

DEPARTMENT OF THE ARMY
286th MILITARY POLICE DETACHMENT (CID)
22nd MILITARY POLICE BATTALION, 3rd MILITARY POLICE GROUP
UNITED STATES ARMY CRIMINAL INVESTIGATION COMMAND
APO AE 09392

CIRB-KAW

30 April 2004

MEMORANDUM FOR SEE DISTRIBUTION

SUBJECT: CID ^{Final} ~~Interim~~ Report - 0040-04-CID469-79638-5H1A/5M3/9G1

DATES/TIMES/LOCATIONS OF OCCURRENCES:

1. 28 FEB 2004/0855; GRID COORDINATE 38S LE825101, TAAL AL JAL, IRAQ
2. 1 MAR 2004/1810/29 MAR 2004/1419; FOB WARRIOR, KIRKUK, IRAQ

DATE/TIME REPORTED: 28 FEB 04, 1800

INVESTIGATED BY: SA ^{704 b6 b1 b2} [REDACTED] SA ^{704 b6 b1 b2} [REDACTED]

SUBJECT: 1. ^{704 b6 b5} [REDACTED], PFC; ^{704 b6 b5} [REDACTED]
[REDACTED] M; WHITE; HEADQUARTERS AND HEADQUARTERS COMPANY (HHC), 1/27 IN BN,
25th ID (HOME BASE: SCHOFIELD BKS, HI), FORWARD OPERATING BASE (FOB)
MCHENRY, IRAQ, APO AE 09347; CT; [MURDER][FALSE OFFICIAL STATEMENT]

VICTIM: 1. KADIR, MUHAMAD HUSAIN; LOCAL IRAQI NATIONAL, TAAL AL JAL,
IRAQ; ZZ; (NFI); [MURDER]

2. U.S. GOVERNMENT; [FALSE OFFICIAL STATEMENT]

INVESTIGATIVE SUMMARY:

This is an "Operation Iraqi Freedom" investigation.

This office was notified by the Staff Judge Advocate (SJA), 4th Infantry Division, Camp Iron Horse, Tikrit, Iraq, APO AE 09323, of a soldier who shot and killed a local national who was flexi cuffed.

^{704 b6 b5}
Investigation established probable cause to believe PFC [REDACTED] committed the offense of Murder when he shot and killed Mr KADIR while he was flexi cuffed and detained by unit personnel following a cordon and search in Taal Al Jal, Iraq.

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Further, investigation established probable cause to believe PFC [REDACTED] committed the offense of False Official Statement when he knowingly provided a false written statement to this office, which stated he (PFC [REDACTED]) did not know Mr KADIR was flexi cuffed when he shot him.

STATUTES:

Article 118, UCMJ: Murder

Article 107, UCMJ: False Official Statement

EXHIBITS/SUBSTANTIATION:

Attached:

1. Agent's Investigation Report (AIR) of SA [REDACTED] 5 Mar 04, detailing the Basis for Investigation; unit coordination; witness interviews of CPT [REDACTED] SPC [REDACTED] PFC [REDACTED] SPC [REDACTED] CPL [REDACTED] SPC [REDACTED] SGT [REDACTED] and SGT [REDACTED] subject interview of PFC [REDACTED] collection of evidence and coordination with SJA.

2. Serious Incident Report, dated 28 Feb 04 and bearing SIR number 4ID04052.

3. 15-6 investigation packet containing the statements containing the statements of CSM [REDACTED], DA form 3881 and statement of SGT [REDACTED] statement of CPT [REDACTED] DA form 3881 and statement of PFC [REDACTED] statement of 2LT [REDACTED] Handwritten statement of PFC [REDACTED] Handwritten statement of SGT [REDACTED]

4. Photographic packet depicting the crime scene comprised of 8 photos.

5. Compact Disc containing all photographic images of the originals of Exhibit 4. (USACRC Copy only).

6. Sworn Statement of SPC [REDACTED] 1 Mar 04, detailing his knowledge of this incident.

7. Sworn Statement of PFC [REDACTED] 1 Mar 04, detailing his knowledge of this incident.

8. Sworn Statement of PFC [REDACTED] 1 Mar 04, detailing his knowledge of this incident.

9. Sworn Statement of SPC [REDACTED] 1 Mar 04, detailing his knowledge of this incident.

10. Sworn Statement of CPL [REDACTED] 1 Mar 04, detailing his knowledge of this incident.

11. Sworn Statement of SPC [REDACTED] 1 Mar 04, detailing his knowledge of this incident.

12. Sworn Statement of SGT [REDACTED] 1 Mar 04, detailing his knowledge of this incident.

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7C5
b65
13. DA form 3881, Rights Warning Waiver Certificate and DA form 2823, Sworn Statement of PFC [REDACTED] dated 1 Mar 04, wherein; PFC [REDACTED] admitted to killing Mr KADIR an Iraqi National, however, PFC [REDACTED] denied he knew Mr KADIR was flexi cuffed at the time of the shooting.

7C664
14. DA form 2823, Sworn Statement of SGT [REDACTED] 1 Mar 04, detailing what he witnessed and observed during this incident.

7C5
b65
15. Waiver Certificate and Sworn Statement of PFC [REDACTED] 29 Mar 04, wherein; PFC [REDACTED] admitted he killed Mr KADIR knowing he was flexi cuffed at the time of the shooting.

7C-1, b6-1
7C5 b65
16. AIR of SA [REDACTED] 16 Apr 04, detailing the re-interview of PFC [REDACTED] and coordination with the SJA and unit commander.

7C b65
17. Polygraph Examination Report pertaining to PFC [REDACTED] 30 Mar 04.

18. DA Form 4137, Evidence/Property Custody Document, 8 Nov 03, voucher #252-04.

Not Attached:

Retained in the files of the evidence depository, 22nd Military Police Battalion (CID), Baghdad International Airport, Baghdad, Iraq:

7C b65
19. M-4 Carbine bearing serial number WO55444 (PFC [REDACTED]), Voucher #252-04

Retained in the files of the U.S. Army Crime Records Center (USACRC), Fort Belvoir, VA:

7C b65
20. Polygraph authorization (PFC [REDACTED]) 29 Mar 04.

7C b65
21. Polygraph examination statement of consent (PFC [REDACTED]) 29 Mar 04.

7C b65
22. Seven polygraph charts (PFC [REDACTED]) 29 Mar 04.

The originals of Exhibits 1 through 16 are forwarded with the USACRC copy of this report. The original of Exhibit 17 is maintained in the files of the United States Army Crime Records Center (UDACRC). The original of Exhibit 18 is maintained in the files of the 22nd Military Police Battalion (CID), Baghdad International Airport, Baghdad, Iraq.

STATUS: This is a Final "C" Report. This investigation is being terminated in accordance with Section V, paragraph 4-17(6), CIDR 195-1, in that the Special Agent in Charge has determined that furtherance of this investigation would be of little or no value and that leads remaining to be developed are not significant. Remaining leads include additional canvass interviews and full identification of Mr KADIR. Commander's Report of Action (DA Form 4833) is pending.

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Report Prepared By:

[REDACTED] 7C1 b6/

Special Agent [REDACTED] 02

Report Approved By:

[REDACTED] 7C1
[REDACTED] b6/

Special Agent-in-Charge

DISTRIBUTION:

1- USACRC (original)
1-CDR, HHC, 1/27 IN BN, 25th ID
1-THRU: CDR, 22ND MP BN (CID), BIAP, IZ
THRU: CDR, 3rd MP Group (CID), ATTN: OPS, Ft Gillem, GA
TO: HQUSACIDC, ATTN: CIOP-COP-CO, Fort Belvoir, VA 22060-5505 (email only)
1-Director, Armed Forces Institute of Pathology, Attn: Armed Forces Medical Examiner, 1413
Research Blvd, Annex Building 102, Rockville, MD 20850 (w/exhibits)
1-PMO, 1st ID (email only)
1-PMO, CJTF-7 (email only)
1- SJA, 1st ID (Attn: MAJ [REDACTED] 7C3 b6 3
1-Chief of Staff, 1st ID
1-File

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AGENT'S INVESTIGATION REPORT

ROI NUMBER

0040-04-CID469-79638

CID Regulation 195-1

PAGE 2 OF 4 PAGES

DETAILS

7C4 664
7C1 661
About 1645, 29 Feb 04, SA [REDACTED] coordinated with CPT [REDACTED] HHC, 1-27th IN BN, 25ID, FOB Warrior, Kirkuk, Iraq who stated the Rules of Engagement (ROE) are briefed before every mission so the soldiers are fully aware of them. CPT [REDACTED] stated the only time one would engage a detainee is if one was in a direct hostile threat. CPT [REDACTED] further stated he has never had a problem with PFC [REDACTED] prior to this incident.

7C1 661
7C4 664
About 2143, 29 Feb 04, SA [REDACTED] coordinated with MAJ [REDACTED] who stated the name of the Iraqi killed was Mr Muhamad Husain KADIR, Mosul, Iraq (NFI).

7C4 664
7C1 661
7C4 664
About 1110, 1 Mar 04, SA [REDACTED] interviewed CPT [REDACTED] A Company, 1-27th IN BN, 25ID, FOB McHenry, Iraq who provided a verbal statement in which he stated during the mission, he was contacted by SGT [REDACTED] and notified that an Iraqi had been killed. He stated arrived to the scene and questioned PFC [REDACTED] about what had happened. He stated PFC [REDACTED] told him he shot the Iraqi because he thought the man had lunged at SGT [REDACTED]. PFC [REDACTED] also related he did not realize the Iraqi was flexi-cuffed when he fired his weapon.

7C1 661
7C4 664
About 1135, 1 Mar 04, SA [REDACTED] obtained from CPT [REDACTED] the original statements from the 15-6 investigation and photographs of the scene. (See Sworn Statements, Photographic Packet and Compact Disk for Details)

7C1 661
7C4 664
About 1130, 1 Mar 04, SA [REDACTED] interviewed SPC [REDACTED] Medic, HHC, 1-27th IN BN, 25ID, FOB McHenry, Iraq who provided a sworn statement in which he stated when he arrived the access the Iraqi he checked for a pulse, which met with negative results. (See Sworn Statement for Details)

7C1 661
7C4 664
About 1145, 1 Mar 04, SA [REDACTED] interviewed PFC [REDACTED] HHC, 1-27th IN BN, 25ID, FOB McHenry, Iraq who provided a sworn statement in which he stated he heard the shot being fired but did not see anything. (See Sworn Statement for Details)

DODDOACID-005404

TYPED AGENT'S NAME AND SEQUENCE NUMBER

SA [REDACTED]

ORGANIZATION

43rd MP DET (CID) (FWD)

APO AE 09323, Operation Iraqi Freedom

SIGNATURE

DATE

5 Mar 04

EXHIBIT

/

CID FORM 94

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AGENT'S INVESTIGATION REPORT		ROI NUMBER 0040-04-CID469-79638	
CID Regulation 195-1		PAGE 3 OF 4 PAGES	
DETAILS			
<p>About 1146, 1 Mar 04, SA ^{7C661} [REDACTED] collected as evidenced one M16 Rifle, serial number W055444. The M16 Rifle was documented on an Evidence/Property Custody Document (EPCD), voucher number 009/04. (See EPCD for Details)</p>			
7C664	<p>About 1243, 1 Mar 04, SA ^{7C661} [REDACTED] interviewed PFC ^{7C664} [REDACTED] HHC, 1-27th IN BN, 25ID, FOB McHenry, Iraq who provided a sworn statement in which he stated he was pulling security while the two soldiers went to detainee the Iraqi in the field. (See Sworn Statement for Details)</p>		
7C664	<p>About 1255, 1 Mar 04, SA ^{7C661} [REDACTED] interviewed SPC ^{7C664} [REDACTED] HHC, 1-27th IN BN, 25ID, FOB McHenry, Iraq who provided a sworn statement in which he stated he heard the shot fired but did not see anything. (See Sworn Statement for Details)</p>		
7C664	<p>About 1323, 1 Mar 04, SA ^{7C661} [REDACTED] interviewed CPL ^{7C664} [REDACTED] HHC, 1-27th IN BN, 25ID, FOB McHenry, Iraq who provided a sworn statement in which he stated he was in charge of searching vehicle when he heard a shot come from the opposite direction. (See Sworn Statement for Details)</p>		
7C664	<p>About 1350, 1 Mar 04, SA ^{7C661} [REDACTED] interviewed SPC ^{7C664} [REDACTED] B Battery, 1-62nd Air Defense Artillery (ADA), 25ID, FOB McHenry, Iraq who provided a sworn statement in which he stated he did not observe or hear anything. (See Sworn Statement for Details)</p>		
7C664	<p>About 1358, 1 Mar 04, SA ^{7C661} [REDACTED] interviewed SGT ^{7C664} [REDACTED] B Battery, 1-62nd ADA, 25ID, FOB McHenry who provided a sworn statement in which he did not observe or hear anything. (See Sworn Statement for Details)</p>		
<p>About 1440, 1 Mar 04, SA ^{7C661} [REDACTED] advised PFC ^{7C665} [REDACTED] of his rights, which he waived and provided a sworn statement in which he confessed to shooting and killing a local Iraqi national. PFC ^{7C665} [REDACTED] further stated</p>			
TYPED AGENT'S NAME AND SEQUENCE NUMBER SA ^{7C661} [REDACTED] ⁶²		ORGANIZATION 43 rd MP DET (CID) (FWD) APO AE 09323, Operation Iraqi Freedom	
SIGNATURE [REDACTED]		DATE 5 Mar 04	EXHIBIT /

DODDOACID-005405

CID FORM 94

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AGENT'S INVESTIGATION REPORT		ROI NUMBER 0040-04-CID469-79638	
<i>CID Regulation 195-1</i>		PAGE 4 OF 4 PAGES	
<p>DETAILS</p> <p>he did not know the Iraqi was flexi-cuffed and he shot the Iraqi when he perceived to lung at SGT [REDACTED]. (See Waiver Certificate and Sworn Statement for Details) <i>7C/b64</i></p> <p>Agent's Comment: During the interview, PFC [REDACTED] <i>7C/b65</i> displayed no remorse for his actions even though he incorrectly thought the Iraqi man was attacking SGT [REDACTED] and stated he was just trying to do his job and protect SGT [REDACTED] <i>7C/b64</i></p> <p>About 1720, 1 Mar 04, SA [REDACTED] <i>7C/b61</i> interviewed SGT [REDACTED] <i>7C/b64</i> who provided a sworn statement in which he stated he flexi-cuffed the Iraqi and was proceeded to move the Iraqi to the TCP when PFC [REDACTED] <i>7C/b65</i> shot and killed the Iraqi. (See Sworn Statement for Details)</p> <p>About 1929, 1 Mar 04, SA [REDACTED] <i>7C/b61</i> received a check of the Defense Clearance and Investigations Index (DCII) which revealed no derogatory information pertaining to PFC [REDACTED] <i>7C/b65</i></p> <p>About 0945, 5 Mar 04, SA [REDACTED] <i>7C/b61</i> coordinated with MAJ [REDACTED] <i>7C/b63</i> Staff Judge Advocate, 4ID, FOB Iron Horse who stated the rifle collected as evidence did not have to be submitted to the United States Army Criminal Investigation Laboratory for examination.///LAST ENTRY///</p>			
TYPED AGENT'S NAME AND SEQUENCE NUMBER SA [REDACTED] <i>7C/b61 b2</i>		ORGANIZATION 43 rd MP DET (CID) (FWD) APO AE 09323, Operation Iraqi Freedom	
SIGNATURE [REDACTED] <i>7C/b61</i>		DATE 5 Mar 04	EXHIBIT 1

CID FORM 94

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Page(s)

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Referred to:

U.S. CENTRAL COMMAND
7115 SOUTH BOUNDARY BLVD
ATTN: CCJ6-DM
MACDILL AIR FORCE BASE
FLORIDA 33621-5101 -

MS. JACQUELINE SCOTT
scottj@centcom.smil.mil
(813) 827-5341/2830

PHOTOGRAPHIC PACKET

CASE NUMBER: 0040-04-CID469-79638

NUMBER:

DESCRIPTION OF PHOTOGRAPH

Photograph depicting where the remains of Mr KADIR lay after he was shot

Photograph depicting the flexi-cuffs bound to Mr KADIR's wrists

Photograph depicting a close-up image of the Flexi-cuffs

Photograph depicting the front side of Mr KADIR

Photograph depicting the front side of Mr KADIR

Photograph depicting the head of Mr KADIR

Photograph depicting injuries to the head of Mr KADIR

Photograph depicting the spent cartridge, rifle and the remains of Mr KADIR from the shooting

EXHIBIT

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CD

DODDOACID-005409

SWORN STATEMENT

For use of this form, see AR 190-45; the proponent agency is Office of The Deputy Chief of Staff for Personnel.

LOCATION FOB Warrior, Kirkuk, Iraq	DATE 1 Mar 2004	TIME 1130	FILE NUMBER 0040-04-CID469-79838
LAST NAME, FIRST NAME, MIDDLE NAME [REDACTED] 7C664	SOCIAL SECURITY NUMBER [REDACTED] 7C664		GRADE/STATUS E-4/RA
ORGANIZATION OR ADDRESS HHC, 1-27 Infantry Battalion, FOB McHenry, Iraq			

I, [REDACTED] 7C664, WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH:
On 28 Feb 04 around 1100 SGT [REDACTED] received a call over the radio requesting a medic to come to there location, which was at a Traffic Control Point (TCP) north of the village. I was presently in the village of Taal Al Jal waiting for the cordon and search to be conducted. I was standing by in case someone needed medical treatment. After the call came over the radio I ran over to the location of the TCP with CPT [REDACTED] The area was about three hundred meters away. When I arrived at the TCP I observed one Iraqi male lying in a field with his face up. I proceeded to assess the Iraqi male and verified the Iraqi was shot in the back of the head. I checked for a pulse on the Iraqi, which met with negative results. [REDACTED] 7C664

Q: SA [REDACTED] 7C664

A: SPO [REDACTED] 7C664

Q: Describe the injuries sustained by the Iraqi?

A: Gunshot wound to the upper left side of his head. The size of the entrance wound was approximately the size of a 5.56MM round. I did not observe any exit wounds. While I was observing the eyes on the Iraq I could see what appeared to be brain matter coming out from the eyes.

