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 MONTI	20090914	1930	

5. LAST NAME, FIRST NAME, MIDDLE NAME	6. SSN	7. GRADE/STATUS
(b)(3), (b)(6)	(b)(3), (b)(6)	E-4 / CPL / ACTIVE

8. ORGANIZATION OR ADDRESS
USMC

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

A. MY DUTY POSITION WAS TO STAY AT THE ORP WITH THE VEHICLES.

B. ATTACK STARTED AT APPROX DAYLIGHT WITH SAF, RPGS & IDF. FROM 3 SIDES. ON THE RADIO AT FIRST IT SEEMED UNDER CONTROL. IDF FROM THE ARMY WAS IMMEDIATELY CALLED AND WAS PUT ON THE KE ON CALL TARGETS. AIR WAS REQUESTED & WE WERE ADVISED IT WASNT COMING. I TALKED TO SSGT (b)(3), (b)(6) WHO WAS CO-LOCATED WITH MYSELF. WE CAME UP W/ A PLAN TO GO GET THEM OUT. WE MADE 2 OR 3 ATTEMPTS ~~w/ no luck~~ WE WERE UNSUCCESSFUL. ~~bt~~ AT THIS TIME LT JOHNSON HAD ~~AT~~ BEEN UNDER FIRE & ~~AN~~ THEY WERE SURROUNDED. WE FINALLY MADE IT INTO THE RIVERBED W/ A .50CAL GUNTRUCK. WE IMMEDIATELY CAME UNDER HEAVY ~~B~~ FIRE.

10. EXHIBIT	11. INITIALS OF PERSON MAKING STATEMENT	PAGE 1 OF 5 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.

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

STATEMENT OF (b)(3), (b)(6) TAKEN AT FOB MONTI DATED 20090914

9. STATEMENT *(Continued)*

RPGS WERE COMING FROM BOTH SIDES. ANA WERE COMING TRYING TO GET TO THE TRUCK AND WERE BEING ~~KILLE~~ CUT DOWN BY ENEMY FIRE. WE DECIDED WE HAD TO TURN AROUND. AS WE WERE TURNING AROUND A ROUND HIT IN THE TURRET STRIKING MY RIGHT ELBOW. I DIDNT WANT TO TELL THE DRIVER BECAUSE ~~OF MY~~ I DIDNT WANT HIM TO PANIC. WE QUICKLY ESTABLISHED ANOTHER PLAN TO GO BACK IN. THIS 2ND ATTEMPT GOING IN IS WHEN I SEEN LT (b)(3), (b)(6), CAPT (b)(3), (b)(6), MAJ (b)(3), (b)(6), 1ST SGT (b)(3), (b)(6) AND THE ABP ETT'S. WE WENT BACK IN & STARTED TO RETRIEVE BODIES OF ANA, & TO LOOK FOR THE REMAINING ETT'S. WE MADE SEVERAL ATTEMPTS TO GET TO THE EDGE OF THE VILLAGE HOUSES. AT APPROX 1300 THE ~~B+~~ PECOTS SAID THAT THERE WAS 5 BODIES NEXT TO A TERRACE. (b)(2)High SAID THEY WOULD GET THEM OUT SINCE WE WERE STILL TAKING FIRE. THEY THEN CAME OVER THE NET & SAID THAT THEY COULDNT DO IT. I THEN TOLD CAPT (b)(3), (b)(6) I WAS GOING TO GET THEM. SOF (b)(2)High IT WITH (b)(2)High. I RAN OVER AND JUMPED INTO ~~THE~~ WHAT ATB A TRENCH. ALL 4 ETT'S WERE THERE AND

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

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

STATEMENT OF (b)(3), (b)(6) TAKEN AT FOB MONTI DATED 20090914

9. STATEMENT *(Continued)*

I AM A SOLDIER. I CHECKED THEM ALL FOR A PULSE THESE BODIES WERE ALREADY STIFF. I FOUND SSGT KENEFICK FACEDOWN IN THE TRENCH W/ HIS GPS IN HIS HAND. HIS FACE APPEARED AS IF HE WAS SCREAMING. HE HAD BEEN SHOT IN THE HEAD. BEHIND HIM WAS LAYTON WHO HAD BEEN WORKING ON LT JOHNSON WHO APPEARED TO HAVE BEEN SHOT IN THE RT SHOULDER. DOC LAYTON HAD BEEN SHOT IN THE FACE W/ A ~~RPM~~ AK-47 BURST. GUNNY JOHNSON WAS LAST IN THE TRENCH HE HAD BEEN SHOT IN THE RT SIDE THE FACE + THE CHEST. HIS ARMS WERE UP AS IF HE HAD SEEN THE ENEMY. THEREBOM ARMOR + GEAR WAS SPREAD OUT THROUGH THE TRENCH. ALL WPNS HAVE BEEN TAKEN ALONG W/ RADIOS. MYSELF + AM CARRIED THERE BODY'S ~~ARMOR~~ OUT TO A HUMMVEE. ~~I THE~~ WE THEN PULLED OUT OF THE VALLEY UNDER FIRE. WHEN I REACHED THE ORP I RODE WITH THE BODIES BACK TO JOYCE TO THERE FINAL DESTINATION.

D. MAJ (b)(3), (b)(6) ~~+ LT~~ 1ST SGT (b)(3), (b)(6) AND LT (b)(3), (b)(6)

THE MISSION WAS ~~KE~~ KLE / MOVEMENT TO CONTACT.

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

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

STATEMENT OF (b)(3), (b)(6) TAKEN AT FOB MONTI DATED 2009 09 14

9. STATEMENT *(Continued)*

E. ALL PPE WAS WORN

F. THE REASON WAS NO COMM W/ THEM AFTER MANY ATTEMPTS TO GET IT. THE LAST THING ~~WAS~~ LT JOHNSON SAID WAS "WERE SURROUNDED THERE MOVING IN ON US." SSGT KENEFICK I HAD HEARD HIM TRY TO GIVE A GRID. HE WAS STEPPED ON 3 TIMES DUE TO EVERYONE BEING ON (b)(2)High " SO DUE TO ~~THE~~ NO COMM W/ THEM WE DEEMED THEM MISSING.

G. NO AFGHAN LOCALS WERE KILLED OR INJ. IN THE ENGAGEMENT AS FAR AS I KNOW

H. NO I DIDN'T WITNESS THIS ~~JUST~~ I WAS TOLD THE OVERWATCHES COULD SEE IT.

I. THIS MISSION SHOULD BE BETTER PLANNED. A BETTER COMM PLAN. HAVING DIRECT ASSETS I.E. AIR,

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

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

STATEMENT OF (b)(3), (b)(6) TAKEN AT FOB MONTE DATED 20090914

9. STATEMENT *(Continued)*

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

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

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

(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 5. 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)(3), (b)(6) DUCEMENT.

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

WITNESSES:

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

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

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

ETT 2-8

ORGANIZATION OR ADDRESS

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

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

ETT 2-8

ORGANIZATION OR ADDRESS

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 14 day of September 2009

at

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

(S th)

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

(Ty Oath)

Fourth Section Officer

(Authority To Administer Oaths)

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

(b)(1)1.4a, (b)(1)1.4c, (b)(1)1.4d, (b)(2)High, (b)(3), (b)(6)

(b)(2)High