



REPLY TO
ATTENTION OF:

DEPARTMENT OF THE ARMY
HEADQUARTERS, 2D BRIGADE
3D INFANTRY DIVISION
FOB LOYALTY, IRAQ
APO AE 09380

AFZP-VB-JA

Date: 01-Dec-05

MEMORANDUM FOR RECORD

SUBJECT: DISAPPROVAL OF FOREIGN CLAIM II8T06-0197:

Claim of: [REDACTED]

Address: Sadr City, [REDACTED] Baghdad, Iraq

Date Filed: 23-Nov-05

Amount Claimed: \$15,000.00

Claimed Loss: Claimant's friend was killed and vehicle damaged when shot by attack aviation

Claim Number: 6.0014

1. Your above-mentioned claim is disapproved.
2. This incident does not comply with the provisions of the Foreign Claims Act, 10 U.S.C. Section 2734, as implemented by Chapter 10, AR 27-20. This claim was filed in a timely manner. This claim did occur outside the United States.
3. The reason for the disapproval of this claim is code 3:
 1. Loss was a result of Combat Operations
 2. The filing claimant is an improper claimant
 3. Claim lacked evidence supporting U.S. negligence or fault
 4. Claim lacked evidence to prove a loss
 5. Loss was a result of Anti-Coalition Forces
 6. Claimant Filed for Reconsideration of Previous Claim and filed no new evidence.
4. 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.
5. POC for this memorandum is SPC [REDACTED] FOB Loyalty, @ VOIP 242-7063.

[REDACTED]
CPT, JA
FOREIGN CLAIMS COMMISSION

001225

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	Amount
Death of person	\$ 15,000 U.S Dollars
Total \$ 15,000 U.S Dollars	

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)

\$ 15,000

loc

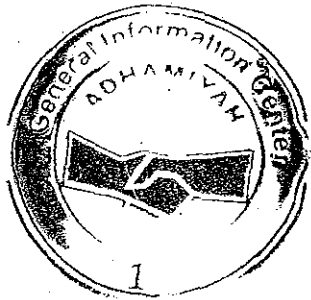
[Redacted signature]

(Signature of Claimant)

Subscribed before me this 25 day of Aug 2005

[Redacted name]
(Print Name)

[Redacted signature]
(Signature)



001226

To: United States Army Foreign Claims Commission

From: Name: [Redacted]

Address: Baghdad - ALSadder city - [Redacted]

I am

- a. A citizen and national of: Iraq
- b. A permanent resident of: Iraq - Baghdad. House [Redacted]
- c. Employed by:
- d. Check one () An insurer (X) not an insurer
- e. Check one (X) 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)

U.S. Military Department

The property damaged is owned by: (If the claim is made as an agent, parent, or guardian, attach a power of attorney of other evidence of authority and fill in the form below for party sustaining The damage or injuries.) -- [Redacted]

My claim arose at: Adhamiya Baghdad, Iraq. (Town) (City) (Country)

My claim arose on: June 28 2005. (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.)

In the Day of 28-June-2005 at 7 o'clock in the morning the victim [Redacted] was going to his work with his two friends on Al-Qanat Highway going to the police station at Falastine and in that time a (Helicopter Attack) of U.S. Aircraft started to shoot against the car causing the death of the victim with his friends.

Describe and extent of property damage or personal injury sustained as a result the above incident.

lost of life