

# TAB 8

**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 COP Cleary (b)(6), (b)(3)	2. DATE (YYYYMMDD) 2007/08/28 (b)(6), (b)(3)	3. TIME	4. FILE NUMBER
5. LAST NAME, FIRST NAME, MIDDLE NAME (b)(6), (b)(3)	6. SSN (b)(6), (b)(3)	7. GRADE/RANK E-5 (b)(6), (b)(3)	
8. ORGANIZATION OR ADDRESS A/1-15 IN (b)(6)			

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

Q: What was your impression of the NP unit in terms of their competence and discipline?

A: Unorganized pretty much explains everything. (b)(6), (b)(3)

Q: What was your understanding of coordination between the Iraqi National Police and A/1-15 regarding each others locations in the vicinity of, or relative to Route Croc?

A: They were supposed to be in front, pushing forward. (b)(6), (b)(3)

Q: What was your understanding of coordination between the Iraqi National Police and A/1-15 regarding sectors of fire?

A: They were supposed to have pushed forward beyond the intersection (at PL Yellow). I don't know anything about sectors of fire. (b)(6), (b)(3)

Q: Approximately how many vehicles were stationary on Route Croc when the firing started?

A: A lot; filled up from just past the bend in the east going back to the west at 5 meter intervals: NP, EOD, PSD, Civil Affairs and/or HUMINT teams, with the Bradleys from A/1-15 in the back. (b)(6), (b)(3)

Q: At what point, if at all, did you first believe that anything was wrong, or suspect friendly fire?

A: Not initially. It seemed like the shot that got SPC (b)(6), (b)(3) came from the river because he got shot in the back of the thigh (b)(6), (b)(3)

10. EXHIBIT	11. INITIALS OF PERSON MAKING STATEMENT (b)(6), (b)(3)	PAGE 1 OF 1 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 COP CLERK DATED 28 Aug 2007

9. STATEMENT (Continued)

(b)(6), (b)(3)  
(b)(6), (b)(3)  
(b)(6), (b)(3)  
(b)(6), (b)(3)  
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 \_\_\_\_\_. I FULLY UNDERSTAND THE CONTENTS OF THE ENTIRE STATEMENT MADE BY ME. THE STATEMENT IS TRUE. I HAVE INITIALED ALL CORRECTIONS AND CONTAINING THE STATEMENT. I HAVE MADE THIS STATEMENT FREELY WITHOUT THREAT OF PUNISHMENT, AND WITHOUT COERCION, UNLAWFUL INFLUENCE

W (b)(6), (b)(3)  
A Co 1-151N  
ORGANIZATION OR ADDRESS  
(b)(6), (b)(3) CPT. IN  
A/1-151N Cop Will, Ind.  
ORGANIZATION OR ADDRESS

(b)(6), (b)(3)  
Subscribed and sworn to before me, a person authorized by law to administer oaths, this 28 day of August, 2007 at COP CLERK  
(b)(6), (b)(3)  
(b)(6), (b)(3)  
(Typed Name of Person Administering Oath)  
(Authority To Administer Oaths)

INITIALS OF PERSON MAKING STATEMENT

PAGE 2 OF 2 PAGES

(3), (b)

(3), (b)

X = SGT  
● = SPc

b(1)1.4c

# TAB 9

**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.

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1. LOCATION COP Cleary	2. DATE (YYYYMMDD) 2007/08/27	3. TIME 1610	4. FILE NUMBER
5. LAST NAME, FIRST NAME, MIDDLE NAME (b)(6), (b)(3)	6. SSN (b)(6), (b)(3)	7. GRADE/STATUS 1LT	
8. ORGANIZATION OR ADDRESS A/1-15			

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

Q: What was your understanding of coordination between the Iraqi National Police and A/1-15 regarding each others locations in the vicinity of, or relative to Route Croc?  
A: RCT, EOD, then INP, then A/1-15.

Q: What was your understanding of coordination between the Iraqi National Police and A/1-15 regarding sectors of fire?  
A: If they were in front of us, the sectors were supposed to be don't shoot across the river because of SF and don't shoot north because of B/1-15.

Q: Did you have direct communication between yourself and the other Platoon in A/1-15?  
A: I had my RTO on the company net, and my MBTR on Platoon net. I did not get much awareness of the company net from my RTO so that's why I don't have an RTO anymore.

Q: Approximately how many vehicles were stationary on Route Croc when the firing started, and where were you in relation to those vehicles?  
A: Too many. Beyond the curve, the vehicles were packed in way too tight. I think it was less crowded between PL Yellow and the Pepsi Factory. From the factory west it was very crowded as well.

Q: At what point did you first believe that anything was wrong, or suspect friendly fire?  
A: It never crossed my mind that NP were up there shooting at us.

10. EXHIBIT	11. INITIALS OF PERSON MAKING STATEMENT (b)(6), (b)(3)	PAGE 1 OF <u>1</u> PAGES
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STATEMENT OF (b)(6), (b)(3) TAKEN AT COP Cleary DATED 2007/08/27

9. STATEMENT (Continued)

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

(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 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,

(b)(6), (b)(3) \_\_\_\_\_  
(Signature)

WITNESSES  
\_\_\_\_\_  
(b)(6), (b)(3)

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 28 day of August, 2007 at COP Cleary

ORGANIZATION OR ADDRESS  
A/1-15 IN Cop. Ch. Ill, Iron

\_\_\_\_\_  
(b)(6), (b)(3)  
(Signature)

\_\_\_\_\_  
(b)(6), (b)(3)

\_\_\_\_\_  
(b)(6), (b)(3)  
(Typed Name)

A CO 145 IN  
ORGANIZATION OR ADDRESS

\_\_\_\_\_  
(Authority To Administer Oaths)

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

57

57

b(1)1.4c

# **TAB 10**

**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).

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1. LOCATION COP Cleary	2. DATE (YYYYMMDD) 2007/08/28	3. TIME	4. FILE NUMBER
5. LAST NAME, FIRST NAME, MIDDLE NAME (b)(6), (b)(3)	6. SSN (b)(6), (b)(3)	7. GRADE/STATUS E-7	
8. ORGANIZATION OR ADDRESS A/1-15 IN			

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

Q: What was your understanding of coordination between the Iraqi National Police and A/1-15 regarding each others locations in the vicinity of, or relative to Route Croc?

A: They were supposed to push online, and then we would dismount vic NAI 1A, keeping them one objective ahead of us. At one point, I know they were on both sides of Croc, but I don't think they went into the trees on the south very much. Order of march was supposed to be E/1-15, 1NP, then A/1-15, and 1-15 IN BN CDR CSD.

Q: Did you have direct communication between yourself and the other Platoon in A/1-15?

