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)	3. TIME	4. FILE NUMBER
Camp Joyce, Serkani, Afghanistan	2009/09/13	1300	

5. LAST NAME, FIRST NAME, MIDDLE NAME	6. SSN	7. GRADE/STATUS
(b)(3), (b)(6)	(b)(3), (b)(6)	(b)(2)High

8. ORGANIZATION OR ADDRESS

TF Phoenix

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

On September 8th, 2009, I was conducting a combined ANA/ABP patrol with Marine ETT advisors in the Ganigal Valley, Serkani District Afghanistan. At approximately 0530L, the assault element received direct fire from an enemy position to the east. Moving with the TAC (and acting as de facto ground commander), we positioned ourselves towards the last position of the lead element to better control the fight. Upon identifying enemy, immediate suppression missions on numerous enemy fighting positions to the north, south and east were requested. The effect of the fires was lessened by the lack of immediacy. The decision was reached that a retrograde was to be conducted in conjunction with (b)(2)High as air support was not available at the time. The obscuration mission was declined due to proximity of populated areas. The enemy was using the populated areas for cover and concealment and incorporating women and children into the fight. Most casualties occurred during the movement back to the ORP without obscuration; within the first two hours. The Marine ETTs with the lead ANA element in the assaulting column were fixed in their position 100m from the southwestern side of town. Contact was lost with this element approximately an hour and a half after first contact with the enemy. With mounting casualties, the remainder of the TAC moved back to the ORP to begin CASEVAC and generate additional combat power to continue searching for the missing Marine ETTs. Palehorse identified the location of the Marine ETT's several hours after first contact. A combined Marine/Army ETT element recovered the four Marines that were KIA. Upon retrieval of all US and ANSF casualties, all maneuvering elements returned to the ORP and conducted a RIP with the reserve elements from ISAF, ABP and ANA.

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

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

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 CPT (b)(3), (b)(6) TAKEN AT FOB JOYCE DATED 20090913

9. STATEMENT (Continued)

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

AFFIDAVIT

I, (b)(3), (b)(6) _____, HAVE READ OR HAVE HAD READ TO ME THIS STATEMENT WHICH BEGINS ON PAGE 1, AND ENDS ON PAGE ____ I FULLY UNDERSTAND THE CONTENTS OF THE ENTIRE STATEMENT MADE BY ME. THE STATEMENT IS TRUE. I HAVE INITIALED ALL CORRECTIONS AND HAVE INITIALED THE BOTTOM OF EACH PAGE CONTAINING THE STATEMENT. I HAVE MADE THIS STATEMENT FREELY WITHOUT HOPE OF BENEFIT OR REWARD, WITHOUT THREAT OF PUNISHMENT, AND WITHOUT COERCION, UNLAWFUL INFLUENCE, OR UNLAWFUL INDUCEMENT.

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

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

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 13 day of SEPT 2009 at FOB JOYCE

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

CPT, MS
1-32 IN, FOB JOYCE, APO AE 09354
ORGANIZATION OR ADDRESS

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

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

CPT (b)(3), (b)(6)
1-32 IN, FOB JOYCE, AFGHANISTAN
ORGANIZATION OR ADDRESS

MAJ (b)(3), (b)(6)
(Typed Name of Person Administering Oath)
Investigating Officer
(Authority To Administer Oaths)

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

DA FORM 2823, NOV 2006 APD PE v1.00