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PAGE 3, DA FORM 2823,DEC 1998

The Privacy Act requires that when the Government solicits information from you that will be filed and retrievable by reference to your name or personal identifier, you must be advised of the following information:

- A. AUTHORITY FOR SOLICITING INFORMATION. 10 U.S.C. §3013
- PRINCIPAL PURPOSE FOR WHICH THE INFORMATION IS INTENDED TO BE USED. To determine the facts and surrounding circumstance be investigated by the authority of appropriate Army Regulations regarding Reports of Survey, Line of Duty Investigations, Army Regulation 15-6 Investigations, or any other procedural matters concerning the gathering of evidence.
- C. ROUTINE USES THAT MAY BE MADE OF THE INFORMATION. Any information you provide is disclosable to members of the Department of Defense who have an official need to know the information in the performance of their duties.
- D. DISCLOSURE. If you are a subject or suspect in an investigation, disclosure is voluntary. If you are a witness, you may be ordered to provide information.
- E. THE EFFECT ON YOU IF YOU DO NOT PROVIDE ALL OR PART OF THE INFORMATION REQUESTED. Providing the information is voluntary subject to paragraph D, there will be no adverse effect on you for not providing the information other than certain information might not be available to the appointing or reviewing authority for decision in this matter.

Eacknowledge that I am hereby informed of the above matters regarding the information solicited from me this 23 day of March 2005.

Ex 6

Signature of witness

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For use of this form	SWORN ST n, see AR 190-45		agency is ODCSOPS	
AUTHORITY: Title 10 USC Section 301;Title PRINCIPAL PURPOSE: To provide commanders and ROUTINE USES: Your social security number is DISCLOSURE: Disclosure of your social security	law enforcement is used as an add	2951;E.O. 9397 t officials with m ditional/alternate	neans by which inforr	mation may be accurately
1. LOCATION FOB Gabe, Iraq	2. DATE	<i>(YYYYMMDD)</i> 005/03/23	3. TIME 1930	4. FILE NUMBER
5. LAST NAME, FIRST NAME, MIDDLE NAME	6.	SSN		7. GRADE/STATUS E3/RA
8. ORGANIZATION OR ADDRESS HHC 2-34 AR, OIF III, FOB GABE, IRAQ, APO) AE 09397			
We SP'd 1900 from FOB Gabe to the IA Immediately upon arrival at the IA HQ, Halo 8 say headquarters by some road barricades, which we us that was detonated in the IA parking lot shortly befalso informed that there were AIF on the ground as well. I set up a defensive position behind a road ba PFC from Halo Platoon on my right, my Tomy position, covering the palm groves on the other It was identified as a '95 to '99 Hyundai Sonata wi we shined the spotlight towards his position and me hand signals and continued to move towards us at a down, after several shouts and motions to slow down, after several shouts and motions to shout at the road directly in front of car, he did not stop so I fired into his radiator. At any closer to take him down. The car was about 30 PFC and SPC fired into his tires and of I took aim upon the driver and fired one round into approximately twelve meters away from the barrical specific provides and I called "cease fire" when I told him approached the vehicle and identified	HQ when it came we multiple tracesused as cover to fore we arrived as well, shooting arricade in the mace of the candith a single occurotioned for him about 30 to 35 m who, he pulled owned to ask 50 him. He was 50 him. He was 50 him. He told 0 meters away we one round went to his right eyes of ade. There were many to the time of the drive on I shot the drive	me under attack. ers go by overhe set up our road on the scene an g at the HQ and middle of the roa mal. At approxim upant in the vehi to turn around miles an hour, h ver to the left ha er 75 meters awa ways of saying st chicle was now p estill shots beir er. As soon as t	I was the driver of ead. We set up down ablock. I was informed that no traffic was IA soldiers and to be add with SPC ight side of the road mately 1940, a car whicle. When he got all and go away from the came within 100 reand shoulder of the ay and I started shoulder of the ay and I started shoulder. He turned his be picking up to at leas I should shoot a was away when I shot at that he wasn't stoppe of this windshield are of his windshield are of his windshield are y slouched over and ng fired as the car routhe firing stopped. S	In the street from the med that there was a VBIED as allowed in to the area. I was be on the lookout for them as from the medics on my left and it approximately 25 meters from was coming up to our position, about 200 meters away from us, us. He did not respond to our meters and I motioned to slow road and dimmed his lights, uting "stop" in English, then brights on and came back on to st 30 miles an hour. I raised my arning shot, I was granted to the ground right in front of the ping; he told that if he came red one round into his hood, and blew out the back window. I the car rolled to a stop rolled to a stop and SGT
1. What information were you given before you S and there was a VBIED that had detonated about a were told to set up a check point on the road that le	half hour befor	ore we arrived a	and there were trace:	ers flying over our heads. We
2. What color was the vehicle that approached you A light silver color.	a position.		·	
3. How did you visually signal the vehicle to stop Flashed the spotlights at the vehicle 5 or 6 times. me to sillouette me while I gave the vehicle hand s	SPC or PF	i? FC I car	n't remember who,	also held the spotlight behind
4. What hand signals did you use? I motioned for	him to slow do	own and turned	my hand in the air t	to signal him to stop.
5. How many times did you shout at the vehicle to	stop? At least :	5-6 times. I sa	id it both in English	ı and Arabic.
10. EXHIBIT	11. INITIALS (OF PERSON MAI	KING STATEMENT	PAGE 1 OF3 PAGES

