9. STATEMENT (Continued)

This is very difficult to defend against without completely limiting access to that road.

Q: In your time working alongside B/3-187, would you say they use Human Hand tactics or have you ever seen them circumvent the ROE?
A: I have never seen any members of B/3-187 circumvent the ROE. The tactics that the soldiers have worked with employed are not excessively forceful.

Q: Do you have anything else to add?
A: I have nothing further to add.
**SWORN STATEMENT**

For use of this form, see AR 190-45; the proponent agency is PMO.

### PRIVACY ACT STATEMENT

**AUTHORITY:** Title 10 USC Section 301; Title 5 USC Section 2951; E.O. 9397 dated November 22, 1943

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

**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.

<table>
<thead>
<tr>
<th>1. LOCATION</th>
<th>2. DATE (VYYMMDD)</th>
<th>3. TIME</th>
<th>4. FILE NUMBER</th>
</tr>
</thead>
<tbody>
<tr>
<td>Patrol Base</td>
<td>20040402</td>
<td>1200</td>
<td>EX2</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>5. LAST NAME</th>
<th>FIRST NAME</th>
<th>MIDDLE NAME</th>
<th>6. ORGANIZATION OR ADDRESS</th>
</tr>
</thead>
<tbody>
<tr>
<td>EX2</td>
<td>EX2</td>
<td>EX2</td>
<td>EX2 Patrol Base</td>
</tr>
</tbody>
</table>

**EX2**

I, WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH:

That during the incident in question, the shooting of a vehicle with occupants at the intersection of EX2 and EX2 by coalition forces from observation post EX2, I was at Patrol Base EX2 in a meeting with the national police on EX2. I was informed of the incident by EX2. Since complete with the meeting, previous to this incident.

On the date/time, I recall a transmission on the ICOM radio from Menard Mansion to 2/17 cp that the Iraqi Police were unloading a sign, unknown location, near the intersection of EX2 and EX2. The last time I personally traveled the route was the Saturday prior to the incident. 27 May 2006, to attend an IC meeting at EX2. I do not recall seeing any signs at the intersection when traveling the route last Saturday. After the incident, I recommended using some sheets of plywood to make signs identifying the danger area. I enlisted the help of EX2, our interpreters, to spray paint a warning in Arabic on the sheets of plywood. The national police assisted the coalition platoon in emplacing the signs after the incident.

Q: So you personally emplaced a sign at the intersection previous to the incident?

A: No

Q: Who emplaced the sign that your interpreter put up and when?

A: The coalition platoon, 2/17/06, and the national police from 2/17/06, 3/17/06.

I have not seen the exact locations of the signs.

Q: Why is EX2 so important to the OIF and PBS in Samarra?

A: To allow the coalition freedom of movement along the high security road in Samarra for extraction and logistic resources. Along the route, the OIF and Coalition have experienced many attacks including IEDs, rockets, and small arms fire still making it difficult to transverse the route.

---

**ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT OF _____ TAKEN AT _____ DATED _____"

**THE BOTTOM OF EACH ADDITIONAL PAGE MUST BE INDICATED.**

DA FORM 2823, DEC 1998

DA FORM 2823, JUL 72, IS OBSOLETE
Q: What is your current position and how long have you been at P2?
A: I am the Team Chief for 3rd BN, 5th BDE National Police Special Police Transition Team. My team and I deployed to Patrol Base Uwaibi, Samarra from Baghdad on 25 March 2006.

Q: Is there anything else you would like to add?
A: No

N O T I N G  F O L O W S - C L

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 HOPES OF REWARD, WITHOUT THREAT OF PUNISHMENT, AND WITHOUT COERCION, UNLAWFUL INFLUENCE, OR PROMISE OF RELIEF.

WITNESSES:

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

(Signature of Person Administering Oath)

(Typed Name of Person Administering Oath)

ORGANIZATION OR ADDRESS

15-6 INVESTIGATING OFFICE

(Authority To Administer Oaths)

INITIALS OF PERSON MAKING STATEMENT

PAGE 2 OF 2 PAGES
Exhibit 29

SWORN STATEMENT
For use of this form, see AR 190-45; the proponent agency is ODCGOPS

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.

