

CCJ3 INFORMATION PAPER

30 August 2010

Subject: ROE and Authorities to Conduct Fires in Pakistan. (U)

1. (U) Purpose. To provide an overview of ROE and Authorities for conducting fires in Pakistan. In addition to briefly outline potential COAs in response to Gen Mattis' question regarding authority to implement unrelenting pressure on the enemy and unleash the combined arms team to pursue/destroy HQN in Pakistan to enable the COIN mission in Afghanistan.

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(1) (U) The SROE allows US forces to return fire across international borders if an enemy commits hostile acts¹ from another nation's territory and respond to demonstrations of hostile intent from an enemy force across the border only if the government is unable or unwilling to effectively and promptly stop that force's demonstration of hostile intent.

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¹ The following definitions apply: (1) HOSTILE ACT-An attack or other use of force against the US, US forces or other designated persons or property. It also includes force used directly to preclude or impede the mission and/or duties of US forces, including recovery of US personnel or vital USG property; (2) HOSTILE INTENT-The threat of imminent use of force.; (3) IMMEDIATE USE OF FORCE-The determination of whether the use of force against US forces is imminent will be based on an assessment of all facts and circumstances known to US forces at the time and may be made at any level. Imminent does not necessarily mean immediate or instantaneous.

² CJCS 3121.01B, para 4.b.

³ CENTCOM OEF ROE Serial One, Mod 2 (CENTCOM 152307Z Dec 06), para. 4.e.5.

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Classified by: RADM Donegan, USCENTCOM J3
Reason: 1.4 (a-h)
Declassify: 30 Aug 2020

⁴ USCENTCOM OEF ROE Serial One, Mod 2, para 3.f. See also CJCS PAKEXORD (CJCS 29200Z Jul 08) and SECDEF GUIDANCE ON DIRECT ACTION (311800Z Mar 10)