Con man of the fact	VESTIGATING OFFICER/BOARD O	F OFFICERS		
IF MORE SPACE IS DESCRIPCED TALKS LAND OF THE	AR 15-6; the propopent agency is OTJAG.			
IF MORE SPACE IS REQUIRED IN FILLING OUT A	NY PORTION OF THIS FORM, ATT.	ACH ADDITION	AL SHEETS	·· /··································
SECTION SECTION	N I - APPOINTMENT			
Appointed by LTC (b)(6) CDR, 1st Squadron	71st Coveler		-	-
Appended by Francisco Control Control				
	(Appointing authority)			
on 18 OCT 2005 (Attack inclosure la Lawrence				
on 18 OC 1 2005 (Attach inclosure 1: Lener of appointment (Date)	t or summary of oral appointment data	1.) (See para 3-1:	5, ÅŘ 15-6.)	
CEPTI	ON II - SESSIONS			
VAS 1	water occasions			
The (investigation) (board) commenced as		at		
	(Place)	a	(Time)	
on (Date) (If a formal board met for more than one :	session check here [ Indicate in	era da el enclaratado e		
present and absent, and explanation of ansences it as	HU I The following warrang Grandson	in inclosure the t	ime each session hégan	and
present: (After each name, indicate capacity, e.g., President, Recorder, Membe	er Land Advisor 1	s, respondents; co	ounsel) were	
The state of the s	or, wegus navisor.j			
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The following persons (members, respondents, counsel) were absent. (include	hyter evolunation of multiple and a second	Y		
The following persons (members, respondents, counsel) were absent: (Include	brief explanation of each absence.) (S	iee paras 5-2 and	i 5-8a, AR 15-6.)	
The following persons (members, respondents, counsel) were absent: (Include	brief explanation of each absence.) (S	ee paras 5-2 and	(S-8a, AR 15-6.)	
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		ee paras 5-2 and	(S-8a, AR 15-6.)	
	2000	ee paras 5-2 and	(5-8a, AR 15-6.) 23 OCT 05	
The (investigating officer) (board) finished gathering/hearing evidence at	2000 (Time)			
The (investigating officer) (board) finished gathering/hearing evidence at	2000 (Time)	on	23 OCT 05	norm drawn - warman.
The (investigating officer) (board) finished gathering/hearing evidence at and completed findings and recommendations at	2000 (Time) 900	on	23 OCT 05 (Date)	
The (investigating officer) (board) finished gathering/hearing evidence at and completed findings and recommendations at	2000 (Time)	on	23 OCT 05 (Date) 24 OCT 05	
The (investigating officer) (board) finished gathering/hearing evidence at and completed findings and recommendations at 7.7  SECTION III - CHEC	2000 (Time) 900	on	23 OCT 05 (Date) 24 OCT 05 (Date)	NO <sup>U</sup> INA <sup>2</sup>
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EDITION OF NOV 77 IS OBSOLETE.

