

6-1R8-512

18 April 06



**DEPARTMENT OF THE ARMY**  
**OFFICE OF THE STAFF JUDGE ADVOCATE**  
**HEADQUARTERS, 101ST AIRBORNE DIVISION (AIR ASSAULT)**  
**OPERATION IRAQI FREEDOM, COB SPEICHER**  
**TIKRIT, IRAQ APO AE 09393**

AFZB-JA-C

MEMORANDUM FOR Record

SUBJECT: Claimant Denial

1. This is in response to your claim against the United States Government. Your claim has been reviewed under the Foreign Claims Act, 10 U.S.C. 2734, as implemented by Army Regulation 27-20, Chapter 10. I regret to inform you that your claim has been denied.

2. Your claim has been denied for the following reasons:

- (a) There is not enough evidence to prove your claim.
- b. The evidence shows that United States Forces did not cause the damage.
- c. The evidence shows that the damage was caused during combat.
- d. The evidence shows that the damage was caused by your own negligence or wrongdoing.
- e. The evidence shows that your claim was fraudulent.
- f. Other: \_\_\_\_\_

3. If this is the first time your claim has been viewed by this office, you may submit an appeal. This office must receive the appeal no later than 30 days after receipt of this message. The appeal must also contain additional evidence supporting your claim. If the appeal is sent after 30 days have passed, or does not provide additional evidence, then the appeal will be denied.

4. POC is the 101<sup>st</sup> Airborne Division (Air Assault) Claims Office at DSN 318-845-1022.

████████████████████  
CPT, JA  
Chief of Claims

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# TF Band of Brothers Claims Intake Form

To: United States Army Foreign Claims Commission.

From: Name: [REDACTED]

POA/ATT: [REDACTED]

Power of Attorney provided and interpreter approved:

Decedents: [REDACTED]

Hometown: [REDACTED]  Iraqi Resident:

My claim arose at: Ad Dujayl (Town) (City) (Country)

My claim arose on: Jan 7 2005 (Month) (Day) (Year)

Proof of Ownership: NA

VIN Match:

Interpreter Approved:

Death Certificates (Name, Cause of Death, Age, and Time of Death Consistent with Claimant allegations): Ad Dujayl Hospital Bullet to head

Interpreter Approved: Yes Age 33 (born 1973)

Medical Report/Legal Expert Opinion: Bullet to Head

Interpreter Approved: Yes

Witness Statement (Consistent?): w/ (Brother) - took short cut home and CF began shooting - brother hit in head & died - father heard from sister (w) about the incident

Interpreter Approved: Yes

Give a brief statement of the accident or incident on which the claim for damages to property or for personal injury is based. (Use back of this sheet if necessary.)

Claimant alleges that his son was driving from Ad Khalis to Al-Jawrah where his vehicle approached CF Convoy that was approaching from a cross section of the road. Claimant's son was shot in the head and died from the wounds.

Evidence: Witness/ Death Cert / Med Report

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List in detail the amount of property damage and itemized expenses resulting from the property damage or personal injury: (Attach bills and receipts, if applicable.)

Item

Amount


Wrongful Death

Total: \$3000

I claim as damages: (Indicate amount in U.S. dollars and local currency)

\$ 3000

local



(Signature of Claimant)

Subscribed before me this 28 day of Mar, 2006

CPT [Redacted]  
(Print Name)

[Redacted Signature]  
(Signature)

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