

(b)(6)

(b)(6)

536-12
2-Dec-006

(b)(1)

(b)(6)

06-I47-T274



DEPARTMENT OF THE ARMY
Headquarters, 2d Brigade Combat Team
10th Mountain Division (Light Infantry)
Camp Striker, Iraq APO AE 09322

Foreign Claims Commission I47

07-Dec-06

SUBJECT: Claim # 06-I47-T275 / 536-12

(b)(6)
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Dear Claimant:

You have submitted a claim seeking compensation for loss caused by U.S. forces. I have thoroughly reviewed your claim pursuant to the Foreign Claims Act (FCA), Title 10, United States Code §2734, Army Regulation 27-20, and Department of the Army Pamphlet 27-162 Claims Procedures.

Allow me to express my sympathy for the loss you have suffered however, in accordance with the cited references and the investigation into your claims, I find that your claim is **not compensable**. After an exhaustive search of records of the date in question, your claim was **denied** for the following reason(s):
Combat Activity – The Proximate cause of this incident was combat activity by the US Forces. Under the FCA, claims resulting from combat activity cannot be paid.

If you are dissatisfied by this action, you may request reconsideration of the decision in accordance with AR 27-20. Any such request must be forwarded to this office for Foreign Claims Commission consideration. While there is no prescribed format for such a request, it must describe the legal and/or factual basis for relief. Any request for reconsideration should be made in writing within 30 days of your receipt of this letter. Thank you for your kind attention.

Sincerely,

(b)(6), (b)(3)

(b)(6), (b)(3)

Captain, Judge Advocate
Claims Attorney I47

(b)(6)

(b)(6)

2-Dec-2006

GIC OPINION ABOUT CLAIMS

(b)(6)

(b)(6)

1. The claimant presented copy of a claim card about x claim and the claim was denied according the memo on 11/11/2006.
2. The claimant presented 9 pictures shows the damages into the car type (KIA (b)(6) (b)(6)).
3. The claimant proves the ownership of the car which belong to the victim (her husband).
4. The claimant proved that the US army opens fire on her son and her husband which led to kill them at once.
5. The claimant raises this claim according to the meeting between the committee and the claimant.
6. The claimant ask amount \$ 9000/00.for killing her husband and her son and amount \$ 1500/00 for the damages into the car.
7. We letting her case go to you. *with our respect*

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Foreign Language Text, (b)(6)

Foreign Language Text, (b)(6)



Claims Form



To: United States Army Foreign Claims Commission

From: Name: (b)(6) (b)(6)

Address: (b)(6) (b)(6) - Baghdad

Iraqi ID No. (b)(6) (b)(6)

I am

- a. A citizen and national of: I Raq
- b. A permanent resident of: I Raq
- c. Employed by: _____
- d. Check one () an insurer (✓) Not an insurer
- e. Check one () A subrogee () Not a subrogee

I hereby make a claim against the United States Government for damages or injuries caused by: (Name, Organization, Military Department, Address and Telephone Number)

M.N.F

The property damaged had owned by: (If the claim is made as an agent, parent, or guardian, attach a power of attorney or other evidence of authority and fill in the form below for party sustaining the damage or injuries.)

My claim arose at (b)(6) (b)(6) Baghdad I Raq
(Town) (City) (Country)

My claim arose on Dec 2nd 06
(Month) (Day) (Year)

Give a brief statement of the accident or incident on which the claim for damages to property or for personal injury is based. (Use back of this sheet if necessary.)

On date 1st - May - 06 and about 5.00 pm
My husband and my two kids was in the
car when American Chapter open fire
on them which it caused their death
by movement inside the car.
and I ask compensation for that

Describe nature and extent of property damage or personal injury sustained as result because of the above incident.

Death of 3 Individual and Car damage

List in detail the amount of property damage and itemized expenses resulting from the property damage or personal injury: (Attach bills and receipts, if applicable.)

