

PRIVACY ACT STATEMENT

AUTHORITY: Title 10 USC Section 301; Title 5 USC Section 295; E.O. 9397 dated November 22, 1943 (SSN)
PRINCIPLE PURPOSE: To provide commanders and law enforcement officials with means by which information may be accurately recorded.
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 2. DATE (YYYYMMDD) 3. TIME 4. FILE NUMBER

Camp [REDACTED] Iraq

2005-10-01

1345

5. LAST NAME, FIRST NAME, MIDDLE NAME

6. SSN

7. GRADE/STATUS

ELC

8. ORGANIZATION OR ADDRESS

A/1-41 IN, 2-70 AR

Q: What measures did you take to warn the driver of the vehicle to stop?

A: WE UTILIZED HEADLIGHTS FLASHING, SHARFIRE LIGHTS FLASHING, HAND AND ARM SIGNALS AND INTERCOMETER SCREAMING AT THE DRIVER.

Q: When the driver of the vehicle failed to stop, did you determine the driver intended to harm or kill you and your fellow soldiers?

A: AFTER THE FIRST WARNING SHOT AND I REALIZED THAT HE WASN'T GOING TO STOP THATS WHEN I FEARED FOR OUR LIVES.

Q: How did the driver get the wound above his left eye?

A: I REALLY DON'T KNOW BUT MY BEST GUESS WOULD BE WHEN HE FELL OUT OF THE TROOP COMPARTMENT AND ROLLED DOWN THE RAMP.

Q: Did any soldier hit, strike, kick the detainee?

A: NO, TO THE BEST OF MY KNOWLEDGE NO SOLDIER HIT, STRUCK OR KICKED THE DETAINEE. I UTILIZED THE STANDARD TALE DOWN TO PULL HIM OUT OF THE VEHICLE AND TO THE GROUND.

INITIALS OF PERSON MAKING STATEMENT

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STATEMENT OF [REDACTED] TAKEN AT Camp [REDACTED] DATED 2005-10-01

9. STATEMENT (Continued)

Q: Did any soldier ever push or throw this detainee to the ground?

A: NO, TO THE BEST OF MY KNOWLEDGE NO SOLDIER PUSHED OR THREW THE DETAINEE TO THE GROUND ONCE HE WAS IN CUSTODY. I DID UTILIZE THE STANDARD TALK DOWN WHICH INCLUDES PUTTING THE DETAINEE TO THE GROUND. THIS WAS DONE TO SEARCH AND CONTROL HIM.

Q: Is there anything else you'd like to add to this statement?

A: No.

~~NOTHING TO FOLLOW~~

~~NOTHING TO FOLLOW~~

~~NOTHING TO FOLLOW~~

AFFIDAVIT

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. THIS 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)

WITNESS:

Subscribed and sworn to by me, a person authorized to administer oaths, this 1st day of October 2005 at Camp [REDACTED]

[REDACTED]
(Signature of Person Administering Oath)

ORGANIZATION OR ADDRESS

[REDACTED]
(Typed Name of Person Administering Oath)

ORGANIZATION OR ADDRESS

Article 136 (UCMJ)
(Authority to Administer Oaths)

INITIALS OF PERSON MAKING STATEMENT [REDACTED]

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1. LOCATION
CAMP [REDACTED]

2. DATE (YYYYMMDD)

1 OCT 05

3. TIME

0220

4. FILE NUMBER

5. LAST NAME, FIRST NAME, MIDDLE NAME

6. SSN

7. GRADE/STATUS

E-5 / SGT

8. ORGANIZATION OR ADDRESS

A CO 1-41 INF (2/20 AR)

ON 30 SEPT 05, AT 1900 BRAVO SECTION SP OUR PATROL
BASE TO CONDUCT TCP'S ON ROUTE [REDACTED] AND ROUTE [REDACTED], WHILE
ON RTE [REDACTED], WE STOPPED A OLDER WHITE VEHICLE WITH
TWO MILITARY AGE MALES INSIDE. AFTER DISMOUNTING THE BRADLEY,
THE DISMOUNTED INFANTRY INSTRUCTED THE INTERPRETER TO TELL

THE OCCUPANTS OF THE WHITE VEHICLE TO COME OUT. THEY DID NOT.
THE INTERPRETER YELLED LOUDER FOR THE OCCUPANTS TO COME
OUT OF THEIR VEHICLE. THE VEHICLE THEN STARTED MOVING FORWARD
TOWARDS THE DISMOUNTS AND THE BFO. SGT [REDACTED] THEN FIRED A
WARNING SHOT AND I FIRED TWO WARNING SHOTS INTO THE GROUND.

