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For use of this	SWORN STATEMENT s form, see AR 190-45; the proponent agency is ODCS	OPS	
LOCATION FOB KALSU, IRAQ	DATE TIME 09 MAR 06	FILE NUMBER	
AST NAME, FIRST NAME, MIDDLE NAME	SOCIAL SECURITY NUMBER	GRADESTATUS	6/SSG
RGANIZATION OR ADDRESS 1HC 2-8IN, 2BCT, 41D			3/330
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DA FORM 2823, JUL 72

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UNLESS OTHERWISE NOTED

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	at Pon Kalsu
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ORGANIZATION OR ADDRESS	(Authority To Administer Oaths)
INITIALS OF PERSON MAKING STATEMENT	
	PAGE 2 OF 2 PAGES

PAGE 3, DA FORM 2823, DEC 1998

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	For use of this form	SWORN STATEME	NT ponent agency is ODCSOPS	
AUTHORITY: PRINCIPAL PURPOSE: ROUTINE USES: DISCLOSURE:	Title 10 USC Section 301; Title 10 USC Section 301; Title To provide commanders and I	PRIVACY ACT STATEM tie 5 USC Section 2951; E aw enforcement officials v s used as an additional/alte	IENT .O. 9397 dated November 2 vith means by which inform	22. 1943 (SSN).
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DA FORM 2823, DEC 1998

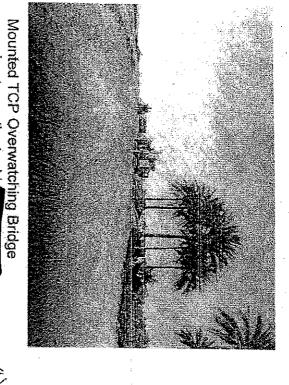
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	//Signature of Person Making Statement)
WITNESSES:	Subscribed and sworn to before me, a person authorized by lew to
· · · · · · · · · · · · · · · · · · ·	administer paths, this 12 day of March . 06
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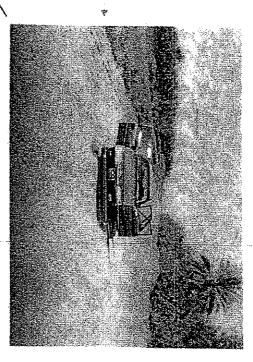
PAGE 3, DA FORM 2823, DEC 1998

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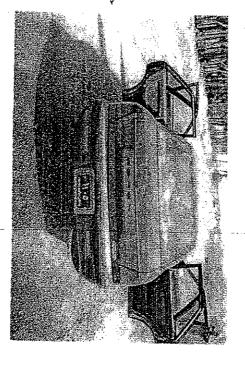


crossing to south at grid





Blue Daewoo Approaches TCP, refuses to stop at the checkpoint, CF exercise Escalation of force



After opening fire the 4 men flee from the vehicle, 2 men run east, 2 men run west

4 men in Daewoo open up fire on the TCP with

RPK and AK-47.

As the 4 men flee, they detonate an IED 80m from the TCP consisting of 1 or 2 130mm projectiles and one AT mine, LRCT.

Items recovered from vehicle include 3 full

while the mounted element chases to the chase the two men fleeing to the east, Shadow 1 and his dismounted elements

Blast site from IED,

20xc222cp)(1)