Q: Did you provide any treatment to the Iraqi male who was shot?

A: I just checked for a pulse, which he did not have.

Q: Describe what the Iraqi male looked like?

A: He was wearing a green sweat top with a red and white scarf, black leather shoes and sweat pants. He had black hair, a black beard, approximately 5'9, 170. I could not tell what color his eyes were.

Q: Was the Iraqi male bound with flexi-cuffs?

A: Yes, they were bound behind his back.

Q: When you arrived at the scene how was everything acting?

A: The people were mad because the Iraqi was shot while he was flexi-cuffed.

Q: How far away was the body of the Iraqi male in relation to the TCP?

A: About 200 meters north of the TCP.

Q: Do you have anything else to add to this statement?

A: No.///End of Statement/// [REDACTED] 7C664

DODDOACID-005410

EXHIBIT	INITIALS OF PERSON MAKING STATEMENT [REDACTED] 7C664	PAGE 1 OF 2 PAGES
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ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT OF [REDACTED] TAKEN AT [REDACTED] DATED [REDACTED] CONTINUED."
THE BOTTOM OF EACH ADDITIONAL PAGE MUST BEAR THE INITIALS OF THE PERSON MAKING THE STATEMENT AND BE
INITIALED AS "PAGE [REDACTED] OF [REDACTED] PAGES." WHEN ADDITIONAL PAGES ARE UTILIZED, THE BACK OF PAGE 1 WILL BE
LINED OUT, AND THE STATEMENT WILL BE CONCLUDED ON THE REVERSE SIDE OF ANOTHER COPY OF THIS FORM.

DA FORM 2823
1 JUL 72

SUPERSEDES DA FORM 2823, 1 JAN 68, WHICH WILL BE USED.

EXHIBIT

STATEMENT OF SPC [REDACTED] TAKEN AT FOB Warrior Iron Horse DATED 1 March 2004 CONTINUED:
STATEMENT (Continued)

DODDOACID-005411

704664 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.

WITNESSES:

ORGANIZATION OR ADDRESS

ORGANIZATION OR ADDRESS

INITIALS OF PERSON MAKING STATEMENT

[REDACTED]
(Signature of Person Making Statement)

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 1st day of March, 2004 at FOB Warrior, Kirkuk, Iraq

[REDACTED]
(Signature of Person Administering Oath)

SA [REDACTED]
(Typed Name of Person Administering Oath)

Article 136(b)(4), UCMJ
(Authority To Administer Oaths)

PAGE 2 OF 2 PAGES

EXHIBIT

SWORN STATEMENT

For use of this form, see AR 190-45; the proponent agency is Office of The Deputy Chief of Staff for Personnel

LOCATION
SJA, 2nd ACD, 25 INF DIV

DATE

TIME

FILE NUMBER

LAST NAME FIRST NAME MIDDLE NAME

1 MAR 04

1145

0041-04-020464-79638

SOCIAL REGISTRATION

GRADE/STATUS

HHG 1-27 00464 25th INF

7064

PFC/E-3

WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH

On the 28th of February 2004, the HHG 1-27 MPTS #1 gun, along with PFC [redacted] (gunner for #2 gun) and Sgt [redacted] from F.D.C. went out with Alpha Co. 1-27 to provide extra security for a raid that they were conducting. We arrived at the raid site at approx. 0500 hrs. Our mission was to block the main road to the town from the village from vehicles coming in or out and to watch for people running from the raid site. There were no sign of any activity till about 0800 hrs. We had some fear that came past us and we had been told not to worry about the farmers. At about 0835 we received a call from Alpha Co. that said detain all male coming in or out of the village to include farmers. As soon as the call came down, Sgt [redacted] and PFC [redacted] headed about 150 meters to the right hand side of the road to detain a male that was herding cattle. While they were detaining this man, myself, Cpl [redacted] PFC [redacted] 7064, 1 Wpc. [redacted] from A Co., Sgt [redacted] and an Avenger crew man were formulating a plan for the vehicles that were starting to come in to the village. At that time I heard a shot from the direction of the field. I turned around to see what [redacted] and PFC [redacted] standing and no one else. Everyone was unsure what happened. During all this I had to push about 50 meters down the road to stop a vehicle that was attempting to enter the village. It was not until about an hour later that I found out that someone had been shot. No one could give any reasons for what happened or how it was later back at the F.O.B. that I got the specifics.

Q: SA

A: PFC

Q: Did members of your team receive a use of force brief prior to this mission?

EXHIBIT

INITIALS OF PERSON MAKING STATEMENT

PAGE 1 OF

PAGES

ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT OF

TAKEN AT

DATED

CONTINUED

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EXHIBIT

7-00 49

7C464
STATEMENT OF PFC [REDACTED]

TAKEN AT STA, 2 OCT 15 INF

FILE NUMBER: 0001-04-CE0469-79678
DATED 1 MAR 04 CONTINUED

A: We received a brief on the R.O.E from Sgt. [REDACTED] that the rules were the same. What you use deadly force only if you feel your life is in danger or the lives of your teammates/fellow soldiers etc... That you do not fire your weapon unless you are fired upon.

Q: Would there be any reason [REDACTED] would have had his weapon on "Fire" as he and SGT [REDACTED] were dealing with the Iraqi man?

A: No. There is no reason that his weapon should have been set the high ready or left safe. The only reason he should have his weapon left safe is if he was going to engage a target.

7C465 Q: Had [REDACTED] give any indications that he was looking forward to "engaging the enemy" or that he wanted to fire his weapon during this mission?

A: No. Not during this mission. On the part he had joked and bragged about different scenarios that he would do this and that and different things that ^{he} could happen in a mission or convoys.

Q: How was his demeanor after the incident?

A: I only saw him for a few seconds, but he seemed more scared about the punishment facing him than his actions.

Q: Prior to this mission, had [REDACTED] have any accidental discharge incidents with this weapon? 7C465

A: No.

Q: Do you have any thing to add to this statement?

A: NO. /// END STATEMENT /// [REDACTED] 7C464

DODDOACID-005413

EXHIBIT 7

[Lined area for statement content, mostly crossed out with a diagonal line]

NOT USED

DODDOACID-005414

7/10/04 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.

WITNESSES:

ORGANIZATION OR ADDRESS

ORGANIZATION OR ADDRESS

[REDACTED]
Subscribed and sworn to before me, a person authorized by law to administer oaths, this 1 day of MAR, 2004 at SSA, 28 CT, 25 INF, 754115 KICKER, JEF.
[REDACTED] 7C1661
[REDACTED] Person Administering Oath:
SA [REDACTED] 7C1661
[REDACTED] Typed Name of Person Administering Oath:
Art 136, OCM 5
(Authority To Administer Oaths)

SWORN STATEMENT

For use of this form, see AR 190-45; the proponent agency is Office of The Deputy Chief of Staff for Personnel.

LOCATION FOB Warrior, Kirkuk, Iraq	DATE 1 Mar 2004	TIME 12 43	FILE NUMBER 0040-04-CID-69-79638
LAST NAME, FIRST NAME, MIDDLE NAME [REDACTED] 7C4 b64	SOCIAL SECURITY NUMBER [REDACTED]		GRADE/STATUS E-3/RA
ORGANIZATION OR ADDRESS HHC, 1-27 th Infantry Division			

On 28 Feb 04 my squad (1st), was detailed out to provide a traffic control point west of the village of Taal Al Jal, Iraq. My squad consisted of four personnel plus we had two additional personnel attached to us. While we were at the TCP a call came over the radio to detainee all Iraqi males in the area. When this call came out we observed an Iraqi cow herder out in a field about 200 meters south of the TCP. SGT [REDACTED] and PFC [REDACTED] preceded out to detainee the Iraqi male in the field. SGT [REDACTED] instructed me to pull security for them since I was the only gunner at this TCP. I pointed my M249 in the direction of the detainee and observed SGT [REDACTED] and PFC [REDACTED] walk out to the Iraqis location. From my location I could not determine who was placing the flexi-cuffs on the Iraqi male. I then observed the Iraqis hands behind his back and a soldier escorting him to my location.. The soldiers and the Iraqi took a few steps towards my location and I heard a shot being fired. I was scanning the areas to my left and right on various occasions so I did not see the shot fired. Once I heard the shot I looked towards them and I observed the Iraqi fall to his knees and then to his face. A few seconds later a call came over the radio requesting information on where the shots were being fired. SPC [REDACTED] proceeded to the location of the Iraqi to relieve SGT [REDACTED] so he could make the call back to higher about the shooting. SGT [REDACTED] came back to the TCP and reported to higher that PFC [REDACTED] shot an Iraqi detainee in the head and the detainee was flexi-cuffed at the time of the shooting. About ten minutes later the 1SG and Commander came to the location to verify the incident. About 40 minutes later they called up and stated they needed a body bag so I grabbed one and took it to the body. Once I dropped off the body bag I returned to the TCP and manned the M249 again.

Q: SA [REDACTED] 7C1 b61
A: PFC [REDACTED] 7C4 b64

Q: Who was located at the TCP?

A: SGT [REDACTED], SPC [REDACTED], PFC [REDACTED], CPL [REDACTED], PFC [REDACTED] and myself. There was also two personnel in the avenger vehicle, but I don't know their names.

Q: Did you observe the Iraqi Cow Herder out in the field prior to the call coming over the radio to detainee any Iraqi males?

A: Yes, He was there since daybreak.

Q: Did the Iraqi Cow Herder do anything suspicious throughout the day?

A: No.

Q: How far away were you pulling security when SGT [REDACTED] and PFC [REDACTED] were detaining the Iraq?

A: 200 meters.

Q: When you heard the shot fired and looked to that direction where was everyone located?

A: The three were in a line walking towards the northwest. I saw one soldier in front of the detainee pulling the detainee by the shirt and the other soldier was right behind the detainee.

Q: Did you get a Rules of Engagement (ROE) Brief prior to this mission?

A: Yes, SGT [REDACTED] gave us the brief and he stated if people are running from the village shoot them.

Q: Was deadly force authorized if a detainee was flexi-cuffed?

A: No.

Q: When would deadly force be authorized?

A: When a hostile threat towards coalition forces is made.

Q: Did PFC [REDACTED] receive the ROE brief?

A: Yes

Q: What kind of person is PFC [REDACTED] 7C b65

A: He is an asshole because he thinks he is better than everyone.

DODDOACID-005415

EXHIBIT	INITIALS OF PERSON MAKING STATEMENT [REDACTED]	PAGE 1 OF 2 PAGES
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ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT OF [REDACTED] TAKEN AT [REDACTED] DATED [REDACTED] CONTINUED." THE BOTTOM OF EACH ADDITIONAL PAGE MUST BEAR THE INITIALS OF THE PERSON MAKING THE STATEMENT AND BE INITIALED AS "PAGE [REDACTED] OF [REDACTED] PAGES." WHEN ADDITIONAL PAGES ARE UTILIZED, THE BACK OF PAGE 1 WILL BE LINED OUT, AND THE STATEMENT WILL BE CONCLUDED ON THE REVERSE SIDE OF ANOTHER COPY OF THIS FORM.

DA FORM 2823
1 JUL 72

SUPERSEDES DA FORM 2823, 1 JAN 68, WHICH WILL BE USED.

704604
STATEMENT OF PFC [REDACTED] TAKEN AT FOB WARRIOR DATED 1 March 2004 CONTINUED:
STATEMENT (Continued) 704604

Q: Did PFC [REDACTED] ever state before this incident that he wanted to kill an Iraqi?
A: Yes on numerous occasions. I could not tell if he was joking but he would always see any Iraqi and ask if he could shoot them. 705008
Q: Has PFC [REDACTED] shot any Iraqis prior to this incident?
A: No. 705105
Q: Did PFC [REDACTED] make any indication he was going to shot and kill an Iraqi on the mission you were conducting on 28 Feb 04?
A: No.
Q: When you went out to the location of the Iraqi to drop off the body bag what did the Iraqi look like?
A: I was about 25 meters away and the only thing I could see is that the Iraqi had flexi-cuffs bound behind his back and he was laying face down. I could also see that his head was bloody. 705205
Q: While you were pulling security for SGT [REDACTED] and PFC [REDACTED] did the Iraqi struggle with anyone?
A: Not that I noticed. 705304
Q: Do you have anything else to add to this statement?
A: No//End of Statement// [REDACTED] 704604

DODDOACID-005416

704604
AFFIDAVIT

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.

WITNESSES:

ORGANIZATION OR ADDRESS

ORGANIZATION OR ADDRESS

INITIALS OF PERSON MAKING STATEMENT

[REDACTED] 704604
(Signature of Person Making Statement)

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 1st day of March, 2004

at FOB WARRIOR, KIRKUK, IRAQ

[REDACTED] 701 661
(Signature of Person Administering Oath)

SA [REDACTED] 701601
(Typed Name of Person Administering Oath)

Article 136(b)(4), UCMJ
(Authority To Administer Oaths)

PAGE 2 OF 2 PAGES

EXHIBIT 2

For Official Use Only

SWORN STATEMENT

For use of this form, see AR 180-45; the proponent agency is Office of The Deputy Chief of Staff for Personnel.

LOCATION SJA, 18CT, 23th INF
Kirkuk Iraq

DATE 1 MAR 04
TIME 1255
SOCIAL SECURITY NUMBER

FILE NUMBER 0040-04-C-0469-79638
GRADE/STATUS SPC/E-4

ORGANIZATION OR ADDRESS
HHC 1-27 Mortar

WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH:

That morning we went on a mission to secure the outskirts of a little town while RCO did a raid. We were to set up a check point on a road leading into the city with the Avengers. After the company we had our area of responsibility and stopped with the Avengers and pulled security. We turned the incoming women and outgoing women back and made some more of the males patrol the city. After about first light we received a call over the net saying to follow all major course they were looking for two people. Well a former was out in the field it was the same one from earlier that it was [redacted] about shooting. So [redacted] and [redacted] went to detain him. At that moment 3 women on a tractor tried to get through our checkpoint myself and Cpl [redacted] went to turn them around a few minutes later we heard a shot fired from my right rear. We turned and looked at one guy and saw two figures standing and one saying down. I said to [redacted] at [redacted] didn't shoot that guy. At that time [redacted] asked for someone to go over to him he said pull security till I get back. I said agree. I walked over to [redacted] and asked what happened he said [redacted] was putting the flex cuffs on and the guy turned his head and then jumped at [redacted] and shot him in the back of the head. I said down not back. I went back at the body and noticed that the man's hands were behind his back I looked at [redacted] and asked if he was flexed cuffs and he replied of course I was watching his head. I told him he was flexed cuffs and that now he was free. He went over to the body and started to touch it. I told him not to and to smoke a cigarette till [redacted] returned. I then saw Cpt [redacted] 1SG [redacted] and Sgt [redacted] come over and [redacted] asked who shot him. [redacted] said I did. He then asked me if I was

EXHIBIT

INITIALS OF PERSON MAKING STATEMENT

R4
064

PAGE 1 OF 3 PAGES

ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT OF _____ TAKEN AT _____ DATED _____ CONTINUED

EXHIBIT

9

For Official Use Only

EX-00 54

STATEMENT OF SPC [REDACTED]

744664

TAKEN AT STA, 2 OCT, 25 MC DATED 1 MAR 67

FILE NUMBER: 0046-04-CE0444-79638

CONTINUED

Q: I said no, he then said take his weapons and go away, I took his knife left [REDACTED] took his Rap and ISC took his M4 and I went back to the truck and parked securely.
A: SA [REDACTED] 744661
A: SPC [REDACTED] 744664

Q: Was your team provided a Brief on Use of Force prior to the mission?

A: Yes, on an earlier mission the Sgt [REDACTED] and Lt [REDACTED] briefed that only when you are shot at. The ROE of this mission was if you shot a man fleeing the city, armed or not take him down, don't shoot at women or children.

Q: Did any members on your team have to fire their weapon at fleeing Iraqi men?

A: No

Q: Prior to or during this mission, did [REDACTED] indicate that he was wanting to "Engage the enemy" or have the opportunity to shoot or fire his weapon?

A: Since the orders came down he has stated that he wanted to shoot some Iraqis and then that morning he saw the man walking his way and asked Sgt [REDACTED] if he could shoot him even tho he is not fleeing the city.

Q: Did he appear to be serious when he made this remark about shooting the Iraqi man?

A: In my opinion yes he had a serious look on his face and was not laughing. 745665

Q: What was [REDACTED]'s demeanor after the incident?

A: After the shot and I came over and tried to calm him down and asked him what happened he said that the guy came he turned and jumped at Sgt [REDACTED]. I said good then I noticed the guy was flex cuffed and asked if he was flex cuffed he said I don't know I was watching his hands. I told him with the guy being cuffed you are fucked. He stepped closer to look at the body and I told him to not touch it and smoke a cigarette. The way two were standing

DODDOACID-005418

744664

EXHIBIT 9

7C4664

STATEMENT OF SPO

TAKEN AT SJA, 2 OCT, 25 INF

FILE NUMBER: 0040-04-000404-74676

DATED 1 MAR 04 CONTINUED:

STATEMENT (Continued)

When I first looked after the blood on when the body was it
didn't seem right to me cause Sgt [redacted] was all out of
[redacted] seemed to not even really care, he just was worried
more about what would happen to him.

Q: Do you have any thing to add to this statement?

A: No // END OF STATEMENT III [redacted] 7C4664

DODDOACID-005419

AFFIDAVIT

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.

WITNESSES:

ORGANIZATION OR ADDRESS

ORGANIZATION OR ADDRESS

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 1 day of MAR, 2004 at SJA, 2 OCT, 25 INF, KIRKUE 11204

SA [redacted]

(Typed Name of Person Administering Oath)

Art 136, UCMJ

(Authority To Administer Oaths)

EXHIBIT 9

SWORN STATEMENT

For use of this form, see AR 190-45; the proponent agency is Office of The Deputy Chief of Staff for Personnel.