Page 1 of 4 pages

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Fig. 18 an money of all exhibits offered to or considered by investigating officer or board attached before the first exhibit?	2	(2010 270, 211, 12-0)	1327	0 220	11 x x
<ul> <li>No an intens of all exhibits ordered to or considered by investigating officer or board attached before the first exhibit?</li> <li>Else the entimous/hasterent of each virious seems recorded verbinal or been reduced to written form and stabled as a far or decidence of the original exhibits of the principle of</li></ul>		a. Are all items offered (whether or not received) or considered as evidence individually numbered or lettered as			¥ NA⁴
so establish.  A rear conjection of sear principle configuration of the control of the configuration of the config			X		
Section   Active Content   Section		C. Has the testimony/statement of each wireset have a solution of the control of each wireset has a solution of the solution of each wireset has a solution of the solution of each wireset has a solution of the solution of each wireset has a solution of the solution of each wireset has a solution of the solution of each wireset has a solution of the	$\neg \vdash$	$\forall x$	<del>                                     </del>
the location of the original evolutions of the past modes of the control of the c			×		$\dagger$
e. And descriptores or disparants included of locationary valued by the investigating officer on board (sour 3 de, AR 15-de)?  J. Is cond-written estipations analoge as an exhibit and is each or all styphilation eliminary reduced to writing and mide an exhibit or accorded in a vertical necessal.  Reference of the vertical record?  I. Pofficial motive was taken stacked as an exhibit (sour 3-16d, AR 15-de)?  Was a spourant present when this owned voted in findings and reconnectedations: Spares 4-1 and 5-2b, AR 15-de)?  S. Was a spourant present when the board voted in findings and reconnectedations: Spares 4-1 and 5-2b, AR 15-de)?  S. COMPLETE ONLY Y FOR FORMAL BOARD PROCEEDINGS (Computer 5, AR 15-de)?  Was a spourant present a revery second of the board ground and reconnectedations: Spares 4-1 and 5-2b, AR 15-de)?  Were numbers, witnesses, resperse tax and interprete swaper 3-2b, AR 15-de)?  Were numbers, witnesses, resperse tax and interprete swaper 3-2b, AR 15-de)?  If was nearly swapers, witnesses, resperse tax distruptores towners, if required (garas 3-1, AR 15-de)?  Were numbers, witnesses, resperse tax distruptores towners, if required (garas 3-1, AR 15-de)?  If was nearly swapers, witnesses, resperse tax distruptores towners, if required (garas 3-1, AR 15-de)?  Were numbers describe in him Part finalistical computers with that an evidence for an 3-2b, AR 15-de)?  Respectively.  C. COMPLETE ONLY IF RESPONDENT WAS DESIGNATED (Section III, Chapter 5, AR 15-de).  A like the method and date of delivery is the respondent indicated on each letter of motification?  D. Was the described spare 3-5-6, AR 15-de)?  A like the method and date of delivery or the respondent indicated on each letter of motification?  We have been expendent by the first section of the board concentral that respondent?  C. Does each letter of the first section of the board concentral that respondent?  Of the same and suddens of each witness expended to be called by the recording?  Of the same and suddens of each witness expended to be calle			1	┼	+
orbibles or concoded in a vestimal record?  3. If official notice of fary strater was taken over the objection of a respondent or consuce, is a statement of the maner of which and incident process and the state of the process of the process of the state of the process of the process of the process of the state of the process of t		e. Are descriptions or diagrams included of locations visited by the investigating officer or board (para 3-6b, AR 15-6)?		+	i
S. If Official modes of any matter was been over the objection of a respondent or coursed, is a naterment of the matter  which official rostee was taken standed as an exhibit guary 3-16d, 48. 15-6)?  Was a quarter present when the beard voted on influence and participations from 2-16d, 48. 15-6)?  B. COMPLETE ONLY FOR FORMAL BOARD PROCEEDINGS (Chapter 5, AR 15-6)?  A thin briefle sesson, did the mounter tend, or discernine that all participates had read, the letter of appointment (para 5-35, AR 15-6)?  Was a quarter present as every sension of the board of para 5-26, AR 15-6)?  Were transmissor, witnesser, reprote run disruptered two work, If required (para 3-1, AR 15-6)?  Were transmissor, witnesser, reprote run disruptered two, If required (para 3-1, AR 15-6)?  Were transmissor, witnesser, reprote run disruptered two, If required (para 3-1, AR 15-6)?  Were transmissor describe how they familiarised deministors with an average for para 5-2, AR 15-6)?  Posture to respondents (para 5-1, AR 15-6);  O. Is the method and date of salivary in the respondent indicated on each letter of reprotection indicate  (1) the date, hour, and place of the first session of the board concerning that respondent?  (2) the matter to be investigated, including specific allegations against the respondent?  (3) the respondent's rights with regard to counse?  (4) the areas and pidress of each witness expended in allegations against the respondent?  (5) the respondent's rights with regard to counse?  (6) the respondent's rights with regard to counse?  (7) the date, hour, and place of the first session of the board concerning that respondent?  (8) the respondent's rights with regard to counse?  (9) the respondent rights to be present, present-evidence, and call virtuasses?  (9) the respondent's rights with regard to counse?  (1) the date, hour, and place of the first session of the board virtual place of properties of the region		J. is each written supulation attached as an exhibit and is each oral stimulation either reduced to continue the continue of t		<del> </del>	X
Was a quorum present when the band voxed on findings and recommendations (press 4-1 and 5-2b, AR 15-6)?  E. COMPLETE ONLY FOR FORMAL BOARD PROCEEDINGS (Chapter 5, AR 15-6)  At the finital sesson, did the recorder read, or determine that all pransipous test read, the finite of appointment (para 5-3b, AR 15-6)?  Was a quorum present at every resiston of the board (para 5-2b, AR 15-6)?  Was an quorum present at every resiston of the board (para 5-2b, AR 15-6)?  Was an quorum present at every resiston of the board (para 5-2b, AR 15-6)?  Was an quorum present at every resiston of the board (para 5-2b, AR 15-6)?  Was an quorum present at every resiston of the board (para 5-2b, AR 15-6)?  Was an quorum present at every resiston of the board (para 5-2b, AR 15-6)?  Was an quorum present at every resiston of the board (para 5-2b, AR 15-6)?  Was the discovery described to the present present when the board proceeded some evidence, does the inclosure described to the himilarized determines we with that every conference (para 3-2b, AR 15-6)?  C. COMPLETE ONLY If RESPONDENT WAS DEBIGNATED (Section II, Chapter 5, AR 15-6).  Notice to expendents (para 5-2b, AR 15-6).  A was the date of theirty or its office the working days prior to the first sendent of each there of rendification?  D. Was the date of theirty or its office the working days prior to the first sendent of each there of rendification?  One seach letter of rendification indicate.  (3) the majorities of the first sendent of the board conderning that respondent?  (4) the majorities of the first sendent of the first sendent of the first sendent of the board conderning that respondent?  (5) the respondent ye rights to be present on counself?  (6) the respondent ye rights to be present present evidence, and call writesage of the first sendent?  (7) the respondent ye displaced to be present present evidence, and call writesage of the first sendent of the first sendent present the present present of the first sendent present the sendent?  (8) Was the database of proceedin		evaluate of recorded it a verostim record?	×		
3   We's a quartum present when the board yourd on findings and recommendations gurant 6-1 and 5-2b, AR 15-6j?		valued valued was taken attached as an exhibit (para 3-16d, AR 15-6)?		-	×
B. COMPLETE ONLY POR FORMAL BOARD PROCEEDINGS. (Chapter 5, AR 15-6)  A the initial session, did the recorded read or otherwine that all participants had read, the letter of appointment (para 5-3), AR 15-6)?  Was and showner of any member properly excluded (para 5-2a, AR 15-6)?  Was each absence of any member properly excluded (para 5-2a, AR 15-6)?  If was members who void no findings or recommendations were not present when the board records once evidence, does the title parameter observes the work partitiatated intensives with data revidence (para 3-4, AR 15-6)?  C. COMPLETE ONLY IF RESPONDENT WAS DESIGNATED (Section II, Chapter 5, AR 15-6)  Notice to respondents (para 5-1, AR 15-6).  Notice to respondents (para 5-1, AR 15-6).  The state that of delivery to the respondent indicated on each letter of restlication?  The was the date of delivery to the respondent indicated on each letter of restlication?  The state of delivery at least few working days prior to the first session of the board?  The date, how, and place of the first session of the board concerning that respondent?  The manner to be investigated, including specific allegations against the respondent?  The manner to be investigated, including specific allegations against the respondent?  The manner to be investigated, including specific allegations against the respondent?  The manner of the investigated, including specific allegations against the respondent?  The manner to be investigated, including specific allegations against the respondent?  The specific provided a copy of all unclassified documents in the case filt?  The specific provided are copy of all unclassified documents in the case filt?  The specific provided are copy of all unclassified documents in the case filt?  The provided provided are copy of all unclassified documents in the case filt?  The provided provided are copy of all unclassified documents in the case filt?  The provided provided are copy of all unclassified documents in the case filt?  The provided provided are copy of all	<u> </u>	Was a quorum present when the board voted on findings and recommendations (paras 4-1 and 5-2b, AR 15-6)?		┼—	+
