

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

1. LOCATION: FOB Bostik
2. DATE (YYYYMMDD): 2009/10/10
3. TIME: 20:00
4. FILE NUMBER:
5. LAST NAME, FIRST NAME, MIDDLE NAME: (b)(3), (b)(6)
6. SSN: (b)(3), (b)(6)
7. GRADE/STATUS: E7
8. ORGANIZATION OR ADDRESS: B Troop 3-61 CAV 4-4 ID

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

On or about 06:00 OCT 3 2009 3RD Platoon and COP Keating was woken up by a incoming round of some sort (RPG, B-10, or mortar fire). I along with the rest of my were running around getting accountability and gearing up for battle. I turned my radio on to get a situation report and started to prepare soldiers in my platoon to run ammo to the trucks that are on force protection. I gave the order to SGT (b)(3), (b)(6) SGT (b)(3), (b)(6) SGT (b)(3), (b)(6) SPC Scusa, SPC Griffen, SPC (b)(3), (b)(6) SPC (b)(3), (b)(6) and PFC (b)(3), (b)(6) to gather ammo and move to the trucks to re-supply and reinforce. After there movement I then went to the TOC to get a detailed situation report and then noticing that this engagement was very different due to constant RPG, B-10, IDF, machine gun fire, and sniper fire was being fired from 360 degrees from all elevations. As I ran to the TOC there were small arms enemy rounds being shot nearly hitting me well over a dozen times. Once I arrived to the TOC I then alerted LT (b)(3), (b)(6) that we were under extremely heavy fire from all and every positions and was very effective. He acknowledged and ask me if I was getting my soldiers to re-supply ammo to the force protection trucks and I acknowledged. I then ran to the Shura/ECP to insure that the soldiers were doing OK. I followed SGT Kirk and another soldier to the Shura/ECP, we were under constant heavy enemy fire that was extremely close, we then made it to the Shura/ECP when I turned back to go to the ASP to get ammo for the tower guard and as I was leaving the building it was engaged with several B-10 rounds and RPG fire. I knew then and there that there was going to be injuries so I then ran back to the TOC again under very close RPG impacts and machine gun fire from all over and detonating with in 2-3 feet of me. I made it back to my Barracks when I got there I turned to the AID station and noticed that SGT Kirk was being brought in on an stretcher giving the appearance that he was dead. I then gathered up my men again to get to the trucks with more ammo and reinforce the Shura/ECP. I now have SGT (b)(3), (b)(6) SGT (b)(3), (b)(6) SGT (b)(3), (b)(6) SPC Scusa, and SPC (b)(3), (b)(6) SGT (b)(3), (b)(6) came to me and informed me that he had been wounded and I began first AID to his arms which received shrapnel from an RPG round. SGT (b)(3), (b)(6) then returned and informed us that we needed to get ammo and CLP to the force protection trucks and then mentioned that "it was bad" so I then gave him WD-40 and any ammo that I could I then informed them that it was imperative that ammo was pushed to the front and that we needed to secure the East end of the building due to being informed that the ANA had abandon there post and that AAF fighters we attempting to enter from the East to the COP, upon hearing frantic needs for ammo to the force protection trucks I then ordered SGT (b)(3), (b)(6) SGT (b)(3), (b)(6) SGT (b)(3), (b)(6) SPC Scusa, and SPC (b)(3), (b)(6) to move out for re-supply and myself and SGT (b)(3), (b)(6) tried to secure the East side of the building. SPC Scusa was the first to exit the building to the west and once in the open he was engaged by a AAF sniper instantly killing him, he was laying near the TOC and our barracks, SGT (b)(3), (b)(6) followed SPC Scusa and was also hit with AAF fire grazing him in the lower back, SGT (b)(3), (b)(6) then low crawled back to the barracks. Once he returned I immediately provided him first aid. SGT (b)(3), (b)(6) and SGT (b)(3), (b)(6) then popped smoke for concealment to recover SPC Scusa's body, once the smoke was think enough SGT (b)(3), (b)(6) and SGT (b)(3), (b)(6) then moved to SPC Scusa and dragged him to the AID station where he was pronounced dead. I then Ordered SGT (b)(3), (b)(6) SGT (b)(3), (b)(6) SGT (b)(3), (b)(6) move to the ASP where they linked up with some elements of Red platoon and HQ platoon, during there movement they were constantly under heavy AAF fire from RPG's the then cleared the ASP, Shura, and ECP, by listing over the radio they were in a fierce fire fight with AAF that were in the COP at this time that penetrated the ECP.

