

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: 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: FOB [redacted], Iraq; 2. DATE (YYYYMMDD): 20050517; 3. TIME: 0950; 4. FILE NUMBER: [redacted]; 5. LAST NAME FIRST NAME MIDDLE NAME: [redacted]; 6. SSN: [redacted]; 7. GRADE/STATUS: 02; 8. ORGANIZATION OR ADDRESS: MP PLT, HHC, 2-3 BTB, FOB [redacted]; 9. [redacted]

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

On 08 May 2005 my platoon set up a Checkpoint on Route [redacted]. The checkpoint was in place and operating at 0600. At approximately 0945 a blue kia Besta minivan approached our position. We had [redacted] a stop sign in place approximately 50 to 60 m in front of our position and a strand of concertina wire that stretched across the entire road 50m to 60m back from the stop sign. My truck along with SGT [redacted] truck were parked closest to the wire. Until the kia arrived, we had no problems with traffic disobeying the stop sign set up. There were also local nationals near the stop sign who were helping us keep traffic from passing the sign. As the kia approached the sign I noticed it was traveling very quickly at a speed that would be difficult to stop prior to passing the stop sign. As he blew by the sign I was concerned. When he was approximately 10m passed the sign I said "[redacted] shoot... someone needs to shoot!" SPC [redacted] or [redacted] was the gunner of my truck and was equipped with a 240B. No sooner than I said this is when he fired several warning shots into the ground in front of the van. The driver did not slam on the brakes nor swerve at all in an attempt to slow down even after the warning shots were fired. At this time the van

10. EXHIBIT: G; 11. INITIALS OF PERSON MAKING STATEMENT: [redacted]; PAGE 1 OF 2 PAGES

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

9. STATEMENT (Continued)

was about 25-30m away. SPC [REDACTED] walked the rounds up the front of the van and into the windshield when he realized the driver was not stopping. Because I was still standing outside of my truck, but did not have a clear angle to fire, I jumped into the truck as the van passed and braced myself for the explosion, because I was sure it was a VBIED. With VBIEDs being the biggest threat in theater at that time, any vehicle that does not make an attempt to stop at a clearly visible checkpoint is regarded as a threat. The van was traveling so quickly that it stretched the C-wire for about 10-15m passed its initial position. Once the van passed my truck SPC [REDACTED] stopped firing to prevent fratricide. The van continued to move through our position and everyone else who had a clear shot continued to fire into the vehicle until it came to a rest 25m past the first trucks. All of my soldiers know the ROE and we discuss them prior to every SP. The van posed a threat by making no attempt to stop at the warning sign, it did not slow at all after waving at him, and did not attempt to stop after warning shots were fired; therefore, we were forced to use deadly force. /// Nothing else follows ///

AFFIDAVIT

I, ILT [REDACTED], 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.

[REDACTED]
(Signature of Person Making Statement)

WITNESSES:

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 17 day of May, 2005 at FOB [REDACTED] Iraq

ORGANIZATION OR ADDRESS

[REDACTED]
(Signature of Person Administering Oath)

ORGANIZATION OR ADDRESS

[REDACTED]
(Typed Name of Person Administering Oath)
Investigating Officer
(Authority To Administer Oaths)

INITIALS OF PERSON MAKING STATEMENT

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1. LOCATION: [redacted] (see 13b)
2. DATE (YYYYMMDD): 2006 05 17
3. TIME: 0950
4. FILE NUMBER:
5. LAST NAME, FIRST NAME, MIDDLE NAME: [redacted]
6. SSN: [redacted]
7. GRADE/STATUS: E-5 / SGT
8. ORGANIZATION OR ADDRESS: HHC 43 BTB MP PCT

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

ON THE 9th OF MAY OUR PCT WAS TASK WITH A TCP/Velt search in support of LA FA. We set-up on RTE [redacted] A road west off of RTE [redacted]. Our mission was to search vehicle coming out and let no vehicles inbound. AFTER we set-up my Truck and SGT [redacted] Truck were facing east toward RTE [redacted]. THERE WAS A STRAIN OF C-URVE in front of our Trucks and a sign about 75m up the road just in front of a side street saying stop. All morning, Velt and PED had tried to close down the road and we were facing them back. At the intersection where the sign was in front of the side street some LW had posted themselves telling people not to come down the street. At about 0940 I was in my truck manning the gun when some of guys were saying there was people in a building to the south about 100m away. I rotated the turret to the south to keep an eye on the guys. About 2mins later I hear my driver SGT [redacted] say "O my god" I stood in the turret. To see what he was talking about, I saw a grey in color car approaching the C-URVE AT A HIGH RATE OF

