

TAB 12

SWORN STATEMENT

For use of this form, see AR 190-45; the proponent agency is PMG.

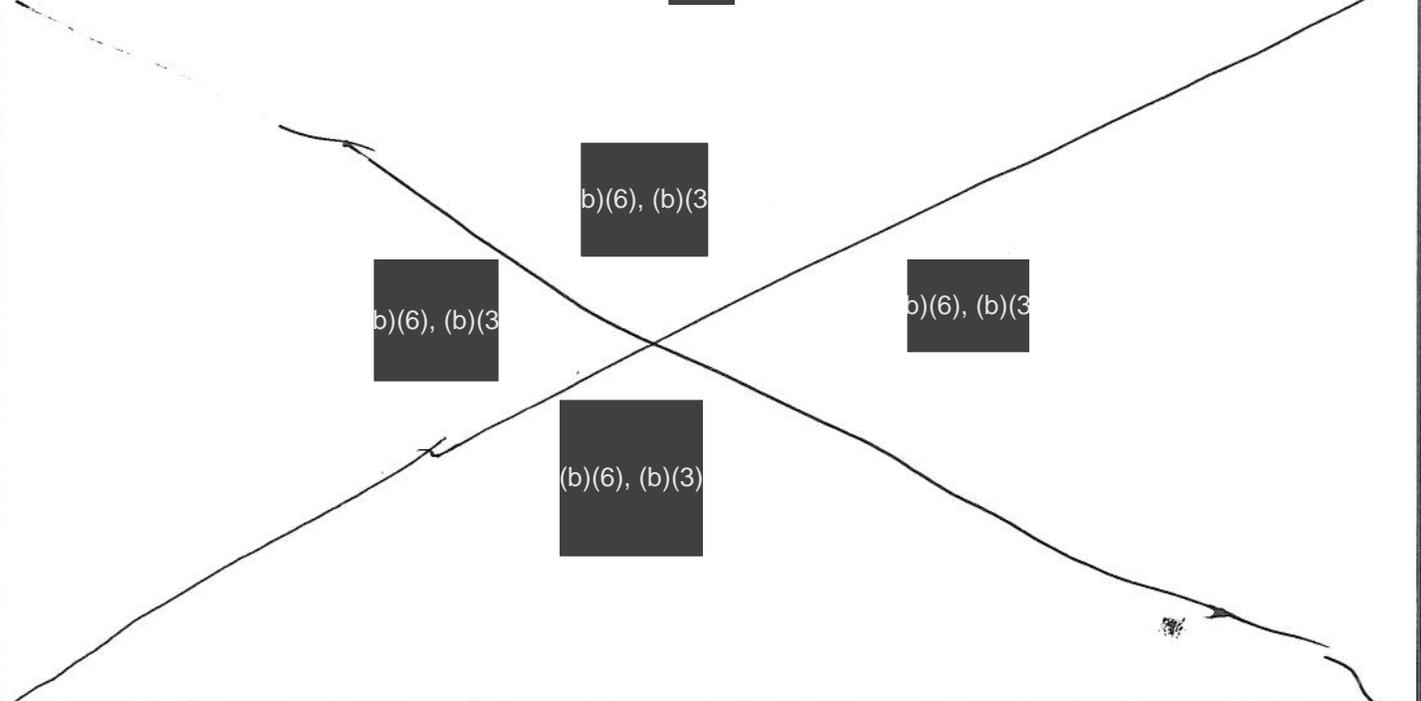
PRIVACY ACT STATEMENT

AUTHORITY: Title 10 USC Section 301; Title 5 USC Section 2951; E.O. 9397 dated November 22, 1943 (SSN).
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 COP CAHILL (6), (b)	2. DATE (YYYYMM) 2007/07/22 (3), (b)	3. TIME	4. FILE NUMBER
5. LAST NAME, FIRST NAME, MIDDLE NAME (b)(3), (b)(6) (3), (b)	6. SSN (b)(6), (b)(3)	7. GRADE/STATUS 02/1LT (3), (b)	
8. ORGANIZATION OR ADDRESS 1-15ACO 2nd PLT (3), (b)			

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

On 14 May 2007, while conducting operation beach yellow my position was assistant Platoon leader shadowing SFC (3), (b) because I deployed about a month after the rest of the company. SFC (3), (b) was the platoon leader and SSG (6), (b) was the PSG. The platoon dismounted about 50 meters before the Pepsi factory, the vehicles were so backed up we had to dismount because we could not travel by vehicle anymore. Once we were dismounted we traveled north on the road before of the Pepsi factory, to link up with 3rd platoon. While traveling up the road before the Pepsi factory SFC (3), (b) called LT (3), (b) to ask exactly where their PLT was located, he was informed that they weren't on the road we were traveling on, that they were east on rte croc about 100 meters in front of the forward most engineer vehicle. So we turned around and traveled back to route croc. Once on route croc SFC (3), (b) called 1LT (3), (b) again to confirm his current location and he told him they were in front of the forward most engineer vehicle. When we returned to rte croc, the vehicles were very and disorganized backed up, there were I.A tanks attempting to pass hmwv, Bradley's attempting to pass I.A vehicles. We began movement west on route croc, once we were about half way through the engineer convoy we received contact from the south side of the river, which SGT Gonzales was shot and killed. Once the gunfire came from the south side of the river everyone in the platoon did what they were taught to do in every training event we have ever conducted; seek cover and return fire. The platoon returned fire for about 3 or 4 seconds until it became apparent that there were friendly forces about 25 meters to the front left of our position. Once that was realized the command for cease fire was given by myself and the squad leaders. Once all fire was ceased I moved to the low ground where a element from 3rd platoon was located, as soon as I got to the low ground the fire started up again so I moved back to the high ground and gave the hand and arm signal as well as over the company net to cease fire. I moved back to the low ground to find SFC (3), (b) and a squad from 3rd platoon and SGT Dunkley laying on the ground with his IBA removed and bandages on his wounds. From there a medivac was called up for SGT Dunkley and SGT Gonzalez. Once they were picked up the company moved back to the road to continue mission (6), (b)



10. EXHIBIT	11. INITIALS OF _____ ON MAKING STATEMENT (3), (b)	PAGE 1 OF <u>2</u> 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 BE INDICATED.

STATEMENT OF

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

TAKEN AT Cop Cahill

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

DATED 2007/07/22

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

9. STATEMENT (Continued)

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

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

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

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

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

AFFIDAVIT

I, (b)(6), (b)(3) (b)(6), (b)(3), 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 INDUCEMENT.

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

(Making Statement)

WITNESSES:

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 22 day of JULY, 2007 at

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

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

CPT AR (Administering Oath)

A Co. 1-15 IN ORGANIZATION OR ADDRESS

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

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

H/C 1/15 IN ORGANIZATION OR ADDRESS

(Authority To Administer Oaths)

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

PAGE 2 OF 2 PAGES

LT

(e), (b)



14 MAY 2007 OPN BEACH YELLOW, 1-15 IN, 3/3ID



(b)(2) High

TIGRIS RIVER

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 COP Cahill, Iraq (3),(b)	2. DATE (YYYYMMDD) 2007/07/23 (3),(b)	3. TIME 2200 (3),(b)	4. FILE NUMBER
5. LAST NAME, FIRST NAME, MIDDLE NAME (b)(6), (b)(3) (3),(b)	6. SSN (b)(3),(b)(6)	7. GRADE/STATUS O-2 (3),(b)	
8. ORGANIZATION OR ADDRESS A Co, 1-15 IN, 3/3 ID (3),(b)			

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

Q: Did anyone ever give you a grid to the location of 3/A?
A: Not a grid, just a location - 50m-100m in front of the lead engineer vehicle.