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

ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT OF ... TAKEN AT ... DATED ...
THE BOTTOM OF EACH ADDITIONAL PAGE MUST BEAR THE INITIALS OF THE PERSON MAKING THE STATEMENT, AND PAGE NUMBER MUST BE INDICATED.

STATEMENT OF (b)(3), (b)(6) TAKEN AT FOB Bostick DATED 2009/10/10

9. STATEMENT (Continued)

Once SG (b)(3), (b)(6) and SG (b)(3), (b)(6) and SC (b)(3), (b)(6) returned to the Blue barracks we were alerted that AAF Fighters were in the compound and entering through the ANA side of the camp. As I approached the back side of the building the AAF were firing RPG's in to the door and throwing grenades through the door as well. I pulled SG (b)(3), (b)(6) and I (b)(3), (b)(6) secure the East wing. Once the East wing was secured then I moved to the over hang next to the Aid station under heavy fire and was getting radio traffic that they elements in the south west needed cover fire to recover SPC Griffen's body so I got a M240 with ammo while assisted with another soldier from Red platoon and fired well over 300- 400 rounds to the switchbacks and Maintenance shed where known AAF fighters were running killing one. SSG (b)(3), (b)(6) then moved a team to recover the body of SPC Griffen, once returned I then ceased fire in order to conserve ammo. I then noticed that there were 2-3 ANA soldiers wounded and in or around the AID station and ANA soldiers faking injury's and hiding through out the camp. I was now coordinating with the Latvians to get the ANA to move to and help secure positions, the ANA refused however they were hiding and going through our building stealing our personal items. I had turned and asked DO (b)(3), (b)(6) what the condition of my soldiers were and he shook his head in a way that told me that SPC Scusa was dead. I then could only account for part of my platoon due to poor communication and was extremely worried for them. I then went to the TOC to give a situation report and was giving LT (b)(3), (b)(6) information that I am afraid that I have lost half of my platoon. I was upset. I was calmed down by IS (b)(3), (b)(6) then moved back to the overhand by the aid station and picked up my rifle and started to scan all sides of the mountains, I then picked up the Lavtavian sniper rifle to get a better view, I scanned the switch backs and then the northface east where I picked up movement in the high grounds. I noticed a mans head looking over a rock ledge laying in the prone behind a bush, I took a shot and missed, I took a second shot and missed, SG (b)(3), (b)(6) then told me to take a deep breath and relax, I did so and look through the scope noticing he was drawing a long rifle out to line up a shot towards the blue barracks, I lined up the shot and fired hitting the AAF in the head killing him. The sniper fire then stopped from the AAF. We are now joined by the AH-64's who are doing 100's of gun runs and firing missiles in to every direction. The CAS was now on station dropping bombs on Urmal where AAF fighters were firing from. This air support is now helping us gain some ground and slowing down AAF fire 75%. I then was given the order to secure the south wall and clear the ANA camp, east buildings, HQ barracks, GYM, and dinning facility. I then took a team of both Blue soldiers and Red soldiers to secure the south wall while a team to include the Latvian soldiers, SG (b)(3), (b)(6) and I (b)(3), (b)(6) cleared the ANA camp, east buildings, HQ barracks, GYM, and dinning facility. The building are now beginning to burn from the ANA camp and rounds from the ANA camp are cooking off at this time. I with my team moved toward the south wall, I picked up another M240 and ammo to the south wall by the dinning facility and was stopped just short by AAF fire hitting the wall and ground before me so I stopped and set up the M240 on a HESCO basket and fire around 200 rounds toward the north face. I then heard over the radio there was friendly movement in the south west so I provided more cover fire to the switchbacks. I then had SG (b)(3), (b)(6) replace me so I could get back to the TOC and insure that soldiers were ok in the area was secure. I got to the TOC and informed to LT (b)(3), (b)(6) that the East, South, and North was secured, I also grabbed a few HQ soldiers the help recover the fallen soldiers. I grabbed SPC (b)(3), (b)(6) and SG (b)(3), (b)(6) We moved with SSG (b)(3), (b)(6) to the ECP. While SSG (b)(3), (b)(6) SPC (b)(3), (b)(6) SPC (b)(3), (b)(6) and SP (b)(3), (b)(6) moved to the area of the body's myself and SG (b)(3), (b)(5) provided cover fire from the door of the Shura. Then first returned with SGT Martin's body, we then placed his body on a stretcher and I along with SP (b)(3), (b)(6) moved the body to the aid station and placed him in the back. We then moved back to the ECP with the stretcher again covering the team to get another body, this body was SSG Gallegos. Again covering them with cover fire then pulled his body back to the Shura building where we removed his gear and placed him on a stretcher. I along with SP (b)(3), (b)(6) moved his body to the aid station placing him next to SGT Martin. I then moved back to the TOC to let LT (b)(3), (b)(6) know that we had secured both Hero's. Still under constant sniper fire and sperratic AK-47 fire I moved to the Aid station where I found SP (b)(3), (b)(6) and was informed that SPC Mace was found and in the Aid station. We had no idea where SPC Hardt was and I felt that we needed to find him but we were stretched to thin to send a sweep team to clear the south west. We are now awaiting the QRF to move to our position. During the wait I am moving from position to position for both I,3 and HQ to insure that they are OK. The fire has been engulfing the buildings now and the TOC and (b)(2)High barracks have completely burned down leaving nothing to recover. SP (b)(3), (b)(6) cuts a tee down to prevent the fire from spreading to the jump TOC. The QRF in now on there way from OP Fritche to COP Keating. Upon there arrival the body of SPC Hardt has been found and I gathered up a team to recover his body and get him to the aid station. Once I got to the aid station the QRF 1SG was there and I briefed him on the situation. The rest of the night and few days we are collection as much recoverable items, evacuating the ANA, ASG, Civilians, Wounded, and dead. We then have a plan to destroy the area and SP (b)(3), (b)(6) had the force but was diverted when a team of engineers were on station. I then assist the ANA recover there 3 fallen soldiers by placing them in body bags and begining to place the bodies of the fallen U.S., ANA, and ASG soldiers to the Shura building so that they can be prepositions for the helicopters. The next day I am walking around with (b)(2)High and a security element to gather photos of the COP and the bodies of the AAF for future investigations. My self and SG (b)(3), (b)(6) are gathering all the AMMO

