



DEPARTMENT OF THE ARMY  
HEADQUARTERS, 3<sup>RD</sup> CORPS SUPPORT COMMAND  
LSA ANACONDA, IRAQ  
APO AE 09391

REPLY TO  
ATTENTION OF

AETV-JA

15 August 2006

MEMORANDUM FOR Commander, 3<sup>rd</sup> COSCOM, LSA (b)(6) Iraq, APO AE 09391.

SUBJECT: Legal Review of Informal AR 15-6 Investigation Concerning an Escalation of Force Incident, C/1-321 FA, 561<sup>st</sup> CSB, 21 June 2006

- 1. Legal Review:** I have completed a legal review of the above-referenced informal AR 15-6 investigation in accordance with AR 15-6, Procedure for Investigating Officers and Boards of Officers, paragraph 2-3b, and have determined that the investigation complies with the legal requirements of AR 15-6. No legal errors are present that invalidate the investigation. Not all of the IO's findings, however, are supported by the evidence. Additionally, not all of the IO's recommendations are consistent with the findings.
- 2. Background:** On the morning of 21 June 2006, a B/1-321 Convoy Logistics Patrol was escorting TCNs from FOB Speicher to (b)(6) Base Complex. While traveling on MSR (b)(2)High one of the TCN vehicles broke down. This forced the CLP to conduct a linear halt on MSR (b)(2)High while maintenance was performed on the disabled vehicle. The disabled vehicle had fallen to the rear of the convoy, so gun truck #2 moved to the rear of the convoy; positioning itself behind the disabled vehicle in order to provide rear security while maintenance was being conducted.
- 3.** The TC of GT2, SSG (b)(3), (b)(6) (who was also the CLP commander), had exited the gun truck in order to assess the maintenance situation. LN traffic was traveling behind the convoy, but had ceased movement and remained stationary at a distance of (b)(6)m from GT2. Suddenly a white truck passed then halted civilian traffic and moved toward the CLP at a high rate of speed; estimated to be somewhere between 60-65 mph. Since the (b)(6) truck was moving towards the convoy at a high rate of speed and had passed halted civilian traffic, the gunner in GT2, SPC (b)(3), (b)(6) initiated the standard EOF procedures.
- 4.** When the (b)(6) truck was (b)(6)m from the convoy, SPC (b)(3), (b)(6) began shining his flashlight and waved his individually assigned weapon, an M4, at the approaching vehicle. The vehicle failed to halt. Due to the speed of the vehicle, SPC (b)(3), (b)(6) had to react quickly. When the vehicle came within 75m of the convoy, SPC (b)(3), (b)(6) fired a warning shot, with his M4, at the ground beside the driver's side front tire. The vehicle still did not abate. Next SPC (b)(3), (b)(6) fired a disabling shot at the vehicle as it came within 65m of the convoy. At that time, SPC (b)(3), (b)(6) fired a shot, with his M4, at the vehicle's windshield.
- 5.** The vehicle halted. When the vehicle stopped, two more LN vehicles approach the disabled vehicle. The occupants of the secondary and tertiary vehicle removed the driver from the disabled vehicle. They placed the driver in the secondary vehicle and left the scene.

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6. Findings: The IO makes the following findings:

- a. The personnel involved in the incident did have proper ROE/EOF training.
- b. Proper ROE/EOF protocols were followed.
- c. Proper PCC/PCI were NOT conducted. This is evident due to the lack of flares in GT 2.
- d. The incident did result in a civilian casualty.
- e. The incident was reported correctly.

(b)(2) High, (b) (5), (b)(3), (b)(6)

7. Recommendations: The IO makes the following recommendations:

(b)(5), (b)(3), (b)(6)

8. Discussion: The IO finds B Battery has a blatant disregard for 3 CC policy to possess flares in military vehicles on CLPs. While the IO points out this is the second investigation where he discovered an absence of flares, there is insufficient evidence to find there is a “blatant disregard” for the policy.

9. The IO also recommends that B Battery undergo remedial ROE/EOF training. This is inconsistent with the IO’s finding that proper ROE/EOF procedures were followed.

10. I recommend you disapprove the IO’s finding that B Battery has a “blatant disregard” for 3CC’s policy to equip CLPs with flares. I also recommend you disapprove the IO’s recommendation that B Battery immediately undergo remedial ROE/EOF training.

9. Pursuant to AR 15-6, paragraph 2-3a, the appointing authority is neither bound nor limited by the recommendations and findings of the IO. Following legal review of an AR 15-6 investigation, the appointing authority may:

- a. Approve the findings and recommendations.

- b. Disapprove the findings and recommendations.
- c. Approve the findings and recommendations with exceptions or substitutions.
- d. Return the investigation to the IO for further proceedings or corrective action.

9. The point of contact for this action is CPT (b)(3), (b)(6) at VOIP (b)(2) or email at (b)(3), (b)(6) @balad.iraq.centcom.mil.

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

LTC, ~~DA~~ 4

*for*

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

COL, JA  
Staff Judge Advocate

DEPARTMENT OF THE ARMY  
HEADQUARTERS, 101<sup>ST</sup> SUSTAINMENT BRIGADE  
Q-WEST BASE COMPLEX, IRAQ  
APO AE, 09351

AFZH-KE-CO

5 August 2006

MEMORANDUM FOR Commanding General, 3<sup>rd</sup> COSCOM, FOB Anaconda, APO AE 09391

SUBJECT: AR 15-6, B/1-321 FA, 561<sup>st</sup> Corps Support Battalion EOF Incident

1. I recommend approval with exceptions of the AR 15-6 initiated following the EOF incident in B/1-321 FA, 561<sup>st</sup> Corps Support Battalion (CSB), based at COB Speicher. This memorandum qualifies certain points from the Investigating Officer's (IO) Recommendations.
2. I have no further comment on the IO's Findings.
3. The Recommendations merit qualification as follows:

(b)(5), (b)(3), (b)(6)

4. I cannot overemphasize my support of the Soldiers in this incident. We now know that it caused a civilian death. However, that civilian was acting in a highly-erratic and reckless manner. Moreover, the sudden actions of the two additional Local-National (LN) vehicles whose drivers debouch from their vehicles, recover the wounded LN, and disappear from the scene remain highly suspicious.

5. Finally, the CLP Convoy Commander exercised every reasonable attempt to render aid, especially as the CLP remained on the scene for about an hour awaiting recovery of the TCN truck. The two LNs rescued their friend and disappeared rapidly.

6. POC is the undersigned at VOIP (b)(2)

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

COL, OD  
Commanding

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**SECTION I - APPOINTMENT**

Appointed by BG HALSTEAD, CDR, 3 COSCOM  
 (Appointing authority)

on 22 JULY 2006  
 (Date) (Attach inclosure 1: Letter of appointment or summary of oral appointment data.) (See para 3-15, AR 15-6.)

**SECTION II - SESSIONS**

The (investigation) (board) commenced at COB SPEICHER, IRAQ at 0900D  
 (Place) (Time)

on 22 JULY 2006  
 (Date) (If a formal board met for more than one session, check here . Indicate in an inclosure the time each session began and ended, the place, persons present and absent, and explanation of absences, if any.) The following persons (members, respondents, counsel) were present: (After each name, indicate capacity, e.g., President, Recorder, Member, Legal Advisor.)

The following persons (members, respondents, counsel) were absent: (Include brief explanation of each absence.) (See paras 5-2 and 5-8a, AR 15-6.)

The (investigating officer) (board) finished gathering/hearing evidence at 1530D on 29 JUNE 2006  
 (Time) (Date)

and completed findings and recommendations at 1900D on 31 JULY 2006  
 (Time) (Date)

**SECTION III - CHECKLIST FOR PROCEEDINGS**

**A. COMPLETE IN ALL CASES**

	YES	NO <sup>1)</sup>	NA <sup>2)</sup>
1 Inclosures (para 3-15, AR 15-6)			
Are the following inclosed and numbered consecutively with Roman numerals: (Attached in order listed)			
a. The letter of appointment or a summary of oral appointment data?			
b. Copy of notice to respondent, if any? (See item 9, below)	X		
c. Other correspondence with respondent or counsel, if any?			X
d. All other written communications to or from the appointing authority?			X
e. Privacy Act Statements (Certificate, if statement provided orally)?			X
f. Explanation by the investigating officer or board of any unusual delays, difficulties, irregularities, or other problems encountered (e.g., absence of material witnesses)?	X		
g. Information as to sessions of a formal board not included on page 1 of this report?			X
h. Any other significant papers (other than evidence) relating to administrative aspects of the investigation or board?			X
FOOTNOTES: 1) Explain all negative answers on an attached sheet.	X		
2) Use of the N/A column constitutes a positive representation that the circumstances described in the question did not occur in this investigation or board.			

