

STATEMENT OF

LLT

(b)(6)(demo)

TAKEN AT

(b)(6)(demo)

05 0010

DATED

06 SEP 05

STATEMENT

INITIALS

after my SITREP after I had moved back to my vehicle I was radioed by A12 that he had "spotted a suspected IED approx 150m forward from his position." I dismounted and proceeded forward to his position at which time I asked A11, who was in the vicinity to detain the LNs we wanted. He informed me that IEDs had taken him away. I then ordered soldiers to link up with IEDs, move close to IEDs and move to a safe standoff position. I ordered A11 and A12 to blow by it and secure the far-side to avoid any LNs or coalition forces from driving into the suspected IED and to interrogate it. There was no way for my M114's to cut over to the non suspected IED side of the lane because the median was too high. The only safe turnaround point was 500m to our east. Once the (b)(2) Low(demo) interrogated we confirmed the presence of 2 artillery rounds and an RC device. It is my assessment that it is possible, one or both of the LNs (the WIA and KIA) were trying to distract us or test our TTRs. It is also possible the IED was placed while we were static dealing with the WIA and KIA. No effort was made to conceal the IED, it was placed in a previous IED crater.

1. LLT

(b)(6)(demo)

AFFIDAVIT

WHICH BEGINS () AND ENDS ON PAGE (). 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)(6)(demo)

(Signature of Person Making Statement)

WITNESSES:

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 6 day of Sept, 2005 at Comd (b)(1)(demo)

ORGANIZATION OR ADDRESS

(b)(6)(demo)

ORGANIZATION OR ADDRESS

(Authority To Administer Oaths)

INITIALS OF PERSON MAKING STATEMENT

PAGE

OF

PAGES

Enclosure H

SWORN STATEMENT

For use of this form, see AR 190-45; the proponent agency is CDCSOPS

PRIVACY ACT STATEMENT

AUTHORITY: Title 10 USC Section 301; Title 5 USC Section 2951; E.O. 9397 dated November 22, 1943 (SSN).
PRINCIPAL PURPOSE: To provide commanders and law enforcement officials with means by which information may be accurately
ROUTINE USES: Your social security number is used as an additional/alternate means of identification to facilitate filing and retrieval.
DISCLOSURE: Disclosure of your social security number is voluntary.

1. LOCATION HHC/1st BSB Tractor, (b)(1)(demo)	2. DATE (YYYYMMDD) 2005, 09, 06	3. TIME 11:00	4. FILE NUMBER
5. LAST NAME, FIRST NAME, MIDDLE NAME (b)(6)(demo)	6. SSN (b)(6)(demo)	7. GRADE/STATUS E-2/Active	
8. ORGANIZATION OR AGENCY			

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

Q: What do you cover in your Patrol Brief?

A: Trip Ticket, 72 hour threat brief, mission, route, Convoy formation (diagram), Sweep formation (diagram), Action on confirmed IED react to IED (No damage to vehicles or injuries), react to IED (vehicle immobilized), react to IED vehicle damaged but able to move, task to maneuver vehicles (chase vehicles, CASEVAC/RECOVERY vehicles), ROE/escalation of force slide, weapons status slide (Red, Amber, Green), Moment of silence, For ROE and escalation of force refer to TFC TAGSOP which states 100m or less use verbal and hand and arm signals to push people back 50-100m fire a warning shot, 30-50m fire a disarming shot, 30m or less fire kill shots.

Q: What is the definition of a warning shot?

A: A warning shot is a shot used to get the attention of a driver who is approaching your convoy at a dangerous speed and has crossed into an area deemed danger close. This is based off the ROE.

Q: What traffic control measures did you use and when?

A: The formation was stopped for a long halt to interrogate a suspected IED. The point and trail vehicles were told to have their (b)(6)(demo) gunners block off East and west bound traffic using laser pointers, hand and arm signals, shouting, and if needed warning shots are used based on our TRPs and ROE/escalation of force.

