REPORT OF PROCEEDINGS OF INVESTIGATING OFFICER BOARD OF OFFICERS

For use of this form, see AR 15-6, the proponent agency is OTJAG.

IF MORE SPACE REQUIRED IN FILLING OUT ANY PORTION OF THIS FORM, ATTACH ADDITIONAL SHEETS

SECTION I: APPOINTMENT

Appointed:  

Commander, 172 Stryker Brigade Combat Team  
(Appointing authority)

in  

2 April 2006  
(Date)

(Attach enclosure 1, Letter of appointment or summary of oral appointment data. See para 3-15, AR 15-6.)

SECTION II: SESSIONS

The investigation (board) commenced at  

FOB MAREZ, IRAQ  
(Place)

on  

2-5 April 2006  
(Date)  
(Time)

(If a formal board met for more than one session, check here. Indicate in an inclusive the time each session began and ended, the place, persons present and absent, and explanation of absence, if any.) The following persons (members, respondents, counsel, were present. After each name, indicate capacity, e.g., President, Recorder, Member, Legal Advisor):  

CPT Lester, Roland E., Investigating Officer

The following persons (members, respondents, counsel) were absent: (Include brief explanation of each absence. See para 5-2 and 5-3 of AR 15-6.)

The investigation (board) finished gathering/hearing evidence at  

1900  
(Time)  

4 April 2006  
(Day)

and completed findings and recommendations at  

2200  
(Time)  

4 April 2006  
(Day)

SECTION III: CHECKLIST FOR PROCEEDINGS

A. COMPLETE IN ALL CASES

1. Includes:  

(Para 3-15, AR 15-6)

a. The letter of appointment or summary of oral appointment data?

b. Copy of notice to respondent, if any? (See item 9, below)

c. Other correspondence with respondent or counsel, if any?

d. All other written communications to or from the appointing authority?

e. Privacy Act Statements, if statement provided orally?

f. Explanation by the investigating officer or board of any unusual delays, difficulties, irregularities, or other problems encountered, e.g., absence of material witnesses?

1. Information as to sessions of a formal board not included on page 1 of this report?

h. Any other significant papers (other than evidence) relating to administrative aspects of the investigation or board?

FOOTNOTES:  

1. Explain all negative answers on an attached sheet.

2. Use of the NA column indicates a negative representation due to circumstances described in the question and will result in this investigation or board.

DA FORM 1574 MAR 83 EDITION OF NOV 77 IS OBSOLETE.

12979
SECTION IV - FINDINGS

The Investigating officer (board), having carefully considered the evidence, finds:
See attached Memorandum for Record dated 4 April 2006, paragraph 3a.

SECTION V - RECOMMENDATIONS

In view of the above findings, the Investigating officer (board) recommends:
See attached Memorandum for Record dated 4 April 2006, paragraph 3c.
### SECTION VI - AUTHENTICATION

This report of proceedings is complete and accurate. (If any voting member or the recorder fails to sign here or in Section VII he/she, indicate the reason in the space where his signature should appear.)

<table>
<thead>
<tr>
<th>Recorder</th>
<th>Investigating Officers / President</th>
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### SECTION VII - MINORITY REPORT

To the extent indicated in the enclosure, the undersigned do(es) not concur in the findings and recommendations of the board. (In the enclosure, identify by number each finding and/or recommendation in which the dissenting member(s) do(es) not concur. State the reasons for disagreement. Additional/substitute findings and/or recommendations may be included in the enclosure.)

<table>
<thead>
<tr>
<th>Members</th>
<th>Members</th>
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### SECTION VIII - ACTION BY APPOINTING AUTHORITY

The findings and recommendations of the investigating officer/boards are (approved, disapproved, approved with following exceptions/substitutions). (If the appointing authority returns the proceedings to the investigating officer/board for further proceedings or corrective action, attach that correspondence or a summary, if oral, as a numbered enclosure.)

- a. Affirmative legal opinion
- b. Plt appd lce by CoCra
- c. Other actions consist of subbed & pattern established in result

"Ex 6"
MEMORANDUM FOR RECORD

SUBJECT: Commander's Inquiry 15-6

1. On 2 April 2006, I was appointed the investigating officer for a Commander's Inquiry on an incident involving 3/A/1-17 IN at VIC LF 308 200, which was an escalation of force that resulted in the wounding of one local national.