Q: Did anyone ever tell which vehicle was the lead vehicle?
A: Yes, it was a Husky.

Q: Where was the link up point and how would it be recognizable?
A: The link up point was to be on the road in front of the lead engineer vehicle. A person from 3/A was supposed to be on the road.

Q: Did any engineer vehicles move after you were told about the link up?
A: I do not remember the engineer vehicles moving during the operation.

Q: Did you know 3/A was south of Route Croc?
A: I knew 3/A was operating on the south side of Route Croc.

Q: Where was SGT Gonzales when he was shot? Where was he facing?
A: SGT Gonzales was in the trail squad on the south side of Route Croc. He was facing south towards the sound of contact, facing the river.

Q: Did you see where SGT Gonzales was struck by the round? Where was the entrance wound?
A: I am not sure when SGT Gonzales was struck and I did not see his wounds.

Q: Did anyone positively identify the enemy? How? Where?
A: I did not. I don't remember anyone ever saying they did.

Q: Where was the platoon aiming when they returned fire?
A: All of the people on the south side of Route Croc returned fire directly to the south.

Q: What was the company and platoon direct fire plan?
A: Both vehicles and dismounted personnel were to stagger on the route and alternate their weapons orientation.

Q: What firing position was the platoon in when they returned fire?
A: Everyone was in the prone.

Q: Where was 3/A in relation to your fires?
A: They were directly to our south in the low ground.

Q: Why did you yell for the platoon to cease their fire?
A: I saw ACUs moving in the woodline about 25-30 meters to the south of Route Croc.

Q: Who fired the second volley when you went to check on 3/A? Why did they fire? Where were they firing?
A: When the second volley started, I could not see who was firing. I just ran up to the road and gave the call to cease fire. (6), (b)

10. EXHIBIT	11. INITIALS OF PERSON MAKING STATEMENT (3),(b)	PAGE 1 OF (3),(b) PAGES
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ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT OF _____ TAKEN AT _____ DATED _____"
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9. STATEMENT (Continued)

Q: What was the location of the National Police (NP) throughout this operation?

A: The NP vehicles were intermingled amongst our vehicles and their dismounts were to the northwest.

Q: Did the NP ever fire any rounds? If yes, in which direction?

A: I don't know if they ever fired any rounds.

Q: Did anyone control the platoon's fires? If yes, who and how?

A: No one controlled the fires. The firing did not last long enough to control the fires. The men just found cover and returned fire.

Q: Did you think contact came from where 3/A was located?

A: The contact came from the south. It sounded like it came from the other side of the river.

Q: Did you ever see SGT Dunkley's wounds? If yes, describe them?

A: I only saw that SGT Dunkley had a chest wound and that the wound had a bandage on it.

Q: How close was 3/A to Route Croc?

A: 3/A was about 25 meters from the road

Q: Describe the slope from Route Croc to where 3/A was located. Is it possible to see and/or fire on 3/A from a prone position on Route Croc?

A: The slope was steep. It dropped 5 feet in elevation just two feet from the road. To fire on 3/A you have had to intentionally point your weapon downward.

Q: Do you think you or anyone from 2/A ever accidentally fired on 3/A? Explain.

A: No, I don't think 2/A ever fired on 3/A. It's possible, but it is unlikely anyone fired to the low ground because our contact came from the direction of the river.

Q: What have you told anyone about the incident?

A: I have talked to people and none of them think it was a friendly fire incident.

Q: Have you ever spoken to anyone who believes a friendly fire incident occurred? If yes, what did he say?

A: I have never spoken with anyone who thought we had a friendly fire incident (6), (b)

-----END OF STATEMENT-----

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

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

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

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

AFFIDAVIT

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

(3), (b)

, HAVE READ OR HAVE HAD READ TO ME THIS STATEMENT

WHICH BEGINS ON PAGE 1, AND ENDS ON PAGE (b)(6), (b)(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)(3)

(Taking Statement)

WITNESSES:

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

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 23^d day of July, 2007 at COP Cabill Iraq

Acc 1/15 IN ORGANIZATION OR ADDRESS

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

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

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

Acc 1-15 IN ORGANIZATION OR ADDRESS

Battalion XO (Authority To Administer Oaths)

INITIALS OF PERSON MAKING STATEMENT

(3), (b)(3)

PAGE 2 OF (3), (b) PAGES

TAB 13

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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DISCLOSURE: Disclosure of your social security number is voluntary.

1. LOCATION COP CLAIRE, IRAQ	2. DATE (YYYYMMDD) 2007/07/22	3. TIME 1435	4. FILE NUMBER
5. LAST NAME FIRST NAME MIDDLE NAME (b)(3),(b)(6)	6. SSN (b)(3),(b)(6)	7. GRADE/STATUS SFC	
8. ORGANIZATION OR ADDRESS HHC 1/15 IN			

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

On 14 May 2007, we were conducting combat operations in conjunction with the National Police during Operation Beach Yellow II, 2nd Plt, A 1/15 In was lined up along route Croc when our Commander CPT (b)(3), (b)(6) told us to dismount and link up with 3rd Plt vicinity (b)(2)High After dismounting, 1st and 2nd SQD proceeded to move along route croc while the rest of the vehicles stayed on the road. After arriving at the village we made radio contact with 3rd Plt and they told us that they were in front of the convoy by the engineer vehicle. At that time we turned around, went back past the Pepsi factory and back to route Croc. As we were walking along Croc we starting receiving small arms fire from acrosss the river. My Platoon got down and started returning fire toward the river, seconds later we started receiving small arms fires from the other side of the road along the palm groves. After about a minute of firing, 1LT (b)(3), (b)(6) came back running to tell us to cease fire because we had friendlies around the curve on front of us. After the cease fire, we realized SGT Gonzalez was shot, we pulled him behind a vehicle and started administering first aid. He was then evacuated along with other personnel from 3rd Plt that were wounded. After all personnel were evacuated we were told to continue the mission.

NOTHING FOLLOWS

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

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

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

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

10. EXHIBIT	11. INITIALS OF PERSON MAKING STATEMENT (b)(6), (b)(3)	PAGE 1 OF <u>2</u> 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 BE INDICATED.

9. STATEMENT (Continued)

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

AFFIDAVIT

I, (b)(6), (b)(3), HAVE READ OR HAVE HAD READ TO ME THIS STATEMENT WHICH BEGINS ON PAGE 1, AND ENDS ON PAGE _____. 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)(3)

(Making Statement)

WITNESSES:

2LT (b)(6), (b)(3)
HHC 1-15th IN 3/3 ID US Army

ORGANIZATION OR ADDRESS

SGT (b)(6), (b)(3)
HHC

ORGANIZATION OR ADDRESS

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 22nd day of July, 2007 at COP Cahill, Iraq

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

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

Battalion KO
(Authority To Administer Oaths)

TAB 14

SWORN STATEMENT

For use of this form, see AR 190-45; the proponent agency is PMG.

PRIVACY ACT STATEMENT

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DISCLOSURE: Disclosure of your social security number is voluntary.