1. LOCATION [Redacted] EX 2
2. DATE (YYYY/-MM/DD) 2006/06/02
3. TIME 2035
4. FILE NUMBER

5. LAST NAME, FIRST NAME, MIDDLE NAME [Redacted]
6. SSN [Redacted]
7. GRADE/STATUS [Redacted]

6. ORGANIZATION OR ADDRESS 3-3 SPTT (NP)

9. [Redacted]

I, [Redacted], WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH:

At the time of the incident I and the rest of the team were on the way into PB [Redacted]. We had been in Baghdad taking care of
TTIF funds. We left for Baghdad at 1015hrs on 27 May 06 from PB [Redacted]. Around 1500hrs on 30 May 06 our team pulled into
PB [Redacted] to drop off two SPTT team members from 3-3 SPTT who had went to Baghdad with us. I heard most of the radio traffic
traffic that came after the incident occurred while we were on PB Olson refueling. I did not know what happened completely until
we returned back to PB [Redacted].

Our team has been located in Samarra since 26 Mar 06, since that time I can not say if there were or if there were not signs located
located on [Redacted]. I can not remember. We do not usually travel on [Redacted] (East and West) through that intersection. For the
most part if we are traveling North on [Redacted] we are on our way out of the city of Samarra or heading over to the Green Zone.
When traveling from objective to objective we try to stay off the MSR's as much as possible.

X EX 4

//\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\n
10. EXHIBIT
11. INITIALS OF PERSON MAKING STATEMENT [Redacted]
12. PAGE 1 OF 2 PAGES

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 DA FORM 2823, JUL 72, IS OBSOLETE

USAPA V1.09

13079
STATEMENT OF [Name redacted] TAKEN AT [Location redacted] DATED 02/30/06

9. STATEMENT (Continued)

AFFIDAVIT

I, [Name redacted], having read or had read to me this statement which begins on page 1 and ends on page 1, 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:

[Signature of Person Administering Oath]

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 2nd day of June 2006 at [Time]

[Signature of Person Administering Oath]

[Typed Name of Person Administering Oath]

15-6 Investigating Office

(Authority To Administer Oaths)

INITIALS OF PERSON MAKING STATEMENT [LF]

PAGE 2 OF 2 PAGES
Exhibit 30

SWORN STATEMENT
For use of this form, see AFD 190-46; the proponent agency is GCSO/HIS.

PRIVACY ACT STATEMENT

AUTHORITY: Title 10 USC Section 301; Title 5 USC Section 552a; E.O. 8597 dated November 22, 1943; ISAA.

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

NOTICEUSES: Your social security number is issued as an additional/alternate means of identification to facilitate filing and retrieval.

DISCLOSURE: Disclosure of your social security number is voluntary.

<table>
<thead>
<tr>
<th>1. LOCATION</th>
<th>EX2</th>
<th>2. DATE (DD/MM/YY)</th>
<th>3. TIME</th>
<th>4. PHONE NUMBER</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td></td>
<td>2006-06-02</td>
<td>23:44</td>
<td></td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>5. LAST NAME, FIRST NAME, MIDDLE NAME</th>
<th>6. SSN</th>
<th>7. GRADE/STATUS</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>8. WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH:</th>
</tr>
</thead>
</table>

At 14:45 on 30 May 06 I was on guard at the GCSO Location. A white four door hatch back was traveling west down the rear of the car. I fired one disabling shot into the rear of the car. The car kept going and jumped over the rocks that the 1/2s put down as a supplement shot into the rear of the car. The car still went north on to the barriers. I fired another disabling shot into the back window of the car. The car followed it rounded that leads to the hospital.

Q: How long have you been pulling guard at OP?

<table>
<thead>
<tr>
<th>10. EXHIBIT</th>
<th>11. NAME OF PERSON MAKING STATEMENT</th>
<th>PAGE 1 OF 4 PAGES</th>
</tr>
</thead>
<tbody>
<tr>
<td>EX2</td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

ADDITIONAL PAGES MUST CONTAIN THE HEADING STATEMENT MADE AT DATE TAKEN AT DATE.

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

DA FORM 2823, DEC 1998

13081
STATEMENT OF ___________________________ 
TAKEN AT PB _______ DATED 2 June 06

S. STATEMENT (Continued)

Q: Do you remember signs posted around the intersection to the North of the floating road to Coalition Forces only?
A: Yes, I remember a sign on before the incident on 30 May 06.

Q: Where was the sign? As I remember the MOI putting out a sign before the incident.