10. EXHIBIT: H
11. INITIALS OF PERSON MAKING STATEMENT: [redacted]
PAGE 1 OF 2 PAGES

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9. STATEMENT (Continued)

Speed. The Driver had shot passed the sign in the road and was half way through between the sign and the curve about 40m. When SPC [redacted] (He was manning the N240 in slot [redacted] TEL) opened fire. The van was traveling at about 40 to 50 mph. The van continued through the curve in between our 2 TELs snapping the curve. At that point I dropped down in my turret my first thought was UBIED. My driver jumped back in the truck as well. As he passed my truck he kept rolling west in front of the TELs that were on patrol that had stopped just behind slot [redacted] TEL. The van veered south hit a car that was coming east from the CP, and then rolled into a ditch and stopped. The firing continued for about 10 to 15 sec. and then a cease fire was called. I did not fire any rds because my turret was turned at the time and the vehicle was moving so fast that I did not have time to rotate. We had not worked that TCP before. We were on site about 3 hrs before the incident. After the cease fire was called. [redacted] [redacted] called [redacted].

. III ———— END OF STATEMENT ————

AFFIDAVIT

I, [redacted], 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:

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 17 day of MAY 2005 at CP [redacted] (9m 280) IMAO

 ORGANIZATION OR ADDRESS

 (Signature of Person Administering Oath)

 ORGANIZATION OR ADDRESS

 (Typed Name of Person Administering Oath)
 Investigating Officer
 (Authority To Administer Oaths)

INITIALS OF PERSON MAKING STATEMENT [redacted]

PAGE 2 OF 3 PAGES

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1. LOCATION CAMP ██████████ IRAQ	2. DATE (YYYYMMDD) 20050517	3. TIME 0949	4. FILE NUMBER
5. LAST NAME, FIRST NAME, MIDDLE NAME ██████████	6. SSN ██████████	7. GRADE/STATUS E-7	
8. ORGANIZATION OR ADDRESS HHC, 2-3 BTB, HWC 1/4 AR CAMP ██████████ IRAQ APO AE ██████████			

9. ██████████, WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH:

AT DTG 080945MAY05, 3rd & 4th SQD AND SOME AUGMENTATION FROM Cco 1/182 FA WERE LOCATED AT AN ESTABLISHED CHECKPOINT ON ASR ██████████ IN SUPPORT OF 1/9 FA OPERATION ██████████. AT THE ABOVE DTG I WAS NEXT TO MY VEHICLE OBSERVING A BUILDING THAT OVERWATCHED OUR POSITION FROM THE SOUTH. I HEARD AUTOMATIC WEAPONS FIRE TO MY LEFT AND OBSERVED A BLUE INCOLOR MINIVAN HAD PASSED OUR WARNING SIGN AND WAS HEADED TOWARD OUR FINAL PROTECTIVE WIRE. THE VEHICLE CONTINUED TO ACCELERATE AND WAS ENGAGED WITH LEATHAL FIRE. THE VEHICLE STRUCK THE FINAL PROTECTIVE WIRE AT APPROXIMATELY 35 MILKS PER HOUR AND CONTINUED ON INTO THE SECURE AREA OF OUR CHECKPOINT, WHEN THE VEHICLE CLEARED FOR A SHOT I OPENED FIRE AND ENGAGED THE DRIVER WITH 20 ROUNDS OF 5.56 mm FROM MY M4. THE VEHICLE CONTINUED WEST, LEFT THE TRAVELED WAY OF THE ROAD, CONTINUED TO TURN SOUTH AND CAME TO REST AT A BIRT BURN AND WALL FACING SOUTH. THE AREA WAS SECURED AND SGT ██████████ (MEDIC 1/64 AR) RENDERED MEDICAL AID. SGT ██████████ FOUND NO SIGNS OF LIFE. THE VEHICLE WAS CLEARED OF EXPLOSIVE AND THE BODY AND VEHICLE WERE TAKEN BY ██████████ IRAGI POLICE. THE CHECKPOINT HAD BEEN WELL MARKED AND ESTABLISHED IN ACCORDANCE WITH PLATOON AND 2ND BDE SOPs. THE CHECKPOINT HAD BEEN UP AND RUNNING WITHOUT INCIDENT FOR 3 1/2 HOURS.

