

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.

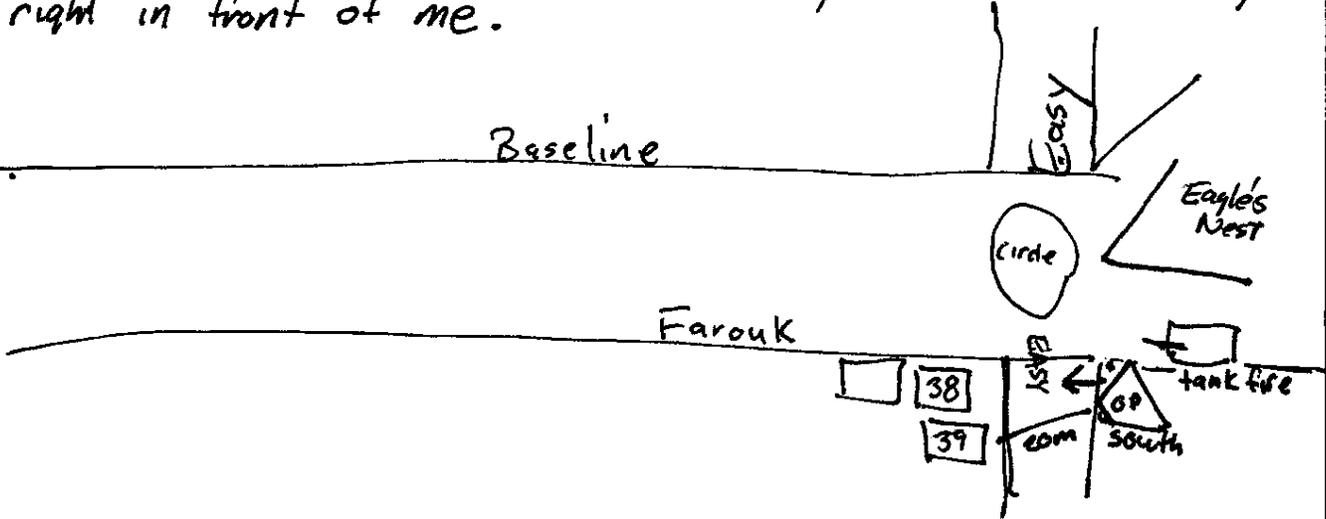
DISCLOSURE: Disclosure of your SSN and other information is voluntary.

1. LOCATION Camp Corregidor	2. DATE (YYYYMMDD) 20070411	3. TIME 1330	4. FILE NUMBER
5. LAST NAME, FIRST NAME, MIDDLE NAME (b)(3), (b)(6)	6. SSN _____	7. GRADE/STATUS E-4	

8. ORGANIZATION OR ADDRESS
MHC, 1-9

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

I was at OP South facing West into P10. Bldg 39 is about 30 meters to my 11 o'clock. I felt the tank fire from my back-right (4 o'clock posn). I'm not sure where the round impacted but it was not the buildings to my immediate front. My sense is that they fired west (Farouk). I would have felt & seen it if they shot the buildings right in front of me.



10. EXHIBIT E-1	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

Cp Promachi
Corredor

DATED

11 Apr 07

9. STATEMENT (Continued)

That night most of the fire was from L-6. There were no AIF in the buildings to my front (west) shooting. That is, from the NE corner of P-10.

(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 2. 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)(3), (b)(6)

(Signature of Person Making Statement)

WITNESSES:

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

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

ORGANIZATION OR ADDRESS

ORGANIZATION OR ADDRESS

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 11 day of Apr, 2007 at Cp Corredor

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

(Signature of Person Administering Oath)

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

(Typed Name of Person Administering Oath)

15-6 INV
(Authority To Administer Oaths)

INITIALS OF PERSON MAKING STATEMENT

(b)(3), (b)(5)

PAGE 2 OF 2 PAGES

SWORN STATEMENT

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

1. LOCATION COP EAGLES NEST
2. DATE (YYYYMMDD) 20070410
3. TIME 1534
4. FILE NUMBER
5. LAST NAME FIRST NAME MIDDLE NAME (b)(3), (b)(6)
6. SSN (b)(6)
7. GRADE/STATUS O3/ACTIVE
8. ORGANIZATION OR ADDRESS D Co. 1-9 INF 2BCT 2IP

9. I, [redacted] WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH:
QUESTIONS ASKED BY COL [redacted]
1. WHO SELECTED THE GMLRS TARGET?
I did - CPO [redacted]
2. WHAT WAS THE BASIS FOR TARGET SELECTION?
OP West reporting contact, BN TUC additionally had SARNOV ON STATION INDICATING ADDITIONAL CONTACT. FROM BLDG 170, 12L6 and 2 additional Buildings in L6 and F [redacted]
3. WHERE DID THE GMLRS IMPACT?
Based on today's RECCE -- BLDG 17 [redacted]
4. WHAT IS YOUR ASSESSMENT OF HOW FAR THE ONE TANKS WENT WEST.
NO FURTHER THAN EASY STREET [redacted]
5. WHAT WAS THE ORIGINAL INTENT / POSITIONING OF THE 2 TANKS
SOUTHER TANK EAST + FAROQ (SCAN P10)
NORTHER TANK SCAN L6 EAST 5x N. MIC [redacted]

10. EXHIBIT E-2
11. INITIALS OF PERSON MAKING STATEMENT (b)(3), (b)(6)
PAGE 1 OF 2 PAGES

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9. STATEMENT (Continued)

6. BUILDING 38 on current GRAPHICS (P-10) WAS
PREVIOUSLY CALLED # WHAT? WHY?
CALLED BUILDING 137 AS IT WAS NUMBERED ON 506 MAP
1-506 INF BLDG # scheme pulled
from the BRUCE STANDAN (b)(3), (b)(6)

7. WHY WOULD 31/33 refer to it AS # 137 (P10)
I DONT KNOW - MAY HAVE HAD OLD MAP.

TFI-Q SWITCHED TO BOE STANDARD GRAPHICS
O/A IN NOVEMBER (b)(3), (b)(6)

8. WHO OBSERVED 31 MARKING BLDG 137 (39) PRIOR TO IAG ENGAGEMENT
I'M NOT SURE (b)(3), (b)(6)

AFFIDAVIT

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

(Signature of Person Making Statement)

WITNESSES:

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

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

ORGANIZATION OR ADDRESS

MNC-1 SJA

ORGANIZATION OR ADDRESS

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 10 day of April, 2007 at COP Eagle's Nest

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

(Signature of Person Administering Oath)

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

(Typed Name of Person Administering Oath)

AR 15-6

(Authority To Administer Oaths)

INITIALS OF PERSON MAKING STATEMENT

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

PAGE 2 OF 2 PAGES

SWORN STATEMENT

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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 Camp Corregidor, Ar Ramadi, Iraq	2. DATE (YYYYMMDD) 2007/01/12	3. TIME 2000	4. FILE NUMBER
5. LAST NAME, FIRST NAME, MIDDLE NAME (b)(3), (b)(6)	6. SSN (b)(6)	7. GRADE/STATUS CPT/O3/Active	

8. ORGANIZATION OR ADDRESS
D CO, 1-9 IN, 2 BCT, 2 ID

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

At approximately 0100 on 02 February 2007, third platoon and I came under heavy enemy fire while securing the Eagle's Nest in the Malaab District of Ar Ramadi. Our positions were engaged with small arms fire to include PKC and AK-47. The Eagle's Nest was also struck by at least 10 RPGs and 2 or 3 rounds of 60mm Mortars. A majority of the fire was coming from P10 and L6. OP West positively identified enemy personnel in Building 170 of L6 which was then confirmed by ISR through the 1-9 IN Battalion TOC. I requested a GMLRS strike on this building and ordered OP West to suppress the building to prevent the enemy from exiting the backside of the building prior to the GMLRS strike. The GMLRS impacted the building which was confirmed by LT(3), (b) who moved to OP West. Also, I requested the heavy QRF to move to our location to support with 2 M1 tanks. Blue 1, 1LT(3), (b) and Blue 3 arrived at the Eagle's Nest shortly after my request was approved by LTC(3), (b). At the time we were also receiving heavy fire from the Northeast corner of P10, which ISR confirmed with movement IVO building 35 in P10. 1LT(3), (b) reported that he was receiving fire from Building 39 in P10 at his position on Malaab Road just east of Easy St. He requested to use main gun on the building to destroy the enemy in that building. I verified the SDZ to ensure that COP Grant would not receive any effects of the round and requested permission to fire 1 main gun round at Building 39 in P10. LTC(3), (b) gave permission to engage and Blue 3 engaged with 1 round of 120mm HEAT. My OPs reported seeing the tank round impact in the Northeast corner of P10 and I could feel the impact of the round in the Eagle's Nest TOC because of its proximity. Approximately 45 minutes into the fire fight, L7(3), (b) reported seeing movement on the top of building 130 in Zone L6. Once again, I checked the SDZ to ensure that his fires would be 15 degrees north of COP Grant and after verifying this I gave him permission to fire. Around this time we received a radio call that COP Grant had casualties on the roof and to cease fire to the West. I placed the tanks in a watch and shoot mode and only gave them permission to engage if their tank was in danger of being destroyed. We made positive comms with COP Grant who stated they were in the middle of a CASEVAC for their 6 injured soldiers and we maintained a watch and shoot posture throughout the night. I do not recall any more significant contact from the enemy after that point.

Enclosed

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

10. EXHIBIT E-2A	11. IN (b)(3), (b)(6) NT	PAGE 1 OF 2 PAGES
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E-2A

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 2. 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)(3), (b)(6)

(Signature of Person Making Statement)

WITNESSES:

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 12 day of February, 2007 at Camp Corregidor, Ar Ramadi, Iraq

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

(Signature of Person Administering Oath)

ORGANIZATION OR ADDRESS

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

(Typed Name of Person Administering Oath)

ORGANIZATION OR ADDRESS

ILT, IN, UCMJ

(Authority To Administer Oaths)

INITIALS OF PERSON MAKING STATEMENT

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

PAGE 2 OF 2 PAGES

E-2A

SWORN STATEMENT

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

1. LOCATION: FOR EAGLES NEST
2. DATE (YYYYMMDD): 2007 04 10
3. TIME: 1611
4. FILE NUMBER:
5. LAST NAME FIRST NAME MIDDLE NAME: (b)(3), (b)(6)
6. SSN: (b)(6)
7. GRADE/STATUS: O2/Active
8. ORGANIZATION OR ADDRESS: 3rd Plt Delta Co 1-9 INF 2nd BCT 2ID

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

1. WHEN TOP EAGLE NEST WAS ATTACKED, WHEN WERE THE ATTACKS COMING FROM (LOC + BLOG)
First, an RPG attack from L6 between 94 95. Mortars were being walked in on us across the stadium. Automatic (PKC) fire from a rooftop (Bldg 89) in L6.