Q: Who ordered or authorized you to use deadly force against vehicles attempting to use the road? As it was put out by my chain of command.

Q: Why were you supposed to keep cars from traveling on this road, what danger did they pose you or Coalition Forces? As I thought the car could have been a threat to OP or could have been trying to emplace an IED. Before the area was closed down completely to all traffic a week before the incident, there was a threat of IEDs emplaced in one week. We have found intel of cars dropping IEDs out of the car windows and dropping IEDs through holes cut in the floors of cars.

Q: Are VBIEDs a threat in this area? A: Yes, they have attacked the MOI since I have been in Samarra. I have had Bolo lists put out to me on VBIEDs. Before I got to PB Ummay there was a complex VBIED attack on the Farah base.

Q: Could you tell how many people were in the car?
A: No, it all happened too fast.

Q: Describe what the car did after your first shot and each successive shot.
STATEMENT OF [REDACTED] TAKEN AT PB DATED 2 June 2006

E. STATEMENT (Continued)

A: I fired one disabling shot into the rear of the car trying to get the to stop and turn around. The car sped up and jumped the barriers on rocks that the IPs put down. I fired another disabling shot trying to get the car to stop and turn around. The car kept moving north on the road at a faster speed. I fired two more aimed shots into the back window of the car and the car speeded up and followed north to the road that leads to the hospital.

Q: Do you worry for your safety when pulling guard at the OP? Yes, there have been multiple small arms and RPG attacks on the OP. There has also been a grenade attack on the OP.

Q: Where were you within the OP and with what weapon did you engage the car?

A: I was at the north east corner on the top roof of the OP. I fired three shots with a MP5 machine.

Q: Why is the security of the road worth using deadly force and why did you close the road? As the only secure route in and out of the city. Coalition Forces travel the road all day long. It is used for a safe supply and medical route in and out of the city. If Coalition Forces weren't present there, the PAF would target convoys all the time, primarily when IED attacks occur.
STATEMENT OF

TAKEN AT 98

DATED 2 June 06

STATEMENT (Continued)

AFFIDAVIT

I HAVE READ OR HAVE HAD READ TO ME THIS STATEMENT WHICH BEGINS ON PAGE 1, AND ENDS ON PAGE 4, 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.

(Witnesses)

ORGANIZATION OR ADDRESS

ORGANIZATION OR ADDRESS

INITIALS OF PERSON MAKING STATEMENT

PAGE 4 OF 4 PAGES

PAGE 3, DA FORM 2823, DEC 1998

13084
<table>
<thead>
<tr>
<th>11171CAPRO6</th>
<th>COMPLEX ATK</th>
</tr>
</thead>
<tbody>
<tr>
<td>13085</td>
<td></td>
</tr>
</tbody>
</table>

Discovered in several locations: CLOSED.

