Non-Combatant Death

(a)(2) High, (a)(5), (a)(2) High

(a)(2) High, (a)(1) 1.4a, (a)(3),

(a)(2) High

(a)(2) High

(a)(5), (a)(2) High

(b)(2) High

(b)(6)

(b)(2) High

(b)(2) High

Summarized Findings:

a. (U) On 31 Dec 06, during Mortar Platoon attempted to register a mortar at grid resulting in a non-combatant fatality and minor injury.

(b)(2) High

(b)(1) 1.4a, (b)(3),

(b)(2) High

(b)(5), (b)(2) High

(b)(2) High

(b)(2) High

(b)(2) High

(b)(6)

(b)(2) High

(b)(2) High

(b)(2) High

(b)(2) High

(b)(2) High

(b)(6), (b)(3)

Nonresponsive, (b)(2) High, (b)(3), (b)(6)

(b)(5)

SIR, yes
Let me know
if you want
to discuss.

VHR

(b)(6), (b)(3)
ACTION SHEET

OP Choctaw 15-6 Inquiry

1) ACTION REQUESTED

(b)(5), (b)(2)High
(b)(5), (b)(2)High
(b)(6)
(b)(5), (b)(2)High

2. Way Ahead:

a. (b)(6), (b)(5)
(b)(6), (b)(5)

b. (b)(5), (b)(6)

(c)(6)
(c)(6)

(c)(6)
(c)(6)

(c)(6)
(c)(6)

(c)(6)
(c)(6)

Major, USAF
Legal Advisor

CENTCOM 020533
Sir,

I have reviewed the AR 15-6 investigation and make the following points:

5. CPT (b)(6) accepts sole responsibility for the decision to fire the registration round.

6. CPT (b)(6) decided to fire a registration round within (b)(2) high and within (b)(2) high of the inhabited buildings.

7. (b)(5), (b)(6)

*** Additional note:*** (b)(5), (b)(6)

I’ll place the packet on your desk.

Please let me know if you have any questions.

V/R

MAJ (b)(6) Legal Advisor

2/7/2007

CENTCOM 020534
MEMORANDUM FOR COM TF 16

SUBJECT: Legal Review – AR 15-6 – Noncombatant Death – TF

1. (b)(2)High, (b)(3), (b)(5), (b)(6)

2. (b)(2)High, (b)(5), (b)(6)

3. (b)(2)High, (b)(5), (b)(6)

4. Point of contact is the undersigned

   Major, USAF
   Staff Judge Advocate

5 February 2007
Pages 5 through 9 redacted for the following reasons:

(b)(1)1.4a, (b)(2)High, (b)(3), (b)(6)  
(b)(1)1.4a, (b)(2)High, (b)(3), (b)(6)  
Nonresponsive, (b)(1)1.4a, (b)(2)High, (b)(3), (b)(6)
a. I ratify the appointment of the investigating officer;
Pages 11 through 17 redacted for the following reasons:

(b)(1.4(a), (b)(2)High, (b)(3), (b)(6)
(b)(1.4a, (b)(2)High, (b)(3), (b)(6)
<table>
<thead>
<tr>
<th>Exhibit</th>
<th>Description</th>
<th>Date/Details</th>
</tr>
</thead>
<tbody>
<tr>
<td>Exhibit 1</td>
<td>Location of ACP, Maser Firing Point, Registration Target, and Point of Impact</td>
<td></td>
</tr>
<tr>
<td>Exhibit 2</td>
<td>DA Form 2823 Sworn Statement of I LN</td>
<td>Dated 16 January 2007 (b)(3), (b)(6)</td>
</tr>
<tr>
<td>Exhibit 3</td>
<td>DA Form 2823 Sworn Statement of I LN</td>
<td>Dated 16 January 2007 (b)(3), (b)(6)</td>
</tr>
<tr>
<td>Exhibit 4</td>
<td>DA Form 2823 Sworn Statement of SGI</td>
<td>Dated 13 January 2007 (b)(3), (b)(6)</td>
</tr>
<tr>
<td>Exhibit 5</td>
<td>DA Form 2823 Sworn Statement of SFO</td>
<td>Dated 1 January 2007 (b)(3), (b)(6)</td>
</tr>
<tr>
<td>Exhibit 6</td>
<td>DA Form 2823 Sworn Statement of CPT</td>
<td>Dated 1 January 2007 (b)(3), (b)(6)</td>
</tr>
<tr>
<td>Exhibit 7</td>
<td>DA Form 2823 Sworn Statement of CPT</td>
<td>Dated 1 January 2007 (b)(3), (b)(6)</td>
</tr>
<tr>
<td>Exhibit 8</td>
<td>DA Form 2823 Sworn Statement of TPS</td>
<td>Dated 1 January 2007 (b)(3), (b)(6)</td>
</tr>
<tr>
<td>Exhibit 9</td>
<td>DA Form 2823 Sworn Statement of SGI</td>
<td>Dated 31 December 2003 (b)(3), (b)(6)</td>
</tr>
<tr>
<td>Exhibit 10</td>
<td>DA Form 2823 Sworn Statement of SSO</td>
<td>Dated 3 January 2007 (b)(3), (b)(6)</td>
</tr>
<tr>
<td>Exhibit 11</td>
<td>DA Form 2999-R: Computer's Record</td>
<td>Dated 31 December 2003 (b)(3), (b)(6)</td>
</tr>
<tr>
<td>Exhibit 12</td>
<td>DA Form 2823 Sworn Statement of SPC</td>
<td>Dated 31 December 2003 (b)(3), (b)(6)</td>
</tr>
<tr>
<td>Exhibit 13</td>
<td>DA Form 2823 Sworn Statement of SSO</td>
<td>Dated 31 December 2003 (b)(3), (b)(6)</td>
</tr>
<tr>
<td>Exhibit 14</td>
<td>Photos of damaged house from mortar round</td>
<td></td>
</tr>
<tr>
<td>Exhibit 15</td>
<td>DA Form 2823 Sworn Statement of I LN</td>
<td>Dated 31 December 2003 (b)(3), (b)(6)</td>
</tr>
<tr>
<td>Exhibit 16</td>
<td>DA Form 2823 Sworn Statement of I LN</td>
<td>Dated 31 December 2003 (b)(3), (b)(6)</td>
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<tr>
<td>Exhibit 17</td>
<td>DA Form 2823 Sworn Statement of LTC</td>
<td>Dated 21 January 2007 (b)(3), (b)(6)</td>
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<td>Exhibit 18</td>
<td>DA Form 2823 Sworn Statement of MCA</td>
<td>Dated 13 January 2007 (b)(3), (b)(6)</td>
</tr>
<tr>
<td>Exhibit 19</td>
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<td>Dated 18 January 2007 (b)(3), (b)(6)</td>
</tr>
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<tr>
<td>Exhibit 21</td>
<td>DA Form 2823 Sworn Statement of CPT</td>
<td>Dated 18 January 2007 (b)(3), (b)(6)</td>
</tr>
</tbody>
</table>

CENTCOM 020549
Exhibit 21
OA Form 2823, Stow Statement of OP
(b)(3), (b)(6) dated 10 January 2007

Exhibit 22
OA Form 2823, Stow Statement of OP
(b)(6), (b)(3) dated 11 January 2007

Exhibit 23
OA Form 3241, Rights and Losses Report, dated 10 January 2007

Exhibit 24
OA Form 3228, Stow Statement of OP
(b)(3), (b)(6) dated 11 January 2007

Exhibit 25
Gerna Scope Requirements Form (YT-0-1015-2125-1)

Exhibit 26
OA Form 2453-4, Wastest Report Data

Exhibit 27
Maintenance History and Inspection Work Sheet

Exhibit 28
Safety Procedures, RM 3-22.91, pages G-1 and G-2

Exhibit 29
Small Mortar Firing Table for Change 1 (from Table E of ET 81-85-2)

Exhibit 30
Diagram indicating anticipated impact area during registration

Exhibit 31
RM 33-91, Chapter 2, Fundamentals of Non-Hydraulic

Exhibit 32
OA Form 2823, Stow Statement of OP
(b)(3), (b)(6) dated 11 January 2007