The immal session, due the recorder read, or determine that all perscispants had read, the fetter of appointment (para 5-26, AR 15-6)?  Was a nature present at every session of the board gener 5-26, AR 15-6)?  West nature, with the property executed (para 5-26, AR 15-6)?  West nature, with the property executed (para 5-26, AR 15-6)?  West nature, with the property and interprets and interprets votes, if required (para 5-1, AR 15-6)?  West nature, with the property and interprets votes, if required (para 5-1, AR 15-6)?  C. COMPLETE ONLY IF RESTONDENT WAS DESIGNATED (Section II, Chapter 5, AR 15-6)?  Notice to expondents (para 5-1, AR 15-6)?  In the date, flow, and place of the first session of the board concerning that respondent?  On the date, flow, and place of the first session of the board concerning that respondent?  On the maner to be investigated, including specific allegations against the respondent?  On the respondent significant with regard to concurse?  On the session of the tree-support of the para 5-1, AR 15-6)?  In the session of the tree-support of the para 5-1, AR 15-6)?  West the respondent significant on allegate —  On the parameter to be investigated, including specific allegations against the respondent; if any?  On the respondent significant on accounts?  On the respondent significant on accounts?  On the respondent was disdress of each witness expected to be called by the recorder?  On the respondent significant disturbs to be present, present evidence, and call witnesses?  On the proportion was disdress of each witness expected to the called by the recorder?  On the respondent significant of any 5-4, AR 15-6)?  Was the respondent was distinguisted anterials, were the respondent and his counsel give an opportunity to examine them?  On the present of the proceedings and evidence recorded and his adapted to the required by counsel?  Nature and business address of co	B	COMPLETE ONLY FOR FORMAL BOARD PROCEEDINGS (Chapter 5, 4P 15 6)			IX
Name and absence of any number properly example (pure 5-20, AR 15-6)?      Were members, witnesses, reporter, and interpreter sworn, if required (pare 3-1, AR 15-6)?      If any members with ovest of midnings or recommendations were not present when the board received some evidence, does the inclosure discribe have they familiarized themselves with start evidence (pare 3-20, AR 15-6)?      Notice for respondents (pare 3-5, AR 15-6)?      Notice for respondents (pare 3-5, AR 15-6).      Notice for respondents (pare 3-6, AR 15-6).      Notice for respondent (pare 3-6, AR 15-6).      Notice (pare 3-6, AR 15-6).	L	At the limital session, did the recorder read, or determine that all participants had read, the letter of appointment, (page 5.3), AB 18 (1.2)	-	<b>***</b>	<b>,</b>
Year members, winesses, reporter, and interpreter sovers, if required (pare 3-1, aR 15-6)?	<b>L</b>	was a quotient present at every session of the board (para 5-2b, AR 15-6)?		+	1
s If any membrar who voided on findings or recommendations were not present when the board received some evidence, does the inclinear describe thouselves with than evidence form 3-24, AR 13-6)?  C. COMPLETE ONLY IF RESPONDENT WAS DESIGNATED. Gentline II., Chighter 5, AR 15-6)  Notice to respondents. (para 5-3, AR 15-6):  a. Is the membroid and dees of claiwary to the respondent indicated on each letter of notification?  b. Was the date of delivery at least free working days prior to the first session of the hoard?  c. Does each letter of profitication indicates.  (1) the date, hour, and place of the first session of the board concerning that respondent?  (2) the matter to be investigated, including specific ellegations against the respondent?  (3) the respondent spirits with regard to counse?  (4) the name and address of each vituess expected to be called by the recorder?  (5) the respondent spirits to be present, present evidence, and call witnesses?  (6) the respondent provided a copy of all unclassified documents in the case file?  (7) If any respondent represent classified materials, were the respondent and his counsel given access and an opportunity to examine them?  (8) Was the respondent represent classified materials, were the respondent and his counsel given access and an opportunity to examine them?  (9) Was respondent vas designated after the proceedings began (or otherwise was obsent during part of the proceedings);  a. Was the property unique (parts 5-4, AR 15-6)?  (a. Was the indicated after the proceedings began (or otherwise was obsent during part of the proceedings);  a. Was each respondent represented by counsel?  Name and business address of counsel?  (a. Was the childrege property during the properties officer?  b. Did each member successfully challenged cases to participate in the proceedings?  a. Was the childrege property during and officers of the board which deal with any matter which concerns that respondent?  b. Examine and object to the introduction of call and documentary evidence,	ŧ	was each absence of any member properly excused (para 5-2a, AR 15-6)?	1	┼	
