1/C/1-77 AR to include 2LT (b)(3)(b)(6) say that 2LT (b)(3)(b)(6) did not shoot his weapon during the entire battle which directly contradicts Ms. Tyson's Statement above that he shot a wounded insurgent in the head (Exhibits A-C, F, G).

(3). "At 1:35 a.m., as a group of insurgents was evacuating casualties to tents to the north, (b)(3)(b)(6) ordered a Bradley Fighting Vehicle that had arrived on the scene to open fire." The BFV gunner who conducted this engagement did not see any enemy that appeared to be evacuating casualties. He saw insurgents armed with rifles both running and low crawling (Exhibit O). All others I questioned specifically about insurgents evacuating wounded during the battle state that they never saw that. Several indicated that treatment of the wounded occurred because during clearance of the objective the following morning, several wounded and dead insurgents were found wearing bandages.

b. These inconsistencies lead me to believe that Ms. Tyson could have misinterpreted statements made by soldiers during their interviews which resulted in the inconsistencies in her comments in the article.

c. Based on the evidence gathered during this investigation to include AAR, patrol debriefs, sworn statements of participants in the fighting and additional testimony of the soldiers involved, I believe that it is likely that noncombatants were killed during the fighting that occurred on 30 Jun 07 and 01 Jul 07. All soldiers but one that I questioned about the deaths of noncombatants during the battle stated they were confident that the civilians found dead near the tents to the north of Donkey Island were noncombatants (Exhibits J, K, P-V). The soldier who disagreed, SGT (b)(3)(b)(6) (HHC/1-77 AR), felt that the scene he saw at the tents on the afternoon of 01 Jul 07 was inconsistent with the normal behavior of the local populace of that area (Exhibit W). Despite SGT (b)(3)(b)(6) statement, the other testimony I received, to include that of the ground commander of the area, CPT (b)(3)(b)(6) (C/1-77 AR), indicates that the civilians were in fact noncombatants. I also believe that that insufficient evidence exists to determine who killed those noncombatants. Further, if noncombatants were killed by CF, the deaths were unintentional and coincident to lawful engagements conducted by CF.

d. The statements taken during the course of my investigation also lead me to believe that no CF soldiers unlawfully killed wounded insurgents. Early in the battle, two specific attacks by insurgents led 2LT (b)(3)(b)(6) to issue instructions that all insurgents on the battlefield should be treated as if they were wearing suicide vests (Exhibit A). The first attack occurred when an insurgent crawled toward the vehicle commanded by SSG (b)(3)(b)(6) and threw a grenade that did not explode. The second attack occurred when an insurgent crawled toward the same vehicle and detonated a suicide vest. It is unclear whether or not these two insurgents were wounded prior to being engaged by CF, but it is clear that they were demonstrating hostile intent. Testimony by CPT (b)(3)(b)(6) and SFC (b)(3)(b)(6) asserts that three soldiers, SPC (b)(3)(b)(6), PFC (b)(3)(b)(6) and SPC (b)(3)(b)(6) spoke to Ms. Tyson during a roundtable interview at JSS SUWA about the battle and claimed to have killed wounded insurgents. Those claims are refuted by the three soldiers and their Platoon Leader, 2LT (b)(3)(b)(6) and Platoon Sergeant, SFC (b)(3)(b)(6). While these statements seem to conflict I do not believe anyone is deliberately attempting to deceive anyone and I attribute the inconsistencies to the emotions stirred by the event. Further, the fact that soldiers across the battlefield that night detained and treated a number of wounded insurgents throughout the fight, to include SPC (b)(3)(b)(6) and SPC (b)(3)(b)(6) (Exhibit L) indicates to me that there was no blatant attempt to indiscriminately kill the wounded.

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SUBJECT: AR 15-6 Investigation Findings and Recommendation

All evidence I have seen specific to this event indicates that proper procedures were followed at all times and that all soldiers acted reasonably when engaging enemy forces.

5. The POC for this action is the undersigned at SVOIP 696-5094, (b)(3)(b)(6) @mnf-wirag.usmc.smil.mil (SIPR) or (b)(3)(b)(6) @mnf-wirag.usmc.mil (NIPR).

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

Investigating Officer

4 Encls.

1. "A Deadly Clash at Donkey Island" Article by Anne Tyson
2. TF 1-77 AR Donkey Island Battle Summary
3. Sworn Statements (Exhibits A-W)
4. Appointment Orders



DEPARTMENT OF THE ARMY
HEADQUARTERS, 1st BRIGADE COMBAT TEAM
3d INFANTRY DIVISION
CAMP RAMADI, IRAQ
APO AE 09396



REPLY TO
ATTENTION OF

AFZP-VA-CO

AUG 20 2007

MEMORANDUM FOR MAJ (b)(3)(b)(6) Headquarters and Headquarters Company, 1st
Brigade Combat Team, 3d Infantry Division, Camp Ramadi, Iraq

SUBJECT: Appointment as Investigation Officer

1. You are hereby appointed as an investigating officer, pursuant to AR 15-6, to conduct an informal investigation into a report that on or about 30 June 2007 to 1 July 2007, during an engagement with Anti-Iraqi Forces; 1) civilians casualties were inflicted; and 2) that Soldiers from Task Force I-77 Armor unlawfully killed wounded insurgents. You will follow the provisions of AR 15-6 regarding informal investigations.
2. At the end of your inquiry you will prepare a memorandum detailing your findings and recommendations. Your investigation should focus on; 1) whether noncombatants were killed as a result of CF action, and if so, the attendant circumstances; and 2) did US Soldiers kill individuals who were trying to surrender, who had surrendered, or who were wounded and no longer posed a threat. During your investigation, you should: 1) interview witnesses with knowledge of the incident; and 2) develop the facts surrounding and involving the incident.
3. If in the course of your investigation you come to suspect that an individual(s) may have committed an act, which violates the UCMJ, you must advise the individual(s) of their rights under Article 31, UCMJ. Contact the Brigade Judge Advocate prior to initiating your investigation. Each witness to the investigation will complete a Privacy Act form, which will be included in the investigation. Submit your findings and recommendations to me by 25 August 2007 using DA Form 1574.

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

LTC, IN
Commanding

005201

Pages 13 through 22 redacted for the following reasons:

Nonresponsive

TF 1-77 AR DONKEY ISLAND BATTLE **SUMMARY**

OVERVIEW

On the night of 30 June 2007, 1st Platoon, Charlie Company 1-77 Armor came into contact with an insurgent force of approximately 40 to 60 people south of Al Tash, vicinity Donkey Island. They came under fire from the insurgent element armed with AK 47's, grenades, suicide vests, RPG's and PKC machine guns. What resulted was intense, sporadic firefights throughout the night between several elements of TF 1-77 and the insurgents. Intelligence indicates that these insurgents were well trained, organized and were planning to move into AO Tiger (targeting the most influential SOI in the area; Sheik Sattar Bazea Fythkan). Because of the actions of the TF 1-77 elements on the ground that evening, this potentially lethal insurgent group was interdicted and degraded to the point of being unable to carry out their mission.

The overall scheme of the battle was that 1/C/1-77 made initial contact with the enemy, and was later re-enforced by Saber. Pain 6 arrived soon after Saber to provide command and control of the battle. All elements fought throughout the night and began to clear the area at first light the following morning. During the clearance and SSE operations, more firefights broke out, resulting in 2x US KIA.

This report is divided into summaries of the actions of each major element involved in the battle. It is not a chronological account, as many of the events described below happened simultaneously. All information was gathered from sworn statements from and interviews with each of the elements listed below.

1/C/1-77 AR: "PAIN RED"

1/C/1-77 (Pain Red) was conducting a recon mission of the canal south of Al Tash. The patrol consisted of 3x UAH and 9 personnel. At approximately 302115JUN07 the C/18 truck (commanded by SSG (b)(3)(b)(6)) identified 2x trucks surrounded by a group of local nationals (who appeared to be having a meeting). The patrol approached the trucks; their lights were out and were utilizing night operation devices. Upon identifying the Coalition Force patrol, the individuals around the truck immediately began to open fire with small arms, RPK and RPG fire. At this time more local nationals began to engage from in and around the truck (the leadership on the ground estimated the size of AIF force to be approximately 40 to 60 individuals).

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SFC (b)(3)(b)(6) (Pain Red 7) recommended to 2LT (b)(3)(b)(6) (Pain Red 6) that the platoon bound back 50 meters to establish better standoff from the enemy. The platoon bounded back 50 meters and was pursued by the AIF, who continued to engage the patrol with heavy fire. Pain Red 7 and Pain Red 6 decided to bound back another 100 meters and establish a SBF position. At this point, Pain Red 7 sent up a report through Tiger X-Ray requesting air assets and for BN to send up a TIC (troops in contact). Pain Red 6 called Saber base and informed them of the situation. Saber 6 linked up with Pain Red at approximately 2300 to cross level ammunition. During the firefight, 2x Bradley's from B/1-26 were ordered to move to the engagement area to assist Pain Red, and 2x Apache Helicopters arrived on station. SFC Young coordinated with the aviation element (call sign "Attack 14") to conduct strafing runs over Donkey Island to suppress the enemy.

At approximately 010130JUL07, Pain 6 gave the order that all elements were to hold their positions until morning (because of all of the suicide vests, and grenades scattered throughout the battlefield). For the rest of the evening, the BFV's scanned the engagement area as well as Donkey Island utilizing their thermal sights.

During this time, SPC (b)(3)(b)(6) identified several AIF attempting to evacuate their downed comrades. He watched as several of them were taken from the engagement area to a nearby tent near the river. SPC (b)(3)(b)(6) marked the tent with his PEQ2 so that the BFV's could engage (this engagement resulted in 6 dead AIF, which they identified upon clearing the tent the following morning). At approximately 010530JUL07, Pain Red was ordered to clear the engagement area from their position to the north. During this time they found multiple fighting positions, large stacks of grenades, suicide vests and several dead AIF. At one point, SPC (b)(3)(b)(6) identified 1x AIF crawling toward his truck wearing a suicide vest. SPC (b)(3)(b)(6) shot the AIF with his 9mm pistol, killing him. Pain Red was relieved at approximately 010730JUL07 and returned to camp Ramadi.

TF 1-77 AR SCOUTS: "SABER"

Saber 6 (CPT (b)(3)(b)(6)) departed JSS Suwa at approximately 302125JUN07 in order to assist the platoon in contact. Saber 6 set a cordon around the engagement area, ordering one scout section (led by SSG (b)(3)(b)(6) and SPC (b)(3)(b)(6)) to set security to the south of the engagement area, and another scout section (led by SSG (b)(3)(b)(6) and SGT (b)(3)(b)(6)) to set security north of the engagement area. this At approximately 302300JUN07, Saber 6 (with an element consisting of 3x UAII) linked up with Pain Red with orders from Pain 6 (CPT (b)(3)(b)(6)) to cross level ammunition (each truck in the platoon was down to approximately 100 rounds of 7.62mm ammunition).

Around the same time as this link up occurred, 2x AH64 Apache helicopters arrived on station to provide air support. Once ammo cross load was complete, both elements continued to take heavy PKC fire from behind the two AIF trucks and Saber 6's truck was attacked with RPG fire. One of the Apache pilots (call sign Attack 14) asked Pain

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Red 7 if he wanted them to engage the trucks but, at this time. Saber 6 ordered SPC (b)(3)(b)(6) and SPC (b)(3)(b)(6) (scout .50 Cal gunners) to engage the trucks. The trucks caught fire as a result of this engagement and the ammo that was hidden in the vehicles began to cook off (destroying AIF ammunition). Both Saber and Pain Red bounded back approximately 100 meters to gain better standoff from the explosions.

Saber 6 then took his element south along the canal road and dismounted in order to clear any tents and buildings in the immediate area that AIF could have retreated to. During this clearance, the element came under heavy RPG and small arms fire from North of their position. Saber 6 ordered his element to remount their vehicles and assault North. Saber 6 was then informed that Pain 6's element had taken casualties, to include Pain 6, and that he was to assume command on the ground. Saber 6 maneuvered the 2 x BFV's from B/1-26 to overwatch Donkey Island and ensured the cordon was intact while he assumed command and control in the center.

