I had been talking inside the perimeter for about 15 minutes when I heard a shot fired from the west. There was a slight hesitation and then I heard two more, almost simultaneous, shots fired from the same direction. I sought cover and then immediately started making my way to the 3 and 4 vehicle. I saw a blue car veering off to the right of the 3 vehicle and hit a telephone pole. I saw the driver slump over and called for the medic. Everyone got behind the HMMWVs until I assessed that the driver was not attempting to use a detonation device. I went over to the car first and visually searched the vehicle for any signs of explosives, which I did not find. The medic came over and pronounced the driver...
dead from a gunshot wound to the forehead. An IP vehicle was driving through our perimeter from East to West almost exactly at the time of the shooting. They were located behind the 3 and 4 HMMWVs when the shots were fired. They said they thought the vehicle was moving exceptionally fast and showed no signs of slowing. They also said they only saw two shots fired, both of which hit the vehicle. However, we found 3-5 5.56 shell casings on the ground in the vicinity of the two soldiers who fired.

I did not issue a claim card because, after assessing the situation, I felt it was a potential criminal act with hostile intent. As far as I had been briefed we did not hold out claims cards for such behavior, but indicated that our Battalion would make the final decision to the IP who asked me.

One of the shots hit the very bottom of the windshield just above the hood and did not hit the driver. The other shot hit about mid way up the windshield in front of the driver. The driver was very tall almost touching the roof of the car and it hit him in the forehead. Therefore the shot had an upward trajectory. The size of the hole in his forehead was at least 1½ in. in diameter, making me believe the bullet was already deformed before it hit him. I think it may have ricocheted.

We were briefed on BOE/EOF in late January. All of my Soldiers
I was in attendance. I brief ROE and EDP prior to every mission during my mission brief to include the mission on 05 FEB 06.

Questions

1. What regional markings and signs were on how to warn drivers?
2. What signs do you routinely carry on patrols?

There are signs attached to the rear of every vehicle warning Local Nationals to stay 100 m away from the vehicle, written both in English and Arabic. These signs are on all vehicles and are carried on every patrol. They are the only signs we have on patrol. Our cones are the materials we carry on patrol.

Approximate Duration

How long did you intend to stay in that area?

Our stops vary anywhere from 1 hour to 5 minutes. Two things dictate how long we stop for. The first is the significance of the conversations I am having with the Local Nationals. The second is the threat of the area. We had knowledge of numerous VBIEDs either within our Battalion AO or just outside it, within the previous week. Therefore we decided to make our stops shorter.
SWORN STATEMENT

FOR WHETHER IT BE TRUE AND PROMISING UNDER HABIT

1. FOC: Rostamnia

2. DATE: JUN 26, 2015

3. TIME: 19:15

4. FIL NUMBER:

5. LAST NAME, FIRST NAME, MIDDLE NAME:

6. PREVIOUS ADDRESS:

7. GRAD STATUS:

I WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH:

1. Describe the events that lead to an escalation of force on 05 FEB 06. Include the following in your statement, if known:
   a. What was your patrol's mission?
   b. What caused your patrol to search the parking lot?
   c. Describe your security perimeter. Include a sketch. Estimate the following, as you remember it:
      i. Locations of US and IP vehicles.
      ii. Locations of US and IP personnel.
      iii. Locations of any warning signs that were posted.
      iv. Any physical barriers to stop traffic that were used.
   d. Who first identified the driver of the VW as a threat?
   e. Did the driver of the VW Passat do anything that showed hostile intent?
   f. What graduated responses were used to try to stop the vehicle prior to firing at it? For each graduated response, indicate the following:
      i. How far away was the vehicle?
      ii. What exactly did the graduated response action?
      iii. What was the driver's response?

2. Describe the decisions were taken after the incident. Include the following, if known:
   a. What actions were taken to treat the found national after he was shot?
   b. What damage was done to the vehicle?
   c. Was a claim cost issued? If so, why not?

The patrol consisted of 9 1149 unmarked vehicles and 13 1149. We stopped near a parking lot in order to interact with the locals and possibly receive intel for future operations. At approximately 1915, myself, and were securing our perimeter, an estimated 15-12 cars. So far we were getting by them. The vehicle was at about 200.0-275 km out by stopping and turning around. At 1915 we (i.e., myself) noticed a blue car proceeding towards our perimeter. As far as we could see (about 30-40 feet), we gave hand signals to stop when the vehicle REACHED THE 200m-mark. I observed the vehicle continuing its rate of speed at about 15-20 km towards our perimeter. The vehicle did not respond to hand, general signals. I had to fire a warning shot at the vehicle. I then continued to close in on our perimeter at the same speed of 80-100 mph. The vehicle did not slow or stop.

ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT OF"

DATE: 2006-02-06

PAGE 3 OF 3 PAGES

THE BOTTOM OF EACH ADDITIONAL PAGE MUST BE THE INITIALS OF THE PERSON MAKING THE STATEMENT, AND DATE MUST BE INDICATED.
I ordered [redacted] and [redacted] to shoot to disable the vehicle. Two 5.56mm rounds were fired at approximately 50 feet distance. The car cut to the left and proceeded into our perimeter, finally stopping when it hit a pole. The officer fired two rounds at the vehicle's rear behind vehicles due to possibility of the car being robbed. The driver showed hostile intent by approaching our perimeter at a rate of speed one by not responding to hand and verbal signals, as well as the warning shot.

The medic on site checked the man out and determined he was dead. The damage to the vehicle was to the front right end of the vehicle where it hit the pole. I knew no knowledge of a claim's card being issued. We all identified the car as a threat.

Q: WHAT PHYSICAL MATERIAL AND SIGNS WERE OUTSIDE TO WARN VEHICLES?

Q: WHAT WARNING SIGNS AND OTHER MATERIALS DO YOU ROUTINELY CARRY ON PATROL?

Q: WHEN WAS THE LAST TIME YOU RECEIVED OPE PC96976?

1A. TRAFFIC CONES WERE ON HAND TO SHOW VEHICLES.

2A. A patrol car with a red light on each vehicle has a "Special Traffic Unit" sign visible on our speed limit as well as our grassers have small stop signs they can place from the tunnel.

3A. 25 JAMOSG

[Handwritten diagram of a street layout]
SWORN STATEMENT
For use of this form, see AR 190-45; the responsible agency is PAG.

PRIVACY ACT STATEMENT

AUTHORITY: Title 10 USC Section 301; Title 5 USC Section 2551; E.O. 8057 dated November 22, 1943. (SSN).

REASONS: To provide commanders and law enforcement officials with means by which information may be accurately identified.

DISCLOSURE: Your social security number is used as an additional alternate means of identification for facilitate filing and retrieval.

Disclosure of your social security number is voluntary.

1. LOCATION
Rm 18 Bldg. Area: Battalion

2. DATE (YYYY/MM/DD) 2006/02/05

3. TIME 1820

4. FILE NUMBER

5. FIRST NAME. MIDDLE NAME. LAST NAME

6. ORGANIZATION ADDRESS
Bldg 1, 1st Fl.

7. GRADE/STATUS
SGT

I WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH:

on 05/10 Feb 96 during our area recon our platoon stopped to engage the public for information. For future operations at
when we stopped the vehicle and set our traffic cones out about 40 meters in front of our vehicle, the traffic flow was
towards us about 15 minutes into the halt a blue passat approached our perimeter about 200 meters away. We began using hand;
signals, and motioning the vehicle to stop or turn around. We also began shouting as the vehicle kept approaching and got
we fired one warning shot in any of the signals. At 45-50 meters
The driver didn't respond and kept coming forward at 15-20 mph. At this time my self and engaged the vehicle at 55-60 meters. We each fired one round
intending to disable the vehicle. One round struck the windshield
in front of the hood, the second round went through the windshield
striking the driver in the head. Be believed to be caused by a rickhoff.
The vehicle then veered to the right and struck a pole to the
right of our position. We then cleared the vehicle making sure
nothing posed a threat to our unit. Then the medic assessed
the casualty, and soon after pronounced him dead. We then return
to pull security, while the MPs and did their

Nothing Follows

10. EXHIBIT

11. INITIALS OF PERSON MAKING STATEMENT

PAGE 1 OF 2 PAGES

ADDITIONAL PAGES MUST CONTAIN THE HEADING, "STATEMENT."

THE BOTTOM OF EACH ADDITIONAL PAGE MUST BE INDICATED.

DA FORM 2823, DEC 1998 DA FORM 2822, JUL 72 IS OBSOLETE

12763
SIGNED STATEMENT

For:军事行动, 组织名称: 12765, 代理机构: DODDES

PRIVATE ACT STATEMENT

AUTHORIZED:

Title 10 USC Section 801, Title 5 USC Section 281, SEC 367 (and November 22, 1949, 241)

PUBLISHED PURPOSE:

To provide commanders and the responsible officials with readily available information that is absolutely identified.

To provide security control after an incident to facilitate any internal investigation to facilitate any and internal.

DISCLOSURE:

Disclosure of any secret security information is

1. LOCATION

2. DATE (ESTIMATED)

CONTINUE IN 3/67 TRO

3. TIME

4. FIRENO:

3/1/18

10:13

5. IDENTIFICATION

6. EVENT OCCURS NAME, MIDDLE NAME, LAST NAME

7. LOCATION ADDRESS:

8. WITNESSES:

3/1/18

9. EXHIBIT

10. EXHIBIT

11. ADDITIONAL PAGES MIGHT CONTAIN THE HEADING STATEMENT OF:

ADDITIONAL PAGES MUST CONTAIN THE HEADING STATEMENT OF:

THE BOTTOM OF EACH ADDITIONAL PAGE MUST READ THE INITIALS OF THE PERSON MAKING THE STATEMENT, AND PAGE NUMBER MUST BE INDICATED.

12765