and 3x projectiles in the rear of the truck. For a total of 5x projectiles that detonated. In AF Hamil(e) were
N1098 LTMY received minor damage resulting in 2x fuel leaks. ED reported 2x projectiles in the front cab
the small arms fire and discovered approximately 70-100 expended 6x39mm shells and links. In
truck, the SWIBED continued movement until detected approximately 30 feet from COP. 2x US VLA
SWIBED entered the perimeter quickly COP. COP identified the SWIBED and engaged the while pick-up
same time that opened south of COP. The element received no contact and the event was occurring, the
left south of Samarria, just west of COP. Identified south of COP. Received small
IED (SWIBED) detected began the COP. COP with counter ordnance SD-DH, AD the province of
(11171CAPRO6. A suicide vehicle Bome
<table>
<thead>
<tr>
<th>Event Type</th>
<th>Time/Date</th>
<th>Notes</th>
</tr>
</thead>
<tbody>
<tr>
<td>SAF</td>
<td>1500 12/26/2005</td>
<td>came from west graveyard</td>
</tr>
<tr>
<td>SAF</td>
<td>2135 12/29/2005</td>
<td></td>
</tr>
<tr>
<td>&quot;Grenade&quot;</td>
<td>3 Jan</td>
<td>FROM WEST OR</td>
</tr>
<tr>
<td>Molotov Cocktail</td>
<td></td>
<td></td>
</tr>
<tr>
<td>SAF</td>
<td>1349 15 Jan</td>
<td>4 p.m. man dressed with Aks took off south down 30th</td>
</tr>
<tr>
<td></td>
<td></td>
<td>thrown from the west side of the building hit fence on lower roof and exploded in alleyway</td>
</tr>
<tr>
<td>Grenade</td>
<td>0845 24 Jan</td>
<td>from west north west</td>
</tr>
<tr>
<td></td>
<td></td>
<td>thrown from a vehicle</td>
</tr>
<tr>
<td>Grenade</td>
<td>1504 26 Jan</td>
<td></td>
</tr>
<tr>
<td>RPG</td>
<td>0800 29 Jan</td>
<td></td>
</tr>
<tr>
<td>RPG</td>
<td>0820 29 Jan</td>
<td></td>
</tr>
<tr>
<td>IED (Det)</td>
<td>1402 29 Jan</td>
<td></td>
</tr>
<tr>
<td>grenade</td>
<td>1441 27 Jan</td>
<td></td>
</tr>
<tr>
<td>SAF</td>
<td>2011 10 Feb</td>
<td></td>
</tr>
<tr>
<td></td>
<td></td>
<td>filling from the west down the street, some place the RPG was fired from</td>
</tr>
<tr>
<td>RPG</td>
<td>1105 20 Feb</td>
<td></td>
</tr>
<tr>
<td>IED (Det)</td>
<td>1004 20 Feb</td>
<td></td>
</tr>
<tr>
<td>SAF</td>
<td>1630 2/24/2006</td>
<td>G‌A‌E‌E‌M FROM VEHICLE FROM EAST</td>
</tr>
<tr>
<td>SAF</td>
<td>2-ME</td>
<td>FROM EAST</td>
</tr>
<tr>
<td>SAF</td>
<td>4-ME</td>
<td></td>
</tr>
<tr>
<td>SAF</td>
<td>6-ME</td>
<td></td>
</tr>
<tr>
<td>IED (Det)</td>
<td>Mar</td>
<td>Against 3rd</td>
</tr>
<tr>
<td>SAF</td>
<td>1540 Mar</td>
<td>Against 3rd</td>
</tr>
<tr>
<td>IED (Det)</td>
<td>Mar</td>
<td></td>
</tr>
<tr>
<td>SAF</td>
<td>16-ME</td>
<td></td>
</tr>
<tr>
<td>SAF</td>
<td>17-ME</td>
<td></td>
</tr>
<tr>
<td>RPG</td>
<td>20-ME</td>
<td></td>
</tr>
<tr>
<td>IED (Det)</td>
<td></td>
<td></td>
</tr>
<tr>
<td>SAF</td>
<td>22-ME</td>
<td></td>
</tr>
<tr>
<td>SAF</td>
<td>21-ME</td>
<td></td>
</tr>
<tr>
<td>SAF</td>
<td>1900 1APR</td>
<td>G‌A‌E‌E‌M FROM APT BUILDING FROM EAST</td>
</tr>
<tr>
<td>SAF</td>
<td>2100 4 APR</td>
<td></td>
</tr>
<tr>
<td>SAF</td>
<td>2044 6 APR</td>
<td></td>
</tr>
<tr>
<td>Mortar</td>
<td>1328 7 APR</td>
<td></td>
</tr>
<tr>
<td>SAF</td>
<td>2010 8 APR</td>
<td>BAZ 1100, just North of 30th St, 2nd one hits</td>
</tr>
<tr>
<td>SAF</td>
<td>2005 8 APR</td>
<td>the building</td>
</tr>
<tr>
<td>SAF</td>
<td>1813 10 APR</td>
<td>320 deg 250m</td>
</tr>
<tr>
<td>IED (Det)</td>
<td>1039 27 APR</td>
<td>SHOTS CAME FROM NE SIDI UNSURE IF IT WAS</td>
</tr>
<tr>
<td>IED (Det)</td>
<td>1542 30 APR</td>
<td>DIRECTED AT OP</td>
</tr>
<tr>
<td>IED (Det)</td>
<td>1759 4 MAY</td>
<td></td>
</tr>
<tr>
<td>IED (Det)</td>
<td>0830 5 May</td>
<td>Against Scouts NEAR</td>
</tr>
<tr>
<td>Rocket</td>
<td>1518 8 May</td>
<td>Against Charlie Company</td>
</tr>
<tr>
<td>IED Det</td>
<td>1516 10 May</td>
<td></td>
</tr>
<tr>
<td>IED Det</td>
<td>1540 10 May</td>
<td></td>
</tr>
<tr>
<td>Explosion</td>
<td>2135 22 May</td>
<td>THINK IT WAS A GRENADE</td>
</tr>
</tbody>
</table>
SWORN STATEMENT
For use of this form, see AR 190-46; theponent agency is PMG.

