**PUBLIC VOUCHER FOR PURCHASES AND SERVICES OTHER THAN PERSONAL**

**U.S. DEPARTMENT, BUREAU, OR ESTABLISHMENT AND LOCATION**
DEPARTMENT OF THE ARMY  
HQ, 3rd Infantry Division  
Office of the Staff Judge Advocate  
APO AE 09380

**CLAIM #:** IIST0056-06

**PAYEE'S NAME:** New Baghdad, Baghdad, Iraq

**ADDRESS**

**SHIPPED FROM**

**DATE OF DELIVERY OR SERVICE**

**ARTICLES OR SERVICES**
(Enter description, item number of contract or Federal supply schedule, and other information deemed necessary)

- In full settlement of the amount allowed by the Secretary of the Army, or an officer duly designated for such purposes under authority of 31 U.S.C. 3721 and AR 27-20, Chapter 10, upon the claim of the above named claimant for property damaged, lost, destroyed, captured, or abandoned in service.

**QUANTITY**  

**UNIT PRICE**  

**AMOUNT**

- $23,000.00

**PAYMENT:**

- APPROVED FOR

- EXCHANGE RATES

- DIFFERENCES

- $1,000

- $23,000.00

**PAYMENT PROVISIONAL**

**PAYMENT OCCURS ON ACCOUNT OF U.S. TREASURY**

**CHECK NUMBER**

**ON ACCOUNT OF U.S. TREASURY**

**CHECK NUMBER**

**ON (Name of bank)**

**PAID BY**

**CASH**

**DATE**

**PAYEE**

**TOTAL**

$23,000.00

**SIGNATURE**

CPT. JA

Claims Judge Advocate

**DATE**

1 NOV 2005

**NAME**

Claims Pay Agent
MEMORANDUM FOR RECORD

SUBJECT: FOREIGN CLAIM II8T0066-06 APPROVAL AS FOLLOWS:

Claim of: [Redacted]
Address: New Baghdad, [Redacted], Baghdad, Iraq
Date Filed: 11-Apr-05
Amount Claimed: $39,000.00
Claimed Loss: C.F caused massive traffic accident with multiple fatalities and injuries. Claimant's brother [Redacted] was killed when his vehicle was destroyed by C.F.

1. Your above-mentioned claim is approved, and will be paid as follows:

[X] Approved: The claimant, [Redacted] will be paid $23,000.00 in compensation for property damaged, lost, destroyed, captured, or abandoned in service.

2. In full settlement of the amount allowed by the Secretary of the Army, or an officer duly designated for such purposes under authority of 31 U.S.C. 3721 and AR 27-20, Chapter 10, upon the claim of the above named claimant, for property damaged, lost, destroyed, captured, or abandoned in service.

3. If you are dissatisfied by this action, AR 27-20 provides that you may request that the decision be reconsidered. Any such request must be forwarded to this office for FCC consideration. There is no prescribed format for such a request. However, it should describe the legal and/or factual basis for relief. Any request for reconsideration must be made, in writing, within 30 days of receipt of this letter. The FCC's action on reconsideration is final and conclusive by law.

4. POC for this memorandum is [Redacted], Camp Loyalty, @ VOIP 242-7063.
MEMORANDUM FOR RECORD

SUBJECT: Action on Claim of

1. Facts. Claimant’s 1997 Hino tanker truck and Ford pick-up truck were destroyed in a vehicle accident caused by U.S. forces on 12 March 2005. In addition, claimant’s brother, [redacted], was killed in the accident.

2. Opinion. In order to form a basis for a claim under the FCA, it must be shown that the incident occurred outside the United States, and that it was caused by noncombatant activities of the United States Armed Forces or by the negligent or wrongful acts of military members or civilian employees of the Armed Forces. Claimant has produced sufficient evidence to show that U.S. forces negligently caused his loss.


4. Action. The claim is approved in the amount of $23,000. ($4,000 for the loss of the Ford, $9,000 for the loss of the Hino and $10,000 for the death of claimant’s brother.)
MEMORANDUM OF OPINION

SUBJECT: Claim of [Redacted]

1. Claimant’s name and address: [Redacted], New Baghdad, [Redacted], Baghdad, Iraq.

2. Date and place the incident occurred giving rise to the claim: Incident occurred on 12 March 2005, at Al-Wehda, Baghdad, Iraq.

3. Amount of claim and date it was filed: Claimant filed a claim in the amount of $39,000.00 on 11 April 2005.

4. Claim considered under the Foreign Claims Act and Chapter 10, AR 27-20; claim filed for the death of the claimant’s brother and the destruction of his vehicle.

5. Facts:
   a. On 12 March 2005, a massive vehicular traffic accident occurred and resulted in multiple fatalities and injuries.
   b. Claimant’s brother was involved in the vehicular accident, resulting in his death and the destruction of his vehicle.
   c. The traffic accident was the direct result of negligence on behalf of the United States Army.

6. Opinion:
   a. In order to form a basis for a claim under the FCA, it must be shown that the incident occurred outside the United States, and that it was caused by non-combat activities of the United States Armed Forces or by the negligent or wrongful acts of military members or civilian employees of the Armed Forces. The claimant provided evidence that the United States Army was involved and caused in the traffic accident.
   b. The claim is meritorious.
   c. The evidence presented establishes negligence on behalf of the Coalition Forces.

7. Recommended Action: Approve and pay the claim in the amount of $39,000.

CPT, 2D BDE CJA
Single Member FCC
Claims Form

To: United States Army Foreign Claims Commission.

From: [Redacted]

Address: [Redacted]

I am
a. A citizen and national of:

b. A permanent resident of:

c. Employed by:

d. Check one ( ) An insurer ( ) Not an insurer

e. Check one ( ) 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)

The damages caused by the American forces

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.)

[Redacted]

My claim arose at: [New Baghdad] Baghdad [Iraq] (Town) (City) (Country)

My claim arose on: March Saturday 2003 (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.)

[Redacted] had a tanker and it was a broken one and it had been drawn by a crane (trailer) and (scraped). The tanker was (hit) and there was another truck (Ford) (grey) and these two trucks had been destroyed because of the American forces and the damages was (from) percent and the driver died because of that incident.
Describe nature and extent of property damage or personal injury sustained as a result of the above incident.

<table>
<thead>
<tr>
<th>Item</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>For the (Ford) Truck</td>
<td>$50,000</td>
</tr>
<tr>
<td>For the (Hino) Truck (8 Tons)</td>
<td>$34,000</td>
</tr>
</tbody>
</table>

Total: $84,000

I was insured to the following extent against the damage 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)

$39,000  
local 58 million Diners

(Signature of Claimant)

Subscribed before me this 7th day of Thursday, 200_.

(Print Name)  
(Signature)