2. The following individuals were interviewed, and provided a sworn statement in substance as follows:

   a. __________, 3/A/1-17 IN, Platoon Leader, Squad Leader hatch, Stryker A31 (two sworn statements).

   1. Synopsis of Sworn Statement: at 0815, on 2 April 2006, __________ was in the squad leader hatch, in the lead vehicle (A31) in OOM, as he came to the dirt area off FOB Marez that intersects with ______ near ______. A31 then turned right to enter the traffic circle. Upon committing A31 onto the road ______ became aware of a car swerving past two trucks and another car that pulled over. The approaching car was traveling at a high rate of speed and headed towards A31 ______ alerted his men that the car was going to ram them. ______ verbally shouted and waved his left hand to get the driver to stop. At a distance of 30-35 meters the car did not swerve, slow down or pull over. ______ then fired 1 shot but the driver did not swerve, slow down or pull over. At a distance of 15 meters ______ then fired again and then once more; at this point the vehicle struck A31. ______ looked to see if his men got down and braced for impact, believing the vehicle to be an SVBIED. No explosion occurred so, ______ then moved his vehicle and set up security. A31 sustained slat armor damage and tire/rim damage. ______ noticed the driver of the vehicle that struck them to be 1 LN male. The Physicians Assistant and Platoon Medic administered aid to the LN and he was then taken to the CSH on LSA Diamondeck.

   2. Synopsis of Sworn Statement: the vehicle was approximately 75 meters away when ______ focused his attention on it. It was about 50 meters when ______ began signaling. No warning shot was fired. When ILT Shot, he hit LN Kalif Salih once in the neck, once in the chest and finally in the arm. ______ doesn't know if Kalif Salih is still alive. ______ does not know if condolence payments were made. The vehicle was not exsplayed because he was in a hurry to get the LN to the CSH, when he returned the vehicle was gone. Everyone only observed 1 LN male in the vehicle. No
warning shot was fired because by the time I realized what was going on he only had enough time to try and yell and wave him off and then had only time to react because the LN was coming straight towards A31. The amount of time to do something was short because the high rate of speed the LN was traveling. Kalif Salih’s vehicle matched a bolo that had been put out a few days prior. Platoon was trained on ROE. Platoon had formal classes from JAG. They also discuss ROE before every mission and during missions. If his soldiers are in doubt they do not hesitate to ask for guidance.

3/A/1-17 IN, Vehicle Commander, Vehicle Commander hatch, Stryker A31.

1. Synopsis of Sworn Statement: at 0815, on 2 April 2006, was in the right rear air guard hatch, in the lead vehicle (A31) in OOM, as he pulled out onto At that point he noticed a vehicle approximately 50 feet away coming towards A31, the horn on A31 was used to alert LN that they were in the AO. The approaching vehicle made no attempt to stop and was still traveling towards A31, so a warning shot was fired; however, the car had no intention on stopping so 2 more shots were fired and the approaching vehicle struck the left rear of A31; all this in a matter of 10-12 seconds. Upon realizing that the LN car was not a SVBIED, the Platoon then dismounted, set up security, administered aid and rushed the casualty to the CSH on LSA Diamondback.

3/A/1-17 IN, left rear air guard, Stryker A31.

1. Synopsis of Sworn Statement: at 0815, on 2 April 2006, was in the left rear air guard hatch, in the lead vehicle (A31) in OOM. As A31 left FOB Marez to enter, a car was on the left side of the A31 at a distance of 30 meters traveling towards A31. raised his left hand to signal the vehicle to stop, the vehicle continued to speed towards A31. then aimed his M249 at the vehicle, however, had already fired his weapon hitting the driver. The car was still not stopping and intended on firing but did not have a clear shot due to his position in A31. then fired 2 more rounds. The vehicle was clearly not stopping and believed the car to be an SVBIED. After crouching down, heard the car impact the left rear of A31, near his hatch. As soon as they realized that the car did not explode they dismounted, secured the area, rendered medical aid to LN male, loaded him and moved him to the CSH on LSA Diamondback.