1. LOCATION (b), (b) COB CAHILL
2. DATE (YYYYMMDD) (b), (b) 2007 07 22
3. TIME (b), (b) 1030
4. FILE NUMBER
5. LAST NAME, FIRST NAME, MIDDLE NAME (b), (b) (b)(6), (b)(3)
6. SSN (b), (b) (b)(6), (b)(3)
7. GRADE/STATUS (b), (b) E-6 / ACTIVE
8. (b)(3), (b) A Co 1-15 INF

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

WHILE CONDUCTING MISSION BEACH YELLOW ON 14 MAY 2007, 2ND PLATOON ALPHA COMPANY CONSISTING OF 2 DISMOUNTED INFANTRY SQUADS RECEIVED THE ORDERS TO MOVE FORWARD AND LINK UP WITH THE COMPANY COMMANDER ON ROUTE CROC. AS WE BEGAN OUR MOVEMENT BLUE 1, CALLED ON THE RADIO AND STATED THAT THEY WERE JUST AHEAD OF THE LEAD ENGINEER VEHICLE IN THE LOW GROUND. AS WE CONDUCTED OUR DISMOUNTED MOVEMENT ON ROUTE CROC WE BEGAN TO RECEIVE SMALL ARMS FIRE FROM ACROSS THE RIVER. THE FIRST INITIAL ROUNDS WERE ONLY 3 TO 4 ROUNDS. 2ND PLATOON DISMOUNTED SOLDIERS DROPPED AND RETURNED FIRE ACROSS THE RIVER. I WAS ABOUT 2 STEPS BEHIND THE ENGINEER ACE VEHICLE SO I MOVED THERE. I CAN SAY WITHOUT ANY DOUBT THAT THE FIRST 3 TO 4 ROUNDS FIRED FROM ACROSS THE RIVER BECAUSE AS I MOVED BEHIND THE ACE I OBSERVED SGT. GONZALEZ GET IN THE PRONE POSITION (b), (b), AS I TOOK COVER THE SQUAD ON THE LEFT SIDE OF THE ROAD BEGAN TO RECEIVE SMALL ARMS FIRE I TOLD THEM TO STAY BEHIND COVER AND NOT TO FIRE BECAUSE I KNEW THE NATIONAL POLICE WAS IN THAT AREA. I THEN HEARD SFC (b)(6), (b)(3) AND OTHER SOLDIERS SCREAMING THAT SGT. GONZALEZ WAS HIT AT THE SAME TIME LT (b)(6), (b)(3) WAS SCREAMING CEASE FIRE. WHEN I MOVED TO SGT GONZALEZ HE WAS LAYING IN THE PRONE FACING THE RIVER ON TOP OF HIS WEAPON MYSELF AND ANOTHER SOLDIER PULLED HIM BACK BEHIND THE ACE VEHICLE TO BEGIN FIRST AID. LT (b)(6), (b)(3) CAME UP TO ME AND TOLD ME TO MOVE A SQUAD DOWN TO THE RIVER TO COVER 3RD PLATOON BECAUSE THEY HAD SOLDIERS THAT WERE HIT I MOVED A SQUAD DOWN AND LINKED UP WITH SFC (b)(6), (b)(3) I REMEMBER LOOKING TOWARD THE LEAD ENGINEER VEHICLE BUT WAS SHOCKED WHEN LT (b)(6), (b)(3) STOPPED SHORT AND WENT INTO THE LOW GROUND. I PLACED THE SQUAD IN POSITION AND HELPED WITH FIRST AID.

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

ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT OF (b)(6), (b)(3) TAKEN AT (b)(6), (b)(3) DATED (b)(6), (b)(3)
THE BOTTOM OF EACH ADDITIONAL PAGE MUST BEAR THE INITIALS OF THE PERSON MAKING THE STATEMENT, AND PAGE NUMBER MUST BE BE INDICATED.

SWORN STATEMENT

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1. LOCATION COP Kayhill (3),(b)
2. DATE (YYYYMMDD) 20070722 (3),(b)
3. TIME 0945 (3),(b)
4. FILE NUMBER
5. LAST NAME FIRST NAME MIDDLE NAME (b)(6), (b)(3)
6. GRADE/STATUS E-6/SSC (3),(b)
7. ORGANIZATION OR ADDRESS A Co 1-15 IN (3),(b)

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

On 14 May 2007 2nd PLT A Co 1-15 INF Conducted Operation Beach Yellow along w/TF 1-15 and attached Iraqi National Police. Initially we moved towards Dereea 1 on North side of the Pepsi Factor. We were then informed to move back to Route Croc and link up with 3rd PLT who had pushed past EOD vehicles. We proceeded towards Croc and started movement with My Alpha team consisting of CPL (b)(3),(b)(6) PFC (b)(3),(b)(6) PFC (b)(6), (b)(3) on the South side of Croc and SPC (b)(3),(b)(6) PFC (b)(3),(b)(6) and PFC (b)(6), (b)(3) on the North side of Croc. 2nd Squad followed behind with the 1st Sgt and attachments and SGM (b)(6), (b)(3) and East on Croc we received small arms contact from the South near the river. Immediately my alpha team returned fire and sought cover in the direction of the contact. All friendly soldiers were supposed to be further away by about 100 to 200 meters of EOD our furthest forward element from our platoon hadn't past EOD lead element at the time of contact. As I was assessing the situation I noticed while looking through my ACOG, barely through the thick brush on the side of the road, I noticed the leg of an American soldier and I immediately started yelling for a cease fire, at about the same time SSG (b)(6), (b)(3) from Blue Platoon was yelling to stop shooting. (b)(6), (b)(3) was also getting the cease fire command out. I moved down the line of my soldiers when I noticed that one soldier was hit it was SGT Gonzalez. I grabbed him and pulled him along with SPC (b)(6), (b)(3) to the North side of the Road to where our Medic was by the ACE vehicle. I then returned to where my squad was and then I was informed of the casualties in Blue Platoon to the south where our contact came from and (3),(b)

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

ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT OF [NAME] TAKEN AT [LOCATION] DATED [DATE]
THE BOTTOM OF EACH ADDITIONAL PAGE MUST BEAR THE INITIALS OF THE PERSON MAKING THE STATEMENT, AND PAGE NUMBER MUST 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)(3) TAKEN AT COB CAHILL (b)(3), (b) DATED 2007 07 22

9. STATEMENT (Continued)

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

INITIALS OF PERSON MAKING STATEMENT

(b)(3), (b)

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

STATEMENT OF (b)(6), (b)(3)

TAKEN AT CoB CAHILL (b)(3), (b)

DATED 2007 07 22

9. STATEMENT (Continued)

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

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

AFFIDAVIT

_____, HAVE READ OR HAVE HAD READ TO ME THIS STATEMENT WHICH BEGINS ON PAGE 1, AND ENDS ON PAGE _____. 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)(3)

WITNESSES:

(b)(3), (b)(6)
A Co 1-15 Inf

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

A Co LIS
ORGANIZATION OR ADDRESS

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 22nd day of July, 07 at CoB Cahill

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

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

(Ty) Battalion XO
(Authority To Administer Oaths)