THE VEHICLE THEN CONTINUED TO MOVE FORWARD AT AN ACCELERATED
SPEED AND THE DISMOUNTS FIRED AT THE VEHICLE WHILE TRYING TO
TAKE COVER. ASSUMING THE VEHICLE WAS A VBIED, THE DISMOUNTS
THAT COVER BEHIND THE BFO. THE DRIVER THEN PUSHED THE DEAD PASSENGER
OUT OF THE VEHICLE AND TRIED TO DRIVE OFF, ROLLING OVER THE DEAD BODY
IN THE PROCESS. MY VEHICLE CHARGED THE VEHICLE AND MY
PLATOON SERGEANT, SSG [REDACTED], DISMOUNTED THE VEHICLE AND
PULLED THE DRIVER OUT OF HIS CAR. THIS ENDED OUR PURSUIT
OF THE VEHICLE.

NOTHING FOLLOWS

INITIALS OF PERSON MAKING STATEMENT

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STATEMENT OF [REDACTED]

TAKEN AT

CAMP [REDACTED]

DATED

1 OCT 05

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 1. I FULLY UNDERSTAND THE CONTENTS OF THE ENTIRE STATEMENT MADE BY ME. THIS 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)

WITNESS:

Subscribed and sworn to by me, a person authorized to administer oaths, this 15th day of October, 2005, at Camp [REDACTED]

[REDACTED]
(Signature of Person Administering Oath)

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

Article 136 UCMJ

(Authority to Administer Oaths)

ORGANIZATION OR ADDRESS

INITIALS OF [REDACTED] STATEMENT

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PRIVACY ACT STATEMENT

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1. LOCATION Camp [redacted] Iraq	2. DATE (YYYYMMDD) 2005-10-01	3. TIME 1400	4. FILE NUMBER
5. LAST NAME FIRST NAME MIDDLE NAME [redacted]	6. SSN [redacted]	7. GRADE/STATUS E3 / SGT	
8. ORGANIZATION OR ADDRESS A/1-41 IN, 2-70 AR			

Q: What measures did you take to warn the driver of the vehicle to stop?

A: THE INTERPRETER YELLED AT THE DRIVER TO STOP AND EXIT THE VEHICLE.
FAILING TO DO SO, THE DRIVER CONTINUED TOWARDS OUR ELEMENT AND
I FIRED TWO WARNING SHOTS INTO THE GROUND.

Q: When the driver of the vehicle failed to stop, did you determine the driver intended to harm or kill you and your fellow soldiers?

A: YES, I ASSUMED THE VEHICLE WAS A UBIED AND WAS TRYING
TO GET CLOSER TO THE DISMOUNTS AND MY VEHICLE BEFORE DETONATION.

Q: How did the driver get the wound above his left eye?

A: I DON'T KNOW. I'M THE GUNNER SO I PAY NO ATTENTION
TO WHAT'S GOING ON EXCEPT SCANNING MY SECTOR.

Q: Did any soldier hit, strike, kick the detainee?

A: NO, FROM WHAT I SAW, THE DETAINEE WAS SECURED. I THEN
STARTED SCANNING MY SECTOR.

INITIALS [redacted] STATEMENT

PAGE 1 OF 2 PAGES

E3

STATEMENT OF [REDACTED] TAKEN AT Camp [REDACTED] DATED 2005-10-01

9. STATEMENT (Continued)

Q: Did any soldier ever push or throw this detainee to the ground?

A: I DON'T KNOW, WHEN I SAW THE DETAINEE, HE WAS CUFFED AND SATING ON THE GROUND.

Q: Is there anything else you'd like to add to this statement?

