Q: Please describe the events of the night of the 15th.
A: 300 meters from the house. Still a ways to go to the house. Three Soldiers ahead of me, I am the fourth. Big house, though still being built. No wall or front door. Just a second door. No electricity in this area. It was very dark. We came to this location, the position. They want me to go ahead of them. The woman heard something on the ground when we walked on it, wood or something. She starts screaming, strange, too loud. She with her husband, the kids, everyone is screaming. Maybe they think we are thieves because it is very dark and they only have a small oil lamp inside the house. She starts screaming and I hear her say, "Where's the AK? Bring the AK!" I told my sergeant they are looking for the AK. Then I hear someone charge the AK. I don’t see anyone because it’s dark. The whole house is dark. I heard them charge the AK. After that, after maybe five seconds, I heard a shot. Four bullets. At that time, we all got down because we were [being fired on]. After that I heard the guy say we’ll go back to the bradley. We will go and secret [hide] ourselves between the [center. There’s a big madi on the floor]. And we came back we stay two block from the house. No vehicle close for miles. They tried to call, but no contact with the Bradley. Somebody watched the door. We locked the door behind us when we go inside the house. Someone go outside stairs to make contact with the Bradley. After the shooting I heard my guys, they said mission is cancelled. Too much noise.

Q: When did the woman screaming actually start? Had anyone attempted to enter the building?
A: After the first three soldiers were inside the garage. I think the woman heard something [on the ground] and tried to look. After that I heard the screaming. When I got close, I see her screaming inside the house, but she can’t see anything because it is dark outside.

Q: Did you say anything?
A: After she starts screaming my sergeant tells me, “Hey, knock the door. Tell her we are coalition forces.” So, I knock the door on my hand and I said, “We are Coalition Forces. We are American. Open the door,” in Arabic language. But because she is screaming, the guy is screaming too, all the kids are screaming, nobody heard what I’ve said. And I saw the [knock]. After the shot the fire I stood next the door. [WE want to know why are they shooting from us. I’m sure they don’t know we are soldiers. They think we are thief or something because it was very dark and nobody’s hearing me outside. Because nobody’s stupid to fire on the soldiers. You know how many rifle they have.

Q: Was a door attempted to be opened after the woman started screaming?
A: No door. Nobody opened the door. If they open we go inside. And we stop the guy with the AK maybe.

Q: Did you see the gentleman with the AK?
A: No, I just heard the woman. She said, “Hey, bring the AK,” and then I heard it charged and then I heard the shot.

Q: Could you tell whether or not the shots were fired from American Forces or from the gentleman in the house? Could you tell who fired?
A: You know, I knocked the door before they tried to shoot, but the woman inside, with the guys was screaming loud. They don’t heard me because I knocked before the shooting. After that I heard the shooting. I still knock and I said, “We are American. Open the door.” But nobody listened to me. All the kid, all the boys screaming. The scared, you know, it’s dark.

Q: Did you see anyone get hurt in the house?
A: No because I’m [closed] from the door. We go back. Somebody watch the road. And we go back to another two block behind. We don’t see anybody hurt. Maybe they shoot together, I don’t know.

Q: Was there any lighting out on the street?
A: Everything is dark. Nobody move because it is 1:30. Nobody move in this area. All I see is one lamp, one small light in the house.

End of interview

Transcribed by [redacted], Paralegal NCO
**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

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.

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**WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH:**

On 17 January 2006, I was informed by [redacted] and [redacted] that they had interviewed a local Iraqi national who claimed Americans had killed his mother and father. The man claimed Americans has first shot his mother and then shot his father. The man ran out the rear of his house and ran to his uncle’s house. He ran out his uncle’s house and kept running outside. When he ran outside he could still see Americans gathered in the vicinity of his house. During the interview [redacted] and [redacted] further questioned the man on his claims that Americans killed his parents because of the similarity of the man to Mahdi Militia. The man claimed the men were dressed in all black and [redacted] believed he was talking about Mahdi Militia due to the fact they had recently been in the same neighborhood. While in the neighborhood they personally viewed Mahdi Militia members actively patrolling the neighborhoods in the same vicinity of the incident. After further interviewing the man they came to the conclusion the incident was a result of Mahdi Militia members.

[Redacted] asked me to check the Significant Activity Report for the evening we suspected the incident occurred and I was not able to find an event that matched what the Iraqi national was describing. Because [redacted] and [redacted] believed the incident to be related to Mahdi Militia we published a Draft Intelligence Information Report. After the report was published I was contacted by [redacted] from 3/67 and asked to pull the report as this was related to an incident involving US forces. There was a coincidence but some of the information did not match up as to what [redacted], [redacted] and I were told. We were reporting that a man and a woman were killed and the report from 3/67 stated only one man was killed. [Redacted] then called me to explain that it was indeed the same incident that [redacted] and I had reported.

