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 identified.

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	2. DATE (YYYYMMDD)	3. TIME	4. FILE NUMBER
FIRE BASE ROBINSON, AFGHANISTAN	2006/04/01	1115	

5. LAST NAME, FIRST NAME, MIDDLE NAME	6. SSN	7. GRADE/STATUS
b(6); b(7)(c)	b(6); b(7)(c)	E-7/AD

8. ORGANIZATION OR ADDRESS
ODA 2062, C Co. 2ND BN, 20TH SFG(A)

9.
I, b(6); b(7)(c), WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH:

ON THE NIGHT OF 28 APR 2006 THROUGH THE MORNING OF 29 APR 2006, I HAD JUST COME ON TOWER WATCH FOR MY SHIFT SCHEDULED FROM 0001 TO 0100 LOCAL. I HADN'T BEEN ON THE TOWER FOR MORE THAN 2-3 MINUTES WHEN MACHINE GUN FIRE OPENED UP, ORIGINATING FROM WHAT WE REFER TO AS THE "CASTLE RUINS" THAT LIE GENERALLY NORTH WEST OF THE FIREBASE. THE FIRING FROM THAT LOCATION LOOKED AS IF IT WERE BEING DIRECTED, FIRST AT THE ANA FRONT GATE / HEADQUARTERS AREA, THEN ACROSS THE CAMP AND DOWN TOWARD GENERALLY THE E.T.T. COMPOUND. ROUNDS HAD PASSED TO MY LEFT AND RIGHT AND OVER MY HEAD, SO AFTER THIS I GOT DOWN BEHIND THE SANDBAGS ON THE TOWER, AND WAS SEARCHING FOR THE HAND MIC FOR THE SATELLITE RADIO TO CALL "TROOPS IN CONTACT" TO HEADQUARTERS. BEFORE I COULD MAKE THE RADIO CALL, THE JTAC AND CAPTAIN b(6); b(7)(c) WERE ON THE TOWER, SO I GRABBED MY GEAR AND GOT OFF THE TOWER TO MAKE ROOM FOR THEM.

MY TRUCK WAS PARKED ON OUR NORTH EAST FIRING POSITION, SO I MADE MY WAY TO THE POSITION. WHEN I GOT THERE b(6); b(7)(c) THE MEDIC, WAS IN THE TURRET WITH A M-240 MOUNTED IN IT. I GOT INTO THE REAR OF THE VEHICLE, WHICH WAS NEAREST THE HESCO BARRIER, WITH THE VEHICLE, FRONT TO REAR, WAS GENERALLY FACING EAST.

MY RADIO WASN'T UP YET, AND I HAD TO CHANGE IT FROM INTERNAL SPEAKER TO EXTERNAL HEADSET TO GET IT INTO OPERATION. b(6); b(7) SAID HE'D FIRED ABOUT THREE ROUNDS BEFORE HIS GUN JAMMED AND WAS WORKING ON IT AT THAT TIME. WHILE I WAS PREPPING MY GEAR, I COULD SEE A GROUP OF ABOUT 20 PEOPLE IN FRONT OF MY POSITION AT ABOUT 90 DEGREES (MAGNETIC). I COULD ALSO SEE TRACER FIRE COMING FROM THE SOUTHWEST CORNER OF THE LARGE COMPOUND ON TOP OF THE HILL TO THE EXTREME NORTHEAST OF OUR CAMP, DIRECTED DOWN AND SOUTHWEST FROM THAT LOCATION. WHEN MY RADIO WAS READY, I PUT MY NVG'S ON MY HELMET MOUNT AND WAS TESTING THEM WHEN A CALL CAME OVER THE RADIO FOR A MEDIC TO COME FROM OUR CAMP TO THE E.T.T COMPOUND.

I RELAYED IT TO b(6); b(7) BECAUSE HIS RADIO WAS NOT UP YET, AND ALSO SOMEONE WAS YELLING IT FROM AROUND THE TOWER LOCATION. b(6)(b)(7)(c) YELLED BACK, "THEY HAVE A MEDIC", AND THE QUESTION ON THE RADIO WAS ASKED ABOUT THE E.T.T. MEDIC, BUT THE REPLY WAS THAT THEIR MEDIC HAD BEEN HIT - DOC STONE WAS DOWN.