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AUTHORITY:	Title 10 USC Section 301; Titl		ACT STATEMENT	37 dayod November (22 4042 (004)
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DISCLOSURE:	Disclosure of your social secur	ity number is	voluntary.		
1. LOCATION FOB Kalsu, Iraq		2. DA	TE <i>(YYYYMMOD)</i> 2006/03/13	3. TIME 1400	4. FILE NUMBER
5. LAST NAME, FIRST			6. SSN		7. GRADE/STATUS O-2/1LT
8. ORGANIZATION OR B CO, 2-8 INF, 2BCT					
9.					ATEMENT UNDER OATH:
enemy fire and IED.	atement is to outline the inter ds to the incident on 08 Marc	ch 06 in whi	ich a local nationa	l Iraqi was killed a	fter Shadow was engaged by
CPT informer refused to follow the outpon as soon as they fithe south side of the buthey were running awas Shaik's house and gath took his dismounted so land they asked the locals they regained corouched down and the ordered his squad to frenemy. As Shadow co field. The men were t shot gave CPT showed up an hour late negative for any exploindividuals. Shadow for	ridge. After the men fired, the ridge. After the men fired, the lay they detonated a defensive between the platoon to chase the platoon to chase the platoon with a terp to charact with the fleeing men, and the fleeing men. The on the fleeing men. The was a street on the fleeing men, they was a street of the fleeing men. The man at the street of the fleeing men who sive residue. The man at the	car was 20 he 4 men so the 1 men so the other many responsible. At that tin squad boundere flagged ag to protect ow's medic to later died time was wounds during if to him.	d. The mounted come away from the olit into sections of the sections of the section of the secti	dement performed checkpoint when if two. One section wanted element. Clounted squad to chautheast. As they was bradow's dismission who was surround in who may have band called in for an ed the man, Ali He a which matched tement. CPT LeMin checkpoint who may have be and called in for an ed the man, Ali He a which matched the man who was surround the matched the man who was surround the matched the man who was surround the was	escalation of force and was fired it fired upon Shadow's forces on ran east white one ran west. As The came out of the use the men who ran west and were moving through the farm pons. Based on intel from the ounted element and the two men duct bounding overwatch and y were within 400m of the ling a man who was hot in the cen related to the man who was air med-evac. The med-evac ween and the control of the ling a man who was hot in the cen related to the med-evac was a line of the li
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Exhibit K

COMMANDER'S SIGACT 08FEB06

WHO: IA AND 2-8 HHC SCOUTS

WHAT: GUN SHOT WOUND TO LOWER TORSO.

WHEN: 081040MAR06.

WHERE: OBJ COPPER SUSCESSED TO

WHY: TO DETER US PRESENCE IN THAT REGION TO STOP FUTURE COMBAT PATROLS.

UPDATE: 1200L: 2-8 SCOUTS WERE DOING A MEET AND GREET WHEN A BLACK 4 DOOR SEDAN PULLED UP AND FIRED UPON THEM. 4 X IN SURGENTS DISMOUNTED THE VEHICLE. 2X INSURGENTS FLED TO THE EAST AND 2X INSURGENTS FLED TO THE WEST ON FOOT. TWO INSURGENTS THAT FLED TO THE WEST GOT IN A PICKUP TRUCK AND PROCEEDED SOUTH. THE SCOUTS FIRED AT THE 2X INSURGENTS THAT FLED TO THE EAST, HAT IS WHEN THE LN WAS SHOT IN THE CHEST BY US FORCES. REPORTS INDICATE THE LN WAS MISTAKENLY IDENTIFIED AS AN INSURGENT. SCOUTS SECURED THE BLACK 4 DOOR SEDAN AND SECURED 1X RPK, 1X AK47, 10X MAGAZINES, 500 RPK RDS AND 1 HAND GRENADE FOUND IN THE CAR. AS THE INSURGENTS WERE FLEEING THEY DROPPED AN IED COMPOSED OF 2X 130MM RDS. 1X RD DETONATED AND EOD IS ON SITE TO RECOVER THE OTHER 1X 130MM RD.

UPDATE: 1300L: THE SINGLE MEDEVACED, LOCAL NATIONAL WAS NOT AN INSURGENT AS WAS INITIALLY REPORTED. THE LATEST REPORT IS THAT HE WAS MISTAKEN AS AN INSURGENT BECAUSE HE WAS WEARING SIMILAR STYLE CLOTHING AS ONE OF THE FLEEING INSURGENTS. THE SCOUT PATROL LEADER DID NOT SEND AN ESCORT WITH THE WIA. A MORE DETAILED REPORT WILL FOLLOW PENDING DEBRIEF FROM SCOUT'S PATROL.

UPDATE: 1335L: SCOUTS WITH ASSISTANCE FROM EOD AND WIT TEAM HAVE EXPLOITED THE BLACK SEDAN. EOD RENDERED THE VEHICLE INOPERABLE. THE ENGINE WAS DESTROYED INITIALLY IN THE SMALL ARMS ATTACK. SCOUTS ARE ENROUTE TO FOB KALSU AND EOD IS ENROUTE TO MORTAR IMPACT SITE IN DIYARAH.