A: NO. NOTHING FOLLOWS

AFFIDAVIT

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. THIS 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)

WITNESS

Subscribed and sworn to by me, a person authorized to administer oaths, this 1st day of October, 2005 at Camp [REDACTED]

ORGANIZATION OR ADDRESS

(Signature of Person Administering Oath)

(Typed Name of Person Administering Oath)

ORGANIZATION OR ADDRESS

Article 136 (UCMJ)
(Authority to Administer Oaths)

INITIALS OF STATEMENT

PAGE 2 OF 2 PAGES

SWORN STATEMENT

For use on this form, see AR 190-45; the proponent agency is U.S. SOPS

PRIVACY ACT STATEMENT

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1. LOCATION CAMP [REDACTED]	2. DATE (YYYYMMDD) 2005 09 30	3. TIME 2330	4. FILE NUMBER
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5. LAST NAME, FIRST NAME, MIDDLE NAME [REDACTED]	6. SSN [REDACTED]	7. GRADE/STATUS E-5 / Sgt
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8. ORGANIZATION OR ADDRESS

Arc 1.41 DMF (First Force 2-70AR)

I [REDACTED] am writing to explain the events that happened tonight.

At 1900 Bravo Section and 1st sqd conducted a Rolling TCP patrol. My team and I was on SSG [REDACTED] vehicle (platoon sergeant). The Bradley came to a halt and the ramp dropped; we got out including the interpreter [REDACTED] we went around to the front of the Bradley and there was a Nissan Sedan, Really junky and old, pulled to the side of the road. I had the interpreter tell the 2 military aged males to get out of the car. They did not listen. The interpreter asked again in a louder voice. Still no reaction, The interpreter shouted even louder to get out of the car and this time the Sedan began to move toward us and we were approximately 15 to 20 meters away. I shot a warning shot at the ground to the left of the Sedan. Also the Bradley gunner fired 2 warning shots at the ground the Sedan continued moving toward us this time I had my rifleman fire into the grill of the car. The bullet had gone through and hit the passenger. At this point the vehicle began to back up. We then were told by SSG [REDACTED] to get cover behind the Bradley, It may be a VBED he said. So we took cover and the car began moving forward again. This time the driver turned the wheel as if he was heading in the other direction. He then pushed his buddy (the passenger) out of the vehicle. That was when we realized the passenger had been shot. When he pushed him out, he ran the passenger over. After the driver got fully turned around in the opposite direction. The Bradley pulled right up on the Sedan and SSG [REDACTED] gets the driver out of the car. And the 3 of us go and begin the search of the vehicle and the driver and passenger. After the search was complete we put the dead body into the body bag.

INITIALS OF PERSON MAKING STATEMENT

PAGE 1 OF 2 PAGES

STATEMENT OF [REDACTED] TAKEN AT CAMP [REDACTED] DATED 2005 09 30

STATEMENT (Continued)

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. THIS 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)

WITNESS

Subscribed and sworn to by me, a person authorized to administer oaths, this 11th day of October, 2005 at Camp [REDACTED]

ORGANIZATION OR ADDRESS
[REDACTED]

[REDACTED]
(Signature of Person Administering Oath)

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

ORGANIZATION OR ADDRESS
[REDACTED]

Article 136 UCMJ

(Authority to Administer Oaths)

INITIALS OF PERSON MAKING STATEMENT
[REDACTED]

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1. LOCATION 2. DATE (YYYYMMDD) 3. TIME 4. FILE NUMBER

Camp [redacted] Iraq

2005-10-01

1702

5. LAST NAME, FIRST NAME, MIDDLE NAME

6. SSN

7. GRADE/STATUS

E-5 / Sgt

8. ORGANIZATION OR ADDRESS

AV1-41 IN, 2-70 AR

Q: What measures did you take to warn the driver of the vehicle to stop?

A: When we exited the Bradley I had the interpreter tell the driver to exit the vehicle. The military age man did not respond. He asked the men to get out again with a louder voice. The men started to get out but got back in. And proceeded to move forward us at a slow speed. The interpreter yelled 3 or 4 more times. The car continued to move toward us so Sgt [redacted] and I fired warning shots. He shot twice I shot once. Car continued to move towards us. Then PFC [redacted] fired into the vehicle.

