

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 FOB Fenty, Afghanistan	2. DATE (YYYYMMDD) 2009/10/18	3. TIME 1915	4. FILE NUMBER (b)(3), (b)(6)
5. LAST NAME, FIRST NAME, MIDDLE NAME (b)(3), (b)(6)	6. SSN (b)(6)	7. GRADE/STATUS 04/Active	
8. ORGANIZATION OR ADDRESS HHC BDE 4-4 IBCT FOB Fenty APO AE 09310			

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

1. (j) When was COP Keating first occupied? Was COP Keating under construction at the time of the attack? Was the occupation and construction of COP Keating a planned operation? If so, who did the planning and what planning was done? Was there a current vulnerability assessment? If so, what was the result of the vulnerability assessment? How were identified vulnerabilities mitigated?

A/B TRP 3-61 CAV were the first soldiers to RIP with 3-1 back in early JUN09. I believe COP Keating was first occupied around early JUN09.

The only construction planned at COP Keating at the time of the attack was winterization (ensuring buildings had heat and power). There were projects for guard towers and a wall planned, but these contracts were placed on hold at the last minute due to plans on closing COP Keating.

The occupation of COP Keating was a planned operation during RIP/TOA with 3-1. The COP was already constructed when elements of 3-61 occupied COP Keating back in early JUN09. I did most of the planning for RIP/TOA with 3-1. I wrote a majority of the BDE OPORD for deployment, to include flow out and timelines. I was asked to provide copies of the these WARNOs, the OPORD (with annexes), and FRAGOs to SGM (b)(3), (b)(6) Plans SGM) on disk, which I gave to him on 19OCT09.

All I know is I did not do a vulnerability assessment of COP Keating prior to occupation.

2. (l) Was there a current threat assessment? What force protection enhancements, if any, were planned for COP Keating?

I did not do a threat assesement for COP keating. I know the S2 briefed threat assessments at the morning CUAs for the Kamdesh.

Three guard towers and a wall was planned for COP Keating. However, these projects were placed on hold when it was learned 3-61 would be pulling out of COP Keating.

10. EXHIBIT	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 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 1915 (b)(3), (b)(6) _____ DATED 2009/10/19 (b)(3), (b)(6) _____

9. STATEMENT (Continued)

Nothing Follows (b)(3), (b)(6)

AFFIDAVIT

I, (b)(3), (b)(6) _____, HAVE READ OR HAVE HAD READ TO ME THIS STATEMENT WHICH BEGINS ON PAGE 1, AND ENDS ON PAGE 3. I FULLY UNDERSTAND THE CONTENTS OF THE ENTIRE STATEMENT MADE BY ME. THE STATEMENT IS TRUE. I HAVE INITIALED ALL CORRECTIONS AND HAVE INITIALED THE BOTTOM OF EACH PAGE CONTAINING THE STATEMENT. I HAVE MADE THIS STATEMENT FREELY WITHOUT HOPE OF BENEFIT OR REWARD WITHOUT THREAT OF PUNISHMENT, AND WITHOUT COERCION, UNLAWFUL INFLUENCE, OR UNLAWFUL

Gerald S. Law (b)(3), (b)(6)
(Signature)

WITNESSES:

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 26th day of October, 2009 at FOB Feat

ORGANIZATION OR ADDRESS

ORGANIZATION OR ADDRESS

(b)(3), (b)(6) _____
g Oath)

CPT (b)(3), (b)(6) JA
(Typed Name of Person Administering Oath)
Article 136 UCMJ
(Authority To Administer Oaths)

INITIALS OF PERSON MAKING STATEMENT

(b)(3), (b)(6) 2 OF 3 PAGES
(b)(3), (b)(6)