PAIN 6 AND ELEMENTS OF SABER

Pain 6 (CPT (b)(3)(b)(6)), who had been in a meeting at TF 1-77 HQ and was informed of all of this by the Battle Captain, arrived shortly after Saber 6. He positioned himself with the elements in the northern cordon (SSG (b)(3)(b)(6) and SGT (b)(3)(b)(6) in order to establish command and control. After hearing reports from Pain Red that they were receiving small arms contact from a row of tents along the river, he ordered Saber 9 (SSG (b)(3)(b)(6)) to take his section and clear the tents (where they found 1x I.N with a gunshot wound to the leg, which SGT (b)(3)(b)(6) the medic, treated).

While conducting this clearance, Pain 6's element came under heavy fire from the east and west; both west from the beach and east from Donkey Island. During which time SPC (b)(3)(b)(6) received gunshot wounds to the arm and leg and SGT (b)(3)(b)(6) received a gunshot wound to the head. Pain 6 ordered his element to assault the machine gun positions on the beach, while he attempted to flank them to secure the CASEVAC of SPC (b)(3)(b)(6) and SGT (b)(3)(b)(6). At this time, Saber 9's truck came under heavy Machine gun fire and the gunner (SPC (b)(3)(b)(6)) was injured. SPC (b)(3)(b)(6) had seen multiple AIF only a few meters from his truck. In order to establish a low enough angle to accurately engage them, he had to stand up in his turret and lift his M240 machine gun out of its mount. He was able to engage and destroy most of them, but suffered a gunshot wound to the face. Pain 6 witnessed Saber 9's truck come under fire and he and SGT (b)(3)(b)(6) attempted to move to their location dismounted utilizing 3-5 second buddy rushes. During this movement, SGT (b)(3)(b)(6) and Pain 6 were hit by small arms fire. Pain 6 ordered his element to come to his position and evacuate SGT (b)(3)(b)(6) while Saber 9 returned to the beach to in order to evacuate SPC (b)(3)(b)(6) and SGT (b)(3)(b)(6) (at which time SSG (b)(3)(b)(6) had to low crawl to their position under fire and drag SPC (b)(3)(b)(6) back to his truck).

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SFC (b)(3)(b)(6) (Saber 7) moved to Pain 6's location to assist with CASEVAC. Saber 7 coordinated and supervised the placement of SGT (b)(3)(b)(6), SGT (b)(3)(b)(6) and SPC (b)(3)(b)(6) into Scout trucks and began movement back to Camp Ramadi. During this time, Attack 14 (the Apache element) called Pain Red 7 and offered the possibility of a non standard CASEVAC for SPC (b)(3)(b)(6) due to the extent of his injuries. Pain Red 7 referred Attack 14 to Saber 1 (SSG (b)(3)(b)(6)).

The MEDEVAC element, which included Saber 1 had already left, but once the possibility of a non standard air MEDEVAC was proposed, Saber 1 separated from Saber 7's MEDEVAC convoy with 3x vehicles, and set up a hasty landing zone (LZ) vicinity Obertash utilizing chem lights and IR strobes; Saber 7 continued on to Camp Ramadi in order to get SPC (b)(3)(b)(6) to C-Med. Saber 1 guided the helicopter onto the LZ and SPC (b)(3)(b)(6) was evacuated in an AH64 Apache while one of the crew members was strapped to the wing; at which time Saber 1 moved his element back to camp Ramadi in order to get SGT (b)(3)(b)(6) and SGT (b)(3)(b)(6) medical attention.

Pain 6 had his wounds assessed and had Saber 6 assume command on the ground until he regained his faculties. At this time, Pain 6 reassumed command and control of the company from OP 1. Pain 6 instructed his elements to hold their positions for the night and clear the area at first light (due to all of the reports of suicide vests, grenades and home made explosives (HME)). Sporadic gunfights continued throughout the night.

At approximately 010530JUL07, clearance of the engagement area began. Tiger 6 and his PSD (to include the TF S2) arrived that morning in order to conduct sensitive site exploitation (SSE) and situation assessment. Other elements arriving that morning included a section from the TF Mortar Platoon (Thunder), NSW, EOD and 1/B/1-18 (Predator Red).

1/B/1-18: "PREDATOR RED"

1/B/1-18 IN (Predator Red) was brought to the scene on the morning of 1 July as the security element for EOD and the ANGLICO escort initially. Once they arrived on site they discovered a large number of vehicles and personnel already on scene (estimated 60 to 70 people, 2 x BFV's, 3 x 1151's from Saber, 3 x 1151's from the PSD, a section from the Mortar Platoon, and 1x Platoon of NSW). They initially asked around to see where they were needed when they noticed a large number of rounds lying around nearby tents and SFC Buchan took a dismounted element to clear the tent area (which they did with NSTR).

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When they returned SFC Buchan noticed a belt of ammunition near a knoll surrounded by reeds and bushes and went to pick it up. At this point heavy enemy small arms and grenade fire came from the reeds, hitting SFC Buchan and SSG (b)(3)(b)(6) (who was on the ground with the TF S2 (CPT (b)(3)(b)(6)) conducting sensitive site exploitation (SSE) operations). SSG (b)(3)(b)(6) threw a grenade at the AIF and ordered his men to take cover and return fire, at which time he returned to his trucks and informed his platoon leader, 1LT (b)(3)(b)(6) that there were men down. SPC (b)(3)(b)(6) (a gunner in one of the trucks) got off of his truck and relayed that message to NSW.

1LT (b)(3)(b)(6) moved his truck up to the scene and SFC Buchan's body was brought behind the truck (an NSW truck pulled in perpendicular to the front of 1LT (b)(3)(b)(6) truck to provide further cover for the medics to attend to SFC Buchan). Once SFC Buchan was behind the truck, an NSW medic and (b)(6) (an interpreter for 1/B/1-18 who had been returning fire up to this point) began working on SFC Buchan. (b)(6) conducted initial CPR on SFC Buchan.

Simultaneously SGT Droquette and SPC (b)(3)(b)(6) attempted to evaluate SSG (b)(3)(b)(6). SPC (b)(3)(b)(6) put SSG (b)(3)(b)(6) on his back and checked for blood. He deemed that SSG (b)(3)(b)(6) might be choking on his blood and rolled him back onto his side. It was at this point that SGT (b)(3)(b)(6) attempted to remove SSG (b)(3)(b)(6) Kevlar and noticed that there was a large open wound on the back of his head. The NSW medic told them that he was dead.

While SFC Buchan was being attended to, 1LT (b)(3)(b)(6) noticed 1x AIF low crawling towards the truck from the reed area. He ordered his gunner to fire. The gunner put 2 x 3 round bursts into the AIF and the AIF subsequently set off an explosive (the type of explosive could not be determined: the platoon thought it was either a suicide vest or a grenade). This detonation injured 1LT (b)(3)(b)(6) (who received shrapnel wounds to the throat) and SPC (b)(3)(b)(6) (the gunner on 1LT (b)(3)(b)(6) truck, who received burns to the neck from flaming debris). The detonation also triggered more enemy fire. 1LT (b)(3)(b)(6) then made the call to evacuate SFC Buchan. He coordinated with NSW for them to take the casualties in their trucks due to lack of room in his own. SGT (b)(3)(b)(6) rode with NSW to continue to perform CPR on SFC Buchan. The element moved back to camp Ramadi; en route back, the NSW medic informed SGT (b)(3)(b)(6) that SFC Buchan was dead.

Date of Report: 18 July 2007

Name of Person Filing Report: CPT (b)(3)(b)(6) (Task Force 1-77 S5)

(b)(2)High

1. 30 2119 JUN 07: Point of initial contact. 1/C/1-77AR receives initial SAF contact after approaching (2) TBIEDs, and an estimated 30-40 AIF. ATK later engaged the TBIEDs with 30mm after seeing movement IVO the (2) TBIEDs, which immediately caught on fire and later exploded with secondary detonations. (10) KIA were discovered IVO the TBIEDs, 5 to the North and 5 to the South.

2. 30 2247 JUN 07: ATK Aviation engaged (1) AIF with (20) 30mm rounds after C/1-77 AR observed the individual moving tactically from the TBIED site and engaging CF numerous times with an UNK amount of 7.62mm (PKC) and resulted in (1) AIF KIA.

3. 30 2330 JUN 07: 2-5 MAR screens north of the 95 NORTHING on the east side of the canal.

4. 01 0008 JUL 07: While conducting a cordon and clearance of the area, HQ PLT and SCT/C/1-77AR discovered a cache consisting of an UNK amount of HME and weapons. Immediately the platoons came under heavy and sustained SAF of UNK caliber, resulting in (5) US WIA.

5. 01 0115 JUL 07: 2-5 MAR clears the eastern side of the canal and maintains a patrolling presence to interdict fleeing AIF.

(b)(2)High

005217

(b)(2)High

East Side of Canal:

- 2. 01 1315 JUL 07 ~ W/2/5 MAR moves into assault position vic LB 444 945.
- 5. 01 1426 JUL 07 ~ W/2/5 MAR receives SAF from @ 500m west of their position; unable to PID location. Did not return fire due to TF 1-77 elements in the area.

(b)(2)High

Donkey Island:

- 3. 01 1340 JUL 07 ~ Diablo, TF 1-77 and NSW prepared to launch Zodiacs to Donkey Island for clearance. Due to ensuing SAF attack, Diablo returns to west bank of canal to render assistance. NSW orders their boats and engines destroyed. Upon completion of firefight, NSW provides CASEVAC for WIA and KIA to C-Med.
- 9. 01 2300 JUL 07 ~ 2/5 MAR clears Donkey Island to capture/kill AIF on the island.

(b)(2)High

(b)(2)High

- 8. 01 2100 JUL 07 ~ FW (Covey 63) delivers 2 GBU-38 on 2 hollow mounds believed to be harboring AIF, resulting in 1 direct hit and 1 dud with unknown BDA.

(b)(2)High

West Side of Canal

- 1. 01 0800 JUL 07 ~ Clearing Operations: C/1-77 conducted clearing operations from north to south IVO the west side of Donkey Island. Additionally, 2-5 MAR will clear the east side of the canal once Donkey Island has been cleared.

- 4. 01 1411 JUL 07 ~ The TF TAC (PSD A) and C/1-77 was attacked by SAF and hand grenades while completing clearing operations and conducting SSE from the previous night. A firefight ensued resulting in 2 CF KIA, 3 CF WIA, and unknown AIF KIA/WIA.

- 6. 01 1628 JUL 07 ~ C/1-77 completes sweep of objective area. Begins burn operations of fields on the objective to reduce reed cover.

- 7. 01 1812 JUL 07 ~ UAV identifies a tunnel/rench complex vic LB 4360 9429. This position is in the vicinity from which both C/1-77AR and W/2/5 MAR received fire. After aerial reconnaissance by Attack AVN, Raider 6 authorized terrain denial fires on the position at 01 1916 JUL 07.

(b)(2)High

1. 01 0500-1600 JUL 07 ~ C/I-77AR finds 20x pressure plate IEDs, 24x homemade grenades, unk amount AK-47, PKC, RPG, Dragonov, uniforms, suicide vests, bottles with HME and det cord, backpacks, and 1st aid kits. EOD (Team1) conducts PBA on 2x STBIEDS and initial Sensitive Site Exploitation (SSE).

2. 01 1221 JUL 07 ~ C/I-77 discovers a weapons cache consisting of unk number of AK-47s, SVESTS, along with 1 WIA AIF. AIF was brought to C-MED. EOD collected munitions and conducted controlled det.

3. 01 1340 JUL 07 ~ TF TAC (PSD A) established, while C/I-77 supported by 1/B/1-18, and EOD completed SSE and found 20 EKIA (7 wearing SVESTS) from 30 JUN 07 engagements.

