

# ESCALATION OF FORCE (EOF) INVESTIGATION REPORT

## 101<sup>ST</sup> AIRBORNE DIVISION (AIR ASSAULT)

### TASK FORCE BAND OF BROTHERS

IN ACCORDANCE WITH FRAGO 132 TO OPERATIONS ORDER 01-06, THE FOLLOWING REPORT IS TO BE COMPLETED AND FORWARDED TO THE OFFICE OF THE STAFF JUDGE ADVOCATE OF TASK FORCE BAND OF BROTHERS NO LATER THAN 24 HOURS FOLLOWING COMPLETION OF ANY EOF INVESTIGATIONS.

UNIT: C/3-187, 3 BCT, 101<sup>ST</sup> ABN DIV (AASLT)

ESCALATION OF FORCE DATE TIME GROUP: 231201MAR06

LOCATION OF ESCALATION OF FORCE INCIDENT: AO RAKKASAN (VIC [REDACTED] SAMARRA, IRAQ) Ex 2

TYPE OF INVESTIGATION: INFORMAL INVESTIGATION UP AR 15-6

#### FACTS AND FINDINGS OF INVESTIGATION:

FACTS: A SECURITY ELEMENT WAS ESCORTING A FSC/3-187 COMBAT LOGISTICS PATROL (CLP) [REDACTED] OF PATROL BASE (PB) RAZOR AND [REDACTED] OF PB OLSON ALONG THE [REDACTED] AS THE ELEMENT APPROACHED THE BRIDGE, IT WAS SENT TO SECURE THE EASTBOUND ROUTE ACROSS THE BRIDGE. UPON COMING TO A SEVERE LEFT TURN IN THE ROAD, THE LEAD SECURITY VEHICLE'S TC MADE THE DECISION TO HALT ALL WESTBOUND TRAFFIC IOT ALLOW THE CLP TO PASS SAFELY. USING VERBAL COMMANDS AND HAND AND ARM SIGNALS, THE LEAD VEHICLE'S GUNNER SUCCESSFULLY HALTED 3XLN VEHICLES APPX. 100M TO IT'S FRONT. SHORTLY AFTERWARD, THE GUNNER IDENTIFIED A BLUE CHEVY TRUCK TRAVELING WESTBOUND AT A HIGH RATE OF SPEED. THE BLUE TRUCK PROCEEDED TO SWERVE INTO THE EASTBOUND LANE, HEADING WEST, AROUND THE THREE STOPPED LN VEHICLES. THE GUNNER BEGAN TO YELL AND DISPLAY HAND AND ARM SIGNALS, ATTEMPTING TO STOP THE BLUE TRUCK. THE VEHICLE DID NOT WAIVER IN SPEED OR DIRECTION. AS THE VEHICLE CONTINUED DIRECTLY TOWARDS THE CLP, THE GUNNER WAS FORCED TO ENGAGE THE VEHICLE WITH APPX. A 3XRND BURST OF AIMED DISABLING FIRE TO THE FRONT OF THE TRUCK. THE TRUCK CONTINUED FORWARD AND INCREASED ITS SPEED. AT THIS TIME, THE GUNNER WAS FORCED TO ENGAGE THE TRUCK A SECOND TIME WITH 10X 7.62MM DISABLING ROUNDS; THE ROUNDS FIRST IMPACTED THE GRILL OF THE TRUCK; THEN IMPACTED THE ENGINE COMPARTMENT AND CAB. THE TRUCK PASSED THE LEAD VEHICLE AND STOPPED APPX. 75M TO THE REAR OF THE LEAD VEHICLE. BDA: DAMAGED ENGINE BLOCK AND 3X LN WIA. 2XWIA LN'S WERE MEDEVAC'D AND 1XLN WIA WAS TREATED AND RELEASED TO IP. SSE OF THE VEHICLE RESULTED IN NEGATIVE FINDINGS AND NO MECHANICAL PROBLEMS WERE FOUND TO THE LN TRUCK THAT WOULD HAVE CAUSED IT TO BE UNABLE TO STOP.

#### FINDINGS:

- 1) THAT ALL TROOPERS INVOLVED IN THE INCIDENT WERE PROPERLY BRIEFED AND REAHEARSED ON TF BOB ROE AND EOF PROCEDURES BY THE CONVOY CDR PRIOR TO THE MISSION.
- 2) THAT THE THREAT FROM VBIEDS WITHIN SAMARRA WAS SIGNIFICANT, WITH THE MOST RECENT VBIED ATK OCCURRING ON 10 MAR 06. IT WAS REASONABLE FOR ALL SOLDIERS AND CF THAT ENTER SAMARRA TO BE PREPARED FOR FOR A VBIED ATK. ADDITIONALLY, THE CONVOY CDR HAD BRIEFED THAT THERE HAD BEEN INCREASED AIF ACTIVITY PRIOR TO THE PATROL

AS OF 01 MARCH 2006

EF 2

3) THAT PROPER EOF PROCEDURES WERE USED BY THE LEAD VEHICLE GUNNER AND THAT THE ENGAGEMENT WAS IAW TF BOB ROE. THE GUNNER WAS GIVEN THE ORDER TO STOP ALL WESTBOUND TRAFFIC ON THE [REDACTED] AND USING EOF PROCEDURES SUCCESSFULLY STOPPED 3XLN VEHICLES. THIS PROVES THAT THE LEAD GUN-TRUCK WAS IN PLAIN SIGHT OF ON-COMING TRAFFIC AND THAT THE GUNNER'S SIGNALS WERE BEING UNDERSTOOD AND COMPLIED WITH. AS THE BLUE TRUCK BEGAN TO BYPASS STOPPED TRAFFIC, THE GUNNER CONTINUED HIS EOF PROCEDURES. IGNORING HIS CLEAR SIGNALS, THE TRUCK WAS PERCEIVED THREAT TO THE CLP. THE GUNNER'S ONLY OPTION TO MAINTAIN THE SAFETY AND SECURITY OF THE CLP WAS TO ENGAGE THE VEHICLE WITH HIS WPN. THE BLUE TRUCK FAILED TO RESPOND TO THE FIRST DISABLING SHOTS AND INCREASED ITS SPEED TOWARD THE LEAD VEHICLE, CAUSING THE GUNNER TO ENGAGE IT A SECOND TIME. THE BLUE TRUCK REASONABLY SHOWED HOSTILE INTENT BY DISREGARDING OTHER LN VEHICLE'S ACTIONS, ALL CF VERBALL COMMANDS, GESTURES AND DISABLING SHOTS, THUS MAKING IT AN IMMINENT THREAT TO THE CONVOY. THE SPEED OF THE LN TRUCK WAS EVIDENT IN THAT IT STOPPED APPX. 75M BEHIND THE LEAD GUN-TRUCK, ENTERING THE CONVOY. BASED UPON ALL THE FACTS, THE LEAD VEHICLE'S GUNNER USED PROPORTIONAL FORCE IN ENGAGING THE LN TRUCK.

RECOMMENDATION(S) OF INVESTIGATION: BASED UPON THE FINDINGS THAT PROPER EOF WAS USED WITHIN THE TF BOB ROE, NO FURTHER ADMINISTRATIVE OR UCMJ ACTION RECOMMENDED. THE INVESTIGATING OFFICER ALSO RECOMMENDED THAT THE SECURITY ELEMENT AND ALL TF IRON UNITS CONTINUE TO REVIEW AND ENFORCE EOF PROCEDURES PRIOR TO AND DURING EVERY OPERATION. FINALLY, THE INVESTIGATING OFFICER RECOMMENDED THAT ALL TF IRON UNITS APPLY THIS INCIDENT AS A ROE VIGNETTE FOR LESSONS LEARNED TO BE INCORPORATED IN EVERYDAY OPERATIONS.

EF 6

PREPARED BY: [REDACTED]  
DATE: 26 MAR 06.



