

HQ, USF-I
CAMP VICTORY, IRAQ
102300CJAN10
ROUTINE [72HRS]

(U) **APPENDIX 10 (USF-I OIF ROE TO ANNEX C (OPERATIONS)) TO USF-I OPERATIONS ORDER 10-01.**

(U) THIS ANNEX HAS BEEN REVIEWED AND APPROVED BY MAJ GEN HUMMER, J3 DIRECTOR

(U) REFERENCES:

A - (U) MNF-I EXORD For U.S. EMBASSY-BAGHDAD, MULTINATIONAL FORCE-IRAQ, JOINT CAMPAIGN PLAN (25 DEC 08), 24 JAN 09

B - (U) U.S. EMBASSY-BAGHDAD, UNITED STATES FORCES-IRAQ, JOINT CAMPAIGN PLAN, DATED 23 NOV 09

C - (U) AGREEMENT BETWEEN THE UNITED STATES OF AMERICA AND THE GOVERNMENT OF THE REPUBLIC OF IRAQ ON THE WITHDRAWAL OF U.S. FORCES FROM IRAQ AND THE ORGANIZATION OF THEIR TEMPORARY PRESENCE IN IRAQ, DATED 17 NOV 08

D - (U) STANDING RULES OF ENGAGEMENT/STANDING RULES FOR THE USE OF FORCE FOR US FORCES, CJCS 3121.01B 05 JUL 07

E - (U) CJCS OIF SERIAL 2 20 1247Z MAR 09

F - (U) USCENTCOM OIF ROE SERIAL TWO 07 0001Z APR 09

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J - (U) GENEVA CONVENTION FOR THE AMELIORATION OF THE CONDITION OF THE WOUNDED AND SICK IN ARMED FORCES IN THE FIELD, 12 AUGUST 1949

K - (U) GENEVA CONVENTION RELATIVE TO THE TREATMENT OF PRISONERS OF WAR, 12 AUG 49

L - (U) GENEVA CONVENTION RELATIVE TO THE PROTECTION OF CIVILIAN PERSONS IN TIME OF WAR, 12 AUG 49

M - (U) VIENNA CONVENTION ON DIPLOMATIC RELATIONS AND OPTIONAL PROTOCOLS, 18 APRIL 61

N - (U) EXECUTIVE ORDER 11850 - RENUNCIATION OF CERTAIN USES IN WAR OF CHEMICAL HERBICIDES AND RIOT CONTROL AGENTS, 8 APR 75

O - (U) DOD DIRECTIVE 2311.01E, DOD LAW OF WAR PROGRAM, 9 MAY 06

P - (U) FM 27-10, LAW OF LAND WARFARE, JUL 56

Q - (U) NWP 1-14M, THE COMMANDER'S HANDBOOK ON THE LAW OF NAVAL OPERATIONS

R - (U//~~FOUO~~) CJCSI 3160.01, NO-STRIKE AND THE COLLATERAL DAMAGE ESTIMATION METHODOLOGY, 13 FEB 09

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(U) TIME ZONE USED THROUGHOUT THIS ORDER: CHARLIE (C).

1. (U) **SITUATION.**

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3. (U) **EXECUTION.**

3.A. (U) **CONCEPT OF OPERATIONS.**

3.A.1. (U) **GENERAL GUIDANCE.**

3.A.1.A. (U) **LEGAL REVIEW OF RULES OF ENGAGEMENT (ROE).**

3.A.1.A.1. (U) COMMANDS SHALL ENSURE THAT ALL ROE ARE REVIEWED BY THEIR LEGAL REPRESENTATIVES FOR CLARITY, CONSISTENCY WITH HIGHER HEADQUARTERS ROE, AND COMPLIANCE WITH INTERNATIONAL LAW.

3.A.1.A.2. (U) ALL U.S. COMMANDERS AND THEIR COMPONENT/SUPPORTING COMMAND SJAS WILL ENSURE THAT PERSONNEL ARE BRIEFED AND AWARE OF THE REQUIREMENTS IMPOSED BY THE ROE, AND THAT SUCH PERSONS ADHERE TO THOSE REQUIREMENTS.