UPDATE 1607: EOD CONDUCTED POST BLAST ANAYLYSIS FOUND TWO BLAST SEATS.

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1X 130MM RD CONNECTED TO ANTI-TANK MINE HALF BLOWN EOD RECOVERED PIECES

Exhibit L

SIR

From: Commander, 2-8 Infantry

Thru: 2BCT, 4ID

To: 4th ID / Division Operations Center

Subject: SIR

1. Category: SAF LOCAL NATIONAL

Type of incident: SAF LOCAL NATIONAL.

3. DTG:

A. DTG of Incident; 081000MARCH06

B. DTG Unit was notified of Incident: 091005MARCH06

C. DTG received by 2-8 IN: 091005MARCH06

4. Location: 1 AND BLOWN IED AT N 20252577 (V

Personnel involved:

A. Subject 1:

1. Rank or grade: SGT

Social Security Number:

3. Race: Caucasian

4. Sex: MALE

5. Age: 22

6. Position: SECTION SGT

7. Security clearance:

8. Unit and station of assignment: HHC/2-8 IN, FOB KALSU, Iraq

9. Duty status: Active

10. Marital Status: SINGLE

B. Summary of incident:

Summary of incident: At 080930L Mar, 2-8 IN Scouts were conducting a meet and greet operation in the vicinity of the bridge at 9 when a black 4-door sedan pulled SUXSSZLS)(1) up to a hasty checkpoint the Scouts had established at the bridge. The vehicle matched the description of a known insurgent vehicle that occasionally transited the bridge. Scouts on the scene signaled for the vehicle to stop. The vehicle initially attempted to avoid the checkpoint by trying to turn around. The gunner of the Scout HWMMV at the checkpoint charged his weapon and pointed it at the vehicle. Upon seeing this, the vehicle stopped trying to turn around and began rapidly backing up. The Scouts fired a single round into the radiator and engine block of the vehicle which dumped the radiator fluid and locked up the engine. Several seconds later, four individuals rapidly exited the vehicle. Two headed east and two went west. They were armed with weapons including a PKC, pistol, and AK-47. They fired all three weapons to attempt to suppress the gunner and then began running to get away. At the same time, an IED detonated approximately 100 meters to the northwest of the Scout position. The IED was buried in the ground at the entrance to the bridge and

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consisted of 2x130mm rounds, land mine with an LRCT. The IED was presumably detonated as a diversion to allow the four insurgents to escape. The Scout Platoon elements on site immediately returned fire and began pursuit. The two individuals who ran to the west crossed to a parallel road where they jumped into a white pick-up truck and proceeded south.

A dismounted section of the Scout platoon continued to pursue the two men who moved east for almost a kilometer through a series of farm fields and canals. The men traded gunfire with the Scouts several time during the pursuit. The Scouts attempted to close the distance by conducting bounding overwatch with one element suppressing the men with fire while the other element bounded forward. Both individuals had short hair, medium build and were wearing dark colored dishdashas. At one point in the pursuit, the scouts lost visual contact with the fleeing insurgents for a period of about 60 seconds. Assisted by local civilians who were pointing to where the insurgents ran, the scouts regained visual contact with a single individual with short hair, medium build, and wearing a black dishdasha running away from them through the same field where they had last seen the insurgents. SGT identified the individual in his ACOG site on his M4, confirmed that the individual met the description, location and the behavior of the man he had been pursuing and exchanging fire with. SGT in then fired a single shot with his M4 at a range of 450 meters striking the man in the torso. The man dropped to the ground immediately upon being struck.

A local family that had been watching the engagement immediately approached the Scouts and told them that the man they had shot was not one of the insurgents- that the insurgents had continued to run further to the southeast. This was the first and only indication that the scouts may have engaged the wrong running man. The Scout PL, CPT immediately called for a MEDEVAC. The individual was evacuated to the 10th CSH where he was pronounced DOA. Prior to MEDEVAC the man was tested with X-spray with negative results.

2-8IN is currently assisting the family in the recovery of the remains at 10th CSH and will continue to investigate this under Article 15-6. The family was already aware that Coalition Forces typically provide a significant solatia payment for accidental shootings and has inquired about this payment. As of this report, we are unable to conclusively determine whether or not the man killed was one of the original insurgents or a local national who was running at the wrong place and time. We are collecting forensic evidence from the weapons seized and have asked the family to provide us with evidence to indicate the dead man's association with them. The Article 15-6 investigating officer will review all of the evidence and make a recommendation regarding payment of solatia based on the preponderance of the evidence.