AT THIS TIME WHILE WE WERE DETERMINING WHETHER OR NOT b(6); b(7) SHOULD LEAVE OR NOT, I WAS UP ON THE REAR M-240, ON ONE KNEE IN THE FLOOR OF THE TRUCK. I FIRST OPENED THE FEED TRAY AND RESET THE BELT AND CLOSED THE FEED TRAY. I NOTICED THAT A ARMORED HMMWV HAD MOVED TO A POSITION NEAR THE EAST GATE, AND AS I UNDERSTOOD IT BY THIS TIME, THE CANADIANS WERE MOVING AROUND THAT POSITION TOWARD A SMALL WALLED COMPOUND ON THE NORTHEAST PERIMETER OF THE FIREBASE. I TEST FIRED THE M-240 INTO THE AIR AT ABOUT 85 DEGREES. b(6)(b)(7)(c) ASKED ME IF I HAD A TARGET, I SAID NO THAT I JUST WANTED TO MAKE SURE MY GUN WAS GOING TO WORK, BECAUSE WE'D HAD SO MANY PROBLEMS WITH DUST AND MALFUNCTIONS AT CRITICAL TIMES. HE SAID REMEMBER, DON'T FIRE UNLESS YOU CAN SEE THE POINT OF ORIGIN. I SAID, I KNOW.

BY NOW WE WERE TAKING ROCKET FIRE FROM OUR SOUTHWEST SIDE, AND ROUNDS WERE IMPACTING SOMEWHERE BACK THERE AND ALSO AIR BURSTING OVER THE AREA BETWEEN THE ANA COMPOUND AND OURS. I COULD SEE TRACER FIRE COMING STILL FROM THE CASTLE RUINS, FROM THE LARGE NORTH ~~WEST~~ EAST COMPOUND, FROM A LOCATION ON THE NORTH SIDE OF THE FIREBASE AND FROM THE SOUTHWEST, AS FAR AS I COULD TELL. FROM THE NORTH, TRACER FIRE WAS COMING ALMOST STRAIGHT AT MY LOCATION, SO I GOT DOWN IN THE BOTTOM OF THE TRUCK AND PEEKED OVER. THE CANADIANS WERE TAING FIRE FROM THAT LOCATION AND FROM THE LARGE COMPOUND ON THE HILL. b(6); b(7) HAD LEFT THE VEHICLE AND WAS MAKING HIS WAY OUT OF OUR CAMP AND TOWARD THE E.T.T. COMPOUND.

10. EXHIBIT	11. INITIALS b(6); b(7)(c) MAKING STATEMENT	PAGE 1 OF 3 PAGES

ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT OF b(6); b(7)(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 BE INDICATED.

USE THIS PAGE IF NEEDED. IF THIS PAGE IS NOT NEEDED, PLEASE PROCEED TO FINAL PAGE OF THIS FORM.

STATEMENT OF b(6); b(7)(c) TAKEN AT 1115 DATED 2006/04/01

9. STATEMENT *(Continued)*

CAME UP TO THE TRUCK AFTER b(6); b(7)(c) HAD LEFT AND SAID SOMETHING ABOUT THE CAPTAIN AND WHERE WE WERE FIRING. (b)(6)(7 WENT DOWN THE HILL FROM OUR POSITION AND HE AND b(6); b(7) AND THE TOWER WERE COMMUNICATING SOMETHING, BUT I'M NOT SURE WHAT. A MINUTE OR SO AFTER THAT, b(6); b(7) TOOK (b)(6); b(7)(c) PLACE IN THE TURRET.

THE CAMP, BY THIS TIME, WAS STILL TAKING A HEAVY VOLUME OF FIRE, BUT IT SEEMED AS IF MOST OF IT WAS COMING FROM THE NORTHWEST AND SOUTHWEST SIDES, WITH MACHINEGUN AND ROCKET OR MORTER FIRE.

MSG b(6); b(7)(c) CALLED TO ME TO HAVE (b) (6)(b)(7)(c) COME BACK INTO THE CAMP. I COULD SEE HIM ABOUT 30-40 METERS DUE NORTH OF MY GUN POSITION, SO I CALLED HIM BACK. HE STARTED HEADING BACK. I LOST SIGHT OF HIM BEHIND THE HESCOES UNDER MY POSITION WHEN I SAW MORE FIRE FROM THE LARGE COMPOUND TO THE NORTHWEST (b)(6)(7) AND I COULD SEE TRACER FIRE COMING UP THE HILL JUST NORTHEAST OF THE EAST GATE, SOME OF IT BOUNCING OFF THE EDGE OF THE HILL, GOING STRAIGHT UP IN THE AIR, SOME COMING TOWARD MY POSITION. IT STOPPED FOR A SECOND, AND THEN STARTED COMING UP THE HILL AGAIN, NEAR THE APPROACH OF THE EAST GATE, UP THE HILL TOWARD THE HMMWV, AND THE CANADIANS, WHICH WERE BY THE SMALL COMPOUND ON THE NORTHEAST PERIMETER, BUT WAS STILL NOT VERY EFFECTIVE ON THEM.. I COULD NOT SEE THE POINT OF ORIGIN. IT STOPPED FOR A SECOND AGAIN AND MOVED FURTHER OUT IN THE DESERT FLOOR, AT AROUND 85 DEGREES FROM MY LOCATION, AND I COULD SEE THE POINT OF ORIGIN, I COULD SEE THE ARMORED HMMWV, I COULD SEE THE CANADIANS FAR LEFT, TO THE NORTH, SO I FIRED HALF A BOX OF AMMO AT THE POINT OF ORIGIN OF THE TRACER FIRE. I COULD NOT MAKE OUT A VEHICLE DUE TO THE RANGE, THE DUST, AND THE LACK OF ILLUMINATION. THE INCOMING FIRE STOPPED FOR A MINUTE THEN STARTED AGAIN, A LITTLE FURTHER RIGHT OF THE LAST, AT AROUND 90 TO 95 DEGREES OF MY LOCATION, AND I FIRED ALL EXCEPT FOR 4 ROUNDS OF THAT BELT WHEN I COULD NO LONGER DETECT INCOMING FIRE.