DEPARTMENT OF THE ARMY  
HEADQUARTERS AND HEADQUARTERS COMPANY  
3<sup>rd</sup> BATTALION, 187<sup>th</sup> INFANTRY REGIMENT  
101<sup>st</sup> AIRBORNE DIVISION (AIR ASSAULT)  
FOB BRASSFIELD-MORA  
APO AE 09349

REPLY TO  
ATTENTION OF

AFZB-KC-H-H

24 March 2006

MEMORANDUM THRU Commander, 3<sup>rd</sup> Battalion, 187<sup>th</sup> Infantry Regiment, FOB Brassfield-Mora, Iraq APO AE 09349

FOR Commander, 3<sup>rd</sup> Brigade, 101<sup>st</sup> ABN Division, FOB Speicher, Iraq APO AE 09393

SUBJECT: 15-6 Investigation Facts, Findings and Recommendations to FSC/3-187IN Escalation of Force 23 March 2006

1. The following are the facts of the FSC/3-187IN Escalation of Force on 23 March 2006:

On 23 March 2006, elements of FSC/3-187IN and HQ/C/3-187IN conducted a combat logistical patrol (CLP) consisting of four vehicles and 22 personnel in the Salah Ad Din province of Iraq. The purpose of this CLP was to supply elements of Task Force Iron at Patrol Bases Razor and Olson, located in Samarra, Iraq. The elements of HQ/C/3-187IN were attached to FSC/3-187IN and tasked to provide security and route clearance for the CLP. The CLP was moving from FOB Brassfield-Mora to planned logistical drops at Patrol Base Razor then Patrol Base Olson. The CLP was using [redacted] proper to Patrol Base Razor then moving across the [redacted] to Patrol Base Olson. Upon completion of the logistical drop at Patrol Base Razor the CLP proceeded eastbound to Patrol Base Olson via the [redacted]. Elements of HQ/C/3-187IN pushed in front the CLP to clear and secure the eastbound route across the [redacted]. Upon coming to a severe left turn in the road the lead security vehicle's truck commander, [redacted] (HQ/C/3-187IN), made the decision to halt all westbound traffic coming toward the CLP in order to allow the CLP to safely pass. [redacted] (HQ/C/3-187IN), gunner for the lead security gun-truck, received the command to halt all westbound traffic proceeding in the direction of the CLP from [redacted]. Using verbal commands and hand and arm signals, [redacted] successfully halted three local national vehicles heading westbound across the [redacted] approximately 100 meters to the east of the lead vehicle. Upon these three vehicles halting, a fourth local national vehicle, a blue Chevrolet pickup truck, proceeded to swerve into the eastbound lane, heading westbound, around the three halted local national vehicles. At this time, [redacted] continued to yell and display hand and arm signals attempting to stop the oncoming vehicle. The blue Chevrolet pickup truck continued westbound toward the lead gun-truck of the CLP, ignoring [redacted] measures to stop the vehicle. The blue Chevrolet pickup truck moved toward the lead gun-truck of the CLP causing [redacted] to engage the vehicle with a disabling, three round burst, from his M240B, into the grill of the pickup truck. The blue pickup truck continued westbound toward the lead gun-truck in the CLP, increasing its speed. [redacted] then engaged the vehicle a second time with his M240B, disabling the driver and the vehicle. The blue Chevrolet pickup truck then came to a halt approximately 75 meters to the rear of the lead gun-truck. At this point, [redacted] ordered [redacted] to maintain security to the east, also [redacted] reported to the Convoy Commander [redacted] (FSC/3-187), of the situation and advised that medics be sent to the location of the blue Chevrolet

Ex 6 pickup truck. After establishing security, [REDACTED] and [REDACTED] (HQ/C/3-187IN) then moved from their gun-truck to the blue Chevrolet pickup truck that had been engaged. [REDACTED] and [REDACTED] searched the vehicle for any weapons or explosives and began treating the wounded local nationals. The engagement resulted in three local national casualties consisting of: one litter priority/urgent, one ambulatory and one with superficial wounds. The casualties were immediately given medical aid and evacuated to Patrol Base Razor for advanced medical treatment. Following the evacuation of the three local nationals, the Convoy Commander [REDACTED] Ex 6 [REDACTED] conducted a Sensitive Site Exploitation (SSE) on the vehicle. No weapons, explosive residue, or intelligence was found on the site or the local nationals. The vehicle was inspected for mechanical failures in which none could be found and then moved to Patrol Base Razor. After the vehicle was secured, the CLP continued mission to Patrol Base Olson.

2. The following are the findings of the FSC/3-187IN Escalation of Force on 23 March 2006:

Ex 6 All the Soldiers involved in the Escalation of Force 23 March 2006 were properly briefed and rehearsed on Task Force Band of Brothers Rules of Engagement and Escalation of Force procedures by the convoy commander [REDACTED] and their truck commanders (Exhibit 10 & 13).

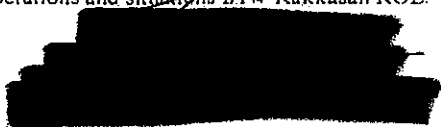
The history of VBIEDs and attacks against Coalition Forces pose a threat to all coalition forces that enter Task Force Iron area of operations, to include the city of Samarra, Iraq. Historical story boards of previous VBIEDs, most recently against a Samarra Iraqi Police combat patrol 10 March 2006, would indicate that the possibility of an VBIED attack is high (Exhibit 4). The reasonable conclusion would be for all soldiers and coalition forces that enter the city of Samarra, Iraq to be prepared for a VBIED attack or an attack on coalition forces. Also, an increase of AIF activity in Samarra was briefed during the convoy commander's brief (Exhibit 10)

Ex 6 Proper escalation of force was conducted by [REDACTED]. He was given the order to stop all westbound traffic on the [REDACTED] and successfully halted three local national vehicles 100 meters in front of the convoy through verbal commands and hand and arm signals (Exhibit 7, 10 & 12). This proves that the lead gun-truck was in plain sight of oncoming traffic and that [REDACTED] was properly gesturing to stop oncoming traffic. At the time the blue Chevrolet pickup truck swerved toward the lead vehicle in the CLP, becoming a direct threat to the lead vehicle, [REDACTED] was in the process of gesturing all oncoming traffic to stop (Exhibit 7). The blue Chevrolet pickup truck driven by local nationals ignored [REDACTED] Ex 2 hand gestures, thus becoming a perceived threat to the CLP. His only option, to maintain the security and safety of the CLP, was to engage the vehicle with his weapon (Exhibit 7). The blue Chevrolet pickup truck failed to respond to the first disabling shots and increased its speed toward the lead gun-truck, causing [REDACTED] to engage the vehicle a second time (Exhibit 5, 7 & 9). The blue Chevrolet pickup truck reasonably showed hostile intent by disregarding other local national vehicles' actions, all coalition verbal commands, gestures, and disabling shots, thus making it an imminent threat to the convoy (Exhibit 3). Also, the vehicle was being driven at a high rate of speed. Once disabled, the vehicle proceeded west past the lead security vehicle and halted approximately 75 meters behind the lead gun-truck, entering the convoy (Exhibit 10). The actions of the blue Chevrolet pickup truck in correlation with the briefed increased enemy activity in the Samarra area (Exhibit 10) caused [REDACTED] to use proportional force and engage the vehicle. No mechanical problems were found on the blue Chevrolet pickup truck leaving no room for mechanical error (Exhibit 10).

3. Recommendations by the Investigating Officer (IO) in reference to the findings of the FSC/3-187IN Escalation of Force on 23 March 2006:

Ex 6 Based on my findings the proper Escalation of Force was used within the Rules of Engagement for Task Force Band of Brothers (Exhibit 3). I recommend no further administrative or UCMJ action against [REDACTED] or any other Soldier. Also, I recommend that FSC/3-187IN and all

units within Task Force Iron continue to review and enforce Escalation of Force procedures prior to and during every operation. Finally, I recommend that all units within Task Force Iron apply this Escalation of Force incident to everyday operations and situations LAW Rakkasan ROE.

  
CPT, IN  
Executive Officer

Ex 6



REPLY TO  
ATTENTION OF

DEPARTMENT OF THE ARMY  
HEADQUARTERS, 3<sup>rd</sup> BRIGADE COMBAT TEAM  
101<sup>st</sup> AIRBORNE DIVISION (AIR ASSAULT)  
FOB SPEICHER, IRAQ, APO AE 09349



AFZB-KC-CO

23 March 2006

MEMORANDUM FOR [REDACTED] FSC, 3<sup>rd</sup> Battalion, 178<sup>th</sup> Infantry Regiment, 3<sup>rd</sup>  
Brigade Combat Team, 101<sup>st</sup> Airborne Division (Air Assault), FOB Speicher, APO AE 09349

SUBJECT: Appointment Order for Investigating Officer UP AR 15-6

1. Effective 23 March 2006, [REDACTED] is hereby appointed as the investigating officer.
2. AUTHORITY. AR 15-6, Investigations.
3. PURPOSE. To perform an informal investigation IAW AR 15-6, obtaining details pertaining to the Escalation of Force (EoF) by C/3-187 IN on 231201MAR06 vic Patrol Base Razor, Samarra, Iraq. Your investigation should answer the following questions:
  - a. What were the facts and circumstances surrounding the incident?
  - b. Was the engagement IAW MNC-I EoF guidelines and procedures? Was the engagement IAW MNC-I and 3 BCT Rules of Engagement (ROE)?
  - c. What recommendations should be made to prevent similar EoFs in the future?
4. PERIOD. Until the investigation is completed and no further investigation is required, unless released sooner by the appointing authority.
5. SPECIAL INSTRUCTIONS. Conduct of this investigation will be your PRIMARY duty until the investigation is submitted to the appointing authority. Your findings will be supported by substantial evidence and by a greater weight of evidence than supports any different conclusion. Your findings and recommendations will be submitted to this headquarters NLT 261700MAR06. Prior to submission, you will obtain a final legal review of your findings and recommendations from the 3 BCT CJA.
6. POC this action is 3 BCT CJA, at [REDACTED]

COL, IN  
Commanding



DEPARTMENT OF THE ARMY  
HEADQUARTERS AND HEADQUARTERS COMPANY  
3<sup>rd</sup> BATTALION, 187<sup>th</sup> INFANTRY REGIMENT  
101<sup>st</sup> AIRBORNE DIVISION (AIR ASSAULT)  
FOB BRASSFIELD-MORA  
APO AE 09349