INITIALS OF PER _____ STATEMENT

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

(b)(3), (b) PAGE 3 OF 3 PAGES



14 MAY 2007 OPN BEACH YELLOW, 1-15 IN, 3/3ID



(b)(2)High

TIGRIS RIVER

SWORN STATEMENT

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1. LOCATION (3),(b) COP Cahill	2. DATE (YYYYMMDD) (6), (b) (6), (b) (6), (b) (6) 2007/07/23 2200	4. FILE NUMBER
5. LAST NAME, FIRST NAME, MIDDLE NAME (3),(b) (b)(3),(b)(6)	6. SSN (b)(3),(b)(6)	7. GRADE/STATUS (3),(b) E-6
8. ORGANIZATION OR ADDRESS A Co, 1-15 IN, 3/3 ID		

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

Q: Did you know where the lead engineer vehicle was?
A: Yes, I had eyes on the lead engineer vehicle (3),(b)

Q: How many vehicles were on the road? Where? Whose?
A: There were a lot of vehicles. There were route clearance vehicles, M1151s, NP vehicles, and our M1151s and M2 (3),(b)

Q: Did the engineer vehicles move at any time?
A: No, they remained static (3),(b)

Q: Did you or anyone in 2/A know where 3/A was located? How?
A: Yes, we thought we knew where 3/A was. 3/A platoon leader reported on the radio he was just forward of the lead engineer vehicle (3),(b)

Q: Did you or anyone in 2/A have communications with 3/A? When was the last time your platoon had radio contact with 3/A?
A: Yes, we had communications. The PL and PSG were on the company net (3),(b)

Q: Where was the last known location of 3/A?
A: Our last report of their location was when we were near the Pepsi factory and the location remained just forward of the lead engineer vehicle (3),(b)

Q: Where was the link up point with 3/A and how would you recognize it?
A: The link up point was the lead vehicle on Route Croc (3),(b)

Q: How far east was the platoon when you received contact?
A: We were just west of the bend in the road to the north of the house (3),(b)

Q: What was the location and orientation of your platoon when you first received fire?
A: 2nd squad was in the lead with their Bravo Team on the south side of the route and the Alpha Team on the north side, then headquarters, then our trail squad was 1st (b)(3),(b)(6) their Alpha team on the south side of the route and the Bravo Team on the north side of the route. Everyone was oriented to the east (6), (b)(6)

Q: What firing position were people in when they returned fire?
A: Everyone returned fire from the prone position (6), (b)(6)

Q: Did you or anyone in the platoon ever positively ID the enemy? How?
A: No one ever positively identified the enemy. There was too much vegetation (3),(b)

Q: What was the company and platoon direct fire plan?
A: There was no direct fire plan because we had not anticipated dismounting that early. We were supposed dismount vicinity Dura'aiya 1.5, not the Pepsi factory (3),(b)

Q: How did you know the first 3-4 rounds came from across the river?
A: The rounds came from the south and passed in front of us. I could el by the audio, but I did not see any impacts. I heard the rounds pass in front of me (3),(b)

10. EXHIBIT	11. INITIALS OF PERSON MAKING STATEMENT (b)(3),(b)(6)	PAGE 1 OF (3),(b) 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 BE INDICATED.

STATEMENT OF (b)(6), (b)(3) TAKEN AT 2200 (b)(6), (b)(3) DATED 2007/07/23 (b)(6), (b)(3)

9. STATEMENT (Continued)

Q: Please give a cardinal direction when you refer to the left side of the road.

A: I mean the north side of the road (b)(6), (b)(3)

Q: From what direction were the Soldiers on the left side of the road receiving fire?

A: The Soldiers on the north side of Route Croc were receiving fire from the north. I was with them and I heard m103 impacting on the north side of M9 ACE as we were seeking cover from the fires to the south. I think it was the National Police who were firing in our direction (b)(3), (b)(6)

Q: Where did the squad take cover.

A: We tried to place people to the north of the ACE, but others found cover just off of the road. We told the teams on the north side to get behind a berm (b)(3), (b)(6)

Q: Where were the National Police (NP) located?

A: They were to the north and the northwest of our position (b)(3), (b)(6)

Q: Did they ever fire any rounds? If yes, in what direction?

A: Yes, they were firing in our direction (b)(6), (b)(3)

Q: Where was SGT Gonzales' location and orientation when you first received fire?

A: He was in the center of the trail squad. He moved to the south side of the road and oriented to the south (b)(6), (b)(3)

Q: When do you think SGT Gonzales was hit by a round?

A: I don't know when he was hit. I do know he was not hit by the first rounds that were fired. I saw him react to contact (b)(3), (b)(6)

Q: Why did LT (b)(3), (b)(6) yell for everyone to cease their fire?

A: I don't know why LT (b)(3), (b)(6) yelled cease fire (b)(3), (b)(6)

Q: Which side of the M9 ACE did you pull SGT Gonzales? Why?

A: We pulled him to the north side of the M9 ACE. We thought we would be safe from the fires coming from the south (b)(3), (b)(6)

Q: Why were you "shocked" in your last sworn statement?

A: I was shocked when I saw LT (b)(3), (b)(6) move south to link up with 3/A. I thought we had to move much further east before moving south to link up with them. I did not know we had forces to our south (b)(3), (b)(6)

Q: How far away from Route Croc was 3/A?

A: 3/A was 50m-75m away from Route Croc (b)(3), (b)(6)

Q: Did you ever see 3/A prior to firing your weapons?

A: No, no one knew 3/A was by the house (b)(3), (b)(6)

Q: Do you think that anyone ever accidentally engaged 3/A from Route Croc? Explain.

A: I don't know if anyone fired at 3/A. It is a possibility, but they should have been aiming across the river. The directions were to suppress across the river (b)(3), (b)(6)

Q: Did anyone in the platoon ever fire any rounds? In what direction?

A: A lot of people fired. They all fired to the south across the river (b)(3), (b)(6)

Q: Describe the slope of the ground from Route Croc to where 3/A was? Is it possible to see and/or fire on 3/A from the prone position on Route Croc?

A: The road drops off 10-15 feet within three feet from the road. It is a sharp drop off. Anyone in the prone cannot see 3/A because of the vegetation (b)(3), (b)(6)

Q: Have you talked with anyone who does think he may have fired on 3/A?

A: No, I have never spoken with anyone who thinks a friendly fire incident ever occurred (b)(3), (b)(6)

-----END OF STATEMENT-----

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

INITIALS OF PERSON MAKING STATEMENT

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

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

9. STATEMENT (Continued)

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

AFFIDAVIT

I, (b)(6), (b)(3), HAVE READ OR HAVE HAD READ TO ME THIS STATEMENT WHICH BEGINS ON PAGE 1, AND ENDS ON PAGE 3 (3), (b) 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,

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

WITNESSES:

(b)(6), (b)(3)
A Co 1-15
ORGANIZATION OR ADDRESS

(b)(6), (b)(3)
A Co 1-15
ORGANIZATION OR ADDRESS

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 23^d day of July, 2007 at (b)(6), (b)(3) (b)(6), (b)(3) Battalion 40 (Authority To Administer Oaths)

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

TAB 15

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).
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 COP Kayhill (b)(6), (b)(3)
2. DATE (YYYYMMDD) 20070722 (b)(6), (b)(3)
3. TIME 0945 (b)(6), (b)(3)
4. FILE NUMBER
5. LAST NAME FIRST NAME MIDDLE NAME (b)(6), (b)(3)
6. GRADE/STATUS E-6/SSG (b)(3), (b)(6)
7. ORGANIZATION OR ADDRESS A Co 1-15 IN (b)(6), (b)(3)