A: No; I talked to the other platoon through the company commander.

Q: Were you aware of any NP units north of Route Croc?

A: I don't know where they were from the time I saw them by the Pepsi Factory until the time we were getting wounded out in the Bradleys.

Q: Approximately how many vehicles were stationary on Route Croc when the firing started, and where were you in relation to those vehicles?

A: It looked like the mall parking lot at Christmas time, but not so thick my guys couldn't push trucks out of the way with their Bradleys to get the casualties.

Q: At what point did you first believe that anything was wrong, or suspect friendly fire?

A: The Iraqi weapons discipline is generally lacking. It could have been blue on blue, but the volume of fire and my experience with the ISF, it could also have been Iraqi firing.

Q: Do you know what happened to SGT Dunkley's gear?

A: Once we received the disaster bag, his gear went into a HMMWV and got accounted for back at Cahill. I did not actually see a hole in the vest.

*NOTHING FOLLO*

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

10. EXHIBIT	INITIALS	IN MAKING STATEMENT	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 INDICATED.

9. STATEMENT (Continued)

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

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. 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

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

WITNESSES:

(b)(6), (b)(3)  
ATT. IW

A/1-15 IW by Willie Irving

(b)(6), (b)(3)  
3101MND-C DIVENG  
ORGANIZATION OR ADDRESS

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 28 day of August, 2007 at COP CLEARLY

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

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

(Authority To Administer Oaths)

INITIALS OF PERSON MAKING STATEMENT

(6), (b)

b), (b

SFC

b(1)1.4c, b(3), b(6)

# **TAB 11**

**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).

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1. LOCATION COP Cleary	2. DATE (YYYYMMDD) 2007/08/28	3. TIME	4. FILE NUMBER
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5. LAST NAME, FIRST NAME, MIDDLE NAME (6), (b)(6)	6. SSN (b)(6), (b)(3)	7. GRADE/STATUS E-6 / Sgt/ldr
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8. ORGANIZATION OR ADDRESS  
A/1-15 IN

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

Q: What was your understanding of coordination between the Iraqi National Police and A/1-15 regarding each others locations in the vicinity of, or relative to Route Croc?  
 A: They were supposed to stay in front, but things got a little mixed up with our platoons because they didn't want to keep pushing forward.

Q: Were you aware of any NP units north of Route Croc?  
 A: I saw some up there with our second squad.

Q: Approximately how many vehicles were stationary on Route Croc when the firing started, and where were you in relation to those vehicles?  
 A: All I could see were a few HMMWVs, the Buffalo, and an ACE that I saw when I went up to the road.

Q: Why did you go up to the road?  
 A: I went up with my A team (SGT (b)(6), (b)(3) to link up with 2d PLT, but we didn't find them after 10 minutes, so we went back down.

Q: At what point did you first believe that anything was wrong, or suspect friendly fire?  
 A: When the bullets started coming in to our position at a very steep angle. Tried to fix via FM, but it didn't work, so I went up to the road and gave visual signals. The firing stopped at that point.

10. EXHIBIT	11. INITIALS OF PERSON MAKING STATEMENT (b)(6), (b)(3)	PAGE 1 OF 2 PAGES
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STATEMENT OF (b)(6), (b)(3) TAKEN AT COP Cleary DATED 2007/08/28

9. STATEMENT (Continued)

[Large redacted area with a large 'X' shape]

(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. 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 AND VOLUNTARILY, WITHOUT THREAT OF PUNISHMENT, AND WITHOUT COERCION, UNLAWFUL INFLUENCE, OR UNLAWFUL INDUCEMENT.

(b)(6), (b)(3)  
\_\_\_\_\_  
(Signature)

WITNESSES:

(b)(6), (b)(3) \_\_\_\_\_  
CPT, IN  
All-15 IN Cop Civil Troop.  
(b)(6), (b)(3) \_\_\_\_\_  
310/MND-C DIVENG  
ORGANIZATION OR ADDRESS

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 28 day of August, 2007 at COP Cleary  
(b)(6), (b)(3) \_\_\_\_\_  
(Signature of Person Administering Oath)  
(b)(6), (b)(3) \_\_\_\_\_  
(Typed Name of Person Administering Oath)  
\_\_\_\_\_  
(Authority To Administer Oaths)

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

(3), (b)

SSG

b(1)1.4c

0

# **TAB 12**

**SWORN STATEMENT**

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

**PRIVACY ACT STATEMENT**

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1. LOCATION COP Cleary	2. DATE (YYYYMMDD) 2007/08/28	3. TIME 18:47	4. FILE NUMBER
5. LAST NAME FIRST NAME MIDDLE NAME (b)(6), (b)(3)	6. SSN (b)(6), (b)(3)	7. GRADE/STATUS E-3	
8. ORGANIZATION OR ADDRESS A/1-15 IN			

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

Q: What was your understanding of the direct fire restrictions, if any, placed on your unit? How were these disseminated to you at the squad and fire team level? Did they change at any time during the mission?  
 A: We couldn't fire to our rear; we couldn't fire to the north because of the NP initially. Once we approached PL Yellow, we could only fire directly south. We went over it several times. (b)(6), (b)(3)

Q: What was your understanding of the friendly situation in regards to your position on the battlefield relative to other friendly (US and Iraqi NP) units around you? Did that understanding prove incorrect at any point?  
 A: I didn't know too much about it, but when we set up security in the orchard, they were to our north clearing orchards on-line and there were also some to our east. (b)(6), (b)(3)

Q: In your original statement you wrote that "they were shooting directly into our area." Do you know who it was (US, Iraqi NP, or enemy) that was shooting into your area?  
 A: 2/A was supposed to move up and link up with us. They stopped on the road, lined up on the edge of the road closest to us. The first shots came a few minutes after they stopped. After the first shots, we hit the ground. Then the guys to the north started opening fire and it was coming down into our area. (b)(6), (b)(3)

Q: Did you fire?  
 A: I fired about five rounds back towards the southwest across the river. Then I saw all the muzzle flashes from the road above my head. (b)(6), (b)(3)

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

10. EXHIBIT	11. INITIALS (b)(6), (b)(3) ON MAKING STATEMENT	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 INDICATED.