2. DID YOU SEE THE TANK THAT MORNING WHEN & WHERE. + HOW FAR WEST DID IT GO?
I saw the tank from outside of the fighting position in OP west. When I saw it, it was just short of the easternmost edge of the traffic circle.

3. DID YOU SEE THE TANK FIRE MAIN GUN?
I did not see the tank fire main gun. I just heard it.

4. DID YOU SEE THE TANK MARK THE TRAIL W/COAX?
I did see the tank mark the rooftops on Baseline in Zone L6 on the southernmost block (104, 96) fire almost perpendicular to our position.

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

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STATEMENT OF ILT (b)(3), (b)(6) TAKEN AT FOB Eagle's Nest DATED 10 APR 07

9. STATEMENT (Continued)

Q. Was the marking fire you observed from tanks before or after the GMLRS?

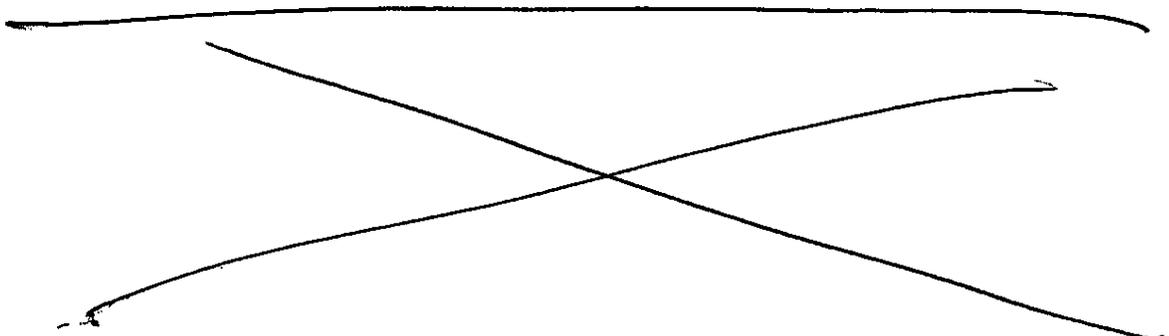
A. Before to best of my recollection. Don't recall seeing additional (b)(3), (b)(6)

Q. Did not observe fire straight down Farouk Way. I saw them firing into L-6 only. Could see general tracer fires into that sector but could not see ^{where} rounds were impacting tall buildings to my immediate front. (b)(3), (b)(6)

I did not observe him firing due west or SW

I did not observe tank the whole time, only briefly, as our orientation from the OP was generally west. (b)(3), (b)(6)

They were stationary once they set as far as I could tell. Heard them move down Malad but did not hear the reposition after that. I can't confirm that they didn't creep further, but I did not hear or see it. (b)(3), (b)(6)

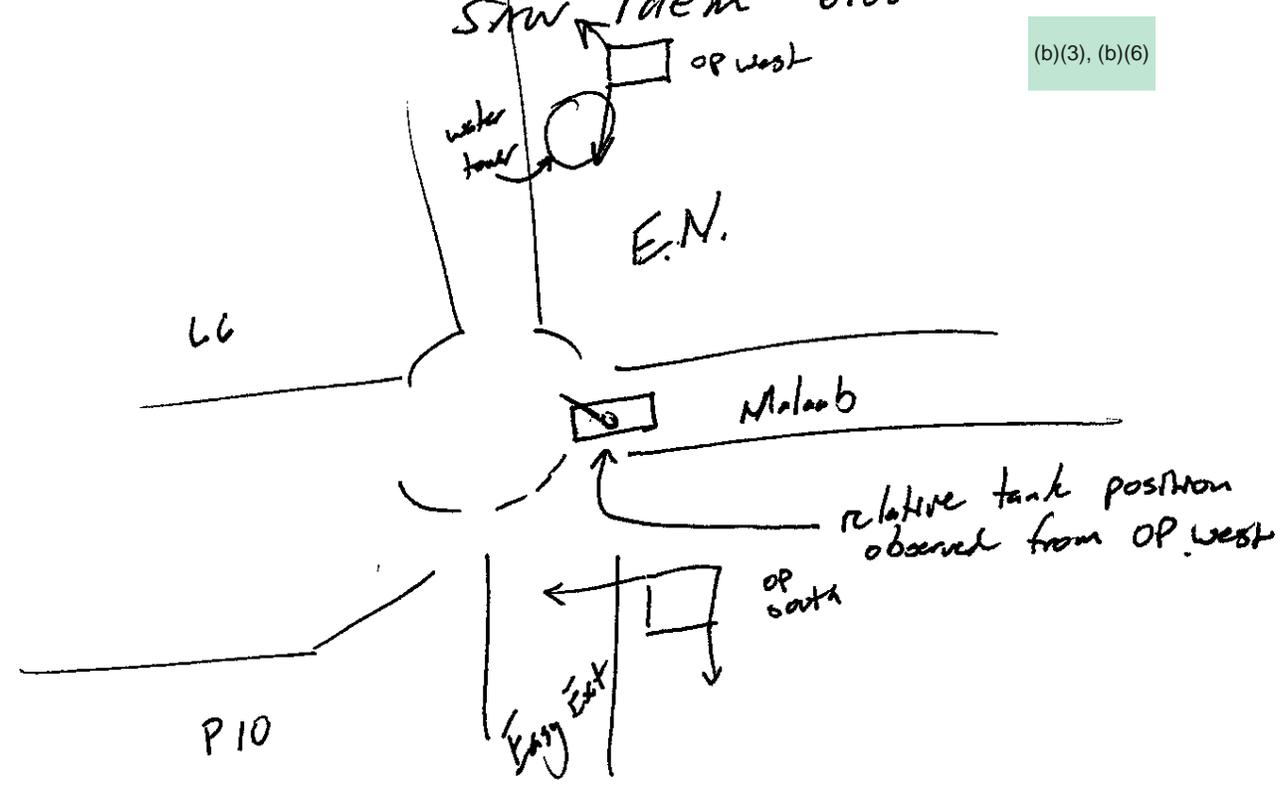


INITIALS OF PERSON MAKING STATEMENT

PAGE 2 OF 3 PAGES

9. STATEMENT (Continued)

DIAGRAM OF
TANK LOCATIONS AS I
SAW THEM 0100-0300 2 FEB 07



AFFIDAVIT

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

WITNESSES:

(b)(3), (b)(6)
MAJ (b)(3), (b)(6)
HQ MAC-1 OSJA
ORGANIZATION OR ADDRESS

(b)(3), (b)(6)
ORGANIZATION OR ADDRESS

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 10th day of April, 2007 at FOB ENGLISHTON

(b)(3), (b)(6)
(Signature of Person Administering Oath)
(b)(3), (b)(6)
(Typed Name of Person Administering Oath)
15-6 INV.
(Authority To Administer Oaths) (b)(3), (b)(6)

INITIALS OF PERSON MAKING STATEMENT
(b)(3), (b)(6)

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 dated November 22, 1943 (SSN).
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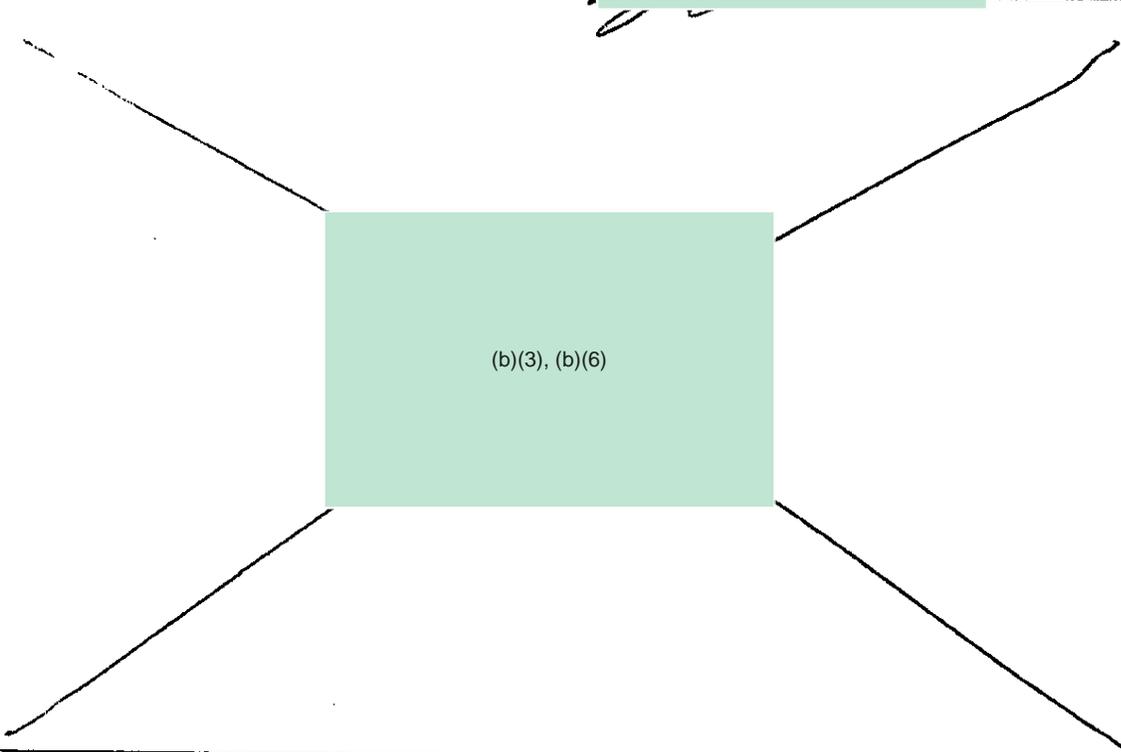
1. LOCATION Camp Corregidor, Iraq	2. DATE (YYYYMMDD) 2007/02/15	3. TIME 1642	4. FILE NUMBER
5. LAST NAME, FIRST NAME, MIDDLE NAME (b)(3), (b)(6)	6. SSN (b)(6)	7. GRADE/STATUS O2/Active	