PAGE 1 OF 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.

USE THIS PAGE IF NEEDED. IF THIS PAGE IS NOT NEEDED, PLEASE PROCEED TO FINAL PAGE	OF THIS FORM.
STATERIEST OF Private First Class TAKEN AT FOR GABE DATED	2005/03/23
9. STATEMENT (Continued)	
6. What did you believe the vehicle intended to do? I wasa't cure. At first I thought he was just trying to get by because he slowed down and dimmed his limeters and then he turned on his bright lights and I heard his engine rev and he sped up.	ights. He coasted about 15
7. What happened next? I fired a round at the ground in front of the vehicle. He continued toward us so I asked SGT warning shot at the vehicle. He gave me permission so I fired at the front of the vehicle trying to hit the told the tol	e radiator CCT
8. How many military vehicles were at the scene? My truck, Halo 8, with and SPC and SP	
9. Where did Halo 7 went with Dreadnaught 6? They were on the other side of the road, closer to the	IA headquarters.
10. Can you draw a sketch of the area where this incident occured?	Exlo
This shot second First shot second RA DO Halo Dreal Marghal	
INITIO LE SEPERSON MAKING STATEMENT	

PAGE C, EA FORM 2823, DEC 1998

PAGE 2 OF 3 PAGES

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TATEMENT OF Private First Clas	TAKEN AT FOB GABE	DATED 2005/03/23
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PAGE 3, DA FORM 2823,DEC 1998

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acknowledge that I am hereby informed of the above matters regarding the information colicited from me this 23dday of March 2005.