3. After conducting the investigation, my understanding of the Escalation of Force incident that occurred 020815APR2006 is as follows:

At DTG 020815APR2006 3rd PLT A CO 1-17 was leaving FOB MAREZ. The Platoon Leader was driving in the first vehicle in the OOM, A31. Upon reaching the area where the dirt meets the road on RTE near the A31 honked its horn and turned right. At that point driver made him aware of
an approaching vehicle. This was at 75 meters. The vehicle, a dark blue 4 door Volkswagen, was traveling northbound at a high rate of speed towards A31 and passed by 2 trucks and a car that were pulled over. The vehicle was in a hurry, not paying attention and possibly had a blind spot because of the vehicles pulled to the side of the roadway. The vehicle showed no signs of stopping and increased speed. The crew on A31 was told to hold on because he believed the car was going to ram them. At a distance of 50 meters, then yelled at the driver to stop and signaled with his left hand to stop. At the same time, the left rear air guard, also raised his left arm and signaled the approaching vehicle to stop. The vehicle made no attempt to stop, slow down or swerve. Observed 1 military age male in the vehicle. The vehicle was now about 30 meters away, then fired a shot, striking the driver in the neck, the vehicle still continued at a high rate of speed towards A31. This may have been because the LN was struck in the neck. At a distance of 15 meters, then fired 2 more rounds in succession, striking the driver in the chest and then shoulder, and the right rear air guard believed the vehicle to be an SVBIED and braced for the impact and expected explosion. The car then struck the left rear of A31, damaging slat armor, the left rear hub, left rear tire and totalizing the LN car. A31 then moved away from the vehicle, dismounted and rendered aid to 1 LN male named Kalif Salih. Salih was taken to the CSH on LSA Diamondback. The LN vehicle was not exsyrayed because they were in a hurry to evacuate Salih. The vehicle was given then 3rd Platoon A CO returned. Salih has not been able to speak and is on a ventilator. On 13 April 2006, Salih was transported from the CSH on LSA Diamondback to Medical City, in Baghdad. The vehicle was similar to BOLOS put out around that time. Platoon was trained on ROE with formal classes from JAG as well as informally prior to missions. No condolence payments have been made.

4. Based upon all the facts presented and statements provided, my findings and recommendations are as follows:

   a. FINDINGS: I find no ROE violation involved in the incident. I find no escalation of force violation in the incident. I find no fault on behalf of any US Soldier in regard to this incident. No warning shot was fired, however, this whole situation happened within a matter of moments and due to the circumstances that was a reasonable decision. The LN was clearly wrong: by speeding, not being cognizant of his surroundings (Strykers enter and leave this area all day, everyday, and other cars/trucks pulled over), not heeding the horn, shouting or hand signals.

   b. RECOMMENDATIONS: An aggressive public service campaign involving signs and/or billboards detailing to Mosul residents as well as local nationals traveling through Mosul to stay 100 meters from Strykers at all times; as well as pull over to the side of the road and stop moving whenever they see or hear a Stryker. The Platoon involved in the incident, 3/2/1-17 IN, should contact Kalif Salih and make a condolence payment to cover the cost of medical treatment.

5. POC is the undersigned, located at the C Co Command Post, 1-17 IN, FOB MAREZ, IRAQ.
10 Encls
1. Memorandum of Appointment
2. 1-17 IN SIR dated 020818APR06
3. Sworn Statement of [REDACTED]
4. 2\textsuperscript{nd} Sworn Statement of [REDACTED]
5. Sworn Statement of [REDACTED]
6. Sworn Statement of [REDACTED]
7. Weather/Light data dated 020818APR06
8. Pictures
9. Graphics
10. DA Form 1574
MEMORANDUM FOR 1st Battalion, 17th Infantry Regiment, Mosul, Iraq


1. You are hereby appointed an investigating officer pursuant to AR 15-6 to investigate the circumstances surrounding the escalation of force with a local national (LN) vehicle at vicinity of [redacted] by Soldiers from 3rd Platoon, Alpha Company. This investigation is your primary duty and takes precedence over all other duties assigned to you. The Serious Incident Report prepared by 1-17 IN in response to this incident has been attached to these orders for your situational awareness.