10. EXHIBIT	11. INITIALS OF STATEMENT (b)(6)(demo)	PAGE 1 OF 3 PAGES
-------------	---	-------------------

ADDITIONAL PAGES MUST CONTAIN THE HEADING: STATEMENT _____ 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)(6)(demo)

TAKEN AT

061700 06/05

DATED

06 SEP 05

2. STATEMENT (Continued)

(b)(6)(demo)

(b)(6)(demo)

Redax Demo

(b)(6)(demo)

(b)(6)(demo)

INITIALS OF PERSON MAKING STATEMENT

PAGE

2 OF 3

PAGES

STATEMENT OF	(b)(6)(demo)	TAKEN AT	(b)(6)(demo) <u>EX-100</u>	DATED	06 SEP 05
9. STATEMENT (Continued)					
(b)(6)(demo) (b)(6)(demo) (b)(6)(demo) (b)(6)(demo) Redax Demo					
AFFIDAVIT					
(b)(6)(demo) <u>ICJ, EN</u> HAVE READ OR HAVE HAD READ TO ME THIS STATEMENT WHICH BEGINS ON PAGE 1, AND ENDS ON PAGE <u>3</u>. 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)(6)(demo) <u>ICJ, EN</u> (Signature of Person Making Statement)					
WITNESSES: _____ _____ ORGANIZATION OR ADDRESS _____ _____ ORGANIZATION OR ADDRESS		Subscribed and sworn to before me, a person authorized by law to administer oaths, this <u>6</u> day of <u>September 2005</u> at _____ (b)(1)(demo) _____			
		(b)(6)(demo) _____ (Signature of Person Administering Oath)			
		(b)(6)(demo) _____ (Typed Name of Person Administering Oath)			
		_____ (Authority To Administer Oaths)			
INITIALS OF PERSON MAKING STATEMENT				PAGE	OF PAGES

Enclosure I

SWORN STATEMENT

For use of this form, see AR 190-45; the proponent agency is ODCSOPS

PRIVACY ACT STATEMENT

AUTHORITY: Title 10 USC Section 301; Title 5 USC Section 2951; E.O. 9397 dated November 22, 1943 (SSN).
PRINCIPAL PURPOSE: To provide commanders and law enforcement officials with means by which information may be accurately identified.
ROUTINE USES: Your social security number is used as an additional/alternate means of identification to facilitate filing and retrieval.
DISCLOSURE: Disclosure of your social security number is voluntary.

1. LOCATION (b)(1)(demo)	2. DATE (YYYYMMDD) 2005 09 05	3. TIME 1500	4. FILE NUMBER
5. IDLE NAME (b)(6)(demo)	6. SSN (b)(6)(demo)	7. GRADE/STATUS E-6 / SQD LDR	

A Co 1st BSB

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

I was in the lead vehicle of the convoy doing route clearance on Route (b)(1)(demo) going West. The (b)(2) Low(demo) was called to interrogate a suspected IED, I had PFC (b)(6)(demo) pull up to where the was an alley to my left so my gunner SPC (b)(6)(demo) could secure that alley way and the oncoming traffic at the same time. We had a Toyota Pick-up truck speeding towards our convoy traveling East on Route (b)(1)(demo) the gunner (b)(6)(demo) SPC (b)(6)(demo) hollered at the truck to stop 2 or 3 times fired a warning shot at the truck and the truck proceeded toward the convoy SPC (b)(6)(demo) fired a 3-5 round burst at the tires and grill of the truck and disabled the vehicle, and the LN driving the vehicle got a scratch on his left side. I called a medic forward to treat the LN, I then continue to pull security at the front of my vehicle. As the medic SGT (b)(6)(demo) was treating the LN we had a car coming down the alley at high rate of speed towards the convoy I had my team leader SGT (b)(6)(demo) take a position at the hood of the HMMV aiming at the car, my gunner SPC (b)(6)(demo) and myself hollered at the vehicle to stop 3 or 4 times, the driver disregarded the shouting and hand signals and continued speeding towards the convoy I fired a warning shot at the grill of the vehicle the driver ignored the warning shot and continued toward the convoy. Once the vehicle hit the 30m line between us and the vehicle my gunner SPC (b)(6)(demo) engaged the vehicle with the M240B and started at the front of the hood of the vehicle and worked up to the windshield and killed the LN that was driving.