Signature of witness

M. m. manana and a second seco

Ex 6

			STATEMENT		
	For use of this form	, see AR 190-	45 the proponent a	gency is ODCSOPS	
		PRIVACY A	CT STATEMENT		
AUTHORITY:	Title 10 USC Section 301; Title				
PRINCIPAL PURPOSE:	To provide commanders and				
ROUTINE USES:	Your social security number i			means of identificat	ion to facilitate filing and
DISCLOSURE:	Disclosure of your social secu			To	
FOB Gabe, Iraq		2. DA I	E (YYYYMMDD) 2005/03/23	3. TIME 2000	4. FILE NUMBER
5. LAST NAME, FIRST	NAME, MIDDLE NAME		6. SSN		7. GRADE/STATUS
8. ORGANIZATION OR	ADDRESS		(E3/RA
HHC 2-34 AR, OIF I	II, FOB GABE, IRAQ APO	AE 09397			•
9.			· · · · · · · · · · · · · · · · · · ·	·	· · · · · · · · · · · · · · · · · · ·
I, Private First Cl	ass		WANT TO MAKE TH	E FOLLOWING STA	TEMENT UNDER OATH:
about 10 min when the hand signs as well, he	heckpoint pulling security no e first car came up. We poin slowed down but he kept co car, the hot four, and	ited high bear ming. We k	m Flashlights yelli ept velling but he l	ng at him to stop in	Arabic in English and showed
the car he had taken a were they took care of	round through the eye and the	nen after a w	hile we laid him in	a body bag and to	wed the car to the ING HQ
IO questions based on	initial statement:				
1. What information	were you given before you S	P'd? IA HQ	was under attack.		Exle
2. Describe the vehic It was a gray/silver co	le with bright lights that appr lored Hyundai 4 door. Fairl	roached you you you	position. I kept.		EX C
At about 150-200 met	ally signal the vehicle to stop? ers from thervehicle, we flas , waved our hands and raised	hed the spotl	ights at the vehicles.	e, shouted at the vel	hicle to stop several times in
4. Where were you lo	ocated at the time? a concrete barrier, to PFC	righ	t.		
5. What did you belie I'm not sure what he	eve the vehicle intended to do was intending to do, but there	o? e was no way	/ hé didn't understa	and that he was sup	posed to stop.
6. You said you fired one impacted.	to rounds. Did you see whe	ere the round	s impacted? The t	pack right tire and l	I'm not sure where the other
7. What type of wear An M4.	oon did you use?				·
8. How many militar	y vehicles were at the scene?	An M1114 HING FOLL	, an M1025 and an OWS ON THIS PA	FLA.	
10. EXHIBIT E		11. INITIAL	S OF PERSON MAK	ING STATEMENT	PAGE 1 OF3_ PAGES
ADDITIONAL PAGES M	UST CONTAIN THE HEADING	"STATEMENT	TAKEN A	T DATED	PAGE 1 OF 3 PAGES
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DA FORM 2823,DEC 1998

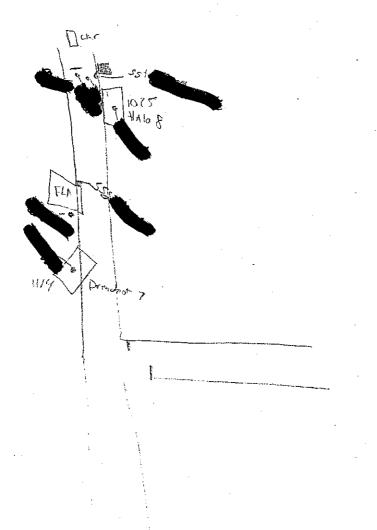
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STATEMENT OF	Private First Class	Т	AKEN AT FOB GABE	DATE	D 2005/03/23
9. STATEMENT /	(Continued)	**************************************			

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Ex 6

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INITIALLO DE PERSON MAKING STATEMENT

PAGE 2 OF 3 PAGES

STATEMENT OF Private First Class	TAKEN AT FOB GABE	DATED 2005/03/23
9. STATEMENT <i>(Continued)</i> ////////////////////////////////////	NOTHING FOLLOWS	
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WITKELSES:	Subscribed and sworn to	to before me, a person authorized by law
Chyantlation or address	(Signature o	f Person Administering Oath)
	(Typed Name	of Person Administering Oath)
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PAGE C. DIN FORM 2823,DEC 1998

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The Privacy Act requires that when the Government solicits information from you that will be filed and retrievable by reference to your name or personal identifier, you must be advised of the following information:

- A. AUTHORITY FOR SOLICITING INFORMATION. 10 U.S.C. §3013
- FRINCIPAL PURPOSE FOR WHICH THE INFORMATION IS INTENDED TO BE USED. To determine the facts and surrounding circumstance be investigated by the authority of appropriate Army Regulations regarding Reports of Survey, Line of Duty Investigations, Army Regulation 15-6 Investigations, or any other procedural matters concerning the gathering of evidence.
- C. ROUTINE USES THAT MAY BE MADE OF THE INFORMATION. Any information you provide is disclosable to members of the Department of Defense who have an official need to know the information in the performance of their duties.
- DISCLOSURE. If you are a subject or suspect in an investigation, disclosure is voluntary. If you are a witness, you may be ordered to provide information.
- E. THE EFFECT ON YOU IF YOU DO NOT PROVIDE ALL OR PART OF THE INFORMATION REQUESTED. Providing the information is voluntary subject to paragraph D, there will be no adverse effect on you for not providing the information other than certain information might not be available to the appointing or reviewing authority for decision in this matter.