REPLY TO  
ATTENTION OF

AFZB-KC-H-H

24 March 2006

MEMORANDUM FOR RECORD

SUBJECT: 15-6 Investigation Facts, Findings and Recommendations to FSC/3-187IN Escalation of Force 23 March 2006 Index of Exhibits

1. Commander's Inquiry of [REDACTED] FSC/3-187IN Commander Exhibit 1
2. Information Slide from TF 3-187IN Tactical Operations Center Exhibit 2
3. Information Paper "Self Defense and Determination of Hostile Intent" published by 101<sup>st</sup> Division Office of the Staff Judge Advocate (OSJA) dated 14 December 2005 Exhibit 3
4. Historical Story Boards provided from TF 3-187IN Tactical Operations Center Exhibit 4
5. Sworn Statement of [REDACTED] HQ Platoon C Co. 3-187IN Exhibit 5
6. Sworn Statement of [REDACTED] HHC/3-187IN Exhibit 6
7. Sworn Statement of [REDACTED] HQ Platoon C Co. 3-187IN Exhibit 7
8. Sworn Statement of [REDACTED] FSC/3-187IN Exhibit 8
9. Sworn Statement of [REDACTED] HQ Platoon C Co. 3-187IN Exhibit 9
10. Sworn Statement of [REDACTED] HHC/3-187IN Exhibit 10
11. Sworn Statement of [REDACTED] HQ Platoon C Co. 3-187IN Exhibit 11
12. Sworn Statement of [REDACTED] HQ Platoon C Co. 3-187IN Exhibit 12
13. Sworn Statement of [REDACTED] HQ Platoon C Co. 3-187IN Exhibit 13

Ex. 6

[REDACTED]  
CPT, IN  
Executive Officer

DEPARTMENT OF THE ARMY  
FSC, 3<sup>RD</sup> BATTALION, 187<sup>TH</sup> INFANTRY REGIMENT  
3<sup>RD</sup> BRIGADE, 101<sup>ST</sup> AIRBORNE DIVISION (AIR ASSAULT)  
FOB BRASSFIELD-MORA, APO AE 09349

AFZB-KC-FSC

23 March 2006

MEMORANDUM THRU Commander, 3<sup>rd</sup> Battalion, 187<sup>th</sup> Infantry Regiment, FOB  
Brassfield-Mora, Iraq APO AE 09349

FOR Commander, 3rd Brigade, 187<sup>th</sup> Infantry Division, FOB Speicher, Iraq APO AE  
09393

SUBJECT: COMMANDER'S INQUIRY: Escalation of Force on 23 March, 2006

1. While on a Combat Logistic Patrol (CLP), the security element [REDACTED] C. CO/3-187IN) attached to FSC, 3-187IN conducted an escalation of force incident at the Samarra Bridge, approximately [REDACTED] of Patrol Base RAZOR. The CLP was traveling east on [REDACTED] when it encountered a blue pickup truck with 3 LNs driving at a high rate of speed west towards the CLP. The pickup truck passed three stopped LN vehicles and continued toward the CLP. The security element initiated escalation of force procedures. The gunner used verbal commands and hand and arm signals to alert the driver of the vehicle to pull to the side of the road, and let the CLP pass. After both verbal and visual cues were ignored, a total of 18 disabling shots were fired into the vehicle. The shots penetrated the vehicle hood and driver's side windshield, wounding the three military aged male occupants. The vehicle swerved to the westbound shoulder of the road and stopped. Security elements immediately rendered first aide, and conducted SSE of the site with negative results. The LNs were transported via FLA to PB RAZOR, where there were tested for Exspray and received further medical treatment; the LNs tested negative with Exspray. One LN was immediate priority, while the other two were ambulatory. The vehicle was brought to RAZOR Circle and searched with NSTR.

Ex 2  
Ex 2  
Ex 2

2. A detailed interview has been conducted with those personnel who witnessed the EOF. Additionally, negative Exspray swipe pads were reviewed, as well as photographs of the scene, the LNs, and the vehicle.

3. My recommendation is no action be taken, as the proper escalation of force measures were taken to ensure the safety of everyone in the CLP.

4. Point of contact for this memorandum is the undersigned at [REDACTED]

Ex 6

AFZB-KC-FSC

23 March 2006

SUBJECT: COMMANDER'S INQUIRY: Escalation of Force on 23 March, 2006

[REDACTED]

Ex 6

CPT, OD  
Commanding

"Ex 2"

EOB

C/3-187

231201MAR2006

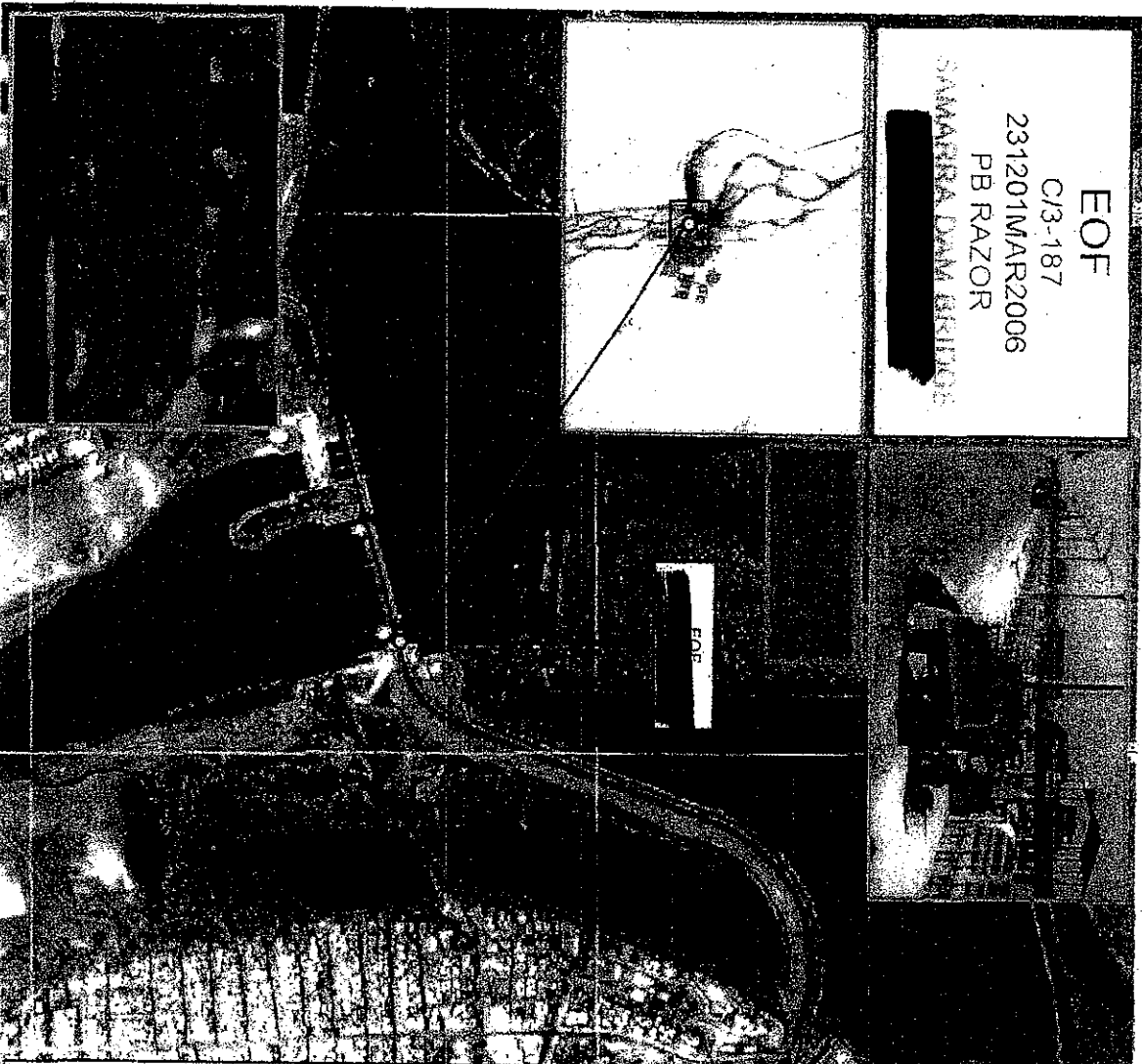
PB RAZOR

SAMARRA DAM BRIDGE

Ex 2

Ex 2

Ex 2



At 231201MAR2006, an Escalation of Force (EOB) was initiated by a C/3-187 Gun Truck escorting a FSC/3-187 Combat Logistics Palfol (CLP) in the Salah Ad Din province of Iraq of Patrol Base (PB) RAZOR and [redacted] of PB OLSON along the Samarra Dam Bridge vicinity. The C/3-187 escort element had increased their interval from the CLP (traveling eastbound enroute to the PBs inside Samarra in order to conduct a resupply) and subsequently instructed 3x Local National (LN) westbound vehicles to pull off to the shoulder of the road so that they would not endanger the CLP. The C/3-187 escort identified a blue Chevy truck traveling westbound at a high rate of speed. When the truck approached the three vehicles that were pulled over for safety the truck intentionally veered left and began to pass the vehicles making its way towards the C/3-187 escort and CLP. The gunner graduated his responses to this emerging threat by issuing hand and arm signals to the threat vehicle in an effort to alert all involved. The vehicle did not waiver in speed or direction. As the vehicle continued to push rapidly towards the CLP, the gunner was forced to engage the vehicle with approximately 10x 7.62mm disabling rounds; the rounds first impacted the grill of the truck, then impacted the engine compartment and cab resulting in a damaged engine block and 3x Local Nationals (LNs) WIA. This EOB brought the vehicle to stop. UPDATE: The CLP secured the site, approached the vehicle, cleared the vehicle, and provided immediate first aid to the LNs. The CLP ground evaced the LNs to PB RAZOR's Level II Medical Treatment facility where 1x MAM was released after lacerations were cleaned and bandaged. 2x LNs were categorized as priority patients and were further ground evaced to FOB BRASSFIELD-MORA for an Aero-MEDDEVAC to FOB SPEICHER. A Commander's Inquiry has been completed. CLOSED 231701MAR2006.