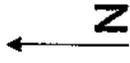
4. 01 2000 JUL 07 ~ C/I-77 exfiltrates. Total BDA was 2x US KIA, 9x US WIA, 25-27 EKIA, 7-10 SVESTS, 15-20 pressure plate IEDs, and 30-40 homemade grenades. Additionally, 3x AIF were detained (2 at ARDF, 1 at Cropper).

(b)(2)High

(b)(2)High

5. 01 2100 JUL 07 ~ UAV identifies series of tunnels and fighting positions. Covey 63 releases 2 GBU-38 at 01 2100 with NSTR.

6. 01 2300 JUL 07 ~ 2/5 MAR conducted clearance operations on Donkey Island with NSTR.



TENTS CLEARED BY
SCT/C/1-77 AR

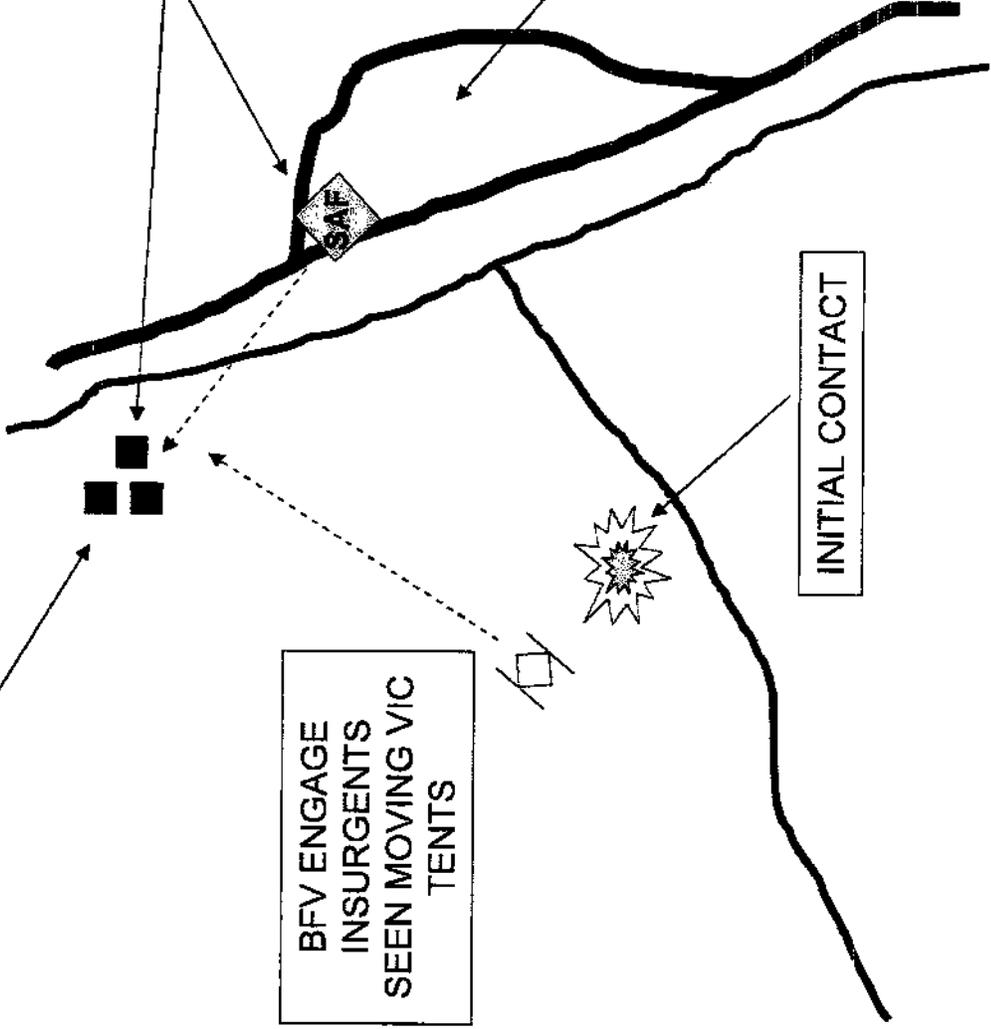
WHILE CLEARING TENTS TO
THE NORTH OF INITIAL
CONTACT, C/1-77 AR RECEIVES
SMALL ARMS FIRE FROM VIC
DONKEY ISLAND. CPT LAUER
BELIEVES THIS CONTACT
LIKELY KILLED THE CIVILIANS
FOUND DEAD THE FOLLOWING
MORNING.

BFV ENGAGE
INSURGENTS
SEEN MOVING VIC
TENTS



DONKEY ISLAND

INITIAL CONTACT



TAB A

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: 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 <i>Camp Ramadi, Iraq</i>	2. DATE (YYYYMMDD) <i>20070822</i>	3. TIME <i>1415</i>	4. FILE NUMBER
5. [Redacted] (b)(3)(b)(6)	6. SSN [Redacted] (b)(3)(b)(6)	7. GRADE/STATUS <i>O-1 / Platoon leader</i>	
8. ORGANIZATION OR ADDRESS <i>Charlie Company, Task Force 1-77</i>			

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

1. Were you interviewed by Anne Tyson of the Washington Post on or about 29 or 30 Jul 2007? If so, describe anything you recall from that interview, specifically anything you discussed about killing wounded insurgents?

Yes. The only time we discussed killing wounded insurgents is when SPC [Redacted] (b)(3)(b)(6) tried to detain an insurgent, who threw a grenade at his truck. Later, SPC [Redacted] (b)(3)(b)(6) had an insurgent use a suicide vest.

2. At anytime during the action vic Donkey Island on 30 Jun 2007 and 01 July 2007 were you given orders that modified the Rules of Engagement as you understood them at the time? If so, please describe this order.

After the first individual used his suicide vest, I came over who was wounded told the platoon to treat all insurgents as if they had suicide vest on.

10. EXHIBIT <i>A</i>	11. INITIALS [Redacted] (b)(3)(b)(6)	PERSON MAKING STATEMENT	PAGE 1 OF <i>3</i> PAGES
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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 BE INDICATED

USE THIS PAGE IF NEEDED. IF THIS PAGE IS NOT NEEDED, PLEASE PROCEED TO FINAL PAGE OF THIS FORM.

STATEMENT OF (b)(3)(b)(6) TAKEN AT Camp Republic DATED 22 Aug 07

9. STATEMENT (Continued)

3. At anytime during the action vic Donkey Island on 30 Jun 2007 and 01 July 2007 did you see or hear of anyone who knowingly killed a wounded insurgent? If so, please describe the circumstances surrounding the event.

Only those that fought or continued to fight. (b)(3)(b)(6)

4. Describe the circumstances surrounding the event described in Anne Tyson's Article, "A Deadly Cash at Donkey Island" where Insurgents were seen entering a tent and fired upon.

The Bradley to my north called me over the net and said he saw insurgents moving north of our position. He asked me permission to engage. I said yes. He engaged the enemy.

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

PAGE 2 OF 3 PAGES

STATEMENT OF

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

TAKEN AT Camp Ramad DATED 22 Aug 67

9. STATEMENT (Continued)

5. Describe the circumstances and events surrounding the comment made in Ms. Tyson's article where LT (b)(3)(b)(6) shot a wounded insurgent in the head.

I did not fire my weapon during the battle.

6. Do you have any other information you think may be relevant to this investigation?

Not

AFFIDAVIT

I, (b)(3)(b)(6), HAVE READ OR HAVE HAD READ TO ME THIS STATEMENT WHICH 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

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

(Signature of Person Making Statement)

WITNESSES.

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

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 22 day of August, 1967 at

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

(Signature of Person Administering Oath)

CPE

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

(Typed Name of Person Administering Oath)

(Authority To Administer Oaths)

INITIALS OF PERSON MAKING STATEMENT

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

PAGE 3 OF 3 PAGES

TAB B

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: 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 TF 1-77 HQ 2. DATE (YYYYMMDD) 20070822 3. TIME 1406 4. FILE NUMBER

5. LAST NAME, FIRST NAME, MIDDLE NAME (b)(3)(b)(6) 6. SSN (b)(3)(b)(6) 7. GRADE/STATUS E-7/P56

8. ORGANIZATION OR ADDRESS 1/C/TF 1-77 APO AE 09396

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

1. Were you interviewed by Anne Tyson of the Washington Post on or about 29 or 30 Jul 2007? If so, describe anything you recall from that interview, specifically anything you discussed about killing wounded insurgents?

YES, I DID GET INTERVIEWED BY ANNE TYSON BUT DID NOT MENTION ANYTHING ABOUT KILLING ANY WOUNDED INSURGENTS.

2. At anytime during the action vic Donkey Island on 30 Jun 2007 and 01 July 2007 were you given orders that modified the Rules of Engagement as you understood them at the time? If so, please describe this order.

NO

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

ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT" WHEN 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

STATEMENT OF

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

TAKEN AT

TF 1-77 MU

DATED

22 AUG 07

9. STATEMENT (Continued)

3. At anytime during the action vic Donkey Island on 30 Jun 2007 and 01 July 2007 did you see or hear of anyone who knowingly killed a wounded insurgent? If so, please describe the circumstances surrounding the event.

NO, I DID NOT, NOR DID I SEE ANYONE KILLING ANY WOUNDED INSURGENTS.

4. Describe the circumstances surrounding the event described in Anne Tyson's Article, "A Deadly Cash at Donkey Island" where Insurgents were seen entering a tent and fired upon.

AT ONE POINT IN THE NIGHT A BRADLEY COMMANDER REPORTED THAT HE HAD PID ON INSURGENTS MANEUVERING AROUND A TENT VIC WHERE PAEN-6 TOOK CASUALTIES EARLIER SO I TOLD HIM TO ENGAGE IF HE HAD PID.

INITIALS OF PERSON MAKING STATEMENT

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

PAGE 2 OF 3 PAGES

STATEMENT OF

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

TAKEN AT

TF 1-77 HQ

DATED

22 AUG 07

9. STATEMENT (Continued)

5. Describe the circumstances and events surrounding the comment made in Ms. Tyson's article where I.T (b)(3)(b)(6) shot a wounded insurgent in the head.

I HAVE NO IDEA WHERE SHE GOT THAT IDEA.

6. Do you have any other information you think may be relevant to this investigation?

ABOUT 50% OF HER STORY WAS TRUE, 25% MIXED UP, AND 25% TOTALLY FALSE.

AFFIDAVIT

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

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

HAVE READ OR HAVE HAD READ TO ME THIS STATEMENT WHICH BEGINS ON PAGE 1, AND ENDS ON PAGE 3. 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)

(Making Statement)

WITNESSES

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

HHC 1-77

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

ORGANIZATION OR ADDRESS

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 22 day of AUG 2007 at Camp Ramadi, Iraq

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

(Typed Name of Person Administering Oath)

Commissioned Officer

(Authority To Administer Oaths)

INITIALS OF PERSON MAKING STATEMENT

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

PAGE 3 OF 3 PAGES

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: 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 <i>Camp Ramadi</i>	2. DATE (YYYYMMDD) <i>20070822</i>	3. TIME	4. FILE NUMBER
5. LAST NAME FIRST NAME MIDDLE NAME <i>(b)(3)(b)(6)</i>	6. SSN <i>(b)(3)(b)(6)</i>	7. GRADE/STATUS <i>E-4</i>	
8. ORGANIZATION OR ADDRESS			
9. I, <i>(b)(3)(b)(6)</i> , WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH:			

1. Were you interviewed by Anne Tyson of the Washington Post on or about 29 or 30 Jul 2007? If so, describe anything you recall from that interview, specifically anything you discussed about killing wounded insurgents?

Yes. I was interviewed by the reporter. The only thing that we talked about ~~was~~ had nothing to do with killing "wounded" insurgents.

2. At anytime during the action vic Donkey Island on 30 Jun 2007 and 01 July 2007 were you given orders that modified the Rules of Engagement as you understood them at the time? If so, please describe this order.

NO.