C. COMPLETE ONLY IF RESPONDENT WAS DESIGNATED (Section II, Chapter 5, AR 15-6)?  Notice to respondents (para 5-5, AR 15-6):  a. Is the method and date of delivery at least five working days prior to the first session of the board?  c. Does each letter of portification indicate  (1) the date, hour, and place of the first session of the board concorning that respondent?  (2) the matter to be investigated, including specific ellegations against the respondent, if any?  (3) the respondent's rights with regard to course?  (4) the mane and address of each wirese expected to be called by the recorder?  (5) the respondent's rights to be present, present evidence, and call witnesses?  (4) We the respondent's rights to be present, present evidence, and call witnesses?  (5) the respondent's rights to be present, present evidence, and call witnesses?  (6) If there were relevant classified materials, were the respondent and his coursed given access and an opportunity to examine them?  (7) If any respondent was designated after the proceedings began (or otherwise was obsent during part of the proceedings):  (8) Was record of proceedings and evidence received in his absence made available for examination by him and his coursel (para 5-40, AR 15-6)?  (9) Was respondent ry coursel was requested by coursel?  Name and business address of coursel:  (9) Was respondent ry coursel presented by coursel?  Name and business address of coursel:  (9) Was respondent ry coursel was requested but not made available, is a copy (or, if oral, a summary) of the request and the action taken on it included in the report (para 5-6, AR 15-6)?  (1) If the respondent given an opportunity to (para 5-80, AR 15-6)?  (2) Was the challenge properly desired and by the parproprise officiar?  (3) By did each member spicessfully challenged case to participate in the proceedings?  (4) Was the respondent given an opportunity to (para 5-80, AR 15-6)?  (5) By did each member spicessfully challenged case to participate in the proceedings?  (6) By did each member sp	1	Were members, witnesses, reporter, and interpreter sworn, if required (para 3-1, AR 15-6)?		<del>                                     </del>	
C. COMPLETE ONLY IF RESPONDENT WAS DESIGNATED (Section II, Chapter 5, AR 15-6)  Notice to respondents form 5-5, AR 15-6):  a. Is the method and date of delivery to the respondent indicated on each letter of notification?  b. Was the date of delivery at least five working days prior to the first session of the board?  c. Does each letter of notification indicates—  (1) the date, hour, and place of the first session of the board concerning that respondent?  (3) the mater to be investigated, including specific allogations against the respondent?  (4) the name and address of each witness expected to be called by the recorder?  (5) the respondent's rights to be present, present evidence, and call witnesses?  (6) the respondent's rights to be present, present evidence, and call witnesses?  (7) the star respondent's rights to be present, present evidence, and call witnesses?  (8) the respondent's rights to be present, present evidence, and call witnesses?  (9) the respondent's rights to be present, present evidence, and call witnesses?  (1) If any respondent was displayated after the presentings began (or otherwise was obsent during pair of the proceedings):  a. Was the properly notified (pairs 5-5, AR 15-6)?  [1] the was record of proceedings and evidence received in his absence made available for oxamination by him and his counsel (pairs 5-4c, AR 15-6)?  [2] Was respondent's counsel present at all open sessions of the board relating to that respondent's counsel was a final statement to a made available, is a copy (or, If oral, a summary) of the request and the artifut review on it included in the report (pairs 5-6, AR 15-6)?  [3] Was the enablement in a langer's, check here []]  [4] Was the enablement in a langer's, check here []]  [5] Was the challenge properly denied and by the appropriate officer?  [6] De Did each member successfully challenged cease to participate in the proceedings?  [7] Bid each member successfully challenged cease to participate in the proceedings?  [8] Was the enablenged the legal artivator		does the inclosure describe bow they familiarized the market when the board received some evidence,		<del> </del>	<del>                                     </del>
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The finyantianting are	SECTION IV - FINDINGS (para 3-10, AR 15-6)
See Attached Memora	r) (board), having carefully considered the evidence, finds:
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	SECTION V - RECOMMENDATIONS. (para 3-11, AR 15-6)
In view of the above finding	ngs, the (investigating officer) (board) recommends: dum for Record
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	SECTION VI - AUTHENTICATION	(nam 3.17 AD 15.6)
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	SECTION VII - MINORITY REPORT	(para 3-13, AR 15-6)
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Cadina a j	SECTION VIII - ACTION BY APPOINTING AUT	(HORITY (para 2-3, AR 15-6)
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USAPA VI Z