END of Statement

10. EXHIBIT	11. INITIALS OF PERSON MAKING STATEMENT (b)(6)(demo)	PAGE 1 OF 1 PAGES
-------------	---	-------------------

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.

Redax Demo

12084

STATEMENT OF _____ TAKEN AT _____ DATED _____

9. STATEMENT (Continued)

(b)(6)(demo)

(b)(6)(demo)

(b)(6)(demo)

(b)(6)(demo)
Redax Demo

AFFIDAVIT

I, SSG (b)(6)(demo), HAVE READ OR HAVE HAD READ TO ME THIS STATEMENT WHICH BEGINS ON PAGE 1, AND ENDS ON PAGE 1. 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)(6)(demo)

WITNESSES:

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 6 day of September, 2005
at _____ (b)(1)(demo) _____

ORGANIZATION OR ADDRESS

(b)(6)(demo)

(b)(6)(demo)

(Typed Name of Person Administering Oath)

ORGANIZATION OR ADDRESS

(Authority To Administer Oaths)

INITIALS OF PERSON MAKING STATEMENT

(b)(6)(demo)

PAGE 1 OF 1 PAGES

Enclosure J

SWORN STATEMENT

For use of this form, see AR 190-45; the proponent agency is ODCSOPS

PRIVACY ACT STATEMENT

AUTHORITY: Title 10 USC Section 301; Title 5 USC Section 2951; E.O. 9397 dated November 22, 1943 (SSN).
PRINCIPAL PURPOSE: To provide commanders and law enforcement officials with means by which information may be accurately
ROUTINE USES: Your social security number is used as an additional/alternate means of identification to facilitate filing and retrieval.
DISCLOSURE: Disclosure of your social security number is voluntary.

1. LOCATION (b)(1)(demo)	2. DATE (YYYYMMDD) 2005 09 06	3. TIME 1100	4. FILE NUMBER
5. ME, MIDDLE NAME (b)(6)(demo)	6. SSN (b)(6)(demo)	7. GRADE/STATUS E-6/SQD LDR	

8. A Co 1st BSBTB

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

Q: What is briefed during the Patrol Brief?

A: The route, Actions on contact, Actions on recovery ops and ROE
 100m - shout and use hand signals
 50m - warning shot
 30m - kill line

Q: Where do you aim warning shots?

A: Towards the tire of the vehicle

Q: What traffic control measures were used after the first incident with the white Pickup?

A: Between the time of the Pickup and the Mercedes car no time ³⁵⁰ to implement a different TTP for traffic control. We did use IP's to stop traffic further down (b)(1)(demo) but just oncoming traffic

Q: When did you first notice the white pickup truck.

A: I saw the pickup truck coming down Route (b)(1)(demo) at a high rate of speed about 40m from my vehicle

10. EXHIBIT	11. INITIALS OF PERSON MAKING STATEMENT (b)(6)(demo)	PAGE 1 OF 1 PAGES
-------------	---	-------------------

ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT" 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)(6)(demo)

TAKEN AT

DATED

9. STATEMENT (Continued)

(b)(6)(demo)

(b)(6)(demo)

(b)(6)(demo)

Redax Demo

(b)(6)(demo)

INITIALS OF PERSON MAKING STATEMENT

PAGE OF PAGES

STATEMENT OF _____ TAKEN AT _____ DATED _____

9. STATEMENT (Continued)

(b)(6)(demo)

(b)(6)(demo)

(b)(6)(demo)

(b)(6)(demo)

Redax Demo

AFFIDAVIT

I, SSG (b)(6)(demo), HAVE READ OR HAVE HAD READ TO ME THIS STATEMENT WHICH BEGINS _____ 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)(6)(demo)

WITNESSES:

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 6 day of September, 2005 at _____

(b)(1)(demo)

(b)(6)(demo)

Oath!