10. EXHIBIT <i>C</i>	11. INITIALS OF PERSON MAKING STATEMENT <i>(b)(3)(b)(6)</i>	PAGE 1 OF <i>3</i> PAGES
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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 BE INDICATED

STATEMENT OF (b)(3)(b)(6) TAKEN AT Camp Ramdi DATED 8-27-07

9. STATEMENT (Continued)

3. At anytime during the action vic Donkey Island on 30 Jun 2007 and 01 July 2007 did you see or hear of anyone who knowingly killed a wounded insurgent? If so, please describe the circumstances surrounding the event.

NO.

4. Describe the circumstances surrounding the event described in Anne Tyson's Article. "A Deadly Cash at Donkey Island" where Insurgents were seen entering a tent and fired upon.

The insurgents were moving to flank us, so we engaged the enemy.

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

PAGE 2 OF 3 PAGES

STATEMENT OF Christopher T Carpio TAKEN AT Camp Ramadi DATED 8-27-07

9. STATEMENT (Continued)

5. Describe the circumstances and events surrounding the comment made in Ms. Tyson's article where I.I. (b)(3)(b)(6) shot a wounded insurgent in the head.

Lt. (b)(3)(b)(6) Never Shot his M-4.

6. Do you have any other information you think may be relevant to this investigation?

No.

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 _____. 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 COERCION, WITHOUT OFFER OF REWARD, WITHOUT THREAT OF PUNISHMENT, AND WITHOUT COERCION, UNLAWFUL INFLUENCE, OR UNLAWFUL INFLUENCE.

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

WITNESSES

(b)(3)(b)(6) SGT

174C 1-1-AR
ORGANIZATION OR ADDRESS

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

174C 1-27AR
ORGANIZATION OR ADDRESS

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 27 day of August, 2007 at CAW

(b)(3)(b)(6)
(Typed Name of Person Administering Oath)
Task Force Adaptor
(Authority To Administer Oaths)

INITIALS OF PERSON MAKING STATEMENT

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

PAGE 3 OF 5 PAGES

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: 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 <i>HR 1-77</i>	2. DATE (YYYYMMDD) <i>2007 08 22</i>	3. TIME <i>15 15</i>	4. FILE NUMBER
5. LAST NAME FIRST NAME MIDDLE NAME <i>(b)(3)(b)(6)</i>		7. GRADE/STATUS <i>E-4</i>	

8. ORGANIZATION OR ADDRESS
Lt Col TF 1-77

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

1. Were you interviewed by Anne Tyson of the Washington Post on or about 29 or 30 Jul 2007? If so, describe anything you recall from that interview, specifically anything you discussed about killing wounded insurgents?

I was interviewed by Anne Tyson, In my interview I described how we went black on Ammo, but I said nothing of killing wounded Insurgents.

2. At anytime during the action vic Donkey Island on 30 Jun 2007 and 01 July 2007 did you give or were you given orders that modified the Rules of Engagement as you understood them at the time? If so, please describe this order.

No Rules of Engagement were changed, they stayed the same.

10. EXHIBIT <i>D</i>	11. INITIALS OF PERSON MAKING STATEMENT <i>(b)(3)(b)(6)</i>	PAGE 1 OF ... <i>3</i> PAGES
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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 BE INDICATED.

USE THIS PAGE IF NEEDED. IF THIS PAGE IS NOT NEEDED, PLEASE PROCEED TO FINAL PAGE OF THIS FORM.

STATEMENT OF 496 (b)(3)(b)(6) TAKEN AT Co TFI-77 DATED 20070822

9. STATEMENT (Continued)

3. At anytime during the action vic Donkey Island on 30 Jun 2007 and 01 July 2007 or in the time since then did you see or hear of anyone who knowingly killed a wounded insurgent? If so, please describe the circumstances surrounding the event.

No I heard nothing

4. Do you have any other information you think may be relevant to this investigation?

No, I have no further information.

INITIALS OF PERSON MAKING STATEMENT

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

PAGE 2 OF 3 PAGES

STATEMENT OF SPL (b)(3)(b)(6) TAKEN AT CA 1F 1-77 DATED 2007 09 22

9 STATEMENT (Continued)

NOT USED

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

AFFIDAVIT

I, SPL (b)(3)(b)(6), HAVE READ OR HAVE HAD READ TO ME THIS STATEMENT WHICH BEGINS ON PAGE 1 AND ENDS ON PAGE 3. 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) (Statement)

WITNESSES

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

SSG

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

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 20 day of August, 2007 at CA

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

CA 1F 1-77
ORGANIZATION OR ADDRESS

(Authority To Administer Oaths)

INITIALS OF PERSON MAKING STATEMENT

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

PAGE 3 OF 3 PAGES

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 (SSA).
PRINCIPAL: 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 Ramadi 1/77 Conference Room	2. DATE (YYYYMMDD) 20070822	3. TIME 1905	4. FILE NUMBER
(b)(3)(b)(6)			7. GRADE/STATUS E4

8 ORGANIZATION OR ADDRESS
Co 1-77 AR

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

1. Were you interviewed by Anne Lyson of the Washington Post on or about 29 or 30 Jul 2007? If so, describe anything you recall from that interview, specifically anything you discussed about killing wounded insurgents? **yes** I was interviewed. She wanted to know where I was I dismounted my vehicle during the fight.

2. At anytime during the action vic Donkey Island on 30 Jun 2007 and 01 July 2007 did you give or were you given orders that modified the Rules of Engagement as you understood them at the time? If so, please describe this order.
NO

10. EXHIBIT E	11 IN (b)(3)(b)(6)	PERSON MAKING STATEMENT	PAGE 1 OF 3 PAGES
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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 BE INDICATED.

USE THIS PAGE IF NEEDED. IF THIS PAGE IS NOT NEEDED, PLEASE PROCEED TO FINAL PAGE OF THIS FORM.

STATEMENT OF

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

TAKEN AT

Ramada L-77 CR

DATED

22 Aug 07

9. STATEMENT (Continued)

3. At anytime during the action vic Donkey Island on 30 Jun 2007 and 01 July 2007 or in the time since then did you see or hear of anyone who knowingly killed a wounded insurgent? If so, please describe the circumstances surrounding the event.

NO

4. Do you have any other information you think may be relevant to this investigation?

NO

INITIALS OF PERSON MAKING STATEMENT

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

PAGE

2 OF 3

PAGES

STATEMENT OF

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

TAKEN AT Romney 4/11 CR DATED 22 Aug 07

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

9. STATEMENT (Continued)

Not used

Not used

(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 3. 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 AND VOLUNTARILY, WITHOUT THREAT OF PUNISHMENT, AND WITHOUT COERCION, UNLAWFUL INFLUENCE, OR UNLAWFUL INDUCEMENT.

(b)(3)(b)(6)
Subscribed and sworn to before me, a person authorized by law to administer oaths, this _____ day of _____, 2007.

WITNESSES:

(b)(3)(b)(6)
HAC 1-77

ORGANIZATION OR ADDRESS

ORGANIZATION OR ADDRESS

(b)(3)(b)(6)
Priority to Administrator Only

INITIALS OF PERSON MAKING STATEMENT

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

PAGE 3 OF 3 PAGES

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: To provide commanders and law enforcement officials with means by which information may be accurately identified.
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DISCLOSURE: Disclosure of your social security number is voluntary.

1. LOCATION	2. DATE (YYYYMMDD) 20070822	3. TIME 1350	4. FILE NUMBER
5. LAST NAME, FIRST NAME, MIDDLE NAME (b)(3)(b)(6)	6. SSN (b)(3)(b)(6)	7. GRADE/STATUS SSG	

8. ORGANIZATION OR ADDRESS
C Co 1-77th AR

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

1. Were you interviewed by Anne Tyson of the Washington Post on or about 29 or 30 Jul 2007? If so, describe anything you recall from that interview, specifically anything you discussed about killing wounded insurgents?

Yes, nothing like that was said

2. At anytime during the action vic Donkey Island on 30 Jun 2007 and 01 July 2007 were you given orders that modified the Rules of Engagement as you understood them at the time? If so, please describe this order.

No, Rules of Engagement were followed

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

USE THIS PAGE IF NEEDED. IF THIS PAGE IS NOT NEEDED, PLEASE PROCEED TO FINAL PAGE OF THIS FORM.

STATEMENT OF

SSG

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

TAKEN AT

Camp Ramadi

DATED

2007 08 22

9. STATEMENT (Continued)

3. At anytime during the action vic Donkey Island on 30 Jun 2007 and 01 July 2007 did you see or hear of anyone who knowingly killed a wounded insurgent? If so, please describe the circumstances surrounding the event.

No.

4. Describe the circumstances surrounding the event described in Anne Tyson's Article, "A Deadly Cash at Donkey Island" where Insurgents were seen entering a tent and fired upon.

I heard on the radio that they were fleeing to the north

INITIALS OF PERSON MAKING STATEMENT

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

PAGE 2 OF 3 PAGES

STATEMENT OF SSG (b)(3)(b)(6) TAKEN AT Camp Ramadi DATED 20070822

9. STATEMENT (Continued)

5. Describe the circumstances and events surrounding the comment made in Ms. Tyson's article where LT (b)(3)(b)(6) shot a wounded insurgent in the head.

That comment was never made. The initial intent was to detain all wounded until one used a suicide vest next to my vehicle, which detonated and human remains splattered all over my truck.

6. Do you have any other information you think may be relevant to this investigation?

None

AFFIDAVIT

I, SSG (b)(3)(b)(6) HAVE READ OR HAVE HAD READ TO ME THIS STATEMENT WHICH BEGINS ON PAGE 1, AND ENDS ON PAGE 3. 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)

HHC 1-22
ORGANIZATION OR ADDRESS

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

ORGANIZATION OR ADDRESS

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 22 day of August, 2007 at Camp Ramadi, I2

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

(Typed Name of Person Administering Oath)

ART-136, UCMJ

(Authority To Administer Oaths)

INITIALS OF PERSON MAKING STATEMENT

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

PAGE 3 OF 3 PAGES

SWORN STATEMENT

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PRIVACY ACT STATEMENT

AUTHORITY: Title 10 USC Section 301; Title 5 USC Section 2951; E.O. 9397 dated November 22, 1943 (SSN)
PRINCIPAL: 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 <i>Ramadi 1/77 Confess Room</i>	2. DATE (YYYYMMDD) <i>20070422</i>	3. TIME <i>14 44</i>	4. FILE NUMBER
5. LAST <i>(b)(3)(b)(6)</i>	6. SSN <i>(b)(3)(b)(6)</i>	7. GRADE/STATUS <i>SPC</i>	

8. ORGANIZATION OR ADDRESS
C Co 1/77 AR

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

1. Were you interviewed by Anne Tyson of the Washington Post on or about 29 or 30 Jul 2007? If so, describe anything you recall from that interview, specifically anything you discussed about killing wounded insurgents?

No

2. At anytime during the action vic Donkey Island on 30 Jun 2007 and 01 July 2007 were you given orders that modified the Rules of Engagement as you understood them at the time? If so, please describe this order.

No

10. EXHIBIT <i>G</i>	11. INITIALS <i>(b)(3)(b)(6)</i>	MAKING STATEMENT	PAGE 1 OF <i>3</i> PAGES
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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 BE INDICATED.

STATEMENT OF (b)(3)(b)(6) TAKEN AT Ramadi DATED 20070922

9. STATEMENT (Continued)

3. At anytime during the action via Donkey Island on 30 Jun 2007 and 01 July 2007 did you see or hear of anyone who knowingly killed a wounded insurgent? If so, please describe the circumstances surrounding the event.

No

4. Describe the circumstances surrounding the event described in Anne Tyson's Article, "A Deadly Cash at Donkey Island" where Insurgents were seen entering a tent and fired upon.

I was on an opposite flank
and did not see it happen

INITIALS OF PERSON (b)(3)(b)(6) STATEMENT PAGE 2 OF 3 PAGES

STATEMENT OF

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

TAKEN AT Ramadi

DATED 20070822

9. STATEMENT (Continued)

5. Describe the circumstances and events surrounding the comment made in Ms. Tyson's article where LT (b)(3)(b)(6) shot a wounded insurgent in the head.