On 21 January 2006, Specialist [redacted] and I interviewed the same Iraqi national again to verify the incident and if indeed his mother had been killed. We questioned him as to what had occurred on the evening of the incident. He claimed approximately between 0100 hours and 0200 hours his mother awoke screaming “thieves, thieves, thieves.” The man ran into his parent’s room and he claimed that even before he entered the room he heard a gunshot. He claimed that his parents kept a kerosene lamp burning at night in their room and when his mother was shot she dropped the kerosene lamp. She stumbled to the doorway and their collapsed. The man claimed his father jumped up and immediately ran to the window to see what happened. He claimed as his father arrived at the window he was shot twice. He was able to see two men outside the window. He claimed one man was dressed in black and the other man had on some sort of helmet. He heard his father praying and then he ran out the back of his house. His house is connected to his uncle’s house and he continued running outside. He claimed when he exited his uncle’s house he could still see Americans in the vicinity of his house. He claimed he also saw an American tank. I asked the man if his father owned any weapons. He explained that his father had an AK-47 but he said he did not think the weapon even worked. I asked him where the weapon was kept in the house and he said it was kept near the front door. I clarified with him where exactly the weapon was when the incident occurred. I asked if his father had the weapon the night of the incident. He said that he did not have the weapon when he went to the window. He stated the weapon was still located near the front door when the incident occurred. The man could provide no further information concerning the incident. I have nothing further to add to this statement.

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ADDITIONAL PAGES MUST CONTAIN THE HEADING “STATEMENT” TAKEN AT DATED

THE BOTTOM OF EACH ADDITIONAL PAGE MUST BE INDICATED.

DA FORM 2823, DEC 1998

DA FORM 2823, VOL. 1, IS OBSOLETE UNLESS OTHERWISE NOTED.
**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 2851; E.O. 9397 dated November 22, 1943 (SSN).

**PRINCIPAL**
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**WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH:**

ON 17 JANUARY 2006 AN IRAQI LOCAL NATIONAL (LN) CAME TO FORWARD OPERATING BASE (FOB) LOYALTY. THE LN WANTED TO SPEAK WITH ANYONE HE COULD MAKE A MONEY CLAIM WITH. CPL MATTHIEU MURDOCK AND I WENT TO TALK TO THE LN. THE LN CAME WITH TWO OTHER MEN. WHEN THE MEET BEGAN, ALL THREE MEN WERE PRESENT IN THE ROOM. ONCE THE REASON THE LN WAS AT FOB LOYALTY BECAME CLEAR, THE TWO OTHER MEN WERE TOLD TO LEAVE THE ROOM.


**[Redacted]** PUBLISHED A DIA OR THE INCIDENT. IN THE REPORT, **[Redacted]** STATED THAT THE LIKELY SHOOTERS WERE JAYSH AL-MAHDI. THE REPORT WAS PUBLISHED. THE REPORT WAS THEN PULLED FROM THE REPORT'S PORTAL AND **[Redacted]** AND I WERE TOLD IT WAS PULLED BECAUSE AMERICANS MAY HAVE BEEN INVOLVED IN THE SHOOTING.

ON 21 JANUARY 2006, THE LN RETURNED TO FOB LOYALTY. HE TOLD ME THAT HE COULD NOT GET THE MEDICAL RECORDS FROM THE HOSPITAL YET. HE MET WITH HIM AGAIN WITH A MEDICAL RECORDS. I TOLD THE LN THAT THE NEEDED TO GO OVER THE STORY AGAIN TO GET AS MUCH DETAIL AS POSSIBLE.


10. EXHIBIT L

11. INITIALS OF PERSON MAKING STATEMENT
STATEMENT (Continued)


ASKED THE LN IF HIS FATHER HAD ANY WEAPONS IN THE HOUSE. THE LN SAID HIS FATHER HAD ONE AK-47 THAT HE KEPT IN A DIFFERENT ROOM. THE LN SAID HIS FATHER NEVER USED IT AND THAT THE WEAPON DOES NOT WORK. HE SAID THAT HIS FATHER DID NOT HAVE THE GUN OR A LANTERN THE NIGHT HE WAS SHOT.

AFFIDAVIT

I, [Redacted], declare and state that I reside at [Redacted], that I am 15 years of age, and that I am in the State of [Redacted].

I declare and state that I have read or have had read to me this statement which begins on page 1 and ends on page 3, and 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:

[Redacted]

Subscribed and sworn to before me, a person authorized by law to administer oaths, this day of __________, 20__ at __________.

(Signature of Person Administering Oath)

ORGANIZATION OR ADDRESS

[Redacted]

(Typed Name of Person Administering Oath)

(Authority To Administer Oaths)

INITIALS OF PERSON MAKING STATEMENT

15318

PAGE 3 OF 3 PAGES