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	YES	NO	N/A
the exhibits offered (whether or not received) or considered as evidence individually numbered or lettered as			
b. Is an index of all exhibits offered to or considered by investigating officer or board attached before the first exhibit?	X		
c. Has the testimony/statement of each witness been recorded verbatim or been reduced to written form and attached as an exhibit?	X		
d. Are copies, descriptions, or depictions (if substituted for real or documentary evidence) properly authenticated and is the location of the original evidence indicated?	X		
e. Are descriptions or diagrams included of locations visited by the investigating officer or board (para 3-6b, AR 15-6)?	X		
f. Is each written stipulation attached as an exhibit and is each oral stipulation either reduced to writing and made an exhibit or recorded in a verbatim record?	X		
g. If official notice of any matter was taken over the objection of a respondent or counsel, is a statement of the matter of which official notice was taken attached as an exhibit (para 3-16d, AR 15-6)?	X		
3 Was a quorum present when the board voted on findings and recommendations (paras 4-1 and 5-2b, AR 15-6)?			X
<b>B. COMPLETE ONLY FOR FORMAL BOARD PROCEEDINGS (Chapter 5, AR 15-6)</b>			X
4 At the initial session, did the recorder read, or determine that all participants had read, the letter of appointment (para 5-3b, AR 15-6)?			
5 Was a quorum present at every session of the board (para 5-2b, AR 15-6)?			
6 Was each absence of any member properly excused (para 5-2a, AR 15-6)?			
7 Were members, witnesses, reporter, and interpreter sworn, if required (para 3-1, AR 15-6)?			
8 If any members who voted on findings or recommendations were not present when the board received some evidence, does the inclosure describe how they familiarized themselves with that evidence (para 5-2d, AR 15-6)?			
<b>C. COMPLETE ONLY IF RESPONDENT WAS DESIGNATED (Section II, Chapter 5, AR 15-6)</b>			
9 Notice to respondents (para 5-5, AR 15-6):			
a. Is the method and date of delivery to the respondent indicated on each letter of notification?			
b. Was the date of delivery at least five working days prior to the first session of the board?			
c. Does each letter of notification indicate -			
(1) the date, hour, and place of the first session of the board concerning that respondent?			
(2) the matter to be investigated, including specific allegations against the respondent, if any?			
(3) the respondent's rights with regard to counsel?			
(4) the name and address of each witness expected to be called by the recorder?			
(5) the respondent's rights to be present, present evidence, and call witnesses?			
d. Was the respondent provided a copy of all unclassified documents in the case file?			
e. If there were relevant classified materials, were the respondent and his counsel given access and an opportunity to examine them?			
10 If any respondent was designated after the proceedings began (or otherwise was absent during part of the proceedings):			
a. Was he properly notified (para 5-5, AR 15-6)?			
b. Was record of proceedings and evidence received in his absence made available for examination by him and his counsel (para 5-4c, AR 15-6)?			
11 Counsel (para 5-6, AR 15-6):			
a. Was each respondent represented by counsel?			
Name and business address of counsel:			
(If counsel is a lawyer, check here <input type="checkbox"/> )			
b. Was respondent's counsel present at all open sessions of the board relating to that respondent?			
c. If military counsel was requested but not made available, is a copy (or, if oral, a summary) of the request and the action taken on it included in the report (para 5-6b, AR 15-6)?			
12 If the respondent challenged the legal advisor or any voting member for lack of impartiality (para 5-7, AR 15-6):			
a. Was the challenge properly denied and by the appropriate officer?			
b. Did each member successfully challenged cease to participate in the proceedings?			
13 Was the respondent given an opportunity to (para 5-8a, AR 15-6):			
a. Be present with his counsel at all open sessions of the board which deal with any matter which concerns that respondent?			
b. Examine and object to the introduction of real and documentary evidence, including written statements?			
c. Object to the testimony of witnesses and cross-examine witnesses other than his own?			
d. Call witnesses and otherwise introduce evidence?			
e. Testify as a witness?			
f. Make or have his counsel make a final statement or argument (para 5-9, AR 15-6)?			
14 If requested, did the recorder assist the respondent in obtaining evidence in possession of the Government and in arranging for the presence of witnesses (para 5-8b, AR 15-6)?			
15 Are all of the respondent's requests and objections which were denied indicated in the report of proceedings or in an inclosure or exhibit to it (para 5-11, AR 15-6)?			

FOOTNOTES: 1) Explain all negative answers on an attached sheet.  
2) Use of the N/A column constitutes a positive representation that the circumstances described in the question did not occur in this investigation or board.

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The (investigating officer) (board), having carefully considered the evidence, finds:

On the morning of 21 JUNE 2006, a B/1-321 Convoy Logistics Patrol was escorting TCNs from FOB Speicher to (b)(6) Base Complex. While traveling on (b)(2)High, one of the TCN vehicles broke down. This forced the CLP to conduct a linear halt on MSR (b)(2)High while maintenance was performed on the disabled vehicle. The disabled vehicle had fallen to the rear of the convoy, so gun truck #2 moved to the rear of the convoy, positioning itself behind the disabled vehicle in order to provide rear security while maintenance was being conducted. The TC of GT2, SSG (b)(3), (b)(6) (who was also the CLP commander), had exited the gun truck in order to assess the maintenance situation. LN traffic was traveling behind the convoy, but had ceased movement and remained stationary at a distance of (b)(6) m from GT2. Suddenly a (b)(6) truck passed the halted civilian traffic and moved toward the CLP at a high rate of speed; estimated to be somewhere between 60-65 mph. Since the (b)(6) truck was moving towards the convoy at a high rate of speed and had passed halted civilian traffic, the gunner in GT2, SPC (b)(3), (b)(6) initiated the standard EOF procedures. When the (b)(6) truck was (b)(6) m from the convoy, SPC began shining his flashlight and waved his individually assigned weapon, an M4, at the approaching vehicle. The vehicle failed to halt. Due to the speed of the vehicle, SPC (b)(3), (b)(6) had to react quickly. When the vehicle came within 75m of the convoy, SPC (b)(3), (b)(6) fired a warning shot, with his M4, at the ground beside the driver's side front tire. The vehicle still did not abate. Next SPC (b)(3), (b)(6) fired a disabling shot at the vehicle as it came within (b)(6) m of the convoy. The disabling shot was aimed and fired at the vehicle's engine with his M4. The vehicle continued undeterred, and came within 50m of the convoy. At that time, SPC (b)(3), (b)(6) fired a shot, with his M4, at the vehicle's windshield. After that shot, the vehicle halted. When the vehicle stopped, SSG (b)(3), (b)(6) was moving to GT2 to dispatch a crew and a medic to tend to the vehicle SPC (b)(3), (b)(6) engaged. During this time, two more LN vehicles approached the driver in the secondary vehicle and left the scene. SSG (b)(3), (b)(6) attempted to notify battle space in the area. Being unable to reach 4-11 FA via FM comms, SSG (b)(3), (b)(6) sent a message, via MTS, to the 561st CSB TOC. The 561st CSB TOC then notified 4-11 FA of the incident. After the LNs left with the driver of the disabled vehicle, SSG (b)(3), (b)(6) decided to check the vehicle and move it out of the road, as the disabled vehicle was blocking the road and visibility. SSG (b)(3), (b)(6) and his CLP NCOIC, SGT(P) (b)(3), (b)(6) moved to the vehicle. Upon inspection, they noticed blood on the driver's seat. They moved the vehicle to the side of the road and returned to their security positions. The CLP remained halted for over an hour, awaiting the recovery team from (b)(6) Base Complex. During that time, the disabled vehicle remained where SSG (b)(3), (b)(6) and SGT(P) (b)(3), (b)(6) had moved it. No LNs approached the vehicle or attempted to move it. Upon reviewing the evidence gathered and the information summarized by the preceding paragraph, the Investigating Officer made the following conclusions. 1. The personnel involved in the incident did have proper ROE/EOF training. Exhibit J shows that as a convoy commander, SSG (b)(3), (b)(6) consistently briefs ROE/EOF as part of his CLP OPORD prior to departure. Furthermore, SSG (b)(3), (b)(6) and SPC (b)(3), (b)(6) both demonstrated knowledge of the ROE/EOF procedures in their initial interviews (Exhibits A and B). 2. Proper ROE/EOF protocols were followed. In SPC (b)(3), (b)(6) interviews and statements, he stated that since the vehicle had passed halted traffic and was moving at a high rate of speed, imminent danger was present. Also, SPC (b)(3), (b)(6) attempted to use the minimum amount of force necessary to mediate the scenario. He used the smallest caliber weapon available, and fired both a warning shot and a disabling shot for attempting to disable the driver. Although GT2 did not possess any flares or green laser pointers, SPC (b)(3), (b)(6) stated that the situation escalated at an immense rate, that this precluded his ability to use flares. The ROE/EOF protocol does allow one to skip steps if time is a factor, which it appears to be in this scenario. 3. Proper PCC/PCI were NOT conducted. This is evident by the lack of flares in GT2. Interviews of both SSG (b)(3), (b)(6) and SPC (b)(3), (b)(6) state the gun truck they were traveling in was not their original gun truck. Their original gun truck, which they stated contained flares and a laser, had broken down at (b)(6) Base Complex. The gun truck they were traveling in was a replacement truck delivered to them by another B/1-321 CLP. SSG (b)(3), (b)(6) and SPC (b)(3), (b)(6) both admit that they did not check the new vehicle for flares/lasers, and that they failed to transfer the existing flares/laser from their original vehicle. 4. The incident did result in a civilian casualty. Additionally, the CLP did attempt to render aid. (CONT)

#### SECTION V - RECOMMENDATIONS (para 3-11, AR 15-6)

In view of the above findings, the (investigating officer) (board) recommends:

After reviewing the evidence and facts gathered concerning the incident in question, the IO recommends that both SSG (b)(3), (b)(6) and SPC (b)(3), (b)(6) should NOT be held liable for the casualty incurred. SPC (b)(3), (b)(6) felt that the speed of the vehicle and the fact that it had passed civilian traffic to approach the convoy constituted a threat to the convoy. SPC (b)(3), (b)(6) utilized his intrinsic right to defend himself and the members of the CLP. SPC (b)(3), (b)(6) using the means at his disposal, properly conducted the ROE/EOF steps. He used the smallest caliber weapon available to him, and attempted to use the minimum amount of force necessary to alleviate the situation before firing the shot that resulted in the casualty. SSG (b)(3), (b)(6) as the convoy commander, also exercised proper CLP TTPs. He attempted to administer aid to the civilian casualty, and did report the incident properly and in a timely manner.

Despite the IO's belief that there was no ROE/EOF violations during the incident in question, the IO finds the absence of flares/green laser inexcusable. The absence of these items is in direct opposition to 3rd COSCOM's policy. SPC (b)(3), (b)(6) and SSG (b)(3), (b)(6) are both at fault in this regard. They failed to inspect the replacement vehicle for these items upon taking control of the replacement vehicle; moreover, they failed to transfer the items from their original vehicle. This is the second investigation the IO has undertaken where a BTRY CLP did not possess flares. The IO sees this as a leadership issue. It appears that the battery holds a blatant disregard for this policy. As the CLP commander, as well as TC for the gun truck in question, SSG (b)(3), (b)(6) failed in his duty. He did not perform proper PCC/PCI and leader checks. Although flares/green laser were of no avail in this scenario, their absence is inexcusable. The IO recommends that SSG (b)(3), (b)(6) status as a CLP commander be reviewed by the 561st CSB commander. Furthermore, the IO recommends BTRY undergo immediate remedial ROE/EOF and PCC/PCI training under direct supervision by the BN. Additionally, the IO recommends that the BN adopt a "no tolerance" policy on the lack of flares/green lasers.