AT 021535DEC05 ELEMENTS OF B/3-69 AR A\* PB UVANNI VIC [REDACTED] AND C/1-33 CAV AT PB OLSON [REDACTED] REPORTED HEARING A LARGE EXPLOSION SOMEWHERE SOUTHWEST OF THE GOLDEN MOSQUE IN [REDACTED] BOTH UNIT OBSERVED SMOKE FROM THE ORIGIN OF THE EXPLOSION AND HEARD FOLLOW-ON SAF. THERE WERE NO REPORTS OF FRIENDLY UNITS IN CONTACT. AT 1542 HOURS, JCC REPORTED IP ARRIVED AT THE LOCATION OF THE EXPLOSION AND CLAIMED A VBIED PARKED WEST, ACROSS THE STREET, OF THE UMM AYMAN PRIMARY SCHOOL AND GAZAN HIGH SCHOOL FOR GIRLS, LOCATED [REDACTED] DETONATED. THE VEHICLE HAD BEEN PARKED AT THE LOCATION SINCE YESTERDAY. IP REPORTED 2X LN MALES AND 1X LN CHILD WERE LIGHTLY INJURED AS A RESULT OF THE ATTACK. ALL WOUNDED WERE TREATED AT THE SAMARRA HOSPITAL AND RELEASED. C/1-33 CAV WAS DISPATCHED TO THE LOCATION. C/1-33 CAV REPORTED THE VEHICLE WAS A SMALL, 10 PAX VAN. THERE WAS 1X 155 ROUND THAT FAILED TO

Ex 2  
Ex 2  
Ex 2

AT 271340DEC05 AN MOI COMMANDO PATROL WAS STRUCK BY A VBIED ON ROUTE [REDACTED] THE VBIED WAS DESCRIBED AS A WHITE TRUCK. 4 X MOI COMMANDOS WIA EVACUATED TO PB RAZOR. UPDATE: THE MOI COMMANDO PATROL CONSISTED OF 3 VEHICLES TRAVELING WEST. THE VBIED APPROACHED FROM THE PATROL'S LEFT FLANK AND WEDGED ITSELF BETWEEN THE FIRST AND SECOND MOI VEHICLES AND THEN DETONATED. AN MOI INFORMANT HAD GIVEN INFORMATION OF THIS ATTACK, AS WELL AS AIF POSSIBLY FILMING THE ATTACK IN A BLACK OPAL. BASED ON THIS INFORMATION, MOI WERE ABLE TO ID A BLACK OPAL FILMING THE VBIED ATTACK AND ENGAGED THE VEHICLE, SHOOTING THE FILMER IN THE HEAD. THE VEHICLE CAUGHT FIRE FROM THE VBIED EXPLOSION, AND BOTH PASSENGERS WERE KIA. THE VIDEO FROM THE FILMER WAS UNABLE TO BE RECOVERED DUE TO THE VEHICLE FIRE. JCC REPORTED THAT THE NAMES OF TWO OF THE THREE AIF KIA WERE QAISER NAJIM ALTAKI (DRIVER OF VBIED), AND AHMED LATEF MEDHI (FILMER, HAD A FAKE ID ON HIS BODY WITH THE NAME "ABDELAH SALIH FERHAN"). THE DRIVER OF THE BLACK OPAL COULD NOT BE IDENTIFIED DUE TO EFFECTS CAUSED BY THE VEHICLE FIRE. BDA: 3 X AIF KIA, 4 X MOI COMMANDOS WIA. ALL 4 C

Ex 2

At 051220CJAN06 a B/1/17 FA CLP traveling north on the Tampa bypass vic [REDACTED] reported being struck by a static VBIED. The VBIED was sitting approximately 1 meter off the right side of the road, and detonated on the 6th vehicle of the 27 vehicle CLP. The VBIED was described as a white, normal cab sized Nissan Datsun pickup/truck. The VBIED had no occupants. After the VBIED detonated, KBR employees traveling with the CLP observed 1 x individual sprinting away from the site, a possible triggerman. The VBIED damaged 1 x Humvee (2 x flat tires) and no injuries were reported. The CLP had multiple [REDACTED] in use, including an [REDACTED] EOD is being dispatched to conduct a PBA. UPDATE: Vehicle was a white Datsun with approx 80lbs and the frag was consistent with a 155MM round. Explosives were located in the cab and 2 spots in the bed of the truck. NFI

Ex 2

Ex 2

At 101421MAR2006, a VBIED Detonated against a Samarra Iraqi Police (IP) combat patrol in the Salah Ad Din province of Iraq, in Samarra vicinity [REDACTED] The Samarra Joint Coordination Cell (JCC) reported an unknown explosion. Shortly thereafter, the report was updated to a confirmed VBIED Detonation targeting the IPs. The JCC also confirmed IP and Local National (LN) wounded; 8x IP WIA (7x RTD; 1x Air Medevac'd to LSAA for closed head injury); 3x LN WIA (Released); and 1x LN KIA (LN was the Imam for the Authman Eban Afan Mosque). EOD and WIT reported that the VBIED consisted of various types of artillery and mortars; 2x 155mm shipping plugs were discovered; fragments from 160mm and 240mm mortars were identified. The VBIED was a white Toyota truck parked in front of the Sunni mosque named above and was RC triggered. CLOSED: 101742MAR1006.

Ex 2

# 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  
 DISCLOSURE: Disclosure of your social security number is voluntary.

1. LOCATION [REDACTED]	2. DATE (YYYYMMDD) 20060323	3. TIME 1200	4. FILE NUMBER
5. LAST NAME, FIRST NAME, MIDDLE NAME [REDACTED]	6. SSN [REDACTED]	7. GRADE/STATUS E-5	
8. ORGANIZATION OR ADDRESS C CO 3-187 INF FOB BRASFIELD-MORA			

9. I, [REDACTED], WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH:  
 ON 20060323 at 1200 we were escorting a resupply convoy to PB OLSON. ONCE past PB RAZOR at [REDACTED] we stopped. Three cars on a curve. All the cars were stopped when a pick up truck came around the stopped cars and toward our vehicle. My gunner, [REDACTED], fired a disabling burst into the grill. The pick up sped up and veered toward us. [REDACTED] fired two more bursts into the cab. As the truck passed us [REDACTED] returned to security to our front. The truck swerved up on to the curb. We immediately cleared the truck for weapons/explosives and started medical treatment of the wounded. The wounded were returned to PB RAZOR for evac.

END OF STATEMENT

10. EXHIBIT 5	11. INITIALS OF PERSON MAKING STATEMENT [REDACTED]	PAGE 1 OF 3 PAGES
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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.

STATEMENT OF

TEN AT FUB BRASSFIELD-MORA DATED 23 MAR 66

9. STATEMENT (Continued)

I, [REDACTED], HAVE READ OR HAVE HAD READ TO ME THIS STATEMENT WHICH BEGINS ON PAGE 1, AND ENDS ON PAGE 3. 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.