8. ORGANIZATION OR ADDRESS
D. Co. 1-9 IN, 2BCT 2ID

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

Around 2300 on the 2nd of February, 2007, Elements of D Co 1-9 were located at the Eagles Nest IOT maintain presence in the southern Malaab. This element included myself, a majority of 3rd Platoon, and 1-9 IN Mortars. That evening our positions came under coordinated attacks from zones L6, P10, M34, M9, M8, and M27. For the majority of the contact, I positioned myself at OP West with PFC (b)(3), (b)(6) on a 240B. The IAs and other positions reported movement in an alley and on the rooftops due west of OP West. During the coordinated attack, we positioned heavy QRF among our OPs, but south of OP West on Malaab road just east of the remains of the traffic circle. This included two tanks; callsigns Blue 1 and Blue 3. The tanks allowed us to interlock our fires (240B and Coax) on the rooftops in the south east sector of L6. We identified a building in that area that had movement and muzzleflashes, and called a GMLRS mission. From OP West, we clearly observed the impact area VIC Bldg 170. After the target was silenced, we overwatched and shifted our fires and attention to persistent contact to the south in the north east sector in P10. From out positions, the tanks had the best overwatch of the new target buildings. The tanks returned fire with Coax and one main gun round. The tanks were behind our sector of observation, but it was clear through our radio net that one of the tanks was firing its main gun. Again, PFC (b)(3), (b)(6) and I did not witness the muzzle flash from the tank, but we did clearly see the impact area. The two north easternmost buildings in P10 (VIC Bldg 39) billowed smoke and debris. Aside from sporadic SAF, the contact subsided. We retained the tanks for another 30 minutes to ward off any further attacks, but none ensued. The tanks were not needed following the first major lull in fires and returned to Camp Corregidor without firing any additional main gun rounds.

NOTHING FOLLOWS (b)(3), (b)(6)



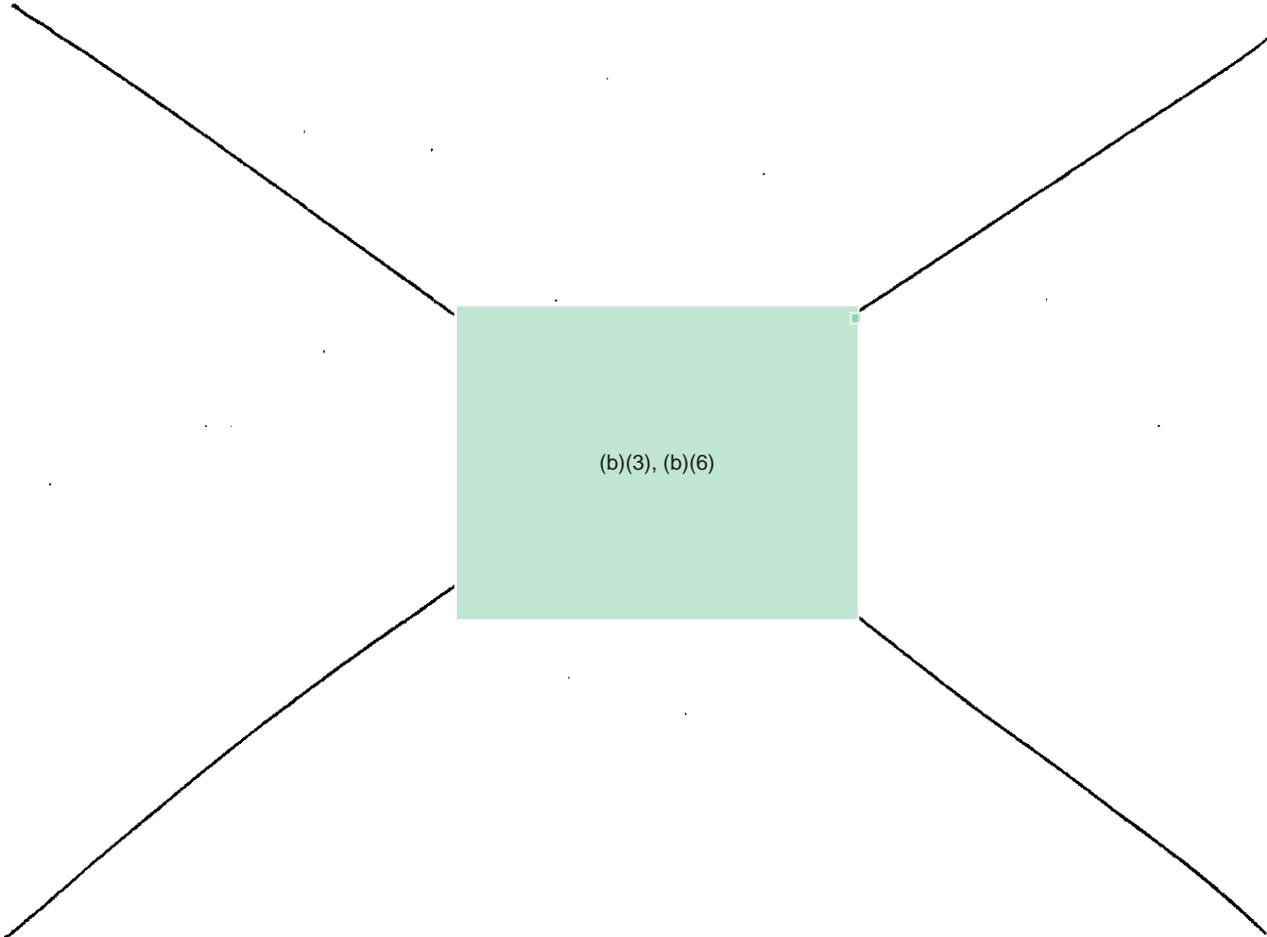
10. EXHIBIT E-3A	INITIALS OF PERSON MAKING STATEMENT (b)(3), (b)(6)	PAGE 1 OF 2 PAGES
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9. STATEMENT (Continued)

NOTHING FOLLOWS



AFFIDAVIT

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

WITNESSES:

ORGANIZATION OR ADDRESS

ORGANIZATION OR ADDRESS

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 15 day of February, 2007 at Camp Corsica A. Karamadi, Iraq

(b)(3), (b)(6)
(Signature of Person Administering Oath)

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

INITIALS OF PERSON MAKING STATEMENT (b)(3), (b)(6)

~~Form 13-b~~ 15-b Investigator covering 02 Feb COP GRANT event

SWORN STATEMENT

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1. LOCATION Camp Ramadi, Iraq	2. DATE (YYYYMMDD) 2007/02/12	3. TIME 1430	4. FILE NUMBER
5. LAST NAME, FIRST NAME, MIDDLE NAME (b)(3), (b)(6)	6. SSN (b)(6)	7. GRADE/STATUS MAJ	

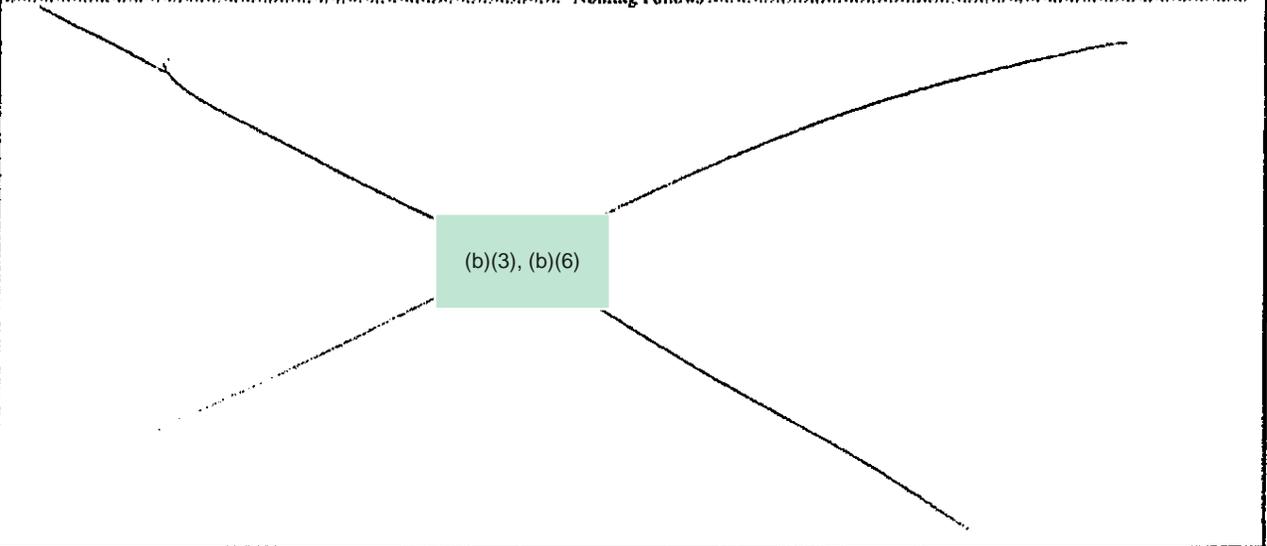
8. ORGANIZATION OR ADDRESS
HHC I BDE IAD

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

I was the 1/1 AD Battle captain in the morning of 2 FEB 07. At approximately 0055 I received a phone call from the TF 1-9 Maneuver Battle Captain declaring Troops in Contact at COP Eagle's Nest with SAF from buildings 170 (b)(2)High in zone L6, building 35 (b)(2)High and 161 (b)(2)High in zone P10, and building 91 (b)(2)High in zone L6 to the southwest. I immediately diverted the Shadow and Pioneer ISR assets to support TF 1-9 and requested aviation support. I then called TF 3-69 AR knowing that this was their first day in the lead, and informed them that Eagle's Nest was in contact and for COP Grant to "bunker down" in order to avoid any possible ricochet fire. We have had incidents in the past where small arms ricochet fire from either COP Eagle's Nest or COP Grant at targets on RTE Farouk has impacted on friendly COPs due to the placement and geometry of forces. The TF 3-69 Battle Captain Acknowledged. Approximately five minutes later the TF 3-69 Battle Captain called back and declared a TIC at COP Grant. I specifically inquired whether this was fire being received from COP Eagle's Nest or whether it was from a separate target. I allocated the Pioneer UAV to support the TIC and requested additional FW or RW support. TF 3-69 stated contact was coming specifically from the L5 and J10 sectors N and NE of COP Grant. I contacted TF 1-9 and informed them to watch fires west to COP Grant as they were also in contact. TF 1-9 acknowledged, TF 1-9 called for a GMLRS strike on building 170 in the L6 Sector, which I gained approval for through the BDE XO. The strike executed. Shortly afterwards I observed an M1A1 Tank engage IVO COP Eagle's Nest with a main gun round to the southwest to a POI unobserved by the UAV (cannot recall if Shadow or Pioneer, I believe Pioneer). The UAV did see building fragments flying from the impact within the UAV frame, which suggested an impact less than 200m from the tank. The tank hull was facing straight down RTE Farouk and the turret was approximately 20-30 degrees (10 o'clock-11 o'clock) over the left fender during the shot.

