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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 Joyce	20090910	1631	

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

8. ORGANIZATION OR ADDRESS

D.Co 1-32 In

9.

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

a. What is your current duty position?
Section Sergeant

b. Describe the facts and circumstances surrounding the ASV rollover.
I was driving down an unimproved road in the Ganjgal valley in support of the unit taking heavy contact down the valley. We (myself and the platoon leader) took our vehicles because he was in a humvee and I was in the ASV and he knew MRAPs would not make it down that road. We were moving as fast as possible but because of the road we could not go faster the 20 mph. We arrived at a narrow part of the road with a 15 20ft dropoff on the left side. We had about 1½ feet of clearance on each side of the ASV. We were going about 10 mph when the left side of the road gave out. My gunner quickly yelled We are rolling over and the ASV began to roll down the dropoff. Everyone in the ASV was belted in and when the two hatches opened above our head we all remained inside the vehicle. The ASV landed on its wheels ~~where~~ and we remained inside the vehicle because of the heavy enemy threat outside and no weapons systems to range while the ANA pulled security outside. The rollover happened at about 0730.

i Terrain - unimproved road, hills

ii Crew members - Driver - SGT (b)(3), (b)(6)
T.C - Spc (b)(3), (b)(6)
Gunner - Spc (b)(3), (b)(6)

iii - Training and Driver Experience - Licensed on ASV and drove multiple times in country equalling about 30 hours

iv. Recovery Timeline - From rollover impact to recovery was about (b)(2)High in and the ASV was driven out.

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 _____

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 Joyce DATED 20090910

9. STATEMENT *(Continued)*

C. What personal protective equipment was worn by your crew at the time of the incident?

(b)(2)High (b)(2)High -all crew members

D. What if any medical treatment was provided to the U.S. Service members. What are the nature, extent and cause of injuries to any U.S service members?

All of the crew members were examined by a Medic and then about (b)(2)High hours later examined by a Physicians Assistant. The Driver sustained bruises to the thigh and calf, The T.C. Spc (b)(3), (b)(6) a bruise to the ribs, and Spc (b)(3), (b)(6) a bruise to the Knee. The knee injury was wrapped and Spc (b)(3), (b)(6) was given pain medication.

e. What was the nature, extent, and cause of loss or damage of military equipment?

(b)(2)High (b)(2)High (b)(2)High (b)(2)High (b)(2)High

g. Did you observe any women and children firing at CF troops or providing support to AAF? Did you observe any civilian local national casualties? No

h. What recommendations concerning improvements, if any, to coalition force tactics, techniques and procedures will help avoid this type of incident - the Attime?

(b)(2)High (b)(2)High (b)(2)High (b)(2)High (b)(2)High (b)(2)High

i. Any other matters pertaining to this incident that you deem relevant?

No

Nothing Follows

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

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

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

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

STATEMENT OF (b)(3), (b)(6) TAKEN AT FOB Joyce DATED 20090910

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 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) 20090910
(Making Statement)

WITNESSES:

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

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

HHC 1-32 IN, 3 BCT
ORGANIZATION OR ADDRESS

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

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

Uco 1-32 IN 3 BCT
ORGANIZATION OR ADDRESS

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 10 day of September 2009 at FOB Joyce

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

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

Investigating Officer
(Authority To Administer Oaths)

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

DA FORM 2823, NOV 2006

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