STATEMENT OF (b)(6), (b)(3) TAKEN AT COB Cleary DATED 28 Aug 07

9. STATEMENT (Continued)

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

I, PFC

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

**AFFIDAVIT**

\_\_\_\_\_, HAVE READ OR HAVE HAD READ TO ME THIS STATEMENT WHICH BEGINS ON \_\_\_\_\_ 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 INF

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

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

law to administer oaths, this 28 day of August, 2007 at COB Cleary

31D/TF Marne DIVENG  
ORGANIZATION OR ADDRESS

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

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

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

H/1-15 IN Cap Cahil, Irving  
ORGANIZATION OR ADDRESS

(Authority To Administer Oaths)

INITIALS OF PERSON MAKING STATEMENT

PAGE OF PAGES

(3), (b)

REC

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b(1)1.4c

# **TAB 13**

### SWORN STATEMENT

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1. LOCATION COP Cleary (b), (b)	2. DATE (YYYYMMDD) 2007/08/28 (b), (b)	3. TIME	4. FILE NUMBER
5. LAST NAME, FIRST NAME, MIDDLE NAME Biddle, (b), (b)	6. SSN (b)(6), (b)(3)	(b), (b)	7. GRADE/STATUS (b)(6), (b)(3)
8. ORGANIZATION OR ADDRESS A/1-15 IN (b), (b)			

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

Q: What was your understanding of the direct fire restrictions, if any, placed on your unit? How were these disseminated to you at the squad and fire team level? Did they change at any time during the mission?  
A: I knew we couldn't fire to the rear because of friendlies, I knew we had friendlies on the road because I could see Eliminator 6 HMMWV. We couldn't fire east because of the route clearance team. So we could fire only across the river.

Q: What was your understanding of the friendly situation in regards to your position on the battlefield relative to other friendly (US and Iraqi NP) units around you? Did that understanding prove incorrect at any point?  
A: The NP were north of the Pepsi factory was my understanding.

Q: Who did you treat first?  
A: SGT (b), (b) called me into the house and I started going there, and treated (b), (b) first. While I was treating him, SSG (b), (b) was calling me to his position with SGT Dunkley. I opened his vest, and saw the 5.56 mm round in the fold of his vest.

Q: Did you see a hole in his vest?  
A: No, I didn't have time to look any more.

Q: In your original statement you wrote "I opened his [SGT Dunkley's] vest and found a 5.56mm round in his flap of the vest." In your follow up statement you stated that you knew it was a 5.56mm round because "it was smaller than a 7.62mm and it still had a green tip just [like] the rounds in my magazines." Could you tell if it had been fired? What did you do with it? Who else was with you working on SGT Dunkley at that point?  
A: It was just the tip, the actual round itself. It was bent, and had scratches on it. SSG (b), (b) was in the immediate vicinity.

Q: Of the wounded soldiers you treated, was there anything about any of their wounds that would lead you to conclude one way or the other where the gunshots originated?  
A: (b)(6), (b)(3) position in the house led me to think shots came from the road, based on the fact that there was no window/door facing the river. (b), (b) is right handed, and got hit in the right hand. If he was pointing his weapon across the river the round seems likely to have come from the direction of the road based on the way the round hit his hand.

10. EXHIBIT	11. INITIALS OF PERSON MAKING STATEMENT (b)(6), (b)(3)	PAGE 1 OF 2 PAGES
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STATEMENT OF (b)(6), (b)(3) TAKEN AT COP CLEARLY DATED 2007/08/28

9. STATEMENT (Continued)

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

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

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

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

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 2. I FULLY UNDERSTAND BY ME. THE STATEMENT IS TRUE. I HAVE INITIALED ALL CORRECTIONS AND HAVE CONTAINING THE STATEMENT. I HAVE MADE THIS STATEMENT FREELY WITHOUT THREAT OF PUNISHMENT, AND WITHOUT COERCION, UNLAWFUL INFLUENCE, OR

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

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

A/1-15 IN Cop Civil, Iraq.

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

A Co 1-15 IN

ORGANIZATION OR ADDRESS

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 28 day of August, 2007 at COP CLEARLY

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

(Sign)

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

(Typed Name of Person Administering Oath)

(Authority To Administer Oaths)

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

PAGE 2 OF 2 PAGES

(3), (b)

PV2

(b)(2)High

# **TAB 14**

**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 <i>Camp Cleary</i>	2. DATE (YYYYMMDD) <i>20070828</i>	3. TIME <i>1800</i>	4. FILE NUMBER
5. LAST NAME, FIRST NAME, MIDDLE NAME (b)(6), (b)(3)	6. SSN (6), (b)	7. GRADE/STATUS (b)(6), (b)(3)	O2 (3), (b)(3)
8. ORGANIZATION OR ADDRESS A/1-15 IN (b)(6)			

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

Q: What was your understanding of coordination between the Iraqi National Police and A/1-15 regarding each others locations in the vicinity of, or relative to Route Croc?  
A: They were all mixed in with us. They were supposed to have pushed in and cleared the houses but it ended up that they didn't, (b)(6), (b)(3) really know the plan.

Q: Did you have direct communication between yourself and the other Platoon in A/1-15?  
A: I had direct commo with LT (b)(6), (b)(6), (b) on the company net. (b)(6), (b)(3)

Q: Did your Platoon have direct communication with the NP unit north of Route Croc?  
A: No. They were intermingled with us. (b)(6), (b)(3)

Q: Approximately how many vehicles were stationary on Route Croc when the firing started, and where were you in relation to those vehicles?  
A: Route clearance in front, blue platoon second, but I'm not sure exactly. It was pretty backed up. (b)(6), (b)(3)

Q: At what point did you first believe that anything was wrong, or suspect friendly fire?  
A: No; it was coming from the river because that's when SGT Gonzales got shot and killed. (b)(6), (b)(3)

Q: What was the link up point?  
A: We just knew they were about 100m beyond the first engineer vehicle, but we didn't get that far up by the time the firing started. (b)(6), (b)(3)

Q: Do you remember how the direct fire plan was addressed in the OPORD?  
A: No sir I don't. I was just shadowing at that point so the PSG (SFC) (b)(6), (b)(3) actually received the orders. (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 INDICATED.

STATEMENT OF (b)(6), (b)(3) TAKEN AT Cop Cleary DATED 28 Aug 07

9. STATEMENT (Continued) Nothing follows

*[Large section of the page is crossed out with a large 'X' and contains several redacted areas labeled (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. 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 INF

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

**WITNESSES:**

(b)(6), (b)(3)  
3PLT AC0 1-151N 3BDE 310

ORGANIZATION OR ADDRESS

(b)(6), (b)(3) CPT, IN

A/1-10 IN Cop Cleary, Ind  
ORGANIZATION OR ADDRESS

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 28 day of August, 2007

at Cop Cleary  
(b)(6), (b)(3)  
ing Oath)

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

(Authority To Administer Oaths)

INITIALS OF PERSON MAKING STATEMENT

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

PAGE 2 OF 2 PAGES

(3), (b)

157

b(1)1.4c

# **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 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 <i>COP cherry</i>	2. DATE (YYYYMMDD) <i>20070828</i>	3. TIME <i>1900</i>	4. FILE NUMBER
5. LAST NAME, FIRST NAME, MIDDLE NAME <i>(b)(6), (b)(3)</i>	6. SSN <i>(b)(6), (b)(3)</i>	7. GRADE/STATUS <i>SFC</i>	

8. ORGANIZATION OR ADDRESS

A/1-15 IN

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

Q: What was your understanding of coordination between the Iraqi National Police and A/1-15 regarding each others locations in the vicinity of, or relative to Route Croc?