PRIVACY ACT STATEMENT
AUTHORITY: Title 10 USC Section 301; Title 5 USC Section 552a; E.O. 9307 dated November 22, 1943 (SSG).
PRINCIPAL PURPOSE: To provide commanders and law enforcement officials with means by which information may be accurately identified.
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
Patrol Base

2. DATE (YYYYMMDD)
03-18-17

3. TIME
13:50

4. FILE NUMBER

5. NAME / RANK / REG NUM / MIL / NAME

6. AFFIRMATION / DECLARATION

7. STATUS

8. WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH:

Q: What is your current job and how long have you been in Samarra?
A: I am the Platoon Leader for 3/18-17 at Patrol Base Gromni and I have been in Samarra for almost 6 months.

Q: Who directed that be guarded with deadly force authorized and why?
A: 3/17 Armor closed so they had a LOC for Patrol Base in early 2005.

Q: How many times have you driven by or to OP 1250
A: Between 150-200 times.

Q: Have you ever seen local Iraqis on
A: Yes, they would turn around and move back onto

Q: What caused them to turn around?
A: In the three to four times that it happened in the past, firing a disabling shot into the back of the vehicle would cause them to turn around.

Q: Why fire a warning or disabling shot? Why not just let them go?
A: There is another observation post about 200 meters north of the engagement area that is susceptible to UIDs that needs to be protected. Plus because my platoon is isolated from the rest of Bravo Company, if they react to any complex attack on Patrol Base, a secure route is necessary to CF in order to secure Route 2 of movement.

10. EXHIBIT

ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT OF..." AT _____ DATED _____

THE BOTTOM OF EACH ADDITIONAL PAGE MUST BE INDICATED.

DA FORM 2823, DEC 1998
DA FORM 2823, JUL 72, IS OBSOLETE
STATEMENT OF Ex 6 TAKEN AT Ex 2 DATED 03 JUNE 06

Q: When were the signs present in Exhibits 3 and 4 installed and why?
A: After the incident we had the interpreter make the wooden signs, and my Platoon posted three more signs (metal) in addition to what was already there. The signs to the east and west of the traffic circle had been there for months, warning of both the OP on the SW corner and that was for CF only. When we were told that it was civilians that were killed we pulled up the wire, barriers, and signs to prevent a similar incident in the future.

Q: Why did the storyboard have pictures of the new signs—the ones posted after the incident?
A: My instructions to my squad leader were to take pictures of the signs, however I wasn’t specific enough and he only took pictures of the signs that they were emplacing at the time, not what was already there prior to the incident.

Q: I understand that as recently as a month prior the left side of the other had been open to allow civilian traffic another access to the hospital, why did you close that road?
A: The enemy here in Samarra had developed the TTP of cutting holes in the floorboards of their vehicles in order to emplace IEDs on the Coalition side of the bridge as they crossed onto the civilian side to go to the hospital. We closed the one block of civilian traffic allowed on the right side of the traffic circle where the civilian traffic would pass over the Coalition side.

Q: When you closed that sector, what efforts did you undertake if any, to ensure civilian traffic would not use that road?
A: In addition to more jersey barriers, concertina wire, 55 gallon drums, and some large rocks we asked the IP and Commandos to let...
USE THIS PAGE IF NEEDED. IF THIS PAGE IS NOT NEEDED, PLEASE PROCEED TO FINAL PAGE OF THIS FORM.

STATEMENT OF  Ex2 TAKEN AT Ex2 DATED 03JUNE 06

9. STATEMENT (Continued)

the local populace knew that RTI was closed because IEDS were being emplaced in the area via a Mosque message and word of mouth. When it was reopened, civilian traffic was no longer allowed any access to as we had emplaced more signs and asked the IP and Commandos to spread that to the LNs as well.

Q: How many ops, besides mining are you responsible for and what is your daily Force Protection requirement for each including_pb? Ex2

At _is a _ man op responsible for overwatching meter (250 meters north of _). This also includes portions of due to RPG, CAF, and Grenade attacks carried out against the OP 17 times since December of 2005. At we have interlocking sectors of fire with to overwatch from their location to about meters south of . There are 5 roof top positions that provide security for the Patrol Base (to include overwatching _), an RTO and an SSG.