ORGANIZATION OR ADDRESS

(b)(6)(demo)

(b)(6)(demo) Administering Oath!

ORGANIZATION OR ADDRESS

(Authority To Administer Oaths)

INITIALS OF PERSON MAKING STAT

(b)(6)(demo)

PAGE / OF / PAGES

Enclosure K

SWORN STATEMENT

For use of this form, see AR 190-45; the proponent agency is ODCSOPS

PRIVACY ACT STATEMENT

AUTHORITY: Title 10 USC Section 301; Title 5 USC Section 2951; E.O. 9397 dated November 22, 1943 (SSN).
PRINCIPAL PURPOSE: To provide commanders and law enforcement officials with means by which information may be accurately identified.
ROUTINE USES: Your social security number is used as an additional/alternate means of identification to facilitate filing and retrieval.
DISCLOSURE: Disclosure of your social security number is voluntary.

1. LOCATION (b)(1)(demo) 100	2. DATE (YYYYMMDD) 08050905	3. TIME 1456	4. FILE NUMBER
5. NAME (MIDDLE NAME) (b)(6)(demo)	6. SSN (b)(6)(demo)	7. GRADE/STATUS E-4	

8. ORGANIZATION OR ADDRESS
1st PLT, A co. 1st BSTB, 1BCT

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

On 05 SEP 05 at approximately 0645, 1st Platoon, A co. 1st BSTB were conducting a mission. We, as an engineer platoon, were convoying at route (b)(1)(demo) going west bound when the convoy stopped for the (b)(2)Low(demo) to interrogate a possible IED. I was the gunner for the lead humvee along with PFC (b)(6)(demo) as the driver, SSG (b)(6)(demo) as the TC, SGT (b)(6)(demo) as the rear-right passenger, and SSG (b)(6)(demo) from A co. 1088th Engineers as the rear-left passenger. At the time of the (b)(2)Low(demo) interrogation, I was pulling security at an intersection approximately 800 meters east from the Route (b)(1)(demo) intersection. At 0700, a white pick-up truck with red trim drove up to my sector of fire, which I was covering the south-bound and west bound intersections. The local national, male, did not stop within 100 meters from my position, which led me to shoot a warning shot at the local national. That driver persisted to drive closer, and within 50 meters I shot his front-left tire and the radiator with my M40 machine gun. The local national stopped, backed up away from the traffic control point and parked on the side of the road. 1LT (b)(6)(demo) radioed SSG (b)(6)(demo) to investigate the vehicle that had been shot. SSG (b)(6)(demo) and SGT (b)(6)(demo) dismounted from the humvee to investigate the local national and the downed pick-up truck. Upon SSG (b)(6)(demo)

10. EXHIBIT

11. INITIALS OF PERSON MAKING STATEMENT

(b)(6)(demo)

PAGE 1 OF

2

PAGES

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.