A: They were supposed to go in first, clear the areas, then keep moving. We were going to move behind them. Our platoon (2nd) had the northern part, and 3rd platoon had the southern part.

Q: What was your understanding of coordination between the Iraqi National Police and A/1-15 regarding sectors of fire?

A: Our sector of fire was primarily oriented to the south originally, until after we got around the bend in the road.

Q: Did you have direct communication between yourself and the other Platoon in A/1-15?

A: We were talking to them on the company net.

Q: Did your Platoon have direct communication with the NP unit north of Route Croc?

A: No.

Q: Approximately how many vehicles were stationary on Route Croc when the firing started, and where were you in relation to those vehicles?

A: They were stretched up from just short of the curve all the way back to our Bradley's at the dismount point (CP 1 I believe). There was everything from HMMWVs, NP trucks, BMPs, Iraqi tanks, plus our route clearance stuff up front.

Q: At what point, if any, did you first believe that anything was wrong, or suspect friendly fire?

A: When we started to getting shots from in the palm grove north of the road. We didn't know they were in there until after the shooting stopped and we saw them sitting in a ditch by the intersection.

Q: Who described the link up point?

A: LT (b)(6), (b)(3) described it as up by the engineer vehicles, but not which one (ACE, Buffalo, etc.).

10. EXHIBIT	11. INITIALS OF PERSON MAKING STATEMENT <i>(b)(6), (b)(3)</i>	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 COP CLEARLY DATED 20070828

9. STATEMENT (Continued)

*(This section is crossed out with a large X and contains several redacted areas labeled (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:

(b)(6), (b)(3)  
\_\_\_\_\_  
(Making Statement)

WITNESSES:

(b)(6), (b)(3)  
\_\_\_\_\_  
*IN*  
A/1-15 IN Cop Hill, Iraq.

(b)(6), (b)(3)  
\_\_\_\_\_  
MND-C/31A DIVENB  
ORGANIZATION OR ADDRESS

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 28 day of August, 2007 at COP CLEARLY

(b)(6), (b)(3)  
\_\_\_\_\_  
(S\_\_\_\_ing Oath)

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

\_\_\_\_\_  
(Authority To Administer Oaths)

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

PAGE OF PAGES

(6), (b)

SFC

b(1)1.4c

# **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 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 (b) (6), (b) (7)(C) COP Cleary	2. DATE (YYYYMMDD), (b) (6), (b) (7)(C) 2007/08/28	3. TIME	4. FILE NUMBER
5. LAST NAME, FIRST NAME, MIDDLE NAME (b) (6), (b) (7)(C) (b) (6), (b) (3)	6. SSN (b) (6), (b) (3)	7. GRADE/STATUS E-7 / ACTIVE	
8. ORGANIZATION OR ADDRESS A/1-15 IN			

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

Q: What was your understanding of coordination between the Iraqi National Police and A/1-15 regarding each others locations in the vicinity of, or relative to Route Croc?  
 A: It was supposed to be their mission and we were there to support. There were a few NAIs that we wanted to search ourselves. They were supposed to be leading. It did not work out that way at all (b) (6), (b) (7)(C)

Q: Were you aware of any NP units north of Route Croc?  
 A: They were further north than the orchard; I knew that location because I saw them when we walked up that way earlier. (b) (6), (b) (7)(C)

Q: Approximately how many vehicles were stationary on Route Croc when the firing started, and where were you in relation to those vehicles?  
 A: Very cluttered with vehicles. The route clearance team had stopped up front, and everything backed up from there (b) (6), (b) (7)(C)

Q: Did you see SGT Gonzales when he got hit?  
 A: Yes; when the first three rounds came in I moved behind the ACE. He was not hit by one of the first three shots. I think it was from subsequent exchanges of gunfire that went back and forth. I don't know whether it was from enemy, green, or blue. When we moved him, his position at the time led me to believe that he was down in the prone position returning fire when he was hit (b) (6), (b) (7)(C)

Q: At what point did you first believe that anything was wrong, or suspect friendly fire?  
 A: When I moved up behind the ACE and took a knee and started trying to get SITREPS from the squad leaders, I heard my guys saying "we're taking rounds from both sides" and also a round hit the ACE. (b) (6), (b) (7)(C)

~~(b) (6), (b) (7)(C)  
 (b) (6), (b) (7)(C)  
 (b) (6), (b) (7)(C)  
 (b) (6), (b) (7)(C)~~

10. EXHIBIT	11. INITIALS OF PERSON MAKING STATEMENT (b) (6), (b) (7)(C)	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 INDICATED.

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

TAKEN AT COP CLEARY

DATED 28 AUG 07

9. STATEMENT (Continued)

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

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. 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) (Signature)

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 28 day of August, 2007 at COP CLEARY

WITNESSES: (b)(6), (b)(3) IN

Allis Cop Cahill, Iron

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

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

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

(Authority To Administer Oaths)

INITIALS OF PERSON STATEMENT

PAGE OF PAGES

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

6), (b)

SFC

b(1)1.4c

# **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 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 COP Cleary (6), (b)	2. DATE (YYYYMMDD) 2007/08/28 (6), (b)	3. TIME	4. FILE NUMBER
5. LAST NAME FIRST NAME MIDDLE NAME (b)(6), (b)(3)	6. SSN (b)(6), (b)(3)	7. GRADE/STATUS E-5/SSG CW	
8. ORGANIZATION OR ADDRESS A/1-15 IN (6), (b)			

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

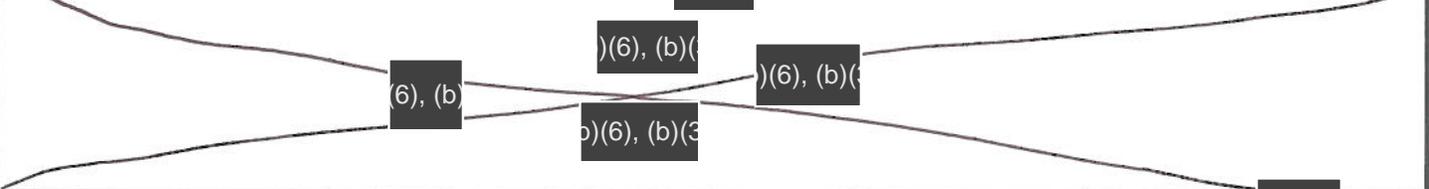
Q: What was your understanding of coordination between the Iraqi National Police and A/1-15 regarding each others locations in the vicinity of, or relative to Route Croc?  
 A: They were supposed to be to the front of the formation, but I don't know who was coordinating their movements with ours. They had areas to clear, and we had ours to clear (3), (b)