I acknowledge that I am hereby informed of the above matters regarding the information solicited from me this 23 day of March 2005.

Ex 6

Signature of witness

13260

	s	WORN	I STATEMENT			
	For use of this form, see	AR 19	0-45the proponent a	gency is ODCSOP	3	
	PF	NVACY	ACT STATEMENT			
AUTHORITY:	Title 10USC Section 301; Title 5 L	JSC Sec	tion 2951;E.O. 9397	dated November 2	2,1943 <i>(SS</i> A	<i>()</i> .
PRINCIPAL PURPOSE:	To provide commanders and law					
ROUTINE USES:	Your social security number is use					
DISCLOSURE:	Disclosure of your social security					
1. LOCATION FOB Gabe, Iraq		2. D/	ATE <i>(YYYYMMDD)</i> 2005/03/23	3. TIME 2030	4. FILE N	NUMBER
5. LAST NAME, FIRST	NAME, MIDDLE NAME		6. SSN	<u></u>	7GRAD	E/STATUS
					. ,	E3/RA
8. ORGANIZATION OR HHC 2-34 AR, OIF I	ADDRESS II, FOB GABE, IRAQ, APO AE	09397				
9.					****	
ı, <u>Private First C</u>	lass		, WANT TO MAKE TH	IE FOLLOWING ST	ATEMENT UN	IDER OATH:
stopped shortly up the the open field with N approaching car to signumerous verbal come even with soldiers standid not slow down and burst of fire and the capproached and was gand he was given a way operations and towed around 01:30.	ecting the road that the HQ is on road and were given instructions VGs when I noticed lights heading that the individual to stop. I secur mands to stop in both English and adding in the road giving arm and a gave the order to a rolled forward and came to restiven warning shots and immediate arning shot into his bumper he im the car with the driver in a body light the stop of the car with the driver in a body light the stop of the car with the driver in a body light the stop of the car with the driver in a body light the stop of the car with the driver in a body light the stop of the car with the driver in a body light the stop of the car with the driver in a body light the stop of the car with the driver in a body light the stop of the car with the driver in a body light the stop of the car with the driver in a body light the car with	to bloog towar ed my Arabio Verbal fire as to about ely stop mediate	ck of the road facing ds our checkpoint. own spotlight and some spotlight and some spotlight and some still late to 13 meters from the driver was still late to 13 meters from the driver was and backed upolicy stopped and backed upolicy s	g north. We set up I then saw lights then saw lights the drawer stopped and conshots were fired in the room our roadblock. We had a 3rd versely and left the saw of the same and left the saw of the s	o a roadblock being shinned iver in flash continued tower not the from bad block. T We pulled a hicle approa	k and I was scannid towards the les. He was given wards our roadbloct of the vehicle he here was a short security another catch from the south conducted clean a conducted clean a
IO questions based on	initial statement:					
1. What is your posit I am Halo 8's gunner.	ion?					
2. What information security.	were you given before you SP'd?	IA H	Q was under attack	and we were goin	g to give sup	opot and provide
3. Describe the vehic It was a silver 4 door	le with bright lights that approach sedan. A Hyundai Alantra.	ned you	position.			
4. How did you visua Flashed the spotlights	ally signal the vehicle to stop? at the vehicle, at the our weapons	s and b	ack and forth.			·
5. What did you belie After he got close, I th	eve the vehicle intended to do? nought he was trying to drive thro	ough th	e check point.			/
6. Who fired at the verse SPC	ehicle?			•		EXL
7. You were still in the Roger, Sir.	ne gunner's station correct?					
8. How many military	y vehicles were at the scene? 3.	An Mi LLOW	025 (Halo 8), an M S ON THIS PAGE-	11114 (Halo 9), ai	nd the FLA.	(1)(1)(1)(1)(1)(1)(1)(1)(1)(1)(1)(1)(1)(