As a former tank company commander, whose company employed over 40 main gun rounds in combat, I can state with confidence that the engagement was conducted at short range and the turret was at an angle inconsistent with impacts at COP Grant. A HEAT round ballistic solution input for a 200m engagement (system minimum) would have been unable to impact COP Grant 1000m away and would have grounded out. A qualified master gunner could confirm the ballistic properties required to shoot at that range. In my professional judgement it would have been nearly impossible for C/2-37's round to impact COP Grant based off of the angle fired, ballistics, and explosions observed by the UAV.

Nothing Follows



10. EXHIBIT E-4	11. INITIALS OF PERSON MAKING STATEMENT	PAGE 1 OF _____ PAGES
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ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT OF _____ TAKEN AT _____ DATED _____"

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E-4

STATEMENT OF MAJ (b)(3), (b)(6) TAKEN AT Ramadi IRAQ DATED 2007 02 12

9. STATEMENT (Continued)

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

AFFIDAVIT

I, MAJ (b)(3), (b)(6), HAVE READ OR HAVE HAD READ TO ME THIS STATEMENT WHICH BEGINS ON PAGE 1, AND ENDS ON PAGE 2. 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)(3), (b)(6)
(Signature of Person Making Statement)

WITNESSES:

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 12 day of February, 2007 at CAMP RAMADI IRAQ

(b)(3), (b)(6)
(Signature of Person Administering Oath)

ORGANIZATION OR ADDRESS

CPT (b)(3), (b)(6)
(Typed Name of Person Administering Oath)

ORGANIZATION OR ADDRESS

(Authority To Administer Oaths)

INITIALS OF PERSON MAKING STATEMENT

PAGE OF PAGES

~~6-29-29~~

PRIVACY ACT

AUTHORITY: Title 10 USC Section 301; Title 5 USC Section 2
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 CAMP CORREGIDOR	2. DATE (YYYYMMDD) 2007 02 12	3. TIME 2200	4. FILE NUMBER
5. LAST NAME FIRST NAME MIDDLE NAME (b)(3), (b)(6)	6. SSN (b)(6)	7. GRADE/STATUS O4	
8. ORGANIZATION OR ADDRESS			

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

ON 2 FEB 07 I WAS CALLED TO THE TOL BY THE BATTLE CAPTAIN BECAUSE DOG COMPANY WAS IN A TIC (TROOPS IN CONTACT) AT THE EAGLE'S NEST. UPON ENTERING THE TOL I OBSERVED THE EAGLE'S NEST TAKING HEAVY SMALL ARMS AND WHAT APPEARED TO BE MK-19 FIRE THROUGH OUR J-LENS ON CAMP CORREGIDOR. LTC (b)(3), (b)(6) WAS ALSO PRESENT IN THE TOL BY THIS TIME. ROUGHLY 0100, I RELEASED THE 2ND SECTION OF THE HEAVY QRF TO THE CONTROL OF DOG 6 WHO WAS THE GROUND FORCE COMMANDER AT THE EAGLE'S NEST. DOG 6 REPORTED HEAVY FIRE TO INCLUDE RPL'S COMING FROM BDOG 170 LG.

10. EXHIBIT E-5	11. INITIALS (b)(3), (b)(6)	STATEMENT	PAGE 1 OF 3 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

CAH LIAISON HQ

DATED

12 FEB 07

9. STATEMENT (Continued)

AT THIS POINT WE WERE ABLE TO VIEW THE TARGET AREA VIA SHADOW UAV. WE REQUESTED AND FIRED 6 MLRS INTO BLDG 170. THAT ENGAGEMENT WAS OBSERVED WITH NSTR. DOG 6 THEN REPORTED HEAVY CONTACT FROM THE NORTH EAST CORNER OF P10 AND REQUESTED AUTHORIZATION FOR ENGAGEMENT WITH A MANGON ROUND FROM THE TANKS ON STATION - THE MANCHU TDC (LTL (b)(3), (b)(6) MYSG) APPROVED THE USE OF 1 X MG ROUND INTO BLDG 39 - WHICH IS ON THE NE CORNER OF P-10. I THEN OBSERVED 1 X TANK FIRE 1-ROUND INTO BLDG 39 ON THE NE CORNER OF P-10. THE TANKS WERE POSITIONED ON THE INTERSECTION OF MA'LAAB RD + ^{ALSO (FARUK)} BASELINE RD WHEN THE SHOT WAS MADE BY 1 X TANK.

INITIALS OF PERSON MAKING STATE

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

PAGE 2

OF

3

PAGES

STATEMENT OF

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

TAKEN AT U.A.P. CAMP DATED 12 FEB 07

9. STATEMENT (Continued)

I OBSERVED THIS ENGAGEMENT FROM SHADOW FEED. THE CONTACT CEASED AFTER THE MAIN GUN ROUND WAS FIRED. 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 THREAT OF PUNISHMENT, AND WITHOUT COERCION, UNLAWFUL INFLUENCE, OR

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

(Signature of Person Making Statement)

WITNESSES:

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 12 day of FEB, 2007 at CAMP CARRISBORO, IDAHO

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

(Signature of Person Administering Oath)

ORGANIZATION OR ADDRESS

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

(Typed Name of Person Administering Oath)

ORGANIZATION OR ADDRESS

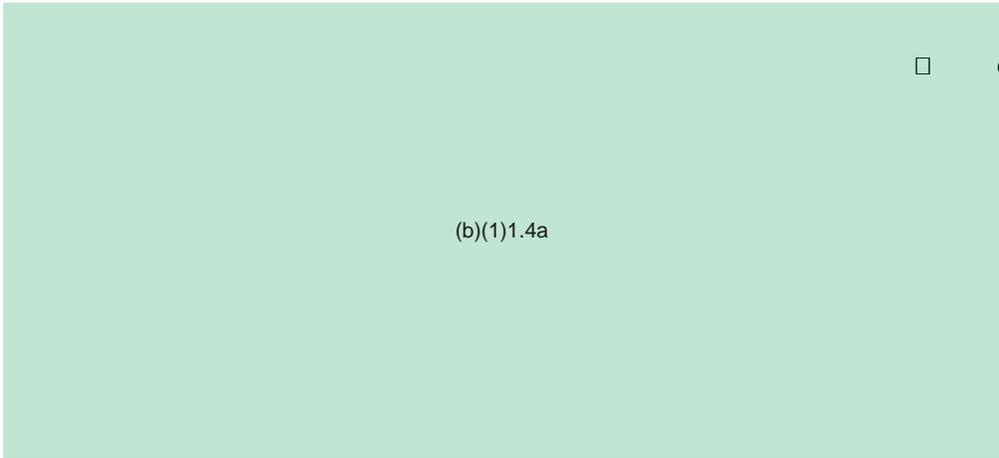
(Authority To Administer Oaths)

INITIALS OF PERSON MAKING STATEMENT

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

PAGE 3 OF 3 PAGES

~~SECRET//REL TO USA AND MCF//201702~~ (U)
UNCLASSIFIED



ent approved for release by
U.S. Central Command.
See FOIA Case #07-0160

(b)(1)1.4a

February

0201056 FEB 07: (b)(1)1.4a sustained a complex attack while conducting observation and security operations at COP Eagle's Nest (b)(1)1.4a, (b)(1)1.4g in southeastern Ramadi. (b)(1)1.4a was attacked with SAF and (10) RPG rounds from buildings 170 (b)(1)1.4a, (b)(1)1.4g in zone L6, building 3 (b)(1)1.4a, (b)(1)1.4g and 161 (b)(1)1.4a, (b)(1)1.4a, (b)(1) in zone P10, and building 91 (b)(1)1.4a, (b)(1)1.4g in zone L6. At 010 (b)(1)1.4a declared TIC. Heavy QRF (b)(1)1.4a consisting of (2) M1A1s, was dispatched from Camp (b)(1)1.4a at 0115. CAS arrived on station at 0128. The unit identified the muzzle flashes and returned fire with (2400) rounds .50 cal, (40) rounds 40mm (MK-19), (2400) rounds 7.62mm (M240B), (5200) rounds 5.56mm (M249), and (1000) rounds 5.56mm (M4) to the west and southwest of their position at distances of 125m, 55m, and 250m. The BN CDR authorized the use of M1A1 main gun fire on building 161 (b)(1)1.4a, (b)(1)1.4g in zone P10 and (b)(1)1.4a AR fired (1) round of 120mm (HE), (1000) rounds 7.62mm (coax), and (175) rounds of .50 cal at a distance of 120m resulting in (3) AIF KIA. Sustained contact continued from Building 170 (b)(1)1.4a, (b)(1)1.4g in zone L6 and the unit requested GMLRS. The BDE XO authorized (1) GMLRS strike on the building resulting in no confirmed BDA, but all contact ceased. (b)(1)1.4a declared TIC complete at 0210. There were no injuries or damage to CF equipment.