10. EXHIBIT I	11. INITIALS OF PERSON MAKING STATEMENT ██████████	PAGE 1 OF 2 PAGES
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ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT _____ TAKEN AT _____ DATED _____"
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9. STATEMENT (Continued)

THIS WAS THE FIRST TIME WE HAVE CONDUCTED A CHECKPOINT AT THIS LOCATION. ROE WERE REVIEWED DURING THE MISSION BRIEF PRIOR TO ROLL OUT. MY UNDERSTANDING OF ROE IS CLEAR AND THE VEHICLE REPRESENTED A DIRECT THREAT OF GREAIOUS BODILY HARM TO THE PERSONNEL AT THE CHECKPOINT AND WAS ENGAGED AS SUCH.

/// END OF STATEMENT ///

AFFIDAVIT

I, [REDACTED], 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.

[REDACTED SIGNATURE] (Signature of Person Making Statement)

WITNESSES:

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 17 day of MAY 2005 at HOSPITAL CAMP [REDACTED] IRAC.

[REDACTED SIGNATURE] (Signature of Person Administering Oath)

Investigating Officer

(Typed Name of Person Administering Oath)

ART 136 (b)(2) UCMJ (Authority To Administer Oaths)

INITIALS OF PERSON MAKING STATEMENT [REDACTED]

PAGE 2 OF 2 PAGES

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1. LOCATION: Camp
2. DATE (YYYYMM): 2005 05 17
3. TIME: 09 30
4. FILE NUMBER
5. LAST NAME, FIRST NAME, MIDDLE NAME
6. SSN
7. GRADE/STATUS: E-6
8. ORGANIZATION OR ADDRESS: HHC 2-3 BTA MP PLT, Camp, Baghdad
9.

WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH:

While Conducting a check Point / TCP on 8 MAY 2005 in support of a cordon and Search For I-9 FA. My Squad was Patroling RTE. I decided to go to the TCP and take a Break. My 4 vehicles were Parked Behind the front Vehicle SPC was the Gunner of that Vehicle. At 0945 I was standing outside my Vehicle Beside the Rear Hatch when I heard SPC Fire 3 quick Shots I moved to the TC side at that time SPC was Fire several Shots At what appeared to be a Vehicle traveling at a high Rate of Speed. I thought it was a vehicle I quickly drew down on the Vehicle with My M-4. Waited for a good shot and Fired at the Vehicle until my magazine was empty. I had to wait till the Vehicle Passed Nomad 31 Vehicle before I could Fire I did not want to Risk Hitting any Soldiers. The Vehicle in question went through the Concertina wire the Wire got hung up on the Vehicle and Pelled it to the Left impacting a vehicle Coming From the South bound side The Vehicle came to Rest about 35 meters Past and to the Left 5 meters before a wall. Still thinking

10. EXHIBIT: J
11. INITIALS OF PERSON MAKING STATEMENT
PAGE 1 OF 2 PAGES

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9. STATEMENT (Continued)

The vehicle was a PVRIED we as in sfc [redacted], SGT [redacted] and myself approached the vehicle with caution. I looked under the vehicle to see if there was anything that remotely looked like a bomb I found nothing. Someone recovered the keys I approached the passenger side seat that the driver was dead. My squad was at the location for a break for about 20 minutes before it took place. I have never worked in this area. No other local national traffic had any problem with following instructions and all traffic proceeded away from TCP. This was the only incident of that day. Nothing else follows

/// ----- End of Statement ----- ///

AFFIDAVIT

[redacted], HAVE READ OR HAVE HAD READ TO ME THIS STATEMENT WHICH BEGINS ON PAGE 1, AND ENDS ON PAGE [redacted]. 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.