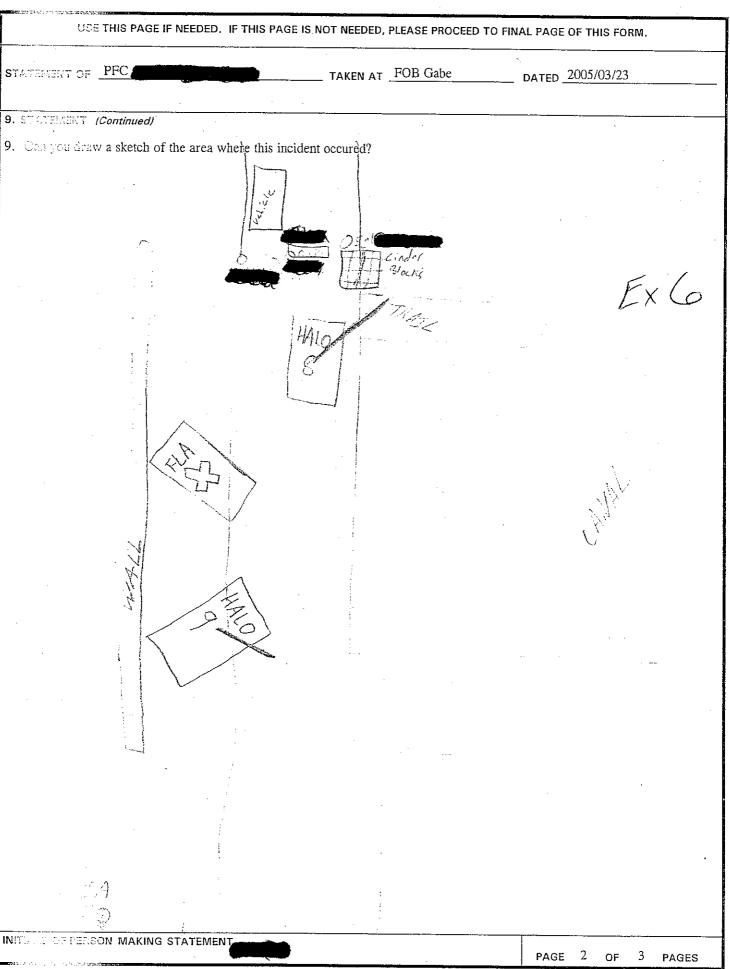
10. EXHIBIT

11. INITIALS OF PERSON MAKING 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 RAGE MUMPER.

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



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administer oaths, day of, at CREATION OR ADDRESS (Signature of Person Administering Oath)	AFRIDAVIT HAVE READ OR HAVE HAD READ TO ME THIS STATEMENT HAVE READ OR HAVE HAD READ TO ME THIS STATEMENT HIS ON PAGE 1. AND ENDS ON PAGE 3	STATEMENT OF	PFC			TAKEN	AT FOB	Gabe	DATED _	2005/03/23	
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PAGE 3, DA FORM 2823,DEC 1998

The Privacy Act requires that when the Government solicits information from you that will be filed and retrievable by reference to your name or personal identifier, you must be advised of the following information:

- A. AUTHORITY FOR SOLICITING INFORMATION. 10 U.S.C. §3013
- PRINCIPAL PURPOSE FOR WHICH THE INFORMATION IS INTENDED TO BE USED. To determine the facts and surrounding circumstance be investigated by the authority of appropriate Army Regulations regarding Reports of Survey, Line of Duty Investigations, Army Regulation 15-6 Investigations, or any other procedural matters concerning the gathering of evidence.
- C. ROUTINE USES THAT MAY BE MADE OF THE INFORMATION. Any information you provide is disclosable to members of the Department of Defense who have an official need to know the information in the performance of their duties.
- D. DISCLOSURE. If you are a subject or suspect in an investigation, disclosure is voluntary. If you are a witness, you may be ordered to provide information.
- E. THE EFFECT ON YOU IF YOU DO NOT PROVIDE ALL OR PART OF THE INFORMATION REQUESTED. Providing the information is voluntary subject to paragraph D, there will be no adverse effect on you for not providing the information other than certain information might not be available to the appointing or reviewing authority for decision in this matter.