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

On 14 May 2007 2nd PLT A Co 1-15 INF Conducted Operation Beach Yellow along w/TF 1-15 and attached Iraqi National Police. Initially we moved towards Dereea 1 on North side of the Pepsi Factor. We were then informed to move back to Route Croc and link up with 3rd PLT who had pushed past EOD vehicles. We proceeded towards Croc and started movement with My Alpha team consisting of CPL (b)(3), (b)(6) PFC (b)(3), (b)(6), PFC (b)(6), (b)(3) and SPC (b)(6), (b)(3), PFC (b)(6), (b)(3) and PFC (b)(6), (b)(3) on the South side of Croc. 2nd Squad followed behind with the 1SG and attachments and SGM (b)(6), (b)(3) and East on Croc we received small arms contact from the South near the river. Immediately my alpha team returned fire and sought cover in the direction of the contact. All friendly soldiers were supposed to be (b)(3), (b)(6) further (b)(3), (b)(6) by about 100 to 200 meters of EOD our furthest forward element from our platoon hadn't past EOD lead element at the time of contact. As I was assessing the situation I noticed while looking through my ACOG, barely through the thick brush on the side of the road, I noticed the leg of an American soldier and I immediately started yelling for a cease fire, at about the same time SSG (b)(6), (b)(3) from Blue Platoon was yelling to stop shooting AT (b)(6), (b)(3) was also getting the cease fire command out. I moved down the line of my soldiers when I noticed that one soldier was hit it was SGT Gonzalez. I grabbed him and pulled him along with SPC (b)(6), (b)(3) to the North side of the Road to where our Medic was by the ACE vehicle. I then returned to where my squad was and then I was informed of the casualties in Blue Platoon to the south where our contact came from and (b)(3), (b)(6)

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

ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT OF (b)(3), (b)(6) TAKEN AT (b)(3), (b)(6) DATED (b)(3), (b)(6)
THE BOTTOM OF EACH ADDITIONAL PAGE MUST BEAR THE INITIALS OF THE PERSON MAKING THE STATEMENT, AND PAGE NUMBER MUST BE BE INDICATED.

STATEMENT OF (b)(6), (b)(3) TAKEN AT COP Kayhill (3), (b) DATED 2007 07 22 (3), (b)

STATEMENT (Continued)

(3), (b) We were repositioned to provide security for those (3), (b) casualties down in the low ground by the river until the medevac was complete. Actions that led up to the contact were detrimental to everything about this mission. We had what seemed to be the entire TF including Iraqi National Police moving along the Rte Croc and also trying to bypass each other on a small road making it impossible to control and caused a tremendous amount of confusion. When briefed to move to Croc all I was told was to link up with Blue that they had pushed ahead of EOD which was the lead element in our convoy but information was that vague. We did not know exactly where they were or how we were going to link up. I informed my Team leaders as best as I could and we initiated movement. On the map I illustrated my squad as the eastern most with 1st Squad and HQ attachment to the rear. I would have illustrated the vehicles better but there is not enough room on the map but there was a huge cluster that in no way could have resulted in a successful mission. Our Platoon vehicles got left behind because they couldn't push forward due to the large amount of vehicles in such a small area. Once the contact started SGT Gonzalez was hit and I could hear the sound of multiple rounds passing by my alpha team shot for about 15-20 seconds before the cease fire was initiated. There were still soldiers to the rear of our formation firing but when I got back to SGT Gonzalez to assess him as a casualty I stopped there firing and they all moved to the North side of Croc behind the ACE. I think the way the mission was planned and executed didn't go together. I don't remember anything (6), (b)

INITIALS OF PERSON MAKING STATEMENT

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

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

9. STATEMENT (Continued)

In the OP Order about vehicles leap frogging past each other and our Plt was briefed that EOD and Blue would clear Route and then we would clear Berea LS. We were not suppose to clear (b)(3), (b)(6) route Croc with them. When that decision was made there should have been more information put out about there location and location of all Friendly forces. END OF statement (b)(3), (b)(6)

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

AFFIDAVIT

I, _____, 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

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

(Making Statement)

WITNESSES:

(b)(6), (b)(3) _____
A Co 1-15 INF COB CANIL

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

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

A Co 1-15 Inf
ORGANIZATION OR ADDRESS

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 22nd day of July, 2007 at COP Cahill, Iran

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

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

Battalion XO
(Authority To Administer Oaths)

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

SSG

(b), (c)



14 MAY 2007 OPN BEACH YELLOW, 1-15 IN, 3/3ID



(b)(2)High

TIGRIS RIVER

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) .
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 COP Cahill, Iraq (b) (6), (b) (7)	2. DATE (YYYYMMDD) 2007/07/23	3. TIME 2200	4. FILE NUMBER
5. LAST NAME FIRST NAME MIDDLE NAME (b)(6), (b)(3)	6. SSN (b)(6), (b)(3)	7. GRADE/STATUS E-6	
8. ORGANIZATION OR ADDRESS A Co, 1-15 IN, 3/3 ID			

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

Q: Where was the link up point with 3/A and how would you recognize it?
A: We were never told of a link up point. Eventually we were supposed to link up with 3/A 100m-200m ahead of the EOD vehicles.

Q: Did anyone know details about the link up point? Who? What?
A: We did not have an exact reference point. for the link up.

Q: Did you/anyone know the link up point was not the FLOT?
A: We knew we had EOD vehicles in front of us, but we also had troops in front of those EOD vehicles.

Q: Who returned fire and in what direction?
A: The initial fires came from the south. I know our Alpha Team got in the prone and returned fire to the south. After the initial contact, we also received fire from the north, but we did not return fire to the north.

Q: Who was controlling fires? How?
A: CPL called out the direction of contact to try to control fires.

Q: What was the company and platoon direct fire plans?
A: There really was not a direct fire control plan because we dismounted early. The direct fire plan was challenged. We knew we had friendly forces to our north, east, and west, so we could not fire in those directions. There was no one to our south, so we could fire there.

Q: How close was 3/A from Route Croc?
A: I don't know how far away they were from the road. I couldn't say.

Q: What firing position was your squad in if/when they returned fire?
A: All of my men were in the prone position.

Q: What firing position were you in?
A: I took a knee to get a better view.

Q: What could you see from your firing position?
A: That is when I saw ACUs moving around when I looked through my ACOG.

Q: Why was 3/A yelling for your platoon to cease fire?
A: I don't know.

Q: Why was LT yelling to cease fire?
A: Because he saw friendly forces to our south.

Q: Which side of the M9 ACE did you pull SGT Gonzales to and why?
A: We pulled SGT Gonzales to the north side of the M9 ACE because the initial fire was coming from the south.

10. EXHIBIT	11. INITIALS	PERSON MAKING STATEMENT	PAGE 1 OF	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)(6), (b)(3) TAKEN AT 2200 (b)(6), (b)(3) DATED 2007/07/23 (b)(6), (b)(3)

9. STATEMENT (Continued)

Q: What was the orientation of SGT Gonzales when he was hit by a round?

A: He was facing to the south, where the initial contact came from.

Q: Did you see the entrance or exit wound on SGT Gonzales? If yes, where were they?

A: All I saw was a wound on the left side of his head next to his ear.

Q: Did you think your contact came from where 3/A was located?

A: I could not tell. I just know that it came from somewhere in the south.

Q: Did you/anyone in your platoon know the location of 3/A? If yes, how?

A: No.

Q: Did you see any of the engineer vehicles move after you dismounted?

A: They just started to move as we were moving to the link up site.

Q: Do you know where the National Police (NP) were throughout this operation?