LOCATION FOB Warrior, Kirkuk, Iraq	DATE 1 Mar 2004	TIME 1325	FILE NUMBER 0040-04-CID469-79638
LAST NAME FIRST NAME MIDDLE NAME [REDACTED] 7C4664	SOCIAL SECURITY NUMBER [REDACTED]		GRADE/STATUS E-4/RA
ORGANIZATION OR ADDRESS HHC 1-37th Infantry Battalion 7C4664			

On 28 Feb 04 I was working at a Traffic Control Point (TCP) for a mission are unit was conducting. My main responsibility was to search the vehicles, which approached the TCP. Around 1100 a call came over the radio to detainee any Iraqi males in the area. The was one Iraqi male in the field herding cows so SGT [REDACTED] and PFC [REDACTED] went out to the Iraqis position to detainee him. While the soldiers walk out to the Iraqis position I observed two trucks coming from the east and west so I was kept eyes on to see where they were going. While I was watching the trucks I heard a shot fired. I did not know where the shot came from so I began to scan the area, when I heard a call over the radio requesting information on who fired the shot. I then observed SGT [REDACTED] in the field motioning over to us to send someone out to his location. I also saw the Iraqi male lying on the ground but I could not tell if he was shot. SPC [REDACTED] proceeded to SGT [REDACTED] location to relieve him so he could call higher about the incident. When SGT [REDACTED] arrived to the TCP he stated to me he had detained the Iraqi and flexi-cuffed his hands behind his back and was walking the Iraqi detainee towards the TCP when he heard a shot fired. SGT [REDACTED] stated to me he could hear the round go by his head and it was shot by PFC [REDACTED] who was behind the detainee and me. SGT [REDACTED] then called in the incident to black six, who is CPT [REDACTED]. Once the call was made the 1SG and CSM should up at the scene. I continued to look out for vehicle approaching the TCP while the chain of command took care of the Iraqi. 7C5665

Q: SA [REDACTED] 7C4664

A: CPL [REDACTED] 7C4664

Q: Did PFC [REDACTED] ever state he wanted to kill an Iraqi? 7C5665

A: Nothing that I have heard.

Q: How far away from the TCP was the Iraqi at when he was shot?

A: 200 Meters north of the TCP.

Q: How many shots did you hear?

A: Just one.

Q: Where you briefed on the Rules of Engagement prior to this mission?

A: Yes, by SGT [REDACTED]

Q: What was briefed on the aspect of deadly force?

A: When the initial raid took place if anyone was seen fleeing the village deadly force was authorized.

Q: When did the initial raid take place?

A: At 0500.

Q: How long was the Iraqi cow herder out in the field?

A: 30 minutes.

Q: Did the Iraqi cow herder make any threats towards coalition forces at any time?

A: No.

Q: Do you have anything else to provide to this statement?

A: No///End of Statement/ [REDACTED] 7C4664

DODDOACID-005420

EXHIBIT	INITIALS OF PERSON MAKING STATEMENT [REDACTED] 7C4664	PAGE 1 OF 2 PAGES
<p>ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT OF [REDACTED] TAKEN AT [REDACTED] DATED [REDACTED] CONTINUED." THE BOTTOM OF EACH ADDITIONAL PAGE MUST BEAR THE INITIALS OF THE PERSON MAKING THE STATEMENT AND BE INITIALED AS "PAGE [REDACTED] OF [REDACTED] PAGES." WHEN ADDITIONAL PAGES ARE UTILIZED, THE BACK OF PAGE 1 WILL BE LINED OUT, AND THE STATEMENT WILL BE CONCLUDED ON THE REVERSE SIDE OF ANOTHER COPY OF THIS FORM.</p>		

DA FORM 2823
1 JUL 72

SUPERSEDES DA FORM 2823, 1 JAN 68, WHICH WILL BE USED.

EXHIBIT

704604
STATEMENT OF [REDACTED] TAKEN AT FOB Warrior DATED 1 March 2004 CONTINUED:
STATEMENT (Continued)

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.

WITNESSES:

[REDACTED] 704604
(Signature of Person Making Statement)

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 1st day of March, 2004

at [REDACTED] 704604
FOB Warrior, Kirkuk, Iraq[REDACTED] 704604
(Signature of Person Administering Oath)SA [REDACTED] 704604
(Typed Name of Person Administering Oath)Article 136(b)(4), UCMJ DODDOACID-005421
(Authority To Administer Oaths)

INITIALS OF PERSON MAKING STATEMENT: [REDACTED] 704604

PAGE 2 OF 2 PAGES

EXHIBIT 10

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EX

SWORN STATEMENT

For use of this form, see AR 190-45; the proponent agency is Office of The Deputy Chief of Staff for Personnel.

LOCATION S JIA, 2 BCT, 25 INF, KIRKUK, Iraq

LAST NAME, FIRST NAME, MIDDLE NAME

TC
664

DATE 7/6/04

TIME

1350

FILE NUMBER

0040-04-CEM09-79039

SOCIAL SECURITY NUMBER

GRADE/STATUS

SPC/E4

ORGANIZATION OR ADDRESS

B. Atty, L-62 (attached to 1-27) FOB McHenry

TC664

WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH:

My mission was to block the South entrance of the village while A company aided the suspected houses in search of members wanted on the black list and caches of weapons when we arrived the road was blocked off by the mortar team than us in that order. A couple of hours into the mission we had only found 3 so we were told to detain all males in the area we had 2 cars with 1 male in the first 2 males in the second and a man in the field walking. The mortars Sgt and 1 soldier as far as I could tell went out to detain the man when the [redacted] [redacted] had my 50 cal pointed in that direction. I heard no gun shots because my CVC helmet was on. Then Dan Pound 5 came over the net and said I enemy KIA. SO I then faced in that general direction and saw soldier standing out there. Later the commander of Alpha company arrived and they took pictures of the body than the body was put in a body bag.

Q: SA [redacted] TC664

A: SAC [redacted] TC4664

Q: Prior to or during the mission, did you hear any of the team member talking about wanting to shoot an Iraqi?

A: No

Q: Did your team members receive a use of force brief prior to the mission?

A: yes.

Q: Did you have anything further to add to this statement?

A: NO /// END OF STATEMENT /// TC664

DODDOACID-005422

EXHIBIT

INITIALS OF PERSON MAKING STATEMENT

[redacted] TC664

PAGE 1 OF

2

PAGES

ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT OF [redacted] TAKEN AT [redacted] DATED [redacted] CONTINUED [redacted]"

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EXHIBIT

11
Ex 00 59

704604
STATEMENT OF SP [REDACTED] TAKEN AT SJA, 2BCT, 25 INF FILE NUMBER: 0040-04-C-9009-79038
STATEMENT (Continued) DATED 1 MAR 04 CONTINUED:

[REDACTED]

Not used

[REDACTED] 704604

DODDOACID-005423

704604
I, [REDACTED] AFFIDAVIT
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.

WITNESSES:

ORGANIZATION OR ADDRESS

ORGANIZATION OR ADDRESS

[REDACTED] 704604
(Signature of Person Making Statement)

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 1 day of MAR, 2004 at SJA, 2BCT, 25 INF KICKER 329

701 061 [REDACTED]
(Signature of Person Administering Oath)

701 061 SA [REDACTED]
(Typed Name of Person Administering Oath)

Art 136, Ucm J
(Authority To Administer Oaths)

EXHIBIT 11

SWORN STATEMENT

For use of this form, see AR 190-45; the proponent agency is Office of The Deputy Chief of Staff for Personnel.

LOCATION FOB Warrior, Kirkuk, Iraq	DATE 1 Mar 2004	TIME 1358	FILE NUMBER 0040-04-020469-79678
LAST NAME, FIRST NAME, MIDDLE NAME [REDACTED] 7C4664	SOCIAL SECURITY NUMBER [REDACTED] 7C4664		GRADE/STATUS E-5/RA
ORGANIZATION OR ADDRESS B Battery, 1/62 nd Air Defense Artillery, FOB McHenry, Iraq			

On 28 Feb 04 I was attached to 1-27th Infantry for an operation they were conducting in the village of Taal Al Jal, Iraq. SPC [REDACTED] and myself are Air Defense Artillery and the main reason 1-27 needed us was because we have a 50 Caliber machine gun mounted to the avenger we drive. During the mission I was at a Traffic Control Point located southwest of the village. My mission was to block off the road so the infantry could conduct their mission. We did not let anyone out or into the village while the operation was going on. Around 1000 I heard a call come over the radio to detainee any Iraqi males in the area. After the call came over the radio I observed one vehicle approaching my location with one Iraqi male inside the vehicle. I detained the male driving the vehicle when a second vehicle approached. The vehicle contained two Iraqi males, one female and five children. I then detained the two Iraqi males and the rest of the people sat in their vehicle because they did not know they could leave. After the two Iraqi males were detained I walked back to my vehicle and attached my CVC helmet cord back in so I could hear the radio traffic. When I attached the cord I heard on the radio that shots have been fired. About one minute later a call came over the radio, which stated one shot had been fired at an Iraqi and he was killed. After that I continued to sit inside of my vehicle and watch my area for approaching vehicles and the detainees we had previously detained.

Q: SA [REDACTED] 7C1661
A: SGT [REDACTED] 7C4664

Q: Did you hear the shot fired?
A: No because I had my CVC helmet on so I could not hear.
Q: Did you see who shot the Iraqi male?
A: No.

Q: Prior to this operations did you met PFC [REDACTED] 7C5665
A: No.

Q: Did someone brief the Rules of Engagement to you?
A: Yes, CPT [REDACTED] We also have the ROE cards on us at all time. 7C4664
Q: What did CPT [REDACTED] brief that was different to the ROE cards you have?

A: He stated when the mission took place if we could positively identify any Iraqi males fleeing from the city deadly force was authorized.
Q: Did anyone flee the village?
A: No.

Q: When did you first see the Iraqi Cow herder in the field?
A: When SGT [REDACTED] and PFC [REDACTED] started to walk to his location.

Q: How far away was the Iraqi Cow Herder from the TCP?
A: 200 meters. 7C4664 7C5665
Q: Did the Iraqi Cow Herder make any threats towards coalition forces in the area?
A: Not that I saw.

Q: Do you have anything else to add to this statement?
A: No.//End of Statement// 7C4664

DODDOACID-005424

EXHIBIT	INITIALS OF PERSON MAKING STATEMENT [REDACTED] 7C4664	PAGE 1 OF 2 PAGES
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ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT OF [REDACTED] TAKEN AT [REDACTED] DATED [REDACTED] CONTINUED."
THE BOTTOM OF EACH ADDITIONAL PAGE MUST BEAR THE INITIALS OF THE PERSON MAKING THE STATEMENT AND BE
INITIALED AS "PAGE [REDACTED] OF [REDACTED] PAGES." WHEN ADDITIONAL PAGES ARE UTILIZED, THE BACK OF PAGE 1 WILL BE
LINED OUT, AND THE STATEMENT WILL BE CONCLUDED ON THE REVERSE SIDE OF ANOTHER COPY OF THIS FORM.

DA FORM 2823
1 JUL 72

SUPERSEDES DA FORM 2823, 1 JAN 68, WHICH WILL BE USED

7C664
 STATEMENT OF [REDACTED] TAKEN AT FOB Warrior DATED 1 March 2004 CONTINUED:
 STATEMENT (Continued)

DODDOACID-005425

7C664 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.

WITNESSES:

[REDACTED] 7C664
 (Making Statement)
 Subscribed and sworn to before me, a person authorized by law to administer oaths, this 1st day of March, 2004
 at [REDACTED] FOB Warrior, Kirkuk, Iraq

ORGANIZATION OR ADDRESS

[REDACTED] 7C664
 (Signature of Person Administering Oath)

ORGANIZATION OR ADDRESS

SA [REDACTED] 7C664
 (Typed Name of Person Administering Oath)

Article 136(b)(4), UCMJ
 (Authority To Administer Oaths)

INITIALS OF PERSON MAKING STATEMENT

PAGE 2 OF 2 PAGES

EXHIBIT

RIGHTS WARNING PROCEDURE/WAIVER CERTIFICATE

For use of this form, see AR 190-30; the proponent agency is ODCSOPS

DATA REQUIRED BY THE PRIVACY ACT

AUTHORITY: Title 10, United States Code, Section 3012(g)
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 <u>Fort Warrick, Hickam, Iraq</u>	2. DATE <u>1 MAR 04</u>	3. TIME <u>1440</u>	4. FILE NO. <u>BMJ 04-004169-7039</u>
5. NAME (Last, First, MI) <u>[REDACTED] 7C4164</u>	6. ORGANIZATION OR ADDRESS <u>44C, 1-27th INF BN</u> <u>FOG M-History, Iraq</u>		
7. SSN <u>[REDACTED] 7C4164</u>	8. GRADE/STATUS <u>E-3/PA</u>		

PART I - RIGHTS-WAIVER/NON-WAIVER CERTIFICATE

Section A. Rights

The investigator whose name appears below told me that he/she is with the United States Army Criminal Investigation
grouped as a special agent and wanted to question me about the following offense(s) of which I am
 suspected/accused: MURDER

Before he/she asked me any questions about the offense(s), 7C4164, he/she made it clear to me that I have the following rights:

- I do not have to answer any question or say anything 7C4164
- Anything I say or do can be used as evidence against me in a criminal trial 7C4164
- (For personnel subject to the UCMJ) I have the right to talk privately to a lawyer before, during, and after questioning and to have a lawyer present with me during questioning. This lawyer can be a civilian lawyer I arrange for at no expense to the Government or a military lawyer detailed for me at no expense to me, or both 7C4164

- or -

(For civilians not subject to the UCMJ) I have the right to talk privately to a lawyer before, during, and after questioning and to have a lawyer present with me during questioning. I understand that this lawyer can be one that I arrange for at my own expense, or if I cannot afford a lawyer and want one, a lawyer will be appointed for me before any questioning begins.

- If I am now willing to discuss the offense(s) under investigation, with or without a lawyer present, I have a right to stop answering questions at any time, or speak privately with a lawyer before answering further, even if I sign the waiver below 7C4164

5. COMMENTS (Continue on reverse side)

Section B. Waiver

I understand my rights as stated above. I am now willing to discuss the offense(s) under investigation and make a statement without talking to a lawyer first and without having a lawyer present with me. 7C4164

WITNESSES (If available)

1a. NAME (Type or Print)	3. SIGNATURE OF INTERVIEWER <u>[REDACTED] 7C4164</u>
b. ORGANIZATION OR ADDRESS AND PHONE	4. SIGNATURE OF INVESTIGATOR <u>[REDACTED] 7C4164</u>
2a. NAME (Type or Print)	5. TYPED NAME OF INTERVIEWER <u>SA [REDACTED] 7C4164</u>
b. ORGANIZATION OR ADDRESS AND PHONE	6. ORGANIZATION OF INVESTIGATOR <u>434th MADET (FO), TIKRIT, IRAQ</u>

Section C. Non-waiver

- I do not want to give up my rights
☐ I want a lawyer

☐ I do not want to be questioned or say anything

2. SIGNATURE OF INTERVIEWEE

ATTACH THIS WAIVER CERTIFICATE TO ANY SWORN STATEMENT (DA FORM 2823) SUBSEQUENTLY EXECUTED BY THE SUSPECT/ACCUSED

DA FORM 3881, NOV 89

EDITION OF NOV 84 IS OBSOLETE

USAPA 2.01

EXHIBIT 13

For Official Use Only

EX-63

For use of this form, see AR 190-45; the proponent agency is Office of The Deputy Chief of Staff for Personnel.

PC5
365

64

STATEMENT OF PFC [REDACTED] TAKEN AT FOB Warrior DATED 1 March 2004 CONTINUED

A: Because some of them are trying to kill us.

Q: Did you want to kill an innocent Iraqi?

A: No.

Q: What position was the Iraqi being detained at when SGT [REDACTED] was attempting to place the flexi-cuffs on him?

A: His right side was facing me. He was at a slight angle so some of his front was also facing me.

Q: Did you know the Iraqi was flexi-cuffed?

A: No, I found out after I shot him.

Q: Did SGT [REDACTED] tell you he finished placing the flexi-cuffs on the Iraqi?

A: No.

Q: When the Iraqi was getting flexi-cuffed what were you observing?

A: In the beginning I was observing everything around us, but after the Iraqi started to resist I focused on his head.

Q: When you were focusing on the Iraqis head what did you see?

A: I was focusing on the right side of the Iraqis head. I don't know the exact spot but it was above the Iraqis ear.

Q: What could you see through the scope of your weapon when SGT [REDACTED] was attempting to flexi-cuff the Iraqi?

A: As far as I remember all I could see was the Iraqis chest and up.

Q: What part of the chest could you see?

A: I could see from the pectoral region and up, but I was only focused on the Iraqis head.

Q: How did you see the chest on the Iraqi if you were focused on his head?

A: That is what I could see looking through the scope. I was mostly focused on the red dot from my scope, which was placed on the Iraqis head.

Q: Did you intend on killing the Iraqi?

A: I did not intend on killing the Iraqi when we went out to detainee him; however I intended on killing the Iraqi when he lunged at SGT [REDACTED]

Q: Why did you kill the Iraqi when you thought he lunged at SGT [REDACTED]

A: I felt the Iraqi was attacking SGT [REDACTED] I felt SGT [REDACTED]'s life was in danger so I shot to kill the Iraqi.

Q: While you were looking through your scope on your weapon could you see the Iraqis arms?

A: Not fully.

Q: What part of the arms could you see?

A: I could see the shoulders on the Iraqi.

Q: Were the shoulders on the Iraqi canted to the front of his body?

A: I don't know.

Q: Were the shoulders in a way that you could tell the Iraqis arms were behind him?

A: I could not tell.

Q: When was the last time you saw the Iraqis hands behind his back?

A: When SGT [REDACTED] told me to raise my weapon to his head and shot him if he moves.

Q: While you were looking through your scope on your weapon could you see SGT [REDACTED]

A: No.

Q: How did you know the Iraqi was lunging towards SGT [REDACTED]

A: Because the way the Iraqi turned I thought he was attempted to attack SGT [REDACTED]

Q: Describe to me what you saw when the Iraqi lunged?

A: I saw his head and shoulders quickly turn to the left and I also saw the Iraqi move forward.

Q: Did the Iraqi say anything when he was lunging forward?

A: No.

Q: Did the Iraqi have anything covering his eyes?

A: No.

Q: How far away from the detainee were you standing?

A: About one to two meters.

Q: What is the name of the scope you have on your weapon?

A: M68.

Q: What is the M68 used for?

A: It is an aiming device and it puts a red dot on the target.

Q: Does the M68 have any type of magnification?

A: No.

Q: Why were you looking through your scope of your weapon when you were so close to the detainee?