3.A.1.B. (U) **LAW OF ARMED CONFLICT.**

3.A.1.B.1. (U) USF-I UNITS WILL COMPLY WITH THE LAW OF ARMED CONFLICT DURING ALL PHASES OF THIS OPERATION. COMMANDERS WILL ENSURE THAT ALL MILITARY PERSONNEL REMAIN TRAINED IN THE LAW OF ARMED CONFLICT. COMMANDERS MUST ALWAYS CONDUCT BOTH A MILITARY NECESSITY AND PROPORTIONALITY ANALYSIS PRIOR TO ENGAGING A TARGET.

3.A.1.C. (U) REPORTING VIOLATIONS OF THE LAW OF ARMED CONFLICT.

3.A.1.C.1. (U) ALL USF-I FORCES WILL IMMEDIATELY REPORT THROUGH THEIR OPERATIONAL AND JUDGE ADVOCATE CHAINS OF COMMAND ANY POSSIBLE, SUSPECTED, OR ALLEGED LAW OF ARMED CONFLICT VIOLATION FOR WHICH THERE IS CREDIBLE INFORMATION IN ACCORDANCE WITH SERIOUS INCIDENT REPORTING GUIDANCE.

3.A.1.D. (U) SUPPORTING COMMANDERS' AND STAFF RESPONSIBILITIES.

3.A.1.D.1. (U) COMMANDERS WILL ENSURE THAT PERSONNEL WITHIN THEIR COMMANDS RECEIVE TRAINING REGARDING THE RULES OF ENGAGEMENT (ROE), PRINCIPLES OF ESCALATION OF FORCE, AND LAW OF ARMED CONFLICT. TRAINING PACKAGES ON BOTH TOPICS ARE AVAILABLE FROM THE USF-I OSJA.

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3.C. (U) COORDINATING INSTRUCTIONS.

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3.C.1.A. (b)(1)1.4a

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3.C.1.D.1. (U) **ESCALATION OF FORCE (EOF) MEASURES.** WHEN TIME AND CIRCUMSTANCES PERMIT, APPROPRIATE EOF MEASURES ASSIST US FORCES IN DETERMINING WHETHER HOSTILE INTENT EXISTS IN A PARTICULAR SITUATION. WHEN CONFRONTED WITH A HOSTILE ACT OR DEMONSTRATION OF HOSTILE INTENT, US FORCES MAY USE NECESSARY FORCE, INCLUDING DEADLY FORCE, IMMEDIATELY, WITHOUT PROCEEDING THROUGH EOF MEASURES.

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3.C.1.D.2.A. (U) WARNING SHOTS ARE LETHAL FORCE USED IN A NON-LETHAL MANNER. WHEN A WARNING SHOT IS FIRED IN A NON-LETHAL MANNER THEY MAY BE USED AS AN OPTION TO EVALUATE THE THREAT OF AN ELEMENT THAT DOES NOT YET QUALIFY AS HOSTILE (A POSITIVELY IDENTIFIED HOSTILE FORCE, THOSE WHO COMMIT A HOSTILE ACT, OR THOSE WHO DEMONSTRATE HOSTILE INTENT), BUT THAT IS POTENTIALLY HOSTILE.

3.C.1.D.2.B. (U) LIMITATIONS ON USING WARNING SHOTS.

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3.C.1.D.2.B.4 (U) DISABLING SHOTS AS AN ALTERNATIVE TO WARNING SHOTS. IF A MOUNTED THREAT IS POSITIVELY IDENTIFIED AS HOSTILE, US PERSONNEL MAY FIRE A DISABLING SHOT INSTEAD OF A WARNING SHOT. A DISABLING SHOT OR BURST IS FIRED WITH THE INTENT OF STOPPING A VEHICLE AND SHOULD NEVER BE USED AGAINST DISMOUNTED PERSONNEL. NORMALLY, DISABLING SHOTS WITH MOTOR VEHICLES ARE FIRED INTO TIRES OR ENGINE COMPARTMENT.

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3.C.1.D.4.

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3.C.1.F. (U) **PSYCHOLOGICAL OPERATIONS (PSYOP).**

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3.C.1.G.1. (U) STATUS BASED ENGAGEMENT.

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3.C.1.G.2. (U) CONDUCT BASED ENGAGEMENT.