(Signature of Person Making Statement)

WITNESSES:

Subscribed and sworn to before me, a person authorized by law administer oaths, this 23 day of MARCH, 1966 at FUB BRASSFIELD-MORA

[REDACTED]  
6-10 3-107 JDE  
FUB BRASSFIELD-MORA APO AF 09349  
ORGANIZATION OR ADDRESS

(Signature of Person Administering Oath)

[REDACTED]  
163-181 JDE  
FUB BRASSFIELD-MORA APO AF 09349  
ORGANIZATION OR ADDRESS

(Typed Name of Person Administering Oath)  
ARTICLE 136 (3)(B)  
(Authority To Administer Oaths)

INITIALS OF PERSON MAKING STATEMENT

PAGE 3 OF 3 PAGES

# 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 FOB BRASSFIELD-MORA	2. DATE (YYYYMMDD) 20060528	3. TIME 1445	4. FILE NUMBER
5. LAST NAME FIRST NAME MIDDLE NAME [REDACTED]	6. SSN [REDACTED]	7. GRADE/STATUS E2T (01)	
8. ORGANIZATION OR ADDRESS HHC TF 3-187 FOB BRASSFIELD MORA			

9. I, [REDACTED], WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH:  
 WHILE CONDUCTING CLP FROM BRASSFIELD MORA TO PB RAZOR AND PB OLSON, CLP #62 PARTICIPATED IN AN ESCALATION OF FORCE. WHILE HAULING VEHICLES AND CLEARING ROUTE ALONG [REDACTED] BETWEEN PB RAZOR AND OLSON, 3 VEHICLES WERE STOPPED (LN) IN THE NORTH WESTBOUND SHOULDER BY OUR LNO SECURITY VEHICLE. A PICKUP TRUCK (DWE) MOVING AT A HIGH RATE OF SPEED PASSED THE 3 LN VEHICLES WESTBOUND APPROXIMATELY [REDACTED] OF RAZOR. THE VEHICLE SWERVED OFF TO THE WESTBOUND SHOULDER. THE CLP ELEMENT SECURED THE SITE AND CONDUCTED 360° SECURITY. PROMPTS FROM LNO SECURITY ASSESSED CASUALTIES AND CALLED COMMANDER VEHICLE (LOCATED IN RAZOR) FOR CASUALTY COMMANDER VEHICLE AND EVAC FLA RESPONDED TO SITE WITHIN 3 MINUTES. CONVOY COMMANDER AND [REDACTED] AIDED 2 CASUALTIES WITH ASSISTANCE FROM [REDACTED] ELEMENTS. [REDACTED] TREATED PRIORITY CASUALTY WITH AIDE OF MEDICS. 3 TOTAL LN CASUALTIES. COMMANDER PERSONNEL CONDUCTED SSE AND NEGATIVE FINDS. PAX WERE LOADED (LN) IN FLA AND COMMANDER'S VEHICLE AND GROUND EVACED TO RAZOR. HANDS OFF TO MEDICS THERE. COMMANDER VEHICLE RETURNED TO SITE. REMAINING CONVOY ELEMENT CONTINUED MISSION TO OLSON. COMMAND VEHICLE CONDUCTED SSE AND SWEEP VEHICLE FOR INTEL. NONE FOUND. DROVE EN VEHICLE TO COMBITION CIRCLE FOR SSE. CONDUCTED SWEEP/SWIPE TEST. NEGATIVE FINDS. BATTLE HANDOVER OF TRUCK AND PERSONNEL. COMMAND VEHICLE AND REMAINING CONVOY ELEMENTS CONTINUE MISSION TO OLSON. NOTHING FURTHER TO REPORT, NOTHING FOLLOWS.

10. EXHIBIT 6	11. INITIALS OF PERSON MAKING STATEMENT [REDACTED]	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.		

# 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  
**DISCLOSURE:** Disclosure of your social security number is voluntary.

1. LAST NAME FIRST NAME MIDDLE NAME [REDACTED]	2. DATE (YYYYMMDD) 20060323	3. TIME 1200	4. FILE NUMBER
5. ORGANIZATION OR ADDRESS [REDACTED]	6. SSN [REDACTED]	7. GRADE/STATUS E4	

9. [REDACTED] WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH:

While doing a patrol base run, on 23 Mar 06, we were about to go around a bend in the road. I was standing up in the turret stoppin oncoming traffic with hand signals. There were three cars stopped on the side of the road, when a fourth truck started to pass them and head right for us. I was waving them off, but kept coming. I then put a three round burst in the truck's grill. The truck sped up at that point. I then shifted my aim up to the driver. I fired two more burst with my M-240. The truck drove past us and came to a stop between my Humvee and the second Humvee in the patrol. At that point I took up covering at the 120' mark. [REDACTED] and [REDACTED] got out of the Humvee and started to affie first aid to the wounded.   
 end of statement

10. EXHIBIT 7	11. INITIALS OF PERSON MAKING STATEMENT [REDACTED]	PAGE 1 OF 3 PAGES
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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.

STATEMENT OF [REDACTED]

TAKEN AT BRATTLEFIELD - MORA DATED 24 DEC 83

9. STATEMENT (Continued)

[REDACTED]

AFFIDAVIT

I, [REDACTED], HAVE READ OR HAVE HAD READ TO ME THIS STATEMENT WHICH BEGINS ON PAGE 1, AND ENDS ON PAGE 3. 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.

[REDACTED]  
(Signature of Person Making Statement)

WITNESSES:

[REDACTED]  
CC 3-187 IN  
FOB BRATTLEFIELD - MORA APO AE 09349  
ORGANIZATION OR ADDRESS

Subscribed and sworn to before me, a person authorized by law administer oaths, this 23 day of DECEMBER, 1983 at FOB BRATTLEFIELD - MORA

[REDACTED]  
(Signature of Person Administering Oath)

[REDACTED]  
CC 3-187 IN  
FOB BRATTLEFIELD - MORA APO AE 09349  
ORGANIZATION OR ADDRESS

[REDACTED]  
(Typed Name of Person Administering Oath)

Art L. 131 (3) (P)  
(Authority To Administer Oaths)

INITIALS OF PERSON MAKING STATEMENT  
[REDACTED]

PAGE 3 OF 3 PAGES

# 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  
 DISCLOSURE: 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: *FOB Bristle - 4th* 2. DATE (YYYYMMDD): *2006 03 23* 3. TIME: *1530* 4. FILE NUMBER:  
 7. GRADE/STATUS: *E-7 ACTIVE*

ORGANIZATION OR ADDRESS: *FSC 3-187th*

WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH: On

23 March I was on a LOGPACK Resupply convoy enroute to Patrol Base Razor and Patrol Base Olson. After we left Patrol Base Razor and while crossing the dam I noticed that security vehicle in front of me had engaged a vehicle that had crossed into the path of our convoy. The vehicle a blue truck, kept moving forward as it did I jumped out the LMTV's gunners turret and aimed my M16 to assist on the disabling of the "blue truck." I realized that the security vehicle had hit the truck and it had just ran off the road. I maintained cover and instructed my driver and TC to jump out the vehicle and pull ground security and support to the security elements. The security element cleared the vehicle and immediately after gave first aid to the three occupants of the blue truck. Medics arrived soon after and they also gave immediate medical assistance and put the injured local nationals in their vehicle and took them back to Patrol Base ~~Razor~~ Olson. The convoy soon after resumed mission to Patrol Base Olson.

END OF STATEMENT

EXHIBIT: *8* 11. INITIAL: *[redacted]* STATEMENT: *[redacted]* PAGE 1 OF 1 PAGES

ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT" TAKEN AT DATED

AT BOTTOM OF EACH ADDITIONAL PAGE MUST BEAR THE INITIALS OF THE PERSON MAKING THE STATEMENT, AND PAGE NUMBER MUST BE INDICATED.

# 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  
**DISCLOSURE:** Disclosure of your social security number is voluntary.

1. LOCATION FOB BRASSFIELD-MORA	2. DATE (YYYYMMDD) 2006/03/23	3. TIME 1500	4. FILE NUMBER
5. NAME [REDACTED]	6. SSN [REDACTED]	7. GRADE/STATUS O1/RA	

8. ORGANIZATION OR ADDRESS

9. I, [REDACTED], WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH:

On or about 23 March 2006, I was conducting a security mission for the FSC resupply convoy for Patrol Bases Razor and Olsen. After escorting necessary vehicles to PB Razor, my vehicle, [REDACTED] vehicle, and two resupply vehicles continued movement to PB Olsen. As we continued, the road took a severe left turn so I had my gunner, [REDACTED] come up in the turret to wave oncoming traffic to the side of the road so we could complete our mission. [REDACTED] flagged down three vehicles which pulled to the side of the road. As the third civilian vehicle came to a stop, a fourth blue pick up truck swerved around the three stopped vehicles and was heading directly for my truck. At this point, [REDACTED] had already given a visual signal which led him to engage the truck with a three round burst to front of the vehicle with the M240B. The truck hit the gas and [REDACTED] engaged the vehicle with about 15 rounds from the M240B, wounding the three occupants. The vehicle rolled to a stop just behind my M1114. The driver opened his door and fell to the ground holding his chest. The other two stayed in the truck. I informed [REDACTED] about the incident and told him to bring some medics to our location. After establishing security, I moved to the injured personnel to prioritize the casualties. Myself, [REDACTED], and a medic treated and packaged the wounded for evacuation back to PB Razor. After the injured were evacuated, we continued movement and completed our mission. Nothing Follows.

END OF STATEMENT

10. EXHIBIT 9	11. INITIALS OF PERSON MAKING STATEMENT [REDACTED]	PAGE 1 OF 3 PAGES
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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.

DA FORM 2823, DEC 1998

DA FORM 2823, JUL 72, IS OBSOLETE

USAPA V1.00

STATEMENT OF [REDACTED]

TAKEN AT 1430 [REDACTED]

DATED 2006/23/03.

## 9. STATEMENT (Continued)

[REDACTED]

## AFFIDAVIT

[REDACTED], HAVE READ OR HAVE HAD READ TO ME THIS STATEMENT WHICH BEGINS ON PAGE 1, AND ENDS ON PAGE 3. 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.