Q: Were you aware of any NP units north of Route Croc?  
 A: We saw them all over the place northeast of the Pepsi Factory when we walked up there earlier. They were sitting around up there (3), (b)

Q: Approximately how many vehicles were stationary on Route Croc when the firing started, and where were you in relation to those vehicles?  
 A: EOD to the front of us. Behind us was just a massive gaggle of vehicles. (6), (b)

Q: Did you see SGT Gonzales when he got hit?  
 A: He was walking on the same side of the road as us. When I saw him, he was clearly on the ground in the prone firing position, with his weapon oriented to the south (6), (b)

Q: At what point did you first believe that anything was wrong, or suspect friendly fire?  
 A: We received the initial contact from the south. We returned fire in the direction of the contact because we didn't know there were friendlies down there. When I saw the ACU pattern in my ACOG, I started yelling for cease fire. After cease fire, I put my guys on the north side of the road, facing north with instructions not to engage in that direction. After that within 2-3 minutes, the fire from the north started up, but they were not shooting at me (3), (b)



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

9. STATEMENT (Continued)

[Redacted Statement Content]

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. 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)  
(Signature of Person Making Statement)

WITNES:  
(b)(6), (b)(3)  
ALC 1-15 IN  
ORGANIZATION OR ADDRESS

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 28 day of August, 2007 at COP Cleary

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

(b)(6), (b)(3)  
3PLT ALC 1-15 IN  
ORGANIZATION OR ADDRESS

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

(Authority To Administer Oaths)

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

**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 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	2. DATE (YYYYMMDD) 20070831	3. TIME	4. FILE NUMBER
5. LAST NAME, FIRST NAME, MIDDLE NAME (b)(6), (b)(3)	6. SSN (b)(6), (b)(3)	7. GRADE/STATUS O-3	
8. ORGANIZATION OR ADDRESS I-1 NPTT			

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

Eight members of the Brigade team left the Panarama Bldg. with the National Police leaving major (b)(3), (b)(6) with Major (b)(6), (b)(3). Once we arrived at the dismantled point along Rt. Croc I dismantled to walk along side Ben Hassan. When the shooting began, myself, Ben Hassan, LTC (b)(6), (b)(3) and his PSD were sitting behind concrete barriers along the river bank. I heard a few shots from an unknown location and then the National Police opened fire. The majority of the NPs were shooting across the river as far as I could tell. LTC (b)(6), (b)(3) received radio traffic stating a soldier had been wounded. (b)(6) (b)(6), (b) The shooting lasted approximately 2-3 minutes. A few minutes later, (b)(6), (b) (b)(6), (b)(6) further radio traffic reported 2 soldiers had been critically wounded and

10. EXHIBIT	11. INITIALS OF PERSON MAKING STATEMENT	PAGE 1 OF 2 PAGES
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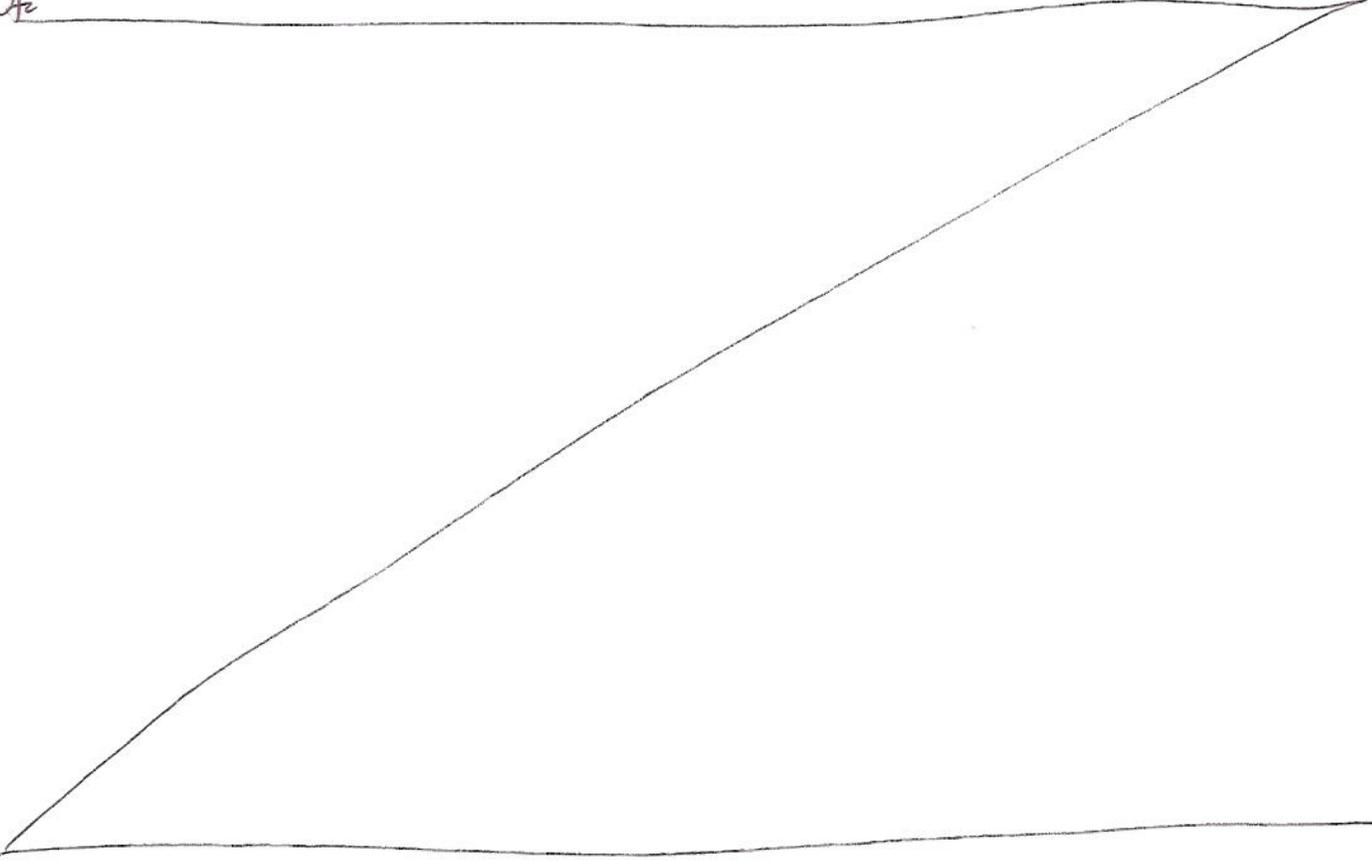
ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT OF \_\_\_\_\_ TAKEN AT \_\_\_\_\_ DATED \_\_\_\_\_"

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)

medEVAC was called and medics from the NPII team began to treat the casualties at the CCP.