THE CLF did not actually render aid, because there was no one to render aid to. SSG (3), (b) stated that he found blood in the driver's seat of the disabled vehicle. It was later reported to a Civil Affairs officer in the region that the driver of the vehicle had died as a result of a gunshot wound to the abdomen. 5. The incident was reported correctly. Although SSG (3), (b) was not able to contact battle space, he did report the incident in a timely manner to the 561st TOC. Three SIRs were generated by this incident, and they all consistently match.

THIS REPORT OF PROCEEDINGS IS COMPLETE AND ACCURATE. (If any voting member or the recorder fails to sign here or in Section VII below, indicate the reason in the space where his signature should appear.)

\_\_\_\_\_  
(Recorder)

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

(Investigating Officer) (President)

\_\_\_\_\_  
(Member)

\_\_\_\_\_  
(Member)

\_\_\_\_\_  
(Member)

\_\_\_\_\_  
(Member)

**SECTION VII - MINORITY REPORT (para 3-13, AR 15-6)**

To the extent indicated in Inclosure \_\_\_\_\_, the undersigned do(es) not concur in the findings and recommendations of the board. (In the inclosure, identify by number each finding and/or recommendation in which the dissenting member(s) do(es) not concur. State the reasons for disagreement. Additional/substitute findings and/or recommendations may be included in the inclosure.)

\_\_\_\_\_  
(Member)

\_\_\_\_\_  
(Member)

**SECTION VIII - ACTION BY APPOINTING AUTHORITY (para 2-3, AR 15-6)**

The findings and recommendations of the (investigating officer) (~~board~~) are (approved) (~~disapproved~~) (approved with following exceptions/ substitutions). (If the appointing authority returns the proceedings to the investigating officer or board for further proceedings or corrective action, attach that correspondence (or a summary, if oral) as a numbered inclosure.)

I agree with the findings and recommendations with the following exceptions:

I do not find that the material presented in the investigation demonstrates the unit "holds a blatant disregard" for the requirement that flares be available in each CLP. I do not support the recommendation that the entire battery undergo remedial ROE/EOF training. The refresher PCC/PCI training is sufficient.

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

**REBECCA S. HALSTEAD  
BRIGADIER GENERAL  
COMMANDING**



DEPARTMENT OF THE ARMY  
101<sup>st</sup> SUSTAINMENT BRIGADE  
Q-WEST BASE COMPLEX, IRAQ  
APO AE 09351

REPLY TO  
ATTENTION OF

AFZB-KE-CO

S: 25 July 2006  
21 July 2006

MEMORANDUM FOR 1LT (b)(3), (b)(6) C/1-321 FA (Gun Truck Security), 561<sup>st</sup> Corps  
Support Battalion, FOB Speicher, APO AE 09393

SUBJECT: Appointment as Investigating Officer

1. You are hereby appointed as an informal investigating officer pursuant to Army Regulation 15-6, to investigate the events leading up to and surrounding the EOF that occurred on 210715Jun06, which involved a B/1-321 CLP. The CLP Was traveling along (b)(2)High en route to FOB Speicher from (b)(6) Base Complex. A (b)(2)High truck with (b)(6) in the bed approached the CLP from the southbound lane. The truck approached the CLP at a high rate of speed. Gun truck 2 fired three shots at the vehicle. As the Investigating Officer, you are responsible for determining if proper EOF procedures were used. You will submit with your final report all documents obtained and used during the course of your investigation as exhibits. Your findings must be supported by the evidence and exhibits you collect and these exhibits need to be referenced to in your findings.

2. The procedural requirements of AR 15-6, chapters 3 and 4 will guide your investigation. You will make specific findings of fact and recommendations based on those findings. All witness statements will be sworn when possible and you will obtain Privacy Act Statements from all witnesses who complete a written statement. If circumstances preclude obtaining sworn statements, you will summarize the witness' statement in a Memorandum For Record and swear to the accuracy of your summary.

3. Immediately upon receipt of this appointment letter, and before beginning your investigation, you will consult with 101<sup>st</sup> Sustainment Brigade Command Judge Advocate, CPT (b)(3), (b)(6) (b)(3), (b)(6) at (b)(3), (b)(6) @us.army.mil or at DSN (b)(2) or VOIP (b)(2) CPT (b)(3), (b)(6) will provide you with detailed instruction on the proper way to conduct your investigation and will act as your legal advisor.

4. If, in the course of your investigation, you suspect an individual of criminal misconduct, you will advise that individual of his or her rights under Article 31, UCMJ, or the Fifth Amendment, as appropriate. The individual must be made aware of their rights using DA Form 3881. Privacy Act Statements are required when the report of the proceedings will be filed in a record system where the report can be obtained by referring to the name or other personal identifier of the witness.

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AFZB-KE-CO

SUBJECT: Appointment as Investigating Officer

5. This appointment takes priority over all other assigned duties unless otherwise directed by me. Your investigation, together with all the evidence marked as enclosures or exhibits will be submitted on DA Form 1574, NLT 21 July 2006, to the 561<sup>st</sup> CSB adjutant, who will forward it for review to the 101<sup>st</sup> Sustainment Brigade Command Judge Advocate. You will obtain a written legal review from the Command Judge Advocate prior to submitting the completed investigation.

6. Point of contact is the undersigned at (b)(2).

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

COL, OD  
Commanding



DEPARTMENT OF THE ARMY  
561<sup>ST</sup> CORPS SUPPORT BATTALION  
FOB SPEICHER, TIKRIT, IRAQ  
APO, AE 09393

REPLY TO  
ATTENTION OF:

AFZB-KE-S-CO

S: 25 June 2006  
21 June 2006

MEMORANDUM FOR 1LT (b)(3), (b)(6) C/I-321 FA (Gun Truck Security), 561<sup>st</sup> Corps Support Battalion, FOB Speicher, APO AE 09393

SUBJECT: Appointment of AR 15-6 Investigating Officer

1. You are hereby appointed as an investigating officer pursuant to AR 15-6 to investigate the events leading up to and surrounding warning shots fired into a hostile vehicle on 210715Jun06. A B/1-321 Convoy Logistics Patrol (CLP) was traveling along (b)(2)High en route to FOB Speicher from (b)(6) Base Complex. A (b)(6) truck with (b)(6) in the bed approached from the southbound lane. The truck was approaching the CLP at a high rate of speed. Gun truck 2 fired three shots at the vehicle. Your duty is to document the incident and determine if proper EOF procedures were followed.

2. You will use the informal investigation procedures detailed in Army Regulation 15-6, chapters 3 and 4. All witnesses will be sworn when possible, and you will obtain Privacy Act Statements from all witnesses who complete a written statement. If circumstances preclude obtaining a sworn statement, you will summarize the witness' statement in a Memorandum for Record and swear to the accuracy of your summary. If, in the course of your investigation, you come to suspect that an individual may be criminally responsible, you will advise that individual of his or her rights under Article 31, UCMJ, or the Fifth Amendment, as appropriate. (Privacy Act Statements are required when the report of the proceedings will be filed in a record system where the report can be obtained by referring to the name or other personal identifier of the witness).

3. Legal advice and assistance must be obtained from CPT (b)(3), (b)(6), Command Judge Advocate, 101<sup>st</sup> Sustainment Brigade, (b)(6) Iraq (VOIP: 673-5094 / (b)(3), (b)(6) @us.army.mil) before you take any action on this matter. Prior to beginning the investigation you will familiarize yourself with the provisions of AR 15-6.

4. Your report of investigation, together with all of the evidence marked as enclosures or exhibits, will be submitted to this office on DA Form 1574 no later than 13 March 2006. You will obtain a written legal review from the 101<sup>st</sup> Sustainment Brigade Command Judge Advocate prior to submitting the completed investigation.

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

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

LTC, QM  
Commanding

MAS, QM

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## TIMELINE

- 22 JUL 06:  
- 1700: Appointed as Investigating Officer.  
- 1700: Issued appointment orders and told the facts as they were known to be.
- 23 JUL 06:  
- 1500: Obtain additional testimony from SSG (b)(3), (b)(6) and SGT(P) (b)(3), (b)(6)
- 25 JUL 06:  
- 1500: Obtained initial and final SIR from 561<sup>st</sup> TOC
- 26 JUL 06:  
- 1000: Attempted to contact CPT (b)(3), (b)(6) CA officer who notified 101<sup>st</sup> Sustainment Bde Legal about death of LN
- 28 JUL 06:  
- 1900: Obtained CLP staging area reports on SSG (b)(3), (b)(6) CLP briefings.
- 29 JUL 06:  
- 0900: Attempted to contact CPT (b)(3), (b)(6)
- 30 JUL 06:  
- 1400: Reviewed previously submitted evidence.
- 31 JUL 06:  
- 1800: Finalized findings and recommendations
- 02 AUG 06:  
- 1500: Resubmitted packet to S1.

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<b>Exhibit A</b>	<b>Sworn Statement SPC</b>	(b)(3), (b)(6)
<b>Exhibit B</b>	<b>Sworn Statement SSG</b>	(b)(3), (b)(6)
<b>Exhibit C</b>	<b>Powerpoint depiction of incident submitted by SSG</b>	<b>(b)(3), (b)(6) and SPC</b>
		(b)(3), (b)(6)
<b>Exhibit D</b>	<b>SIR</b>	
<b>Exhibit E</b>	<b>Sworn Statement SPC</b>	
<b>Exhibit F</b>	<b>Sworn Statement SSG</b>	(b)(3), (b)(6)
<b>Exhibit G</b>	<b>Sworn Statement SGT</b>	
<b>Exhibit H</b>	<b>SIR of Incident (Initial)</b>	
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<b>Exhibit J</b>	<b>CLP Briefing Checklist</b>	

DATA REQUIRED BY THE PRIVACY ACT OF 1974  
(5 U.S.C. 522a)

AUTHORITY: 5 U.S.C. 301 and 10 U.S.C. 3012

PURPOSE: The purpose for soliciting this information is to provide the appointing authority a basis for a determination regarding THE EVENTS THAT TRANSPIRED ON A CLIP THE MORNING OF 21 JUNE 06.

ROUTINE USES: Any information you provide will be used by the appointing authority in determining appropriate action. Any information you provide is also disclosable to members of the Department of Defense who have a need for the information in the performance of their duties and where use of the information is compatible with the purpose for which the information is collected. In addition, the information may be disclosed to Government agencies and individuals outside of the Department of Defense if requested under the Freedom of Information Act or if needed for Congressional or other Government investigations.