Item	Amount
1- Husband death	3000/00
2- Son Death	3000/00
3- second son death	3000/00
4- Car damage	1500/00
5-	
6-	

Total: 10500/00

I was insured to the following extent against the damager or injuries I have sustained:

The name and address of my insurer (if any) is:

(Name)

(Address)

I claim as damages: (Indicate amount in U.S. dollars and local currency)

\$ 10500/00

local

(b)(3)(t)
(b)(3)(b)(6)

(Signature of Claimant)

Subscribed before me this 2nd day of Dec 200 6

(b)(6)
(b)(6)

(Print Name)

(b)(6)

(b)(6)

(Signature)

Foreign Language
Foreign Language Text



Foreign Language
Foreign Language Text



Foreign Language Text

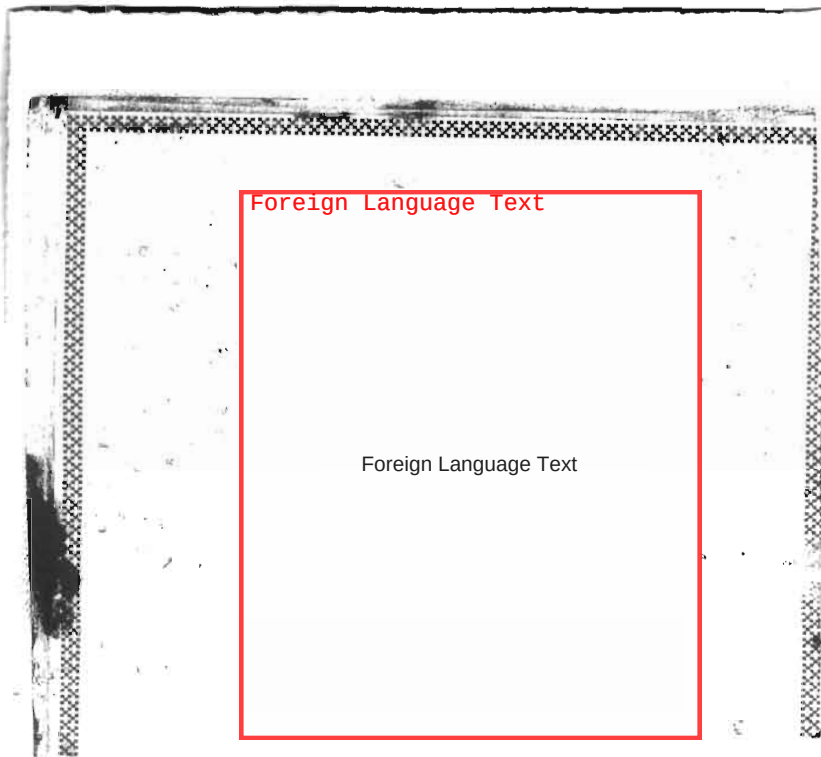
Foreign Language Text

Foreign Language Text, (b)(6)

Foreign Language Text, (b)(6)

CENTCOM 019277

06-I47-T275-00008



(b)(6)

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Foreign Language Text, (b)(6)

Foreign Language Text, (b)(6)

car registration card
owner: Ahmed Hassan Rashid

Foreign Language Text

Foreign Language Text

Foreign Language Text, (b)(6)

Foreign Language Text, (b)(6)

address card

Foreign Language Text, (b)(6)

Foreign Language Text, (b)(6)

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Foreign Language Text, (b)(6)

24 (15)

Foreign Language Text

Foreign Language Text

The Reporter

(b)(6)

(b)(6)

(b)(6)
(b)(6)

(b)(6)
(b)(6)

farmer, lives at

(b)(6)

(b)(6)

(b)(6)

(b)(6)

holder of

ID. no.