Ue



(b)(6)

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.

WITNESSES:

\_\_\_\_\_  
\_\_\_\_\_  
ORGANIZATION OR ADDRESS  
\_\_\_\_\_  
\_\_\_\_\_  
ORGANIZATION OR ADDRESS

(b)(6), (b)(3) \_\_\_\_\_  
(Statement)  
Subscribed and sworn to before me, a person authorized by law to administer oaths, this 31 day of August, 2007 at Fort Ramey  
(b)(6), (b)(3) \_\_\_\_\_  
(Signature of Person Administering Oath)  
(b)(6), (b)(3) \_\_\_\_\_  
(Typed Name of Person Administering Oath)  
\_\_\_\_\_  
(Authority To Administer Oaths)

INITIALS OF PERSON MAKING STATEMENT

# **TAB 19**

**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 <b>ROUTE CROC, IRAQ</b>	2. DATE (YYYYMMDD) <b>20071405</b>	3. TIME <b>1100</b>	4. FILE NUMBER
5. LAST NAME, FIRST NAME, MIDDLE NAME <b>(b)(6), (b)(3)</b>	6. SSN <b>(b)(6), (b)(3)</b>	7. GRADE/STATUS <b>E-7/USAR</b>	
8. ORGANIZATION OR ADDRESS <b>1-1 NPTT FOB RUSTAMIYAH, IRAQ, APO, AE 09390</b>			

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

**ON 14 MAY I PARTICIPATED IN OPERATION YELLOW BEACH WHICH INCLUDED MEMBERS FROM 1-1 NPTT, 2BCT 2ID, 1-1-1 NPTT, 2-1-1 NPTT, 3-1-1 NPTT, 1-1 NP AND THE 1A. OUR THREE VEHICLE CONVOY WAS STOPPED ON ROUTE CROC FACING EAST, APPROXIMATELY 100 METERS WEST OF THE PEPSI FACTORY. DUE TO THE CONGESTION OF VEHICLES FROM ALL FORCES INVOLVED MOVEMENT HAD COME TO A STAND STILL. SMALL ARMS FIRE ERUPTED TO OUR NORTH, COALITION FORCES AND NATIONAL POLICE MEMBERS ON THE ROAD BEHIND THE PEPSI FACTORY SLATTERED TAKING COVER. I OBSERVED TWO TO THREE ROUNDS IMPACT THE TOP OF THE BURM BETWEEN MY VEHICLE AND THE ROAD BEHIND THE PEPSI FACTORY, MEMBERS OF THE IRAQI ARMY BEGAN FIRING ACROSS THE RIVER WITH THEIR WEAPONS MOUNTED ON TOP OF THEIR TANKS. I WAS UNABLE TO MAKE ANY POSITIVE IDENTIFICATION ON ANY ENEMY COMBATANTS OR**

10. EXHIBIT	11. INITIALS OF <b>(b)(3), (b)(6)</b> MAKING STATEMENT	PAGE 1 OF <b>3</b> PAGES
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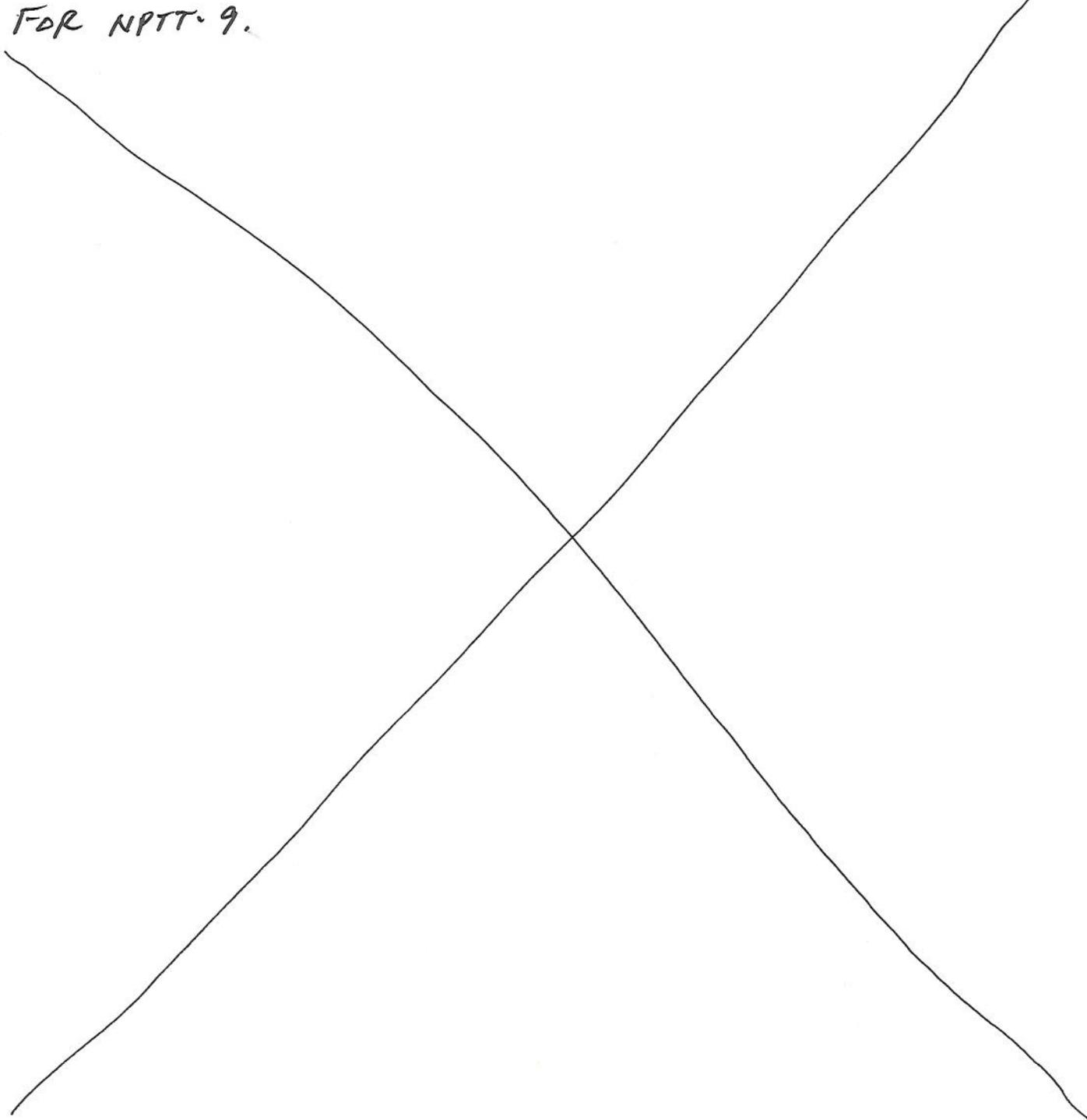
ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT OF **(b)(3), (b)(6)** AT \_\_\_\_\_ DATED \_\_\_\_\_

