

SWORN STATEMENT

For use of this form, see AR 190-45; the proponent agency is DDCSOPS

PRIVACY ACT STATEMENT

AUTHORITY: Title 10 USC Section 301; Title 5 USC Section 2951; E.O. 9397 dated November 22, 1943 (SSN).
PRINCIPAL PURPOSE: 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	2. DATE (YYYYMMDD) 2004/07/09	3. TIME 0935	4. FILE NUMBER
5. LAST NAME, FIRST NAME, MIDDLE NAME [REDACTED]	6. SSN [REDACTED]	7. GRADE/STATUS MAJ/04	
8. ORGANIZATION OR ADDRESS 6th Battalion, 98th Division (IT) Devens, MA			

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

On 8 July 2004, I was interviewed by LTG JONES via telephone. The following are answers to questions posed to me by LTG JONES: My Background: I am currently the S-3 for the 6th Battalion, 98th Division (Institutional Training), Devens, MA. I deployed to Iraq from March 03 to November 03 and was the Watch Officer for the C2X, CJTF-7. I have been interviewed about this matter (Possible comments made by LTG SANCHEZ during a VTC) a couple of times about three weeks ago by Department of the Army Inspector General. I attended the CJTF-7 CDR's BUBs daily at 1845 hours from June to October 03. I was the C2X representative and attended on a daily bases until right before I departed. Toward the end of my tour, I began to skip a few because the C2X had too many representatives attending. ROE: What was my understanding of the ROE for combat Operations? I am pretty much aware of them. I know that if I am being fired back, I can return fire. We were given wallet size cards to carry at all times. Given the following circumstances, what would the ROE allow U.S. forces to do: US Forces are engaged by a hostile force: the hostile force is armed and has fired upon U.S. Forces. The hostile force is now maneuvering away from our forces, but has not laid down its arms and not indicated surrender in any way. What are the Options for U.S. Forces? That's a tough one because I know two ROEs. My civilian (I am a police officer) and the military ROE. In the civilian scenario, if an individual is running away and pose no threat, we do not fire. If fired upon, we can return fire but if there are civilians in the vicinity or there is a chance of bystanders being hurt, we have to make the call. In reference to this particular scenario, I would have to think about this. In reference to LTG SANCHEZ making the statement of "why are we detaining these people, we should be killing them." I never heard such statement from LTG-SANCHEZ. That was a rumor that [REDACTED] and I discussed. We discarded it as hear say. It never came up the following day from anyone. There were so many people present during the BUBs and I never heard it from anyone else. All Divisions had representatives, the Coalition personnel were present, CJTF primary staff was present as well. For the C2, the representative was [REDACTED] initially and then MG FAST attended once she was on board as the C2. Most BUBs were focused on the operations and specific event in the AO. The number of detainees captured was briefed and I would brief the number of detainees captured for specific operations. I never heard such statement and I can't remember when [REDACTED] and I discussed it. It never stuck on my head.

Q. Is there anything else you would like to add to this statement? A. No. [REDACTED]

//////////////////////////////////END OF STATEMENT//////////////////////////////////

10. EXHIBIT	11. INITIALS OF PERSON MAKING STATEMENT [REDACTED]	PAGE 1 OF 2 PAGES
ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT OF [REDACTED] TAKEN AT [REDACTED] DATED [REDACTED]"		
THE BOTTOM OF EACH ADDITIONAL PAGE MUST BEAR THE INITIALS OF THE PERSON MAKING THE STATEMENT, AND PAGE NUMBER MUST BE INDICATED.		

STATEMENT OF

TAKEN AT

DATED

B. STATEMENT (Continued)
NOT USED.....

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 12 day of JULY, 2004 at 370 Jay Street, Brooklyn NY

[REDACTED]
(Signature of Person Administering Oath)

[REDACTED]
(Typed Name of Person Administering Oath)

UCMJ, ARTICLE 136

(Authority To Administer Oaths)

ORGANIZATION OR ADDRESS

ORGANIZATION OR ADDRESS

INITIALS OF PERSON MAKING STATEMENT

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