(b)(6)
(b)(6)

(b)(6)

(b)(6)

he said:

on 04-30-06, at around 5:00 my brother

(b)(6)

(b)(6)

(b)(6)
(b)(6)

and his ~~two~~ sons

(b)(6)

(b)(6)

and (b)(6) (b)(6) were going to a shop near his

house to buy some stuff, ~~my~~ they were riding

my brother's vehicle Kia Soria Model (b)(6) (b)(6) in dark

blue colour no. (b)(6) (b)(6), they were shot by the us

forces who were in a Helicopter, this caused to kill

my brother (b)(6) (b)(6) and his son

(b)(6)

(b)(6)

and injured his son

(b)(6)

(b)(6)

who

is now in the hospital, the vehicle was damaged

later they came down and they checked the vehicle

and they left them at the location of the incident

and they take off again. I claim and ask for

compensation, and I ask to deliver my brother's
body and his son (b)(6) (b)(6) body too.

~~Refers~~

Reporter

(b)(6)

(b)(6)

Foreign Language Text, (b)(6)

Foreign Language Text, (b)(6)

Foreign Language Text, (b)(6)

Foreign Language Text, (b)(6)

claimant's (b)(6) statement, claims for
her personal right, born (b)(6):
Yesterday at around 5:30 my husband was shot
while he riding his vehicle via motor (b)(6)
No. (b)(6), his two sons (b)(6) and (b)(6)
were with him, they were shot by us forces at
(b)(6). The incident caused killing of my
husband and my son (b)(6) and injured my son
(b)(6).

Foreign Language Text

Foreign Language Text

Foreign Language Text

Foreign Language Text, (b)(6)

Foreign Language

Foreign Language Text, (b)(6)

(b)(6)

(b)(6)

stated

repeated.

Foreign Language Text, (b)(6)

Foreign Language Text, (b)(6)

(b)(6)
(b)(6)

(b)(6)

(b)(6)

Foreign Language Text, (b)(6)

Foreign Language Text, (b)(6)

Food supply camp

Foreign Language Text, (b)(6)

(b)(6)

death certificate

(b)(6)

Foreign Language Text, (b)(6)

Foreign Language Text, (b)(6)

(6)

(6)

Foreign Language Text, (b)(6)

Foreign Language Text, (b)(6)

Foreign Language Text, (b)(6)

(b)(6)

(b)(6)

Death Certificate

06-I47-T275

CLAIMS LOG

BRIGADE OPERATIONAL LAW TEAM, 2d BCT, 10th MTN DIV (LI)



CLAIMANTS NAME:

(b)(6)

(b)(6)

DATE CLAIM SUBMITTED:

12/4/06

AMOUNT CLAIMED:

\$10,500.00

DATE OF INCIDENT:

1 May 06

PARALEGAL RECOMMENDATION:

Deny - Combat Activity

FCC ACTION:

☒

DENY

☐

APPROVE

☒

OTHER

COMMENTS / REMARKS:

will check 9igacts / Nothing in SIGACTS
sounds like combat Activity

4 DEC - Try and locate B/2/502 → see if they issued this card
+ what happened?

- maybe run father + son's names thru RATS

★ possible Condolence

CENTCOM 019292

06-I47-T275-00023

24046

US ARMY FORCE BAGHDAD

IRAQI CLAIM CARD

The Army may pay claims to Iraqi civilians for property damage, injury and death caused by US Forces.

1. Fill out the required information below.
2. Give this card to the Iraqi civilian, or other appropriate person in the case of death.
3. Direct claimant to the nearest Government Information Center or the Iraqi Assistance Center. Do not promise them anything.
4. Upon return to your FOB, complete a SF 91 or DA Form 2823. Describe the incident completely and forward it to your nearest legal office. NOTE: This information is NOT an admission of liability by the soldiers involved and will be used only to substantiate a claim against the US Army.