### DEPARTMENT OF THE ARMY

Headquarters and Headquarters Troop, 1<sup>st</sup> Squadron, 71<sup>st</sup> Cavalry Regiment 1<sup>st</sup> Brigade Combat Team, 10<sup>th</sup> Mountain Division (Light Infantry)

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23 October 2005

MEMORANDUM THRU Commander, 1<sup>st</sup> Squadron, 71<sup>st</sup> Cavalry, 1<sup>st</sup> BCT, 10<sup>th</sup> MTN DIV, Camp Liberty, Iraq

FOR Commander, 1st BCT, 10th MTN DIV, (b)(1) Irac

SUBJECT: AR 15-6 Informal Investigation Concerning the Shooting and Death of a Local National (LN)

1. On 18 October 2005, I was appointed as the AR 15-6 Investigating Officer (IO) for the events surrounding the shooting of a LN which resulted in the death of one LN. I have conducted a thorough investigation of the circumstances surrounding this incident. My observations, conclusions are provided in the following format: facts, findings, and recommendations.

### 2. FACTS.

a. The following paragraph is a summation of the sequence of events as stated by CPL (b)(6) in Enclosures E, F and G. On 16 October 2005, (b)(6) an off duty Iraqi Soldier with 1st BN, 1st BDE, 6th IAD was traveling on (6)(1) in the (6)(1) area dinner with his fiance, traveling in a white 1994 Toyota Corrolla. The incident occurred at approximately 161750OCT05 (see enclosure A, Commander's Incident Report). CPL (6)(6) was on pass from the IA following 18 days of straight duty. He was accompanied by his fiance. (b)(6) CPL (b)(6) was parked outside of the (b)(1) Restaurant on (b)(1) After purchasing food to go, CPL (6)(6) returned to his car, initiating his directional lights. As he began to pull forward onto the road, a single shot was fired. A single round entered into the trunk of the car on the passenger side. The round continued through the trunk, entering into the passenger compartment of the vehicle, passing through the rear seat, fragmenting as it entered the front passenger side seat. The round entered the lower left portion of striking the windshield before stopping. Immediately after the shot, CPL (6)(6) stated two HMMWVs passed him, shining a bright light into the car as they did so. The only detail he could identify on the vehicles was two traffic cones on the back of the vehicle. The vehicles made no attempt to stop. After the HMMWVs were 50 meters further down the road, CPL (b)(6) began moving again to take the victim to the hospital. His route kept him in sight of the HMMWVs until they turned into the Gate to (b)(1) CPL (6)(6) hen proceeded to Hospital where was pronounced dead at 1618300CT05.

