ON 17 APR 03 AT ABOUT 2200 A CAR PULL WALKED UP SIDE OF ROAD. I SAW A CAR WHEN A WHITE CRUISE SHOOTING CALLS AND MYSELF WE'RE SHOOTING SLOPES AT THE CAR SIGNALING TO STOP. THE CAR DID NOT SLOW TO A STOP, I OPENED THE WHEEL AND THE CAR CAME TO A STOP, THE DRIVER WAS HIT, THEY PULLED THE OTHER TWOguys out and put them on the ground AND STARTED FIRST AID ON THE DRIVER.
Q. What is your position in the plot?
A. Driver.

Q. After you stopped how many cars stepped on the curb?
A. More than half.

Q. Did you stop the car to stop?
A. Yes.
STATEMENT OF

TAKEN AT

DATED 31 Apr 05

STATEMENT (Continued)

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 INDUCTION.

(Signature of Person Making Statement)

WITNESSES:

SUBSCRIBED AND SWEAR TO BEFORE ME, A PERSON AUTHORIZED BY LAW TO ADMINISTER OATHS, THIS 21 DAY OF APR 05 AT

(Signature of Person Administering Oath)

[Typed Name of Person Administering Oath]

[Authority To Administer Oaths]

ORGANIZATION OR ADDRESS

PAGE 2 OF 2 PAGES
SWORN STATEMENT

LOCATION
Bidg 05-A, Pk71P, Cmp A, Iraq

DATE 23APR05
TIME 2100
FILE NUMBER

LAST NAME, FIRST NAME, MIDDLE NAME

SOCIAL SECURITY NUMBER

GRADE/STATUS
03/RA

ORGANIZATION OR ADDRESS
C Troop, 1/11 ACR, Camp APQ/AF 0037B

1. Lloyd W. Brown

WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH:

Q: Did you talk to the father? If so, what was the content of the discussion?

A: Yes. I spoke with Mr. on 18MAR05 at the Hospital with Maj (Commander, C Co, 501st IA BN). While I spoke with Mr., we also spoke with and were also present for the conversation. Mr. asked me why I had shot at his son and accused me. I replied that one shot was aimed at his son's vehicle and showed him pictures. Mr. then said his son was unable to see the check point. I informed him that his son had bypassed the check point, and intentionally sped towards the check point ignoring our Q-Beam/ Surface flashes, warning shots and verbal warnings. Initially did not believe the statement or course of events as I described them. Mr. and Mr. then both interjected into the conversation and explained to Mr. that they and his son had seen the warning flashes and understood it was a combat check point. Also, they had warned their friend to stop and he refused to do so. Mr. then thanked us for coming enough to check on the welfare of his son. Mr. also thanked us for trying to save his son's life.

2. Q: Why did you use 2LT and SPC as platoon leader and platoon sergeant on the night of the incident?

A: 2LT and SPC (3rd PLT leadership) had a mandatory meeting with LTC (Squadron Commander, TF 1/11) at 1200 18MAR05. C Troop is required to maintain our platoons worth of combat power in assigned zones 24hrs/day. 2nd Platoon was the last patrol from 18MAR05 to 19MAR05. Patrols are authorized to come in for relief maintenance emergency, and "Combat Call" if specified by myself or myself. I had already informed the SP of the patrol it would have to use all my zones without any prearranged reassociation or block. 2nd Platoon had already been on patrol for 12hrs and were fatigued from the patrolling. I did not see the need to take a unnecessary risk. 2LT is templated to take leadership of 2nd PLT. C Troop in June 2005. SPC is the next eligible PSG to take all platoon PSG positions in 1/11 ACR. Prior to the mission 2LT had already been on approximately 10 different rotations and patrols in zone both with and with another platoon leader. SPC had conducted approximately 5 additional patrols in zone prior to this incident. It is an implied task that I train these two leaders in the event they need to assume the duties of platoon leader or platoon sergeant. I saw no risk in sending them as the platoon leadership on the mission. The intent was to change over leadership when 3rd Platoon came in for relief at approximately 1820 05, this change over was executed.
we went to the hospital to make sure that the guy is ok and we went with his father and we told him about what happened and we told him that the soldiers the other day by his son and we told him about the soldiers tried to stop him but he kept driving and didn't want to stop and we showed him the pictures also and we told him we showed the car first cause we thought that will make him stop but he didn't stop and also his friends who were with him at that day said they tried to make him stop but he refused to stop and they said it was his fault and after we explained every thing to his father he said thank you and we left after we talked to the doctor to make sure he was ok.