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3.C.1.G.4. (U) **SENSITIVE TARGETS.**

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3.C.1.G.7 (U) **NO-STRIKE ENTITIES.**

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3.C.1.I.8 (b)(1)1.4a

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3.C.1.J. (U) WEAPON RESTRICTIONS.

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3.C.1.J.4.B. (b)(1)1.4a

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3.C.1.K. (U) AIR OPERATIONS SPECIFIC ROE.

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3.C.1.L. (U) MARITIME SPECIFIC ROE.

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3.C.1.M. (U) **PERSONNEL RECOVERY OPERATIONS.**

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3.C.1.0. (U) **DEFINITIONS.**

3.C.1.0.1. (U) **COLLATERAL EFFECTS.** COLLATERAL EFFECTS AS THEY RELATE TO COMPUTER NETWORK ATTACK ARE FURTHER DEFINED IN REF I. FOR THE PURPOSE OF 3.C.1.E. ABOVE, NO AND LOW COLLATERAL EFFECTS ARE DEFINED AS FOLLOWS:

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3.C.1.0.6. (U) **HIGH PAYOFF TARGET (HPT).** A TARGET WHOSE LOSS TO THE ENEMY WILL SIGNIFICANTLY CONTRIBUTE TO THE SUCCESS OF THE FRIENDLY COURSE OF ACTION.

HPTS ARE THOSE HIGH-VALUE TARGETS (HVT) THAT MUST BE ACQUIRED AND SUCCESSFULLY ATTACKED FOR THE SUCCESS OF THE FRIENDLY COMMANDER'S MISSION.

3.C.1.0.7. (U) **HIGH VALUE TARGET (HVT).** A TARGET THE ENEMY COMMANDER REQUIRES FOR THE SUCCESSFUL COMPLETION OF THE MISSION. THE LOSS OF HIGH-VALUE TARGETS WOULD BE EXPECTED TO SERIOUSLY DEGRADE IMPORTANT ENEMY FUNCTIONS THROUGHOUT THE FRIENDLY COMMANDER'S AREA OF INTEREST.

3.C.1.0.8. (U) **HOSTILE ACT.** AN ATTACK OR OTHER USE OF FORCE AGAINST THE UNITED STATES, U.S. FORCES OR OTHER DESIGNATED PERSONS OR PROPERTY. IT ALSO INCLUDES FORCE USED DIRECTLY TO PRECLUDE OR IMPEDE THE MISSION AND / OR DUTIES OF U.S. FORCES, INCLUDING RECOVERY OF U.S. PERSONNEL OR VITAL U.S. GOVERNMENT PROPERTY.

3.C.1.0.9. (U) **HOSTILE INTENT.** THE THREAT OF IMMINENT USE OF FORCE AGAINST THE UNITED STATES, U.S. FORCES OR OTHER DESIGNATED PERSONS OR PROPERTY. IT ALSO INCLUDES THE THREAT OF FORCE TO PRECLUDE OR IMPEDE THE MISSION AND / OR DUTIES OF U.S. FORCES, INCLUDING THE RECOVERY OF U.S. PERSONNEL OR VITAL U.S. PROPERTY.

3.C.1.0.10. (U) **IMMINENT USE OF FORCE.** THE DETERMINATION OF WHETHER THE USE OF FORCE AGAINST U.S. FORCES IS IMMINENT WILL BE BASED ON AN ASSESSMENT OF ALL FACTS AND CIRCUMSTANCES KNOWN TO U.S. FORCES AT THE TIME AND MAY BE MADE AT ANY LEVEL. "IMMINENT" DOES NOT NECESSARILY MEAN IMMEDIATE OR INSTANTANEOUS.

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3.C.1.0.14.A. (U) **RIOT CONTROL AGENTS.** ANY CHEMICAL, NOT LISTED IN A SCHEDULE OF THE CONVENTION ON THE PROHIBITION OF THE DEVELOPMENT, PRODUCTION, STOCKPILING AND USE OF CHEMICAL WEAPONS AND ON THEIR DESTRUCTION WHICH CAN PRODUCE RAPIDLY IN HUMANS' SENSORY IRRITATION OR DISABLING PHYSICAL EFFECTS WHICH DISAPPEAR WITHIN A SHORT TIME FOLLOWING TERMINATION OF EXPOSURE. ALSO CALLED RCA.