STATEMENT OF SPC(P) (b)(6)(demo) TAKEN AT (b)(1)(demo) DATED 05 SEP 05

9. STATEMENT (Continued)

investigation, SSG (b)(6)(demo) requested the medic, SGT (b)(6)(demo) to tend the local national's wound. It turns out that the injury was minor, perhaps a bullet graze near the right side of the local national's torso. At 0910 there was another vehicle driving north bound towards the traffic control point. The vehicle is a white Mercedes-Benz. As this male local national drove 100 meters closer to the traffic control point, myself and SSG (b)(6)(demo) shouted and used hand gestures with our weapons to get the driver's attention. At approximately 50 meters, SSG (b)(6)(demo) fired a warning shot at the vehicle's radiator, and the driver persisted in driving into the traffic control point. About 3 to 4 seconds later, I fired at the vehicle as it was driving dangerously close to the humvee. I shot at the vehicle's tire, the driver side headlight, the radiator, and finally the driver of that Mercedes-Benz. The local national was less than 30 meters when I opened fire, and was considered a hostile action according to OPORD 05 SEP 05. SSG (b)(6)(demo) and SGT (b)(6)(demo) went up to the downed Mercedes-Benz to check on the local national. The local national was pronounced dead at approximately 0910. 1LT (b)(6)(demo) then contacted the Iraqi Police to handle the situation, and continued the mission at approximately 0915. END OF STATEMENT

AFFIDAVIT

I, SPC(P) (b)(6)(demo), 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, COERCION, OR UNLAWFUL INDUCEMENT.

(b)(6)(demo)

(Signature)

WITNESSES:

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 6 day of September, 2005, at (b)(1)(demo)

(b)(6)(demo)

(Signature)

(b)(6)(demo)

(Typed name of person administering Oath)

(Authority To Administer Oaths)

INITIALS OF PERSON MAKING STATEMENT (b)(6)(demo)

PAGE 2 OF 2 PAGES

Enclosure L

SWORN STATEMENT

For use of this form, see AR 190-45; the proponent agency is ODCSOPS.

PRIVACY ACT STATEMENT

AUTHORITY: Title 10 USC Section 301; Title 5 USC Section 2951; E.O. 9397 dated November 22, 1943 (SSN).
PRINCIPAL PURPOSE: To provide commanders and law enforcement officials with means by which information may be accurately
ROUTINE USES: Your social security number is used as an additional/alternate means of identification to facilitate filing and retrieval.
DISCLOSURE: Disclosure of your social security number is voluntary.

1. LOCATION	2. DATE (YYYYMMDD)	3. TIME	4. FILE NUMBER
5. LAST NAME FIRST NAME MIDDLE NAME (b)(6)(demo)	6. SSN (b)(6)(demo)	7. GRADE/STATUS	
8. ORGANIZATION OR ADDRESS			

9.

I, _____, WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH:

Q: In your statement you mentioned the local national did not stop within 100 meters. What were you briefed about Warning Shots?

A: Warning shots are fired when shooting does not work, and when a vehicle is within 50 meters.

Q: Where did you aim your warning shot?

A: The front tires or the engine block.

Q: How was the traffic control point marked?

A: The traffic control point is marked by orange cones.

Q: Before shooting at the white Pick up what steps did you take in the escalation of force? with hand signals

A: I started shouting to get the driver's attention, and when that didn't work, I fired a warning shot when it got close at 50 meters; the vehicle wouldn't stop after that so I engaged the vehicle to immobilize when it was within 50 meters of the traffic control point.

10. EXHIBIT	11. INITIALS OF PERSON MAKING STATEMENT	PAGE 1 OF _____ PAGES
-------------	---	-----------------------

ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT _____ 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 _____ TAKEN AT _____ DATE _____

9. STATEMENT (Continued)

INITIALS OF PERSON MAKING STATEMENT

PAGE OF PAGES

STATEMENT OF _____ TAKEN AT _____ DATED _____

9. STATEMENT (Continued)

(b)(6)(demo)

(b)(6)(demo)

(b)(6)(demo)

(b)(6)(demo)

Redax Demo

AFFIDAVIT

I, _____, HAVE READ OR HAVE HAD READ TO ME THIS STATEMENT WHICH BEGINS ON PAGE 1, AND ENDS ON PAGE _____. 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)(6)(demo)

(Signature of Person Making Statement)

WITNESSES:

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 6 day of September, 2004

at _____ (b)(1)(demo)

(b)(6)(demo)

(Signature of Person Administering Oath)

(b)(6)(demo)

(Administering Oath)

(Authority To Administer Oaths)

ORGANIZATION OR ADDRESS

ORGANIZATION OR ADDRESS

INITIALS OF PERSON MAKING STATEMENT

PAGE OF PAGES

Enclosure 00

SWORN STATEMENT

For use of this form, see AR 190-45; the proponent agency is ODCSOPS

PRIVACY ACT STATEMENT

AUTHORITY: Title 10 USC Section 301; Title 5 USC Section 2951; E.O. 9397 dated November 22, 1943 /SSN/.