SUBJECT: 15-6 Informal Investigation Concerning the Shooting and Death of a Local National
b. Throughout the questioning and review of the sworn statement, it is clear CPL through working with the US Forces, had a clear understanding of US vehicles, ROE, and procedures for escalation of force. At no time did CPL (b)(6) recieve any indication of an American's intent to fire. There were no identified audio or visual warnings prior to the shot being fired.
c. CPL (b)(6) brought the car to (c)(1) where it was brought to the attention of B TRP, 1-71 CAV, who are tasked as the 1 <sup>st</sup> BN, 1 <sup>st</sup> BDE, 6 <sup>th</sup> IAD MiTT Advisors. 1LT (b)(6) was the officer on site, taking photographs and initial statements. In the process of taking statements and photos (Enclosure B), an Iraqi Soldier found the fragmented front half of what appears to be a US .50 Caliber Round. (Enclosure C). The initial entry point of the round and trajectory as shown in Enclosure B clearly indicates a direct fired shot from an elevated position.
d. Upon initial report of the incident, the hegan preliminary inquiries, identifying and contacting units operating and traveling in vicinity of hegan preliminary inquiries, identifying and contacted all identified elements and solicited Sworn Statements in reference to movements in vicinity of the incident. No identified unit reported any discharges of weapons, either intentional or negligent on 16 OCT. (Enclosures J-W)
e. On 22 OCT the Investigating Officer along with a Category I OSD Level interpreter, questioned restaurant owners and employees along (b)(1) which consists of a collection of open air establishments. No one interviewed was aware of any incident occurring on (b)(1) on the 16 <sup>th</sup> of OCT or any other time since the arrival of coalition forces. (Enclosure H)
3. FINDINGS. Upon review of duty logs and sworn statements by units operating in the (b)(1) area on 16 OCT 05, I find the incident did not involve a 1-71 CAV Soldier. I do not believe that any 1/10 Patrol was involved, based on sworn statements by 1-87 IN, and that the known 1-87 IN patrols did not mount .50 Caliber weapons. Based on the round fragment found in the vehicle and the testimony of CPL (b)(6) it is conclusive that the death of (b)(6) was caused by a US weapon system, yet the multitude of units passing through (b)(1) without coordination on a daily basis makes it impossible to conclusively determine the responsible party at this time.
4. RECOMMENDATIONS:
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SUBJECT: 15-6 Informal Investigation Concerning the Shooting and Death of a Local National

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5. POC for this memorandum is the undersigned at

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CPT, IN Investigating Officer

(b)(6)

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### Enclosures:

- A. 1-10 BCT Blue 2 (Commander's Incident Report)
- B. Vehicle Damage and Ballistics Presentation
- C. Projectile Comparison Presentation
- D. Death Certificate with wallet photo and copy of identification card
- E. Transcript of CPI (6)(6) Interview
- F. Cassette Recording of CPL (b)(6) Interview
- G. DA Form 2823- Sworn Statement from CPL (b)(6)
- H. DA Form 2823- Sworn Statement from (b)(6).
- I. DA Form 2823- Sworn Statement from TLT
- J. DA Form 2823- Sworn Statement from SFCK. DA Form 2823- Sworn Statement from SSG
- L. DA Form 2823- Sworn Statement from SGT
- M. DA Form 2823- Sworn Statement from ILT
- N. DA Form 2823- Sworn Statement from 11.17 N. DA Form 2823- Sworn Statement from SSG
- O. DA Form 2823- Sworn Statement from SSG
- P. DA Form 2823- Sworn Statement from SSG
- Q. DA Form 2823- Sworn Statement from
- R. DA Form 2823- Sworn Statement from
- S. DA Form 2823- Sworn Statement from CPT
- T. DA Form 2823-Sworn Statement from 2LT
- U. DA Form 2823- Sworn Statement from SGTV. DA Form 2823- Sworn Statement from SGT
- W. DA Form 2823- Sworn Statement from SGI W. DA Form 2823- Sworn Statement from CSM
- X. (b)(1) Duty Log
- Y. 1-71 CAV SQN Duty Log
- Z. A TRP 1-71 CAV SQN Duty Log
- AA. 860<sup>th</sup> MP CO Duty Log
- BB. 50 Caliber Round Fragment



## DEPARTMENT OF THE ARMY 1<sup>ST</sup> SQUADRON, 71<sup>ST</sup> CAVALRY 10<sup>TH</sup> MOUNTAIN DIVISION (LI) APO AE 09323

(b)(2)Low

18 October 2005

MEMORANDUM FOR CPT

(b)(6)

SUBJECT: Appointment of Investigating Officer

- 1. You are hereby appointed an investigating officer pursuant to AR 15-6 and AR 210-7, paragraph 4-3, to conduct an investigation into the killing of an Iraqi civilian on 16 October 2005.
- 2. In your investigation, all witness statements will be sworn. From the evidence you will make findings into the liability of United States Army Soldier's in the death of an Iraqi civilian on 16 October 2005.
- 3. Submit your findings and recommendations in four copies on DA Form 1574 to the undersigned within 7 days.