*I did not see or hear LT
fire his weapon.*

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

6. Do you have any other information you think may be relevant to this investigation?

No

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 5. 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

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

(Signature of Person Making Statement)

WITNES

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

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 22 day of August, 2007 at (Camp AR Ramadi)

SSG

HHC 1-77 AR Camp Ramadi

ORGANIZATION OR ADDRESS

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

ath)

SGT

HHC 1-77 (Camp Ramadi)

ORGANIZATION OR ADDRESS

TASK Force Adjutant
(Authority To Administer Oaths)

INITIALS OF PERSON MAKING

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

PAGE 3 OF 3 PAGES

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).
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DISCLOSURE: Disclosure of your social security number is voluntary.

1. LOCATION TF177 HQ	2. DATE (YYYYMMDD) 20070822	3. TIME 1500	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
Coo 1-77 AR BN

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

1. Were you interviewed by Anne Tyson of the Washington Post on or about 29 or 30 Jul 2007? If so, describe anything you recall from that interview, specifically anything you discussed about killing wounded insurgents?

NO

2. At anytime during the action vic Donkey Island on 30 Jun 2007 and 01 July 2007 did you give or were you given orders that modified the Rules of Engagement as you understood them at the time? If so, please describe this order.

NO

10. EXHIBIT **H** 11. **(b)(3)(b)(6)** OF PERSON MAKING STATEMENT PAGE 1 OF **3** 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

USE THIS PAGE IF NEEDED. IF THIS PAGE IS NOT NEEDED, PLEASE PROCEED TO FINAL PAGE OF THIS FORM.

STATEMENT OF PFC TAKEN AT TF HQ DATED 20070822

9. STATEMENT (Continued)

3. At anytime during the action vic Donkey Island on 30 Jun 2007 and 01 July 2007 or in the time since then did you see or hear of anyone who knowingly killed a wounded insurgent? If so, please describe the circumstances surrounding the event.

NO

4. Do you have any other information you think may be relevant to this investigation?

NO

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

PERSON MAKING STATEMENT

PAGE 2 OF 3 PAGES

STATEMENT OF PFC (b)(3)(b)(6) TAKEN AT TF HQ DATED 20070822

9. STATEMENT (Continued)

NOT USED

(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 3. 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 INFLUENCE.

(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 22 day of August, 2007 at Camp Ramoth

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

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

(Signature of Person Administering Oath)

HFC 1-77

SS

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

(Typed name of Person Administering Oath)

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

SSG

Art 136 UCMJ

(Authority To Administer Oaths)

C Co 9EM, TF 1-77

ORGANIZATION OR ADDRESS

INITIALS OF PERSON MAKING STATEMENT

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

PAGE 3 OF 3 PAGES

TAB I

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: 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 CAMP RAMADI TF 1-77 HQ	2. DATE (YYYYMMDD) 20070822	3. TIME 1448	4. FILE NUMBER
5. LAST NAME FIRST NAME MIDDLE NAME (b)(3)(b)(6)	6. SSN (b)(3)(b)(6)	7. GRADE/STATUS E5	
8.			

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

1. Were you interviewed by Anne Tyson of the Washington Post on or about 29 or 30 Jul 2007? If so, describe anything you recall from that interview, specifically anything you discussed about killing wounded insurgents? **Yes I was interviewed very briefly and talked about the ammo situation**

2. At anytime during the action vic Donkey Island on 30 Jun 2007 and 01 July 2007 did you give or were you given orders that modified the Rules of Engagement as you understood them at the time? If so, please describe this order. **No**

10. EXHIBIT I	11. INITIALS OF PERSON MAKING STATEMENT (b)(3)(b)(6)	PAGE 1 OF 3 PAGES
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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 BE INDICATED

USE THIS PAGE IF NEEDED. IF THIS PAGE IS NOT NEEDED, PLEASE PROCEED TO FINAL PAGE OF THIS FORM.

STATEMENT OF SGT (b)(3)(b)(6) TAKEN AT CAMP Ramat DATED 20080922

9. STATEMENT (Continued)

3. At anytime during the action vic Donkey Island on 30 Jun 2007 and 01 July 2007 or in the time since then did you see or hear of anyone who knowingly killed a wounded insurgent? If so, please describe the circumstances surrounding the event. No

4. Do you have any other information you think may be relevant to this investigation? No

END OF STATEMENT

INITIALS OF PER (b)(3)(b)(6) KING STATEMENT

PAGE 2 OF 3 PAGES

STATEMENT OF

SGT

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

TAKEN AT

Camp Ramadi

DATED

20030822

9. STATEMENT (Continued)

Not Used

(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 3. 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 REWARD, WITHOUT THREAT OF PUNISHMENT, AND WITHOUT COERCION, UNLAWFUL INFLUENCE, OR UNLAWFUL INDUCEMENT.

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

(Signature)

(Statement)

WITNESSES:

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

HHC 1-77

ORGANIZATION OR ADDRESS

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

HHC 1-77

ORGANIZATION OR ADDRESS

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 22 day of Aug, 2007 at Camp Ramadi

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

(Administering Oath)

(Typed Name of Person Administering Oath)

Art. 136, USM

(Authority To Administer Oaths)

INITIALS OF PERSON MAKING STATEMENT

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

PAGE 3 OF 3 PAGES

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)
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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 <u>Camp Ar Ramadi, Iraq</u>	2 DATE (YYYYMMDD) <u>20070823</u>	3 TIME <u>1427</u>	4 FILE NUMBER
5 LAST NAME, FIRST NAME, MIDDLE NAME <u>(b)(3)(b)(6)</u>	6. SSN <u>(b)(3)(b)(6)</u>	7 GRADE/STATUS <u>O-3</u>	
8 ORGANIZATION OR ADDRESS <u>TF 1-77AR</u>			
9 <u>(b)(3)(b)(6)</u> WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH			

1 Were you interviewed by Anne Tyson of the Washington Post on or about 29 or 30 Jul 2007? If so, describe anything you recall from that interview, specifically anything you discussed about wounded insurgents and noncombatants.

YES, I was present during an interview with Anne Tyson of the Washington Post o/a 29 or 30 JUL 07. During the interview, MS TYSON asked members of 1IC/1-77AR and SRT/1-77AR about the event surrounding the Battle of Donkey Island that occurred 30 JUN 07 - 01 JUL 07 in AI - Sh. She asked about details of the battle in a chronological fashion. When asking (b)(3)(b)(6) questions about AIF wearing suicide vests, SPC (b)(3)(b)(6) and SPC (b)(3)(b)(6) spoke of shooting insurgents who were wounded and possibly wearing suicide vests because of one suicide bomber who detonated near SSG (b)(3)(b)(6) vehicle and a wounded insurgent who attempted to throw a grenade. They also spoke of "double tapping" dead insurgents the next morning with their pistols, which did not happen (not a single shot was fired during the clearance (b)(3)(b)(6)).

2. The TF 1-77AR Donkey Island battle summary indicates (b)(3)(b)(6) ordered SSG (b)(3)(b)(6) to clear a row of tents near the river. Describe that event to include any enemy and/or noncombatants encountered. SSG (b)(3)(b)(6) team cleared two tents west of the canal, but not the westernmost tent, where dead noncombatants were discovered the following morning. During SSG (b)(3)(b)(6) clearance, his team discovered and detained two AIF who were providing medical aid to wounded and/or were wounded. He reported that it appeared the AIF had evacuated casualties to the tent for medical treatment.

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

10 EXHIBIT	11 INITIAL	12 SIGNATURE	13 DATE	14 PAGE	15 OF	16 PAGES
	<u>J</u>	<u>(b)(3)(b)(6)</u>			<u>3</u>	

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.

STATEMENT OF

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

TAKEN AT

Camp Ar Rundi

DATED

23 AUG 07

9 STATEMENT (Continued)

3. The TF 1-77 AR Donkey Island battle summary indicates that civilians were encountered at the tents searched by SSG (b)(3)(b)(6) on the night of 30 Jun 07/ early morning 01 Jul 07. Patrol debriefs indicate that dead civilians were found near those same tents later on 01 Jul 07. Can you confirm or deny these reports? Were the dead civilians found on 01 Jul 07, the same that were encountered by the Saber patrol earlier that day?

The civilians encountered by SSG (b)(3)(b)(6) during the battle were not from the same tent where dead ~~10/10~~ combatants were found during the early morning clearance on 01 JUL 07. (b)(3)(b)(6)

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

4. At anytime during the action vic Donkey Island on 30 Jun 2007 and 01 July 2007 did you give or were you given orders that modified the Rules of Engagement as you understood them at the time? If so, please describe this order.

NO. At no time was ROE violated. Leaders made the best decisions given all the information available at the time to engage during hours of LIMVIS. Regarding suicide bombers, I believe 1/C/1-77AR used proper EOF measures before employing (b)(3)(b)(6) lethal force and neutralizing the threat (b)(3)(b)(6)

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

5. At anytime during the action vic Donkey Island on 30 Jun 2007 and 01 July 2007 or in the time since then did you see or hear of anyone who engaged a wounded insurgent? If so, please describe the circumstances surrounding the event.

NO (b)(3)(b)(6)

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

INITIALS OF PERSON MAKING STATEMENT

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

PAGE 2 OF 3 PAGES

STATEMENT OF

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

TAKEN AT Camp Ar Remuda DATED 23 AUG 07

9 STATEMENT (Continued)

6. Do you have any other information you think may be relevant to this investigation?

It is unfortunate that soldiers were permitted to inflate facts, engineer lies, or spin the truth in the name of macho posturing with a member of the media. I recommend that prior to exposure to the media, units screen and approve personnel who are allowed to provide comments and ensure they are properly trained and refreshed on media relations. Nothing follows.

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

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

AFFIDAVIT

I, (b)(3)(b)(6), HAVE READ OR HAVE HAD RE-AD TO ME THIS STATEMENT WHICH BEGINS ON PAGE 1, AND ENDS ON PAGE 3. 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 THREAT OF PUNISHMENT, AND WITHOUT COERCION, UNLAWFUL INFLUENCE, OR UNLAWFUL INDUCEMENT.

WITNESSES

ORGANIZATION OR ADDRESS

ORGANIZATION OR ADDRESS

INITIALS OF PERSON MAKING STATEMENT

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

Signed by law to administer oaths, this 23 day of August 2007 at (b)(3)(b)(6)

(Typed Name of Person Administering Oath)

Command Officer (Authority To Administer Oaths)

PAGE 3 OF 3 PAGES

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 (SSA)
PRINCIPAL: 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: CAMP RAMADI, IRAQ; 2 DATE: 2007 08 23; 3 TIME: 1415; 4 FILE NUMBER; 5 LAST NAME: (b)(3)(b)(6); 6: (b)(3)(b)(6); 7 GRADE/STATUS: E-7 RA; 8 ORGANIZATION OR ADDRESS: TF 1-77 AR SCOUTS

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

... WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH:

1. Were you interviewed by Anne Tyson of the Washington Post on or about 29 or 30 Jul 2007? If so, describe anything you recall from that interview, specifically anything you discussed about wounded insurgents and noncombatants. YES, I SPECIFICALLY REMEMBER SPC (b)(3)(b)(6) PFC (b)(3)(b)(6) AND SPC (b)(3)(b)(6) TALKING ABOUT SHOOTING WOUNDED INSURGENTS. RED 6 MENTIONED IT AFTER THEY DID, BUT IT WAS THOSE THREE SOLDIERS THAT INITIATED THE CONVERSATION. I DONT THINK IT EVER HAPPENED AS THE BRADLEY WAS THE LAST ONE TO ENGAGE ANYTHING THAT NIGHT (b)(3)(b)(6)

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

2. The TF 1-77 AR Donkey Island battle summary indicates CP (b)(3)(b)(6) (Pain 6) ordered SSG (b)(3)(b)(6) to clear a row of tents near the river. Describe that event to include any enemy and/or noncombatants encountered.