[redacted signature]
 (Signature of Person Making Statement)

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 19 day of May 2005 at Camp [redacted]

[redacted signature]
 (Signature of Person Administering Oath)

[redacted name]
 (Typed Name of Person Administering Oath)

Investigating Officer
 (Authority To Administer Oaths)

WITNESSES:

ORGANIZATION OR ADDRESS

ORGANIZATION OR ADDRESS

INITIALS OF PERSON MAKING STATEMENT

PAGE 2 OF 2 PAGES

SWORN STATEMENT

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1. LOCATION RT [REDACTED]	2. DATE (YYYYMMDD) 20050517	3. TIME 1100	4. FILE NUMBER
5. LAST NAME, FIRST NAME, MIDDLE NAME [REDACTED]	6. SSN [REDACTED]	7. GRADE/STATUS E-4	
8. ORGANIZATION OR ADDRESS HHC 2-3 BTR			

9. I, [REDACTED], WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH:

ON THE 17th OF MAY 2005 WE WERE RUNNING A TOP ON RT. [REDACTED]. WE HAD ALREADY BEEN AT THIS TOP SINCE AROUND 0800. THE SHOOTING TOOK PLACE AROUND 1000. UP TO THAT POINT THERE WERE FEW INCIDENTS INVOLVING VEHICLES DISOBEYING THE TOP INSTRUCTIONS. AT THE TIME OF THE INCIDENT I WAS SITTING IN THE TC SEAT. OUR VEHICLE WAS 1 OF 2 POSITIONED AT THAT OPENING OF THE TOP. THE FIRST THING I OBSERVED WAS THAT I HEARD THE OTHER VEHICLES GUNNER START FIRING THE 240B. AS I LOOKED UP I SAW THAT THE VEHICLE HAD ALREADY PASSED OUR STOP SIGN AND WAS STILL TRAVELING AT A VERY HIGH RATE OF SPEED. THE VEHICLE WAS A BLUE VAN WITH WHAT APPEARED TO HAVE ONLY A DRIVER. THE VAN CONTINUED WITHOUT SLOWING DOWN RUNNING THROUGH OUR C-WIRE. IT CONTINUED ROLLING AFTER GOING THROUGH OUR C-WIRE UNTIL IT STARTED TO DRIFT LEFT AND RAN INTO A WHITE CAR THAT WAS COMING FROM THE OTHER DIRECTION. IT CONTINUED ROLLING AFTER STRIKING THE WHITE CAR FOR A FEW MORE FEET BEFORE COMING TO A STOP. FROM THE TIME THE VAN STARTED DRIFTING UNTIL A FEW SECONDS AFTER THE VAN CAME TO A COMPLETE STOP IT WAS ENGAGED BY MAMPORUS. I FIRED APPROX. 7-10 ROUNDS FROM AN M16 A4. WE CAREFULLY APPROACHED THE VAN AND DISCOVERED HE WAS DEAD. WE DISCOVERED NO VISIBLE CONTRABAND. WE DISCUSS THE ROLES QUITE FREQUENTLY BEFORE MISSIONS. THE VAN WAS THE FIRST INCIDENT WHERE A VEHICLE CAME WITHIN 30 YARDS OF US. THERE WERE A FEW THAT HAD COME A FEW FEET PAST OUR STOP SIGN WHICH WAS APPROX 30-40 YARDS FROM OUR C-WIRE STRAND. THERE WERE A LOT OF VEHICLES THAT WOULD STOP AT THE STOP SIGN

10. EXHIBIT K	11. INITIALS OF PERSON MAKING STATEMENT [REDACTED]	PAGE 1 OF 2 PAGES
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STATEMENT OF [REDACTED] TAKEN AT _____ DATED _____

9. STATEMENT (Continued)

AND SEEM TO NOT KNOW WHAT TO DO. BUT AFTER WAVING THEM AWAY THEY WOULD EITHER TURN AROUND OR TAKE THE IMMEDIATE RIGHT AT THE STOP SIGN. OVERALL THERE WERE FEW THAT PASSED THE STOP SIGN AND THE FEW THAT DID ONLY TRAVELED A FEW FEET PASSED IT, BEFORE SEEING US AND TURNING AROUND. THE VAN HOWEVER MADE NO EFFORT TO SLOW DOWN FROM THE TIME IT CAME TO THE STOP SIGN ALL THE WAY TILL IT RAN OVER THE WIRE. /// END OF STATEMENT ///

AFFIDAVIT

I, [REDACTED], 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.