INITIALS OF PERSON MAKING STATEMENT: [REDACTED]

PAGE 2 OF 5 PAGES

EXHIBIT 13 65

7C4 b64
STATEMENT OF PFC [REDACTED] TAKEN AT FOB Warrior DATED 1 March 2004 CONTINUED

A: Because over the last week our chain of command stressed to us that anytime we took a shot it had to be aimed. Plus, I wanted to make sure I was taking an aimed shot so I did not shot SGT [REDACTED]

Q: If you did not know where SGT [REDACTED] was why did you fire your weapon? 7C4 b64

A: When I went to fire my weapon I opened my left eye and saw SGT [REDACTED] standing on the side.

Q: What type of firer are you? 7C4 b64

A: Right handed.

Q: Which eye do you use to site in an object?

A: Right. 7C4 b64

Q: You say you observed SGT [REDACTED] before you fired your weapon, did you see his hands?

A: No, I just took a quick glance to confirm SGT [REDACTED] was out of the way.

Q: Why did you shoot the detainee?

A: I felt like he was attempting to kill SGT [REDACTED]

Q: Why did you feel like the Iraqi was going to kill SGT [REDACTED] 7C4 b64

A: He originally resisted being flexi-cuffed, we did not search him yet, the raid being conducted focused on old Iraqi army personnel who do not like coalition forces, and I did not know he was flexi-cuffed. So when the Iraqi lunged towards SGT [REDACTED] I took that as a direct threat against his life.

Q: Was the detainee searched prior to being flexi-cuffed?

A: No.

Q: Why wasn't the detainee search before he was flexi-cuffed?

A: I don't know. I was just the security personnel.

Q: Why did you not know the detainee was flexi-cuffed?

A: Because SGT [REDACTED] never gave me any indication the Iraqi was flexi-cuffed and I never saw the flexi-cuffs on the Iraqi. 7C4 b64

Q: When you shot your weapon was it your intent to kill the Iraqi?

A: Yes.

Q: After the Iraqi was shot did you recover any weapons from him?

A: No.

Q: Why did you shot the Iraqi? 7C4 b64

A: He made a threat against SGT [REDACTED]

Q: Describe to me what your definition of lung is?

A: Shift movement towards something.

Q: What threat did you perceive the Iraqi was making?

A: I thought he was going to stab SGT [REDACTED] 7C4 b64

Q: What was the Iraqi wearing?

A: He was wearing a brown coat, which was open in front. I can't remember anything else.

Q: Why did you think the Iraqi was going to stab SGT [REDACTED]

A: Because I could not see his hands so I thought he wasn't flexi-cuffed.

Q: Did the Iraqi make any indication he was pulling something out of his coat?

A: I could not see that area.

Q: Did you see the Iraqi lung at SGT [REDACTED] 7C4 b64

A: All I saw was the Iraqi moving towards SGT [REDACTED]

Q: Could it be possible that SGT [REDACTED] was pulling the Iraqi?

A: Yes. 7C4 b64

Q: Did you see SGT [REDACTED] pull the Iraqi?

A: No, because I could not see SGT [REDACTED]'s arms.

Q: When the Iraqi lunged at SGT [REDACTED] what did you see?

A: I saw the Iraqi's head and shoulders move towards SGT [REDACTED] 7C4 b64

Q: How did you know the Iraqi lunged at SGT [REDACTED]

A: I assumed he was lunging towards SGT [REDACTED] because SGT [REDACTED] was in the direction the Iraqi was lunging to. 7C4 b64 7C4 b64

Q: Did the Iraqi touch SGT [REDACTED] when he lunged towards him?

A: No. 7C4 b64

Q: Was this killing unlawful?

A: No.

INITIALS OF PERSON MAKING STATEMENT: [REDACTED] 7C4 b64

DODDOACID-005429

PAGE 3 OF 5 PAGES

EXHIBIT 13 66

7C4664

STATEMENT OF PFC [REDACTED] TAKEN AT FOB Warrior DATED 1 March 2004 CONTINUED

- Q: Why wasn't the killing of the Iraqi unlawful?
- A: According to the Rules of Engagement card I have it states a hostile intent directed towards coalition forces authorizes coalition forces to use deadly force.
- Q: What was the hostile intent directed towards SGT [REDACTED] 7C4664
- A: The way I perceived the situation I thought the Iraqi was going to kill SGT [REDACTED] 7C4664
- Q: Do you feel remorseful about killing the Iraqi?
- A: No. 7C4664
- Q: When did you find out the Iraqi was flexi-cuffed?
- A: When CPT [REDACTED] arrived and they began to look at the body.
- Q: Why did you feel the Iraqi was a threat?
- A: Because there were hostile forces in the area, he wasn't searched and I did not know he was flexi-cuffed.
- Q: When you shot your weapon at the detainee did you know you would kill him if you shot him?
- A: Yes
- Q: When did you place your weapon onto fire?
- A: After I saw the Iraqi make a sudden movement towards SGT [REDACTED] 7C4664
- Q: What type of weapon did you shoot the Iraqi with?
- A: M4
- Q: Were you coerced into providing this statement?
- A: No
- Q: How were you treated while you were being interviewed?
- A: Good
- Q: Were you given breaks throughout the interview?
- A: Yes
- Q: Do you have anything else to add to this statement?
- A: No.///End of Statement/// [REDACTED] 7C4664

DODDOACID-005430

7C4664

INITIALS OF PERSON MAKING STATEMENT: [REDACTED]

PAGE 4 OF 5 PAGES 67

EXHIBIT 13

EX

7C4b64
 STATEMENT OF [REDACTED] TAKEN AT FOB Warrior DATED 1 March 2004 CONTINUED:
 STATEMENT (Continued)

7C4b64
 AFFIDAVIT

I, [REDACTED], HAVE READ OR HAVE HAD READ TO ME THIS STATEMENT WHICH BEGINS ON PAGE 1 AND ENDS ON PAGE 5. 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.

WITNESSES:

[REDACTED] 7C4b64
 (Signature of Person Making Statement)

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 1st day of March, 2004

at [REDACTED] 7C4b64

ORGANIZATION OR ADDRESS

[REDACTED] 7C4b64
 (Signature of Person Administering Oath)

ORGANIZATION OR ADDRESS

SA [REDACTED] 7C4b64
 (Typed Name of Person Administering Oath)

Article 136, UCMJ
 (Authority To Administer Oaths)

INITIALS OF PERSON MAKING STATEMENT [REDACTED] 7C4b64

PAGE 5 OF 5 PAGES

EXHIBIT

13 00 68
 Ex

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 PURPOSE: To provide commanders and law enforcement officials with means by which information may be accurately
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: SJA, 2BCT 25 INF, Kirkuk, Iraq
 2. DATE (YYYYMMDD): 2004/03/03
 3. TIME: 1730-1450
 4. FILE NUMBER: 0041-04-00001-74638
 5. LAST NAME, FIRST NAME, MIDDLE NAME: [REDACTED] TC4 1264
 6. SSN: [REDACTED] TC4 1264
 7. GRADE/STATUS: B5/Sgt
 8. ORGANIZATION OR ADDRESS: HHC 1/27 Inf. Mortars FOB McHenry

9. [REDACTED] TC4 1264, WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH:

My mission given in the OPORDER by Cpt. [REDACTED] was to set up a traffic control point on the north side of the village. My team and I were to search all traffic coming in or out of the village, and to deny entry or exit of the village. If we were to find any weapons, or anything that looked suspicious we were to detain the individual, and call it in to Red 6 (1st [REDACTED]). I was also told in the OPORDER, that if we saw any adult male running from, or fleeing the village we were to put him down. Kill him. When I briefed my team on the mission, I told them Cpt. [REDACTED] exact words. I then added that in my opinion, The mission sounded serious, and that the unit was going into houses and detaining alot of adult males. I said that the chance of us seeing someone fleeing could be possible. I told them the fields looked large on both sides of us, and if they saw someone fleeing, or running they were to tell me, and I would be the deciding factor on whether or not we fired. They all said they understood they were to notify me of anyone running or fleeing. I then briefed them on the ROE that our Platoon leader, Cpt. [REDACTED] briefed us on. I covered IED's on the way there, and our ROE on contact with the enemy. I said we fire no warning shots, and we shoot only when our lives or equipment are in danger, with the exception of what Cpt. [REDACTED], and my guidance was on fleeing males. I asked them if they understood or had any questions. They said they understood the mission and ROE, and had no questions. When we got to our position the next morning, I set up the TCP. I placed Pfc. [REDACTED] on left side security, Pfc. [REDACTED] on right side security, Pfc. [REDACTED] on the M249, mounted on a gunmount in the back of the HMMWV, overwatching both sides. Cpl. [REDACTED], and Spc [REDACTED] were the soldiers searching vehicles. I was going to be monitoring the radio, and supervising what was going on. At about 0730 I heard over the net that we where to detain all males in the village. I called Black 6, the one who made the call to detain over the net, and explained to him my situation. My situation was that I was at a TCP with cars lining up, and I had what seemed to be just a few farmers in my area. I was told by Black 6 that I was to detain all males in my area. I told Cpl. [REDACTED] to take charge of detaining all males that approached in cars. I looked around and saw a male standing in the field that Pfc. [REDACTED] was pulling security on, about 200 meters away. I told Pfc. [REDACTED] that we were going to go detain him. Spc [REDACTED] asked to go, and I said no. Pfc. [REDACTED] had flex cuffs in his hand when we started to head towards the male. I then told Pfc. [REDACTED] that I would be detaining him, and he would pull security. He said OK and handed me the cuffs. At this time I had my weapon slung at my side, and Pfc. [REDACTED] had his weapon at the walking, low ready. As we approached the male his back was facing away from us. As we got about 30 to 30 meters away the male noticed we were coming, and turned towards us. He started to speak in arabic to us, he seemed to be angry that we were coming towards him, I think he knew he was going to be detained, and was mad. As we were walking to him I put both my hands in the air to signal him to do the same, he did so but only for a few seconds. He then put his hands down. I signaled again, and he put his arms up halfway, and out to the sides. When we got over to him I told [REDACTED] to pull security and pointed where I wanted him to stand. It was about 3 feet away from the male, on the males left side. At this time [REDACTED] weapon was still at the low ready. I quickly ran my hands over the males arms and upper torso checking for large weapons. The male still seemed very upset with us. I then signaled for him to turn around, he did so. I then grabbed his left arm and pulled down, signaling him to put his hands behind his back. He then started to struggle lightly with me not giving me his hand. He still seemed upset and angry, and was beginning to resist being detained. I told [REDACTED] to put his weapon up. [REDACTED] put his weapon at the high ready, about centermass of the male. The male then stopped resisting and gave me his hands. When I tried to put the cuffs on him he started to resist again. He would not let me put his hands in the cuffs. After a brief struggle I got his hands in the cuffs. He then relaxed. I patted him on the right shoulder to try and assure him he was ok, I turned to [REDACTED] and said "he's good, let's go" I saw [REDACTED] begin to bring down his weapon to start walking. I grabbed the male by the left arm and we turned to the left and started walking. [REDACTED] was behind us. The male and I took about 2 steps, and I heard a vey loud gunshot, I duck down and looked back at [REDACTED]. My first thought was that we were being shot at. I said "what the hell was that?" I saw [REDACTED] still facing me, he said something on the lines of "he jumped at you". I saw the male had been shot in the head. I said to [REDACTED] that he was ok, and I was going to call it in on the radio. I waved over to the TCP for someone to come over and stay with [REDACTED] and pull security. I ran over to the TCP and called Gunslinger 6 (Cpt. [REDACTED]) on the radio, and told him I had a civilian KIA at my location.

10. EXHIBIT
 11. INITIALS OF PERSON MAKING STATEMENT: [REDACTED] TC4 1264
 PAGE 1 OF 3 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 INDICATED.

DA FORM 2823, DEC 1998

DA FORM 2823, JUL 72, IS OBSOLETE

USAPA V1.00

EXHIBIT 4-TC4 1264 69

USE THIS PAGE IF NEEDED. IF THIS PAGE IS NOT NEEDED, PLEASE PROCEED TO FINAL PAGE OF THIS FORM.

STATEMENT OF SGT [REDACTED] 7C4664 TAKEN AT SJA, 2nd BCT DATED 2004/03/01

9. STATEMENT (Continued)

Q: SA [REDACTED] 7C1661
 A: SGT [REDACTED] 7C4664 75665
 Q: Did you indicate to [REDACTED] that the Iraqi man had been flexi-cuffed?
 A: Yes, After I cuffed him, I told [REDACTED] that he was good and let's go.
 Q: Did he acknowledge to you that he heard this?
 A: As I was saying this, I was looking at him and he began to lower his weapon.
 Q: When you looked at him, was he looking in his scope?
 A: He was looking over the top of it, and looking at the Iraqi man.
 Q: From his angle, do think he would have seen that the Iraqi man was cuffed?
 A: I would think he should have.
 Q: While you were attempting to cuff the Iraqi man, did you tell [REDACTED] 7C4664 to point his weapon at the man's head and shoot him if he moves?
 A: I told [REDACTED] 7C5668 to get his weapon up at the man as a show of force in order to prevent him to further resist me.
 Q: When [REDACTED] raised his weapon, where on the man was the weapon pointed at?
 A: It was pointed at the man's shoulder/chest area.
 Q: Was he looking through the scope at this time?
 A: Not when I was looking at him. He may have looked through the scope when I was busy cuffing the man.
 Q: When you stated that the Iraqi man was ready to be taken back and you pulled him with you, did the Iraqi man show any signs of resistance or try to lunge towards you?
 A: No, the only movement he made was when he took his first step and slightly lost his balance and leaned into me.
 Q: Was it a sudden move, that could have been mistaken to be that he was lunging at you?
 A: From my point of view, no. I did not perceive that movement as threatening.
 Q: Was [REDACTED] looking through his scope when he fired?
 A: I don't know, just before I turned with the Iraqi man, I remember seeing [REDACTED] 7C5664 beginning to lower their weapon. As we turned, I could no longer see [REDACTED], as he was behind me. After the shot, and I looked at him, he had the weapon almost pointed to the ground and had a look of shock.
 Q: Do you have anything to add to this statement?
 A: No.///END OF STATEMENT/// [REDACTED]

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INITIALS OF PERSON MAKING STATEMENT [REDACTED] 7C4664

PAGE 2 OF 3 PAGES

STATEMENT OF SGT [REDACTED] 7C4664 TAKEN AT SJA, 2BCT DATED 2004/03/01

9. STATEMENT (Continued)

NOT USED

DODDOACID-005434

AFFIDAVIT

I, [REDACTED] 7C4664, 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.

[REDACTED]
(Signature of Person Making Statement)

WITNESSES:

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 1 day of Mar, 2004 at SJA, 2BCT, Kirkuk, Iraq

ORGANIZATION OR ADDRESS

[REDACTED] 7C4661
(Typed Name of Person Administering Oath)

ORGANIZATION OR ADDRESS

Art 136, UCMJ
(Authority To Administer Oaths)

INITIALS OF PERSON MAKING STATEMENT

PAGE 3 OF 3 PAGES

RIGHTS WARNING PROCEDURE/WAIVER CERTIFICATE

AUTHORITY: Title 10, United States Code, Section 3012(g)
PRINCIPLE PURPOSE: To provide commanders and law enforcement officials with means by which information may be accurately identified.
ROUTINE USES: Your Social Security is used as an additional/alternative means of identification to facilitate filing and retrieval.
DISCLOSURE: Disclosure of your Social Security Number is voluntary.

LOCATION: Kirkuk, Iraq **DATE:** 29 Mar 04 **TIME:** 1005
FILE NUMBER: 0040-04 CID 469-79538
NAME (Last, First MI): [REDACTED] **SSAN:** [REDACTED] **GRADE / STATUS:** PFC
ORGANIZATION OR ADDRESS: HHC, 1st Infantry Battalion, FOB McHenry, APO, AE 09411

RIGHTS WAIVER/NON-WAIVER CERTIFICATE

The investigator whose name appears below told me that he/she is with the United States Army Criminal Investigation Command as a Special Agent and wanted to question me about the following offense(s) of which I am suspected: Murder, False Official Statements, False Swearing.
Before he/she asked me any questions about the offense(s), however, he/she made it clear to me that I have the following rights:

1. I do not have to answer questions or say anything.
2. Anything I say or do can be used as evidence against me in a criminal trial.
(For personnel subject to the UCMJ) I have the right to talk privately to a lawyer before, during, and after questioning and to have a lawyer present with me during questioning. This lawyer can be a civilian lawyer I arrange for at no expense to the Government or a military lawyer detailed for me at no expense to me, or both.

- or -

(For civilians not subject to the UCMJ) I have the right to talk privately to a lawyer before, during, and after questioning and to have a lawyer present with me during questioning. I understand that this lawyer can be one that I arrange for at my own expense, or if I cannot afford a lawyer and want one, a lawyer will be appointed for me before any questioning begins.

4. If I am now willing to discuss the offense(s) under investigation, with, or without a lawyer present, I have the right to stop answering questions at any time or speak privately with a lawyer before answering further, even if I sign the waiver below.

5. COMMENTS:

I understand my rights as stated above. I am now willing to discuss the offense(s) under investigation and make a statement without talking to a lawyer first and without having a lawyer present with me.