Providing the information is mandatory. Failure to provide information could result in disciplinary or other adverse action against you under UCMJ or applicable Army or other federal regulations.

23 / JUN / 06  
Date

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

(b)(3), (b)(6) SPC  
Printed Name and Rank

SWORN STATEMENT

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

PRIVACY ACT STATEMENT

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

1. LOCATION COB SPEICHER, IRAQ
2. DATE (YYYYMMDD) 20060623
3. TIME 1500h
4. FILE NUMBER
5. LAST NAME FIRST NAME MIDDLE NAME (b)(3), (b)(6)
6. SSN
7. GRADE/STATUS E4
8. ORGANIZATION OR ADDRESS B BTRY, 1-321 FA, COB SPEICHER, IRAQ

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

SPC (b)(3), (b)(6) ANSWERED THE FOLLOWING QUESTIONS:

1) LAW MNC-I POLICY, WHAT ARE THE 6 S'S?
A: (b)(2)High

2) PRIOR TO CLP DEPARTURE, DID YOU RECEIVE AN ROE/EOF BRIEFING? WHO GAVE IT?

A: YES. SSG (b)(3), (b)(6), AS PART OF THE CLP BRIEFING

3) DID YOU, ON THE CLP, POSSESS ANY PEN FLARES OR GREEN LASER POINTERS IN YOUR VEHICLE?

A: NO. WE HAD FALLEN IN ON THAT VEHICLE. OUR ORIGINAL VEHICLE (WHICH HAD PEN FLARES) BROKE DOWN. ANOTHER CLP PROVIDED THE VEHICLE.

4) HOW FAST WAS THE THREAT VEHICLE MOVING TOWARD THE CONVOY?

A: A CONSIDERABLE AMOUNT OF SPEED, PROBABLY AROUND 60 MPH.

5) WHAT EOF STEPS DID YOU INITIATE UPON SEEING THE VEHICLE?

A: (b)(2)High (b)(2)High (b)(2)High M4 W/ BOTH HANDS, NO TIME FOR FLARES, EVEN IF I HAD ONE, (b)(2)High AT FRONT DRIVER'S SIDE TIRE W/ M4, DISABLING SHOT TO GRILLE W/ M4, THEN I

10. EXHIBIT A
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 BE INDICATED.

006733

STATEMENT OF SPL (b)(3), (b)(6) TAKEN AT COB SPEICHER DATED 23.15.00 C. J. 2006

9. STATEMENT (Continued)

(b)(2)High AT THE WINDSHIELD W/ MY M4.

6) AFTER YOU SHOT AT THE WINDSHIELD, DID THE VEHICLE STOP?

A: YES

7) AT THAT TIME, COULD YOU SEE THE DRIVER OF THE VEHICLE, COULD YOU SEE IF HE WAS WOUNDED?

A: YES, COULD SEE THE DRIVER; NO COULDN'T SEE IF HE

WAS WOUNDED. TWO VEHICLES STOPPED BEHIND THE VEHICLE. THE SECOND VEHICLE DROVE UP TO THE THREAT VEHICLE AND THE DRIVER PULLED THE THREAT VEHICLE DRIVER OUT OF THE VEHICLE AT THAT TIME I COULD SEE THE DRIVER WAS UNCONSCIOUS. SECOND VEHICLE DRIVER PLACED HIM IN THE FIRST VEHICLE, WHICH DROVE OFF.

8) DID YOU FEEL THREATENED BY THE ONCOMING VEHICLE?

A: YES.

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

X

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

X

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

X

X

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

INITIALS OF PERSON MAKING STATEMENT

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

PAGE 02 OF 03 PAGES

9. STATEMENT (Continued)

~~\_\_\_\_\_~~  
~~(b)(3), (b)(6)~~  
~~(b)(3), (b)(6)~~  
~~(b)(3), (b)(6)~~

AFFIDAVIT

(b)(3), (b)(6), HAVE READ OR HAVE HAD READ TO ME THIS STATEMENT WHICH BEGINS ON PAGE 1, AND ENDS ON PAGE 03. 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.

~~X~~ (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 JUNE, 2006 at COB SPEICHER

\_\_\_\_\_  
ORGANIZATION OR ADDRESS

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

\_\_\_\_\_  
ORGANIZATION OR ADDRESS

(b)(3), (b)(6)  
(Typed Name of Person Administering Oath)  
UCMTS  
(Authority To Administer Oaths)

INITIALS OF PERSON MAKING STATEMENT

~~X~~ (b)(3), (b)(6)

PAGE 03 OF 03 PAGES

SWORN STATEMENT

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

PRIVACY ACT STATEMENT

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

1. LOCATION COB SPEICHER 2. DATE (YYYYMMDD) 20060623 3. TIME 1530C 4. FILE NUMBER

5. LAST NAME, FIRST NAME, MIDDLE NAME (b)(3), (b)(6) 6. SSN (b)(3), (b)(6) 7. GRADE/STATUS E6

B BTRY L-321 FA, COB SPEICHER, IRAQ

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

SSG (b)(3), (b)(6) ANSWERED THE FOLLOWING QUESTIONS.

1) IAW MNC-I POLICY, WHAT ARE THE SIX S'S?
A: (b)(6)

2) AS PART OF THE CZ BRIEF PRIOR TO CLP DEPARTURE, DID YOU ADDRESS ROE/EOF?
A: YES

3) DID YOUR VEHICLE HAVE ANY PEN FLARES OR A GREEN LASER?
A: NO

4) THIS VEHICLE WAS A REPLACEMENT VEHICLE THAT ANOTHER CLP BROUGHT TO QWEST FOR YOU?
A: YES

5) HOW FAST WAS THE THREAT VEHICLE APPROACHING THE CONVOY?
A: 60-65 MPH

6) DID YOU FEEL THREATENED BY THE THREAT VEHICLE?
A: YES

7) HOW MANY SHOTS DID YOUR GUNNER FIRE?
A: THREE

10. EXHIBIT B (b)(3), (b)(6) S 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.

STATEMENT OF SSG (b)(3), (b)(6) TAKEN AT COB SPEICHER DATED 231530C06

9. STATEMENT (Continued)

8) AFTER THE VEHICLE STOPPED, DID YOU ATTEMPT TO RENDER AID TO THE DRIVER?

A: THE MEDIC WAS GOING TO EXIT THE VEHICLE TO RENDER AID, BUT THE THREAT VEHICLE DRIVER HAD ALREADY BEEN TAKEN OUT AND DRIVEN AWAY VIA THE ACTIONS OF THE TWO VEHICLES BEHIND HIM.

9) UPON FIRST RECOGNITION OF THE THREAT VEHICLE UNTIL THE SHOTS WERE FIRED, WAS THERE ENOUGH TIME TO (b)(3), (b)(6) INITIATE ALL EOP STEPS?

A: NO

10) WERE YOU IN THE VEHICLE WHEN THE SHOTS WERE FIRED?

A: NO

11) HOW FAR AWAY WERE YOU?

A: I HAD JUST STEPPED OUT, I WAS RIGHT AT THE DRIVER'S DOOR.

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

INITIALS (b)(3), (b)(6) SON MAKING STATEMENT

PAGE 02 OF 03 PAGES

9. STATEMENT (Continued)

X

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

X

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

X

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

X

(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 03. 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 JUNE, 2006 at COB SPEICHER

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

(Signature of Person Administering Oath)

ORGANIZATION OR ADDRESS

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

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

(Authority To Administer Oaths)

UCMIS

(Authority To Administer Oaths)

ORGANIZATION OR ADDRESS

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

PERSON MAKING STATEMENT

PAGE OF PAGES

# Task Organization

**Legend:**

- Gun Truck
- TCN
- Disabled Gun Truck
- Civilian Vehicle(s)
- Threat Vehicle
- M923
- GT-1 (Warlock RED)
- GT-2 (C2)
- 10x TCN
- GT-3 (ACC)
- 10x TCN
- GT-4
- Towed GT

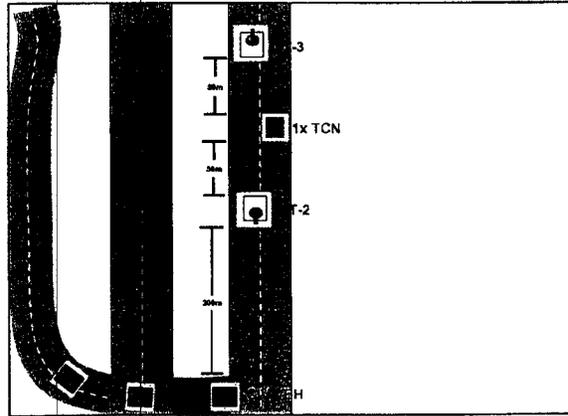
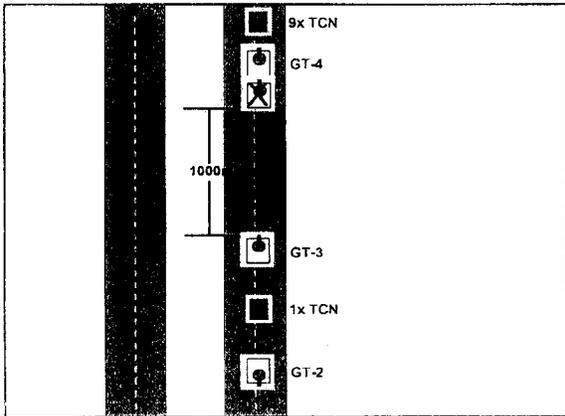
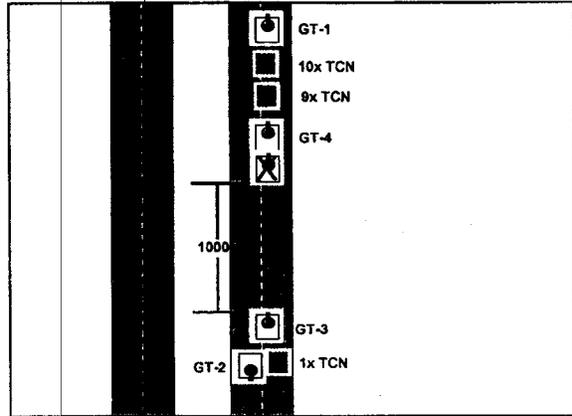