2. The report of investigation must include, but is not limited to, findings on the following issues:
   a. Did the Soldiers on the ground understand the rules of engagement and act in accordance with them? Which Soldiers were involved in the engagement? Did they have ROE training? When, where, and by whom? What measures short of deadly force did they consider before engaging this civilian? What measures should be added or refined in order to clarify this type of situation and avoid future incidents?
   b. At what range was the engagement?
   c. What threat did the Soldiers perceive when he identified the vehicle as a target?
   d. Cover the specifics of this engagement and the decision-making process that went into it. Where were the rounds fired? Did the Soldiers intend to fire warning shots or to engage the LN vehicle? Was a lawful target positively identified? Was consideration given to potential ricochet?
   e. Determine, to the greatest extent possible, the full name and contact information of the local national.

3. Your investigation will be conducted IAW 15-6. During your investigation, you will be required to interview and/or question numerous witnesses. You are directed to obtain sworn statements from all witnesses. In the event that you are unable to obtain a sworn statement from a witness, you will prepare a detailed memorandum for record (MFR) memorializing the witness interview and explaining why a sworn statement was not obtained. Witnesses that should be interviewed include:
   a. Soldiers from 1-17 IN who engaged the person/vehicle.
b. Any others you feel necessary to complete your investigation, including Soldiers and LNs who may have witnessed the engagement.

4. If, prior to or during any interview, you suspect an individual subject to the U.C.M.J. of committing a U.C.M.J. offense, you are required to advise that individual of his/her Article 31 rights, both orally and in writing, before any interview or questioning may commence and/or continue. There are currently no suspected offenses or offenders; however, your investigation may cause you to suspect an offense, at which time you should advise the suspect of his rights.

5. Upon completion of your investigation, you will make findings of fact regarding the issues addressed in paragraph 2 above and recommend appropriate action based on your findings. Your findings and recommendation will be recorded on a DA Form 1574. The completed findings and recommendation will be accompanied by all evidence obtained during your investigation as well as a separate chronology listing all significant activity from initial appointment as Investigating Officer to completion of the investigation, to include the granting of any extensions or delays to complete the investigation.

6. Before you begin your investigation, you must be briefed by the Brigade Judge Advocate, located at FOB Courage. She can be reached by DNT at 522-3021. Prior to commencing your investigation, you will obtain copies of DA 2823 (Sworn Statement), DA 1574 (Report of Investigation), and any other forms or documents you may need. These are available on the JAG site off of the 172d portal: \148.50.3.169\172bctdata\jag\15-610 Resources. Ensure that you review all of the documents prior to beginning the investigation. If questions arise during your investigation, you will consult with your legal advisor, including developing an investigation plan, determining whether witnesses need to be advised of their rights under the UCMJ, Article 31 or the Fifth Amendment, and preparing findings and recommendations.

7. Upon completion of your investigation, you will submit the entire investigation to the BOLT for a legal review. Your investigation should be completed within 3 days of receipt of this memorandum. I must approve any delays beyond 3 days. This investigation is your primary duty and takes precedence over all other assigned duties.

COL. IN
Commanding
I want to make the following statement under oath:

1. How far was the vehicle when you first noticed it? It was approximately 75 meters away when I focused my attention on it.


3. Was a warning shot fired? No.

4. Where did the bullet impact? One in the neck, one in the chest and the third in the arm.

5. Where was the driver hit? Neck, chest and arm.

6. Who was he?

7. Is he still alive? I do not know, you need to ask the medical staff about that.

8. Have condolences been made? I do not know but I have not heard that have been so I am assuming not.

9. Why/why not? I do not know the status of the individual and I do not know if that is my lane or someone above me.

10. Was the vehicle exposed? No it was not we were in a hurry to get him to the hospital because he was still alive and when we came back the vehicle was gone and could not be found.

11. How many people were in the car? One military age male.

12. How people did the air guards see in the car? 1.

13. If you did not fire a warning shot why not? Because by the time I realized what was going on I had enough time to try and yell and wave him off and then I had to react because he was coming straight at my vehicle. He amount of time to do something was short because the high rate of speed he was traveling.