PAIN 6'S ELEMENT ALONG WITH SSG (b)(3)(b)(6) TWO TRUCKS MOVED SOUTH ALONG THE RIVER ENGAGING AIF AND CLEARING TENTS. SSG (b)(3)(b)(6) AIDED IN THE EVACUATION OF PAIN 6 AND SPC (b)(3)(b)(6) SGT (b)(3)(b)(6) PROBABLY LEFT 2 NON COMBATANTS ON THE BATTLEFIELD DUE TO OVERWHELMING ENEMY FIRE, BUT NONE WERE INJURED (b)(3)(b)(6)

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

10 EXHIBIT: K; 11 INITIALS OF MAKING STATEMENT: (b)(3)(b)(6); PAGE OF 3 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

STATEMENT OF (b)(3)(b)(6) TAKEN AT IPAL DATED 200707

9 STATEMENT (Continued)

3. The TF 1-77 AR Donkey Island battle summary indicates that civilians were encountered at the tents searched by SSG (b)(3)(b)(6) on the night of 30 Jun 07 early morning 01 Jul 07. Patrol debriefs indicate that dead civilians were found near those same tents later on 01 Jul 07. Can you confirm or deny these reports? Were the dead civilians found on 01 Jul 07, the same that were encountered by the Saber patrol earlier that day?

I DON'T BELIEVE SO. I THINK SSG (b)(3)(b)(6) WAS NEAR TENTS THAT WERE NORTH OF THE DEAD CIVILIANS. (b)(3)(b)(6)

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

4. At anytime during the action vic Donkey Island on 30 Jun 2007 and 01 July 2007 did you give or were you given orders that modified the Rules of Engagement as you understood them at the time? If so, please describe this order.

NO (b)(3)(b)(6)

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

5. At anytime during the action vic Donkey Island on 30 Jun 2007 and 01 July 2007 or in the time since then did you see or hear of anyone who engaged a wounded insurgent? If so, please describe the circumstances surrounding the event.

THAN (b)(3)(b)(6) NOTHING MORE TALKING DURING THE INTERVIEW

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

INITIALS OF PERSON MAKING STATEMENT

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

PAGE 2 OF 3 PAGES

STATEMENT OF

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

TAKEN AT

CAMP RAMADI

DATED

20070823

9. STATEMENT (Continued)

6. Do you have any other information you think may be relevant to this investigation?

NOTHING, HOWEVER, ALL UNITS SHOULD RE-VISIT MEDIA AWARENESS TRAINING PRIOR TO IMBED MEDIA. JLT

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

AFFIDAVIT

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

I HAVE READ OR HAVE HAD READ TO ME THIS STATEMENT WHICH BEGINS ON PAGE 1 AND ENDS ON PAGE 3 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

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

(ent)

WITNESSES

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 23 day of August 2007 at

ORGANIZATION OR ADDRESS

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

(Typed Name of Person Administering Oath)

Command Officer
(Authority To Administer Oaths)

ORGANIZATION OR ADDRESS

INITIALS OF PERSON MAKING STATEMENT

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

PAGE 3 OF 3

PAGE 3

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 Social Security Number (SSN).

PRINCIPAL PURPOSE: To document potential criminal activity involving the U.S. Army, and to allow Army officials to maintain discipline, law and order through investigation of complaints and incidents.

ROUTINE USES: Information provided may be further disclosed to federal, state, local, and foreign government law enforcement agencies, prosecutors, courts, child protective services, victims, witnesses, the Department of Veterans Affairs, and the Office of Personnel Management. Information provided may be used for determinations regarding judicial or non-judicial punishment, other administrative disciplinary actions, security clearances, recruitment, retention, placement, and other personnel actions.

DISCLOSURE: Disclosure of your SSN and other information is voluntary.

1. LOCATION <i>Camp Ramadi, Iraq</i>	2. DATE (YYYYMMDD) <i>20070824</i>	3. TIME <i>0845</i>	4. FILE NUMBER
5. L <i>(b)(3)(b)(6)</i>	6. SSN <i>(b)(3)(b)(6)</i>	7. GRADE/STATUS <i>S-1 / Platoon leader</i>	
8. O <i>Charlie Company, TF 1-77</i>			

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

*I was present for most, but not all, of the interview with Sgt Tyson - was also present for most, but not all, of her interview with Specialist *(b)(3)(b)(6)*. They first described the fight from the platoon's position. *(b)(3)(b)(6)* described it as looking like "Star Wars" with all the tracers going off. As the platoon assaulted in line, *(b)(3)(b)(6)* helped illustrate how intense the gun fire was. Someone (I don't remember who exactly) told Specialist *(b)(3)(b)(6)* story of shooting an insurgent with a 9mm pistol, and *(b)(3)(b)(6)* helped illustrate that point to her. He described how hard it was to hit a target with iron sights at night. In the morning, we discussed finding two insurgent fighting positions. At the first one, there were two dead insurgents, and at the second there was one dead and one wounded. SPC *(b)(3)(b)(6)* and *(b)(3)(b)(6)* described taking the detainee - binding his hands with *100 mph* tape; *3mm* we did not have Zip ties readily available. They talked about how they took him to the ~~the~~ *the* Bradley. Lastly, while talking about clearing tents, SPC *(b)(3)(b)(6)* described the scene in one tent, with many dead enemy (I don't remember the exact number)*

10. EXHIBIT <i>L</i>	11. INITIALS OF PERSON MAKING STATEMENT <i>(b)(3)(b)(6)</i>	PAGE 1 OF <i>3</i> PAGES
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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.

005257

STATEMENT OF (b)(3)(b)(6) TAKEN AT Camp Ramadi DATED 24 Aug 07

9. STATEMENT (Continued)

NOT USED

(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 3. 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)
(Signature of Person Making Statement)

WITNESSES:

SPC (b)(3)(b)(6)
HW 1-77 JR

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

SPC (b)(3)(b)(6)
HW 1-77 JR

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

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 24 day of August, 07 at Camp Ramadi, Iraq

(b)(3)(b)(6)
(Signature of Authority To Administer Oaths)

SLT (b)(3)(b)(6)
(Type)

(Authority To Administer Oaths)

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

PAGE 3 OF 3 PAGES

SWORN STATEMENT

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

PRIVACY ACT STATEMENT

AUTHORITY: Title 10, USC Section 301; Title 5, USC Section 2951; E.O. 9397 Social Security Number (SSN).

PRINCIPAL PURPOSE: To document potential criminal activity involving the U.S. Army, and to allow Army officials to maintain discipline, law and order through investigation of complaints and incidents.

ROUTINE USES: Information provided may be further disclosed to federal, state, local, and foreign government law enforcement agencies, prosecutors, courts, child protective services, victims, witnesses, the Department of Veterans Affairs, and the Office of Personnel Management. Information provided may be used for determinations regarding judicial or non-judicial punishment, other administrative disciplinary actions, security clearances, recruitment, retention, placement, and other personnel actions.

DISCLOSURE: Disclosure of your SSN and other information is voluntary.

1. LOCATION <i>TF 1-77 HQ</i>	2. DATE (YYYYMMDD) <i>20070824</i>	3. TIME <i>0814</i>	4. FILE NUMBER
5. LAST NAME FIRST NAME MIDDLE NAME <i>(b)(3)(b)(6)</i>	6. SSN <i>(b)(3)(b)(6)</i>	7. GRADE/STATUS <i>E-7/PSG</i>	
8. ORGANIZATION OR ADDRESS <i>C CO, TF 1-77 AR</i>			

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

THAT ON THE DAY OF THE INTERVIEW WITH ANN TYSON, I AT NO TIME HEARD SPC (b)(3)(b)(6), SPC (b)(3)(b)(6) NOR SPC (b)(3)(b)(6) MENTION ANYTHING ABOUT ENGAGING WOUNDED INSURGENTS. ALL SPC (b)(3)(b)(6) SAID WAS THAT THE FIGHT REMENDED MEM OF STAR WARS. SPC (b)(3)(b)(6) TALKED ABOUT DISMOUNTING THE HUMMVEE AND ENGAGING THE ENEMY WITH HIS RIFLE, AND SPC (b)(3)(b)(6) TALKED ABOUT SEEING THE ENEMY MANEUVERING AROUND THE TENTS AND TRYING TO FLANK OUR POSITION FROM THE NORTH. TOWARDS THE END OF THE INTERVIEW CPT (b)(3)(b)(6) ASK TO SPEAK TO ME OUTSIDE TO MAKE SURE THAT MY GUYS DIDNT GET LEO INTO SAYING ANYTHING STUPID BECAUSE SHE STARTED TO ASK LEADING QUESTIONS. I TOLD HIM I GOT IT BECAUSE I WAS FEELING THE SAME WAY. ————— NOTHING FOLLOWS (b)(3)(b)(6)

10. EXHIBIT <i>M</i>	11. INITIALS OF PERSON MAKING STATEMENT <i>(b)(3)(b)(6)</i>	PAGE 1 OF <i>3</i> PAGES
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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.

005259

STATEMENT OF (b)(3)(b)(6) TAKEN AT TV (7) HR DATED 24 AUG 07

9. STATEMENT (Continued)

(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 1. 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)
(faking Statement)

WITNESSES:

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

ORGANIZATION OR ADDRESS

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

ORGANIZATION OR ADDRESS

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 24 day of August, 07 at C

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

(th)

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

(Typed Name of Person Administering Oath)

(Authority To Administer Oaths)

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

PAGE 3 OF 3 PAGES

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 Social Security Number (SSN).

PRINCIPAL PURPOSE: To document potential criminal activity involving the U.S. Army, and to allow Army officials to maintain discipline, law and order through investigation of complaints and incidents.

ROUTINE USES: Information provided may be further disclosed to federal, state, local, and foreign government law enforcement agencies, prosecutors, courts, child protective services, victims, witnesses, the Department of Veterans Affairs, and the Office of Personnel Management. Information provided may be used for determinations regarding judicial or non-judicial punishment, other administrative disciplinary actions, security clearances, recruitment, retention, placement, and other personnel actions.

DISCLOSURE: Disclosure of your SSN and other information is voluntary.

1. LOCATION Hammel Conference Room	2. DATE (YYYYMMDD) 20070824	3. TIME 0930	4. FILE NUMBER
(b)(3)(b)(6)	(b)(3)(b)(6)	(b)(3)(b)(6)	7. GRADE/STATUS E4

5. ORGANIZATION OR ADDRESS
CICO 1-77AR

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

Was interviewed by a reporter about an fight at donkey island. All I remember talking to her about was where I dismounted my vehicle from. And I also remember her taking a video clip of me asking me to tell what it was like and for the most memorable moment for me during the battle I told her it was when my windshield and side view mirror and tires were blown up. at no time do I remember talking about killing wounded

troops. nothing follows (b)(3)(b)(6)

10. EXHIBIT N	(b)(3)(b)(6)	PERSON MAKING STATEMENT	PAGE 1 OF 3 PAGES
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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.

STATEMENT OF (b)(3)(b)(6) TAKEN AT Ramadi CR DATED 24 Aug 07

9. STATEMENT (Continued)

Not used
Not used
(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 1. 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 AND WITHOUT THREAT OF PUNISHMENT, AND WITHOUT COERCION, UNLAWFUL INFLUENCE, OR UNLAWFUL INDUCEMENT.

