

DEPARTMENT OF THE ARMY
3d Heavy Brigade Combat Team
4th Infantry Division (Mechanized)
FOB Warhorse, Iraq
APO AE 09397

AFZC-FC-JA

3 April 2006

MEMORANDUM FOR RECORD

SUBJECT: Claim of [REDACTED] 06-3/4-530

1. Claimants name and address: [REDACTED] Muqdadiyah, Iraq.
2. Incident date and place the incident occurred giving rise to the claim: Incident occurred on 20 OCT 05, in Muqdadiyah, Iraq.
3. Amount of claim and filing date: Claimant filed a claim in the amount of \$15,000 on 1 APR 06.
4. Chapter the claim was considered under and a brief description of the incident or of the issues raised by the claimant on reconsideration: Foreign Claims Act and Chapter 10, AR 27-20; claim filed for Compensation for the loss of claimant's son.
5. Facts: Claimant's son was shot on the side of the road as a US convoy went by.
6. Opinion: In order to form a basis for a claim under the FCA, the incident in question must have arisen outside the United States. In addition, the incident must be caused by either non-combat activities of the United States Armed Forces or by negligent or wrongful acts of military members or civilian employees of the Armed Forces. There is no substantiation for the claim. There is no evidence to support that US Forces caused the death of claimant's son.
7. Recommended Action: This claim is not payable under the FCA for the above mentioned reasons. Consequently this claim for \$15,000 is denied.

[REDACTED]
CPT, JA
Foreign Claims Commission

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Foreign Claims Intake Form

To: 3D HHC, 4ID, Foreign Claims Office, FOB Warhorse, Iraq.

From: Name: _____ Sex: _____

Address: Muqadadiyah

I am a citizen and national of: I

Name of Unit or US Personnel involved in incident: unk

Owner of property that was damaged: claimant's mother

My claim arose at: Muq / 1 / _____
Town City Country

My claim arose on: 01 Apr 20 05 / _____
Month Day Year Time

Give a brief statement explaining how the claim arose and the nature of the damages. Be sure to include the what, when, where, who, and how of what happened. Write legibly.

claimant's son was pulled over to the side of the road
US convoy rolled through and shot him for no reason

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

\$ 15,000 local _____

1 _____
Signature of Claimant Name of Attorney

Subscribed before me this 1st day of Apr, 2006.

Print Name

Signature

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