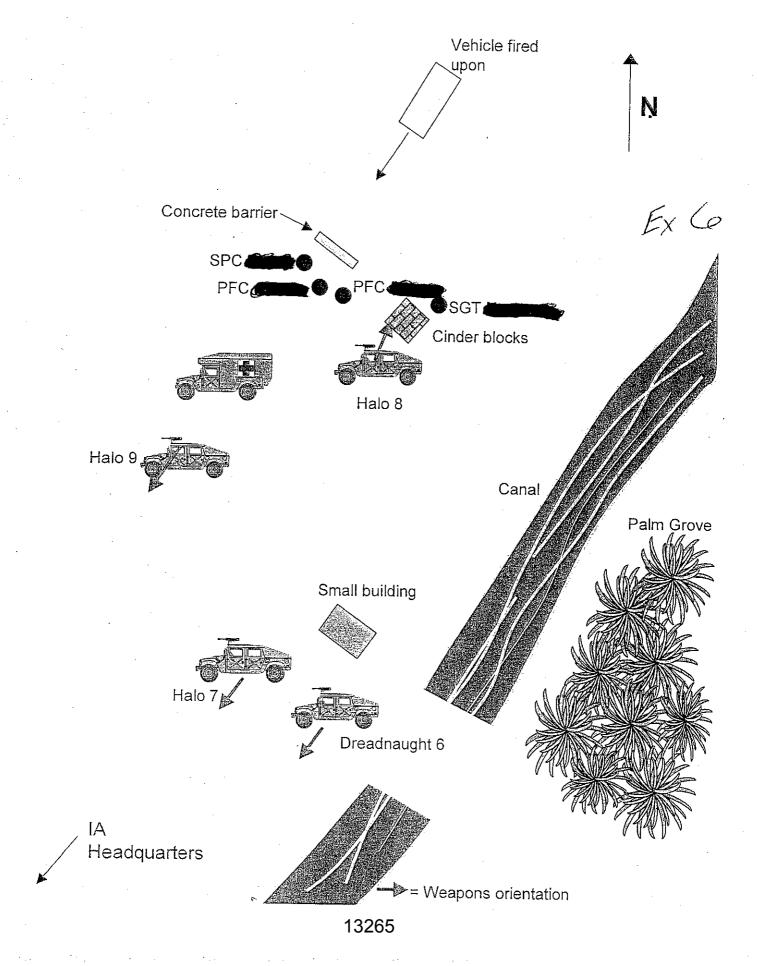
lacknowledge that I am hereby informed of the above matters regarding the information solicited from me this $\frac{32}{32}$ day of $\frac{march}{2005}$.