A: I did not see the NPs except for their tanks on the road.

Q: Did the NP ever fire any weapons? If yes, in which direction?

A: I did not ever see them actually firing their weapons.

Q: In which direction were the rounds coming when they passed by your Alpha Team?

A: The rounds were coming from the south. They passed in front of us going to the north.

Q: In what direction were the trail elements firing when you told them to cease fire?

A: They were firing to the south.

Q: Do you think either you or anyone in your platoon ever accidentally engaged 3/A? Explain.

A: It didn't seem like my men were firing downward. I could not definitely tell if the squad fired at the house. I just know they fired south. I'm confident that my men would not have aimed at ACUs. The angle from the road was too great to fire on them. We were just trying to get 1m grazing fire. There is a chance it happened, but I really don't think it occurred.

Q: Have you ever talked to anyone who thinks a friendly fire incident occurred? If yes, what did he say?

A: I have talked with SGT (b)(3), (b)(6) from 3/A. He said he saw branches coming down from everywhere, but he did not think it was coming from 2/A.

There was a berm between the river and the house that provided good cover and concealment from anyone firing across the river. You could not see people unless they crested the berm. I used it to protect my squad for fires across the river. It was about chest high (b)(3), (b)(6)

-----END OF STATEMENT-----

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

INITIALS OF PERSON MAKING STATEMENT

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

9. STATEMENT (Continued)

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

AFFIDAVIT

I, (b)(6), (b)(3), HAVE READ OR HAVE HAD READ TO ME THIS STATEMENT WHICH BEGINS ON PAGE 1, AND ENDS ON PAGE 3, (b)(6), (b)(3) 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, (b)(6), (b)(3) CEMENT.

(b)(6), (b)(3)
(Signature of Person Making Statement)

v (b)(3), (b)(6)
ILT (b)(3), (b)(6)
ACO 1-15 IN
ORGANIZATION OR ADDRESS

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 23^d day of July, 2007 at COP Cabill, Iraq

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

(b)(6), (b)(3)
ACO 4/15 IN
ORGANIZATION OR ADDRESS

(b)(6), (b)(3)
Battalion XO
(Authority To Administer Oaths)

INITIALS OF PERSON MAKING STATEMENT

TAB 16

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).
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: COP CAHILL TRAQ (3),(b)(6)
2. DATE (YYYYMM): 20070722 (3),(b)(6)
3. TIME: 1100 (3),(b)(6)
4. FILE NUMBER:
5. (b)(6), (b)(3)
6. SSN: (b)(6), (b)(3)
7. GRADE/STATUS: E-5 / TEAMLEADER (6), (b)(6)
8. ORGANIZATION OR ADDRESS: Aco 1/15 (6), (b)(6)

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

ON 14 MAY 07, ACO 1/15 WAS CONDUCTING A MISSION IN DIERA. 2ND PLT WAS WALKING SOUTH ALONG RTE CROC. 2ND SQUAD WAS IN LEAD AND 1ST SQUAD WAS TRAIL. WE RECEIVED SMALL ARMS FIRE FROM THE WEST. WE ALL GOT DOWN AND RETURNED FIRE FOR ABOUT 15 SECONDS. AFTER THE SHOOTING STOPPED, I TOLD MY GUYS TO GET UP AND GET BEHIND THE VEHICLE FOR COVER. SPL (b)(3),(b)(6) WAS THE LAST ONE TO GET BEHIND THE VEHICLE. AS HE CAME AROUND THE CORNER OF THE VEHICLE HE SHOUTED THAT SGT GONZALES HAD BEEN HIT. I LOOKED AROUND THE CORNER OF THE VEHICLE AND SAW SGT GONZALES FACE DOWN, NOT MOVING ON THE SIDE OF THE ROAD. I SAW SSG (b)(6), (b)(3) RUNNING TOWARDS SGT GONZALES AND I TOLD MY GUYS TO STAY BEHIND THE VEHICLE. I RAN OUT TO SGT GONZALES. AS I WAS RUNNING I SHOT ABOUT 10 ROUNDS FOR SUPPRESSION. WHEN I GOT TO SGT GONZALES I FLIPPED HIM OVER ON HIS BACK AND NOTICED THAT HE WAS BLEEDING FROM HIS HEAD. I LOOKED AT SSG (b)(6), (b)(3) AND TOLD HIM THAT WE NEEDED TO GET SGT GONZALES BEHIND COVER. AT THAT POINT MYSELF AND SSG (b)(6), (b)(3) GRABBED SGT GONZALES AND PULLED HIM BACK BEHIND THE VEHICLE AND LEFT HIM WITH THE MEDIC PFC (b)(6), (b)(3)

10. EXHIBIT
11. INITIALS OF PERSON MAKING STATEMENT: (3),(b)(6)
PAGE 1 OF 2 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 BE INDICATED.

9. STATEMENT (Continued)

AFTER WE DROPPED SGT GONZALES OFF WITH THE MEDIL, I IMMEDIATELY STARTED SPREADING MY SQUAD OUT AND RE-POSITIONING THEM FOR SECURITY. I THEN WENT TO EACH SOLDIER TO MAKE SURE THEY WERE ALL RIGHT. CHK

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

AFFIDAVIT

I, (b)(6), (b)(3), HAVE READ OR HAVE HAD READ TO ME THIS STATEMENT WHICH BEGINS ON PAGE 1, AND ENDS ON PAGE 2 (b)(3), (b)(3) I 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

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

WITNESSES:

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

A Co 1-15 Inf

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

A Co 1-15 INF
ORGANIZATION OR ADDRESS

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 22nd day of July, 2007 at Cap Cathill base

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

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

Battalion 40
(Authority To Administer Oaths)

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



14 MAY 2007 OPN BEACH YELLOW, 1-15 IN, 3/3ID



(b) (2) High

TIGRIS RIVER

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).
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 COP Cahill, Iraq (b)(3), (b)(6)	2. DATE (YYYYMMDD) 2007/07/23 (b)(6), (b)(3)	3. TIME 2200 (b)(6), (b)(3)	4. FILE NUMBER
5. LAST NAME FIRST NAME MIDDLE NAME (b)(3), (b)(6)	6. SSN (b)(6), (b)(3)	7. GRADE/STATUS E-5 (b)(6), (b)(3)	

8. ORGANIZATION OR ADDRESS
A Co, 1-15 IN, 3/3 ID (b)(3), (b)(6)

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

Q: What squad are you in?
A: A Team/1st squad. The OOM was 2nd squad, HQ, and 1st squad. A Team was on the north side of Route Croc. (b)(3), (b)(6)

Q: You stated you received small arms fire from the west. Please explain.
A: I did not understand the orientation of the overhead imagery. Now that I know which way the picture is oriented, I would like to say that the initial contact came from the south, not the west. It sounded close, like it came from our side of the river. We received 7 or 8 bursts of fire from the south as the initial contact. (b)(3), (b)(6)

Q: Did you or anyone ever positively ID the enemy?
A: No, no one was ever able to positively ID the enemy. (b)(3), (b)(6)

Q: What firing position was your team in when they returned fire?
A: A Team never fired a round. We were on the north side of the road. The initial rounds fired at us were kicking up dust on the berm on the south side of Route Croc. There was no contact at all from the north. (b)(3), (b)(6)