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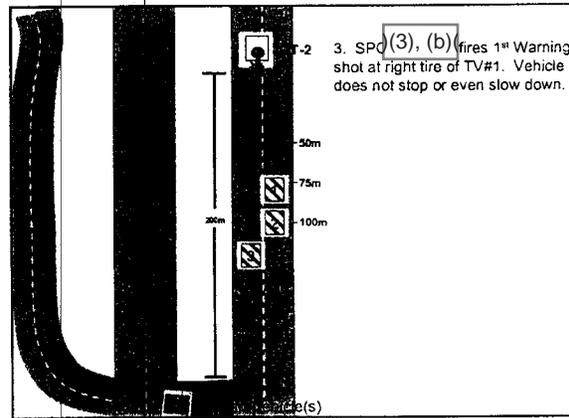
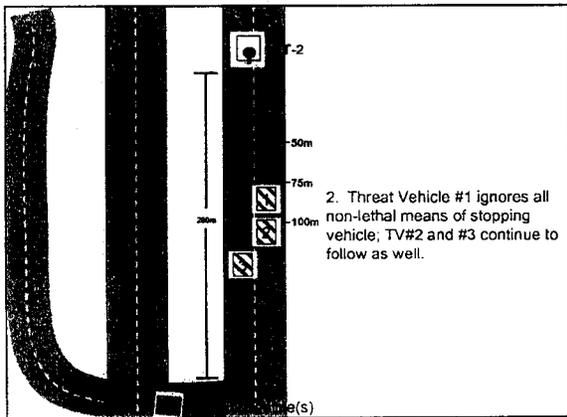
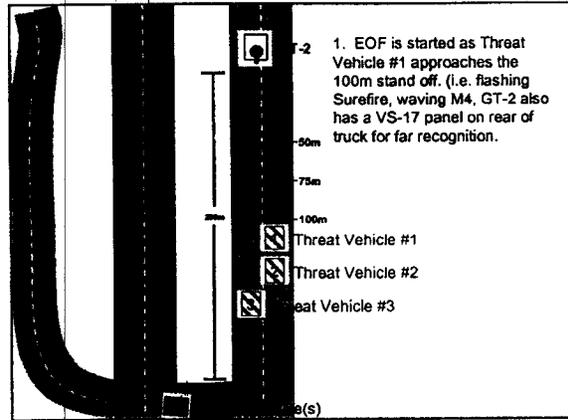
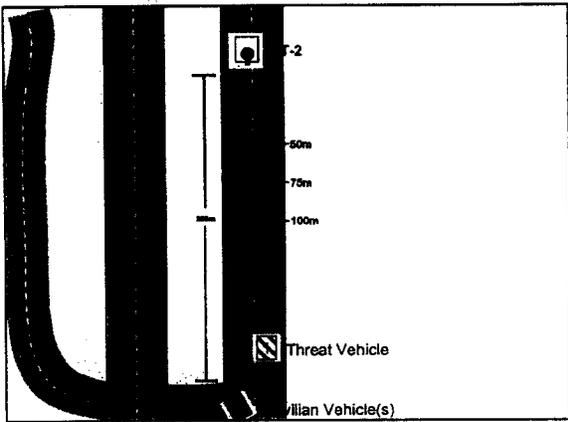


EXHIBIT C

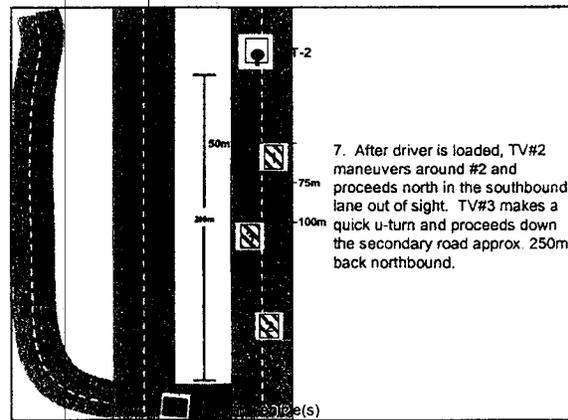
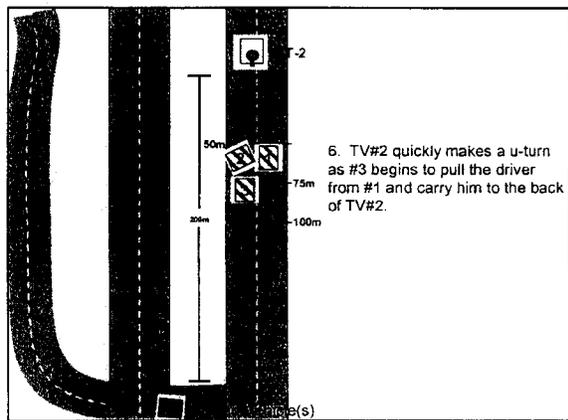
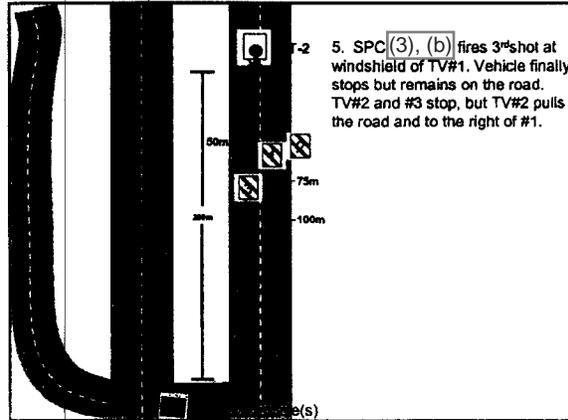
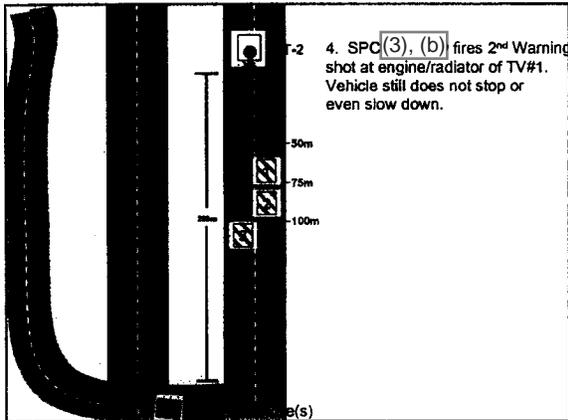


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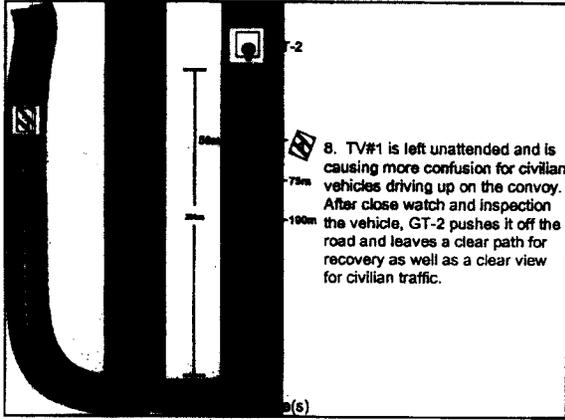


EXHIBIT C

**UNCLASSIFIED**

**Serious Incident Report (SIR)**

**561<sup>st</sup> CSB SIR #198**

B/1-321  
Follow up

1. TYPE OF INCIDENT: EOF

2. DATE TIME GROUP: 2107150DJUN06

3. LOCATION: (b)(2)High

4. PERSONNEL INVOLVED:

4A. MILITARY PERSONNEL:

SUBJECT: RANK/GRADE/NAME: SSG (b)(3), (b)(6) SPC (b)(3), (b)(6)

- A. SOCIAL SECURITY NUMBER: Not required
- B. RACE: Not required
- C. SEX: M
- D. AGE: Not required
- E. DUTY POSITION: Convoy Commander, Gunner
- F. SECURITY CLEARANCE: Not required
- G. LEVEL OF ARMOR:
- H. IDENTIFY COMMODITY OR SECONDARY LOAD BY MILITARY SUPPLY CLASS AND APPROXIMATE QUANTITY:
- I. IDENTIFY CLP MTS/BFT NUMBER: B116
- J. DUTY STATUS: Active

4B. CIVILIAN PERSONNEL: N/A

SUBJECT: NAME:

- A. PASSPORT NUMBER/DRIVERS LICENSE NUMBER:
- B. NATIONALITY:
- C. SEX:
- D. INJURIES:
- E. CONTRACT COMPANY/SUBCONTRACTOR NAME:
- F. TYPE OF ARMOR:
- G. COMMODITY INVOLVED (CLASS OF SUPPLY BEING HAULED):
- H. IDENTIFY CLP MTS/BFT NUMBER:

5. SUMMARY OF INCIDENT:

A B/1-321 CLP reported an EOF while at a maintenance halt IVO (b)(2)High. The driver of a threat vehicle received injuries (Unknown), no damages were reported. The CLP was at a maintenance halt south on MSR Tampa en route from (b)(6) complex to COB Speicher. A (b)(6) bongo truck, with (b)(6) in the bed of the truck, approached from the southbound lane while passing civilian traffic. The truck was heading towards the rear of the convoy at a high rate of speed, guessed to be approximately 60-65 MPH, and failed to respond to EOF procedures. GT2 was in a rear blocking position when they fired the first shot at approximately (b)(6)m towards the hostile truck. Upon no response from the truck, GT2 fired a second shot approximately (b)(6)m away. The truck continued to approach the CLP at a high rate of speed when GT2 fired the 3<sup>rd</sup> shot, approximately (b)(6)m away. At that time, the driver veered off the side of the road. The CLP Commander prepared to send a medic to check on the condition of the driver when a second (Bongo Truck) and third vehicle

EXHIBIT D

DATA REQUIRED BY THE PRIVACY ACT OF 1974  
(5 U.S.C. 522a)

AUTHORITY: 5 U.S.C. 301 and 10 U.S.C. 3012

PURPOSE: The purpose for soliciting this information is to provide the appointing authority a basis for a determination regarding THE ROE/DOF INCIDENT ON 21 JUL 06

ROUTINE USES: Any information you provide will be used by the appointing authority in determining appropriate action. Any information you provide is also disclosable to members of the Department of Defense who have a need for the information in the performance of their duties and where use of the information is compatible with the purpose for which the information is collected. In addition, the information may be disclosed to Government agencies and individuals outside of the Department of Defense if requested under the Freedom of Information Act or if needed for Congressional or other Government investigations.