Witness: [REDACTED]
Signature of Interviewee: [REDACTED]

Signature of Interviewee: [REDACTED]

Witness = 2

Signature of Witness: [REDACTED]

Signature of Interviewee: [REDACTED]
SA [REDACTED]
2nd MP BN (CID)
APO, AE 09342

NON-WAIVER CERTIFICATE

I do not want to give up my rights. I want a lawyer: ☐ I do not want to be questioned or say anything: ☐

Signature of Interviewee: _____

DA Form 3881-E

DODDOACID-005435

FOR OFFICIAL USE ONLY

EXHIBIT 1500 72

SWORN STATEMENT

LOCATION: Kirkuk, Iraq

FILE NUMBER: 0040-04-CID469-79638

DATE: 29 Mar 04

TIME: 1419

NAME: [REDACTED] 7C5 b65

SSAN: [REDACTED]

GRADE/RANK: PFC

ORGANIZATION OR ADDRESS: HHC, 1-27th Infantry Battalion, FOB McHenry, Kirkuk, Iraq,
APO, AE 09347

7C5 b65
[REDACTED] want to make the following statement under oath:
I provided a sworn statement on 1 Mar 04 concerning the incident in which I shot and killed an Iraqi farmer during a raid. Looking back on the entire situation, I would like to make some corrections to that statement at this time. Prior to the raid, the rules of engagement were put out that if anyone tried to flee the villiage, we were to shoot them. After arriving to the villiage and setting up, I could hear some shotgun blasts going off in the villiage where the raid was taking place. I then noticed an Iraqi male walking his cattle away from the villiage. Since the rules of engagement were put out that we were to shoot anyone fleeing the villiage, I asked if I should shoot the farmer because he was leaving the village. I was told by SGT [REDACTED] not shoot him. About an hour later, someone, maybe CPT [REDACTED] put out over the radio to apprehend all males leaving the villiage. At that time, we decided to apprehend the farmer. Myself and [REDACTED] each had a set of flexicuffs and began walking into the field where the farmer was still with his cattle. My adrenaline was already pumping because of the raid and then even more so as we approached the farmer to apprehend him. Myself and [REDACTED] decided that [REDACTED] would place the flexicuffs on the farmer, while I stood guard. The farmer seemed to be directing our attention to something else as we approached him, and then as SGT [REDACTED] began placing the flexicuffs on him, he started resisting. Already at that point I had a lot of adrenaline going through my system and [REDACTED] shouted at me to point my rifle at the Iraqi's head. I then pointed my rifle at his head and he stopped resisting. In my previous statement I put in that I did not realize the Iraqi was wearing flexicuffs when I shot him. Looking back now, I think it would be more accurate to say that I did not register in my mind that he was wearing flexicuffs. The adrenaline was affecting my perception of the situation. I remember seeing [REDACTED] putting flexicuffs on him and I saw him with his arms behind his back as I pointed my rifle at his head. I had to know he had on flexicuffs before I shot him, but it just did not register in my mind at the time. Also in my previous statement, I said that the Iraqi lunged at [REDACTED]. Again, looking back on it now, I don't think the Iraqi actually lunged. What happened is [REDACTED] turned him to walk away; however, because of the adrenaline, when [REDACTED] moved the Iraqi out of my sight picture, I just reacted by shooting him. I would have never shot that man had I been thinking clearly. I would never shoot someone who was wearing flexicuffs if I registered in my mind that they were wearing them. It is everything combined between the pressure of the raid, the new rules of engagement, the Iraq resisting his detention, and the whole situation in general that caused me to not be react like I normally would. 7C5 b65

INITIALS OF PERSON MAKING STATEMENT [REDACTED] 7C5 b65

PAGE 1 OF 2 PAGES

DA Form 2823-E

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EXHIBIT [REDACTED] 7C5 b65

7C5 b65

Sworn Statement of PFC [REDACTED] taken at Kirkuk, Iraq, 29-Mar-04,
CONTINUED:

7C5 b65
Q. SA [REDACTED] 7C1 b61
A. PFC [REDACTED] 7C5 b65
Q. Did you hear [REDACTED] tell you "he's good, let's go"?
A. No. He might have said it, but if he did, I did not hear it because of the adrenaline and the situation. It just did not register.
Q. How do you feel you were treated today?
A. Good.
Q. Were you given the opportunity to drink, eat, and use the restroom today?
A. Roger.
Q. Is there anything else you would like to add to this statement?
A. No. End of Statement. [REDACTED] 7C4 b64

AFFIDAVIT

[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] 7C5 b65

Witness #1:

[REDACTED] 7C1 b61

[REDACTED] 7C5 b65
(Signature of Person Making Statement)

Subscribed and sworn before me, a person authorized by law to administer oaths, this 29th day of March 2004, at Kirkuk, Iraq

Witness #2:

[REDACTED] 7C1 b65
(Signature of Person Administering Oath)

SA [REDACTED]

(Typed name of Person Administering Oath)

Article 136 (b) (4) UCMJ

(Authority to Administer Oath)

INITIALS OF PERSON MAKING STATEMENT [REDACTED]

PAGE 2 OF 2 PAGES [REDACTED]

DA Form 2823-E

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EXHIBIT

AGENT'S INVESTIGATION REPORT

CID Regulation 195-1

ROI NUMBER

0040-04-CID469-79638

PAGE 1 OF 1 PAGES

DETAILS

7C
b6
b5
About 1005, 29 Mar 04, SA *7C1 b61*, 22nd Military Police Battalion (CID), APO AE 09342, advised PFC *7C1 b61* of his legal rights, which he waived and provided a Sworn Statement and admitted to shooting Mr KADIR knowing at the time of the shooting, he was flexi cuffed. Further, PFC *7C1 b61* admitted to providing a False Official Statement to this office when he knowingly provided a sworn statement to this office he knew to be false (See Waiver Certificate and Sworn Statement of PFC *7C1 b61* for details).

About 1230, 4 Apr 04, SA *7C1 b61* coordinated with MAJ *7C1 b61*, Office of the Staff Judge Advocate, 1st Infantry Division, who opined there was probable cause to believe PFC *7C1 b61* committed the offenses of Murder and False Official Statement. *7C3 b63*

About 1500, 16 Apr 04, SA *7C1 b61* coordinated with CPT *7C3 b63*, HHC, 1/27 IN BN, FOB McHenry, Kirkuk, Iraq, who related that the night of the incident the Rules of Engagement were to shoot and kill any personnel observed leaving the village with a weapon. ///LAST///

DODDOACID-005438

TYPED AGENT'S NAME AND SEQUENCE NUMBER

Special Agent *7C1 b61 b2*

ORGANIZATION

286th MP Det, 22nd MP Battalion, Tikrit, Iraq, APO AE 09392

SIGNATURE *7C1 b61*

DATE

16 Apr 04

EXHIBIT

16

CID FORM 94

1 FEB 77

FOR OFFICIAL USE ONLY

DATE: 30 MAR 04

FROM: CDR, 286TH MP DET (CID), TIKRIT, IZ

TO: DIR, USACRC, USACIDC, FT BELVOIR VA
CDR, USACIDC //CIOP-ZA//
CDR, 22D MP BN (CID)//OPS//
CDR, 3D MP GROUP (CID)//OPS//
CDR, 1/27TH INF BN, 25ID, KIRKUK, IZ
SJA, 2BDE, 25ID, KIRKUK, IZ
1ID CHIEF OF STAFF, TIKRIT, IZ
1ID PROVOST MARSHAL, TIKRIT, IZ
1ID, SJA, TIKRIT, IZ

SUBJECT: CID REPORT OF INVESTIGATION -3RD STATUS/SS1 - 0040-04-
CID469-79638 -5H1A/5M3/9G2C

DRAFTER: [REDACTED]

RELEASER: [REDACTED]

7C1 b61

1. DATES/TIMES/LOCATIONS OF OCCURRENCES:

1. 28 FEB 2004/0855 - 28 FEB 2004/0900; GRID COORDINATE 38S LE 825 101, TAAL AL JAL, IRAQ
2. 1 MAR 2004/1440 - 29 MAR 04/1419, FOB MCHENRY, KIRKUK, IRAQ

2. DATE/TIME REPORTED: 28 FEB 04, 1800

3. INVESTIGATED BY: SA [REDACTED]

7C1 b61

4. SUBJECT: 1. [REDACTED]

7C5 b65

FC: [REDACTED]

7C5 b65

[REDACTED] M; WHITE; HEADQUARTERS AND HEADQUARTERS
COMPANY (HHC), 1-27TH IN BN, 25TH ID (HOME BASE: SCHOFIELD BKS, HI),
FORWARD OPERATING BASE (FOB) MCHENRY, IRAQ, APO AE 09347; CT;
[MURDER] [FALSE OFFICIAL STATEMENT]

7C5 b65

5. VICTIM: 1. KADIR, MUHAMAD HUSAIN; LOCAL IRAQI NATIONAL, TAAL
AL JAL, IRAQ; ZZ; (NFI); [MURDER]

2. U.S.GOVERNMENT: [FALSE OFFICIAL STATEMENT]

6. INVESTIGATIVE SUMMARY: THE INFORMATION IN THIS REPORT IS
BASED UPON AN ALLEGATION OR PRELIMINARY INVESTIGATION AND
MAY CHANGE PRIOR TO THE COMPLETION OF THE INVESTIGATION.

"THIS IS AN OPERATION IRAQI FREEDOM II INVESTIGATION"

DODDOACID-005440

FOR OFFICIAL USE ONLY

3RD STATUS:

THIS STATUS REPORT IS GENERATED TO ADD THE OFFENSE OF FALSE OFFICIAL STATEMENT, TO ADD THE US GOVERNMENT AS THE VICTIM OF THAT OFFENSE, AND TO DOCUMENT A FURTHER CONFESSION STATEMENT OF [REDACTED]

ON 29 MAR 04, PFC [REDACTED] ^{7C5b65} WAS RE-ADVISED OF HIS RIGHTS, WHICH HE WAIVED, AND PROVIDED A WRITTEN STATEMENT IN WHICH HE ADMITTED HE WAS NOT TRUTHFUL IN THE FIRST STATEMENT HE PROVIDED THIS OFFICE.

[REDACTED] ^{7C5b65} ADMITTED HE OBSERVED SGT [REDACTED] PLACE FLEXICUFFS ON MR KADIR PRIOR TO THE SHOOTING, AND ADMITTED MR KADIR DID NOT LUNGE AT SGT [REDACTED] AS ALLEGED IN HIS INITIAL STATEMENT.

2ND STATUS:

THIS STATUS REPORT IS BEING GENERATED TO FURTHER IDENTIFY PFC [REDACTED] ^{7C5b65} AND MR KADIR.

ON 1 MAR 04, PFC [REDACTED] ^{7C5b65} WAS INTERVIEWED. PFC [REDACTED] ^{7C5b65} ADMITTED SHOOTING AND KILLING MR KADIR WHILE SGT [REDACTED] ^{7C4b64} HC, 1-27TH IN BN, FOB MCHENRY, IRAQ ATTEMPTED TO WALK MR KADIR TO A SECURED AREA AFTER HAVING SECURED MR KADIR'S HANDS BEHIND HIS BACK WITH FLEXICUFFS. PFC [REDACTED] ^{7C5b65} EXPLAINED HE THOUGHT MR KADIR LUNGED TOWARD SGT [REDACTED] ^{7C4b64} IN AN ATTEMPT TO HARM HIM AND CLAIMED HE DID NOT KNOW MR KADIR WAS CUFFED WHEN HE SHOT AND KILLED HIM.

ON 1 MAR 04, SGT [REDACTED] ^{7C4b64} WAS INTERVIEWED. SGT [REDACTED] ^{7C4b64} STATED HE DETAINED MR KADIR AND WAS ATTEMPTING TO MOVE THE VICTIM TO A DIFFERENT LOCATION WHEN PFC [REDACTED] SHOT AND KILLED MR KADIR.

INVESTIGATION CONTINUES BY THE USACIDC.

INITIAL:

THIS OFFICE WAS NOTIFIED BY THE STAFF JUDGE ADVOCATES OFFICE, 4TH INFANTRY DIVISION, CAMP IRON HORSE, TIKRIT, IRAQ, APO AE 09323, OF A UNITED STATES SOLDIER WHO SHOT AND KILLED A LOCAL IRAQI NATIONAL, WHILE THE IRAQI WAS FLEXI-CUFFED.

PRELIMINARY INVESTIGATION REVEALED MEMBERS OF THE 1-27TH INFANTRY BATTALION WERE CONDUCTING A CORDON AND SEARCH IN TAAL AL JAL, IRAQ TO CAPTURE ANTI-COALITION FORCES AND MORTAR

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7C4664
7C5665
7C4664
7C4664
CACHES. WHILE THE CORDON AND SEARCH WAS BEING CONDUCTED THE 1-27TH MORTAR PLATOON WAS POSITIONED AT A TRAFFIC CONTROL POINT (TCP) NORTH OF THE VILLAGE. THE PLATOON HAD INSTRUCTIONS TO DETAINEE ANY LOCAL IRAQIS TRYING TO FLEE THE VILLAGE. WHILE THE PLATOON WAS AT THE TCP A CALL OVER THE RADIO TO DETAINEE ANY IRAQI MALES IN THEIR VICINITY. THE TCP OBSERVED ONE IRAQI MALE (NFI) IN A FIELD SO SGT [REDACTED] -27TH INFANTRY, FOB MCHENRY, IRAQ (NFI) AND PFC [REDACTED] APPROACHED THE IRAQI TO DETAINEE HIM. WHILE SGT [REDACTED] WAS ATTEMPTING TO PLACE FLEXI-CUFFS ON THE IRAQI HE STARTED TO RESIST. WHEN THE IRAQI STARTED TO RESIST PFC [REDACTED] RAISED HIS WEAPON IN THE HIGH COVER POSITION TO PROTECT SGT [REDACTED] IN CASE THE IRAQI OVERPOWERED HIM. SGT [REDACTED] WAS ABLE TO FLEXI-CUFF THE IRAQI WITHOUT INCIDENT AND BEGAN TO MOVE THE IRAQI WHEN PFC [REDACTED] THOUGHT HE OBSERVED THE IRAQI LUNG AT SGT [REDACTED] SO HE FIRED ONE ROUND, WHICH STRUCK AND KILLED THE IRAQI. 7C4664

THE REMAINS OF THE LOCAL IRAQI NATIONAL WERE RELEASED TO A LOCAL TRIBE LEADER IN THE CITY OF TAAL AL JAL, IRAQ.

***REQUEST USACRC NAME CHECK OF PFC [REDACTED] 7C5665

7. COMMANDERS ARE REMINDED OF THE PROVISIONS OF AR 600-8-2 PERTAINING TO SUSPENSION OF FAVORABLE PERSONNEL ACTIONS AND AR 300-67 FOR THE SUSPENSION OF SECURITY CLEARANCES OF PERSONS UNDER INVESTIGATION.

8. CID REPORTS ARE EXEMPT FROM AUTOMATIC TERMINATION OF PROTECTIVE MARKINGS IN ACCORDANCE WITH CHAPTER 3, AR 25-55.

FOR OFFICIAL USE ONLY

DATE: 3 MAR 04

FROM: CDR, 43rd MILITARY POLICE DETACHMENT (CID)

TO: DIR, USACRC, USACIDC, FT BELVOIR VA
CDR, 22ND MILITARY POLICE BATTALION (CID)
PROVOST MARSHAL, 4TH INFANTRY DIVISION
SJA, 4TH INFANTRY DIVISION
CHIEF OF STAFF, 4TH INFANTRY DIVISION

SUBJECT: CID REPORT OF INVESTIGATION - 2nd STATUS/SS1 - 0040-04-
CID469-79638 -5H1A

DRAFTER: [REDACTED]

RELEASER: [REDACTED]

7C1 b61

1. DATES/TIMES/LOCATIONS OF OCCURRENCES:

1. 28 FEB 2004/0855 - 28 FEB 2004/0900; GRID COORDINATE 38S LE 825
101, TAAL AL JAL, IRAQ

2. DATE/TIME REPORTED: 28 FEB 04, 1800

3. INVESTIGATED BY: [REDACTED]

7C1 b61 b2

7C5 b65

7C5 b65

4. SUBJECT: 1. [REDACTED] PFC; [REDACTED]
[REDACTED], M; WHITE; HEADQUARTERS AND HEADQUARTERS
COMPANY (HHC), 1-27TH IN BN, 25TH ID, FORWARD OPERATING BASE (FOB)
MCHENRY, IRAQ; CT; [MURDER]

7C5 b65

5. VICTIM: 1. KADIR, MUHAMAD HUSAIN; LOCAL IRAQI NATIONAL, TAAL
AL JAL, IRAQ; ZZ; (NFI); [MURDER]

6. INVESTIGATIVE SUMMARY: THE INFORMATION IN THIS REPORT IS
BASED UPON AN ALLEGATION OR PRELIMINARY INVESTIGATION AND
MAY CHANGE PRIOR TO THE COMPLETION OF THE INVESTIGATION.

"THIS IS AN OPERATION IRAQI FREEDOM INVESTIGATION"

2ND STATUS:

THIS STATUS REPORT IS BEING GENERATED TO FURTHER IDENTIFY PFC
[REDACTED] AND MR KADIR.

ON 1 MAR 04, PFC [REDACTED] WAS INTERVIEWED. PFC [REDACTED]
ADMITTED SHOOTING AND KILLING MR KADIR WHILE SGT [REDACTED]
[REDACTED] HHC, 1-27TH IN BN, FOB MCHENRY, IRAQ ATTEMPTED
TO WALK MR KADIR TO A SECURED AREA AFTER HAVING SECURED MR
KADIR'S HANDS BEHIND HIS BACK WITH FLEXICUFFS. PFC [REDACTED]

7C5 b65

7C2 b64

7C5 b65

7C2 b64

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EXPLAINED HE THOUGHT MR KADIR LUNGED TOWARD SGT [REDACTED] IN AN ATTEMPT TO HARM HIM AND CLAIMED HE DID NOT KNOW MR KADIR WAS CUFFED WHEN HE SHOT AND KILLED HIM. *7C4664*

ON 1 MAR 04, SGT [REDACTED] WAS INTERVIEWED. SGT [REDACTED] STATED HE DETAINED MR KADIR AND WAS ATTEMPTING TO MOVE THE VICTIM TO A DIFFERENT LOCATION WHEN PFC [REDACTED] SHOT AND KILLED MR KADIR. *7C4664*
7C5165

INVESTIGATION CONTINUES BY THE USACIDC.

INITIAL:

THIS OFFICE WAS NOTIFIED BY THE STAFF JUDGE ADVOCATES OFFICE, 4TH INFANTRY DIVISION, CAMP IRON HORSE, TIKRIT, IRAQ, APO AE 09323, OF A UNITED STATES SOLDIER WHO SHOT AND KILLED A LOCAL IRAQI NATIONAL, WHILE THE IRAQI WAS FLEXI-CUFFED.

