

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

AFZC-FC-JA

22 March 2006

MEMORANDUM FOR RECORD

SUBJECT: Claim of [REDACTED]: 06-3/4-455

1. Claimants name and address: [REDACTED] Baghdad, Iraq.
2. Incident date and place the incident occurred giving rise to the claim: Incident occurred on 8 JAN 06, in Khalis, Iraq.
3. Amount of claim and filing date: Claimant filed a claim in the amount of \$12,000 on 18 MAR 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 loss of vehicle and for pain and suffering from the accident.
5. Facts: Claimant was driving his car used for taxi service. There was minor injuries sustained and claimant received medical care from LSA Anaconda. The vehicle claimant was driving was destroyed.
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 insufficient evidence to substantiate this claim. Not enough evidence to show this was not combat related.
7. Recommended Action: This claim is not payable under the FCA for the above mentioned reasons. Consequently this claim for \$12,000 is denied.

[REDACTED]
CPT, JA
Foreign Claims Commission

000275

Foreign Claims Intake Form

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

From: Name:  Sex: _____

Address: Baghdad

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

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


My claim arose on: Jan / 8 / 2006 / 1 / 1000
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, where, when, who, and how of what happened. Write legibly.

see statements. vehicle accident this man was injured
3 others died.
for damages to car and injury


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


\$ 12,000 local _____


Signature of Claimant

Name of Attorney

Subscribed before me this 18th day of March, 2006.




Signature

000276