Q: What vehicle did you get behind for cover and where was it?
A: We got on the north side of an engineer vehicle because all rounds were coming from the south. Reference the 1st sworn statement's diagram to see where the vehicle was located. (b)(6), (b)(3)

Q: In what direction did you fire your 10 suppressive rounds?
A: I fired the 10 rounds to the south over SGT Gonzales in order to extract him. (b)(6), (b)(3)

Q: Do you know when SGT Gonzales was struck by a round?
A: I did not see when he was struck, but his men say they saw him return fire. (b)(6), (b)(3)

Q: Where was the entrance and exit wounds on SGT Gonzales?
A: The entrance wound was directly over his left eyebrow, and the exit wound was just behind the left ear. His ballistic helmet also sustained damages towards the left rear (consistent with an exit wound). He was facing south when we was struck in the face. (b)(6), (b)(3)

Q: What was your platoon's direct fire plan?
A: We knew the NP were to the north so we could not fire to the north, and we had friendlies in front of us and to the rear. (b)(6), (b)(3)

Q: What was the National Police (NP) location?
A: The NP had vehicles on the road and they had their dismounted personnel present to our north. (b)(6), (b)(3)

Q: Did the NP ever fire any rounds? If yes, in what direction?
A: I do not remember receiving any fires from the north. I don't think the NPs fired at anybody. (b)(6), (b)(3)

10. EXHIBIT	11. INITIALS OF PERSON MAKING STATEMENT (b)(6), (b)(3)	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.

9. STATEMENT (Continued)

Q: Do you think you or anyone from 2/A ever accidentally fired on 3/A? Explain.
A: I can't speak for the 2nd squad, but I know my team did not fire at 3/A. We did not fire a round. (b)(6), (b)(3)
Q: Have you ever spoken to anyone who believes a friendly fire incident occurred? If yes, what did he say?
A: I have never spoken with anyone who claims to have seen a friendly fire incident occur (b)(6), (b)(3)

-----END OF STATEMENT-----

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

AFFIDAVIT

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

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

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 23rd day of July, 2007 at COP Cabell team

(b)(3), (b)(6)
1700 1-15
ORGANIZATION OR ADDRESS

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

(b)(6), (b)(3)
Aco 1-15
ORGANIZATION OR ADDRESS

(b)(6), (b)(3)
Battalion XO
(Authority To Administer Oaths)

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

TAB 17

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).
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 Carhill	3),(b)	2. DATE (YYYYMMDD) 20070722	(6), (b)	TIME 1045	4. FILE NUMBER
5. LAST NAME FIRST NAME MIDDLE NAME (b)(6), (b)(3)	(b)(3), (b)(6)	6. SSN (b)(3), (b)(6)	(b)(3), (b)(6)	7. GRADE/STATUS E-4 / CPL.	(3), (b)

Acc 1-15 IN (3),(b) (b)(6), (b)(3) WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH:

On the 14th of May Operation Beach Yellow, as being the team leader I was walking point on RT Croc as we came to the bend in the road, my team and I received small arms fire coming from the river side going across the street. As my team got down and returned fire, small arms was coming from the direction of the house. I looked at my squad leader who was about 25 meters behind me to get the go ahead to take the house, as I turned back towards the house I saw SSG (b)(6), (b)(3) come running to the road that leads to the house yelling scese fire. I turned back to yell scese fire, my squad leader SSG (b)(6), (b)(3) then told my team to push up and pull security towards the river, inside the compound where Blue platoon was at. The information that was pushed down was Blue platoon was 200 meters in front of the engineers. At the bend in the road was the lead vehicle of the engineers and blue platoon was no where near 200 meters past. Our vehicles couldn't come up to aid us because there was a huge cluster on RT Croc so our Breds were left behind in the rear. As my squad was pulling inside security towards the river. After we got the wounded out my squad pulled out and continued mission. End of Statement. (3),(b)

~~nothing follows (3),(b) nothing further (3),(b) nothing follows (3),(b) nothing follows (3),(b)~~

10. EXHIBIT	(b)(3), (b)(6)	INITIALS OF PERSON MAKING STATEMENT	(3),(b)	PAGE 1 OF 1	ES
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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 BE INDICATED.

9. STATEMENT (Continued)

Nothing follows
Nothing follows
Nothing follows
Nothing follows
(b)(6), (b)(3)

(3), (b) AFFIDAVIT

I, (b)(6), (b)(3), HAVE READ OR HAVE HAD READ TO ME THIS STATEMENT WHICH BEGINS ON PAGE 1, AND ENDS ON PAGE 2, (b)(6), (b)(3) 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 (b)(6), (b)(3)

WITNESSES:

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

A Co HIS IN
ORGANIZATION OR ADDRESS

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 22nd day of July, 2007 at COP Cayhill
(b)(6), (b)(3)
(b)(6), (b)(3)
Dattalion XO
(Authority To Administer Oaths)



14 MAY 2007 OPN BEACH YELLOW, 1-15 IN, 3/3ID



(b) (2) High

TIGRIS RIVER

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).
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 COP Cahill, Iraq	(3),(b)	2. DATE (YYYYMMDD) 2007/07/23	(3),(b)	3. TIME 2200	(3),(b)	FILE NUMBER
5. LAST NAME, FIRST NAME, MIDDLE NAME (b)(6), (b)(3)	(3),(b)	6. SSN (b)(3),(b)(6)	(3),(b)	7. GRADE/STATUS E-4	(3),(b)	
8. ORGANIZATION OR ADDRESS A Co, 1-15 IN, 3/3 ID	(3),(b)					

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

Q: Did you know where 3/A's location was at any time during the operation?
A: Our chain of command told us that 3/A was 200m in front of the lead engineer vehicle.

Q: Where did you think the link up point was and how were you supposed to recognize it?
A: I did not know there was a link up point.

Q: Were you planning on continuing movement east along Route Croc before you received fire?
A: We were going to move to Dura'aiya 1.5 to clear the town.

Q: Did you believe that the small arms fire originated from the small house?
A: I think the initial contact originated from the northeast corner of the small house.

Q: How far was the house from Route Croc?
A: The house was a maximum of 50m from the road. It was hard to tell.

Q: What did you mean by "go ahead to take the house" from your first sworn statement?
A: I meant to enter and clear the house.

Q: Did anyone in your platoon fire rounds? If yes, in what direction?
A: Alpha Team was the lead team of the platoon. We dropped on Route Croc and returned fire to the northeast corner of the house.

Q: Who said 3/A was 200m in front of the lead engineer vehicle?
A: The chain of command told us this.

Q: Do you think you or anyone from 2/A ever accidentally fired on 3/A? Explain.
A: Absolutely not. We were elevated too high to do that. There was no way to see or place fire on 3/A because we were too elevated.