PRELIMINARY INVESTIGATION REVEALED MEMBERS OF THE 1-27TH INFANTRY BATTALION WERE CONDUCTING A CORDON AND SEARCH IN TAAL AL JAL, IRAQ TO CAPTURE ANTI-COALITION FORCES AND MORTAR CACHES. WHILE THE CORDON AND SEARCH WAS BEING CONDUCTED THE 1-27TH MORTAR PLATOON WAS POSITIONED AT A TRAFFIC CONTROL POINT (TCP) NORTH OF THE VILLAGE. THE PLATOON HAD INSTRUCTIONS TO DETAINEE ANY LOCAL IRAQIS TRYING TO FLEE THE VILLAGE. WHILE THE PLATOON WAS AT THE TCP A CALL OVER THE RADIO TO DETAINEE ANY IRAQI MALES IN THEIR VICINITY. THE TCP OBSERVED ONE IRAQI MALE (NFI) IN A FIELD SO SGT [REDACTED] 1-27TH INFANTRY, FOB MCHENRY, IRAQ (NFI) AND PFC [REDACTED] APPROACHED THE IRAQI TO DETAINEE HIM. *7C5165*
7C4664 WHILE SGT [REDACTED] WAS ATTEMPTING TO PLACE FLEXI-CUFFS ON THE IRAQI HE STARTED TO RESIST. WHEN THE IRAQI STARTED TO RESIST PFC [REDACTED] RAISED HIS WEAPON IN THE HIGH COVER POSITION TO PROTECT SGT [REDACTED] IN CASE THE IRAQI OVERPOWERED HIM. SGT [REDACTED] WAS ABLE TO FLEXI-CUFF THE IRAQI WITHOUT INCIDENT AND BEGAN TO MOVE THE IRAQI WHEN PFC [REDACTED] THOUGHT HE *7C5165* OBSERVED THE IRAQI LUNG AT SGT [REDACTED] SO HE FIRED ONE ROUND, *7C4664* WHICH STRUCK AND KILLED THE IRAQI.

THE REMAINS OF THE LOCAL IRAQI NATIONAL WERE RELEASED TO A LOCAL TRIBE LEADER IN THE CITY OF TAAL AL JAL, IRAQ.

REQUEST USACRC NAME CHECK OF PFC RICHMOND

7. CID REPORTS ARE EXEMPT FROM AUTOMATIC TERMINATION OF PROTECTIVE MARKINGS IN ACCORDANCE WITH CHAPTER 3, AR 25-55.

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DATE: 29 FEB 04

FROM: CDR, 43rd MILITARY POLICE DETACHMENT (CID)

TO: DIR, USACRC, USACIDC, FT BELVOIR VA
CDR, 22ND MILITARY POLICE BATTALION (CID)(FWD)
CDR, 3D MILITARY POLICE GROUP (CID) (FWD)
PROVOST MARSHAL, 4TH INFANTRY DIVISION
SJA, 4TH INFANTRY DIVISION
CHIEF OF STAFF, 4TH INFANTRY DIVISION

SUBJECT: CID REPORT OF INVESTIGATION – INITIAL/SS1 – 0040-04-CID469-79638 –5H1A

DRAFTER: [REDACTED]

RELEASER: [REDACTED] *7C1/201*

1. DATES/TIMES/LOCATIONS OF OCCURRENCES:

1. 28 FEB 2004/0855 – 28 FEB 2004/0900; GRID COORDINATE 38S LE 825 101, TAAL AL JAL, IRAQ

2. DATE/TIME REPORTED: 28 FEB 04, 1800

3. INVESTIGATED BY: [REDACTED] *7C1/201 62*

4. SUBJECT: 1. [REDACTED] *7C5/005* PFC; [REDACTED] *7C5/005* M; 1-27TH INFANTRY, 25TH INFANTRY DIVISION, FORWARD OPERATING BASE MCHENRY, IRAQ; CT; (NFI); [MURDER]

5. VICTIM: 1. LOCAL IRAQI NATIONAL, TAAL AL JAL, IRAQ; ZZ; (NFI) [MURDER]

6. INVESTIGATIVE SUMMARY: THE INFORMATION IN THIS REPORT IS BASED UPON AN ALLEGATION OR PRELIMINARY INVESTIGATION AND MAY CHANGE PRIOR TO THE COMPLETION OF THE INVESTIGATION.

“THIS IS AN OPERATION IRAQI FREEDOM INVESTIGATION”

THIS OFFICE WAS NOTIFIED BY THE STAFF JUDGE ADVOCATE OFFICE, 4TH INFANTRY DIVISION, CAMP IRON HORSE, TIKRIT, IRAQ, APO AE 09323, OF A UNITED STATES SOLDIER WHO SHOT AND KILLED A LOCAL IRAQI NATIONAL, WHILE THE IRAQI WAS RESTRAINED WITH FLEXI-CUFFS.

PRELIMINARY INVESTIGATION REVEALED MEMBERS OF THE 1-27TH INFANTRY BATTALION WERE CONDUCTING A CORDON AND SEARCH IN TAAL AL JAL, IRAQ TO CAPTURE ANTI-COALITION FORCES AND MORTAR CACHES. WHILE THE CORDON AND SEARCH WAS BEING CONDUCTED THE 1-27TH MORTAR PLATOON WAS POSITIONED AT A TRAFFIC CONTROL POINT

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7C 0116-4
7C 0116-1
(TCP) NORTH OF THE VILLAGE. THE PLATOON HAD INSTRUCTIONS TO
DETAINEE ANY LOCAL IRAQIS TRYING TO FLEE THE VILLAGE. WHILE THE
PLATOON WAS AT THE TCP INSTRUCTIONS WERE RECEIVED VIA RADIO TO
DETAIN ANY IRAQI MALES IN THEIR VICINITY. THE TCP OBSERVED ONE
IRAQI MALE (NFI) IN A FIELD AND SGT [REDACTED] 1-27TH INFANTRY, FOB [REDACTED] 7C 0116-4
MCHENRY, IRAQ (NFI) WITH PFC [REDACTED] APPROACHED THE IRAQI TO 7C 0116-5
DETAINEE HIM. WHILE SGT [REDACTED] WAS ATTEMPTING TO PLACE FLEXI- 7C 0116-5
CUFFS ON THE IRAQI, THE DETAINEE STARTED TO RESIST. PFC [REDACTED]
RAISED HIS WEAPON IN THE HIGH COVER POSITION TO PROTECT SGT
[REDACTED] IN CASE THE IRAQI OVERPOWERED HIM. SGT [REDACTED] WAS
ABLE TO COMPLETE THE CUFFING PROCEDURE WITHOUT INCIDENT, THEN
BEGAN TO MOVE THE IRAQI WHEN PFC [REDACTED] THOUGHT HE 7C 0116-5
OBSERVED THE IRAQI LUNGE AT SGT [REDACTED] PFC [REDACTED] 7C 0116-5
RESPONDED BY FIRING ONE ROUND FROM HIS RIFLE, WHICH STRUCK AND
KILLED THE IRAQI.

THE REMAINS OF THE LOCAL IRAQI NATIONAL WERE RELEASED TO A YET
UNIDENTIFIED LOCAL TRIBAL LEADER IN THE CITY OF TAAL AL JAL, IRAQ.

FURTHER INVESTIGATION IS PENDING RESPONSE TO THE UNIT'S
LOCATION ON 29 FEB 04.

INVESTIGATION CONTINUES BY THE USACIDC.

***REQUEST USACRC NAME CHECK OF PFC [REDACTED] 7C 0116-5

7. CID REPORTS ARE EXEMPT FROM AUTOMATIC TERMINATION OF
PROTECTIVE MARKINGS IN ACCORDANCE WITH CHAPTER 3, AR 25-55.

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Fort Lee Resident Agency Form 1. 25 Oct 95

AGENT ACTIVITY SUMMARY
(CID Regulation 195-1)

CONTROL NUMBER

0040-64-CA0064-79638

TIME, DATE, AND AGENT

SUMMARY OF INVESTIGATIVE ACTIVITY

1800/28 Feb 04
[REDACTED] TCI/bbl

DFI: Notified by SJA of a soldier who shot & killed a local Iraqi national while the Iraqi was Alexiculted. (See AFIL for details)

2000/28 Feb 04
[REDACTED] TCI/bbl
I:15 TLO

coord with MAT [REDACTED] 1-27 J-1 who provided the details to the incident (See AFIL for details)

2000/28 Feb 04
[REDACTED] TCI/bbl
I:15 TLO

coord with G-3 AFIL to set up a possible flight to Kirkuk. Flight scheduled for 1520/29 Feb 04.

2050/28 Feb 04
[REDACTED] TCI/bbl
I:15 TLO

coord with MAT [REDACTED] who stated the body of the Iraqi was released back to the local tribe leader.

2100/28 Feb 04
[REDACTED] TCI/bbl

attempted to e-mail MAT [REDACTED] Siper was down.

0730/29 Feb 04
[REDACTED]

received SIR via Siper net. (See SIR for details)

0800/29 Feb 04
[REDACTED]

coord with G-1 to obtain full ID of [REDACTED]
Could not obtain due to EATS being down.

1000/29 Feb 04
[REDACTED]

Dispatched initial report.

DODDOACID-005449

1610/29 Feb 04
[REDACTED] TCI/bbl
I:15 TLO

coord with MAT [REDACTED] CPT [REDACTED] SJA and briefed him on all aspects of the case.

1645/29 Feb 04
[REDACTED] TCI/bbl
I:15 TLO

interview of CPT [REDACTED] HHL 1-27 (See AFIL for details)

AGENT ACTIVITY SUMMARY

(CID Regulation 195-1)

CONTROL NUMBER

0040 -04-CID469-79638

TIME, DATE, AND AGENT

SUMMARY OF INVESTIGATIVE ACTIVITY

2143/ 29 Feb 04
[redacted] TC
[redacted] b61

received e-mail from mar [redacted] which provided the name of the victim (See AIR for details) (Posted to file)

2157/ 29 Feb 04
[redacted] TC
[redacted] b61

received e-mail from mar [redacted] who stated all personnel involved in the incident will be at FOB Warrior on 1 Mar 04. (Posted to file)

0900/ 1 Mar 04 TC
[redacted] b61
P:5 T:0

Coord with mar [redacted] who stated the personnel are enroute to FOB Warrior.

1110/ 1 Mar 04 TC
[redacted] b61

interview of CPT [redacted] (See AIR for details)

P:25 T:0

1130/ 1 Mar 04 TC
[redacted] b61

obtained 15-6 report + photographs from CPT [redacted] (See 15-6, photo packet + CV for details)

P:10 T:0

1130/ 1 Mar 04 TC
[redacted] b61

interview of SPC [redacted] (See sworn statement + AIR for details)

P:40 T:0

1145/ 1 Mar 04 TC
[redacted] b61

interview of PFC [redacted] (See sworn statement + AIR for details)

P:30 T:0

1146/ 1 Mar 04 TC
[redacted] b61

obtained as evidence one rifle (See EPCO for details)

P:5 T:0

1243/ 1 Mar 04 TC
[redacted] b61

interview of PFC [redacted] (See sworn statement + AIR for details)

P:69 T:0

1255/ 1 Mar 04 TC
[redacted] b61

interview of SPC [redacted] (See sworn statement + AIR for details)

P:50 T:0

1323/ 1 Mar 04 TC
[redacted] b61

interview of CPL [redacted] (See sworn statement + AIR for details)

AGENT ACTIVITY SUMMARY (CID Regulation 195-1)		CONTROL NUMBER 8040 -05-CID469- 79638
TIME, DATE, AND AGENT	SUMMARY OF INVESTIGATIVE ACTIVITY	
1350 / 1 Mar 04 [redacted] T: 130 T: 120	interview of SFC [redacted] (See sworn statement & ATR for details)	
1356 / 1 Mar 04 [redacted] T: 135 T: 120	interview of SGT [redacted] (See sworn statement & ATR for details)	
1440 / 1 Mar 04 [redacted] T: 140 T: 120	interview of PFC [redacted] (See waiver recd, sworn statement & ATR for details) [redacted] further agreed to undergo a poly exam.	
1720 / 1 Mar 04 [redacted] T: 120 T: 120	interview of SGT [redacted] (See sworn statement & ATR for details)	
1830 / 1 Mar 04 [redacted] T: 120 T: 120	briefed CPT [redacted] on all aspects of the case & provided him copies of the statements.	
1900 / 1 Mar 04 [redacted] T: 110 T: 120	briefed CPT [redacted] on all aspects of the case & provided him copies of the statements.	
1920 / 1 Mar 04 [redacted] T: 115 T: 120	obtained mug photo & fingerprints from PFC [redacted]	
1929 / 1 Mar 04 [redacted] T: 110 T: 120	received name check results on PFC [redacted] (See ATR for details)	
1600 / 2 Mar 04 [redacted] T: 110 T: 120	submitted one rifle to the evidence custodian. (on 010104)	

DODDOACID-005451

AGENT ACTIVITY SUMMARY

(CID Regulation 195-1)

CONTROL NUMBER

0040 04-010-03 79638

TIME, DATE, AND AGENT

SUMMARY OF INVESTIGATIVE ACTIVITY

1900/ 2 Mar 04

updated case file.

1160 [REDACTED] T10

1140/ 3 Mar 04

prepared lab request.

1110 [REDACTED] T10

1155/ 3 Mar 04

submitted lab request to evidence custodian

1115 [REDACTED] T10

1215/ 3 Mar 04

prepared 2nd status report. To SAC for data review.
report is on my Thumb drive.

1115 [REDACTED] T10

1545/ [REDACTED]

REVIEWED & SHIPPED 2d STAT. TO C/A w/
PRINT OUT.

[REDACTED]

4 Mar 04

Incoming SAC Review:

[REDACTED]

- AIR needs signed
- Pending possible Lab for rifle unless SJA says otherwise.
- SJA/Command Final Coord on what they determine to pursue.
- Pending poly of [REDACTED] 7C1661
- Crime scene exam.
- Case # on all documents.
- To SAC [REDACTED] for coord w/ case Agent.

7C1661

AGENT ACTIVITY SUMMARY

(CID Regulation 195-1)

CONTROL NUMBER

00 40 -04-CID469- 79638

TIME, DATE, AND AGENT

SUMMARY OF INVESTIGATIVE ACTIVITY

1815/4 MAR 04

701661

- NOTED COMMENTS OF IN-COMING SAC:
- 1) SIGN AIR
 - 2) GET SJA COPIES OF ALL EXHIBITS; BRING THEM + GET THEIR OPINION ON THAT WEAPON GOING TO LAB.
 - 3) INTENT TO PURSUE IS IMMATERIAL AT THIS POINT
 - 4) I SEE NO NEED FOR POLY. FACTS OF CASE SPEAK FOR THEMSELVES.
 - 5) NOTED- GET CASE # ON ALL DOCS

4 MAR 04

701661

Received. Reviewed SAC comments

1. in regards to the crime scene, the location of the scene was not accessible and we were unable to travel to that location at the time. we ensured the unit took photographs and document/obtain any evidence - in this case, the weapon, which we have. To SA [REDACTED]

701661

4116.04/1700

701661

Comments to SAC review:

1. will sign AIR
2. will coord with SJA and provide copies of case to them.
3. roger
4. poly is a possibility, but really not needed.
5. will place case # on all documents

CID FORM 28-R

PREVIOUS EDITIONS OF THIS FORM WILL BE USED UNTIL EXHAUSTED

AGENT ACTIVITY SUMMARY

(CID Regulation 195-1)

CONTROL NUMBER

0040 -04-CID469-79638

TIME DATE, AND AGENT

SUMMARY OF INVESTIGATIVE ACTIVITY

0900/ 6 Mar 04

provided MAT [REDACTED] SJA, UIC copies of the case file.

I: 30 [REDACTED] TLO

0945/ 6 Mar 04

coord with MAT [REDACTED] who stated there was no need to send the rifle to the lab. (See ATR for details)

I: 10 [REDACTED] TLO

1000/ 6 Mar 04

placed case number on all documents & signed ATR, To SAC for review.

I: 20 [REDACTED] TLO

7 Mar 04

SAC REVIEW:

- OK. Discussed w/ SAC [REDACTED] [REDACTED]. Agreed poly on [REDACTED] immaterial at this point.
- Assigned to TM1 [REDACTED] [REDACTED]. Get w/ CA & get up to speed asap. Make sure we have all digits & POC's. ~~Get~~

DODDOACID-005454

TIME, DATE, AND AGENT

SUMMARY OF INVESTIGATIVE ACTIVITY

2205, 11 Mar 2004
20 min
SA [REDACTED] *TC1601*

TC REVIEW: Reviewed case file and related investigative activity. Reviewed CDR review of Mr [REDACTED] on 7 Mar 04. A re-interview of PFC [REDACTED] is scheduled for the middle of the month with either Mr [REDACTED] or Mr [REDACTED]. Upon completion of the re-interview, SJA will be fully briefed and provided all pertinent documents for their review. Also noted during the review that the weapon used in the commission of this crime was not forwarded to USACIL for examination. This decision was made by the previous SAC. Coordination with Mr [REDACTED] will be completed on this issue and a determination will be made to either send the weapon or maintain it in the evidence depository, Baghdad. *TC525*

1045, 13 Mar 2004
10Mins
SA [REDACTED] *TC1601*

TC1601 SA [REDACTED] coordinated with Mr [REDACTED] Commander, 286th MP DET, and through this coordination, Mr [REDACTED] advised that coordination with the supporting SJA should be completed pertaining to the weapon issue.

1725, 16 Mar 2004
[REDACTED] *TC1601*
10mins

TC1601 SA [REDACTED] coordinated with CPT [REDACTED] Office of the Staff Judge Advocate (SJA), and he advised through previous discussion with MAJ [REDACTED] the SJA is seeking a Courts Martial pertaining to PFC [REDACTED] *TC3463*

0935, 21 Mar 2004
[REDACTED] *TC1601*

Pending Technical interview of PFC [REDACTED] pertaining to was he aware or know the victim was handcuffed when he engaged him and shot him. Mr [REDACTED] is scheduled to arrive this office in the near future and he will review this ROI. TO Mr [REDACTED] for review. *TC3463*

21 Mar 04
[REDACTED] *TC1601*

TC3463
- Get weapon out to LAB asap!
- Which SJA did you talk to? IID? 25th?