(b)(1)1.4a, (b)(1)1.4g

E-6

ET6

~~SECRET//REL TO USA AND MCF//201702~~ (U)
UNCLASSIFIED

Eagles Nest Photos

Investigating Officer:

COL

b(3) b(6)

, Director Security Forces, CPATT, MNSTC-I, Baghdad, Iraq

TAB E-7

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b(1)1.4c

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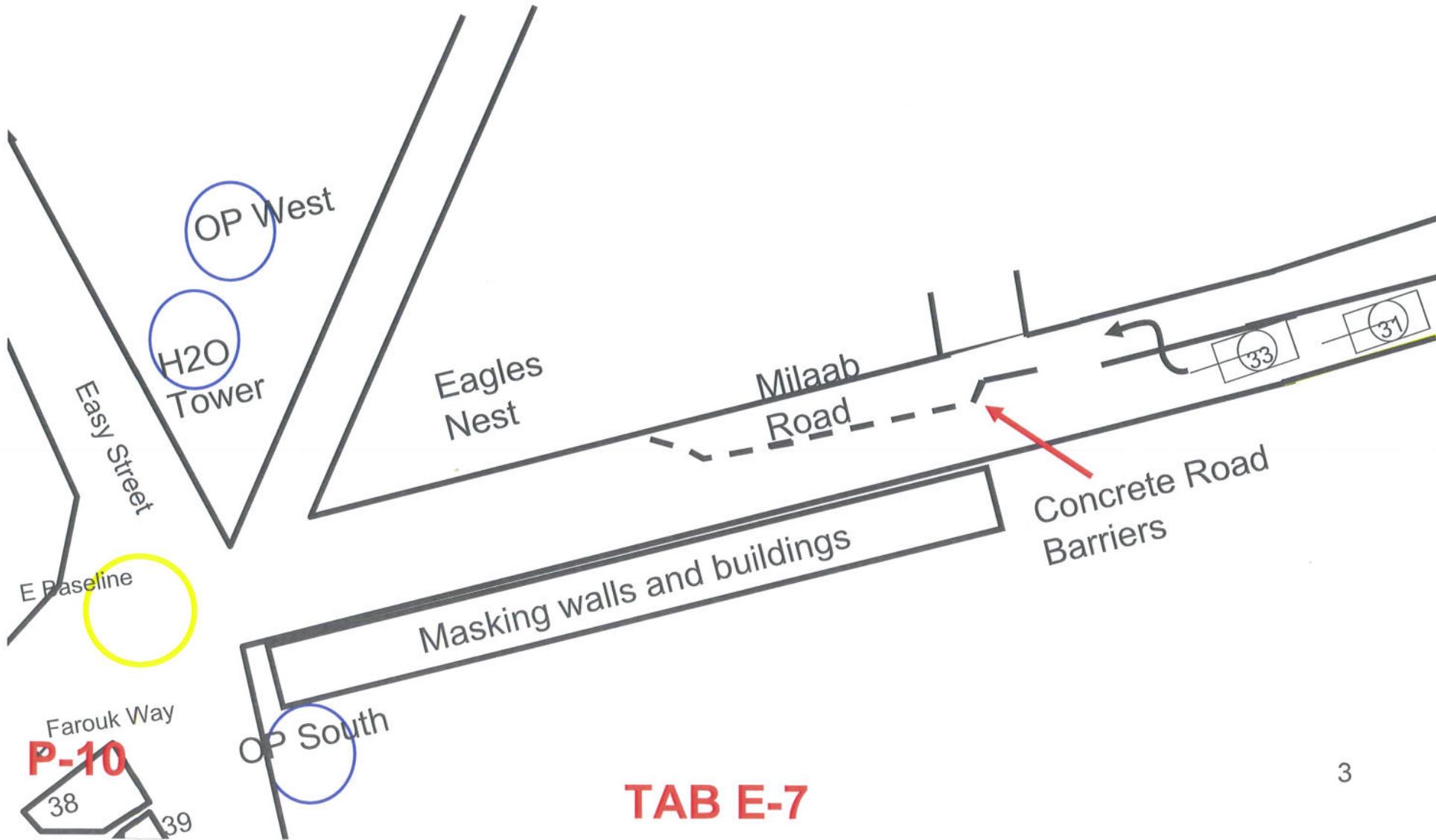
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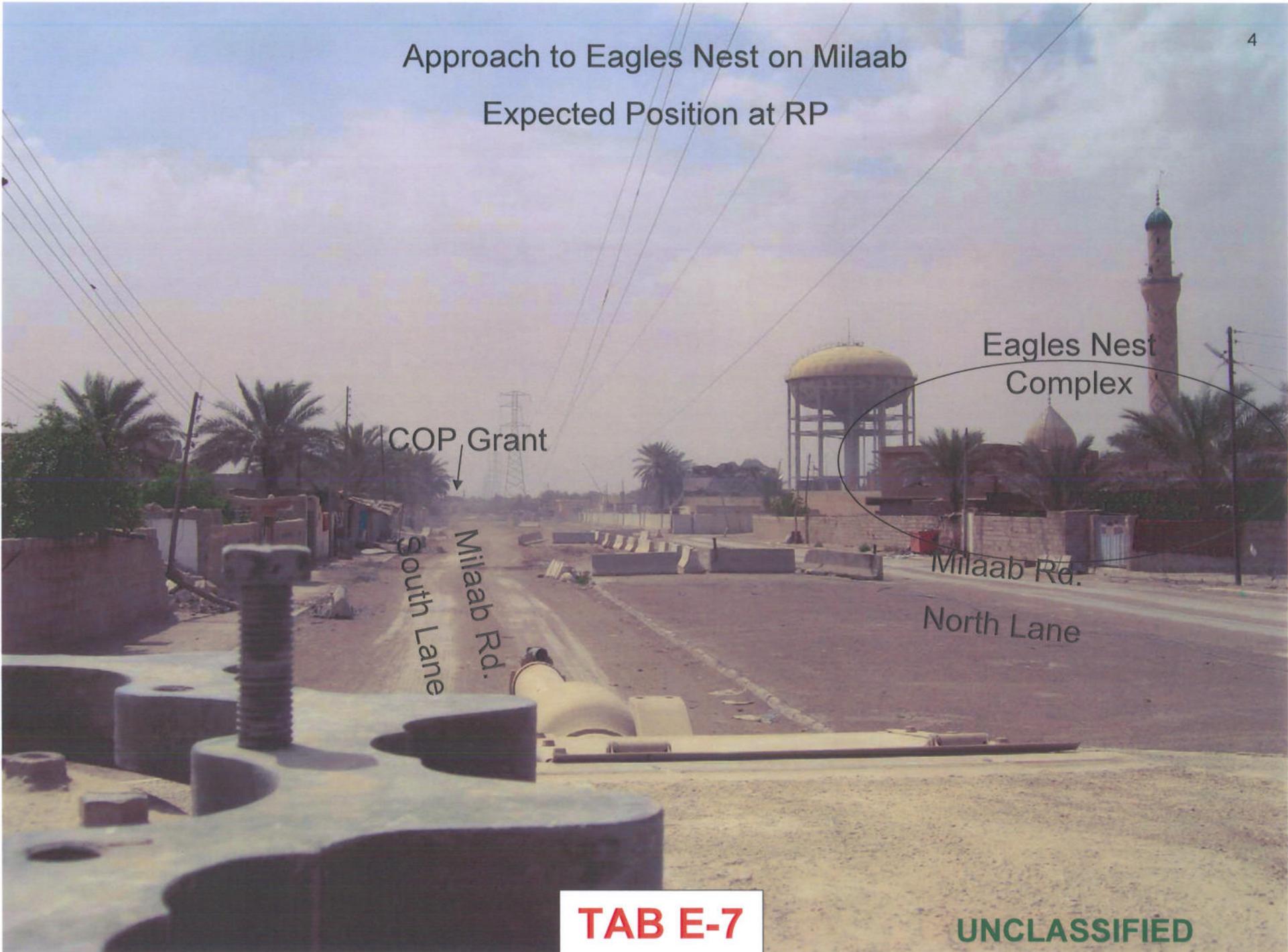
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Tank Approach (prior to RP at 0125 hrs)



TAB E-7

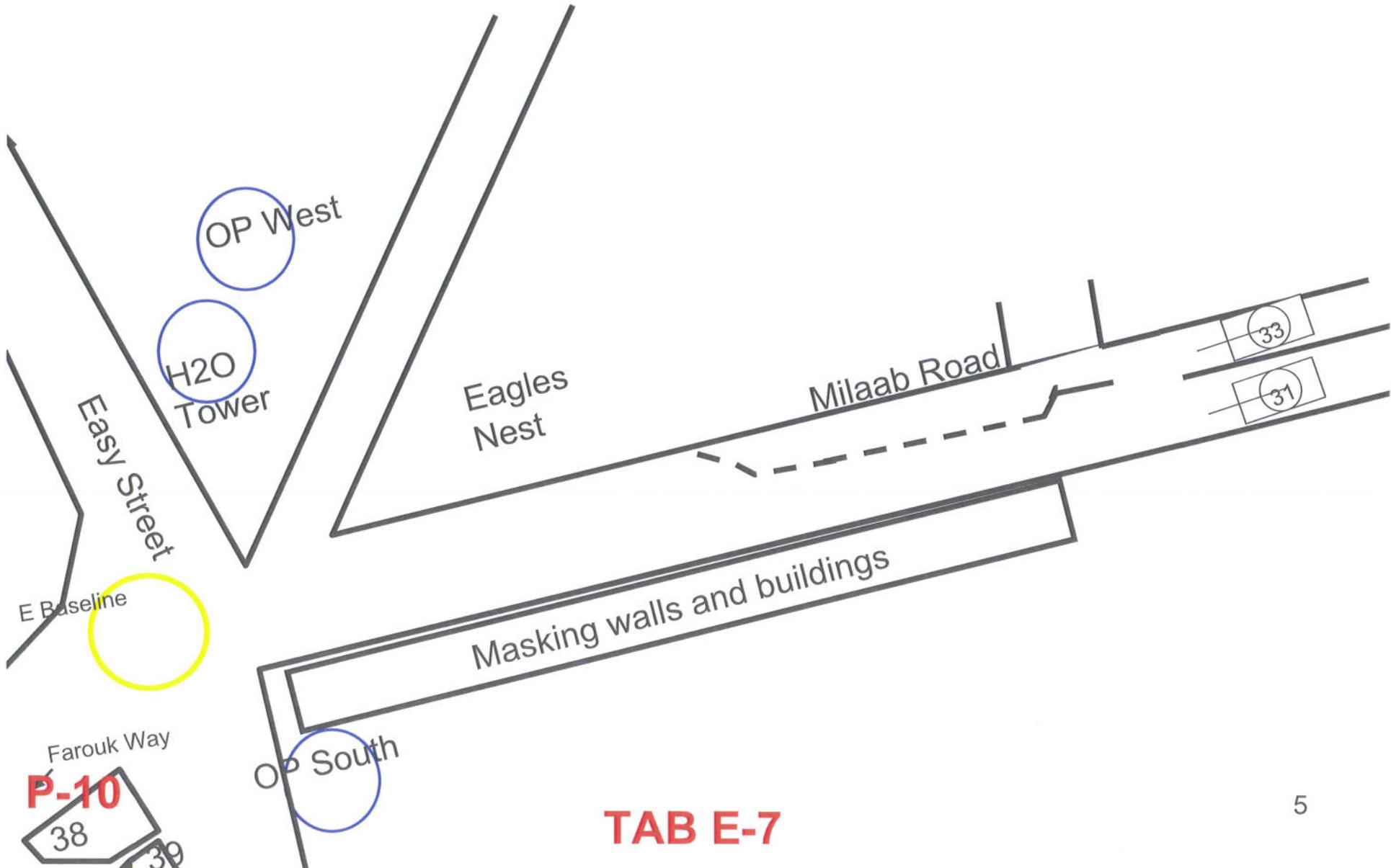
Approach to Eagles Nest on Milaab
Expected Position at RP