AT THIS TIME, I GOT DOWN ON A KNEE TO PREPARE ANOTHER BOX OF AMMO AND RELOAD, I DON'T REMEMBER b(6); b(7) IN THE TURRET ANYMORE AND b(6); b(7) WAS BACK AT THE VEHICLE DRIVER'S SIDE. I SAID THAT WE WERE TAKING FIRE FROM THE DESERT FLOOR. I WAS LOOKING DOWN AT THE BOX OF AMMUNITION WHEN SOMETHING EXPLODED TO THE NORTH OF MY POSITION. I'M NOT SURE IF IT WAS A ROCKET THAT AIRBURST OR A MORTAR OR ROCKET IMPACT.

THE VOLUME OF FIRE HAD SUBSIDED BY THIS POINT AND WAS SPORADIC, THERE WAS A LOT OF ACTIVITY GOING ON BEHIND ME. I SAW WHAT I THOUGHT WAS AN ANA VEHICLE MOVING TOWARD MY POSITION FROM THE NORTH. I CALLED IT TO THE TOWER, AND SOMEONE IN THE VEHICLE SAID IT WAS NOT AN ANA VEHICLE, THAT IT WAS THE E.T.T. MEDIC VEHICLE. THEY WERE BRINGING THE WOUNDED INTO OUR CAMP. I CONFIRMED IT WITH THE TOWER AND SPOKE AGAIN WITH THE PEOPLE IN THE VEHICLE AND THEY PASSED MY POSITION.

THERE WAS STILL LOTS OF ACTIVITY NEAR THE ARMORED HMMWV NEAR THE EAST GATE. THE VOLUME OF INCOMING FIRE WAS VERY SPORADIC. A VEHICLE FROM INSIDE OUR CAMP WENT OUT TO TRANSPORT THE WOUNDED CANADIANS BACK INTO THE CAMP TO THE CLINIC.

AT THIS TIME (b) (6)(b)(7)(c) HAD MOVED TO THE CLINIC AND b(6); b(7)(c) WAS BACK IN THE MAIN TURRET, CANADIAN TROOPS WERE COLOCATED AT MY POSITION AND WE WERE TALKING WITH THEM.

SOON AFTER THIS, AN A-10 DID A SHORT STRAFING RUN OVER THE LARGE COMPOUND TO THE NORTHWEST FROM EAST TO WEST ACROSS THE NORTH SIDE OF OUR COMPOUND ABOUT 1500 TO 2000 METERS OUT. AFTER THIS THERE WAS NO MORE INCOMING FIRE THAT I COULD DETECT.

I STAYED ON MY POSITION UNTIL WELL AFTER DAYLIGHT, WATCHING THE BOMBARDMENT OF THE NORTH SIDE OF THE RIVER, AND UNTIL AFTER THE MEDEVAC LEFT WITH THE WOUNDED.

— NOTHING FOLLOWS —

INITIALS OF PERSON MAKING STATEMENT b(6); b(7)(c)

STATEMENT OF b(6); b(7)(c) TAKEN AT 1115 DATED 2006/04/01

9. STATEMENT *(Continued)*

AFFIDAVIT

I, b(6); b(7)(c), 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 INDUCEMENT.

b(6); b(7)(c)

(Signature of Person Making Statement)

WITNESSES:

ORGANIZATION OR ADDRESS

ORGANIZATION OR ADDRESS

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

at _____

(Signature of Person Administering Oath)

(Typed Name of Person Administering Oath)

(Authority To Administer Oaths)

INITIALS OF PERSON MAKING STATEMENT b(6); b(7)(c)