DODDOACID-005455

AGENTS ACTIVITY

MARY

Control Number

(CID Regulation 15-1)

00--03-CID469-79638

TIME, DATE, AND AGENT

SUMMARY OF INVESTIGATIVE ACTIVITY

103663

1040, 24 Mar 2004
20 min
SA [REDACTED] 7C1661

7C1661

TC REVIEW: Reviewed case file and Mr [REDACTED] guidance. SA [REDACTED] has coordinated with SA [REDACTED] on the issue of the weapon and submitting it to USACIL for a forensic analysis. Further, MAJ [REDACTED] is the supporting Trial Counsel for FOB DANGER, which is 1st ID SJA. 25th ID is not here, only elements of the division are here, therefore 1st ID SJA is the convening authority for PFC [REDACTED] 7C5665

1130, 24 Mar 04
20 min
SA [REDACTED] 7C1661

SA [REDACTED] has been trying to find an email address for the Evidence Custodian in Baghdad. Provided lab request and initial report to SA [REDACTED] to send rifle to the lab. Will travel to Kirkuck at the end of the week for re-interview of PFC [REDACTED] 7C5665

24 Mar 04

[REDACTED] 7C1661

Reviewed:

- OK, SJA for 25th is MAJ [REDACTED] 7C3663
I'll get you his contact info... OK,
DNVT is 523-[REDACTED], ASJA is
CPT [REDACTED] (Same DNVT), NCOIC is
SSG [REDACTED], same DNVT and
email @ [REDACTED]@us.army.mil

1330/24 Mar 04

[REDACTED]

7C1661

7C4
664

- Contacted by OPS [REDACTED] 7C
full ID on [REDACTED] 7C5665; Provided
[REDACTED]; KADIR and SSG
[REDACTED]; BN needed for biweekly brief
to LTG [REDACTED] 7C2663

W

DODDOACID-005456

FOR OFFICIAL USE ONLY

AGENTS ACTIVITY SUMMARY (CID Regulation 19-1)		Control Number 0044-03-CID469-79638
TIME, DATE, AND AGENT	SUMMARY OF INVESTIGATIVE ACTIVITY	
1600, 25 Mar 04 10 min SA [REDACTED] 7C1 b61	Provided lab request to SA [REDACTED] Evidence Custodian, for transmittal to Baghdad and then to USACIL for examination of weapon per SAC guidance. 7C1 b61	
1000, 26 Mar 04 10 min SA [REDACTED] 7C1 b61	Will coordinate with SJA and unit prior to going to Kirkuck for re-interview of [REDACTED] Will also keep SAC apprised of all developments so PPS can be briefed. 7C5 b65	
1020, 28 Mar 04 10 min SA [REDACTED] 7C1 b61	Coordinated with SPC [REDACTED] 25 th ID, SJA, and arranged for the interview of PFC [REDACTED] 7C3 b63 7C5 b65	
0730, 29 Mar 04 120 min SA [REDACTED] 7C1 b61	Traveled to Kirkuck Air Base for the interview of PFC [REDACTED] 7C5 b65	
1005, 29 Mar 04 480 min SA [REDACTED] 7C1 b61	Advised PFC [REDACTED] 7C5 b65 of his legal rights, which he waived and he provided a Sworn Statement admitting to knowing the Iraqi National was flexi cuffed. (See AIR of SA [REDACTED] for details) 7C1 b61 7C3 b63	
1430, 29 Mar 04 20 min SA [REDACTED] 7C1 b61	Briefed MAJ [REDACTED] 25 th ID SJA, regarding the interview of PFC [REDACTED] Also provided copy of the case file. 7C5 b65	
1600, 29 Mar 04 120 min SA [REDACTED] 7C1 b61	Returned to FOB Danger, Tikrit, IZ	
30 Mar 04 [REDACTED] 7C1 b61	- Reviewed 3d STAT/SSI. Minor changes made. Dispatched. Cy to File.	

DODDOACID-005457

FOR OFFICIAL USE ONLY

TIME, DATE, AND AGENT

SUMMARY OF INVESTIGATIVE ACTIVITY

0900, 4 Apr 04
10 min
SA [REDACTED] 7C1661

All leads complete, pending receipt of USACIL lab report and then close. To TC / SAC for scheduled review.

4 APRIL 04
[REDACTED] 7C1661

TC Review: Reviewed, pending Lab on weapon Functionability and upon Receipt will discuss with supporting SJT + [REDACTED] [REDACTED] will also interview CPT [REDACTED] (see statement) of PFC [REDACTED] on what he said during/prior to incident on the Roe, TO Mr [REDACTED] 7C5665

4 Apr 04

[REDACTED]
7C1661

SAC REVIEW:

7C3663

- Received; Discussed with NAT Chief, Mil Justice, OJTA I/D. He requested weapon NOT be sent to lab, but maintain in EVID depository, 22d MP BN. SA [REDACTED] coordinated w/ SA [REDACTED] EVID Custodian, 22d MP BN, and cancelled Lab Request per my instructions.

- Pending interview of CPT [REDACTED] 7C3663
Get that done asap and close.

DODDOACID-005458

FOR OFFICIAL USE

PREVIOUS EDITIONS OF THIS FORM WILL BE USED UNTIL EXHAUSTED

TIME, DATE, AND AGENT

SUMMARY OF INVESTIGATIVE ACTIVITY

0900, 5 Apr 04

10 min

SA [REDACTED] 7C1 b61

Response to SAC comments:

1. Will not send weapon to lab
2. Will interview CPT [REDACTED] ASAP

1030, 6 Apr 04

10 min

SA [REDACTED] 7C1 b61

Rec'd technical interview report and posted to file

1230, 8 Apr 04

10 min

SA [REDACTED] 7C1 b61

Attempted to call CPT [REDACTED] he was not there, will try to call again later.

1312, 12 Apr 04

10 min

SA [REDACTED] 7C1 b61

Coordinated with SPC [REDACTED] SJA, Kirkuk, to coordinate the telephonic interview of CPT [REDACTED] HE will try to contact CPT [REDACTED]

1330, 12 Apr 04

5 min

SA [REDACTED] 7C1 b61

Upon completion of interview will write final and close.

1500, 16 Apr 04

10 min

SA [REDACTED] 7C1 b61

Interviewed CPT [REDACTED] via telephone. He related during the night in question the ROE was changed to shoot at anybody seen leaving the village with a weapon. (See AIR of SA [REDACTED] for details)

2000, 18 Apr 04

10 min

SA [REDACTED] 7C1 b61

Drafted final report; to SAC for review.

21 April 04

[REDACTED] 7C1 b61

SAC Rew: Spoke with SA [REDACTED] and was advised There will be no deal with [REDACTED] and probably a Court Martial.

DODDOACID-005459

TIME, DATE, AND AGENT

SUMMARY OF INVESTIGATIVE ACTIVITY

1630, 30 April

2004, SA [REDACTED]

K1 b61

SAC REVIEW; Reviewed final report and attached exhibits. Minor corrections to final. SA [REDACTED] signed final report. TO SA [REDACTED] for 4833 completion, forwarding fingerprints of PFC [REDACTED] to the FBI and for distribution. *K1 b61 K5 b65*

2300, 3 May 04

[REDACTED] K1 b61

Made copy of final and 4 copies of final on CD's for distro. TO SA [REDACTED] for distro. *K1 b61*

17 May 04

[REDACTED] K1 b61

Reviewed and sent/Dispatched Final Report, see Distro,

DODDOACID-005460

CID FORM 66

1. DATE

28 Feb 04

2. TIME RECEIVED

1800

7. CASE NUMBER

0046-14-42469-79638

3. OFFENSE

Murder

8. ASSIGNED TO

TCI
K61

4. SUBJECT

PFC [REDACTED] TC5765

9. TYPE OF ACTION

GC

5. VICTIM

local Iraqi National (Muhamad Husain Kadir)

6. CASE DISPOSITION

PFC [REDACTED] shot & killed a local Iraqi while the Iraqi was Axis-cuffed.

10.

REPORTS

TYPE	SUSPENSE	COMP
IN	28 FEB 03	29 FEB 03
SAC	8 MAR	3 MAR
SAC	17 MAR	
22 STA		3 MAR
SAC	21 Mar	21 Mar
SAC	4 Apr 04	4 Apr 04
SAC	19 Apr 04	19 Apr 04
SAC	28 Apr 04	30 Apr 04
Final	7 May 04	30 Apr 04

11. OTHER ACTION

12. CID FUNDS

ACTION

RQRD

COMPL

DATE

AMOUNT

4833

30 Jun 04

FOR OFFICIAL USE ONLY

CRIME LAB EXAMINATION REQUEST		LAB USE ONLY	
For use of this form, see AR 195-5 the proponent agency is the United States Army Criminal Investigation Command.		REFERRAL NUMBER	
TO: (Include Zip Code) LABORATORY DIRECTOR US ARMY CRIMINAL INVESTIGATION LABORATORY 4553 N. 2 ND STREET FOREST PARK, GA 30297-5122 ATTN: Firearms Division	FROM: (Include Zip Code) SPECIAL AGENT IN CHARGE 43 RD MILITARY POLICE DETACHMENT 10 TH MILITARY POLICE BATTALION (CID) TIKRIT, IRAQ APO AE 09323-2647 EMAIL: <u>7C266B</u> @us.army.mil	RECEIVED	RETURNED
		REGIS MAIL	REGIS MAIL
		RY EXP	RY EXP
		HAND	HAND
		DATE	DATE
		RECEIVED BY	
EVIDENCE RECEIPT			
		RECEIVED	INITIATED
1. CONTRIBUTOR CASE NUMBER 0040-04-CID469-79638	2. INVESTIGATOR'S NAME SA <u>7C1</u> <u>061</u>	3. AUTOVON AND PHONE NUMBER DNVT 534- <u> </u>	
4. SUSPECT(S) (Last, first and middle name(s)) PFC <u> </u> <u>7C5668</u>			
5. VICTIMS(S) (Last, first and middle name(s)) Mr Muhammad Husain KADIR			
6. TYPE OF OFFENSE Murder	7. ONE COPY OF EVIDENCE RECEIPT INCLOSED WITH EVIDENCE <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO	8. OTHER EVIDENCE PREVIOUSLY SUBMITTED ON THIS CASE <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO	
9. IF "YES" IN ITEM 8, LIST OTHER SUSPECT(S), DATE SUBMITTED, UNIT CASE AND LABORATORY REFERRAL NUMBERS(S)			
10. EVIDENCE SUBMITTED			
a. EXHIBIT	b. DESCRIPTION OF EXHIBIT		
1	Rifle (Item 1, Voucher 010/04)		

AUTHORITY:

Title 10, United States Code Section 3012 (g)

DATA REQUIRED BY PRIVACY ACT

ROUTINE USES: Your social security number and other personal information are used as an additional/alternate means of identification to facilitate and retrieval.

PRINCIPAL PURPOSE: To provide commanders and law enforcement officials with means by which information may be accurately identified.

DISCLOSURE: Disclosure of your social security # is voluntary

1. Rec Code:	2. Action Code:	3. Date:	4. Ref to Case:	5. Control:	6. Sequence #	7. Year:	8. Office:	9. ROT #	Offense:
10. [Redacted]									
11. [Redacted]									
12. [Redacted]									
13. Grade/Rank: SGT/155									
14. [Redacted]									
15. Other ID Number: 7C4664									
16. [Redacted]									
17. [Redacted]									
18. [Redacted]									
19. POB Zip:									
20. [Redacted]									
21. [Redacted]									
22. Ethnic: 22									
23. Height: 73									
24. Weight: 190									
25. Hair: BRN									
26. Eye Color: GRN									
27. US									
28. Educ: 12									
29. Prior Record: N									
30. Mar: S									
31. MOS: 11C									
32. Job Description/Location: 81mm Motor									
33. MC:									
34. Security Clr:									
35. Physical Marks/Tattoos:									
36. Spouse Military: Yes: No:									
37. Alias/Nicknames:									
38. Alias/Nicknames:									
39. Alias/Nicknames:									
40. Unit/Organization: HHC 1-27 Motor									
41. Unit Phone Number: Home: Cell/Pager:									
42. Military Service:									
43. Sub Unit:									
44. Fort/City: FOB McHenry									
45. State:									
46. Country:									
47. Zip Code/APO:									
48. Home Address:									
49. City:									
50. State:									
51. Country:									
52. Zip Code/APO:									
53. JUV:									
54. Family Rel:									
55. Last Name:									
56. First Name:									
57. Middle Name:									
58. Social Security:									
59. Grade/Rank:									
60. MC:									
61. Unit:									
62. City:									
63. State:									
64. ZIP/APO:									
65. Phone: Wk: Hm:									
66. Offense Code:									
67. UFC:									
68. Offense Code:									
69. UFC:									
70. Offense Code:									
71. UFC:									
72. Offense Code:									
Telephone:									
ETS:									
PCS/DEROS:									
Date / Time Interview START:									
Date: Time:									
Place of Interview:									
Date / Time Interview END:									
Date: Time:									
Disposition:									
74. Category:									
75. Type:									
76. Recovered: Yes: No:									
77. Value:									
78. Insurer: Policy:									
81. Model:									
82. Vehicle Style: SUV									
83. # of Doors: 2									
84. Color: Blue									
85. Size: Mid size									
86. VIN:									
87. License Plate:									
88. State:									
89. DOD Decal Number:									
NOTES:									

AUTHORITY:

Title 10, United States Code Section 3012 (g)

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1. Rec Code:	2. Action Code:	3. Date:	4. Ref to Case:	5. Control:	6. Sequence #	7. Year:	8. Office:	9. ROI #	Offense:	
					0040-04-CE-0469-79638					
10. Last Name:			11. First Name:			12. Middle Name:			13. Grade/Rank:	
[REDACTED]			[REDACTED]			[REDACTED]			SAC/E-4	
14. Social Security Number:			15. Other ID Number:			16. POB:			19. POB Zip:	
[REDACTED]			[REDACTED]			[REDACTED]			[REDACTED]	
20. Sex:	21. Race:	22. Ethnic:	23. Height:	24. Weight:	25. Hair:	26. Eye Color:	27. Citizen:	28. Educ:	29. Prior Record:	
M	C	22	72	187	BRN	HAZ	US	12	N	
31. MOS:		32. Job Description/Location:		33. MC:	34. Security Clr:	35. Physical Marks/ Tattoos:		36. Spouse Military:		
11C		81mm mortar						Yes: <input type="checkbox"/> No: <input type="checkbox"/>		
37. Alias/Nicknames:				38. Alias/Nicknames:				39. Alias/Nicknames:		
40. Unit/ Organization:				41. Unit Phone Number:				Home: Cell/Pager:		
HHC 1-27 MORTAR										
42. Military Service:		43. Sub Unit:		44. Fort/City:		45. State:		46. Country:		
				FOB McHenry						
48. Home Address:		49. City:		50. State:		51. Country:		47. Zip Code/APO:		
53. JUV:		54. Family Rel:		55. Last Name:		56. First Name:		57. Middle Name:		
58. Social Security:		59. Grade/Rank:		60. MC:		61. Unit:				
62. City:		63. State:		64. ZIP/APO:		65. Phone: Wk: Hm:				
66. Offense Code:		67. UFC:		68. Offense Code:		69. UFC:		70. Offense Code:		
71. UFC:		72. Offense Code:		73. APO:						
Telephone:		ETS:		PCS/DEROS:		Date / Time Interview START:				
		20 Jan 05				Date: Time:				
Place of Interview:						Date / Time Interview END:				
						Date: Time:				
Disposition:										
74. Category:		75. Type:		76. Recovered: Yes: <input type="checkbox"/> No: <input type="checkbox"/>		77. Value:		78. Insurer: Policy: Year/Date:		
86. VIN:		81. Model:		82. Vehicle Style: SUV		83. # of Doors: 2		84. Color: Blue		
								85. Size: Mid size		
87. License Plate:		88. State:		89. DOD Decal Number:						

NOTES:

AUTHORITY:

Title 10, United States Code Section 3012 (g)

DATA REQUIRED BY PRIVACY ACT

ROUTINE USES:

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DISCLOSURE: Disclosure of your social security # is voluntary

1. Rec Code:	2. Action Code:	3. Date:	4. Rel to Case:	5. Control:	6. Sequence #	7. Year:	8. Office:	9. ROI #	Offense:
0000-04-050449-79638									
10. [Redacted]									
11. [Redacted]									
12. [Redacted]									
13. Grade/Rank: SP-5									
14. Social Security Number: [Redacted]									
15. Other ID Number: 7C4604									
16. Date of Birth: [Redacted]									
17. [Redacted]									
20. Sex: M	21. Race: C	22. Ethnic: 23	23. Height: 70	24. Weight: 178	25. Hair: BRN	26. Eye Color: BLU	27. Citizen: US	28. Educ: 12	29. Prior Record: N
31. MOS: 14S	32. Job Description/Location: Avenger crew member			33. MC:	34. Security Clr: SEC	35. Physical Marks/Tattoos:		36. Spouse Military: Yes [] No []	30. Marital Status: S
37. Alias/Nicknames: [Redacted]									
38. Alias/Nicknames: [Redacted]									
39. Alias/Nicknames: [Redacted]									
40. Unit/Organization: B Btry, 1-62 / attached to 1-27									
41. Unit Phone Number: [Redacted]									
42. Military Service: [Redacted]									
43. Sub Unit: [Redacted]									
44. Fort/City: FOB McHenry									
45. State: [Redacted]									
46. Country: [Redacted]									
47. Zip Code/APO: [Redacted]									
48. Home Address: [Redacted]									
49. City: [Redacted]									
50. State: [Redacted]									
51. Country: [Redacted]									
52. Zip Code/APO: [Redacted]									
53. JUV: [Redacted]									
54. Family Rel: [Redacted]									
55. Last Name: [Redacted]									
56. First Name: [Redacted]									
57. Middle Name: [Redacted]									
58. Social Security: [Redacted]									
59. Grade/Rank: [Redacted]									
60. MC: [Redacted]									
61. Unit: [Redacted]									
62. City: [Redacted]									
63. State: [Redacted]									
64. ZIP/APO: [Redacted]									
65. Phone: Wk: [Redacted] Hm: [Redacted]									
66. Offense Code: [Redacted]									
67. UFC: [Redacted]									
68. Offense Code: [Redacted]									
69. UFC: [Redacted]									
70. Offense Code: [Redacted]									
71. UFC: [Redacted]									
72. Offense Code: [Redacted]									
73. UFC: [Redacted]									
Telephone: [Redacted]									
ETS: 25 May 05									
PCS/DEROS: [Redacted]									
Date / Time Interview START: [Redacted]									
Date / Time Interview END: [Redacted]									
Disposition: [Redacted]									
74. Category: [Redacted]									
75. Type: [Redacted]									
76. Recovered: Yes [] No []									
77. Value: [Redacted]									
78. Insurer: [Redacted]									
Policy: [Redacted]									
Year/Date Exp: [Redacted]									
81. Model: [Redacted]									
82. Vehicle Style: SUV									
83. # of Doors: 2									
84. Color: Blue									
85. Size: Mid size									
86. V.I.N: [Redacted]									
87. License Plate: [Redacted]									
88. State: [Redacted]									
89. DOD Decal Number: [Redacted]									
NOTES: [Redacted]									

AUTHORITY:

Title 10, United States Code Section 3012 (g)

DATA REQUIRED BY PRIVACY ACT

ROUTINE USES: Your social security number and other personal information are used as an additional/alternate means of identification to facilitate and retrieval.