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 \_\_\_\_\_ DATED 31 AUG 07

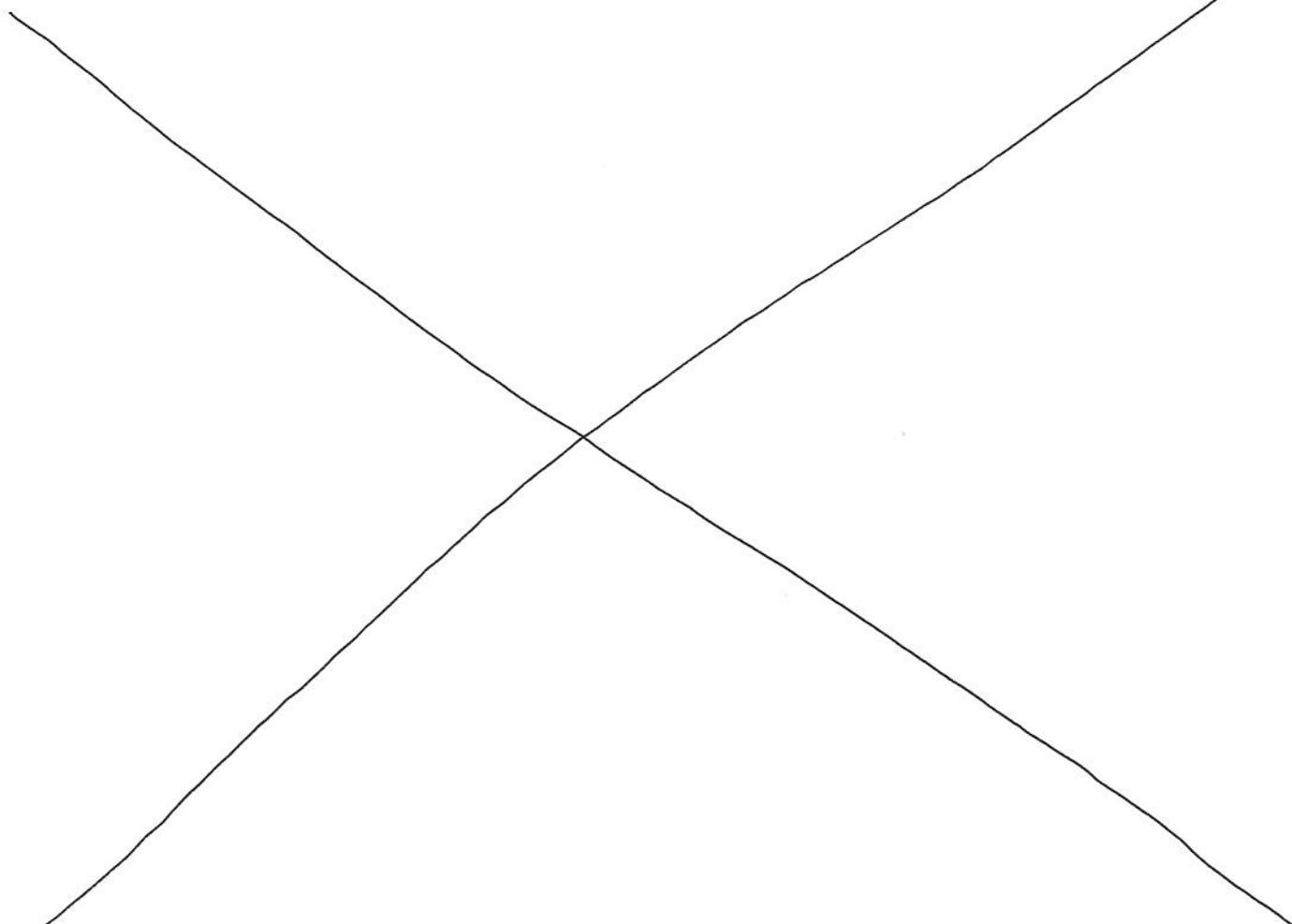
9. STATEMENT (Continued)

DETERMINE EXACTLY WHICH DIRECTION THE ENEMY FIRE WAS COMING FROM. DURING THIS MISSION I WAS THE DRIVER FOR NPTT-9.



INITIALS OF PERSON (b)(3), (b)(6) ELEMENT \_\_\_\_\_ PAGE 2 OF 3 PAGES

9. STATEMENT (Continued)



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

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

(Signature)

WITNESSES:

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 31 day of August, 2007 at FOB Rustanayah

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

(Signature)

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

(Typed Name of Person Administering Oath)

(Authority To Administer Oaths)

ORGANIZATION OR ADDRESS

ORGANIZATION OR ADDRESS

INITIALS OF PERSON MAKING STATEMENT

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

PAGE 3 OF 3 PAGES

**TAB 20**

**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	2. DATE (YYYYMMDD) 20070831	3. TIME	4. FILE NUMBER
5. LAST NAME, FIRST NAME, MIDDLE NAME (b)(6), (b)(3)	6. SSN (b)(3), (b)(6)	7. GRADE/STATUS E-7	
8. ORGANIZATION OR ADDRESS 1-1-NPTT			

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

Route Croc, conducting operation Beach fellow along with the National Police, I was driver in the first truck, Cpt. (b)(6), (b)(3) was T.C, MSG (b)(6), (b)(3) was gunner, once we got to the Pepsi plant, on the bridge covered by the T-walls, we stopped, Cpt (b)(6), (b)(3) dismounted along with SFC (b)(6), (b)(3) of the second vehicle. They joined up with General Hassan, we tried to keep eyes on them as much as possible, but with all the traffic with the National Police and Coalition forces made it kind of hard to do. Soon after that I heard gun fire, I assumed it came from across the bridge because one of the N.P trucks with the Dishka on the back started firing across the river. About a couple minutes later that I heard over the radios that one of the BN was taking

10. EXHIBIT	11. INITIALS OF PERSON MAKING STATEMENT	PAGE 1 OF <u>3</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 INDICATED.