Providing the information is mandatory. Failure to provide information could result in disciplinary or other adverse action against you under UCMJ or applicable Army or other federal regulations.

4th / JUL / 06  
Date

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

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

1 SAC

Printed Name and Rank

SWORN STATEMENT

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

PRIVACY ACT STATEMENT

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

1. LOCATION COB SPEICHER, IRAQ
2. DATE (YYYYMMDD) 2006/07/03
3. TIME 1800D
4. FILE NUMBER
5. LAST NAME FIRST NAME MIDDLE NAME (b)(3), (b)(6)
6. SSN
7. GRADE/STATUS E4

8. ORGANIZATION OR ADDRESS
B BTRY, 1-321 FA, COB SPEICHER, IRAQ

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

1. WHY DID YOU FEEL THREATENED BY THE ONCOMING VEHICLE?

Yes, because the vehicle was approaching, even after my Eof steps were taken, at a high rate of speed.

2. EXPLAIN WHY YOUR GUN TRUCK DID NOT HAVE ANY FLARES OR A GREEN LASER AT THE TIME OF THE INCIDENT.

The gun truck we were in was brought up to (b)(6) by another CLP. The gun truck we had ridden in on the way to (b)(6) contained the flares I was issued at our weapons issue.

3. WHO PROVIDED THE GUN TRUCK YOU WERE USING AT THE TIME OF THE INCIDENT.

Another Brave Battery CLP but I am not sure who the C2 of it was.

10. EXHIBIT E
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 BE INDICATED.

STATEMENT OF (b)(3), (b)(6) TAKEN AT COB SPEICHER DATED 2006/07/04

9. STATEMENT *(Continued)*

~~∞
b)(3), (b)(6)~~

~~∞
(3), (b)(
∞
)(3), (b)(~~

~~x
(b)(3), (b)(6)~~

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

PAGE 2 OF 3 PAGES

9. STATEMENT *(Continued)*

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

**AFFIDAVIT**

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

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 04 day of JULY, 2006 at COB SPEICHER, IRAQ

\_\_\_\_\_  
ORGANIZATION OR ADDRESS

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

\_\_\_\_\_  
ORGANIZATION OR ADDRESS

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

UCMJ  
*(Authority To Administer Oaths)*

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

PRIVACY ACT STATEMENT  
(5 U.S.C. 522a)

AUTHORITY: 5 U.S.C. 301 AND 10 U.S.C. 3012

PURPOSE: The purpose for soliciting this information is to provide the appointing authority a basis for a determination regarding

THE ROE/COF INCIDENT ON 21 JUN 06

ROUTINE USES: Any information you provide will be used by the appointing authority in determining appropriate action. Any information you provide may be disclosed to members of the Department of Defense who have a need for the information in the performance of their duties. In addition, the information may be disclosed to Government agencies outside of the Department of Defense as needed.

DISCLOSURE: (1) If you have been warned of your rights under the UCMJ, Article 31, or the Fifth Amendment, providing the information is voluntary. There will be no adverse effect on you for not furnishing the information other than that certain information might not otherwise be available to the commander for his or her decision in this matter.  
(2) If you have not been Individual who may be ordered to testify: "Providing the information is mandatory. Failure to provide information could result in disciplinary or other adverse action against you under (the UCMJ or Army regulations) (civilian personnel regulations)."

23 July 06  
DATE

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

SIGNATURE

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

556

PRINTED NAME AND RANK

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 COB SPEICHER, IRAQ	2. DATE (YYYYMMDD) 2006/07/23	3. TIME 1500D	4. FILE NUMBER
-----------------------------------	----------------------------------	------------------	----------------

5. LAST NAME FIRST NAME MIDDLE NAME (b)(3), (b)(6)	6. SSN	7. GRADE/STATUS E6
---	--------	-----------------------

8. ORGANIZATION OR ADDRESS  
C BTRY, 1-321 FA BN (ABN), COB SPEICHER, IRAQ

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

IN DETAIL, DESCRIBE THE EVENTS THAT TRANSPIRED AFTER SPC (b)(3), (b)(6) FIRED HIS FINAL SHOT. INCLUDE DETAILS ABOUT THE "THREAT VEHICLE:" WHO MOVED IT, HOW IT WAS MOVED, WHERE IT WAS MOVED TO, AND THE TIME AT WHICH IT WAS MOVED.

Once the last shot was fired, the threat vehicle and both vehicles following it stopped and the next events transpired. Threat vehicle stopped in the right lane, the other (b)(6) bongo truck pulled to the right shoulder and stopped and the (b)(6) station wagon stopped just behind the threat vehicle in the left lane. Before I could get the medic ready to check the vehicle for injured, the other (b)(6) bongo truck made a quick U-turn as the (b)(6) station wagon occupants removed the wounded driver from the threat vehicle and loaded him into the other (b)(6) bongo truck. The truck sped away north in the southbound lane as the (b)(6) vehicle made a U-turn and turned right crossing the northbound lane and continued east around the convoy. The threat vehicle was left unmanned for about 10-15 minutes before my vehicle made further inspection and determined the vehicle safe enough to move off of the road. The vehicle was left in gear and had to be disengaged prior to moving it off of the road to the shoulder to allow for recovery to pass and a steady flow of traffic after we left the area. SGT (b)(3), (b)(6) my GT-3 assisted me in pushing the vehicle off of the road while and towed the downed TCW back to (b)(6) as we continued with the mission. Prior to leaving the threat vehicle was still where we pushed it to. - Nothing follows -

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

006749

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 2. I FULLY UNDERSTAND THE CONTENTS OF THE ENTIRE STATEMENT MADE BY ME. THE STATEMENT IS TRUE. I HAVE INITIALED ALL CORRECTIONS AND HAVE INITIALED THE BOTTOM OF EACH PAGE CONTAINING THE STATEMENT. I HAVE MADE THIS STATEMENT FREELY WITHOUT HOPE OF BENEFIT OR REWARD, WITHOUT THREAT OF PUNISHMENT, AND WITHOUT COERCION, UNLAWFUL INFLUENCE OR UNLAWFUL INDUCEMENT.

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

(Signature of Person Making Statement)

WITNESSES:

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 23 day of JULY, 2006 at COB SPEICHER, IRAO

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

(Signature of Person Administering Oath)

ORGANIZATION OR ADDRESS

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

(Typed Name of Person Administering Oath)

ORGANIZATION OR ADDRESS

UCMJ

(Authority To Administer Oaths)

INITIALS OF PERSON MAKING STATEMENT

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

DATA REQUIRED BY THE PRIVACY ACT OF 1974  
(5 U.S.C. 522a)

AUTHORITY: 5 U.S.C. 301 and 10 U.S.C. 3012

PURPOSE: The purpose for soliciting this information is to provide the appointing authority a basis for a determination regarding THE ROE/EDF EVENTS THAT OCCURRED ON 21 JUNE 06.

ROUTINE USES: Any information you provide will be used by the appointing authority in determining appropriate action. Any information you provide is also disclosable to members of the Department of Defense who have a need for the information in the performance of their duties and where use of the information is compatible with the purpose for which the information is collected. In addition, the information may be disclosed to Government agencies and individuals outside of the Department of Defense if requested under the Freedom of Information Act or if needed for Congressional or other Government investigations.

Providing the information is mandatory. Failure to provide information could result in disciplinary or other adverse action against you under UCMJ or applicable Army or other federal regulations.

23 July 06  
Date

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

Signature

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

Printed Name and Rank

SGT(P)

PRIVACY ACT STATEMENT

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

1. LOCATION <b>COB SPEICHER, IRAQ</b>	2. DATE (YYYYMMDD) <b>20060723</b>	3. TIME	4. FILE NUMBER
5. LAST NAME FIRST NAME MIDDLE NAME <b>(b)(3), (b)(6)</b>			7. GRADE/STATUS <b>E-5/RN</b>
8. <b>C. BTRY, 1-321 FA BN (ABN) COB SPEICHER, IRAQ</b>			

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

In regards to incident on 21 June 06 EOF/ROE, after shots were fired towards an oncoming vehicle. I, Sgt **(b)(3), (b)(6)** was acting as medic for the Convoy Logistic Patrol. After the incident had taken place the Convoy Commander, SSG **(b)(3), (b)(6)** who also was serving as the aid+litter team made me aware of the situation. He stated he **(b)(3), (b)(6)** was the occupant had been removed from the vehicle and driven off, while the oncoming vehicle remained blocking the road. After civilians had moved from the oncoming vehicles area SSG **(b)(3), (b)(6)** vehicle went to investigate the vehicle for additional passengers. Clearing the vehicle and finding no additional occupants, he asked me to come help him move vehicle off the road. I proceeded back to the vehicle helped to push the **(b)(6)** pickup truck, with what seemed to be **(b)(6)** in the rear, off the side of the road. I then returned to my vehicle pulling security for a downed TCN truck and awaited a 9 line recovery team from FOB **(b)(6)**. We waited a good length of time, what seemed to be over an hour before recovery arrived. The oncoming vehicle remained on the side of the

