# PUBLIC VOUCHER FOR PURCHASES AND SERVICES OTHER THAN PERSONAL

**U.S. DEPT., U.S. ARMY, OR ESTABLISHMENT AND LOCATION**

**Department of the Army**

**108TH FINANCE BATTALION**

**FOR WARHORSE, OIF III**

**APO AE 09397**

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**DATE VOUCHER PREPARED**

20-Dec-05

**SCHEDULE NO.**


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**DESCRIPTION**

Baqubah, Iraq

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**ARTICLES OR SERVICES**

17-Dec-05

Filed for compensation for two deaths and two injuries.

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**QUALITY**

1

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**UNIT PRICE**

14,000.00

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**AMOUNT**

$14,000.00

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**PAYMENT**

Foreign Claims Commissioner

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**DISBURSING OFFICER**

LTC RC

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**APPLICABLE**

20-Dec-05

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**ACCOUNCING CLASSIFICATION**

2162020 22-6204 P436099 22-4200 VIRQ F9203 S99999 APC: 9204

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**PAID BY**

CASH

$14,000.00

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**PRIVACY ACT STATEMENT**

The information requested on this form is required under the provisions of the Privacy Act, 5 U.S.C. 552a, and is for the purpose of disbursing Federal monies. The information requested is necessary for payment and is provided as a result in order to comply with Federal statute and regulation. Failure to furnish this information may result in the failure to disburse the payment.

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**000851**
MEMORANDUM OF OPINION

SUBJECT: Claim of [redacted], 06-IA5-182a

1. Claimant's name and address: [redacted], Baqubah, Iraq

2. Incident date and place the incident occurred giving rise to the claim: Incident occurred on 21 November 2005 in Baqubah, Iraq.

3. Amount of claim and filing date: Claimant filed a claim in the amount of $14,000 on 17 December 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 compensation for two deaths and two injuries.

5. Facts: Claimant's two children were killed and wife and child were injured when elements of 3d BCT, 3d ID and 3rd BN, 3d BDE, 5 DIV IA fired from a convoy at their vehicle.

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. TF Badger's S-5 Officer verifies the occurrence of this raid and the facts and circumstances surrounding this incident.

7. Recommended Action: This claim is payable under the FCA for the above mentioned reasons. Consequently this claim is approved for $14,000.

CPT, JA
Claims Judge Advocate
Claims Form CF-1

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

   I am:
   a. A citizen and national of: [Redacted]
   b. A permanent resident of: [Redacted]
   c. Employed by: [Redacted]

2. I hereby make a claim against the United States Government for damages or injuries caused by: (Unit Name or Individual)

3. The property damaged is owned by: [Redacted]

4. My claim arose at:
   (Town) [Redacted]
   (City) [Redacted]
   (Country) [Redacted]

5. My claim arose on:
   Month [Redacted]
   Day [Redacted]
   Year [2008]

6. 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]

7. 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.)
   Item: [Redacted]
   Amount: [Redacted]

   Total: [14,000]

8. I claim as damages: (Indicate amount in U.S. dollars and local currency)
   $ [14,000]
   local [Redacted]
   [Signature of Claimant]

9. Subscribed before me this [Redacted] day of [Redacted], [000853]
   Name: [Redacted]
   Rank: [Redacted]