Q: Who put up the old signs and what purpose did they serve?
A: There were a number of signs that were there when we took over from 3/8 armor, and we put out a couple of signs when the LN's knew not to enter the and that the OP for violations of either direction.

Q: When I arrived on site, there were only the new signs placed by the entrance to Coalition road just North of the traffic circle, what happened to the old signs?
A: Up to the date of the incident there were a number of signs to the east and west of the traffic circle on the incident, there were between 20 and 30 IP vehicles that were on site near the old signs, and taking photos of the new signs.

INITIALS OF PERSON MAKING STATEMENT Ex2 PAGE 3 OF 5 PAGES

PAGE 2, DA FORM 2823, DEC 1998

USAPA KV-1.010

13091
<table>
<thead>
<tr>
<th>Question</th>
<th>Answer</th>
</tr>
</thead>
<tbody>
<tr>
<td>Q: Why were the IPs on scene?</td>
<td>A: To the best of my knowledge, to take pictures of the new signs, as they have never responded in that way before, whether it was a U.S. EOD, or when the commandos Commandos have had one.</td>
</tr>
<tr>
<td>Q: Why were they taking pictures of the new signs?</td>
<td>A: For a news article that was on the internet the next day.</td>
</tr>
<tr>
<td>Q: Did the article portray the incident as an accident, EOD, or Pro-coalition?</td>
<td>A: The article was anti-coalition as they portrayed Americans as murderers, that we intentionally kill innocent civilians on a daily basis. The article quoted me as saying “May God take vengeance on the Americans and those who brought them here.”</td>
</tr>
<tr>
<td>Q: So you are saying the IPs potentially used the incident to discredit Coalition forces?</td>
<td>A: Yes, the IP are involved in a number of attacks against my Platoon. The #3 HIT Beir Nuri is a former IP who worked at Samarra Hospital and threw grenades at myself and soldiers from B Co. on two different occasions. Also, there was an IED attack on them that is believed to have been carried out by these attacks and corruption within the IP leadership who are taking money to release AIF from the Samarra jail.</td>
</tr>
<tr>
<td>Q: How often does your Platoon make contact with AIF and what is the typical response?</td>
<td>A: The static positions (Patrol Bases, take indirect fire, RPGs, or SAF at least two to three times a week. When we are out on patrols, take SAF and RPGs if we are static for more than 10-15 minutes. The AIF utilize JEDs placed from the floor boards that have holes cut in them. I have personally been shot at, or had grenades...</td>
</tr>
</tbody>
</table>
9. STATEMENT (Continued)
thrown at me on eight different occasions since January of
this year. When we can we have returned fire of our
attacker, but most often because we are unable to identify
who it was we break contact and continue our mission.

Q: Do you think you have an EOP ROE problem within your platoon?
A: No. In all the attacks on CFs in the city and outlying areas
we have only fired our weapons systems about 15% of these attacks,
resulting in AIF either killed or captured with minimal to no damage
to civilians or civilian property.

Q: Do you have anything else to add?
A: As long as my Platoon is at PB which is still open because the
MNIG Commander has mandated that it remain open there must be a
secure route between the Coalition soldiers who occupy could be easily cut off from
reinforcement and attacked. The PB is in the very center of a city of
over 80,000 people and is occupied by less than half a rifle company.

Nothing Else Follows

---

AFFIDAVIT

I, [Redacted], have read or have had read to me this statement
which begins on page 1, and ends on page 5. 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:

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 3 day of June 2006

[Typed Name of Person Administering Oath]

ORGANIZATION OR ADDRESS

[Redacted] Investigating Officer

[Authority To Administer Oath]

ORGANIZATION OR ADDRESS

INITIALS OF PERSON MAKING STATEMENT

Ex 8b

PAGE 5 OF 5
SWORN STATEMENT
For use of this form, see AR 190-45; the proponent agency is PMG.

PRIVACY ACT STATEMENT

AUTHORITY:
Title 10 USC Section 301; Title 6 USC Section 2961; F.D.597 dated November 22, 1943 (SSN).