10. EXHIBIT <b>G</b>	11. INITIALS OF PERSON MAKING STATEMENT <b>(b)(3), (b)(6)</b>	PAGE 1 OF <b>3</b> PAGES
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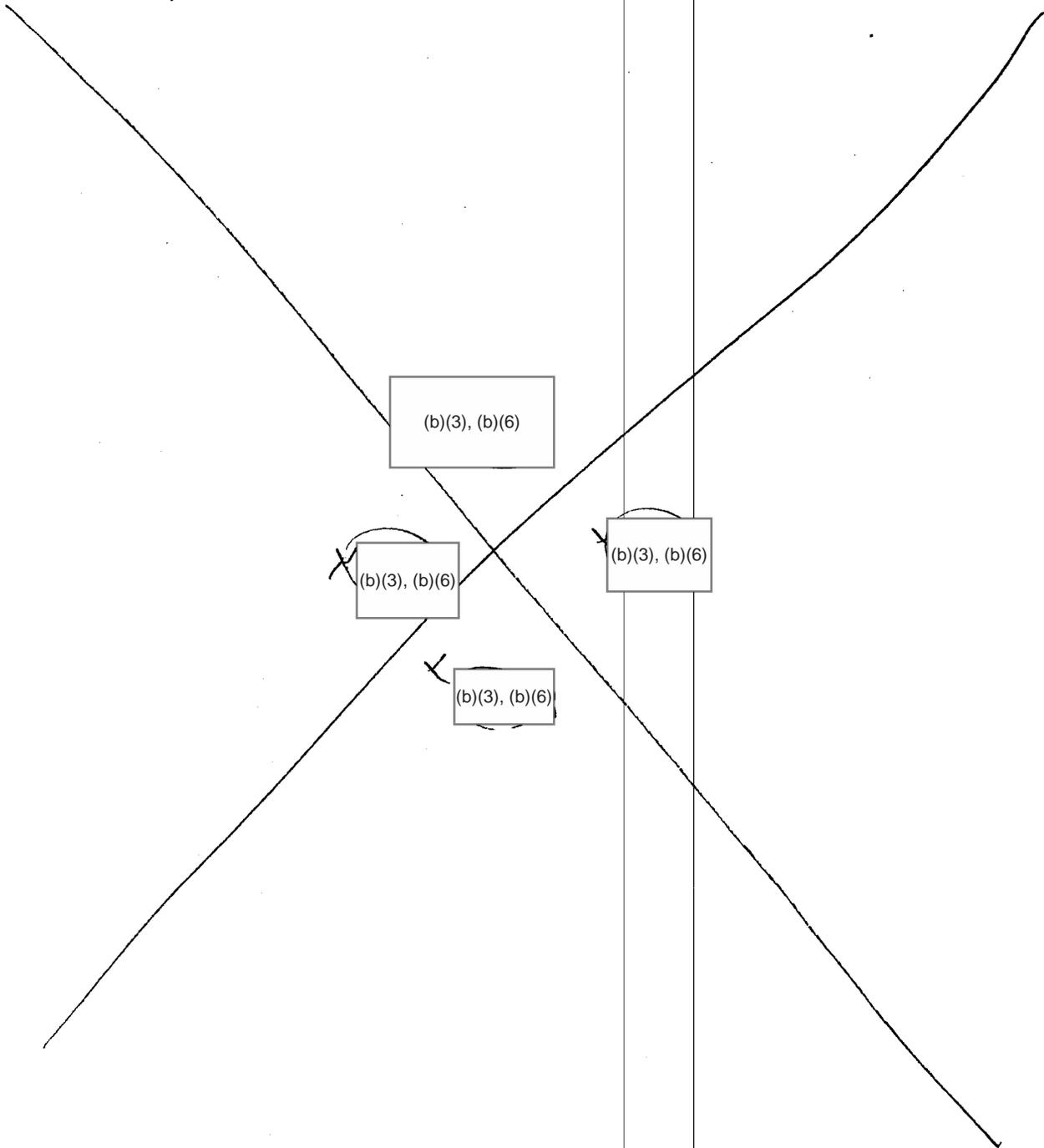
ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT \_\_\_\_\_ TAKEN AT \_\_\_\_\_ DATED \_\_\_\_\_"  
 THE BOTTOM OF EACH ADDITIONAL PAGE MUST BEAR THE INITIALS OF THE PERSON MAKING THE STATEMENT, AND PAGE NUMBER MUST BE INDICATED.

006752

STATEMENT OF \_\_\_\_\_ TAKEN AT \_\_\_\_\_ DATED \_\_\_\_\_

9. STATEMENT (Continued)

road until recovery operation was complete and our  
conway continued mission. Nothing follows.



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

(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

9. STATEMENT (Continued)

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

X

AFFIDAVIT

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

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 INFLUEN

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

tement)

WITNESSES:

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 23 day of JULY, 2006 at COB SPEICHER

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

(Signature of Person Administering Oath)

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

(Typed Name of Person Administering Oath)

UCMS

(Authority To Administer Oaths)

INITIALS OF PERSON MAKING STATEMENT

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

PAGE 3 OF 3 PAGES

**UNCLASSIFIED**

**Serious Incident Report (SIR)  
561<sup>st</sup> CSB SIR #198 (May downgrade to SPOT)**

B/1-321  
Initial

1. TYPE OF INCIDENT: EOF
2. DATE TIME GROUP: 2107150DJUN06
3. LOCATION: (b)(2)High
4. PERSONNEL INVOLVED:
  - 4A. MILITARY PERSONNEL:

SUBJECT: RANK/GRADE/NAME: SSG (b)(3), (b)(6)

    - A. SOCIAL SECURITY NUMBER: Not required
    - B. RACE: Not required
    - C. SEX: M
    - D. AGE: Not required
    - E. DUTY POSITION: Convoy Commander
    - F. SECURITY CLEARANCE: Not required
    - G. LEVEL OF ARMOR:
    - H. IDENTIFY COMMODITY OR SECONDARY LOAD BY MILITARY SUPPLY CLASS AND APPROXIMATE QUANTITY:
    - I. IDENTIFY CLP MTS/BFT NUMBER: B116
    - J. DUTY STATUS: Active
  - 4B. CIVILIAN PERSONNEL: N/A
 

SUBJECT: NAME:

    - A. PASSPORT NUMBER/DRIVERS LICENSE NUMBER:
    - B. NATIONALITY:
    - C. SEX:
    - D. INJURIES:
    - E. CONTRACT COMPANY/SUBCONTRACTOR NAME:
    - F. TYPE OF ARMOR:
    - G. COMMODITY INVOLVED (CLASS OF SUPPLY BEING HAULED):
    - H. IDENTIFY CLP MTS/BFT NUMBER:
5. SUMMARY OF INCIDENT:

A B/1-321 CLP reported an EOF while at a maintenance halt IVO (b)(2)High. The driver of the threat vehicle may have received injuries (UNK), no damages were reported. The CLP was at a maintenance halt South on MSR (b)(2)High en route from (b)(6) complex to COB Speicher. The vehicle was speeding Southbound at about 64 MPH towards the rear of the convoy and failed to respond to all EOF procedures. GT2 was in a rear blocking position about (b)(6) meters behind the convoy and fired 3 rounds from an M4 MG to the left side of the vehicle. The veh pulled off the road. CLP prepared to send a medic to check on the condition of the driver, when a second vehicle stopped and picked up the driver of the "threat vehicle" and speed away. The abandoned vehicle was moved to clear vision for security and route for recovery team. 561<sup>st</sup> will pass abandoned vehicle location on to 4-11 FA TOC, when communications allow. The CLP continued to wait for recovery support from the 71<sup>st</sup> CSB out of (b)(6) complex. The CLP was in the 4-11 FA Battle space and they were not notified because of

EXHIBIT H

UNCLASSIFIED

communication issues. There was 1 X Warlock red operational and turned on in the 1<sup>st</sup> vehicle (M923A2) in the CLP. The CLP consisted of 2 X M923A2 with level II armor, 2 X M1114 GT with level I armor, and 20 TCNs. Unit has been in country for 7 months.

- A. UNIT TIME IN COUNTRY: 7 months
- B. CONVOY COMPOSTION/LEVEL OF ARMOR: The CLP consisted of 2 X M923A2 with level II armor, 2 X M1114 GT with level I armor, and 20 TCNs. Unit has been in country for 7 months.
- C. CONVOY DIRECTION/ROUTE/RELEASE POINT/DESTINATION. South complex/COB Speicher. (b)(2)High (b)(6)

FOR IED AND SAF ATTACKS!

- D. HOW MANY AND WHAT TYPE OF WARLOCKS WERE IN THE CONVOY AND IN WHICH VEHICLES?
- E. WERE THEY TURNED ON AND OPERATIONAL?
- F. WHAT VEHICLE (#1, #2 etc) IN THE CONVOY DID THE IED HIT?
- G. WAS BATTLE SPACE CONTACTED? TIME?
- H. WAS SHERIFF/HANDCUFF CONTACTED?
- I. WAS EOD CONTACTED? TIME? N/A
- J. WAS MEDEVAC REQUESTED? TIME REQUESTED? TIME OF ARRIVAL? N/A
- K. WAS BCT ADVISED WHEN YOU ENTERED THEIR BATTLESPACE?
- L. WAS GROUP MESSAGE SENT OUT? Yes
- M. ON WHICH SIDE OF THE ROAD WAS THE IED OR SAF?

6. VEHICLE/EQUIPMENT DAMAGE: N/A

- A. MODEL:
- B. TYPE:
- C. ARMOR:
- D. DAMAGES:
- E. DISABLED OR OPERATIONAL:
- F. DISPOSITION OF RECOVERY:
- G. CLASS OF SUPPLY CARRIED:
- H. GFE (WAS VEHICLE GOVERNMENT FURNISHED EQUIPMENT?)
- I. WHICH VEHICLE WAS IT IN THE CONVOY:

7. REMARKS:

8. PUBLICITY: NONE

9. COMMANDER REPORTING: LTC (b)(3), (b)(6) 561<sup>ST</sup> CSB COMMANDER

10. POINT OF CONTACT: 101<sup>ST</sup> SB

- 1. Name: (b)(3), (b)(6)
- 2. Rank: SFC
- 3. Telephone: DNVT/DSN #: (b)(2)
- 4. Email: (b)(3), (b)(6) @us.army.smil.mil

POINT OF CONTACT - 561<sup>ST</sup> CSB

- A. NAME: (b)(3), (b)(6)
  - B. RANK: MAJ
  - C. TELEPHONE DNVT/DSN/VOIP #: (b)(2)
- EMAIL: (b)(3), (b)(6) @US.ARMY.SMIL.MIL

EXHIBIT H

UNCLASSIFIED

**UNCLASSIFIED**

**Serious Incident Report (SIR)**

**561<sup>st</sup> CSB SIR #198**

B/1-321

Final

1. TYPE OF INCIDENT: EOF

2. DATE TIME GROUP: 2107150DJUN06

3. LOCATION: (b)(2)High

4. PERSONNEL INVOLVED:

4A. MILITARY PERSONNEL:

SUBJECT: RANK/GRADE/NAME: SSG (b)(3), (b)(6), SPC (b)(3), (b)(6)

