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
FOB Fenty, Afghanistan	(b)(3), (b)(6) 2009/11/14	1755 (b)(3), (b)(6)	

5. LAST NAME, FIRST NAME, MIDDLE NAME	6. SSN	7. GRADE/STATUS
(b)(3), (b)(6)	(b)(3), (b)(6)	O3/CPT

8. ORGANIZATION OR ADDRESS

HHC, 4IBCT, 4ID, TF Mountain Warrior, FOB Fenty, Afghanistan

9.

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

PLS COMPLETE A TYPED, SIGNED AND WITNESSED DA FORM 2823 (SWORN STATEMENT) INCLUDING YOUR FULL NAME, SSN, UNIT AND ASSIGNED DUTY POSITION ON 8 SEPT 2009.

CPT (b)(3), (b)(6) Day Battle CPT

PLS ADDRESS THE FOLLOWING QUESTIONS:
WRT TO THE SITUATION ON THE GROUND DURING THE ACTION, WHAT DID THE BCT BATTLESTAFF KNOW AND WHEN DID THEY KNOW IT? AT WHAT POINT DID IT BECOME CLEAR THAT THIS WAS A SIGNIFICANT EVENT EQUIRING BCT COMMANDER ATTENTION?

The TOC shift change brief began at 0800 hours. At that time the day shift was briefed about the TIC. At that point there was (b)(2)High (b)(2)High . The TIC was described as SAF from 3-5 AAF which is very common in the TF MTN Warrior AO. When shift change began there was already a scout weapons team on station in support of the troops on the ground. As standard operating procedure whenever we have any wounded soldiers we inform the BCT chain of command. The severity of this TIC was fully realized when all of a sudden at (b)(2)High

WHAT INFORMATION WAS PASSED TO THE CJTF AND WHEN?

Information was being passed to CJTF continuously through the (b)(2)High Because I was not on shift at the time, I do not know what time the (b)(2)High dropped. Our TOC normally drops the (b)(2)High after they are received from the unit.

CONTINUED ON NEXT PAGE**********

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

DDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT OF _____ TAKEN AT _____ DATED _____

HE BOTTOM OF EACH ADDITIONAL PAGE MUST BEAR THE INITIALS OF THE PERSON MAKING THE STATEMENT, AND PAGE NUMBER MUST BE INDICATED.

9. STATEMENT *(Continued)*

WHAT ASSETS, RESOURCES OR ACTIONS WERE REQUESTED FROM 4/4BCT ICW THIS EVENT AND WHEN? WHAT WAS PROVIDED AND WHEN?

(b)(2)High on station
– Ground (b)(2)High at the mouth of the Ganjigal Valley while en route to the TIC
(b)(2)High – CAS on station (b)(2)High
–(b)(2)High on station
First AASLT lift of QRF W/D on HLZ
*These times were acquired off the storyboard and are accurate to the best of my knowledge

We also had several other (b)(2)High assets (b)(2)High on station but I do not know what time they checked on station. I do not know when the first assets were requested at Brigade because I was not on shift. When the report (b)(2)High (b)(2)High came in, the TIC immediately became the top priority for assets. Throughout the day we had to carefully manage assets because there was a BN-level AASLT operation ongoing in TF (b)(2)High in a very dangerous area of their sector (Shuryak Valley). TI (b)(2)High took up a significant amount of our air assets because they were in contact for almost the entire day.

WHAT DECISIONS DID YOU MAKE ICW THIS EVENT?

The entire TF chain of command was engaged in the decision making for the major movements surrounding this event. Any decisions on my part or suggestions would have been passed on to (b)(2)High for approval.

DID EXISTING FORMAL OR INFORMAL TASK ORGANIZATION AND/OR COMMAND RELATIONSHIPS PLAY A ROLE IN HE OUTCOME OF THIS OPERATION?

No formal or informal task organization or command relationships played a role in the outcome of this operation to my knowledge.

DID THE COMISAF "TACTICAL DIRECTIVE" CONSTRAIN, LIMIT OR PREVENT THE USE OF ANY SUPPORTING FIRES OR AVIATION DURING THIS EVENT SO FAR AS YOU KNOW?

The COMISAF tactical directive did not impact this operation that I know of; however, there may have been some (b)(2)High concerns with (b)(2)High

DO YOU HAVE ANYTHING ELSE TO ADD?

Not at this time.

**********NOTHING FOLLOWS**********

STATEMENT OF (b)(3), (b)(6) TAKEN AT FOB Fenty DATED 2009/11/14

9. STATEMENT *(Continued)*

THIS PAGE NOT USED

AFFIDAVIT

I, (b)(3), (b)(6), HAVE READ OR HAVE HAD READ TO ME THIS STATEMENT WHICH BEGINS ON PAGE 1, AND ENDS ON PAGE 2. I FULLY UNDERSTAND THE CONTENTS OF THE ENTIRE STATEMENT MADE BY ME. THE STATEMENT IS TRUE. I HAVE INITIALED ALL CORRECTIONS AND HAVE INITIALED THE BOTTOM OF EACH PAGE CONTAINING THE STATEMENT. I HAVE MADE THIS STATEMENT FREELY WITHOUT HOPE OF BENEFIT OR REWARD, WITHOUT THREAT OF PUNISHMENT, AND WITHOUT COERCION, UNLAWFUL INFLUENCE, OR UNLAWFUL INDUCEMENT.

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

ent)

WITNESSES:

ORGANIZATION OR ADDRESS

ORGANIZATION OR ADDRESS

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 14th day of November, 2009 at FOB Fenty, Afghanistan

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

g Oath)

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

(Typed Name of Person Administering Oath)

Article 136

(Authority To Administer Oaths)

INITIALS OF PERSON MA

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