[REDACTED]  
(Signature of Person Making Statement)

## WITNESSES:

[REDACTED]  
C Co 3-187th IN  
FOB Brassfield-Mora APO AE 09349  
ORGANIZATION OR ADDRESS

[REDACTED]  
C Co 3-187th IN  
FOB Brassfield-Mora APO AE 09349  
ORGANIZATION OR ADDRESS

Subscribed and sworn to before me, a person authorized by law administer oaths, this 23 day of March, 2006 at FOB Brassfield-Mora

[REDACTED]  
(Signature of Person Administering Oath)

[REDACTED]  
(Typed Name of Person Administering Oath)

Article 136 (3) (B)

(Authority To Administer Oaths)

INITIALS OF PERSON MAKING STATEMENT [REDACTED]

PAGE 3 OF 3 PAGES

Ext. 6

<b>SWORN STATEMENT</b> <small>For use of this form, see AR 190-45; the proponent agency is ODCSOPS</small>			
<b>PRIVACY ACT STATEMENT</b>			
<b>AUTHORITY:</b>	Title 10 USC Section 301; Title 5 USC Section 2961; E.O. 9397 dated November 22, 1943 (SSN).		
<b>PRINCIPAL:</b>	To provide commanders and law enforcement officials with means by which information may be accurately identified.		
<b>ROUTINE USES:</b>	Your social security number is used as an additional/alternate means of identification to facilitate filing and retrieval.		
<b>DISCLOSURE:</b>	Disclosure of your social security number is voluntary.		
1. LOCATION <b>FOB BRASSFIELD MORA</b>	2. DATE (YYYYMMDD) <b>2006 03 24</b>	3. TIME <b>1715</b>	4. FILE NUMBER
5. LAST NAME, FIRST NAME, MIDDLE NAME [REDACTED]	6. SSN [REDACTED]	7. GRADE/STATUS <b>01</b>	
8. ORGANIZATION OR ADDRESS <b>TF 3-187 HHL</b>			
9. [REDACTED] , WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH:			
<p>① Q: WHAT WERE YOUR RESPONSIBILITIES DURING THE CLT ON 23 MARCH 2006?</p> <p>A: I WAS A CONVOY COMMANDER IN CHARGE OF 4 VEHICLES AND 22 PERSONNEL. OUR MISSION WAS A MOVEMENT TO CONTACT IN ORDER TO RE-SUPPLY TF 3-187 AT PB RAZOR AND OLSON. I WAS DIRECTLY RESPONSIBLE FOR MOVEMENT AND ACTIONS OF ALL PERSONNEL INVOLVED IN THE CONVOY.</p> <p>② Q: WHEN YOU BRIEFED EVACUATION OF FORCE PROCEDURES &amp; RULES OF ENGAGEMENT WHAT WERE YOUR ORDERS?</p> <p>A: MY ORDERS WERE THAT ANY THREAT TO OUR CONVOY THAT WAS PERCEIVED BY THE TC OR GUNNER WAS TO BE RESPONDED TO BY EOF INCLUDING VERBAL WARNING, HAND SIGNALS, SHOWING WEAPON, ENGAGEMENT WITH WEAPON TO DISABLE, AND KILL SHOTS. RULES OF ENGAGEMENT INCLUDED ANY HOSTILE THREAT, DIRECT OR PERCEIVED, WHICH AUTHORIZED USE OF FORCE. IMMEDIATE NOTIFICATION TO THE CONVOY COMMANDER WAS TO FOLLOW ANY WEAPON DISCHARGE.</p> <p>③ Q: WHAT DID YOU BRIEF ON ENEMY ACTIVITY IN SAMARRA?</p> <p>A: PRIOR TO OUR LEAVING THE FOB BRASSFIELD-MORA BCP MY BRIEF INCLUDED AN ENEMY SITUATION. I SPECIFICALLY BRIEFED AN INCREASE IN ACTIVITY IN AO IRN OVER THE LAST 72 HOURS AS WELL AS AN INCREASE IN IED AND COMPLEX ATTACKS. I ALSO BRIEFED THAT AIR ACTIVITY HAD INCREASED SIGNIFICANTLY ALONG THE ROUTE FROM RAZOR TO THE CITY AND INSIDE THE CITY BASED ON 62 REPORTS BRIEFED TO ME THAT MORNING.</p>			
10. EXHIBIT <b>10</b>	11. INITIALS OF PERSON MAKING STATEMENT [REDACTED]		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.			

DA FORM 2823, DEC 1998

DA FORM 2823, JUL 72, IS OBSOLETE

USAPA V1.00

EX 6

USE THIS PAGE IF NEEDED. IF THIS PAGE IS NOT NEEDED, PLEASE PROCEED TO FINAL PAGE OF THIS FORM.

STATEMENT OF

TAKEN AT

FEB BRASFIELD <sup>MARK</sup>

DATED

23 MAR 66

9. STATEMENT (Continued)

INITIALS OF PERSON MAKING STATEMENT

PAGE 2 OF 3 PAGES

E+6

STATEMENT OF

TAKEN AT B-MDATED 23 MAR 06

9. STATEMENT (Continued)

*[The main body of the statement is crossed out with a large X. There are several redacted areas (blacked out) and some handwritten initials, including "M.C.C." in the center.]*

## AFFIDAVIT

I, [REDACTED], 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.

[REDACTED]  
(Signature of Person Making Statement)

WITNESSES:

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 23 day of March, 2006  
at Fort Bragg - Pres. Ins.

ORGANIZATION OR ADDRESS

[REDACTED]  
(Signature of Person Administering Oath)

[REDACTED]  
(Typed Name of Person Administering Oath)

Commissioner  
(Authority to Administer Oaths)

ADDRESS

NAME OF PERSON MAKING STATEMENT

PAGE 2 OF 1 PAGES

STATEMENT OF

MADE AT

1530

DATE

23 MAR 06

STATEMENT (Continued)

NO FURTHER STATEMENT

I, [REDACTED], HAVE READ OR HAVE HAD READ TO ME THIS STATEMENT WHICH BEGINS ON PAGE 1, AND ENDS ON PAGE [REDACTED]. 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.

WITNESSES:

Subscribed and sworn to before me, a person authorized by law to administer oaths, this [REDACTED] day of [REDACTED] at [REDACTED].

ORGANIZATION OR ADDRESS:

FSC 3-1874 IN 312 BCT 10TH ABN BDE  
FAB BRASSFIELD MOBILE  
APO AB 09349

[REDACTED]  
(Signature of Person Administering Oath)

[REDACTED]  
(Typed Name of Person Administering Oath)

[REDACTED] OF PERSON MAKING STATEMENT

PAGE

PAGE

DA FORM 2823, DEC 1998

USE THIS PAGE IF NEEDED. IF THIS PAGE IS NOT NEEDED, PLEASE PROCEED TO FINAL PAGE OF THIS FORM.

STATEMENT OF [REDACTED] TAKEN AT 1430 DATED 2006/23/03

9. STATEMENT (Continued)

INITIALS OF PERSON MAKING STATEMENT [REDACTED]

PAGE 2 OF 3 PAGES

PAGE 2, DA FORM 2823, DEC 1998

USAPA V1.00

Ex 6

12967

STATEMENT OF [REDACTED] TAKEN AT FOB BRASSFORD ROAD DATED 27 DEC 2001

9. STATEMENT (Continued)

(4) Q: WHAT WAS THE DISTANCE AND DIRECTION FROM THE LEAD SECURITY VEHICLE THAT THE BLUE CHEVY PICKUP CAME TO A HALT? [REDACTED]

A: THE VEHICLE CAME TO A HALT 75 METERS WEST OF THE LEAD VEHICLE ON THE WESTBOUND SHOULDER INDICATING EXCESSIVE SPEED AND A GENERAL LACK OF CONTROL OF THE VEHICLE BY THE OPERATOR. [REDACTED]

(5) Q: WERE THERE ANY MECHANICAL FAILURES TO VEHICLE? [REDACTED]

A: THE VEHICLE STARTED AND WAS DRIVEN TO COALITION CIRCLE BY MYSELF AFTER THE EVACUATION OF PERSONNEL AND SSE. THE OPERATIONAL STATUS OF THAT VEHICLE INDICATED TO ME THAT THERE WAS NO MECHANICAL FAILURE RESPONSIBLE FOR THE LACK OF CONTROL OF THAT VEHICLE. [REDACTED]

(6) Q: WHAT WERE THE CASUALTY STATUS WHEN YOU ARRIVED AT THE SCENE OF THE ENGAGEMENT? [REDACTED]

A: THERE WERE 3 CASUALTIES ALREADY REMOVED FROM THE VEHICLE AND BEING CARED FOR/EVALUATED BY SECURITY PERSONNEL. UPON ARRIVAL, MY MEDIC AND I ASSESSED THE CASUALTIES AS ONE LITTER PRIORITY/URGENT, 1 AMBULATORY, AND 1 WITH SUPERFICIAL WOUNDS. UPON ARRIVAL OF EVAC TEAM, ALL WOUNDED PERSONNEL HAD BEEN PACKAGED, THE LITTER PATIENT WAS THEN PACKAGED ON THE LITTER AND EVALUATED VIA FLA. THE REMAINING TWO WERE PLACED IN MY VEHICLE FOR IMMEDIATE EVAL TO KALOR. [REDACTED]

(7) Q: HOW FAR IN FRONT OF THE LEAD SECURITY VEHICLE WAS LOCAL NATIONAL TRAFFIC, HEDGING WESTBOUND, HALTED? [REDACTED]

A: AT LEAST 100 METERS IN THE WESTBOUND SHOULDER. [REDACTED]

NOTHING FOLLOWS

INITIALS OF PERSON MAKING STATEMENT [REDACTED]

PAGE 2 OF PAGES

Et 6

USE THIS PAGE IF NEEDED. IF THIS PAGE IS NOT NEEDED, PLEASE PROCEED TO FINAL PAGE OF THIS FORM.

