

# SWORN STATEMENT

For use of this form, see AR 180-45; the proponent agency is ODCSOPS

## PRIVACY ACT STATEMENT

**AUTHORITY:** Title 10 USC Section 201; Title 5 USC Section 2951; E.O. 9397 dated November 22, 1993 (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<br>C Co 1-150 Camp [redacted] Iraq      | 2. DATE (YYYYMMDD)<br>2005 8 28 | 3. TIME<br>1804       | 4. FILE NUMBER |
| 5. LAST NAME, FIRST NAME, MIDDLE NAME<br>[redacted] | 6. SSN<br>[redacted]            | 7. GRADE/STATUS<br>E5 |                |

8. ORGANIZATION OR ADDRESS  
C Co 1/150, 250 BCT

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

On 28 Aug 2005 at approximately 1100 hrs. 1st Plt, C Co TF 1-150 had a dismounted [redacted] set on the [redacted] at [redacted] over watching [redacted] on RTE [redacted]. Sgt [redacted], Spc [redacted], Spc [redacted] and myself witnessed an IP convoy being engaged approximately 500 meters away. There were a plethora of gunshots being fired from various locations. We were able to identify where the shots were after an IP was shot down from the eastern side of [redacted]. Sgt [redacted] called the tank section to give them an Sit Rep while the two [redacted] and I laid suppressive fire on the eastern side of [redacted]. The ambush quieted down a bit when the tank section made their way to the area. We identified 3 males running in the area where the insurgents were, called the tanks to stop their donkey cart and search them. An IP came on the scene and talked to the 3 males, at which time he gave us a signal that they were OK and not [redacted]. Moments later is when the secondary ambush began.

Approximately 5 minutes after the onset of the secondary ambush, a white four door prince drove up on [redacted] Spc [redacted] and Spc [redacted] yelled out RPG. Sgt [redacted] told me to go get the

|                  |                                                       |                   |
|------------------|-------------------------------------------------------|-------------------|
| 10. EXHIBIT<br>E | 11. INITIALS OF PERSON MAKING STATEMENT<br>[redacted] | 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.

STATEMENT OF [REDACTED]

TAKEN AT 1800

DATED 2005 Aug 28

9. STATEMENT (Continued)

binoculars, but not before I personally saw the passenger hanging out of the passenger side window pointing a long cylindrical object towards the vicinity of the tanks and IP vehicles. The passenger was already in the car by the time I arrived with the binoculars for positive identification of the object. The vehicle started to back up, the order for warning shots was given. Multiple warning shots were fired and the car began to increase his speed while still driving in reverse. As the car increased speed to flee the scene, the order to disable the vehicle was given as it's location was even with our position. The car continued to back up as we shot at the tires, engine block and radiator. The passenger rear tire was hit and it began to swerve and continue to drive backwards. The ultimate stopping point of the vehicle was approximately 300 meters South of [REDACTED] position with the front facing NE. The order was given to cease fire and firing was ceased. Sgt [REDACTED] notified both the Bradley and tank sections of the situation. They were tending to other things so could not come to the scene immediately. Sgt [REDACTED] then relayed the message for us to keep locals and traffic under control and maintain visual security in the vehicle until help arrived. The Bradley and tank sections arrived about 20 minutes later. They strategically placed their vehicles in a perimeter in the vicinity of [REDACTED]. Nothing else follows.

OF PERSON MAKING STATEMENT

PAGE 2 OF 3

STATEMENT OF

TAKEN AT

1800

DATED

20th Aug 78

STATEMENT (Continued)

## AFFIDAVIT

I 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.

