MEMORANDUM OF OPINION

SUBJECT: Claim of 06-IA5-084a

1. Claimant’s name and address: , Baqubah, Iraq

2. Incident date and place the incident occurred giving rise to the claim: Incident occurred on 24 March 2005 in Baqubah, Iraq

3. Amount of claim and filing date: Claimant filed a claim in the amount of $6,000.00 on 29 October 2005.

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; filed for damage to personal property.

5. Facts: U.S. forces tank hit claimant’s vehicle causing damages and killing driver.

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 activity of the United States Armed Forces or by negligent or wrongful acts of military members or civilian employees of the Armed Forces. Based on the facts and investigations, the claimant’s vehicle was hit by U.S. tank.

7. Recommended Action: This claim is payable under the FCA for the above mentioned reasons. Consequently this claim is approved for $6,000.00.

Claims Judge Advocate

000574
<table>
<thead>
<tr>
<th>NUMBER</th>
<th>DATE OF DELIVERY OR SERVICE</th>
<th>ARTICLES OR SERVICES</th>
<th>QUANTITY</th>
<th>UNIT PRICE</th>
<th>COST</th>
<th>FOR</th>
</tr>
</thead>
<tbody>
<tr>
<td>24-Mar-05</td>
<td>13-Nov-05</td>
<td>filed for death in vehicle accident</td>
<td>1</td>
<td>6,000.00</td>
<td>$6,000.00</td>
<td></td>
</tr>
</tbody>
</table>

(Payee must NOT use the space below)

Total: $6,000.00

Approved For: Foreign Claims Commissioner

DISBURSING OFFICER:

ACCOUNTING CLASSIFICATION: 2162020-22-0204 P436099-22-4200 VIRO P020389999

Paid By: CASH

Check Number: 867000031

ON ACCOUNT OF U.S. TREASURY: DOD

Date: 09-Nov-05

Signature or Initials: FC

The information requested on this form is required under the provisions of 31 U.S.C. 3511 and 2 U.S.C. 417 for the purpose of disbursing Federal money. The information requested is necessary for the proper certification and audit of the payment obligations.

000575
To: United States Army Foreign Claims Commission
From: Name: [Redacted]
Address: [Redacted]

I am
a. A citizen and national of:
   
b. A permanent resident of:

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

The property damaged is owned by: __________________________

My claim arose at: __________________________
(Town)   (City)   (Country)

My claim arose on: __________________________
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.)

Claim arose: Husband got into an accident with a U.S. tank. Husband got killed and the car is destroyed.

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.)

<table>
<thead>
<tr>
<th>Item</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Destroyed vehicle</td>
<td></td>
</tr>
<tr>
<td>Death of husband</td>
<td></td>
</tr>
</tbody>
</table>

Total: __________________________

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

$ __________________________
local __________________________

(Signature of Claimant)

Subscribed before me this __________________________ day of __________________________, 2005

(Print Name) __________________________

(Signature) __________________________