LTC, IN Commanding

Page 9 redacted for the following reason:
(b)(1), (b)(2)Low, (b)(5), (b)(6)

# 1/10 BCT BLUE-2 [COMMANDER'S INCIDENT REPORT]

PURPOSE: TO REPORT CRITICAL AND TIME SENSITIVE EVENTS TO THE COMMANDING GENERAL [CG].

SCOPE: THIS TAB APPLIES TO ALL UNITS ASSIGNED OR TASK ORGANIZED TO 3ID (M).

PROCEDURES: COMMANDER'S INCIDENT REPORT [CIR] IS INTENDED TO PROVIDE THE CG WITH IMMEDIATE NOTIFICATION OF AN INCIDENT INVOLVING 3ID (M) SOLDIERS AND/OR EQUIPMENT. AS MUCH INFORMATION AS POSSIBLE SHOULD BE INCLUDED IN THE INITIAL REPORT BUT IMMEDIATE NOTIFICATION SHOULD NOT BE DELAYED UNNECESSARILY. ADDITIONAL INFORMATION SHOULD BE PROVIDED AS SOON AS POSSIBLE.

\*\* A COMPLETE REPORT ON THE INCIDENT WILL BE FORWARDED TO 1/10 WIN \*\*

LINE 1: UNIT REPORTING: 1-71 CAV, (6)(2) ow TM

LINE 2: INCIDENT:

LN KILLED IN AN APPARENT ESCALATION OF FORCE INCIDENT FROM AN UNKNOWN UNIT

LINE 3: DATE/TIME GROUP [DTG] INCIDENT OCCURRED: 16 1750 OCT 05

LINE 4: LOCATION OF INCIDENT:
(b)(1)

LINE 5: PERSONNEL INVOLVED:

1	NAME	RANK	UNIT	SSN	SEX	AGE	RACE
		PVT	1/6 IA	n/a	M	UNK	IN

LINE 6: SUMMARY OF INCIDENT: (See attached slide)

The 1/6 IA INITIAL SIGACTS LOG reads: "At 1800 the American forces killed the wife of the IA security element of 1st BN 1st BDE (b)(6) after he left the restaurant driving his 1994 Corolla heading to his house with his wife, the wife received 1x US machine gun round, died and taken to (b)(1) Hospital."

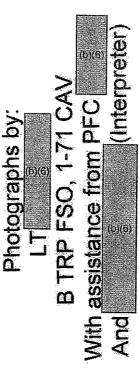
LINE 7: DAMAGE TO GOVERNMENT AND/OR CIVILIAN PROPERTY:

LINE 8: COMMANDER REPORTING:

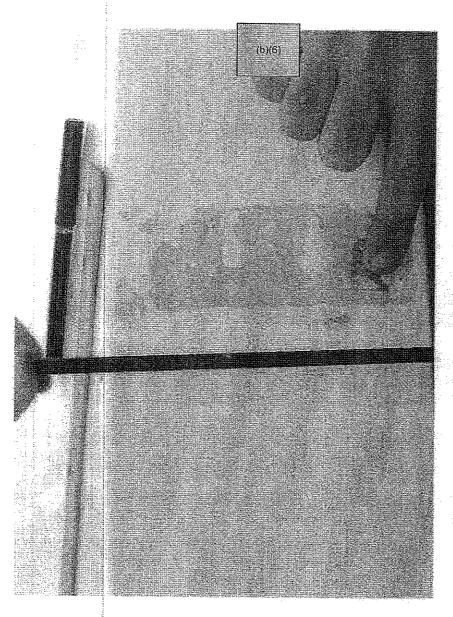
TF 1-71 CAV (b)(2)Low BATTLE CPT SIPR: (b)(6)

# ENCLOSURE B to 15-6 Informal Investigation Concerning the Shooting and Death of a Local National (LN)

# Volucie Darage and Dalistics To Son tation



The entry hale on the night of the incident.



The bullet hole was patched up since the initial picture taken on the night of the incident. The red dot indicates a height of 3 feet. The center of the hole is 2 feet 10 inches above the road surface and is located underneath the index finger in the photo.