14. Did it match a Bolo? It matched a bolo that had been put out a few days prior.

15. Were soldiers trained on ROP? Yes they were and are.

16. If you when? We have had formal classes from JAG. We also discuss it before every mission and during missions. Now if there is doubt they call and ask if they can do something so it is a much talked about.
SWORN STATEMENT
For use of this form, see AR 190-45; the proponent agency is ODCSOPS

PRIVACY ACT STATEMENT
AUTHORITY: Title 10 USC Section 301; Title 5 USC Section 2951; E.O. 9397 dated November 22, 1943 /SSN/
PRINCIPAL PURPOSE: To provide commanders and law enforcement officials with means by which information may be accurately
ROUTINE USES: Your social security number is used as an additional/alternate means of identification to facilitate filing and retrieval.
DISCLOSURE: Disclosure of your social security number is voluntary.

1. LOCATION
FOB Marez, Mosul, Iraq

2. DATE (YYYY/MM/DD)
2006/04/14

3. TIME
0800

4. FILE NUMBER

5. NAME, MIDDLE NAME

6. SSN

7. GRADE/STATUS
1LT

8. ORGANIZATION OR ADDRESS
A-CO 1/17 Infantry Regiment

I WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH:

On 02 April at approximately 0815 while traveling off FOB Marez onto RTE I (redacted) via RTE (redacted) and near the 3-1 vehicle I (redacted), my 3-1 vehicle stopped and came to a stop at the intersection where the dirt road enters RTE I was traveling. Upon reaching the intersection my vehicle slowed to observe traffic. Upon seeing that there was 2 large trucks and one car stopped I told my driver to go ahead and enter the circle. Once we committed to entering the circle my driver, said he saw a car. I then looked over my left shoulder because I had caught a glimpse of a car moving at a high rate of speed about the same time. Once I noticed the car I turned so I could watch what the car was doing. The driver of the car never slowed down and actually went through the 2 trucks and the car to continue north along RTE I as he sped past the parked vehicles his rate of speed was obviously increasing and he was heading straight for the 3-1 Stryker. I told the crew over the internal comms to hold on the car was going to ram us. At that point I had my left hand in the air trying to get the driver to stop or at least get his attention. I was also hollering for the driver to stop. At a distance of about 30-35 meters the car was not making any attempt to swerve or avoid us so I engaged the driver. After firing the first round I looked to see if the driver was going to swerve or make any attempt to avoid us but he continued heading directly for the rear of my vehicle. At a distance of maybe 15 meters I fired a second shot at the driver and then engaged him one more time at nearly the same time he struck the vehicle with his car. I looked back to make sure the Air Guards were o.k. and they had already gotten down and for the explosion that we were expecting with the impact of the car. Once I determined everyone was o.k. I had my Stryker move out of the way, we set up a security perimeter and dismounted to make an assessment of the situation. Upon hitting the ground I looked at my Stryker first and saw that the slat armor had been broken off the left bottom rear and that my left rear tire had been knocked off the rim. I then moved towards the car where we did not see anyone inside of the car that was in the road. I had my elements move away from the vehicle and I proceeded to walk to the vehicle to determine if there was anyone still in the car. Once I got close to the car I noticed the man laying across both the front seats with his head in the passenger side seat. At that time I had the P.A and the platoon medic begin treating the individual. Once he was stable and we had done what we could, we loaded him into a Stryker and proceeded to LSA DiamondBack to the CSH.

10. EXHIBIT

11. INITIALS OF PERSON MAKING STATEMENT

ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT __________ TAKEN AT ______ DATED ______"
THE BOTTOM OF EACH ADDITIONAL PAGE MUST BE INDICATED
# SWORN STATEMENT

For use of this form, see AR 190-45, the proponent agency is ODCSOPS

## PRIVACY ACT STATEMENT

**AUTHORITY:** Title 10 USC Section 301; Title 5 USC Section 2851; E.O. 9397 dated November 22, 1943 (SSN)

**PRINCIPAL PURPOSE:** To provide commanders and law enforcement officials with means by which information may be accurately

**ROUTINE USES:** Your social security number is used as an additional alternate means of identification to facilitate filing and retrieval.