PRINCIPAL PURPOSE: To provide commanders and law enforcement officials with means by which information may be accurately identified.

ROUTINE USES: Your social security number is used as an additional/alternate means of identification to facilitate filing and retrieval.

DISCLOSURE: Disclosure of your social security number is voluntary.

1. LOCATION (b)(1)(demo) <u>Bajdad</u>	2. DATE (YYYYMMDD) 2005 08 05	3. TIME 1505	4. FILE NUMBER
6. LAST NAME, FIRST NAME, MIDDLE NAME (b)(6)(demo)	5. SSN (b)(6)(demo)	7. GRADE/STATUS E-3	

Aco 1st BSB 1/10 MTN

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

On the morning of 05 Sept, 2005 the following personnel were in my ~~team~~ 1114 HMMV: Pfc(b)(6)(demo) driver, Ssgt(b)(6)(demo) TC, Ssgt(b)(6)(demo) and Sgt(b)(6)(demo) passengers in the back, and Spec(b)(6)(demo) as gunner. During route clearance operations headed west on (b)(1)(demo) we were at a long halt because of a possible IED. Our truck was the lead truck stopping traffic coming from the east. At this time 4 cars were pulled off the side of the road in front of us about 75 to 100 meters in front of us. A white pickup truck approached us speeding very fast. The gunner was shouting, he did not slow down then the gunner fired a warning shot and he still did not slow down. Then the gunner engaged on the white pickup into the grill and the truck stopped. About 25 meters out the white pickup then backed up. At this time the 4 cars turned around and left the area. The white pickup pulled his truck down to the left at an intersection. He then got out and signaled for help. Ssgt(b)(6)(demo) and the TC from vehicle 2 and Ssgt(b)(6)(demo) approached him cautiously, searched him and Sgt(b)(6)(demo) called for the medic to come up and check him out. I then pulled my vehicle up to the intersection. The medic checked him out and sent him on his way.

While sitting at the intersection, from the left avenue of approach to Michigan, a white Mercedes was approaching us ~~from the left~~ from the left at a very high rate of speed. The gunner shouted to stop but the car did not slow down. ~~The gunner then~~ Ssgt(b)(6)(demo) at this time was outside of the our truck and fired a warning shot and the car did not slow. At this time the car dangerously close 25 to 35 meters, still speeding. The gunner Spec(b)(6)(demo) engaged on the car and it stopped. As the result the LN was killed.

End of Statement

10. EXHIBIT	11. INITIALS OF PERSON MAKING STATEMENT (b)(6)(demo)	PAGE 1 OF <u>1</u> PAGES
-------------	---	--------------------------

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.

STATEMENT OF

TAKEN AT

DATED

9. STATEMENT (Continued)

(b)(6)(demo)

(b)(6)(demo)

(b)(6)(demo)

Redax Demo

AFFIDAVIT

I, PFC (b)(6)(demo), HAVE READ OR HAVE HAD READ TO ME THIS STATEMENT WHICH BEGINS ON PAGE 1, AND ENDS ON PAGE 1. 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)(6)(demo)

(Signature of Person Making Statement)

WITNESSES:

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 6 day of September, 2002 at (b)(1)(demo)

(b)(6)(demo)

(Administering Oath)

(b)(6)(demo)

(Administering Oath)

(Authority To Administer Oaths)

INITIALS OF PERSON MAKING STATEMENT

(b)(6)(demo)