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

9. STATEMENT (Continued)

We the gather a team of Blue, Red, and HQ to do a sweep of the town of Urmal. Red is the over watch force and Blue/HQ is the sweep force. As we move from COP Keating to Urmal I along with SG (b)(3), (b)(6) taking photos of all the AAF bodies and building damage. We cleared the police station gathering vital intelligence that was found upon an AAF fighter. We then cleared the west part of Urmal asking a lone local that used to work on the COP what he knows and he talked to SG (b)(3), (b)(6) through an interpreter. We again gathered some good intelligence. We returned to COP Keating and informed (b)(2) High of what we had gathered. I then moved back to the platoon area which was near the aid station. Once the QRF was in place securing the COP I gathered my platoon and assessed further iniuries. I found and assisted the medics in performing first aid and follow up first aid to injuries sustained during the fight to SG (b)(3), (b)(6) multiple shrapnel, SG (b)(3), (b)(6) multiple shrapnel, SGT Harder (multiple shrapnel), SP (b)(3), (b)(6) small amounts of shrapnel, SP (b)(3), (b)(6) grazing gunshot, SP (b)(3), (b)(6) small shrapnel, and myself SFC (b)(3), (b)(6) (multiple shrapnel). We are now resting and awaiting helicopters so that we can provide 17 security for sling load operations and the evacuation of personal. Once all flights are out we are awaiting our turn to evac (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 INFLU

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

WITNESSES:

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

ORGANIZATION OR ADDRESS
B map 3-61 41-41 ID
ORGANIZATION OR ADDRESS

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

INITIALS OF PERSON MAKING STATEMENT

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

PAGE 3 OF 3 PAGES