

INVESTIGATIVE

FILE "B"

U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE
488521 14197 10000851 IN:SSD EN:1 #69588 COL:UIS #44237

REPORT OF INVESTIGATION (ACTION)

31AUG06

DEATH (II)

CONTROL: 13MAY06-MEBJ-0359-7HMA

I/IIMEF, ZAIDON, IZ/POSSIBLE LAW OF WAR VIOLATION IN DEATH OF MALE
IRAQI CIVILIAN

COMMAND/IIMEF (FWD)/42510

MADE AT/CALE/CAMP LEJEUNE NC/[REDACTED] SPECIAL AGENT

REFERENCE(S)

- (A) NCIS Bahrain ROI (ACTION)/23May06
- (B) NCIS Bahrain ROI (INTERIM)/09Mar06/S [REDACTED]
USMC/CCN: [REDACTED]
- (C) NCISRA Camp Lejeune ROI (INTERIM)/15Jul06
- (D) NCISRA Camp Lejeune ROI (ACTION)/09Aug06
- (E) NCISRA Iraq ROI (CLOSED)/25Aug06
- (F) NCISRA Iraq ROI (ACTION)/25AUG06

EXHIBIT(S)

- (1) IA: Receipt of information from the MNFW Significant Events Journal/11Aug06...(Copy CALE Only)
- (2) IA: Receipt of Classified Reports from 2dBn, 2dMarRegt/22Jul06...Copy CALE Only)

NARRATIVE

1. Since the submission of Reference (d), information derived from the Multi National Force West (MNFW) [REDACTED] relative to operational activity within [REDACTED] between 28 - 31Oct05, was reviewed and analyzed, Exhibit (1) pertains. On 19Jul06, NCIS obtained the operation reports for 2dBn, 2dMarRegt, believed to reflect their operational and patrol activity in AO Raleigh from 28 - 31Oct05. The classified reports were obtained in the form of electronic media stored to a compact disc; however, attempts to access the information stored on the disc were unsuccessful, Exhibit (2) pertains.

2. Reference (f) cancels the requested lead tasking for CALE due to the closure of this investigation as identified within Reference (e). Therefore, lead tasking for CALE is complete.

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INFO: MEIZ/MEBJ/CALE

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U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE #42468

REPORT OF INVESTIGATION (ACTION)

25AUG06

DEATH (I)

CONTROL: 13MAY06-MEBJ-0359-7HMA

I/2MEF, ZAIDON, IZ/POSSIBLE LAW OF WAR VIOLATION IN DEATH OF MALE
IRAQI CIVILIAN

COMMAND/II MEF (FWD)/42510

MADE AT/MEIZ/CAMP FALLUJAH IZ/ [REDACTED] SPECIAL AGENT

REFERENCE

- (A) NCISFO MIDDLE EAST ROI (ACTION)/23May06
- (B) NCISRA Camp Lejeune ROI (ACTION)/15Jul06
- (C) NCISRA Camp Lejeune ROI (ACTION)/09AUG06

NARRATIVE

1. On 23May06 tasked CALE to Locate and interview [REDACTED] RCT-8 SJA regarding his contact with AWAD family member(s). What was their explanation for manner of death? Was [REDACTED] among the family members with whom he spoke? Did they give an approximate date of the supposed firefight between Coalition Forces and Anti-Iraqi Forces? Did they give any other pertinent information about the death of Kahar Fuzah AWAD? Obtain any after action reports concerning any engagements by 2/2 near the Nori Ismail Rowais Farm, Zaidon, Al Anbar Province, Iraq area, from 28 - 30OCT05. Identify which 2/2 members were located in the area on these dates and conduct screening interviews. Reference (B) and (C) reports review of Multi-National Forces West (MNF-W) SIPR based website was conducted to identify all reported in "AO Raleigh" which includes Zaidon area of Iraq. Due to the inability to locate and interview the AWAD family, this investigation is being closed per NCISHQ concurrence.

ACTION

R.CALE: Tasking requested via Reference (A) is cancelled.

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ACTION: CALE
INFO: MEBJ

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U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

REPORT OF INVESTIGATION (CLOSED)

25AUG06

DEATH (II)

CONTROL: 13MAY06-MEBJ-0359-7HMA/C

I/2MEF, ZAIDON, IZ/POSSIBLE LAW OF WAR VIOLATION IN DEATH OF MALE
IRAQI CIVILIAN

COMMAND/2MEF (FWD)/42510

MADE AT/MEBJ/CAMP FALLUJAH IZ/ [REDACTED] SPECIAL AGENT

EXHIBIT(S)

- (1) IA: Receipt of Information from RCT-5/24Jul06... (Copy All)
- (2) Photograph of Deceased Iraqi Male/Undated... (Copy All)
- (3) IA: Results of Attempted Phone Calls to [REDACTED]
13May06... (Copy All)
- (4) IA: Receipt of OAFME Consultation Report/12Jun06... (Copy All)
- (5) IA: Results of Telephonic Interview - [REDACTED]
25MAY06... (Copy All)
- (6) Sworn Statement of [REDACTED] 04JUL06... (Copy all)
- (7) IA: Results of Attempted Contact with [REDACTED]
20JUL06... (Copy all)

EXECUTIVE SUMMARY

1. This investigation was initiated following receipt of information from [REDACTED] USN, Staff Judge Advocate (SJA), Detainee Operations, First Marine Expeditionary Force (I MEF) concerning an allegation that American military members had murdered Kahar Fuzah AWAD. [REDACTED] of K. AWAD, alleged that on/about 28th through 30th October time frame, American military members (specific service unknown) came to the K. AWAD's farm and killed K. AWAD by cutting his throat. [REDACTED] provided command with a photograph purported to be of [REDACTED] K. AWAD with no other corroborating photographs (i.e. family photographs to include [REDACTED]). The photograph of this deceased male was forwarded to the Office of the Armed Forces Medical Examiner (OAFME) to be analyzed to determine the manner and cause of death. [REDACTED] MC, USN, Federal Medical Examiner, advised the direction of the wound, type of weapon, and exact injuries to the neck could not be determined from the photograph. [REDACTED] did indicated that the wound was most consistent with a cutting of the neck and inconsistent with a gunshot wound, however an autopsy of the victim would have to be performed to make a definitive diagnosis. Numerous efforts to locate and interview [REDACTED] and the AWAD family have met with negative results. Efforts to contact them via the cellular telephone number [REDACTED] provided command and the attorney that was present when he made the allegation to the command have been unsuccessful. Due to the lack of substantive information to support or refute [REDACTED]'s allegation, this investigation is closed. However, should [REDACTED] or his family should be located this investigation will be re-initiated.

brc

NARRATIVE

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