SWORN STATEMENT

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

PRIVACY ACT STATEMENT

THORITY: Title 10, USC Section 301; Title 5, USC Section 2951; E.O. 9397 Social Security Number (SSN).

RINCIPAL 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	2009/11/20	1400	

5. LAST NAME, FIRST NAME, MIDDLE NAME	6. SSN	7. GRADE/STATUS
(b)(3), (b)(6)	(b)(3), (b)(6)	O4/MAJ

8. ORGANIZATION OR ADDRESS

HHT, 7-17 CAV, TF PALEHORSE, FOB FENTY APO AE 09310

9

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

Q: Please state your duty position and location on 8 September 2009.

A: (b)(2)High When the Ganjgal Valley ambush took place I was in my B-hut sleeping (following early morning air assault into the (b)(2)High The TF XO and TF CDR when in the TOC during the attack.

Q: When did you first arrive in the TOC on 8 September 2009? When did you first hear of the TIC in the Ganjgal Valley?

A: I came into the TOC at approximately 0630z and that is when I was informed of the situation.

Did your TOC receive orders to provide CCA to the Ganjgal Valley? If yes, at what time and by whom? Who did you task to provide the CCA?

A: Yes. The (b)(2)High approved commitment of the (b)(2)High in support of TF Chosin a(b)(2)High The (b)(2)High was tasked to (b)(2)High in the Ganjgal Valley as required.

Q: Did your TOC directly receive requests from TF Chosin seeking(b)(2)High Did any of your(b)(2)High receive direct requests from TF Chosin seeking CCA? What is the standard procedure for a Battalion TF to request CCA support?

A: Yes, TF Chosin TOC contacted the (b)(2)High TOC requesting CCA, however Chosin was informed that they needed to request support through the BCT TOC as they are the approval authority. Yes, TF Chosin contacted SWT 1 via the (b)(2)High (b)(2)High while they were vic (b)(2)High. The standard procedure for immediate CCA support is for the BN TF to contact the (b)(2)High for approval. By design, this process allows the BCT to prioritize efforts and prevents BNTFs from directly tasking aircraft.

Q: Where there any other operations in the AO on 8 September that had been given dedicated CAS? If so, please describe the mission and level of support provided.

A: Yes, (b)(2)High was taking place. It was an air assault to captu(b)(2)High and clear the (b)(2)High The operation had dedicated CAS lines and four SWTs. Operation (b)(2)High the reinforcement of Barge Matal, was also taking place. MTN Fire had an (b)(2)High . The (b)(2)High were in general support of the BCT as well. Both (b)(2)High were much larger and more complex, and the associated risk to force was far greater than the Ganjigal KLE.

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

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

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

USE THIS PAGE IF NEEDED. IF THIS PAGE IS NOT NEEDED, PLEASE PROCEED TO FINAL PAGE OF THIS FORM.

STATEMENT OF MAJ (b)(3), (b)(6) TAKEN AT FOB Fenty DATED 2009/11/20

9. STATEMENT *(Continued)*

Q: Was there a trigger event or report that alerted you to the scope of the TIC in the Ganjgal Valley? If so what was it and how did you respond?

A: By the time I was notified, the TIC was essentially closed.

Q: What is the procedure to (b)(2)High

A: During ordinary missions (b)(2)High vill readily respond to TICs, as that mission is their highest priority. However, it was clear that the priority on 08 SEP was supporting (b)(2)High as the threat and operational risk were assessed as being greater. To (b)(2)High the (b)(2)High (b)(2)High This procedure is generally effective and understood as the norm between supported/supporting HQs. It is important to note that at the time (b)(2)High received radio notification of the TIC from (b)(2)High was at the (b)(2)High as they were engaging (b)(2)High a mission where the threat to force was deemed as high and was the BCT's priority for all (b)(2)High

Q: Who, if anyone in the Palehorse TOC, would have fielded a request directly from Chosin for CCA support? How did they respond?

A: MSG (b)(3), (b)(6) the (b)(2)High on shift, received TF Chosin's request (b)(2)High Following normal protocols, MSG (b)(3), (b)(6) informed the caller of the need to contact the (b)(2)High for release of the (b)(2)High (b)(2)High (b)(2)High SWT. MSG (b)(3), (b)(6) did alert our (b)(2)High of the situation, who in turn ran-up their aircraft in anticipation of launch approval by the BCT.

Q: Is there anything that could be improved in regards to the procedures for requesting CCA that could help eliminate a situation like this from occurring again in the future?

A: I don't believe a dramatic breakdown in the request process occurred. The approval for allocation of BCT assets is with the BCT. Immediate re-tasking in support of TICs by the AMC is not uncommon, but the BCT is almost always aware of TICs in their battlespace and allocates resources accordingly. When aircraft are being pulled off from a BCT-level mission to support a BN TF-level mission, the BCT obviously reserves the right to approve the re-tasking or resource it with something else, such as an AWT or CAS as appropriate.

I believe the initial confusion came from the unclear reporting which then drove the request for re-tasking. TIC reports and squads/platoons making contact are far from uncommon in this AO. The initial report from TF Chosin was sent via a single (b)(2)High posting and characterized the situation as a (b)(2)High receiving small arms fire from three-sides. More detail or urgency was not received by this HQ, nor do I believe it was initially reported that way to the BCT. The subsequent notification came via telephone to the Palehorse BTL NCO and was the request for CCA, which was re-directed to the BCT. Had initial reporting been more clear- that a large, complex ambush was occurring and that the force was being overrun or could not break contact- the urgency to provide assets (CCA, CAS, etc) could have been greater.

With the limited rotary-wing and CAS assets in the AO at the time, and given the risk and magnitude of (b)(2)High (b)(2)High I do not feel that other risky operations should have been allowed to occur simultaneously. However, the Ganjgal KLE, in and of itself, was not a risky mission in the sense that it was just a KLE and in a historically low threat area. The BCT focus and asset allocation was all towards (b)(2)High hence very little in the way of CCA was available to support other missions (b)(3), (b)(6)

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

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

STATEMENT OF MAJ (b)(3), (b)(6) TAKEN AT FOB Fenty DATED 2009/11/20

9. STATEMENT *(Continued)*

THIS PAGE NOT USED

AFFIDAVIT

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

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

(Signature of Person Making Statement)

WITNESSES:

ORGANIZATION OR ADDRESS

ORGANIZATION OR ADDRESS

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 20 day of November, 2009

at FOB Fenty, Afghanistan

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

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

(Typed Name of Person Administering Oath)

ARTICLE 136

(Authority To Administer Oaths)

INITIALS OF PERSON MAKING STATEMENT

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