[REDACTED]

(Signature of Person Making Statement)

WITNESSES:

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 17 day of MAY, 2005 at

[REDACTED]

(Signature of Person Administering Oath)

[REDACTED]

(Typed Name of Person Administering Oath)

Investigating Officer

(Authority To Administer Oaths)

ORGANIZATION OR ADDRESS

ORGANIZATION OR ADDRESS

INITIALS OF PERSON MAKING STATEMENT

[REDACTED]

PAGE 2 OF 2 PAGES

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1. LOCATION HOSPITAL ON FOB [REDACTED]	2. DATE (YYYYMMDD) 11 MAR 2005 0517	3. TIME 1129	4. FILE NUMBER
5. LAST NAME, FIRST NAME, MIDDLE NAME [REDACTED]	6. SSN [REDACTED]	7. GRADE/STATUS E-5 / AD	
8. ORGANIZATION OR ADDRESS HHC 2/3 BTB MP PLT			

9. I, [REDACTED], WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH:
 ON THE DAY IN QUESTION WE LEFT THE FOB VERY EARLY SO THE TCP WOULD BE UP AND OPERATIONAL BY 0400HR. ONCE WE ARRIVED ON SITE, WE PICKED A SPOT TO SET OUT THE TCP. THE TCP WAS SET UP TO BLOCK TRAFFIC ON ONE END OF THE STREET AND SEARCH VEHICLES ON THE OTHER. THERE HAD MANY PEOPLE IN THE AREA WHO HAD SEEN US PUT UP THE TCP. ON THE BLOCKING SIDE A YOUNG BOY WOULD TELL PEOPLE ALMOST BEFORE WE COULD THEM TO STOP AND TURN AROUND. THERE WAS ALSO A OLDER MAN THAT LIVED NEAR THE TCP, WHO DID THE SAME. THEY WOULD LET US KNOW IF PEOPLE THAT WERE COMING LIVED NEXT TO THE, AND IF THEY LIVED PAST THE TCP, THEN THEY TURN THEM AROUND. FOOT TRAFFIC THAT DAY WASN'T TO BAD, WITH THE HELP OF THE YOUNG BOY AND THE OLDER MAN. VEHICLE TRAFFIC, WAS LESS THAN FOOT TRAFFIC. ONLY A FEW VEHICLES PULLED PAST OUR STOP SIGN BUT STOPPED AS SOON AS THEY SAW US TELLING THEM TO STOP. THE TCP HAD BEEN SET UP FOR APPROXIMATELY 3 1/2 HOURS BEFORE THE VAN CAME TO OUR TCP. ALL OTHER TRAFFIC DID EVERYTHING THAT WAS TOLD TO THEM. WE WERE IN PLAN VIEW TO ALL AND THE STOP SIGN PLACED IN THE MIDDLE OF THE ROAD. WE HAD NO OTHER PROBLEMS UNTIL THE VAN CAME ALONG, AND ONCE IT WAS AROUND THE VAN NEVER SLOWED, IT DIDN'T DO ANYTHING TO SHOW HE HAD ANY PLANS ON STOPPING. AFTER THE SHOOTING OTHER INDIVIDUALS HELPED TO MAKE SURE VEHICLES WERE TURNING. THE FOB WAS GONE OVER THE NIGHT BEFORE. I SAT MY TWO SOLDIERS DOWN AND WENT OVER THE MISSION WE HAD AND WHAT WE HAD TO DO. THE MISSION

10. EXHIBIT	11. INITIALS OF PERSON MAKING STATEMENT [REDACTED]	PAGE 1 OF 2 PAGES
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STATEMENT OF _____ TAKEN AT _____ DATED _____

9. STATEMENT (Continued)

FOR THAT DAY WAS TO SEARCH VEHICLES COMING OUT OF THE AREA. WE HAD IP'S HELPING WITH SEARCH, AND WE PROVIDED SECURITY FOR THE AREA. THE TCP WAS SET UP TO SEARCH VEHICLES THAT WERE COMING OUT OF THE AREA THAT UNITS WERE SEARCHES TO MAKE SURE NO WEAPONS OR AIF MEMBERS WERE LEAVING THE AREA. WE TRAVEL OUT THE FOB ~~EVERY~~ EVERY DAY, SO ROE IS GONE OVER ALL THE TIME.