TAB E-7

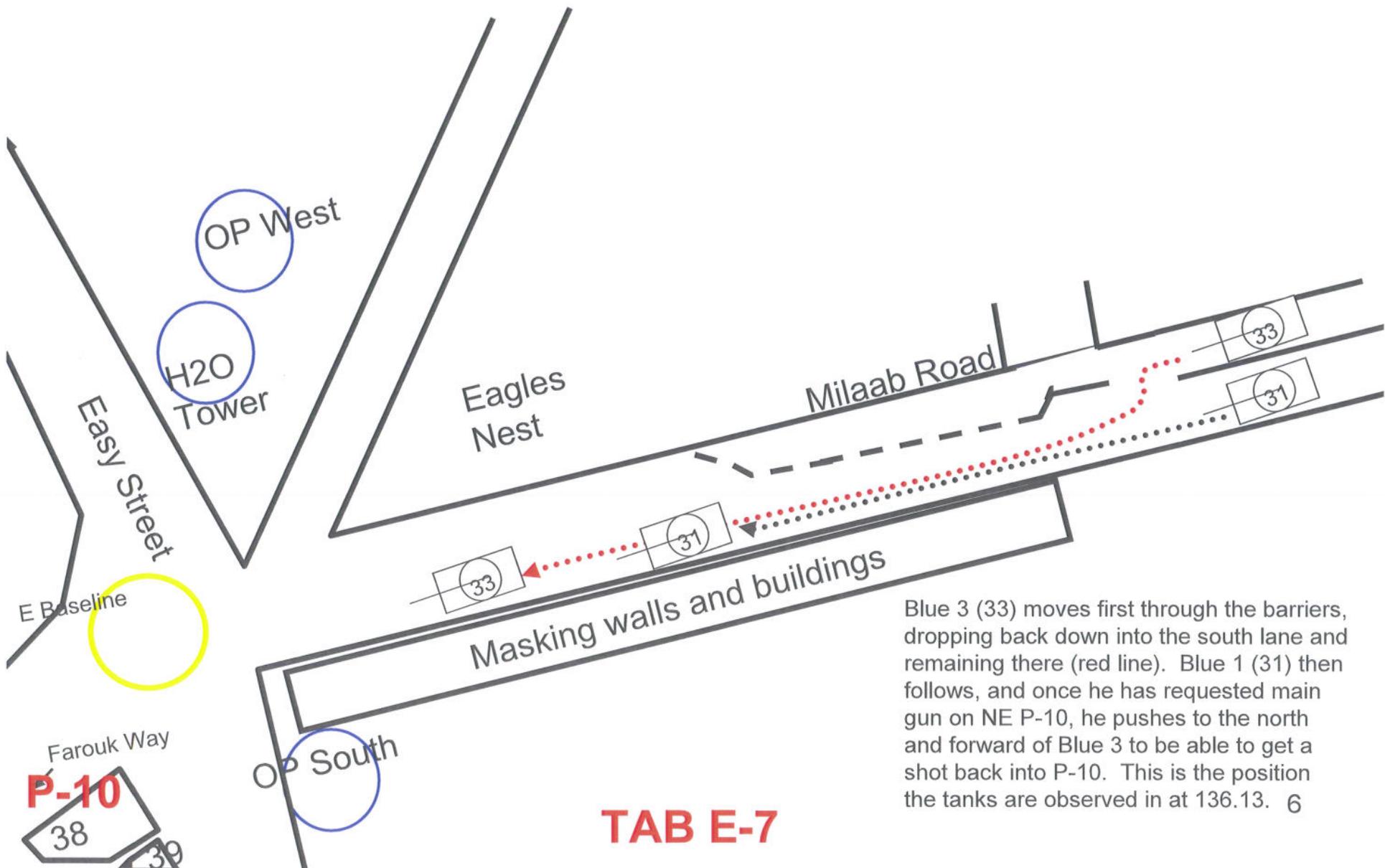
UNCLASSIFIED

Tank set at RP 0125 hrs (engaging west with coax NLT 0130 and awaiting the GMLRS strike)



TAB E-7

Tank movement and set following the GMLRS 0133-0136.13 hrs

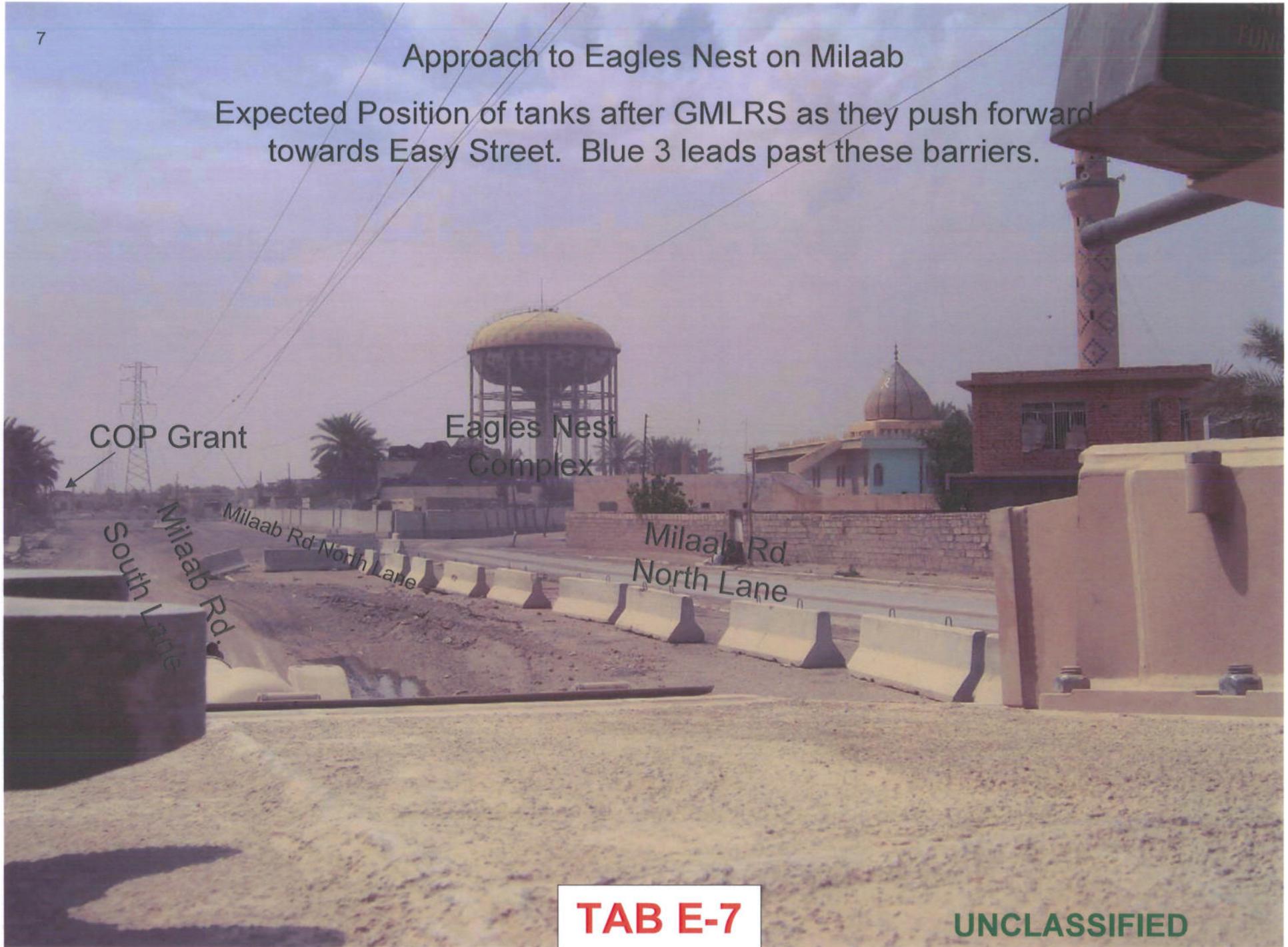


Blue 3 (33) moves first through the barriers, dropping back down into the south lane and remaining there (red line). Blue 1 (31) then follows, and once he has requested main gun on NE P-10, he pushes to the north and forward of Blue 3 to be able to get a shot back into P-10. This is the position the tanks are observed in at 136.13. 6