Q: When the driver of the vehicle failed to stop, did you determine the driver intended to harm or kill you and your fellow soldiers?

A: Yes, definitely. It wasn't paying any attention to the interpreter nor the warning shots.

Q: How did the driver get the wound above his left eye?

A: When we arrived at camp [redacted], PFC [redacted] was in charge of watching the detainee. The back of the vehicle was packed with 8 personnel. The detainee was sitting on the floor facing the ramp. There was a lot of ruff turns and bumps. Couldn't see much inside the Bradley. The Bradley stopped and dropped ramp. I got out first. Then PFC [redacted] he grabbed the detainee by the arm to stand him up. When the man started to fall, he gave out because they were asleep, but he fell face first down the ramp. We picked him up and noticed blood on his face and possibly a piece of glass from the shattered window of the car.

Q: Did any soldier hit, strike, kick the detainee?

A: No, Did not see anyone do any of the such. Nothing follows.

INITIALS OF PERSON MAKING STATEMENT

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STATEMENT OF [REDACTED] TAKEN AT Camp [REDACTED] DATED 2005-10-01

9. STATEMENT (Continued)

Q: Did any soldier ever push or throw this detainee to the ground?

A: No, Did not see anyone push or throw the detainee. Nothing follows.

Q: Is there anything else you'd like to add to this statement?

A: When we were at the Tel the detainee did fall again coming out of the
bradley onto his butt and back. PVT [REDACTED] was the soldier getting him out of the
bradley when the man tripped. Nothing follows.

AFFIDAVIT

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. THIS 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)

Subscribed and sworn to by me, a person authorized to administer
oaths, this 1st day of October, 2005
at [REDACTED]

(Signature of Person Administering Oath)

(Typed Name of Person Administering Oath)

ORGANIZATION OR ADDRESS

Article 135 (UCMJ)
(Authority to Administer Oaths)

INITIALS OF PERSON MAKING STATEMENT

PAGE 2 OF 2 PAGES

SWORN STATEMENT

For use of this form, see AR 190-45; the proponent agency is OUCSOPS

PRIVACY ACT STATEMENT

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1. LOCATION CAMP [REDACTED]	2. DATE (YYYYMMDD) 2005 09 30	3. TIME 1340	4. FILE NUMBER
5. LAST NAME FIRST NAME MIDDLE NAME [REDACTED]		6. SSN [REDACTED]	7. GRADE/STATUS E-1/DUT
8. ORGANIZATION OR ADDRESS Acc 141 (Task Force 2-70 AR)			

I [REDACTED] am writing to explain the events that happen tonight. At 1900 our squad and bravo section conducted a TCP Patrol. We Dropped Bomb. The car was at least 15 meter away in front of us and the Brady. Aco team moves toward the car. The interpreter tells the driver and the passenger to exit the car. He tells them Both at least 5 times at the top of his lungs. Neither of them (passenger or driver) exited the car (4 door). The car moves closer to us. There were 3 warning shots fired. 1 by Sgt [REDACTED] and 2 By Sgt [REDACTED] before I shot I (put [REDACTED]) shot to kill. After we moved towards the back of the Brad in fear that the car was a VBIED. We didn't know that passenger was dead on tell the driver pushed the Body out the car back up, and in proceeding to turn runs the Body over. the car was stop and the driver was pulled out the car.

INITIALS OF PERSON MAKING STATEMENT [REDACTED]

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89 STATEMENT OF [REDACTED] TAKEN AT CAMP [REDACTED] DATED 2005 0930

9. STATEMENT (Continued)

I really don't know the question asked or answered because I was pulling Security. Then we proceeded to being the detainee back to [REDACTED]

AFFIDAVIT
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. THIS 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)

WITNESS:

Sgt [REDACTED]

Subscribed and sworn to by me, a person authorized to administer oaths, this 1st day of October, 2005 at Camp [REDACTED]

[REDACTED]
(Signature of Person Administering Oath)

HHC 2-20A12
ORGANIZATION OR ADDRESS

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

ORGANIZATION OR ADDRESS

Article 136 UCMJ
(Authority to Administer Oaths)

INITIALS OF PERSON MAKING STATEMENT [REDACTED]

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