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3.C.1.0.18. (U//~~FOUO~~) **URBAN LIMITS.** THE GEOGRAPHIC BOUNDARY THAT DEFINES "URBAN LIMITS OF THE LARGEST CITIES IN IJOA" WILL BE DEFINED BY THE USD/F COMMANDER WHOSE AO INCLUDES THAT CITY. AS A GUIDE, URBAN LIMITS CAN BE GENERALLY DEFINED AS DENSELY POPULATED AREAS, DEFINED BY THE OAK RIDGE LABORATORIES AS 30 PEOPLE PER 1000M². USD/F COMMANDERS WILL MAKE THE FINAL DETERMINATION ON THE PRECISE GEOGRAPHIC BOUNDARIES FOR THE URBAN LIMITS WITHIN THEIR AO.

3.C.1.P. (U) **ALL MAJOR COMMANDS.**

3.C.1.P.1. (U) ENSURE ALL MILITARY OPERATIONS WITHIN IJOA ARE CONDUCTED IN ACCORDANCE WITH THESE ROE.

3.C.1.P.2. (U) ALL COMMANDERS WILL ENSURE THEIR PERSONNEL ARE FAMILIAR WITH THE LAW OF WAR AND WITH THESE ROE.

3.C.1.P.3. (U) IF OPERATIONALLY REQUIRED, COMMANDERS WILL PROMULGATE ADDITIONAL ROE AND / OR AMPLIFIED ROE GUIDANCE APPLICABLE TO FORCES UNDER THEIR COMMAND AND SUBMIT THEM VIA THE CHAIN OF COMMAND TO THE NEXT HIGHER COMMANDER FOR REVIEW AND / OR APPROVAL PURSUANT TO GUIDANCE CONTAINED IN REF D. COMMANDERS WILL ENSURE THAT MODIFIED OR SUPPLEMENTAL ROE:

3.C.1.P.3.A. (U) REMAIN COMPATIBLE WITH THE INTENT OF THESE ROE.

3.C.1.P.3.B. (U) RESULT IN MORE DEFINITIVE GUIDANCE TO SUBORDINATE COMMANDERS.

3.C.1.P.3.C. (U) DO NOT IMPAIR THE COMMANDER'S INHERENT RIGHT OF SELF-DEFENSE.

3.C.2. (U) THE USF-I ROE CARD, TAB B, IS THE STANDARD ROE CARD FOR ALL USF-I SERVICE MEMBERS.

3.C.3 (U) SUBORDINATE COMMANDERS ARE ENCOURAGED TO PROMULGATE THEIR OWN ROE TAILORED TO THEIR AREA OF OPERATIONS. THESE ROE MAY NOT BE MORE PERMISSIVE THAN THE USF-I ROE. COPIES OF SUBORDINATE UNIT ROE **MUST BE** PROVIDED TO THE USF-I J3 AND THE USF-I OSJA FOR REVIEW.

3.C.4. (U) THIS APPENDIX CONTAINS ENDURING GUIDANCE AND WILL BE INCLUDED IN FUTURE DRAFTS OF THE EXORD / COMMAND POLICIES AND PROCEDURES. **CANCELLED MEASURES.** ALL PREVIOUS ISSUED OIF ROE SERIALS, MODIFICATIONS AND ROE SPECIFIC GUIDANCE ARE RESCINDED.

4. (U) **SERVICE SUPPORT.** NO CHANGE.

5. (U) **COMMAND AND SIGNAL.** NO CHANGE.

5.A. (S//REL) **EXPIRATION DATE:** THIS IS AN ENDURING ORDER UNTIL SUPERSEDED.

5.B. (S//REL) **POINTS OF CONTACT:**

(b)(2) /REL) ACTO, MAJ (b)(3), (b)(6) T, S (b)(2) DSN: (b)(2)
(b)(2) AND OSJA OPLAW, (b)(2) DSN (b)(2)

ACKNOWLEDGE:

ODIERNO
GEN

OFFICIAL:



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

ENCL:

TAB A APPROVAL AND NOTIFICATION OF KINETIC TARGETING OPERATIONS
TAB B USF-I ROE CARD
TAB C USF-I MITT/NPTT CARD
TAB D RUF/CONTRACTORS

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