

(b) (6)

(b)(6)

1648-12
20-Dec-05

06-TN-T230



REPLY TO
ATTENTION OF:

DEPARTMENT OF THE ARMY
HEADQUARTERS, 2D BRIGADE COMBAT TEAM
101ST AIRBORNE DIVISION (AIR ASSAULT)
APO AE 09398

Foreign Claims Commission ISI

15-Dec-05

SUBJECT: Claim # 06-IS1-T230 / 1416-10

(b) (6)

(b)(6)

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):

LACK OF EVIDENCE - NO US NEGLIGENCE

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.

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

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

CLAIMS ATTORNEY ISI

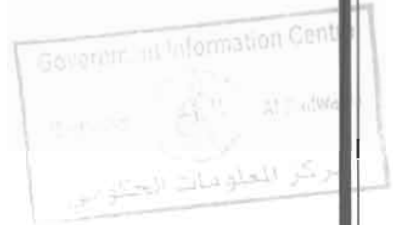
CENTCOM 019491

06-IS1-T230-00002

1648-12
20-Dec-2005



GENERAL INFORMATION CENTER,
AL-RADHWANYA, BAGHDAD, IRAQ.



Sub/Appeal request

I am (b)(6) (b)(6)

I had made a claim in No. 1416...12. At 06...151-230... and the case was rejected, I would like you to appeal my case and I offer a new evidences to support my case:-

1. My claim had been mentioned in the
2. Condolence list attached herewith. and
3. was rejected later - I would like you
4. to appeal my case with my respect
- 5.

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

The claimant signature

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

The claimant name

The date:- 20 dec 2005



REPLY TO
ATTENTION OF

DEPARTMENT OF THE ARMY
HEADQUARTERS, 2D BRIGADE COMBAT TEAM
101ST AIRBORNE DIVISION (AIR ASSAULT)
APO AE 09398

Foreign Claims Commission ISI

15-Dec-05

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Sincerely,

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

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

CHESA
CLAIMS ATTORNEY ISI

CENTCOM 019493

24882

06-ISI-T230-00004

Condolence List

Claim Number	GIC Claim #	Claimant's Name	Amount \$
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Nonresponsive, (b)(6), (b)(2)High

Nonresponsive, (b)(6), (b)(2)High

06-IS1-T230

1416-10

X FAHAD FARHAN

\$2,500.00

Nonresponsive, (b)(6), (b)(2)High

Nonresponsive, (b)(6), (b)(2)High

Saturday, December 10, 2005

Page 1 of 1



2^d BRIGADE COMBAT TEAM
Brigade Operational
Legal Team



LEGAL ACTION ROUTING SHEET

ACTION: CERP Condolence Payment - (b)(6)
DATE:

SYNOPSIS: On 3 August 2005, Ms. (b)(6) (b)(6) was driving in Abu Graib when he came under fire from the US Forces. (b)(6) (b)(6) was killed and his car was damaged in the engagement. The recommended condolence payment is \$2,500.00 for the death of (b)(6) (b)(6). This is a condolence payment that was received by 2-101 (AASLT), but not paid.

2d BCT BOLT

INITIALS: _____

REMARKS:

(b)(5)

(b)(5)

2d BCT CSM

INITIALS: _____

REMARKS:

2d BCT CDR

INITIALS: _____

REMARKS:

POC: MAJ (b)(3), (b)(6)

COMMANDOS!!

(b)(2)High, (b)(5)

(b)(2)High, (b)(5)



REPLY TO
ATTENTION OF

DEPARTMENT OF THE ARMY

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

AFZS-LF-Z

MEMORANDUM FOR RECORD

SUBJECT: Condolence Payment Approval

1. IAW MNC-I CERP SOP dated April 2006, I have approved the below individual for receipt of a Condolence payment from 2d BCT (10th MTN DIV (LI)), MND-B in the amount indicated.

a. NAME OF PAYEE: (b)(6) (b)(6) (IS1-T230 / 1416-10)

b. DATE OF ORIGINAL INCIDENT: 3 Aug 05

c. INCIDENT LOCATION: Abu Graib, Baghdad

d. INCIDENT DESCRIPTION: On 3 August 2005, (b)(6) (b)(6) father (b)(6) (b)(6) was driving in Abu Graib when he came under fire from the US Forces. (b)(6) (b)(6) was killed and his car was damaged in the engagement.

e. JUSTIFICATION: Upon investigation, the unit determined that (b)(6) (b)(6) did not participate in any negative activity against the US Forces. By making this condolence payment, MND-B demonstrates to the family and community its sympathy for their unfortunate loss. This demonstration will have a positive effect on both the community and local leaders.

e. APPROVED PAYMENT AMOUNT(S):

Death of (b)(6) (b)(6)	\$2,500
Total	<u>\$2,500</u>

2. POINT OF CONTACT: The POC for this request is CPT (b)(3) (b)(6) (b)(6) POC can be reached at VOIP 242-4377 (b)(3) (b)(6) (b)(2) @2bct.10mtn.army.smil.mil.