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

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

2. DATE (YYYYMMDD) 2003 06 03

3. TIME 1209

4. FILE NUMBER

5. LAST NAME, FIRST NAME, MIDDLE NAME

6. ORGANIZATION OR ADDRESS 8/3/02

7. GRADE/STATUS E-7

8. WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH:

Q: What is your current position and how long have you been in Service?
A: Platoon Sergeant and I've been here since 19DEC05

Q: Were there signs posted via OP warning Iraqis not to drive on prior to 30 May 06 and if so, where were they?
A: Yes There were signs posted to the west and East before you get to the traffic circle. And I want to say there was one posted facing South on.

Q: Why did you put up the new signs after the incident?
A: We wanted to add more signs to ensure that there was no doubt to not travel on. I had the Inter write on a big blue board because it was the Biggest thing I had on that they couldn't say they couldn't see.

Q: Who placed the original signs marking 3rd/CoA boundary as Coalition use only?
A: The Signs were placed in by the IP's, not these are the ones that we placing East + West on. I'm not sure if Coalition forces placed the sign that faced South on the.

Q: Who authorized force up to and including deadly force to keep the line off or

It has been that way since we took over the Patrol Base for 3ID in December. The RQS hasn't changed.

10. EXHIBIT

11. INITIALS OF PERSON MAKING STATEMENT

PAGE 1 OF 3 PAGES

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

THE BOTTOM OF EACH ADDITIONAL PAGE MUST BE INDICATED.
**Exhibit 33**

---

**SWORN STATEMENT**

For use of this form, see AR 190-45; the proponent agency is PMA.

**PRIVACY ACT STATEMENT**

AUTHORITY: Title 10 USC Section 301; Title 5 USC Section 2901; E.O. 9287 dated November 23, 1943 (55 FR).

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

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.

<table>
<thead>
<tr>
<th>1. LOCATION</th>
<th>2. DATE (YMMDD)</th>
<th>3. TIME</th>
<th>4. FILE NUMBER</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>5. LAST NAME, FIRST NAME, MIDDLE NAME</th>
<th>7. GRADE/STATUS</th>
</tr>
</thead>
<tbody>
<tr>
<td>Ex</td>
<td>02/1998</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>6. ORGANIZATION OR ADDRESS</th>
<th>9. WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH:</th>
</tr>
</thead>
<tbody>
<tr>
<td>B/3-107 1W</td>
<td></td>
</tr>
</tbody>
</table>

**Q:** Did you write Exhibit 5 and if so have you reviewed it to confirm you wrote it and is it true to the best of your knowledge?

**A:** Yes I wrote it & swear to it.

**Q:** Has there always been signs present marking the old 30 mph traffic only? Yes there were signs at [redacted] at the end of the old 30 mph. These signs have occasionally been replaced with new signs as the old ones become worn or unreadable.

**Q:** Were there signs in place on 30 mph?

**A:** Sign have always been in place, I did not personally ride out to the intersection in the 30 and look for signs so I cannot say yes or no.

**Q:** When were you made aware that the signs in your company story are 30 mph for the 30 mph incident?

**A:** On 12/06 when the BoN 53 told me about it.

**Q:** How often do you inspect the OBs or do you delegate that to someone else and who?

**A:** I go out to the OBs once a month the last time I was out was weeks before the incident we, my crew and I dug the jersey barriers from the west side of the road and put them back to the middle of the road. The signs were there that night because we almost hit one. Nothing followed.

---

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

DA FORM 2823, JUL 72, IS OBSOLETE

13095
SWORN STATEMENT

For use of this form, see AR 190-15; the cognizant agency is CDCSOPS

LOCATION  
LAST NAME, FIRST NAME, MIDDLE NAME  
ORGANIZATION OR ADDRESS  

DATE  
TIME  
SOCIAL SECURITY NUMBER  

FILE NUMBER  
GRADE/STATUS  

I WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH:

Treanor Question: In reference to the signs vicinity [redacted] how many times have you been involved in placing new signs? When? Where did you place the signs in relation to the traffic circle?

I was never involved in placing signs in the vicinity of [redacted].

Treanor Question: Have you ever seen any ISF forces add, move or remove signs? Specify added, moved or removed and when.

I have never seen ISF forces move or remove any signs in the vicinity of [redacted].

Treanor Question: Where you at [redacted] OP on 30 May 06 after the incident? If so who moved the old signs that were present, if they were present?

I was not present at [redacted] on 30 May 06.

