

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 Bagram, Afghanistan	2. DATE (YYYYMMDD) 2009/11/02	3. TIME 1001	4. FILE NUMBER
5. LAST NAME, FIRST NAME, MIDDLE NAME (b)(3), (b)(6)	6. SSN (b)(3), (b)(6)	7. GRADE/STATUS W5/RA	
8. ORGANIZATION OR ADDRESS TF ODIN-A			

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

The following pertains to the events which took place on 3 October 2009: I was on nights and happened to be called into the ARST due to an potential launch from a Warrior-A when I spoke with CP(b)(3), (b)(6) reference an (b)(2)High wanted him to look through to increase his SA. He was located within the Thunder BDE HQ and came to my office. We spoke briefly then he departed. Approximately 20 minutes later he returned and asked if I was able to fly as they needed to launch two more AH-64D's in support of the attack of COP Keating. I told I would, departed to change, returned and we caught a ride to the East side of the airfield. CPT (b)(3), (b)(6) called ahead so that the other crew members could get the aircraft up and ready for our arrival and departure. We departed BAF as a flight of two at approximately 1230L enroute with myself, CW(b)(3), (b)(6) PC crewed with CW(b)(3), (b)(6) and CW4 (b)(3), (b)(6) as PC crewed with CP(b)(3), (b)(6) MC in the other aircraft (flight lead). During the flight, we received EDM traffic from TF Eagle Lift to not proceed to FOB Bostic, contact PH TOC as they wanted the aircraft to come to JAF. We landed at JAF, received an update and sat for approximately 2 1/2 hours waiting on weather to clear.

We departed JAF as a flight of two and arrived at FOB Bostic to refuel at approximately 1600L in preparation to conduct battle handover with (b)(2)High elements. We received potential fighting positions updates from the (b)(2)High elements on the ground at FOB Bostic, conducted the BHO with (b)(2)High and departed for COP Keating/Fritchic. We arrived on station at approximately 1645L and made contact with (b)(2)High elements. Upon our initial entry into the battle space, ground elements were still in contact with the enemy and was in the process of conducting a BHO with us. Prior to both aircraft ever getting eyes on, ground elements called stating contact had ended with 2 enemy KIA. We continued our scan of the surrounding terrain As we began our recon of the area, we divided up duties between the two aircraft, lead focusing on COP Keating while my aircraft focused on OP Fritchic.

During the course of the next hour, there was no enemy contact and everything appeared to be calming down. The aircraft in which I was piloting was in contact (b)(2)High and remained in contact with this element for the duration of the night. This element was located within COP Keating and had told us all remaining friendly elements (approximately 30-35) were together in what appeared to be the last building standing on the COP. We were asked to engage any and all elements moving outside the COP of the opposite terrain across the river as they were all enemy. We were unable to comply as we could not establish PID and noted the presence of a few women and children. Lead element did receive permission to conduct a test fire in the vicinity of the hillside overlooking COP Keating and fired RP rockets. Shortly thereafter, we departed for FOB Bostic to conduct refuel.

After refueling, we returned to the battle space in preparation to escort needed MEDEVAC aircraft into the AO. We were advised of personnel on the hill overlooking COP Keating again and this time, lead fired 30mm afterwhich, the aircraft I was piloting did the same firing approximately 20-30 rounds. Friendly elements reported no more enemy contact and we began to cycle the MEDEVAC aircraft end to pick up the wounded. We did a total of 7 escorts into COP Keating, all of which were conducted with no enemy contact or movement. At the conclusion of the last escort, we conducted BHO with Weapons elements followed by RTB to BAF arriving at approximately 2330. both aircraft returned with negative battle damage.

10. EXHIBIT	11. INITIAL (b)(3), (b)(6)	ON MAKING STATEMENT	PAGE 1 OF 3 PAGES
-------------	-------------------------------	---------------------	-------------------

ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT C. _____ 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.

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 INFL

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

WITNESSES:

X CPT (b)(3), (b)(6)
FCo 3-101 TF Eagle Lift
ORGANIZATION OR ADDRESS

administer oaths, this 2nd day of November 2009
at
(b)(3), (b)(6)
Oath)

X (b)(3), (b)(6)
FCO 3-101 TF Eagle Lift
ORGANIZATION OR ADDRESS

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

INITIALS OF PERSON MAKING STATEMENT

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