Signature of witness

Signature of interviewee

Ex 6

Exhibit G: Sketch of area



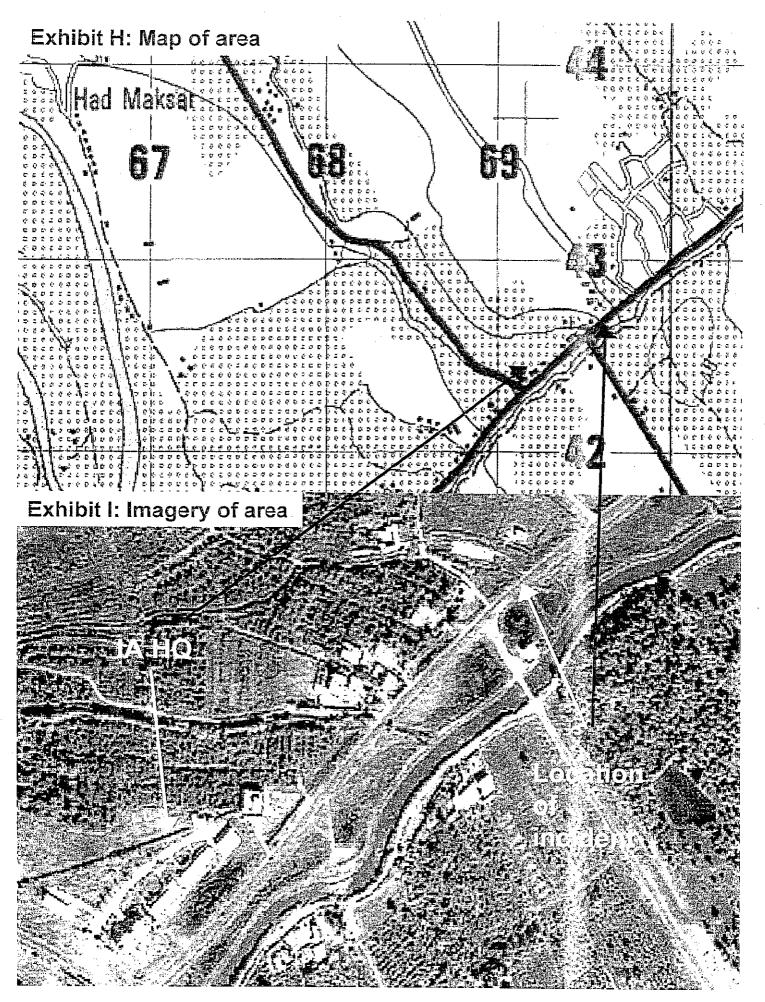


Exhibit J: Photos of vehicle

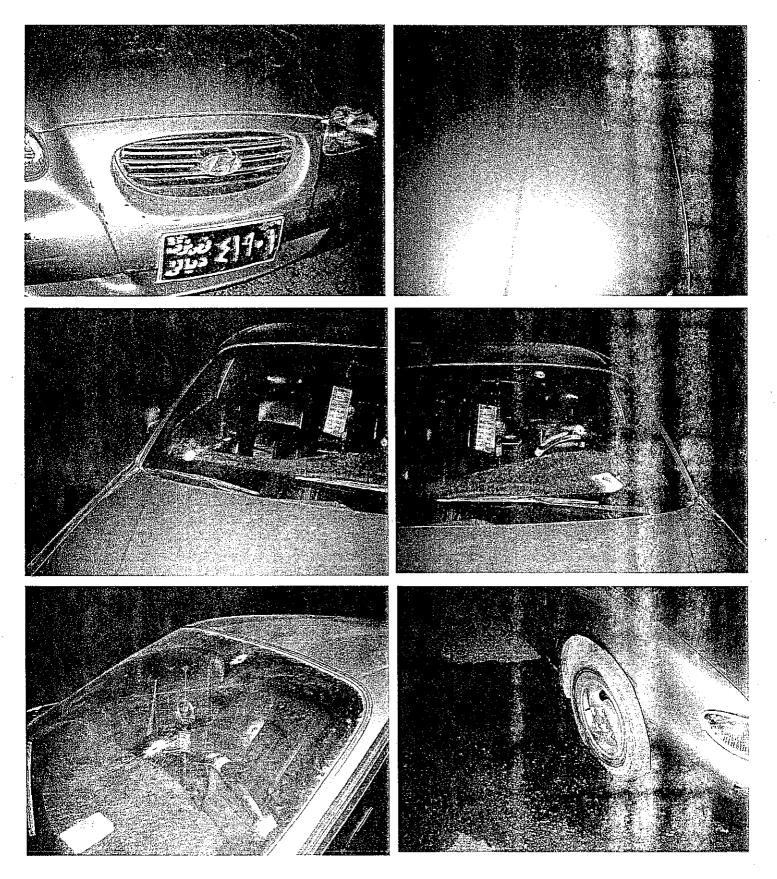


Exhibit J(Cont): Photos of vehicle