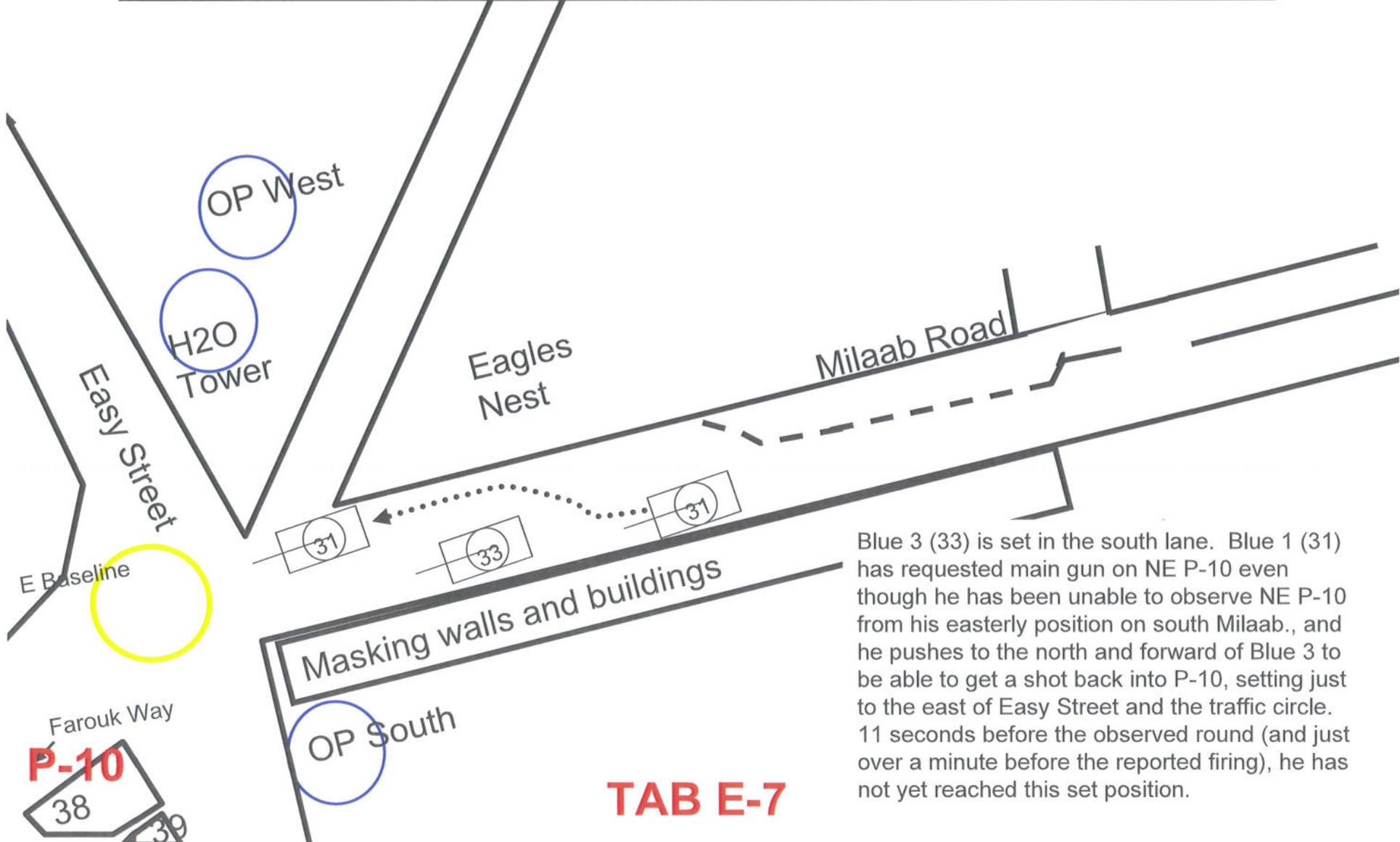
TAB E-7

Approach to Eagles Nest on Milaab

Expected Position of tanks after GMLRS as they push forward towards Easy Street. Blue 3 leads past these barriers.



Tank movement and set following after main gun approval
 (After 0136.13 hrs.) Note, that at 136.47, Blue 1 has still not reached this set position as the UAV views the intersection & he is not there.



Blue 3 (33) is set in the south lane. Blue 1 (31) has requested main gun on NE P-10 even though he has been unable to observe NE P-10 from his easterly position on south Milaab., and he pushes to the north and forward of Blue 3 to be able to get a shot back into P-10, setting just to the east of Easy Street and the traffic circle. 11 seconds before the observed round (and just over a minute before the reported firing), he has not yet reached this set position.

TAB E-7

Approach to Eagles Nest on Milaab

Expected Position of 33 as he initially sets. Also position as he later backs up to fix Coax Malfunction



COP Grant

Bldg 170

GMLRS TGT

Buildings/Walls Masking Fire into P-10.

Buildings Obstruct View of Grant but don't mask fire to the roof

South Lane

Milaab Rd.

Milaab Rd. North Lane

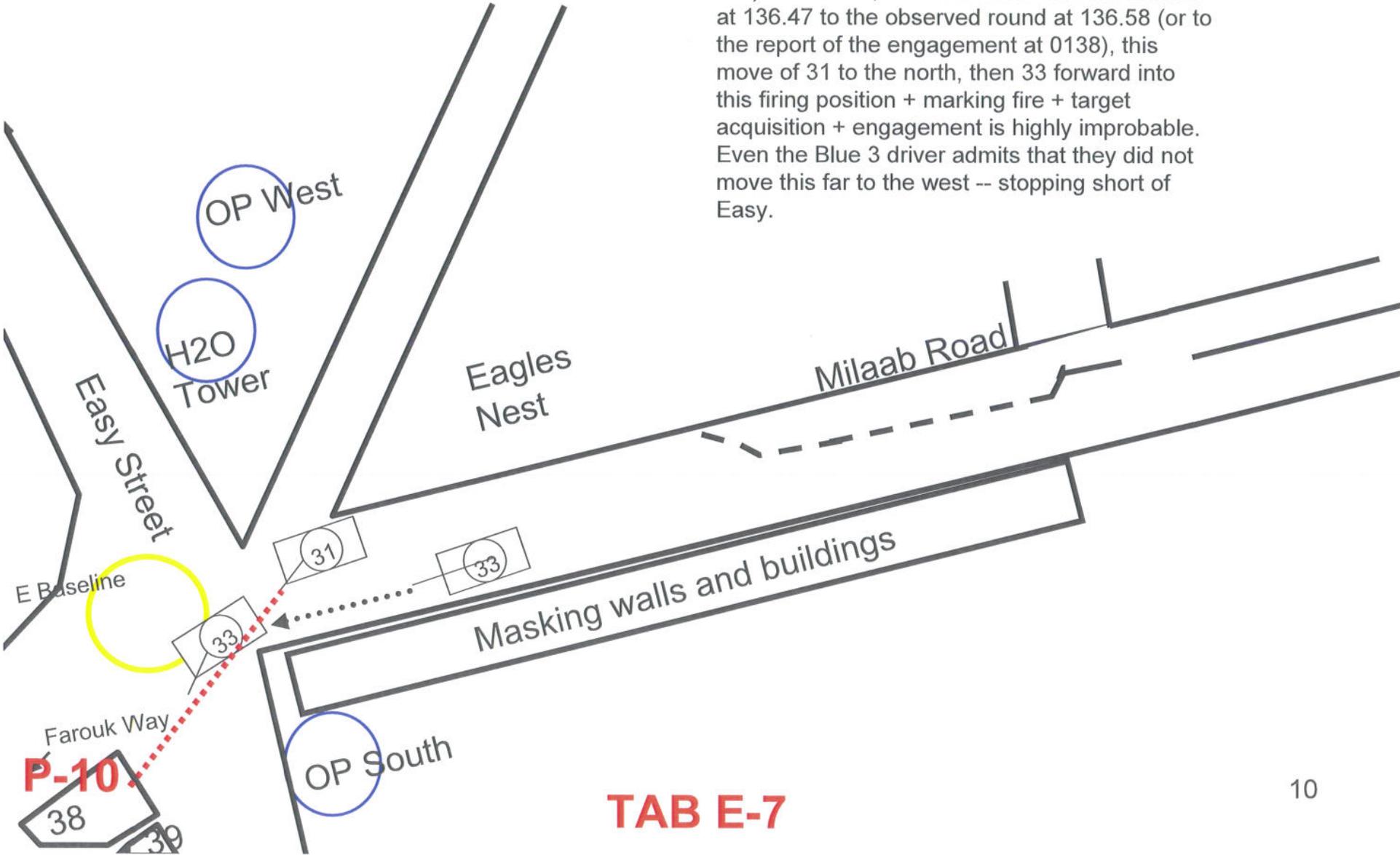
31 Ultimate Set Posn.