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Medical City Teaching Hospitals
Baghdad

Patient:
Age:
Sex:
Floor:
Doctor/Unit:
Record No.:

Date of Admission:

Diagnosis

Nursing care and any abnormal signs and symptoms are to be recorded
Irrelevant information should not be entered

Date

Notes

Patient Name: [Redacted]
Age: 25 years
Sex: M

The patient received in the Casualty referred from hospital with bullet injury to the back with char-
tuter in the left side of the chest. Hematemesis and acute diarrhea

The patient was in shock, undetectable
pulse and blood pressure, Pericardia
ve Suction I.V. IV. and press
blood and transfer him to the theater

Hypoxemia, with mittle inbreath

Huge hemoperitoneum with active bleeding
from the right part of the upper
abdomen. The process was involved
and the lesser curve of the stomach

Huge bleeding to the peritoneal
wall and large hemorrhage in the splenic
hilum and left renal hemorrhage not

expanding

Ligation of the R. gastric artery and
control of the bleeding of the pancreas
but the area still has the past

and small emissary dilating area

16029
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DEPARTMENT OF THE ARMY
CHARLIE TROOP, 1ST SQUADRON, 11TH ARMORED CAVALRY REGIMENT
CAMP HUMA, APO AE 09129

AF 9-ACA-C

18 April 2005

MEMORANDUM FOR RECORD

SUBJECT: Commander's Inquiry into shooting of local national (unnamed)

1. CPT [REDACTED], [REDACTED], have conducted a commander's inquiry into the circumstances surrounding the shooting of [REDACTED].

2. The incident was first reported by 2LT [REDACTED] C Troop, on or about 172224 Apr 05 over FM. 2LT [REDACTED] was executing a "Stop Traffic Control Point" on RTE [REDACTED]. at approximately 172224 Apr 05. Three minutes into the search of a suspect vehicle, a white Volkswagen Passat (licensed Baghdad) driven by [REDACTED] bypassed stopped traffic 100 meters away and started to speed towards the vehicle was traveling approximately 40 mph. SPG [REDACTED] (gunner for C34) immediately used his "Q-Beam" to strobe the vehicle and verbally warned it to stop. Simultaneously, CPL [REDACTED] (driver for C33) and CPL [REDACTED] (platoon medic on C34) used their Surefire Lights to strobe the oncoming vehicle and warn it to stop. At approximately 50 meters a single warning shot was fired into the ground by CPL [REDACTED]. At 15 meters CPL [REDACTED] CPL [REDACTED] and SFC [REDACTED] all fired one shot into the white Passat simultaneously. The first bullet entered the grill, the second bullet entered the hood, and the third bullet entered the driver door injuring [REDACTED]. (See Illustration)

3. Once the white Passat came to a stop CPL [REDACTED] immediately treated [REDACTED] for his injuries. After bandaging the entry and exit wounds he was loaded into C35 to ground evacuates him to Camp [REDACTED]. The 3rd platoon convoy was stopped 200 meters down the road by [REDACTED] and immediately took him out of C33, loaded him into a Iraqi Police truck and took him to the [REDACTED] Hospital. The passengers (passengers and [REDACTED]) informed the [REDACTED] Police and 3rd Platoon that they told the [REDACTED] to stop and he had refused. At the [REDACTED] Hospital they reconfirmed this in front of the physician.

4. My recommendation is that no negative actions be taken. 3rd Platoon, C Troop executed the "Stop TCP" and escalation of force in accordance with published guidelines and standard operating procedures.

5. If there are questions or concerns regarding this memorandum, please contact the undersigned [REDACTED].

9 Encls
1. DA Form 2323 (E)
2. Incident Illustration

[Redacted]

Commanding