Treanor Question: Where you at [redacted] OP on 30 May 06 and if so where you involved in placing the new signs? If you did help or observe the efforts, what happened to the old signs?

I was not present at [redacted] on 30 May 06.
STATEMENT (continued)

Treasurer Question: Is there anything else in reference to the site or the incident that you would like to add for clarification? In the past month there have been multiple IED attacks in the vicinity of Ex 2. I was aware of my platoon being hit by an IED two weeks leading up to the incident. Nothing follows. Ex 6

AFFIDAVIT

I HAVE READ OR HAVE HAD READ TO ME THIS STATEMENT WHICH BEGINS ON PAGE 1 AND ENDS ON PAGE 2. 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.

Ex 6

WITNESSES:

(Ex 6)

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 5th day of June, 2006, at

ORGANIZATION OR ADDRESS

INITIALS OF PERSON MAKING STATEMENT

Page 1 of 2 pages
SWORN STATEMENT

For use of this form, see AR 195-45; the proponent agency is ODCSOPS

LOCATION

LAST NAME, FIRST NAME, MIDDLE NAME

DATE

TIME

FILE NUMBER

GRADE/STATUS

SOCIAL SECURITY NUMBER

ORGANIZATION OR ADDRESS

2nd PH Bro 3-187th IAF Regt.

I WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH:

Treanor Question: In reference to the signs vicinety how many times have you been involved in placing new signs? When? Where did you place the signs in relation to the traffic circle?

I was never involved in placing signs around or near

Treanor Question: Have you ever seen any ISF forces add, move or remove signs? Specify added, moved or removed and when.

I have never seen ISF forces add, move, or remove signs around or near

Treanor Question: Where you at Meyers Mansion OP on 30 May 06 after the incident? If so who moved the old signs that were present, if they were present?

I was not at OP on 30 May 2006

Treanor Question: Where you at Meyers Mansion OP on 30 May 06 and if so where you involved in placing the new signs? If you did help or observe the efforts, what happened to the old signs?

I was not at OP on 30 May 2006
STATEMENT (Continued)

Treasnor Question: Is there anything else in reference to the signs or the incident that you would like to add for clarification?

In the past month there have been multiple IED attacks in and around the traffic circle that is ever watched by while gunning one of our trucks my truck was hit by an IED attack. After the attack the road was blocked off for approximately two weeks leading up to the incident.

After the IED attack, jersey barriers were placed in the road to prevent civilian traffic from entering coalition lane.

Nothing else follows.

8 June 2006

AFFIDAVIT

I, PFC, HAVE READ OR HAVE HAD READ TO ME THIS STATEMENT WHICH BEGINS ON PAGE 1 AND ENDS ON PAGE 2. I FULLY UNDERSTAND THE CONTENTS OF THE ENTIRE STATEMENT MADE BY ME. THE STATEMENT IS TRUE. I HAVE INITIATED ALL CORRECTIONS AND HAVE INITIATED 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.

WITNESSES:

8 June 2006

ORGANIZATION OR ADDRESS

INITIALS OF PERSON MAKING STATEMENT
SWORN STATEMENT

For use of this form, see AR 190-49, the appointing agency is ODCEOPS

LOCATION

EX6

DATE

TIME

FILE NUMBER

LAST NAME FIRST NAME MIDDLE NAME

SOCIAL SECURITY NUMBER

EX2

GRADE/STATUS

EX6

ORGANIZATION OR ADDRESS

2nd Bn, B Co., 3-197th Inf Regt

I WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH:

Treasurer Question: In reference to the signs vicinity_________ how many times have you been involved in placing new signs? When? Where did you place the signs in relation to the traffic circle?

I was involved in replacing new signs in the traffic circle area at 999999. Two were put up to replace the old ones east & west of Rt. and one in the middle of the road. Were the old signs still in.

Treasurer Question: Have you ever seen any ISF forces add, move or remove signs? Specify added, moved or removed and when.

No.

Treasurer Question: Where you at ________on 30 May 06 after the incident? If so who moved the old signs that were present, if they were present? I was there on 30 May 06. After the incident don't know who removed the signs but the barries where was still their blocking off the north bound road that turns off of.

Treasurer Question: Where you at ________on 30 May 06 and if so where you involved in placing the new signs? If you did help or observe the efforts, what happened to the old signs?

I was not there at the time of the incident.

EX6

EX2

EX2

EX6

EX6

EX6

EX6