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	2009/10/10		

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

8. ORGANIZATION OR ADDRESS

HQ, 1-32 IN, 3rd BCT, 10th MTN DIV LI

9.

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

1) What is your duty position in the Battalion? (b)(2)High

2) Describe the facts and circumstances surround the attack on 08 Sep 09 which resulted in the death of four Marine ETTs in the vicinity of Ganjgal, Afghanistan. Be as specific as possible with regard to the terrain of the attack site, time of attack, size of enemy force encountered, size of U.S. and ANSF, length of the attack, and types of AAF weapons used. (b)(2)High (b)(2)High and (b)(2)High IVO (b)(2)High I was not there but it was reported by CPT (b)(3), (b)(6) and LT (b)(3), (b)(6) that the attack initiated from the east IVO the LOA for HMMWVs and the enemy maneuvered or were already inside of Damdarya-ye and Ganjgal. Initialyl while I was in the TOC roughly around 0730L on the 8th enemy was reported at 3-5 AAF. After debriefing LT (b)(3), (b)(6) CPT (b)(3), (b)(6) and CPT (b)(3), (b)(6) we assessed the enemy to obe 45-60. The CF were first engaged when they reached the SW most portion of Ganjgal IVO (b)(2)High The size of the US force I think was between (b)(2)High and (b)(2)High inside the Ganjgal valley, scouts were roughly (b)(2)High PAX in an overwatch position IVO (b)(2)High and (b)(2)High with (b)(2)High PAX were overwatching the valley from IVO RTE Beaverton at the ANP checkpoint so they could be co partnered with an ANSF element of roughly squad plus of ANP. ANSF was rough (b)(2)High ABP and ANA were roughly (b)(2)High The length of the initial attack lasted from roughly 05 until 1400L based off my memory before the majority of forces were replaced by QRF and follow-on forces. What extended the fight was when the 4x marines were reported missing around 0830-0900L and when (b)(2)High reported flipping an ASV both preventing the initial forces from exfilling. RPGs, crew served machine guns, and AK-47s were the known enemy weapons systems.

3) What was the mission, purpose of the U.S. and ANSF military members at the time of the incident. Was there a pre-mission briefing concerning enemy forces? The TF CHOSIN forces were in a supporting role overwatching from the highground and MSR (b)(2)High while CPT (b)(3), (b)(6) was with the Marines mentoring and assissting with battletracking at the trucks. The ABP were susposed to make an overwatch and blocking position between Damdarya-ye and Ganjgal while the ANA were tasked to engage the population with a KLE and go through the village with elders.

4) What was the historical threat analysis of the town and area to include any specific reported threats and tactics, techniques, and procedures (TTPs) utilized? Was an up to date threat assessment provided for the mission? What threats were reported? What collection assets were used for this assessment? What intelligence constraints did you experience for this mission? (b)(2)High (b)(2)High (b)(2)High Yes, Scouts purpose of overwatch was to report new POL that would lead to a new threat but none were observed or reported to my knowledge. Scouts were the collection asset used in overwatch to determine if there were new

10. EXHIBIT	11. INITIALS OF PERSON MAKING STATEMENT	PAGE 1 OF 2 PAGES
	(b)(3), (b)(6)	

ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT OF _____ 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 (b)(3), (b)(6) TAKEN AT FOB JOYCE DATED 2009/10/07

9. STATEMENT *(Continued)*

threats before ANSF and CF entered the valley.

The intelligence constraints for this mission was limited (b)(2)High reporting and (b)(2)High assessts. We knew and briefed ANSF with ETTs that because of Lethal Storm in the Waturpur that (b)(2)High would be in support of TF Lethal. Because CF and ANSF did not go deep into the valley on a regular basis there was limited (b)(2)High sources. If the CF and ANSF don' go into the valleys then the sources tend to be limited.

5) Who participated in the mission planning or had knowledge of the mission, how far out from execution and what is the likelihood that unsecure communications (including cell phone) were used within 24 hours prior to the mission? The initial planning really started a a week prior to the first OP (b)(2)High that occured on the 4th with ABP in the lead. The day of the 4th after the positive feedback from the Damdaryaye elders we started planning to go back IOT keep the momentum going. MAJ(b)(3), (b)(6) MAJ (b)(3), (b)(6) provided mostly just feedback as COAs were given to him), CPT(b)(3), (b)(6) LT(b)(3), (b)(6) CPT(b)(3), (b)(6) the ABP XO/S3, ANA S3 all were the major planners but there were more who slip my mind. So 72-96 hours prior to the mission the enemy could possibly known about the mission.

6) To the best of your knowledge, did anyone communicate the movement schedule/timeline to any local nationals (including ANSF, local police, local leaders, etc)? If so, describe the communication, to whom, and when prior to the mission. At a minimum ABP XO/S3 ANA S3and they probably called their respective LTCs to get permission.

7) Were any sensitive items lost or compromised during this mission? If so, were they recovered? To my knowledge it was reported to the TOC that the weapons and comms equipment fo the marines were lost and compromised and never recovered.

8) What recommendations concerning improvements, if any, to coalition force TTPs will help to avoid this type of incident in the future. Be as specific as possible, keeping in mind mission and personnel constraints and limitations? Submitting ANSF operations as LEvel2s not during other level2 conops so we can get assets.

9) Any other relevant matters pertaining to this incident? None. Nothing else follows (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, OF

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

W

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

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

1-32 IN, FOB JOYCE AFGHANISTAN

ORGANIZATION OR ADDRESS

ORGANIZATION OR ADDRESS

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 7 day of OCTOBER, 2009 at FOB JOYCE KUNAR PROVINCE AFG

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

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

(Typed Name of Person Administering Oath)

CPT, IN

(Authority To Administer Oaths)

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