6. Other Information:

- A. Racial: No.
- B. Alcohol Involvement: No.
- C. Last Deployment to OIF/OEF (include start and end dates): SM currently deployed.

7. Remarks:

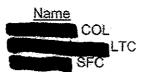
8. Commander reporting: Commanding, 2-8 IN
9. Point of contact: MAJ, AR, BN S3, 2-8 IN
10. Report originated by: MAJ, AR, BN S3, 2-8 IN
11. Released by: MAJ, AR, BN S3, 2-8 IN

12. Unit Notifications:

A. Telephone

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UNLESS OTHERWISE
NOTED

Position CDR, 2/4 BCT CDR, 2-8IN Battle CPT,2BCT



Instructions
Conduct 15-6
Submit Storyboard
Submit SIR

B. Email

<u>Position</u>

Name

<u>Time</u>

Instructions

FOD / DOC NGO ONLY:

Current FOD & DOC NCOIC:

FOD / DOC NCO Actions:

FOD Notifications:

A. Telephone

Position Name

<u>Time</u>

<u>Instructions</u>

B. Email

<u>Position</u>

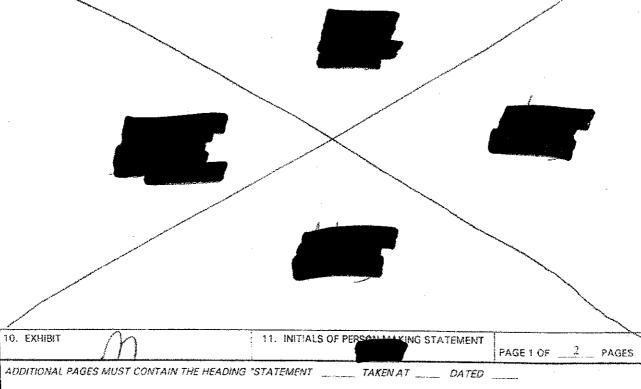
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Instructions

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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 Your social security number is used as an additional/alternate means of identification to facilitate filing and retrieval. ROUTINE USES: Disclosure of your social security number is voluntary. DISCLOSURE: 1. LOCATION 2. DATE (YYYYMMDD) 3. TIME 4. FILE NUMBER FOB Kalsu 2006/03/26 1600 5. LAST NAME, FIRST NAME, MIDDLE NAME 6. SSN 7. GRADE/STATUS 0-2/1LT 8. ORGANIZATION OR ADDRESS B Co, 2-8 Inf. 2BCT, 4JD , ė ..., WANT TO MAKE THE FOLLOWING STATEMENT UNDER GATH: I needed to investigate further into the incident with the Scout Platoon on 08 March 2006. I spoke with CPT on 24 March 06. They told me about previous incidents that happened at the checkpoint at the bridge in the Obeidi region. There were two previous occassions where a vehicle approached the checkpoint and acted in the same manner that the black vehicle did on the 8th of March. During the first incident a vehicle approached the checkpoint, refused to pull up to the checkpoint, backed up at a high rate of speed and nearly ran over one of the scout soldiers. The vehicle escaped the first time. The second incident was with a similiar vehicle. The vehicle pulled up to the checkpoint, tried to turn around, and speed off away from the checkpoint. The Scouts this time had a secondary position to stop the vehicle and attempted to stop it. The vehicle opened fire on the scouts and escaped. The black vehicle on the 8th of March acted in the same manner as the two previous incidents. I was also informed that at the time of the contact with the two fleeing men, SGT aw the man in the brown dishdasha running and put him in his weapon's sight and positively identified him before firing. He also told me that the same man that he saw running was the man that they found wounded on the ground. I asked the scouts if they saw any evidence of any farm equipment or things that would show that the man who was shot was terming. They said that in the field he was found there was nothing at all to indicate that he was farming



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MUST BE BE INDICATED.

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

STATEMENT OF	TAKEN AT FOB Kalsu	DATED 2006/03/26
9. STATEMENT (Continued)		
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