**DISCLOSURE:** Disclosure of your social security number is voluntary.

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<th>1. LOCATION</th>
<th>2. DATE (YYYY-MM-DD)</th>
<th>3. TIME</th>
<th>4. FILE NUMBER</th>
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<td>08:15</td>
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<th>5. LAST NAME</th>
<th>6. SSN</th>
<th>7. GRADE STATUS</th>
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<td></td>
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<tr>
<th>8. ORGANIZATION OR ADDRESS</th>
<th>9. WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH</th>
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<tbody>
<tr>
<td>1 Co 1-17 INF 3rd Plt 1st Squad</td>
<td>Around 0815 on 02APR 2006, we were leaving for morez entering</td>
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</table>

As soon as we entered the traffic circle there was a car on the left hand side of the Stryker. The car was about 30 meters away from the Stryker and didn't show any intention of stopping or slowing down, then I raised my left hand to give the hand signal to stop, but the vehicle kept its speed heading towards the Stryker, I then grabbed my weapon with both my hands and started to aim at the car that wasn't stopping. By the time I raised my M249, my Platoon Leader fired his weapon, I was able to tell that my Platoon Leader hit the driver of the car and that the still wasn't going to stop. I didn't have a clear shot to fire my weapon when my PL fired because the way the Stryker was angled, I was located in the left rear air guard hatch. And my PL was in the squad leader hatch, shortly after the first shot the PL fired a second round. After the second shot was fired I attempted to get down when I knew the car wasn't stopping and I thought the car was an uprising. Right after I got low I heard the vehicle hit the left rear of the Stryker, right below my hatch.

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10. EXHIBIT 11. INITIALS OF PERSON MAKING STATEMENT

ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT TAKEN AT DATED"

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

DA FORM 2823, DEC 1998
As soon as we knew the car didn’t explode the squad dismounted, secured area and gave the man medical aid. Then we loaded up into the stryker and took the individual to the CASH.
STATEMENT (Continued)

OVERPRO

nothing else follows

AFFIDAVIT

I, (Name of Person Making Statement), have read or have had read to me this statement which begins on page 1 and ends on page 3. I fully understand the contents of the entire statement made by me. The statement is true. I have initialed all corrections and have initialed the bottom of each page containing the statement. I have made this statement freely without hope of benefit or reward, without threat of punishment, and without coercion, unlawful influence, or unlawful inducement.

(Signature of Person Making Statement)

Witnesses:

________________________________________

________________________________________

Organization or Address

________________________________________

________________________________________

Organization or Address

________________________________________

________________________________________

Initials of Person Making Statement

PAGE 3, DA FORM 2823, DEC 1998
SWORN STATEMENT
For use of this form, see AR 150-45; the proponent agency is ODCSOPS

PRIVACY ACT STATEMENT

AUTHORITY: Title 10 USC Section 301; Title 5 USC Section 2551; E.O. 9397 dated November 22, 1943 (SSN).
PRINCIPAL PURPOSE: To provide commanders and law enforcement officials with means by which information may be accurately
ROUTINE USES: Your social security number is used as an additional/alternate means of identification to facilitate filing and retrieval.
DISCLOSURE: Disclosure of your social security number is voluntary.

1. LOCATION
   Calabasas Traffic circle

2. DATE / YYYYMMDD
   20060302

3. TIME
   0845

4. FILE NUMBER

5. LAST NAME, FIRST NAME, MIDDLE NAME
   Blacked out

6. SSN
   Blacked out

7. GRADE STATUS
   E-4

8. ORGANIZATION OR ADDRESS
   A Co 717 Inf 8th Plt 19th

9. WANTS TO MAKE THE FOLLOWING STATEMENT UNDER OATH:
   At the time of the incident I was in the VC Site Airguard Watch. We had just pulled out on our shift approximately at 2:00 a.m. on the 2nd or 3rd of April, a vehicle was about 500 yards away coming our direction. We had the air horn to let everyone on we were coming and this vehicle kept on going in our direction and made no attempt to stop. The only a short distance away a warning shot was fired, the vehicle kept on going in our direction and a controlled pair was fired the vehicle continued in that direction and our soldiers on the left saw my opposite, H1 in mind that all happen in a matter of seconds once we reloaded the possible suspect had not exploded on us. We dismounted set up security cleared the area and immediately gave medical aid and rushed the casualty to the clinic.