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

COL, IN
Commanding

I concur with the payment

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

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

CPT, JA
Operational Law Attorney

CLAIMANT'S NAME:
GIC CLAIM #:
USARCS #:
DATE FILED:
AMOUNT CLAIMED:
DATE OF INCIDENT:

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

1416-10

18 Oct 03

\$ 6300

3 Aug 05

DATE

ACTION / NOTES

SIGACTS:

DUPLICATE NAME CHECK:

(b)(5), (b)(2)High

(b)(5), (b)(2)High

(b)(2)High

(b)(2)High



GENERAL INFORMATION CENTER,
AL-RADHWANYA, BAGHDAD, IRAQ.



Government Information Centre

بغداد Al Radhwanya

مركز المعلومات الحكومي

"THE CLAIM'S CONTAINS"

The Claimant name:-

(b)(6)

(b)(6)

1. 5 photographs showing the accident
2. Death Certificate of deceased claimant's father killed by M.V.F.
3. Card signed by S.S.G.T. (b)(3), (b)(6) supporting killing claimant's father
4. 2 Receipt of the value of repairing claimant's father's car
5. Investigating documents from ALNaser wal Shan Police Station supporting the accident
6. claimant's I.D. & Ration card & Resid card

(b)(6)

(b)(6)

General Information Center/Al-Radhwanya

Date:- 18 October 2005



Claims Form

To: United States Army Foreign Claims Commission

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

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

I am

- a. A citizen and national of: Iraqi
b. A permanent resident of: Address hereabove
c. Employed by: (b)(6) (b)(6)
d. Check one () An insurer (X) Not an insurer
e. Check one (X) 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, Telephone Number)

M-A-F

The property damaged is 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: Abu Ghraib Baghdad Iraqi
(Town) (City) (Country)

My claim arose on: August 3 2005
(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 3 of August 2005 my father was driving his car Land Cruiser Toyota red colour. (b)(6) (b)(6) he had been shooten by M-A-F. Caused Killed him and damages his car - I claim herewith for compensation with my respect -

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

Killed my father and damages
his car

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- Killed my father	6000000/- 1.0
2-	
3- damages value of his car	
4-	
5- Painting and repairing and	
6- Spare parts	3450000/- 1.0

Total: 9450000/- 1.0

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)

\$ 6300/00

local 9450000/-

(Signature of Claimant)

Subscribed before me this 18 day of Oct, 2005

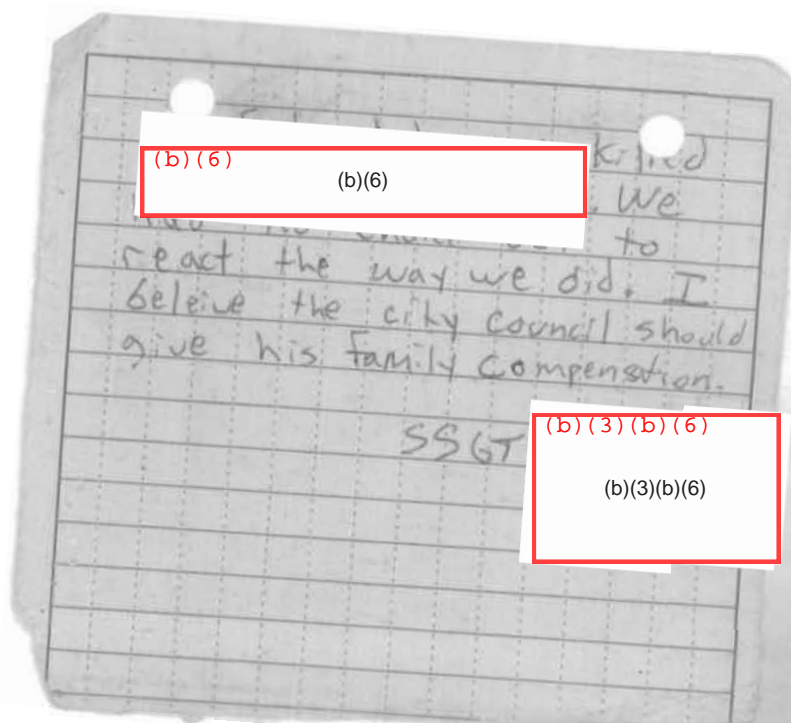
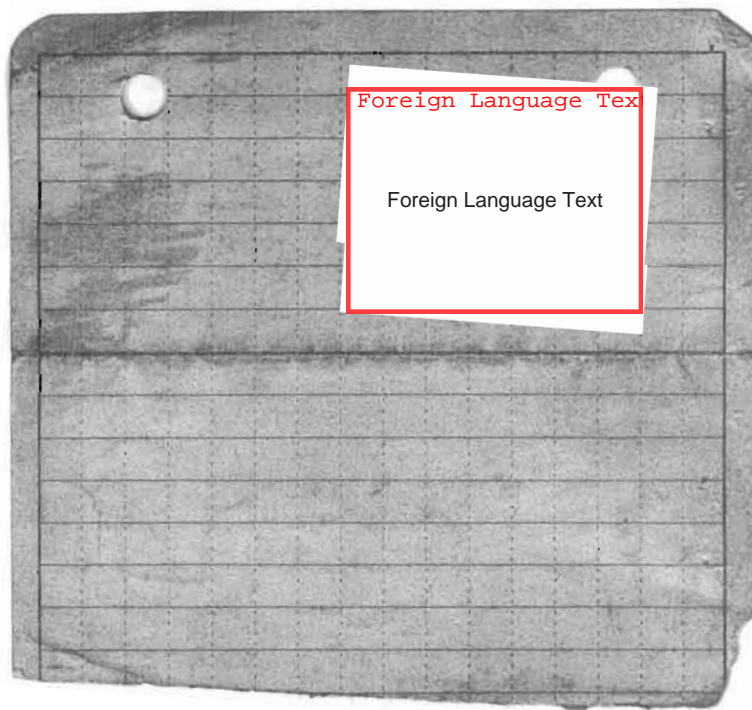
(b)(6)