A. SOCIAL SECURITY NUMBER: Not required

B. RACE: Not required

C. SEX: M

D. AGE: Not required

E. DUTY POSITION: Convoy Commander, Gunner

F. SECURITY CLEARANCE: Not required

G. LEVEL OF ARMOR:

H. IDENTIFY COMMODITY OR SECONDARY LOAD BY MILITARY SUPPLY CLASS AND APPROXIMATE QUANTITY:

I. IDENTIFY CLP MTS/BFT NUMBER: B116

J. DUTY STATUS: Active

4B. CIVILIAN PERSONNEL: N/A

SUBJECT: NAME:

A. PASSPORT NUMBER/DRIVERS LICENSE NUMBER:

B. NATIONALITY:

C. SEX:

D. INJURIES:

E. CONTRACT COMPANY/SUBCONTRACTOR NAME:

F. TYPE OF ARMOR:

G. COMMODITY INVOLVED (CLASS OF SUPPLY BEING HAULED):

H. IDENTIFY CLP MTS/BFT NUMBER:

5. SUMMARY OF INCIDENT:

A B/1-321 CLP reported an EOF while at a maintenance halt IVO (b)(2)High (b)(2)High The CLP was halted because a TCN vehicle that was a part of the CLP broke down and required recovery. The driver of a threat vehicle received injuries (Unknown), no damages were reported. The CLP was at a maintenance halt in the southbound lane while traveling south on MSR (b)(2)High en route from (b)(6) Base Complex to COB Speicher. A (b)(6) "bongo truck" with (b)(6) in the bed of the truck approached the rear of the CLP in the southbound lane while passing civilian traffic. The truck was heading towards the rear of the convoy at a high rate of speed guessed to be traveling approximately 60-65 MPH. The truck failed to respond to EOF procedures. GT2, the CC's vehicle, had moved to the rear while the CLP waited for recovery because they were stopped in a bend in the road and it was difficult for traffic to see the halted CLP. GT2 was in a rear blocking position when the gunner fired the first shot from his M4 at approximately (b)(6) separation towards the hostile truck. Upon no response

EXHIBIT # I

UNCLASSIFIED

from the truck, GT2 fired a second shot at approximately (b)(6)m separation. The truck continued to approach the CLP at a high rate of speed. At approximately 50m separation GT2 fired the 3<sup>rd</sup> shot. At that time the driver veered off towards the right side of the road and remained in the right lane. The CLP Commander prepared to send a medic to check on the condition of the driver when a second vehicle (another (b)(6) Bongo Truck) and third vehicle ((b)(6) station wagon) stopped and picked up the driver of the "threat vehicle" and sped away. The Bongo Truck pulled up on the front right side of the threat vehicle while the station wagon pulled up on the left rear of the threat vehicle. Several people got out of the station wagon and walked up to the driver's side and removed the driver. The second Bongo Truck executed a U-turn and the station wagon's passengers loaded the injured driver into the Bongo Truck. Then the Bongo Truck sped away traveling north in the southbound lane. After loading the injured driver, the passengers in the station wagon jumped back into it and the vehicle also executed a U-turn and sped away. About (b)(6)m from GT2, this vehicle turned onto a secondary road that cut across MSR (b)(2)High and headed east. Upon further inspection of the abandoned truck the Convoy Commander noticed blood on the right side of the driver's seat at approximately shoulder level and a pool of blood on the passenger's seat and assessed the driver had been injured. The CC believes that, after being wounded, the driver slumped over into the passenger seat and bled until he was picked up by the Bongo Truck. GT2 moved the abandoned truck to clear vision for security and to clear the route for the recovery team. Flares were located in the 1<sup>st</sup> and 4<sup>th</sup> gun trucks. GT2 did not have flares or laser-pens because it was a replacement gun truck. 561<sup>st</sup> passed the abandoned vehicle location on to 101<sup>st</sup> Sustainment Brigade S3. The Brigade S3 passed the information on to 4-11 FA TOC. The CLP continued to wait for recovery support from the 71<sup>st</sup> CSB out of (b)(6) complex which came out and picked up the TCN vehicle that broke down. The CLP was in the 4-11 FA Battle Space and they were notified of such. There was 1 X Warlock red operational and turned on in the 1<sup>st</sup> vehicle (M923A2) in the CLP. The CLP consisted of 2 X M923A2 with level II armor, 2 X M1114 GT with level I armor, and 20 TCNs. Unit has been in country for 7 months.

A. UNIT TIME IN COUNTRY: 7 months

B. CONVOY COMPOSITION/LEVEL OF ARMOR: The CLP consisted of 2 X M923A2 with level II armor, 2 X M1114 GT with level I armor, and 20 TCNs. Unit has been in country for 7 months.

C. CONVOY DIRECTION/ROUTE/RELEASE POINT/DESTINATION. South, (b)(2)High (b)(6) complex/COB Speicher.

FOR IED AND SAF ATTACKS! N/A

D. HOW MANY AND WHAT TYPE OF WARLOCKS WERE IN THE CONVOY AND IN WHICH VEHICLES? N/A

E. WERE THEY TURNED ON AND OPERATIONAL? N/A

F. WHAT VEHICLE (#1, #2 etc) IN THE CONVOY DID THE IED HIT? N/A

G. WAS BATTLE SPACE CONTACTED? TIME? Yes 0715

H. WAS SHERIFF/HANDCUFF CONTACTED? N/A

I. WAS EOD CONTACTED? TIME? N/A

J. WAS MEDEVAC REQUESTED? TIME REQUESTED? TIME OF ARRIVAL? N/A

K. WAS BCT ADVISED WHEN YOU ENTERED THEIR BATTLESPACE?

L. WAS GROUP MESSAGE SENT OUT? No. The Battle Staff was caught up in the recovery and the EOF and forgot to send it out

M. ON WHICH SIDE OF THE ROAD WAS THE IED OR SAF? N/A

EXHIBIT # I

UNCLASSIFIED

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6. VEHICLE/EQUIPMENT DAMAGE: N/A

- A. MODEL:
- B. TYPE:
- C. ARMOR:
- D. DAMAGES:
- E. DISABLED OR OPERATIONAL:
- F. DISPOSITION OF RECOVERY:
- G. CLASS OF SUPPLY CARRIED:
- H. GFE (WAS VEHICLE GOVERNMENT FURNISHED EQUIPMENT?)
- I. WHICH VEHICLE WAS IT IN THE CONVOY:

7. REMARKS:

8. PUBLICITY: NONE

9. COMMANDER REPORTING: LTC (b)(3), (b)(6) 561<sup>ST</sup> CSB COMMANDER

10. POINT OF CONTACT: 101<sup>ST</sup> SB

- 1. Name: (b)(3), (b)(6)
- 2. Rank: SFC
- 3. Telephone: DNVT/DSN #: (b)(2)
- 4. Email: (b)(3), (b)(6) @us.army.smil.mil

POINT OF CONTACT - 561<sup>ST</sup> CSB

- A. NAME: (b)(3), (b)(6)
  - B. RANK: MAJ
  - C. TELEPHONE DNVT/DSN/VOIP #: (b)(2)
- EMAIL: (b)(3), (b)(6) @US.ARMY.SMIL.MIL

EXHIBIT I

UNCLASSIFIED

Pages 43 through 47 redacted for the following reasons:

-----  
Non-Responsive, (b)(3), (b)(6)

Class 1: 1 days supply water/rations

Class 3: All topped off 1 Jerry Cans Refuel @ Dest.

Class 5: M249 M16/M4 M249 M2

M240B Other

Class 8: 1 Bags Verified

Class 9: Wrecker Bobtail Closest Self

RON: \_\_\_\_\_

C2 Loc Gun CAC2 Location Gun

Order of Succession: Briefed

Convoy Frequencies:

321 SINGGARS 15 ICOM

3200 ALT 10 ALT

Convoy Call Signs and Contacts:

C2 Gen 2 AC2 674

Lead GT \_\_\_\_\_ Center \_\_\_\_\_

Trail \_\_\_\_\_ Recovery \_\_\_\_\_

Dest POC \_\_\_\_\_ POC VOIP \_\_\_\_\_

Unit Freq 264 Unit VOIP 242-1309

Unit Call Sign Bulldog

BN Freq F.H. 264 BN VOIP 242-1309

BN Call Sign Lion Main

Sheriff 39750 Handcuff 39750

MEDEVAC 33550 CRN 67425

FOB Names Call Signs Frequency

Speicher Gladiator Main F000

Sumerail South Leader X-Ray F900/F902

Sumerail North War Toc F632/533/964

Speicher Rak Toc F360

Kamagen Redknight X-Ray F180

Qwest Thunder33 F550/500

Brassfield-Mora Iron X-Ray F966

Paliwoda Eagle X-Ray F121/123

LSAA Pacesetter X-Ray F743

O'Ryan/LSAA Skull X-Ray F355

Warrior No Slack 71 F331

Warrior Bastogne Main F340/341

Sykes Saber/Rifle X-Ray F200/401/411

McHenry Bulldog Main F324/323

Berstein Balls Main F448/449

Cobra Palehorse F433/451/436

Caldwell Heltraiser X-Ray F432/151/436

Marez/Diamondback Phoenix Base F511

Other \_\_\_\_\_

MTS Numbers: 101SB/561CSB/...

CO: \_\_\_\_\_ BN: HHD/CS2 OR HHD/CS1

Truck # 113 \_\_\_\_\_ Truck # \_\_\_\_\_

Truck # 116 \_\_\_\_\_ Truck # \_\_\_\_\_

Truck # \_\_\_\_\_ Truck # \_\_\_\_\_

Challenge Password Running

14 Feen dation Reserve John  
(S.Harness) Rapture Ruth

Pyro: Smoke Flares Star Cluster Chem Lt Panels

Reports: 9 Lines SALUTE LACE SPOT

Risk: High Medium

Controls: Hydration Hot/Cold Speed Intervals

S2 Brief 3 points of contact Ground Guides

Seatbelts Roll over Drills Muzzle Awareness

360 Security Rock Drills Kevlar Deflade

EOF Clear WENS P/B/ROE Uniform

Timelines: SP Depart CLP PCC Commo

Time Hack: 1817

Back Brief: V

Questions: \_\_\_\_\_

Evaluated By: SFC Hardee

Was the briefer loud enough? Yes

Did the briefer speak slow enough? Yes

Did the briefer use maps to go over route? Yes

Was the powerpoint presentation prepared? \_\_\_\_\_

EXHIBIT # 25

Pages 49 through 52 redacted for the following reasons:

-----  
Non-Responsive

Non-Responsive, (b)(3), (b)(6)