Q: Have you ever spoken to anyone who believes a friendly fire incident occurred, what did he say?
A: I have not talked with anyone who thinks a friendly fire incident had occurred (3),(b)(6)

-----END OF STATEMENT-----

10. EXHIBIT	11. I (3),(b) OF PERSON MAKING STATEMENT	PAGE 1 OF 2 (3),(b)(6)
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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. (3),(b)(6)

9. STATEMENT (Continued)

Nothing further
Nothing further
(b)(6), (b)(3)
Nothing follows
Nothing follows

AFFIDAVIT

I, (b)(6), (b)(3), HAVE READ OR HAVE HAD READ TO ME THIS STATEMENT WHICH BEGINS ON PAGE 1, AND ENDS ON PAGE 3 (b)(6) 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 UN

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

(Signature of Person Making Statement)

WITNESSES:

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

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

NO 017 15 IN
ORGANIZATION OR ADDRESS

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

A Co 15 IN
ORGANIZATION OR ADDRESS

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 23^d day of July, 2007 at COP Cahill 1500

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

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

Battalion XO
(Authority To Administer Oaths)

INITIALS OF PERSON MAKING STATEMENT

(3),(b)(

PAGE 2 OF 2 PAGES

(3),(b)

TAB 18

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).
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 Catliff	(3),(b)	2. DATE (YYYYMMDD) 20070722	(3),(b)	3. TIME 1045	(3),(b)	4. FILE NUMBER
5. LAST NAME FIRST NAME MIDDLE NAME (b)(3),(b)(6)	(3),(b)	6. GRADE/STATUS E-4	(3),(b)	7. GRADE/STATUS (3),(b)		

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

On the 14th day of May of 2007 at roughly around 10 to 11 O'clock before noon, A co 1-15 was heading east-bound on Route Croc conducting Operation Beach Yellow. Upon halting the convoy in route of the mission Alpha company's dismounted personnel leave their vehicles to search and clear an area that had been designated for clearance around the Pepsi factory. Upon completion of this action and now exiting the area towards another objective 2nd squad leads out in front of 1st. squad walking on the right-side parallel of the convoy on route Croc. After approaching the lead vehicle of the convoy at about 100 meters before a right-wards bend in the road 2nd platoon had been in thought of as the only unit on the ground near the area. All other units had been either pushed further down or have not yet been reached to our location. Within minutes of reaching the lead a few random pop-shots were taken within two to three hundred meters just south of second squad by unknown sources. In defense of our believed isolated location of U.S. or either coalition forces we had followed our military battle drills training and simply returned fire. I had taken cover behind a tree half-way down the berm that the road was on. Following our "Mad Minute" which is a course of action we take upon contact somebody screams from below our level of elevation asking for medical assistance.

10. EXHIBIT	11. INITIALS OF PERSON MAKING STATEMENT (3),(b)	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 BE INDICATED.

STATEMENT OF (b)(3),(b)(6) TAKEN AT CaHill (3),(b)(6) DATED 20070722 (3),(b)(6)

9. STATEMENT (Continued)

I then jump down from my location to offer the helping aid. When I pass through the trees I notice that the wounded personnel were of Alpha company's 3rd. platoon. I did not know where the rest of my squad was at the time. More shots again were taken from atop of the burn. SFC (b)(6), (b)(3) and I scream out for a cease fire, it does not happen, so I run towards the road to better notify our forces of the situation. After making my way through the brush and reaching the road I notice a U.S. soldier falling to the floor. I was not aware of whom it was just yet. Though I did see second squad now on the other side of the road in the prone. Fire was now being taken from the opposite side coming from the north. I run towards SSG (b)(6), (b)(3) ending up in the prone to update him on 3rd platoons wounded. He tells me that SGT Gonzalez has just been killed in Action. This was whom I had seen just prior to linking up with him. The Lt. and I exchange a few words and he notifies me that the medic was now with 3rd. platoon. After sometime we pick up and push down rte. Croc towards a building just off the road where 2nd squad links up with to reinforce 3rd. platoon. We take up fighting positions in the field. The rest of the mission only continues for a few more hours ~~to~~ in other situations before we index the AO and re-head back towards COP CaHill. End of Statement

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

INITIALS OF PERSON MAKING STATEMENT

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

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

9. STATEMENT (Continued)

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

AFFIDAVIT

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

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

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 22nd day of July, 2007 at COP Cahill, Iraq

WITNESSES
(b)(6), (b)(3)
HCO 1-15 INF
ORGANIZATION OR ADDRESS
(b)(6), (b)(3)
HCO 1-15 INF
ORGANIZATION OR ADDRESS

(b)(6), (b)(3)
(Signature)
(b)(6), (b)(3)
(Type)
Battalion XV
(Authority To Administer Oaths)

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



14 MAY 2007 OPN BEACH YELLOW, 1-15 IN, 3/3ID



(b)(2)High

TIGRIS RIVER

△-Initial contact

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) .
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 COP Cahill, Iraq	(3), (b)	2. DATE (YYYYMMDD) 2007/07/23	6), (b)	3. TIME 2200	(b), (b)	4. FILE NUMBER (b)(6)
5. LAST NAME, FIRST NAME, MIDDLE NAME (b)(6), (b)(3)	(3), (b)	6. SSN (b)(6), (b)(3)	(6), (b)	7. GRADE/STATUS (b)(6)	(6), (b)	(b)(6)
8. ORGANIZATION OR ADDRESS A Co, 1-15 IN, 3/3 ID						

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

Q: Where did you think 3/A was when you first received contact?
A: I thought 3/A was well forward. I thought they pushed past the lead engineer vehicle, an M9 ACE.

Q: Did anyone positively ID the enemy? How?
A: No one could positively ID the enemy. It was impossible because the brush was everywhere. We could not see what we were shooting.

Q: Where was this "Mad Minute" aimed?
A: All fires were aimed due south of where we were.

Q: Did anyone control fires? If yes, who and how?
A: No one controlled our fires. We just returned fires in the direction where we thought the contact originated.

Q: Did anyone know the location of 3/A when you received contact?
A: We did not know the exact location. We just knew they pushed well ahead of us.

Q: Did you or anyone think the contact was initiated from the same location as 3/A?
A: I don't know. We also heard rounds being fired from the west of our position. These came after the first volley. I don't know if they were aimed at us.

Q: When a second volley of fire initiated, were they aimed in your general direction?
A: I believe the second volley came from all of the vehicles that were on Route Croc. It sounded like they were firing south, but I did not feel or see the impacts of the rounds. It just sounded like it.

Q: You state how SGT Gonzales fell to the ground when you returned to Route Croc. Please explain.
A: I did not see SGT Gonzales get hit by a round, but I did see his body impact to the ground. He was not hit by the first few rounds from the initial contact. I think the rounds coming from the north struck SGT Gonzales.

Q: Did you ever see SGT Gonzales' wounds? If yes, describe.
A: I never saw SGT Gonzales' wounds.

Q: Describe the slope from Route Croc to where 3/A was located. Is it possible to see and/or fire on 3/A from a prone position on Route Croc?
A: The ground dropped about 5 to 8 feet right off of the road. It did this over the course of about 5 feet. I think 3/A was about 20 feet from the road.

Q: Do you think you or anyone from 2/A ever accidentally fired on 3/A? Explain.
A: I don't think so. We could not see anything from the road. Our squad members took cover off of the road to the south. There is a possibility. I want to say no, but it certainly was a possibility. They were right in front of us, but we thought they were further ahead.

Q: Have you ever spoken to anyone who believes a friendly fire incident occurred? If yes, what did he say?
A: I have never spoken to anyone who believes a friendly fire incident ever occurred. (b)(6), (b)(6)

-----END OF

STATEMENT-----

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

9. STATEMENT (Continued)

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

AFFIDAVIT

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

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

WIT (b)(3), (b)(6)
SSG (b)(3), (b)(6)
ACO 1-13 LIVE
ORGANIZATION OR ADDRESS

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 23rd day of July, 2007 at CoP Cahill, Iraq

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

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

(b)(6), (b)(3)
(T) Battalion XO
(Authority To Administer Oaths)

INITIALS OF PERSON MAKING STATEMENT