UNIT **B/2/502**

DATE **1 MAY 06**

LOCATION **(b)(2) High (b)(2) High**

TYPE OF INCIDENT **SHOOTING**

US ARMY FORCE BAGHDAD

IRAQI CLAIM CARD

سلام عليكم ورحمة الله وبركاته

نحن الجنود الأمريكيون نقول لكم اننا نأسف لاننا قد سببنا لكم اضراراً مادية او جسدية او موتاً لا نسمح الله لأحد من جنودنا ان يضر احدكم. وكل سبب وراء تلك القوات الامريكية. قد يكون لك الحق في التعويض.

للتقدم ببلاغ وتعويضية بحق الرجاء ان تصالوا الينا. هذه البطاقة وهويتك المدنية مع كل الاوراق الرسمية للمنطقة بهذا الامر ولنا دعم الموضوع مثل (صور للحدث، شهادة شهود، تقرير شرطة، ووصول بالاستلام او التسليم، وثبات الملكية لما خُطف او تضرر ولما نحاول ان نحصل على تعويض عنه، ورخصة السهقة ان كنت تعمل رخصة).

الرجاء ان تصالوا هذه المستشفيات في مركز المساعدة العراقي في معسكر القلبي (Camp Taji) بوابة كتر (Gunner Gate)، البوابة الهندية في معسكر فالكون (Camp Falcon)، المعجنية في معسكر فاب (FOB) (Mahmudiyah).

او اعداء المراكز الحكومية: الثورة (ببيل)، الكتلانية، الرشيد المنصور، الرضوانية، الرضاة، الامتات، الكرخ، اعظمية، كركدة او سبع النور.

ملاحظة: امتلاك هذا القوت (المستند) لا يعني الدافع المؤكد. وشكرنا لتعاونكم معنا.



CENTCOM 019294 0147-T275-00025
24048



CENTCOM 019295 147-T275-00026

24049



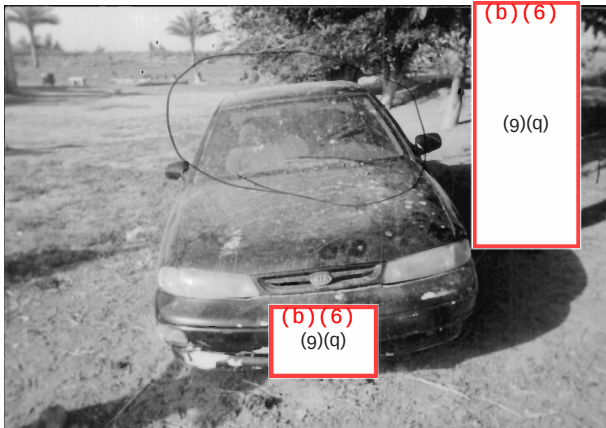
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24050



CENTCOM 019297 05147-T275-00028
24051

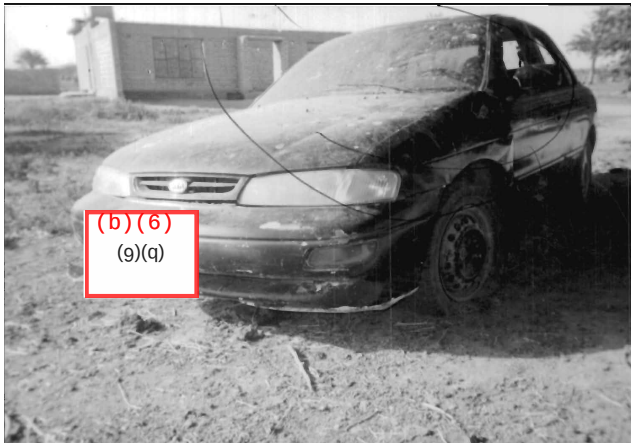


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24052



CENTCOM 019299 47-T275-00030

24053



CENTCOM 019300 0147-T275-00031

24054



CENTCOM 019301-147-T275-00032
24055



CENTCOM 019302
24056

147-T275-00033



CENTCOM 019303 03147-T275-00034
24057

Foreign

Language

04 476 5333 - 2 H H N Z

CENTCOM 019304 047-T275-00035

24058