WITNESSES:

CDL [REDACTED]  
[REDACTED]  
ORGANIZATION OR ADDRESS

Sgt [REDACTED]  
[REDACTED]  
ORGANIZATION OR ADDRESS

Signature of Person Making Statement

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 23 day of AUG 1978  
at Camp [REDACTED]

Signature of Person Administering Oath

CA [REDACTED]  
(Typed Name of Person Administering Oath)

(Authority To Administer Oaths)

INITIALS OF PERSON MAKING STATEMENT

PAGE 3 OF 3 PAGES

# SWORN STATEMENT

For use of this form, see AF 180-45; the proponent agency is ODG/SOPS

## PRIVACY ACT STATEMENT

### AUTHORITY:

Title 10 USC Section 301; Title 5 USC Section 2051; E.O. 9327 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 of your social security number is voluntary.

### DISCLOSURE:

### 1. LOCATION

C Co

### 2. DATE (YYYYMMDD)

2005 8 28

### 3. TIME

1804

### 4. FILE NUMBER

### 5. LAST NAME, FIRST NAME, MIDDLE NAME (I)

[REDACTED]

### 6. SSN

438 47 8870

### 7. GRADE/STATUS

E4-CPL

### 8. ORGANIZATION OR ADDRESS

C Co 1-156

256

BCT

### 9.

[REDACTED]

I WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH.

On Aug 28<sup>th</sup> 2005 at approximately 1800 hrs, 1<sup>st</sup> PLT Coo TF 1-156 had a dismounted OP set on the [REDACTED] at [REDACTED]

[REDACTED] over watching [REDACTED] at RTE [REDACTED]. We (SP4 [REDACTED], SP4 [REDACTED], SP4 [REDACTED]) were watching a J.P. convoy passing by our position when suddenly the convoy was ambushed 600m to 800m away from our position. North of us. After frantically searching for where the enemy fire was coming from we finally ID where the insurgents were firing from. We then began firing suppressive fire upon the insurgents to help support the J.P.s. As I was scanning for a positive target, the tank section rolled up the [REDACTED] scene. As the tanks approached the ambush site the actual attack (first attack) was finished. We then saw 3 J.P.s fleeing from where we saw shots being fired on the J.P.s. The tanks stopped them while the J.P.s questioned the 3 males. A J.P. said they were innocent and released them. As this was ending the 2<sup>nd</sup> ambush began. The tanks came under small arms fire and mortar fire.

Smiling into the second attack I saw a white car pull up into my view. The car angled itself so that the passenger, who was [REDACTED] was holding outside his window could point the long cylinder shaped object he was holding directly at the tanks and J.P.s. The white car was about 250m away.

### 10. EXHIBIT

F

### 11. INITIALS OF PERSON MAKING STATEMENT

[REDACTED]

PAGE 1 OF 2 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.

9. STATEMENT (Continued)

North of my position. I called to SGT. [REDACTED] 'RPG'. He could not get a position  
ID so SGT [REDACTED] ran to the south side of the [REDACTED] to get his binos. But before  
he returned to our position with the binos the passenger noticed us and quickly  
retracted the object back into the car. The car started to move in reverse so  
we were given the order to fire warning shots to the rear of the car.  
As we fired the warning shots the car accelerated in reverse.  
As the car continued away from our position SGT [REDACTED] gave  
the order to disable the vehicle. I fired my saw into the engine of  
the vehicle as it continued to back away from us. The car hit a guard rail  
finally coming to a halt about 300 meters south of our position.

AFIDAVIT

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 OTHER UNLAWFUL

(Signature of Person Making Statement)

WITNESSES

[REDACTED]  
[REDACTED]  
CPL 01156 256 BCT  
ORGANIZATION OR ADDRESS  
[REDACTED]  
Sgt [REDACTED]  
CPL 01156 256 BCT  
ORGANIZATION OR ADDRESS

Subscribed and sworn to before me, a person authorized by law to  
administer oaths, this 28 day of Aug - 2005  
at Camp [REDACTED] KAP

(Signature of Person Administering Oath)

(Typed Name of Person Administering Oath)

(Authority To Administer Oath)

INITIALS OF PERSON MAKING STATEMENT