STATEMENT OF (b)(3), (b)(6) \_\_\_\_\_ TAKEN AT \_\_\_\_\_ DATED \_\_\_\_\_

## 9. STATEMENT (Continued)

fire in the village, we tried to get closer to our dismounted elements but could not, we just heard gunfire to our left side opposite the river. a few minutes later we heard that there were some casualties, about that time four soldiers came past our humvee carrying a stretcher with a U.S. soldier on it, he was bleeding from the mouth, then I saw SFC (b)(6), (b)(3) go to the area where they took the soldier, I assume to provide care. At that time, the two choppers came in. CPT (b)(6), (b)(3) and SFC (b)(6), (b)(3) returned to the vehicles and gave us a brief detail of the situation. and to my disbelief at the time all this was going on the NP's and the IA's were taking stuff out of the building's loading it on the trucks and tank's.

INITIALS OF PERSON MAKING STATEMENT

PAGE 2 OF 3 PAGES

9. STATEMENT (Continued)

[Large area crossed out with a large X]

AFFIDAVIT

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

WITNESSES:

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 31 day of August, 2007 at FOB Rustanayah

\_\_\_\_\_  
\_\_\_\_\_

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

ORGANIZATION OR ADDRESS

\_\_\_\_\_  
\_\_\_\_\_

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

ORGANIZATION OR ADDRESS

\_\_\_\_\_  
(Authority To Administer Oaths)

INITIALS OF PERSON MAKING STATEMENT

**TAB 21**

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

1. LOCATION: Salman Pak
2. DATE (YYYYMMDD): 2007 05 14
3. TIME
4. FILE NUMBER
5. LAST NAME, FIRST NAME, MIDDLE NAME: (b)(6), (b)(3)
6. SSN: (b)(6), (b)(3)
7. GRADE/STATUS: E-7
8. ORGANIZATION OR ADDRESS: 1-1 NPTT FOB Rustamiyah 09390

9. I, SFC (b)(6), (b)(3), WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH:
During ABE mission ABE team was on Rt. Croc with other units from the 3ID and ABE BN teams. The Iraqi NP and Iraqi Army were also involved. The mission was running smoothly. Then all units involved started bounding up on Rt. Croc. ABE vehicle (NPTT 9) was sitting just north of the Pepsi factory at the end of the T-wall. When shots started rising out, while looking to see where they were coming from I noticed dirt flying by the SE side of the Pepsi factory. Then the Iraqi army with their weapons started firing across the river. This is what I saw from my TC seat.

10. EXHIBIT
11. INITIALS OF PERSON MAKING STATEMENT
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 INDICATED.

9. STATEMENT (Continued)

[Large area containing a large handwritten 'X' over the statement content]

AFFIDAVIT

I, SFC (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)

WITNESSES:

\_\_\_\_\_  
\_\_\_\_\_

ORGANIZATION OR ADDRESS

\_\_\_\_\_  
\_\_\_\_\_

ORGANIZATION OR ADDRESS

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 31 day of August, 2007 at Fort Rustomayah

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

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

(Authority To Administer Oaths)

INITIALS OF PERSON MAKING STATEMENT

**TAB 22**

**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 RUSTAMIYAH	2. DATE (YYYYMMDD) 2007/09/01	3. TIME 1000	4. FILE NUMBER
5. LAST NAME, FIRST NAME, MIDDLE NAME (b)(6), (b)(3)	6. SSN (b)(6), (b)(3)	7. GRADE/STATUS O4	
8. ORGANIZATION OR ADDRESS 1-1-1 NPTT, Rustamiyah			

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

I participated in a large joint operation, referred to as Operation Beach Yellow on 14 MAY 2007, as a member and team chief for the 1-1-1 National Police Transition Team. The operation was conducted with elements of TF -15, 1-1 NP BDE, and 1-1 NPTT teams. This was an offensive operation that started in SE Salman Pak with a general direction of movement toward an Iraqi village known as Dureya. Our NPTT had 5 dismounted soldiers that included myself, CPT (b)(6), (b)(3) MSG (b)(6), (b)(3) SSG (3), (b)(3) and SSG (b)(6), (b)(3). We were consistently located along side the 1-1-1 NP BN CDR during the entire operation. Our mission was to clear in zone along RTE CROC toward Dureya. Prior to the engagement we had cleared both the left and right side of RTE CROC. The 1-1-1 NP conducted a operational halt vicinity of the "Pepsi Factory" that can be seen on the imagery that accompanies this statement. At this location we had also linked up with elements of the 2nd BN NP along a wall that encloses the Pepsi Factory to the west side. There was some command and control issues between the joint forces as to who was to be in front during this time that resulted in this halt. After a period of about 30 minutes or so, while trying to assess the situation on the ground, my dismounted elements along with dismounted members of the 2nd BN NPTT as well as the 1-1-1 NP CDR, began moving along the wall toward the south side of the Pepsi factory when the engagement began. The imagery that accompanies this statement shows our location and direction of movement at the time the engagement started and is marked with the letter "A" and is also marked with a general location of the 1-1-1 NP as it appeared to us. When the engagement started we immediately took cover behind a vehicle and inside a ditch along the wall. My perspective on the ground had the fire coming from local houses toward the northwest. After the first several rounds were fired, there was 2 NP soldiers that were hit about 50 meters from our location to the north. MSG (3), (b)(3) and SSG (b)(6), (b)(3) immediately offered medical assistance to the wounded NP soldiers as the firing continued and it seemed that after the initial rounds were fired that the firing was coming from many directions. I assumed some of this was returning fire from both the NP as well as CF. From my location I was not able to 100% confirm actual location of any of the rounds that had been fired during the engagement. I believe that the 1-1-1 NP was in a general vicinity of my location, however as with most of these types of operations, my dismounted element of 5 soldiers was co-located with the BN CDR so we were not positive of the location of all 150 NP soldiers of 1-1-1 NP. After the engagement we moved toward RTE CROC on the south side toward our vehicles and saw medical personnel treating a CF soldier. Eventually we continued the operation and moved farther south along RE CROC into Dureya. -----NOTHING FOLLOWS -----

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.

STATEMENT OF

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

TAKEN AT

RUSTAMIYAH

DATED

2007 09 01

9. STATEMENT (Continued)

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. 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, C

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

(Signature of Person Making Statement)

WITNESSES:

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 1st day of September, 2007 at FOB Rustimayah

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

(Signature of Person Administering Oath)

ORGANIZATION OR ADDRESS

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

(Typed Name of Person Administering Oath)

ORGANIZATION OR ADDRESS

(Authority To Administer Oaths)

INITIALS OF PERSON MAKING STATEMENT

PAGE 2 OF 2 PAGES

6), (b

MAJ

(b)(2)High