**SWORN STATEMENT**

I am Major Mike (b)(3), (b)(6), U.S. Army. I am a logistics officer currently assigned to Commanding General Staff College at Ft. Leavenworth.

In July 2008, I was a member of the 173rd Airborne Brigade Combat Team, serving as the brigade S-4. I had the additional responsibility of being the OIC for the brigade forces on Bagrahm. At this point, I had been with the 173rd for approximately a year and a half. During my tour there I only visited a couple of small outposts at Naray and Jallalabad.

I did not have direct participation in the staff planning process for Wanat. I had a liaison function as an area expert on the budgeting and contracting process. I determined what it was going to take to lay out the budgeting process and how long it was going to take and how to assemble the logistical support structure for the administration logistics. This included laborers, construction, and other general service contracts. I frequently provided insight regarding these matters to the battalion S-4 or the battalion XO. I did not perform direct one on one staff work at FOB Blessing. I believe the deliberate planning effort was ongoing at the battalion, and I was not a routine member of the staff process due to my location on Bagrahm.

The 173rd had established other new COP's other than Wanat while I was in Afghanistan. The basic process for this starts with the creation of a generic FOB package that is modeled from previous FOB's. This would include requirements for portable toilets, day laborers, force protection and structures requirements, buildings erected for CP's and living quarters. The normal process would be to build the packet, identify the generic requirements and share it with the battalion. The battalion would then take it and add in the unique features they required. After receiving the package back from the battalion, we would begin the budgeting cycle. The normal process could be completed within three to four months.

For budgeting purposes Wanat was worked as an emergency funds request. This is just a generic term used for something we process outside of the normal funding cycle. In order to process emergency funds requests, I would work with the brigade XO to identify what we could give up to offset the budgeting cycle. I know we did this process for Wanat. I believe I worked the package for Wanat sometime in May 2008. This was the first time I became involved in any planning for Wanat.

The records of the Wanat FOB package should be sitting in storage wherever the budgeting office is located for the unit that is

currently operating in that area. I had an RM Officer, Major Patriot (b)(3), (b)(6), who had a requirement to take everything that was processed and put it into files and store it. The Joint Contracting Officer (JCO) in the Jallalabad region should be able to find that packet.

The Wanat FOB package had line items desired such as construction equipment and support. I cannot remember the specifics on it, but it did have a number of items which were prioritized by the battalion. We may have had in the contract requesting a specific item or a specific capability.

All funds request for FOB establishments would have come through my office. The acquisition of the land would have gone through the brigade engineer and then to the joint engineers cell (J-7).

For the Wanat Plan, the battalion may have used Field Ordering Officer funds (FOO) to secure some immediate capabilities. This is cash that a field team would use to secure initial capabilities by spending in small increments to secure items.

We had a requirement to purchase from or employ the local Afghanis first before going to outside agencies. The general laborers came from the general population and the more skilled laborers would come from the local population, if available. This was dependent upon the terrain as well. Supervision of these contracts was provided by the Contracting Officer Representative (COR). Individual units have a COR who is responsible for ensuring that the contracts are being fulfilled by the venders who were awarded the bid. For Wanat, I believe a local Afghanistan construction crew was hired to improve the fortifications, but I was not part of that process.

Wanat was not yet a COP, but I think that the information I had available to me led me to believe it was going to grow to a COP. The difference between a COP and a FOB is the length of time you are expecting to stay and the amount of money and level of effort you put into creating fixed facilities. We referred to it as a COP mostly. I was led to believe that there was going to be some type of permanence to Wanat.

## AFFIDAVIT

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

I, 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.

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

(Signature of Person Making Statement)

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 8 day of October 2009 at Fort Leavenworth, KS

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

MARFOR COM

ORGANIZATION OR ADDRESS

GALEN J. MARSHALL
MARFOR COM NORFOLK, VA

ORGANIZATION OR ADDRESS

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

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

(Typed Name of Person Administering Oath)

Judge Advocate

(Authority To Administer Oaths)

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