TAB E-7

UNCLASSIFIED

Tank alleged set after main gun approval as reported by the TCs

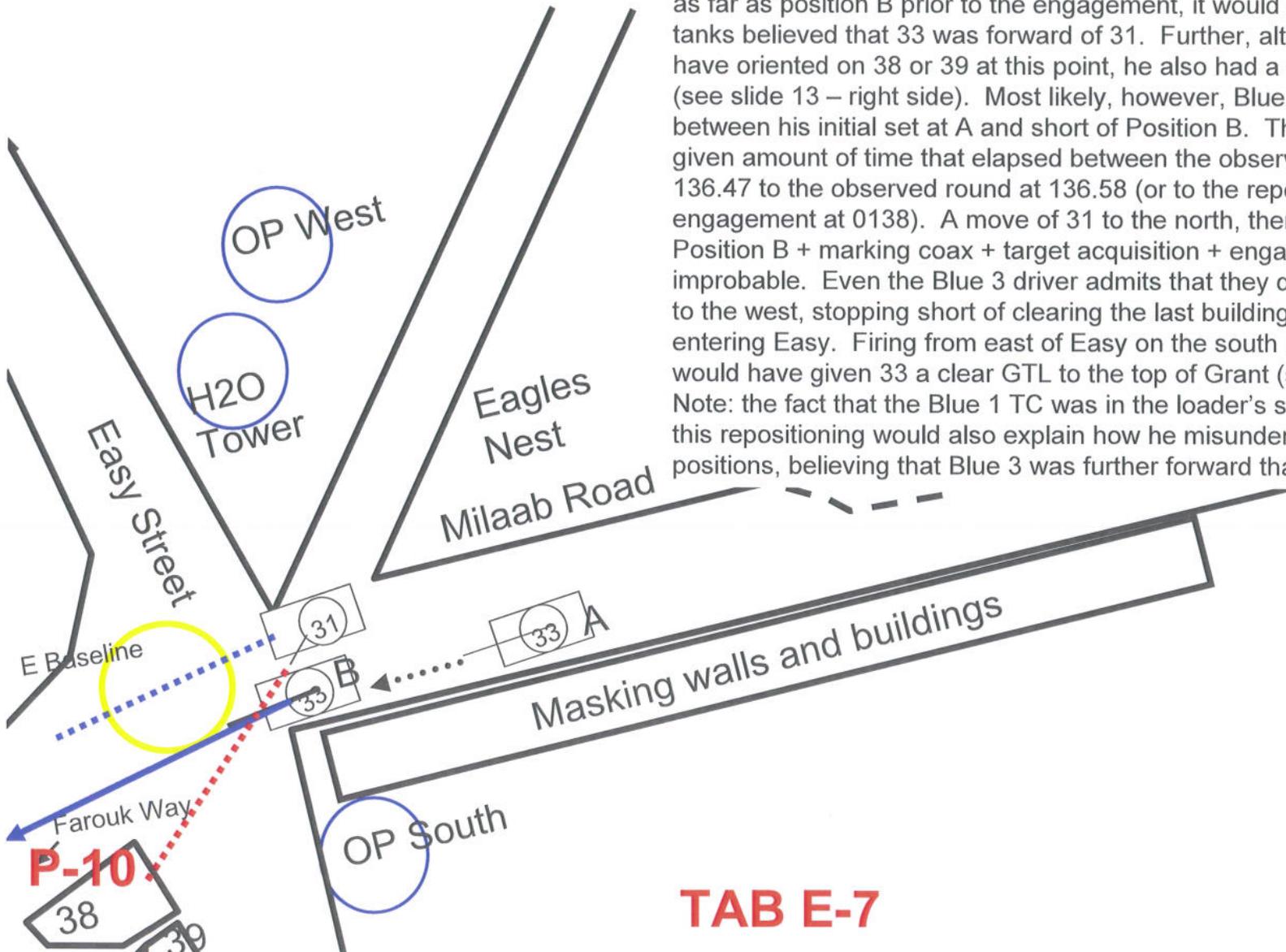
Tanks report that this was the positioning as 31 marked 137 (38) in NE P-10 w/ coax for 33 (red line). However, from the observed intersection at 136.47 to the observed round at 136.58 (or to the report of the engagement at 0138), this move of 31 to the north, then 33 forward into this firing position + marking fire + target acquisition + engagement is highly improbable. Even the Blue 3 driver admits that they did not move this far to the west -- stopping short of Easy.



TAB E-7

Most Likely Tank set after main gun approval

After Blue 1 confirmed that Blue 3 had identified the marking coax (red), he shifted focus and fire to the west (blue). If Blue 3 had pulled forward as far as position B prior to the engagement, it would explain why the tanks believed that 33 was forward of 31. Further, although he could have oriented on 38 or 39 at this point, he also had a clear GTL to Grant (see slide 13 – right side). Most likely, however, Blue 3 was somewhere between his initial set at A and short of Position B. This is most likely given amount of time that elapsed between the observed intersection at 136.47 to the observed round at 136.58 (or to the report of the engagement at 0138). A move of 31 to the north, then 33 forward into Position B + marking coax + target acquisition + engagement is highly improbable. Even the Blue 3 driver admits that they did not move this far to the west, stopping short of clearing the last building on Milaab and entering Easy. Firing from east of Easy on the south lane of Milaab would have given 33 a clear GTL to the top of Grant (slide 13 – left side). Note: the fact that the Blue 1 TC was in the loader's seat during much of this repositioning would also explain how he misunderstood their relative positions, believing that Blue 3 was further forward than he was.



TAB E-7

Approach to Easy on Milaab

Expected Position A (easternmost position of 33 as he Engages w/ Main Gun)

OP South

Bldg 38

Bldg 39

COP Grant

Bldg 170

GMLRS TGT

Buildings Obstruct View of Grant but don't mask fire to the roof

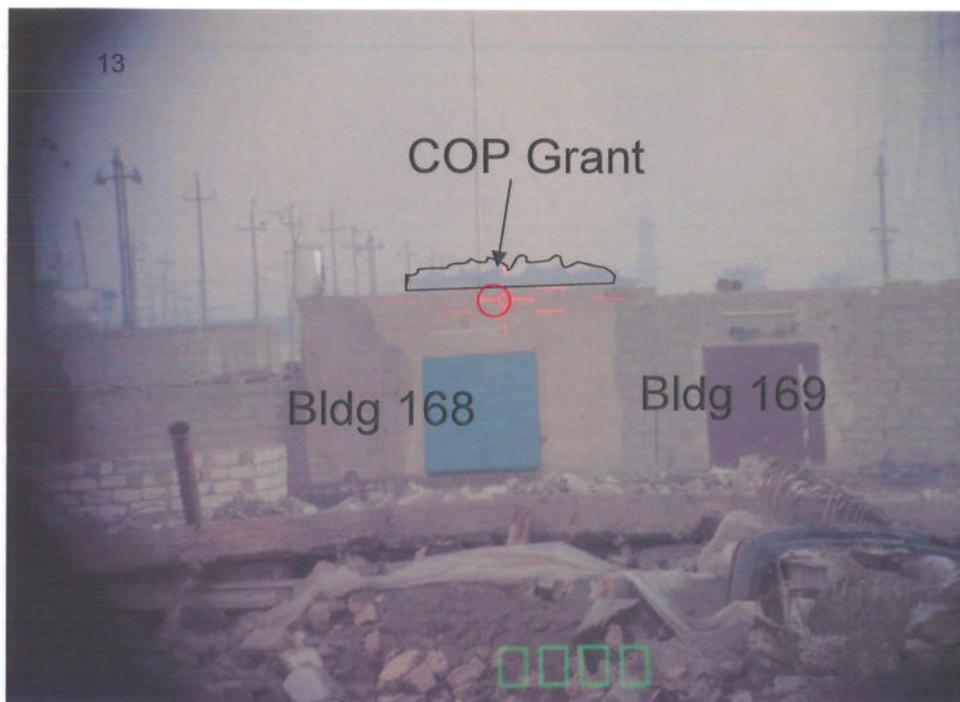
Buildings/Walls Masking Fire into P-10.

Milaab Rd.
South Lane

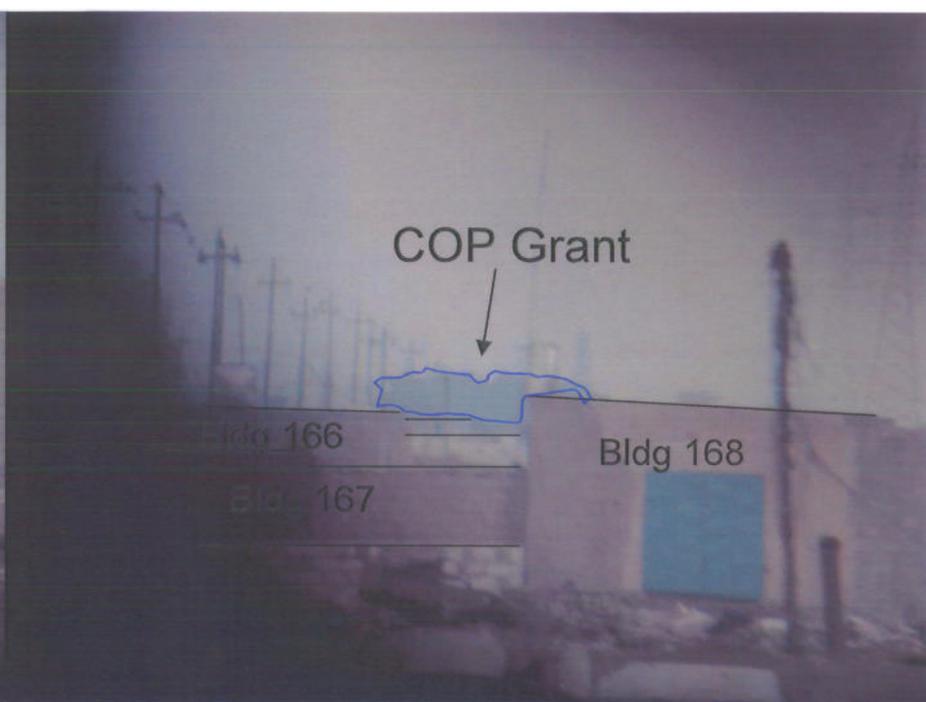
Milaab Rd.
North Lane

TAB E-7

UNCLASSIFIED



GTL from East of Easy on Milaab's South Lane. Note that Lase hits the very top of the near Building and returns 0000, indicating target is too close to lase w/ MG selected. From this position on Milaab, the distance is 110m to building 168. This is the same distance that SPC b(3) b(6) and SSG b(3) b(6) claim they got on a re-lase when they indexed coax. Both photos are taken from the gunner's primary sight (GPS).



GTL from the eastern corner of Easy when tucked in tight to the wall/building on Milaab's South Lane. Rooftops between the tank and Grant are highlighted, but the GTL is un-obscured all the way to Grant, w/ numerous rooftop positions for AIF between Blue 33 and Grant. If SSG b(3) b(6) had crested into Easy as claimed, this would be his western site picture.

Note false read from
lase of Grant – due
to camo nets?

Bldg 168

Bldg 169

05 10



Tank position in all 3 pics is east of Easy
from the southern lane of Milaab.
Gunner's Primary Sight, Daylight Mode,
10x



TAB E-7



This is the only damage that the GMLRS caused to building 170, a pump house. Not pictured, immediately below this hole is a deep well that absorbed the GMLRS blast, preventing it from having the desired effects. Note: this would also have prevented it from obscuring the battlefield with smoke, debris, and dust.

Bldg 170. Site of the GMLRS strike.

TAB E-7



If the 33 tank had pulled up into the traffic circle, this would be his sight picture. In the lower left, he would no longer be masked by buildings to his left and could engage into the NE corner of P10 (Bldg 38 pictured here). If his turret were rotated to the right, the gunner would have the sight picture (10x on GPS) pictured in the upper right. The upper left is the same view from the loader's hatch.

TAB E-7



TAB E-7

If the 33 tank had pulled up into the traffic circle, looking back to his left, his view would look like the photo of OP South (upper left hand corner). The upper right is a photo of OP South and the intersection of Milaab as viewed from building 170. The blue building is on the corner of Milaab and Easy. The lower left is a picture of OP South. Notice the 120mm hole and 25mm spalling in OP South from prior cross-fire incidents.