(b)(3)(b)(6)
Statement)

WITNESSES:

SPL (b)(3)(b)(6)
UIC: 177 AR
(b)(3)(b)(6)
ORGANIZATION OR ADDRESS

ORGANIZATION OR ADDRESS

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 24 day of August, 2007 at Camp Ramadi, Iraq
(b)(3)(b)(6) (on Administering Oath)
(b)(3)(b)(6) CPT
(Typed Name of Person Administering Oath)
Captain, US Army
(Authority To Administer Oaths)

INIT (b)(3)(b)(6) ON MAKING STATEMENT PAGE 3 OF 3 PAGES

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: 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 <i>Camp Ramad. Iraq</i>	2 DATE (YYYYMMDD) <i>20070822</i>	3 TIME <i>1533</i>	4. FILE NUMBER
5 LAST NAME, FIRST NAME, MIDDLE NAME <i>(b)(3)(b)(6)</i>	6 SSN <i>(b)(3)(b)(6)</i>	7 GRADE/STATUS <i>E4 / Sunnes</i>	
8 ORGANIZATION OR ADDRESS <i>Co. 1-77 AR.</i>			

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

1. Were you interviewed by Anne Tyson of the Washington Post on or about 29 or 30 Jul 2007? If so, describe anything you recall from that interview, specifically anything you discussed about killing wounded insurgents? *no*
Nothing follows

2. At anytime during the action vic Donkey Island on 30 Jun 2007 and 01 July 2007 were you given orders that modified the Rules of Engagement as you understood them at the time? If so, please describe this order. *no*
Nothing follows

10 EXHIBIT <i>0</i>	11 INITIALS OF PERSON MAKING STATEMENT <i>(b)(3)(b)(6)</i>	PAGE 1 OF <i>3</i> PAGES
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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 BE INDICATED

STATEMENT OF Joshua Johnson TAKEN AT 1543 DATED 20070822

9. STATEMENT (Continued)

3. At anytime during the action vic Donkey Island on 30 Jun 2007 and 01 July 2007 did you see or hear of anyone who knowingly killed a wounded insurgent? If so, please describe the circumstances surrounding the event. no

nothing follows

4. Describe the circumstances surrounding the event described in Anne Tyson's Article, "A Deadly Cash at Donkey Island" where Insurgents were seen entering a tent and fired upon.

we got a call on the radio about insurgents moving to the left of our position. we traversed over got PIP on insurgents with weapons and engaged.
engaged (b)(3)(b)(6)

nothing follows

INITIALS OF PERSON MAKING STATEMENT

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

PAGE 2 OF 3 PAGES

STATEMENT OF

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

TAKEN AT

1549

DATED

2007 08 22

9 STATEMENT (Continued)

5. Do you have any other information you think may be relevant to this investigation? no

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 3 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, UNLAW

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

WITNESSES

Subscribed and sworn to before me, a person authorized by law to administer oaths this 22 day of August 2007

ORGANIZATION OR ADDRESS

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

(Typed Name of Person Administering Oath)

Commissioned Officer
(Authority To Administer Oaths)

ORGANIZATION OR ADDRESS

INITIALS OF PERSON MAKING STATEMENT

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

PAGE 3 OF 3 PAGES

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: 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 <i>Camp Ramadi IRAQ</i>	2. DATE (YYYYMMDD) <i>20070823</i>	3. TIME <i>14:05</i>	4. FILE NUMBER
5. LAST NAME FIRST NAME MIDDLE NAME <i>(b)(3)(b)(6)</i>	6. SSN <i>(b)(3)(b)(6)</i>	7. GRADE/STATUS <i>SSG</i>	

8. *HHC 1-77 AR Scout Platoon*

9. *1 SSG* *(b)(3)(b)(6)* WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH

1. Were you interviewed by Anne Tyson of the Washington Post on or about 29 or 30 Jul 2007? If so, describe anything you recall from that interview, specifically anything you discussed about wounded insurgents and noncombatants.

I was interviewed by MRS. Tyson. The topics discussed in that interview were the movement from North to south along the canal road, my elements wounded, the recovery of the wounded and the ground casevac of the wounded. No part of my interview covered wounded insurgents or noncombatants.

2. The TF 1-77 AR Donkey Island battle summary indicates CPT *(b)(3)(b)(6)* (Pain 6) ordered SSG *(b)(3)(b)(6)* to clear a row of tents near the river. Describe that event to include any enemy and/or noncombatants encountered.

I did receive such order and did search tents. The tents I searched were 800m North of the original engagement area where I believe the tent in ~~questioning~~ question is located. Inside these tents I found one tent containing 5-8 women/children and one hut/tent containing 3 males with an AK-47. One of the males was wounded. We treated the wounded male and detained the men. Shortly after we came under heavy enemy fire and I lost track of the detainees.

10. EXHIBIT <i>1 P</i>	11. PERSON MAKING STATEMENT <i>(b)(3)(b)(6)</i>	PAGE 1 OF <i>3</i>	PAGE <i>3</i>
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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.

STATEMENT OF

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

TAKEN AT Camp Ramadi DATED 20070823

9 STATEMENT (Continued)

3. The IF 1-77 AR Donkey Island battle summary indicates that civilians were encountered at the tents searched by SSG (b)(3)(b)(6) on the night of 30 Jun 07 early morning 01 Jul 07. Patrol debriefs indicate that dead civilians were found near those same tents on 01 Jul 07. Can you confirm or deny these reports? Were the dead civilians found on 01 Jul 07, the same that were encountered by the Saber patrol earlier that day?

The tents my element searched were not the same tents as the ones listed above. ^{(b)(3)(b)(6)} My element broke contact 4 hours into the battle to conduct ground casevac. When we left the battle field there were no dead civilians that I know of.

4. At anytime during the action vic Donkey Island on 30 Jun 2007 and 01 July 2007 did you give or were you given orders that modified the Rules of Engagement as you understood them at the time? If so, please describe this order.

(b)(3)(b)(6) All orders I was given and all orders I gave were well within the Rules of engagement. I have no knowledge of any orders given that night or the next day that were outside of the rules of engagement.

5. At anytime during the action vic Donkey Island on 30 Jun 2007 and 01 July 2007 or in the time since then did you see or hear of anyone who engaged a wounded insurgent? If so, please describe the circumstances surrounding the event.

~~The at~~ ~~A few days ago~~ ~~I read a portion of the~~
(b)(3)(b)(6) ~~Post article~~ ~~(b)(3)(b)(6)~~ Nothing than what I read in the Post Article.
(b)(3)(b)(6)

INITIALS OF PERSON MAKING STATEMENT

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

PAGE 2 OF 3 PAGE 5

STATEMENT OF

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

TAKEN AT Camp Ramat DATED 20070823

9 STATEMENT (Continued)

6. Do you have any other information you think may be relevant to this investigation?

Of the four hours I ^{(b)(3)(b)(6)} fought the night of the 30th June and the ^{bhrs} afternoon of 1 July my assessment of ^{(b)(3)(b)(6)} the enemys individual mindset was that they were there to fight to the death.

The individual who shot my gunner was a member of a three man PKC team. This team waited until my truck was within 3 meters to engage. A course of action which they surley knew would end in their death. But still they engaged us in this manner knowing ~~they could~~ this was their best chance at killing an american. By taking ^{(b)(3)(b)(6)} away our weapons standoff and ~~within their hand-grande range~~ ^{(b)(3)(b)(6)} putting them within hand-granade ^{(b)(3)(b)(6)} range, they improved their chances of success but at the cost of their lifes.

This is an example of most of the indivual engagements I encountered through out the battle of donkey island.

AFFIDAVIT

SSG ^{(b)(3)(b)(6)} HAVE READ OR HAVE HAD READ TO ME THIS STATEMENT WHICH BEGINS ON PAGE 1 AND ENDS ON PAGE 3. 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

^{(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 23 day of August 2007 at Camp Ramat

^{(b)(3)(b)(6)}

(Typed Name of Person Administering Oath)

Comisinal Officer

(Authority To Administer Oaths)

ORGANIZATION OR ADDRESS

ORGANIZATION OR ADDRESS

INITIALS OF PERSON MAKING STATEMENT

^{(b)(3)(b)(6)}

PAGE 3 OF 3 PAGES

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. F. O. 9397 dated November 22, 1943 (SSN)
PRINCIPAL: 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: CAMP RAMADI, IRAQ
2 DATE (YYYYMMDD): 20070823
3 TIME: 1513
4 FILE NUMBER:
5. LAST NAME: (b)(3)(b)(6)
6 SSN: (b)(3)(b)(6)
7 GRADE/STATUS: O3/AD
8 ORGANIZATION OR ADDRESS: COMPANY C, TASK FORCE 1-77 AR
9 I, (b)(3)(b)(6) WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH

1. Were you interviewed by Anne Tyson of the Washington Post on or about 29 or 30 Jul 2007? If so, describe anything you recall from that interview, specifically anything you discussed about wounded insurgents and noncombatants.

Yes. Ms Tyson's main theme seemed to be the actual tactical events that took place between 30 Jun and 1 Jul. She walked the battlefield with me to develop a sense of where units had maneuvered and what their actions were. She asked several questions of me pertaining to my assessment of the enemy and his actions to include whether I thought the civilians were engaged in enemy activity. I responded that, while possible, was improbable and asked how they were killed and I described how the enemy's direction and volume of fire made it the most likely cause, though I could not be sure since the conditions of the battlefield precluded a thorough

2. The 1F 1-77 AR Donkey Island battle summary indicates CPT Lauer (Pain 6) ordered SSG (b)(3)(b)(6) to clear a row of tents near the river. Describe that event to include any enemy and/or noncombatants encountered.

I received a report from Red 7 that they received SAF from the tents NE of their position. I immediately assessed those tents to be the ones to my south along the canal. In order to establish an effective SBF, I ordered SSG (b)(3)(b)(6) to clear 2 tents 1CW my HQ soldiers. I don't recall anything significant at the first tent and assessed that the presence of scored civilians precluded their involvement in the actions. At the second tent, we found what we assessed to be one wounded insurgent seeking sanctuary among civilians. We treated and detained him and were soon thereafter engaged with very heavy fire from the shoreline and Donkey Island.

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

ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT" DATED

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

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

TAKEN AT Camp Ramadi, IR DATED 20070823

9 STATEMENT (Continued)

3. The IFF 177 AR Donkey Island battle summary indicates that civilians were encountered at the tents searched by SSC (b)(3)(b)(6) on the night of 30 Jun 07/ early morning 01 Jul 07. Patrol debriefs indicate that dead civilians were found near those same tents later on 01 Jul 07. Can you confirm or deny these reports? Were the dead civilians found on 01 Jul 07, the same that were encountered by the Saber patrol earlier that day?

I believe they were. The civilians were alive prior to our being engaged from the shoreline and Donkey Island. At the scene later during 1 Jul, I assessed that the civilians had most likely been killed by enemy fire based on the direction and volume of that fire. Nothing Follows (b)(3)(b)(6)

4. At anytime during the action vic Donkey Island on 30 Jun 2007 and 01 July 2007 did you give or were you given orders that modified the Rules of Engagement as you understood them at the time? If so, please describe this order.

No Nothing Follows

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

5. At anytime during the action vic Donkey Island on 30 Jun 2007 and 01 July 2007 or in the time since then did you see or hear of anyone who engaged a wounded insurgent? If so, please describe the circumstances surrounding the event.

I received a later report that Red platoon had engaged 2 insurgents with suicide vests, one who detonated himself and another who appeared to be attempting a detonation. Nothing Follows (b)(3)(b)(6)

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

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

STATEMENT OF

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

TAKEN AT

Compendi, 17 DATED 29/6/82

9 STATEMENT (Continued)

6. Do you have any other information you think may be relevant to this investigation?

Based on follow-up questions I received from Ms. Tyson through the I/SID PAC, I believe she may still have been confused about the events surrounding the civilians. She was extremely confused about the presence of civilians and what their motivations were. I attempted to demonstrate to her why I assessed their deaths to be attributed to enemy fire, but can not be certain she understood. Additionally, it is worth noting that Ms. Tyson references statements of soldiers who were not even present at the interview, specifically SFC (b)(3)(b)(6). I attribute any inaccuracies to be a function of her overall confusion with the events. Nothing follows (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 3. 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,

(b)(3)(b)(6) (Signature)

WITNESSES

Subscribed and sworn to before me a person authorized by law to administer oaths, this 23 day of August 1982 at

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

ORGANIZATION OR ADDRESS

ORGANIZATION OR ADDRESS

(Typed Name of Person Administering Oath)
 Commissioned Officer
 (Authority To Administer Oaths)

INITIALS OF PERSON MAKING STATEMENT

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

PAGE 3 OF 3 PAGES

TAB R

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: 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: Camp Ramadi; 2. DATE (YYYYMMDD): 20070822; 3. TIME: 1115; 4. FILE NUMBER; 5. LAST NAME, FIRST NAME, MIDDLE NAME: (b)(3)(b)(6); 6. SSN: (b)(3)(b)(6); 7. GRADE/STATUS: E-5

8. ORGANIZATION OR ADDRESS: 2nd EOD Co

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

1. Describe the scene you found vicinity the tents near where the fighting occurred on 30 Jun 2007 and 01 July 2007. Inside of one of the tents we found a young girl, a young boy and an older lady that had been killed. A man that we assumed to be an insurgent was also in the tent. Another man who appeared to be an insurgent was found outside of the tent, he had been cut in half. We did not find any bodies in the other tent.