STATEMENT OF

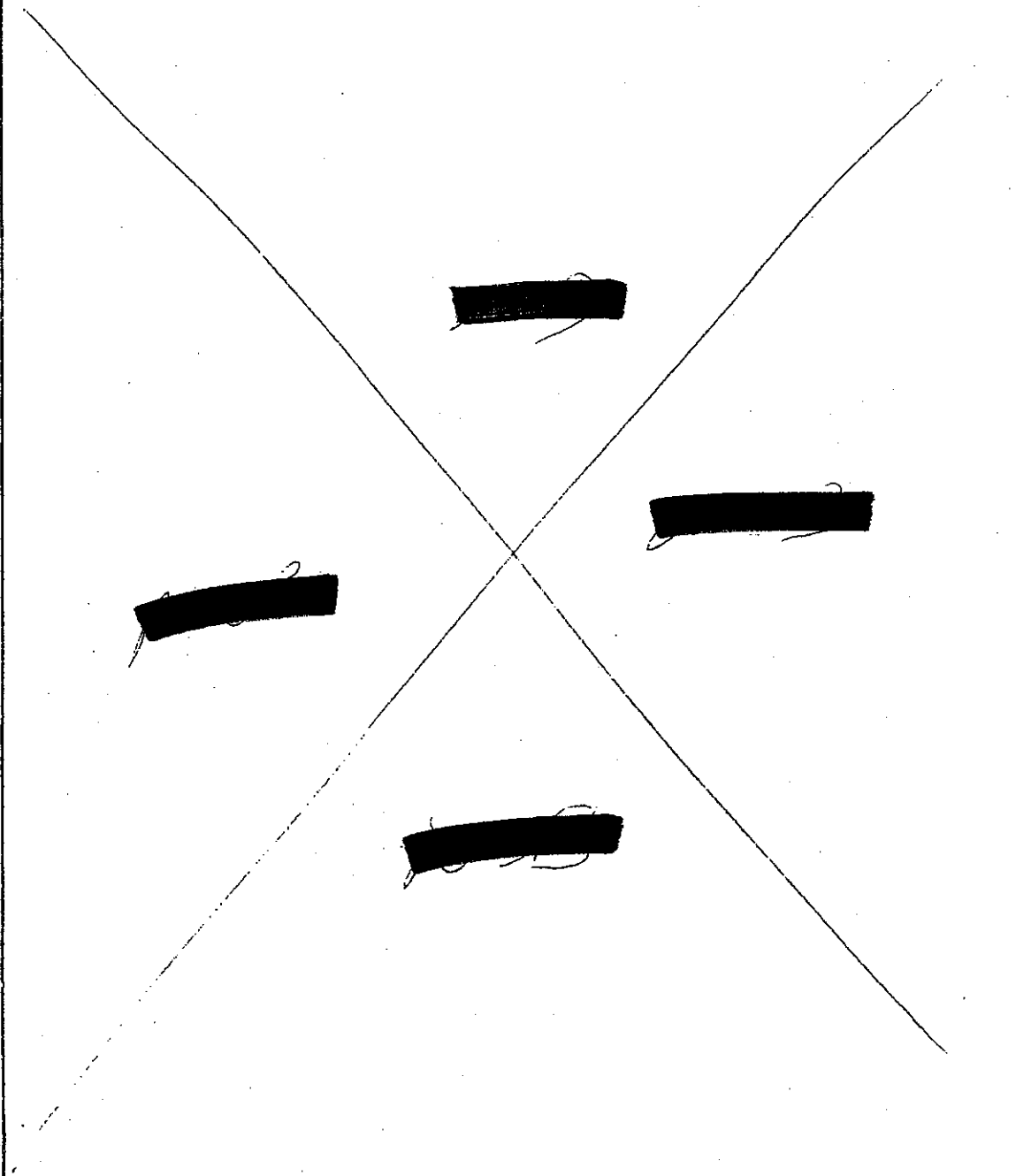
TAKEN AT

FEB 30 1998

DATED

20060324

9. STATEMENT (Continued)




INITIALS OF PERSON MAKING STATEMENT



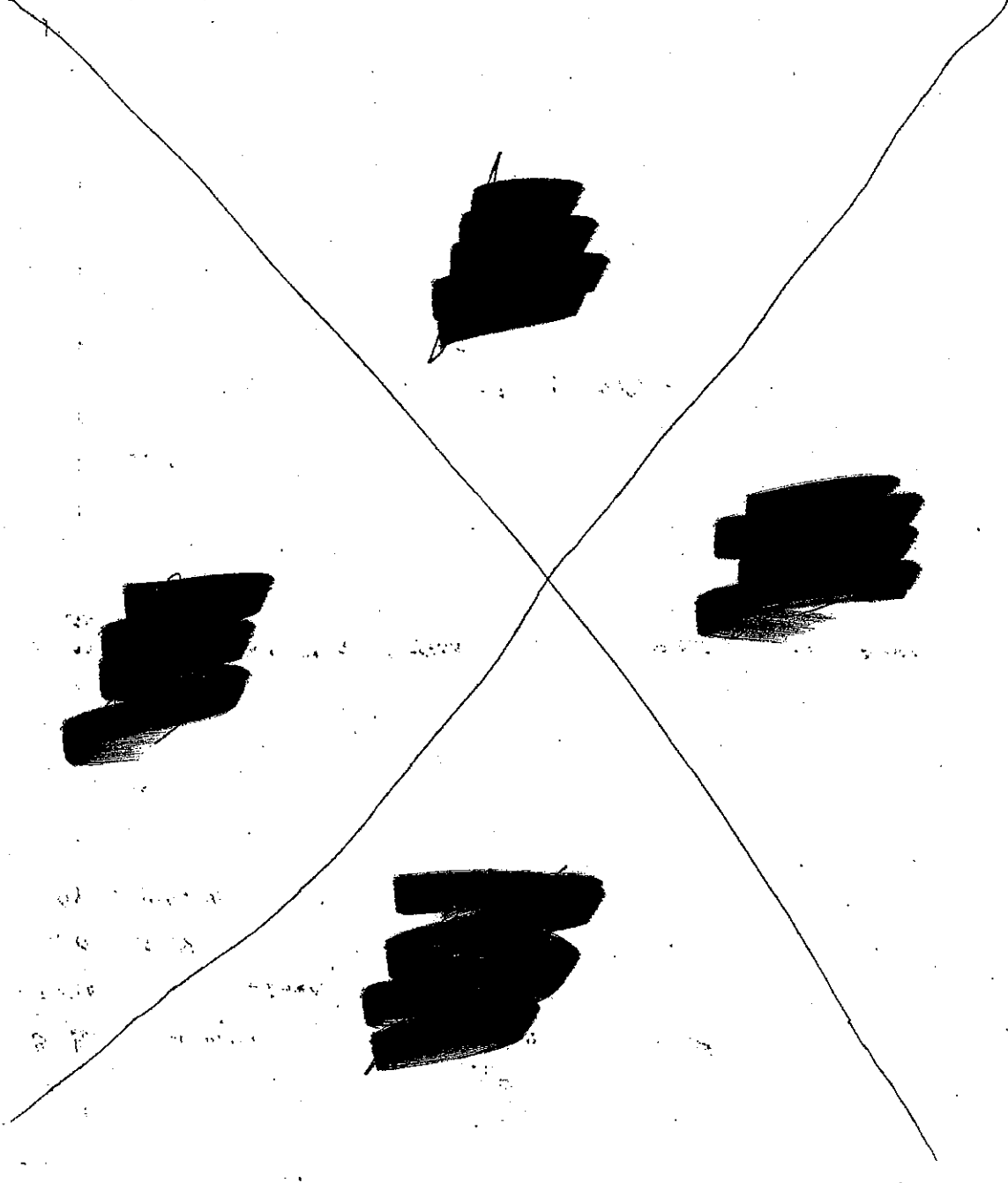



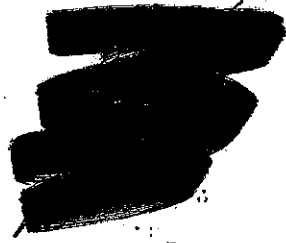
PAGE 2 OF 3 PAGES

*Ex 6*

USE THIS PAGE IF NEEDED. IF THIS PAGE IS NOT NEEDED, PLEASE PROCEED TO FINAL PAGE OF THIS FORM.