10. EXHIBIT
    Blacked out

11. INITIALS OF PERSON MAKING STATEMENT
    Blacked out

ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT _______ TAKEN AT _______ DATED _______
THE BOTTOM OF EACH ADDITIONAL PAGE MUST BE THE INITIALS OF THE PERSON MAKING THE STATEMENT, AND PAGE NUMBER MUST BE INDICATED.
STATEMENT OF ____________________________ TAKEN AT ____________________________ DATED ____________________________

9. STATEMENT (Continued)

AFFIDAVIT

I ____________________________, HAVE READ OR HAVE HAD READ TO ME THIS STATEMENT WHICH BEGINS ON PAGE 1, AND ENDS ON PAGE ______. I FULLY UNDERSTAND THE CONTENTS OF THE ENTIRE STATEMENT MADE BY ME. THE STATEMENT IS TRUE. I HAVE INITIALED ALL CORRECTIONS AND HAVE INITIALED THE BOTTOM OF EACH PAGE CONTAINING THE STATEMENT. I HAVE MADE THIS STATEMENT FREELY WITHOUT HOPE OF BENEFIT OR REWARD, WITHOUT THREAT OF PUNISHMENT, AND WITHOUT COERCION, UNLAWFUL INFLUENCE, OR UNLAWFUL INDUCEMENT.

[Signature of Person Making Statement]

WITNESSES:

__________________________________________________________________________

__________________________________________________________________________

ORGANIZATION OR ADDRESS

__________________________________________________________________________

__________________________________________________________________________

ORGANIZATION OR ADDRESS

INITIALS OF PERSON MAKING STATEMENT

Subscribed and sworn to before me, a person authorized by law to administer oaths, this ______ day of ______, ______.

[Signature of Person Administering Oath]

[Authority To Administer Oath]

PAGE 3, DA FORM 2823, DEC 1988
Enclosure One to AR 15-6 Appointment Orders (SIR)

Serious Incident Report

Subject: SIR Number (WILL BE PROVIDED BY G3 OPS)

1. Category:

2. Type of Incident: EOF 1 X LN WIA

3. Date/Time of Incident: 020818APR06

4. Location: MOSUL, IRAQ

5. Other Information:

6. Personnel Involved:
   a. Subjects Name: [Redacted]
      1. Pay Grade: O-2
      2. SSN: [Redacted]
      3. Race:
      4. Position: PL
      5. Security Clearance: SEC
      6. Units and Station of Assignment: A/1-17 IN BN
      7. Duty Status: ACTIVE
   b. Subjects Name: SALIH, KHALIF
      1. Pay Grade: N/A
      2. SSN: N/A
      3. Race: LN
      4. Position: L/N
      5. Security Clearance: N/A
      6. Units and Station of Assignment: N/A
      7. Duty Status: N/A

7. Summary of Incident: [Redacted] 3/A/1-17 reported an EOF in the vicinity of [Redacted] checkpoint. Approached the 3/A element and picked up speed as it got closer. LN vehicle disregarded all signals to stop from the 3/A element. 1 X warning shot was fired and the LN vehicle did not stop. 3 X disabling shots were fired. 1 X LN sustained gunshot wounds to the right shoulder, neck, and left arm. LN was identified as KALIF SALIH. 1 X LN WIA was taken to CSH. LN vehicle struck the STRYKER sustained 1 X flat tire and damage to slat armor. No US CAS. NFTR.

8. Remarks:

9. Publicity:
Enclosure One to AR 15-6 Appointment Orders (SIR)

10. Command Reporting: TF 1-17 IN BN

11. POC: 1-17 BTL CPT, 522-2231

12. Downgrading Instructions:

13. Approved/Released By: [Redacted] BN XO
Mosul Weather: 02 APR 06 –

Sunday

High: 80 F, 26 C
Low: 50 F, 10 C
Sky: Showers
UV Index: 6, High
Sun Rise: 6:04 am
Sun Set: 6:23 pm

Today
4/5
First Quarter

4/13
Full

4/21
Last Quarter

4/27
New
A31 just came onto the road. The LN car speeding towards them drove around a car and two trucks. Physical hand/arm signals and verbal shouts were ignored. Three shots were fired by the truck before closing to the front, neck, chest and finally the shoulder. The LN, Kill Salih, was taken to the CSH on LSA Diamondback, then impact A31 on the left rear. The LN, Kill Salih, was taken to the CSH on LSA Diamondback.