2. Did you see any dead bodies in the area that appeared to be civilian noncombatants? Yes A young boy, a young girl and an older woman.

3. If so, what led you to believe they were noncombatants? They did not have any weapons on them. They also were not dressed like all of the insurgents that we had searched.

4. Were there any distinguishing features of those corpses that would indicate how they were killed? (e.g. throats slit, single bullet holes in the head, badly mangled.) I did not inspect the bodies close enough to be able to tell.

5. Were any of the corpses wearing anything to indicate that they either were or were not knowing participants in the fighting that occurred on 30 Jun 2007 and 01 Jul 2007? They were not.

6. Did you see or hear of any noncombatants killed by Coalition Forces during the action vic Donkey Island on 30 Jun 2007 and 01 July 2007? No (b)(3)(b)(6) Nothing follows (b)(3)(b)(6)

10. EXHIBIT: R; 11. INITIALS OF PERSON MAKING STATEMENT: (b)(3)(b)(6); PAGE OF 3 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.

USE THIS PAGE IF NEEDED. IF THIS PAGE IS NOT NEEDED, PLEASE PROCEED TO FINAL PAGE OF THIS FORM.

STATEMENT OF

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

TAKEN AT

Camp K... ..

DATED

22 Aug 67

9. STATEMENT (Continued)

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

INITIALS OF PERSON MAKING STATEMENT

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

PAGE 2 OF 3 PAGES

SWORN STATEMENT

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PRIVACY ACT STATEMENT

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DISCLOSURE: Disclosure of your social security number is voluntary.

1. LOCATION
2. DATE (YYYYMMDD) **20070822**
3. TIME **1145**
4. FILE NUMBER

5. LAST NAME FIRST NAME MIDDLE NAME
(b)(3)(b)(6)
7. GRADE/STATUS **E-615567**

8. ORGANIZATION OR ADDRESS

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

- Describe the scene you found vicinity the tents near where the fighting occurred on 30 Jun 2007 and 01 July 2007.
The tent that had bodies in it was divided into two sections. On one side of the tent was two females. The first female I noticed looked to be in her early teens. The other female was between the ages of 30 & 35. On the other side of the tent was two males. The first male was around 16-18 years old and the other was between 30-35. The older male was missing from the waist down. The tent was another male between 30-35 missing approx. top of his body.
- Did you see any dead bodies in the area that appeared to be civilian noncombatants?
Yes.
- If so, what led you to believe they were noncombatants?
Gender, age, and clothing.
- Were there any distinguishing features of those corpses that would indicate how they were killed? (e.g. throats slit, single bullet holes in the head, badly mangled.)
The 2 older males were badly mangled.
- Were any of the corpses wearing anything to indicate that they either were or were not knowing participants in the fighting that occurred on 30 Jun 2007 and 01 Jul 2007?
The two females and younger male were wearing civilian clothing.
- Did you see or hear of any noncombatants killed by Coalition Forces during the action vic Donkey Island on 30 Jun 2007 and 01 July 2007?
I did not personally witness any or hear of any as well. Just what I saw.

Refusing Follows (b)(3)(b)(6)

10. EXHIBIT **S** 11. INITIALS (b)(3)(b)(6) 12. MAKING STATEMENT PAGE OF **3** 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

USE THIS PAGE IF NEEDED. IF THIS PAGE IS NOT NEEDED, PLEASE PROCEED TO FINAL PAGE OF THIS FORM.

STATEMENT OF

666

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

TAKEN AT

Ranaji

DATED

20070822

STATEMENT (Continued)

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

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

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

INITIALS OF PERSON MAKING STATEMENT

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

PAGE *2* OF *3* PAGES

STATEMENT OF

SLG

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

TAKEN AT

Rumedi

DATED

20070522

9. STATEMENT (Continued)

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

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

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

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

AFFIDAVIT

I, _____, HAVE READ OR HAVE HAD READ TO ME THIS STATEMENT WHICH BEGINS ON PAGE 1 AND ENDS ON PAGE 3. I FULLY UNDERSTAND BY ME. THE STATEMENT IS TRUE. I HAVE INITIALED ALL CORRECTIONS AND CONTAINING THE STATEMENT. I HAVE MADE THIS STATEMENT FREELY WITH THREAT OF PUNISHMENT, AND WITHOUT COERCION, UNLAWFUL INFLUENCE

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

WITNESSES.

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

Subscribed and sworn to before me, a person authorized by law to administer oaths this *27* day of *August* *2007* at

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

(Typed Name of Person Administering Oath)

Commissioner O'Neil
(Authority To Administer Oaths)

ORGANIZATION OR ADDRESS

INITIALS OF PERSON MAKING STATEMENT

PAGE 3 OF 3 PAGES

TAB T

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: 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 CAMP RAMADZ	2. DATE (YYYYMMDD) 20070822	3. TIME 1115	4. FILE NUMBER
5. LAST NAME, FIRST NAME, MIDDLE NAME (b)(3)(b)(6)	6. SSN (b)(3)(b)(6)	7. GRADE/STATUS E-4 ACTIVE	
8. ORGANIZATION OR ADDRESS 2nd SFG AFD			

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

- Describe the scene you found vicinity the tents near where the fighting occurred on 30 Jun 2007 and 01 July 2007.
AN OPEN TENT WITH A KIND OF WALL DIVIDER IN THE MIDDLE. ALSO AN OLD BROKEN DOWN TRACTOR PARKED OUT FRONT. THERE WAS A DECEASED ALONG THE LEFT WALL IN THE RIGHT ROOM, AND 2 MORE PEOPLE. THESE WERE FEMALES. IN THE LEFT ROOM ALONG THE RIGHT WALL THERE WAS A BEHEADED BODY BEHIND THE HOUSE BUT I CHOSE NOT TO GO LOOK FOR MYSELF.
- Did you see any dead bodies in the area that appeared to be civilian noncombatants?
YES THE PEOPLE IN THE TENTS.
- If so, what led you to believe they were noncombatants?
STYLE OF CLOTHS WAS NOT LIKE THE REST OF CLOTHS FOUND ON THE DECEASED ENEMIES.
- Were there any distinguishing features of those corpses that would indicate how they were killed? (e.g. throats slit, single bullet holes in the head, badly mangled.)
ONLY VISUAL CONFIRMATION ON APPARENT CAUSE OF DEATH WAS THE SUSPECTIBLE BEHEADED PERSON BEHIND THE HOUSE.
- Were any of the corpses wearing anything to indicate that they either were or were not knowing participants in the fighting that occurred on 30 Jun 2007 and 01 Jul 2007?
NOT REALLY EXCEPT THAT THEIR CLOTHS DID NOT MATCH THE OTHER FOUND ON THE OTHER DECEASED INSURGENTS.
- Did you see or hear of any noncombatants killed by Coalition Forces during the action vic Donkey Island on 30 Jun 2007 and 01 July 2007?
NO NOT AT ALL.

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

NOTHING FURTHER ENTIRE

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

10 EXHIBIT

T

11 INITIALS OF PERSON MAKING STATEMENT

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

PAGE 1 OF 3 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.

USE THIS PAGE IF NEEDED. IF THIS PAGE IS NOT NEEDED, PLEASE PROCEED TO FINAL PAGE OF THIS FORM.

STATEMENT OF

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

TAKEN AT

LONG BEACH

DATED

DEC 19 2011

9. STATEMENT (Continued)

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

INITIALS OF PERSON MAKING

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

IN

PAGE 2 OF 3 PAGES

STATEMENT OF

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

TAKEN AT

CAMP SANGER

DATED

27 AUG 07

9. STATEMENT (Continued)

(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 3. 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)

(Person Making Statement)

WITNESSES

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

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 27 day of August, 2007 at

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

ORGANIZATION OR ADDRESS

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

(Typed Name of Person Administering Oath)

ORGANIZATION OR ADDRESS

Commissionary Officer
(Authority To Administer Oaths)

INITIALS OF PERSON MAKING STATEMENT

PAGE 3 OF 3 PAGES

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 (SSA).
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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 <i>Swampy area</i>	2 DATE (YYYYMMDD) <i>26 JUN 07</i>	3 TIME <i>1135</i>	4. FILE NUMBER
5 LAST NAME FIRST NAME MIDDLE NAME <i>(b)(3)(b)(6)</i>	6 SSN <i>(b)(3)(b)(6)</i>	7. GRADE/STATUS <i>E-6</i>	

8. ORGANIZATION OR ADDRESS
2nd BCT 6th AF SBP BN

9. *(b)(3)(b)(6)* ... WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH

1. Describe the scene you found vicinity the tents near where the fighting occurred on 30 Jun 2007 and 01 July 2007.
The tents had two rooms. The left room was approx 10x10. There were four dead bodies in the room. One was a child, one was a woman, one was a man, and one was a small boy. The right room was about the same size. There were two dead bodies in it. One was a man and the other was an adult male. A hand axe on the tent was a horse, missing the head and some limbs and there were several shoes that had been shot.

2. Did you see any dead bodies in the area that appeared to be civilian noncombatants? *Yes, the 2 children and small boy.*

3. If so, what led you to believe they were noncombatants? *Civilian clothing, no weapons*

4. Were there any distinguishing features of those corpses that would indicate how they were killed? (e.g. throats slit, single bullet holes in the head, badly mangled.) *Appeared to be killed by small arms*

5. Were any of the corpses wearing anything to indicate that they either were or were not knowing participants in the fighting that occurred on 30 Jun 2007 and 01 Jul 2007? *no*

6. Did you see or hear of any noncombatants killed by Coalition Forces during the action vic Donkey Island on 30 Jun 2007 and 01 July 2007? *no*

(b)(3)(b)(6) Nothing follows (b)(3)(b)(6)

10 EXHIBIT <i>u</i>	11. INITIALS OF PERSON MAKING STATEMENT <i>(b)(3)(b)(6)</i>	PAGE 1 OF <i>3</i> PAGES
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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

USE THIS PAGE IF NEEDED. IF THIS PAGE IS NOT NEEDED, PLEASE PROCEED TO FINAL PAGE OF THIS FORM.

STATEMENT OF (b)(3)(b)(6) TAKEN AT Camp Khamti DATED 20 FEB 08 2007

9. STATEMENT (Continued)

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

INITIALS OF PERSON MAKING STATEMENT

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

PAGE 2 OF 3 PAGES

STATEMENT OF

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

TAKEN AT

Cambridge MA

DATED

22 AUG 22

9. STATEMENT (Continued)

(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 3. 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 THREAT OF PUNISHMENT, AND WITHOUT COERCION, UNLAWFUL

IN PAGE _____
WITHOUT _____

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

(b)

authorized by law to

WITNESSES:

administer oaths, this 29 day of August, 2022
at _____

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

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

ORGANIZATION OR ADDRESS

(Typed Name of Person Administering Oath)

Commissioner of Police
(Authority To Administer Oaths)

ORGANIZATION OR ADDRESS

INITIALS OF PERSON MAKING STATEMENT

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

PAGE 3 OF 3 PAGES