END OF STATEMENT

AFFIDAVIT

_____, 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.

(Signature of Person Making Statement)

WITNESSES:

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 17 day of MAY, 2005 at _____

(Signature of Person Administering Oath)

(Typed Name of Person Administering Oath)

Investigator Officer

(Authority To Administer Oaths)

ORGANIZATION OR ADDRESS

ORGANIZATION OR ADDRESS

INITIALS OF PERSON MAKING STATEMENT

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1. LOCATION Camp [redacted], Baghdad, Iraq	2. DATE (YYYYMMDD) 2005/06/03	3. TIME 1945	4. FILE NUMBER
5. LAST NAME, FIRST NAME, MIDDLE NAME [redacted]	6. SSN [redacted]	7. GRADE/STATUS O-4	
8. ORGANIZATION OR ADDRESS HHB 1-9 FA			

9. [redacted], WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH:

Sindabad

On 8 May 2005, 1-9 FA conducted a battalion level operation to neutralize AIF activity in the [redacted] area. As part of the concept of the operation, the MP platoon was tasked contain enemy elements within the objective area through the sequential use of traffic control points, blocking positions, and screening patrols. In accordance with the battalion OPORD, LT [redacted] established a traffic control point at the intersection of Route [redacted] and Route [redacted], vicinity [redacted]. During the course of operations, I stopped at the traffic control point to ensure that it met the commander's intent. LT [redacted] had adapted the traffic control point to the mission and the terrain while maintaining the basic principles of the division's TCP standard. The traffic control point spanned the distance from the specified intersection to the next road intersection to the northeast on Route [redacted] (known to local nationals as Industrial Road). Two stop lines controlled vehicle movement from the northeast. The second stop line employed concertina wire as an obstacle. The concertina wire was forward of all coalition forces. A small bypass was established on the southern shoulder of the road to allow coalition and Iraqi security force passage. A MP vehicle overwatched the bypass. I observed both the TTPs used at the contain position and the Iraqi local national response. Given the compressed urban environment and the constraints of the mission, the MP position met the commander's intent while meeting the basic principles of the division TCP guidelines. Satisfied with the position, I departed the area without requiring any modifications. Later in day, I was informed of an incident at LT [redacted] position. A mini van attempted to run through the position without stopping or responding to LT [redacted] escalation of force. When I arrived, a green mini van was awkwardly parked on the extreme southern shoulder of the road approximately thirty-five meters beyond the second stop line near the wall to an adjacent industrial complex. After getting the facts of the incident, I inspected the vehicle for possible explosives. Since the vehicle was not riding low on the suspension, the windows were not tinted, and optics did not reveal any vehicle modifications, I approached the vehicle for a visible inspection. During a search of the undercarriage, I saw concertina wire wrapped around the axle. The interior of the vehicle was uncluttered and free of visible ammunition and explosives. The dashboard and vehicle controls were free of any non-standard electrical or mechanical device. The driver did not have a pulse. I provided LT [redacted] with a body bag, instructed her to sketch the scene in detail, gather statements for a probable commander's inquiry, and, upon completion of the mission, provide the necessary facts to complete the serious incident report. From the statements of LT [redacted] along with other soldiers at the scene, I was satisfied that there was not any violation of the rules of engagement, and I departed the area to coordinate the removal of the dead local national and the vehicle.

10. EXHIBIT P	11. INITIALS OF PERSON MAKING STATEMENT [redacted]	PAGE 1 OF 1 PAGES
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ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT _____ TAKEN AT _____ DATED _____"
THE BOTTOM OF EACH ADDITIONAL PAGE MUST BEAR THE INITIALS OF THE PERSON MAKING THE STATEMENT, AND PAGE NUMBER MUST BE BE INDICATED.

STATEMENT OF [REDACTED] TAKEN AT Camp [REDACTED] DATED 2005/06/03

9. STATEMENT (Continued)
NOTHING FOLLOWS

AFFIDAVIT

I, [REDACTED], HAVE READ OR HAVE HAD READ TO ME THIS STATEMENT WHICH BEGINS ON PAGE 1, AND ENDS ON PAGE [REDACTED]. 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 REWARD, WITHOUT THREAT OF PUNISHMENT, AND WITHOUT COERCION, UNLAWFUL INFLUENCE, OR [REDACTED].

WITNESSES:

[REDACTED]
[REDACTED]
ORGANIZATION OR ADDRESS
[REDACTED]
[REDACTED]
ORGANIZATION OR ADDRESS

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 3 day of June 2005 at FOB [REDACTED]

[REDACTED] (Signature of Person Administering Oath)
[REDACTED] (Typed Name of Person Administering Oath)
Investigating Officer (Authority To Administer Oaths)

INITIALS OF PERSON MAKING STATEMENT [REDACTED]