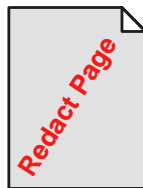
(b)(6)

(Print Name) (b)(6)

(Signature)

(b)(6)





Pages 13 through 14 redacted for the following reasons:

(b)(6), Foreign Language
Foreign Language Text, (b)(6)

Foreign Language Text, (b)(6)

Foreign Language Text, (b)(6)

Foreign Language Text, (b)(6)

Foreign Language Text, (b)(6)

Foreign Language Text, (b)(6)

Foreign Language Text, (b)(6)

Foreign Language Text, (b)(6)

Foreign Language Text, (b)(6)



Pages 19 through 21 redacted for the following reasons:

(b)(6), Foreign Language
(b)(6), Foreign Language
, Nonresponsive

(b)(6), Foreign Language Text

(b)(6), Foreign Language Text

examination on the dead body

An examination on the dead body has been
done, the body belongs to the victim

(b)(6)

(b)(6)

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

the following was found:

(b)(6)

(b)(6)

- * the body belongs to victim
- * I saw the victim injured with many gun shots
in his breast.
- * I saw the victim injured in the head.



Page 23 redacted for the following reason:

(b)(6), Foreign Language

(b)(6), Foreign Language Text

(b)(6), Foreign Language Text

Foreign Language Text, (b)(6)

Foreign Language Text, (b)(6)



Page 26 redacted for the following reason:

(b)(6), Foreign Language

Al-Nasr Walsalam police
center.

witness (b)(6) (b)(6) born in
(b)(6) (b)(6) lives at (b)(6) (b)(6) he
said:

on 08-04-05 the victim (b)(6) (b)(6) was killed
by the US forces at Al-A'bad district near his
house, he died at the same location of incident
while he was driving his Landcruis vehicle in
red colour. I saw him injured with many gun
shots.



Page 28 redacted for the following reason:

(b)(6), Foreign Language

witness

(b)(6)

(b)(6)

born in

(b)(6)

(b)(6)

worker, lives at

(b)(6)

(b)(6)

he said.

on 08.04.05, the victim

(b)(6)

(b)(6)

whom was

killed by the US forces when he was returning

home at

(b)(6)

(b)(6)

he died at the

location of the incident, his vehicle was shot
with many shots.

Foreign Language Text, (b)(6)

Foreign Language Text, (b)(6)

Examination Record

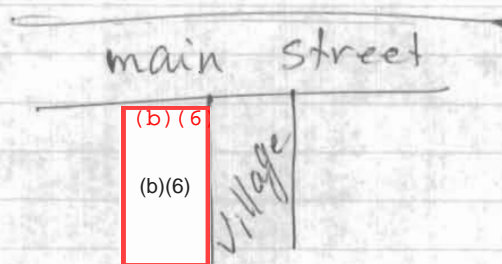
According to the news we got by the reporter

(b)(6)

(b)(6)

regarding his son's incident, an examination has been done on the location of the incident, it was found:

- 1- The location of incident is (b)(6) away from the police station.
- 2- The location of incident is an agricultural area near Al-Abbadi district.
- 3- I didn't find anything else useful for the examination.



Foreign Language Text, (b)(6)

Foreign Language Text, (b)(6)

Foreign Language Text

Foreign Language Text

Foreign Language Text, (b)(6)

Foreign Language Text

Foreign Language Text

Foreign Language Text

Foreign Language Text

Foreign Language Text

Foreign Language Text, (b)(6)



CENTCOM 019522

06-IS1-T230-00033

24908



CENTCOM 019523

06-IS1-T230-00034

24909



CENTCOM 019524

06-IS1-T230-00035

24910



NTCOM 019525

06-IS1-T230-00036

24911



CENTCOM 019526

06-IS1-T230-00037

24912