

FOREIGN CLAIMS COMMISSION DECISION MEMORANDUM

1. CASE No. #: **104**
2. DATE REQUEST FILED: **28 March 2003**
3. NAME AND ADDRESS OF CLAIMANT:
[REDACTED]; Kandahar, AFG
4. NAME AND ADDRESS OF REPRESENTATIVE:
NA
5. DATE AND PLACE OF INCIDENT:
4 Mar 03, Kandahar
6. AMOUNT REQUESTED: **\$2000.00**
7. EQUIVALENT IN U.S. CURRENCY: **\$2000.00**
8. FACTS: See investigation memo
9. LIABILITY: The request is cognizable and considered meritorious.
10. QUANTUM:

Amount requested: \$2000.00	Amount Approved: \$1500.00
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11. FUND CITE # **AA 5733400 303 7826 A8847C 010000 67200 27596F 667100 ESP: 7C**
12. ACTION: **claimant paid \$1500.00**
13. EQUIVALENT IN U.S. CURRENCY: **\$1500.00**
14. COMMISSIONER'S SIGNATURE/DATE:
 **28 APR 03**

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DEPARTMENT OF DEFENSE
Task Force Devil (TF504th PIR)
KANDAHAR AIRFIELD, AFGHANISTAN APO AE 09355

REPLY TO
ATTENTION OF:

AFVC-KC-JA

20 April 2003

MEMORANDUM FOR RECORD

SUBJECT: Foreign Claims Investigation, [REDACTED]

1. Identifying Data

- a. Claimant: [REDACTED]
- b. Date, time and place of incident: 4 March 2003, 1200 Local, In the Vicinity of Kandahar City.
- c. Amount of claim / date request filed: \$2,000, 28 March 2003.
- d. Description of claim: Death of [REDACTED] (son of [REDACTED]).

2. Jurisdiction. This request is presented for consideration under the provisions of the Foreign Claims Act, 10 U.S.C. Section 2734, as implemented by Chapter 4, Air Force Instruction (AFI) 51-501. This claim was filed in a timely manner.

3. Facts. Summary of Findings:

On 4 March 2003, a maneuver assessment team consisting of Civil Affairs personnel conducted an assessment of the incident of the sustained injuries upon [REDACTED] [REDACTED] nomad who lives near Kandahar City is claiming that his son was running to go play with other local children when he was hit by a U.S. Humm-V. The injuries were so severe that both he and his son were medivac to Bagram Airfield for further treatment. His son's injuries were treated at Bagram Airfield for approximately three weeks until his death on 25 March 2003.

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CTF82-SJA

SUBJECT: Foreign Claims Investigation, Mohammad, Jaan, IVO Kandahar

Location #1: Kandahar

Grid:

4. **Legal Analysis.** US Forces were conducting a convoy when [REDACTED] was unintentionally struck by a coalition vehicle. The resulting injuries required three weeks of treatment at Bagram Airfield. The injuries sustained resulted in the death of [REDACTED]
5. **Damages.** Claimant's son was hit by a U.S. Humvee eventually resulting in death.
6. **Recommendation.** That the claim be approved in the amount of \$2,000.
7. POC for this memorandum is the undersigned at 303-581-3401 or via email at CTF82-S. (SIPR).

Encl

SF Form 95, dtd 28 Mar 03

[REDACTED]
SGT, USA

THE 2 504th RDP - BAGRAM AFGHANISTAN

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