PAGE 1 OF 1 PAGES

Enclosure N

SWORN STATEMENT

For use of this form, see AF 190-45; the proponent agency is ODCSOPS

PRIVACY ACT STATEMENT

AUTHORITY: Title 10 USC Section 301; Title 5 USC Section 2951; E.O. 9397 dated November 22, 1943 (SSN).
PRINCIPAL PURPOSE: To provide commanders and law enforcement officials with means by which information may be accurately identified.
ROUTINE USES: Your social security number is used as an additional/alternate means of identification to facilitate filing and retrieval.
DISCLOSURE: Disclosure of your social security number is voluntary.

1. LOCATION (b)(1)(demo)	2. DATE (YYYYMMDD) 20050905	3. TIME 1456	4. FILE NUMBER
5. LAST NAME, FIRST NAME, MIDDLE NAME (b)(6)(demo)	6. SSN (b)(6)(demo)	7. GRADE/STATUS E-5	
8. ORGANIZATION OR ADDRESS Aco 1 BSB 1 BCT 10th MTN.			

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

At approximately 0730 on September 5 2005 the truck I was in began establishing ~~the~~ a cordon while the (b)(2)Low(demo) interrogated a possible IED. I was riding directly behind the TC, SSG (b)(6)(demo) was the TC, PFC (b)(6)(demo) was the driver SPC (b)(6)(demo) was the gunner and SSG (b)(6)(demo) was riding behind the driver. I had moved off of MSR (b)(1)(demo) to an auxiliary road to prevent traffic from traveling down it. About 200 meters down (b)(1)(demo) I saw a small white pick up approaching the cordon at a very high rate of speed. After 2 warning shots from SPC (b)(6)(demo), he then fired a 6 round Burst from the M-16. It appeared he struck the ground and the hood of the vehicle, which came to a screeching halt. The sole occupant of the vehicle exited and indicated he was not armed by lifting his shirt. It was noted that the LN was bleeding slightly from his left side, the medic was called forward, he treated the LN and the LN left. We moved forward about 10 feet in order to allow better fields of fire for SPC (b)(6)(demo). At approximately 0830, while I was walking away from the lead vehicle, I heard repeated yelling of the word "Kiff", and 2-3 warning shots. I do not know who was yelling or who fired the warning shots. I turned back that direction from the back of the truck, in time to see SPC (b)(6)(demo).

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

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.

STATEMENT OF

(b)(6)(demo)

TAKEN AT

(b)(1)(demo)

DATED

5 SEP 05

9. STATEMENT (Continued)

fire a 6-9 round burst from an M-240B. It appeared the rounds struck the ground the front grill, the ~~passenger~~ ^{Driver} side headlight and the windshield. After the incident SSG (b)(6)(demo) and myself moved to a small brick wall closer to the vehicle in order to observe the occupant. SSG (b)(6)(demo) observed through his weapon optic that the occupant of the white Mercedes-Benz was not moving. We then called forward the medic and SSG (b)(6)(demo) and myself moved to the far side of the vehicle to provide security. The medic made a quick assessment that the CN was dead. SSG (b)(6)(demo) and myself then moved back to the M240.

Redax Demo

AFFIDAVIT

I, (b)(6)(demo), HAVE READ OR HAVE HAD READ TO ME THIS STATEMENT WHICH BEGINS ON PAGE 1, AND ENDS ON PAGE 1. 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)(6)(demo)

(Signature)

WITNESSES:

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 6 day of September, 2005

at

(b)(1)(demo)

(b)(6)(demo)

(Signature)

(b)(6)(demo)

(Typed name of person administering Oath)

(Authority To Administer Oaths)

ORGANIZATION OR ADDRESS

ORGANIZATION OR ADDRESS

INITIALS OF PERSON MAKING STATEMENT

(b)(6)(demo)

PAGE

OF

PAGES

Page 54 redacted for the following reason:

(b)(2)Low, (b)(1)

Redax Demo