STATEMENT OF  TAKEN AT 1500 DATED 2006-3-24

9. STATEMENT (Continued)

INITIALS OF PERSON MAKING STATEMENT 

PAGE 2 OF 3 PAGES

Et 6

USE THIS PAGE IF NEEDED. IF THIS PAGE IS NOT NEEDED, PLEASE PROCEED TO FINAL PAGE OF THIS FORM.

STATEMENT OF

TAKEN AT 1500

DATED 24 MAR 2006

9. STATEMENT (Continued)

INITIALS OF PERSON MAKING STATEMENT

PAGE 2 OF 3 PAGES

STATEMENT OF [REDACTED] TAKEN AT POB BRASSFIELD NHRA DATED 24 17 17 MAR 06

9. STATEMENT (Continued)

I, [REDACTED], 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.

[REDACTED]  
(Signature of Person Making Statement)

WITNESSES:

[REDACTED]  
MHC 3-187 INF  
[REDACTED]  
ORGANIZATION OR ADDRESS

[REDACTED]  
MHC 3-187 INF  
[REDACTED]  
ORGANIZATION OR ADDRESS

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 24 day of MARCH, 2006  
at POB BRASSFIELD-NHRA NHRA CR 0307

[REDACTED]  
(Signature of Person Administering Oath)

[REDACTED]  
(Typed Name of Person Administering Oath)

CPT US ARMY  
(Authority To Administer Oaths)

INITIALS OF PERSON MAKING STATEMENT  
[REDACTED]

PAGE 3 OF 3 PAGES

# 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:** 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 FOB BRASFIELD - MORA 2. DATE (YYYYMMDD) 20060324 3. TIME 1508 4. FILE NUMBER

5. LAST NAME, FIRST NAME, MIDDLE NAME [REDACTED] 6. [REDACTED] 7. GRADE/STATUS ES

8. ORGANIZATION OR ADDRESS CCO 3-187 IN

9. I, [REDACTED], WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH:

① Q: WERE ESCALATION OF FORCE PROCEDURES COVERED DURING THE CONVOY BRIEF FOR THE 23 MARCH 2006 CLP TO SAMARRA, IRAQ?  
A: Y/RS. [REDACTED]

② Q: AT WHAT POINT DID YOU FEEL THE ACTIONS OF THE BLUE CHEVROLET PICK UP TRUCK WAS A THREAT TO THE CLP? JPB  
A: When the truck passed three stopped vehicles and continued coming after disabling shots were fired. [REDACTED]

- END OF STATEMENT [REDACTED]

10. EXHIBIT 11 11. INITIAL [REDACTED] ING STATEMENT 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.

E+6

A DATED 20060324

9. STATEMENT (Continued)

**AFFIDAVIT**

1. \_\_\_\_\_, HAVE READ OR HAVE HAD READ TO ME THIS STATEMENT WHICH BEGINS ON PAGE 1. AND ENDS ON PAGE 3. 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.

WITNESSES:

Charlie Co 3-87 Inf.  
FBI Brassfield - more APO AF 09349  
ORGANIZATION OR ADDRESS

C-3-18774 M  
 For Brassfield-Morrison APO AE 09549  
 ORGANIZATION OR ADDRESS

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 24 day of MARCH, 1966 at FED BASSFIELD MOBILE APC AC 09349

(Signature of Person Administering Oath)

(Typed Name of Person Administering Oath)

CPT US ARMY  
(Authority To Administer Oaths)

INITIALS OF PERSON MAKING STATEMENT.

PAGE 3 OF 3 PAGES

Et 6

# 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:** 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>FOB Brassfield-mora</b>	2. DATE (YYYYMMDD) <b>20060324</b>	3. TIME <b>1508</b>	4. FILE NUMBER
5. LAST NAME, FIRST NAME, MIDDLE NAME [REDACTED]	6. SSN [REDACTED]	7. GRADE/STATUS <b>E4</b>	

8. ORGANIZATION OR ADDRESS

**6 10 3-187 EOP.**

9. [REDACTED], WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH:

① Q: WERE ESCALATION OF FORCE PROCEDURES BRIEFED DURING THE CONVOY BRIEF FOR THE 23 MARCH 2006 CLP TO SAMARRA, IRAQ? [REDACTED]

A: YES [REDACTED]

② Q: AT WHAT POINT DID YOU FEEL THE BLUE CHEVROLET PICK UP TRUCK WAS A THREAT TO THE CLP? [REDACTED]

A: WHEN HE PRESSED THREE STOPPED CARS AND WENT BUSTED TOWARDS OUR HARMONY [REDACTED]

③ Q: DID YOU USE PROPER ESCALATION OF FORCE TOWARD THE LOCAL NATIONAL VEHICLES BY SHOOTING, SHAVING, RESTRAINING THEN SHOOTING? [REDACTED]

A: YES [REDACTED]

end of statement

10. EXHIBIT <b>12</b>	11. INITIALS OF PERSON MAKING STATEMENT [REDACTED]	PAGE 1 OF <b>3</b> PAGES
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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.

DA FORM 2823, DEC 1996

DA FORM 2823, JUL 72, IS OBSOLETE

USAPA VI 00

STATEMENT OF

TAKEN AT

1500

DATED 20060324

## 9. STATEMENT (Continued)

## AFFIDAVIT

I, [REDACTED], HAVE READ OR HAVE HAD READ TO ME THIS STATEMENT WHICH BEGINS ON PAGE 1, AND ENDS ON PAGE 3. 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.

(Signature of Person Making Statement)

## WITNESSES:

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 24 day of March, 2006 at Fort Bragg - NC APO AE 09349

(Signature of Person Administering Oath)

(Typed Name of Person Administering Oath)

CPT US Army

(Authority To Administer Oaths)

[REDACTED]  
C CO 3-187 IN  
FEB BRASSFIELD - MCR-A APO AE 09349  
ORGANIZATION OR ADDRESS

[REDACTED]  
C CO 3-187 IN  
FEB BRASSFIELD - MCR-A APO AE 09349  
ORGANIZATION OR ADDRESS

INITIALS OF PERSON MAKING STATEMENT

PAGE 3 OF 3 PAGES

# SWORN STATEMENT

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## PRIVACY ACT STATEMENT

**AUTHORITY:** Title 10 USC Section 301; Title 5 USC Section 2951; E.O. 9397 dated November 22, 1943 (SSN).  
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**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 F30 Brassfield-Mora	2. DATE (YYYYMMDD) 2006 03 24	3. TIME 1500	4. FILE NUMBER
5. LAST NAME FIRST NAME MIDDLE NAME [REDACTED]	6. SSN [REDACTED]	7. GRADE/STATUS O-2	
8. ORGANIZATION OR ADDRESS C Co 3-127TH IN 101st ABN DIV APO AE 09247			

9. [REDACTED] WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH:

Q: WERE ESCALATION OF FORCE PROCEDURES BRIEFED DURING THE CONVOY BRIEF FOR THE 23 MARCH 2006 CLP TO SAMARRA, IRAQ?  
A: Yes, [REDACTED] briefed escalation of force procedures in his convoy brief and I also reiterated when I briefed the tactical plan ensuring all soldiers in the convoy knew what to do in the case of any incident.

Q: AT WHAT POINT DID YOU FEEL THE BLUE CHEVY PICKUP TRUCK WAS A THREAT TO YOUR VEHICLE AND PERSONNEL?

A: I felt the truck was a threat when it sped around three stopped civilian vehicles and headed for my vehicle. At this point he had seen our convoy but continued around stopped traffic causing the use of escalation of force.

Q: HOW MANY COMBAT LOGISTICAL PATROLS HAVE YOU PROVIDED SECURITY FOR TO SAMARRA, IRAQ?

A: On average, my platoon provides security atleast 2-3 times per week on every escort mission [REDACTED] is the driver and [REDACTED] is the gunner with a few rare exceptions.

Q: DO YOU HAVE ANY FURTHER COMMENTS?

A: NO

END OF STATEMENT

10. EXHIBIT 13	11. INITIALS OF PERSON MAKING STATEMENT [REDACTED]	PAGE 1 OF 3 PAGES
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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 BE INDICATED.

STATEMENT OF [REDACTED] TAKEN AT 1500 DATED 24 MAR 2006

9. STATEMENT (Continued)

[REDACTED]

AFFIDAVIT

I, [REDACTED], HAVE READ OR HAVE HAD READ TO ME THIS STATEMENT WHICH BEGINS ON PAGE 1, AND ENDS ON PAGE 3. 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.

[REDACTED]  
(Signature of Person Making Statement)

WITNESSES:

[REDACTED]  
HNC / 3-187 IN. 101st  
FOR BRASSFIELD MDDT  
ORGANIZATION OR ADDRESS

[REDACTED]  
HNC 3-187 IN. 101st  
FOR BRASSFIELD MDDT  
ORGANIZATION OR ADDRESS

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 24 day of MARCH, 2006 at FBI BIRMINGHAM - HOLD AREA 09549

[REDACTED]  
(Signature of Person Administering Oath)

[REDACTED]  
(Typed Name of Person Administering Oath)

15 ALM 4  
(Authority To Administer Oaths)

INITIALS OF PERSON MAKING STATEMENT [REDACTED]

PAGE 3 OF 5 PAGES