PRINCIPAL PURPOSE: To provide commanders and law enforcement officials with means by which information may be accurately identified.

DISCLOSURE: Disclosure of your social security # is voluntary

1. Rec Code:	2. Action Code:	3. Date:	4. Rel to Case:	5. Control:	6. Sequence #	7. Year:	8. Office	9. ROI #	Offense:
10. [Redacted]	11. [Redacted]	12. [Redacted]	13. [Redacted]	14. [Redacted]	15. Other ID Number:	16. Date of Birth:	17. [Redacted]	18. Grade/Rank:	19. Grade/Rank:
20. Sex:	21. Race:	22. Ethnic:	23. Height:	24. Weight:	25. Hair:	26. Eye Color:	27. Citizen:	28. Educ:	29. Prior Record:
M	C	22	56	127	BRN	BRN	US	12	N
31. MOS:	32. Job Description/Location:	33. MC:	34. Security Clr:	35. Physical Marks/Tattoos:	36. Spouse Military:	37. Alias/Nicknames:	38. Alias/Nicknames:	39. Alias/Nicknames:	30. Marital:
11C	81 mm motor			None	Yes <input type="checkbox"/> No <input type="checkbox"/>				M
40. Unit/Organization:	41. Unit Phone Number:	42. Military Service:	43. Sub Unit:	44. Fort/City:	45. State:	46. Country:	47. Zip Code/APO:	48. Home Address:	49. City:
HHC 1-27 Motors				FOB McHenry					
50. State:	51. Country:	52. Zip Code/APO:	53. JUV:	54. Family Rel:	55. Last Name:	56. First Name:	57. Middle Name:	58. Social Security:	59. Grade/Rank:
60. MC:	61. Unit:	62. City:	63. State:	64. ZIP/APO:	65. Phone:	Wk:	Hm:	66. Offense Code:	67. UFC:
68. Offense Code:	69. UFC:	70. Offense Code:	71. UFC:	72. Offense Code:	73. UFC:	74. Category:	75. Type:	76. Recovered:	77. Value:
								Yes <input type="checkbox"/> No <input type="checkbox"/>	
78. Insurer:	79. Policy:	80. Year/Date Ex:	81. Model:	82. Vehicle Style:	83. # of Doors:	84. Color:	85. Size:	86. VIN:	87. License Plate:
				SUV	2	Blue	Mid size		
88. State:	89. DOD Decal Number:	NOTES:							
		0500							

INVESTIGATIVE WORKSHEET

DATA REQUIRED BY THE PRIVACY ACT

AUTHORITY:

Title 10, United States Code Section 3012 (g)

ROUTINE USES: Your social security number and other personal info are used as an additional/alternate means of identification to facilitate and retrieval

PRINCIPAL PURPOSE:

To provide commanders and law enforcement officials with means by which information may be accurately identified.

DISCLOSURE:

Disclosure of your SSN# is voluntary.

1. Rao Code:	2. Action Code:	3. Date:	4. Rel to Case:	5. Control #:	6. Sequence #:	7. Year:	8. Office:	9. ROI #:	Offense:
					0040 - 04 - CID	469 - 79639 -			

INDIVIDUAL DATA

10. Last Name:	11. First Name:	12. Middle Name:	13. Grade:
[REDACTED]	[REDACTED]	[REDACTED]	PFC
14. Social Security:	15. Other ID Number:	16. Date of Birth:	17. POB:
[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]
18. Sex:	19. Race:	20. Ethnic:	21. Height:
M	C		5'10"
22. Weight:	23. Hair Color:	24. Eye Color:	25. Citizen:
195	BRN	BRN	US
26. Education:	27. Prior Record:	28. Marital:	29. MOS:
12	N	N	11C
30. Job Description/Location:	31. MCAC:	32. Security Clr:	33. Physical Marks/ Tattoos:
Motor		None	It shoulder "Dragon"
34. Alias/Nicknames:	35. Alias/Nicknames:	36. Alias/Nicknames:	37. Unit/ Organization:
			HAC 1-27th IN BN
38. Unit Phone Number:	39. Home / Cell Phone Number:	40. Military SVC:	41. Sub Unit:
		2 years	
42. Fort/City:	43. State:	44. Country:	45. Zip Code/Apo:
46. Home Address:	47. City:	48. State:	49. Country:

FAMILY MEMBER DATA

53. JUV:	54. Family Rel:	55. Sponsor Last Name:	56. Sponsor First Name:	57. Sponsor Middle Name:
58. Sponsor Social Security:	59. Sponsor Grade:	60. Spon MCAC:	61. Sponsor Unit:	
62. Sponsor City:	63. Sponsor St:	64. Sponsor City:	65. Sponsor Zip/ APO:	

OFFENSE

66. Offense Code:	67. UFC:	68. Offense Code:	69. UFC:	70. Offense Code:	71. UFC:	72. Offense Code:	73. UFC:

ADMINISTRATIVE DATA

Telephone:	ETS:	PCS/DEROS:	Date Interv Start:	Time Interv Start:
	May 21, 2008	None	4 Mar 04	
Place of Interview Start:	Date Interv End:	Time Interv End:	Place of Interview End:	
Disposition:				

VEHICLE DATA

74. Category (lost, stolen, Damaged, Info):	75. Type (Gov, Pov, Unk):	76. Recovered:	77. Value:	78. Insurer:	Policy #	Year/date Exp:
79. Year:	80. Make:	81. Model:	82. Vehicle Style:	83. # of Doors:	84. Color:	85. Vehicle Size:
86. V.I.N.:	87. License Plate:	88. State:	89. DOD Decal Number:			

NOTES:

left for [REDACTED]

Last HIV Test:

CID FORM 44-R

EDITION OF 1 AUG 87 WILL BE USED UNTIL EXHAUSTED

INVESTIGATIVE WORKSHEET

DATA REQUIRED BY THE PRIVACY ACT

AUTHORITY:

Title 10, United States Code Section 3012 (g)

ROUTINE USES: Your social security number and other personal info are used as an additional/alternate means of identification to facilitate and retrieval

PRINCIPAL PURPOSE:

To provide commanders and law enforcement officials with means by which information may be accurately identified.

DISCLOSURE: Disclosure of your SSN is voluntary.

1. Res Code:	2. Action Code:	3. Date:	4. Rel to Case:	5. Control #:	6. Sequence #:	7. Year:	8. Office:	9. ROA #:	Offense:	
					0040	-04	-CID	469	-79638-	
INDIVIDUAL DATA										
10. Last Name:	11. First Name:	12. Middle Name:	13. Grade:							
[REDACTED]	[REDACTED]	[REDACTED]	SAT							
14. Social Security Number:	15. Other ID Number:	16. Date of Birth:	17. POB ST:	18. POB ZIP:						
[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]						
20. Sex:	21. Race:	22. Ethnic:	23. Height:	24. Weight:	25. Hair Color:	26. Eye Color:	27. Citizen:	28. Bone:	29. Prior Record:	
M	C		69"	140	Blk	Blk	US	12		
30. MOS:	31. Job Description/Location:	32. MCAC:	33. Security Clr:	34. Physical Marks/or Tattoos:	35. Spouse Military Y/N	Service #				
145	Average TC									
37. Alias/Nicknames:			38. Alias/Nicknames:			39. Alias/Nicknames:				
40. Unit/Organization:				41. Unit Phone Number:			Home /Cell Phone Number:			
B 162 ADA FOD McHenry										
42. Military SVC:		43. Sub Unit:		44. Fort/City:		45. State:		46. Country:		
7 years										
48. Home Address:			49. City:			50. State:		51. Country:		
52. Zip Code/Apo:										
FAMILY MEMBER DATA										
53. JOV:		54. Family Rel:		55. Sponsor Last Name:		56. Sponsor First Name:		57. Sponsor Middle Name:		
58. Sponsor Social Security:			59. Sponsor Grade:			60. Spon MCAC:		61. Sponsor Unit:		
62. Sponsor City:			63. Sponsor St:			64. Sponsor City:		65. Sponsor Zip/ APO:		
OFFENSE										
66. Offense Code:		67. UFC:		68. Offense Code:		69. UFC:		70. Offense Code:		
71. UFC:		72. Offense Code:		73. UFC:						
ADMINISTRATIVE DATA										
Telephone:		ETS:		PCS/DEROS:		Date Interv Start:		Time Interv Start:		
		May 15, 2015		46ME		1325		2 Mar 14		
Place of Interview Start:		Date Interv End:		Time Interv End:		Place of Interview End:				
		2 Mar 14		1358						
Disposition:										
VEHICLE DATA										
74. Category (lost, stolen, Damaged, Info):			75. Type (Gov, Pov, Unk):		76. Recovered:		77. Value:		78. Insurer:	
									Policy # Year/date Exp:	
79. Year:		80. Make:		81. Model:		82. Vehicle Style:		83. # of Doors:		
								84. Color:		
85. Vehicle Size:										
86. V.I.N.:		87. License Plate:		88. State:		89. DOD Decal Number:				
NOTES:										
Last HIV Test:										

CID FORM 44-R

EDITION OF 1 AUG 87 WILL BE USED UNTIL EXHAUSTED

INVESTIGATIVE WORKSHEET

DATA REQUIRED BY THE PRIVACY ACT

AUTHORITY:

Title 10, United States Code Section 3012 (g)

ROUTINE USES: Your social security number and other personal info are used as an additional/alternate means of identification to facilitate and retrieval

PRINCIPAL PURPOSE:

To provide commanders and law enforcement officials with means by which information may be accurately identified.

DISCLOSURE: Disclosure of your SSN is voluntary.

1. Rec Code: 2. Action Code: 3. Date: 4. Ref to Case: 5. Control #: 6. Sequence #: 7. Year: 8. Office: 9. ROI#: 10. Offense: 8040 - 04 - CID 469 - 79638 -

INDIVIDUAL DATA

10. Last Name: 7C4604 11. First Name: 7C4604 12. Middle Name: 7C4604 13. Grade: CPL
14. Social Security Number: 7C4604 15. Other ID Number: 7C4604 16. Date of Birth: 7C4604 17. POB City: 7C4604 18. POB ST: 7C4604 19. POB ZIP: 7C4604
20. Sex: M 21. Race: C 22. Ethnic: 23. Height: 6'0" 24. Weight: 170 25. Hair Color: BLN 26. Eye Color: BLN 27. Citizen: US 28. Bond: 12 29. Prior Record: 30. Marital: 11C
31. MOS: 11C 32. Job Description/Location: Mortar 33. MCAC: 34. Security Clr: 35. Physical Marks/or Tattoos: 36. Spouse Military Y/N Service #
37. Alias/Nicknames: 38. Alias/Nicknames: 39. Alias/Nicknames:
40. Unit/Organization: HHC, 1-27th 41. Unit Phone Number: Home/Cell Phone Number:
42. Military SVC: 3 years 43. Sub Unit: 44. Fort/City: 45. State: 46. Country: 47. Zip Code/Apo:
48. Home Address: 49. City: 50. State: 51. Country: 52. Zip Code/Apo:

FAMILY MEMBER DATA

53. JUV: 54. Family Rel: 55. Sponsor Last Name: 56. Sponsor First Name: 57. Sponsor Middle Name:
58. Sponsor Social Security: 59. Sponsor Grade: 60. Spon MCAC: 61. Sponsor Unit:
62. Sponsor City: 63. Sponsor St: 64. Sponsor City: 65. Sponsor Zip/ APO:

OFFENSE

66. Offense Code: 67. UFC: 68. Offense Code: 69. UFC: 70. Offense Code: 71. UFC: 72. Offense Code: 73. UFC:

ADMINISTRATIVE DATA

Telephone: ETS: MAR 15, 2005 PCS/DEROS: AOR Date Interv Start: 1 Mar 04 Time Interv Start: 1247
Place of Interview Start: Date Interv End: 1 Mar 04 Time Interv End: 1323 Place of Interview End:
Disposition:

VEHICLE DATA

74. Category (lost, stolen, Damaged, Info) 75. Type (Gov, Pov, Unk) 76. Recovered: 77. Value: 78. Insurer: Policy # Year/date Exp:
79. Year: 80. Make: 81. Model: 82. Vehicle Style: 83. # of Doors: 84. Color: 85. Vehicle Size:
86. V.I.N: 87. License Plate: 88. State: 89. DOD Decal Number:

NOTES:

Last HIV Test:

CID FORM 44-R

EDITION OF 1 AUG 87 WILL BE USED UNTIL EXHAUSTED

INVESTIGATIVE WORKSHEET

DATA REQUIRED BY THE PRIVACY ACT

AUTHORITY:

Title 10, United States Code Section 3012 (g)

ROUTINE USES: Your social security number and other personal info are used as an additional/alternate means of identification to facilitate and retrieval

PRINCIPAL PURPOSE:

To provide commanders and law enforcement officials with means by which information may be accurately identified

DISCLOSURE: Disclosure of your SSN# is voluntary.

1. Rec Code: 2. Action Code: 3. Date: 4. Rel to Case: 5. Control #: 6. Sequence #: 7. Year: 8. Office: 9. RO# #: 10. Offense: 0040 - 04 - CID 469 - 79638 -

INDIVIDUAL DATA

10. Last Name: 704604 11. First Name: 704 12. Middle Name: 704 13. Grade: 1FC
14. Social Security Number: 704604 15. Other ID Number: 704604 16. Date of Birth: 704 17. POB SI: 704 18. POB ZIP: 704604
19. Sex: M 20. Race: C 21. Height: 67" 22. Weight: 152 23. Hair Color: BM 24. Eye Color: BM 25. Citizen: US 26. Educ: 12 27. Prior Record: 30. Marital:
31. MOS: 11C 32. Job Description/ Location: Motor 33. MCAC: 34. Security Clr: 35. Physical Marks/or Tattoos: 36. Spouse Military Y/N: Service #
37. Alias/Nicknames: 38. Alias/Nicknames: 39. Alias/Nicknames:
40. Unit/Organization: HHC 41. Unit Phone Number: Home /Cell Phone Number:
42. Military SVC: 43. Sub Unit: 44. Fort/City: 45. State: 46. Country: 47. Zip Code/Apo:
48. Home Address: 49. City: 50. State: 51. Country: 52. Zip Code/Apo:

FAMILY MEMBER DATA

53. JUV: 54. Family Rel: 55. Sponsor Last Name: 56. Sponsor First Name: 57. Sponsor Middle Name:
58. Sponsor Social Security: 59. Sponsor Grade: 60. Spon MCAC: 61. Sponsor Unit:
62. Sponsor City: 63. Sponsor St: 64. Sponsor City: 65. Sponsor Zip/ APO:

OFFENSE

66. Offense Code: 67. UFC: 68. Offense Code: 69. UFC: 70. Offense Code: 71. UFC: 72. Offense Code: 73. UFC:

ADMINISTRATIVE DATA

Telephone: ETS: Jun 19, 2005 PCS/DEROS: 1014 Date Interv Start: 1 Mar 04 Time Interv Start: 1135
Place of Interview Start: Date Interv End: 1 Mar 04 Time Interv End: 1243 Place of Interview End:
Disposition:

VEHICLE DATA

74. Category (lost, stolen, Damaged, Info): 75. Type (Gov, Pov, Unk): 76. Recovered: 77. Value: 78. Insurer: Policy # Year/date Exp:
79. Year: 80. Make: 81. Model: 82. Vehicle Style: 83. # of Doors: 84. Color: 85. Vehicle Size:
86. V.I.N: 87. License Plate: 88. State: 89. DOD Decal Number:

NOTES:

Last HIV Test:

CID FORM 44-R

EDITION OF 1 AUG 87 WILL BE USED UNTIL EXHAUSTED

1110, 1 MAR 04

AUTHORITY:

Title 10, United States Code Section 3012 (g)

DATA REQUIRED BY PRIVACY ACT

ROUTINE USES: Your social security number and other personal information are used as an additional/alternate means of identification to facilitate and retrieval.

PRINCIPAL PURPOSE: To provide commanders and law enforcement officials with means by which information may be accurately identified.

DISCLOSURE: Disclosure of your social security # is voluntary

1. Rec Code:	2. Action Code:	3. Date:	4. Rel to Case:	5. Control:	6. Sequence #	7. Year:	8. Office	9. ROI #	Offense:	
					0040-04-CT-0419-79678					
10. Last Name:			11. First Name:			12. Middle Name:			13. Grade/Rank:	
[REDACTED]			[REDACTED]			[REDACTED]			CPT	
14. Other ID Number:			15. Date of Birth:			16. POB City:			17. POB State:	
[REDACTED]			[REDACTED]			[REDACTED]			[REDACTED]	
20. Sex:	21. Race:	22. Ethnic:	23. Height:	24. Weight:	25. Hair:	26. Eye Color:	27. Citizen:	28. Educ:	29. Marital Status:	
M	C	22	68	165	BRN	BRN	US	16	N	
31. MOS:	32. Job Description/Location:		33. MC:	34. Security Clr:	35. Physical Marks/ Tattoos:			36. Spouse Military:	37. Branch:	
11A	Infantry			Sec				Yes: <input type="checkbox"/> No: <input type="checkbox"/>	M	
37. Alias/Nicknames:			38. Alias/Nicknames:			39. Alias/Nicknames:				
40. Unit/ Organization:			41. Unit Phone Number:			Home: Cell/Pager:				
A Co 1-27										
42. Military Service:		43. Sub Unit:	44. Fort/City:		45. State:	46. Country:	47. Zip Code/APO:			
			Ft D McHenry							
48. Home Address:		49. City:	50. State:		51. Country:	52. Zip Code/APO:				
53. JUV:	54. Family Rel:	55. Last Name:			56. First Name:			57. Middle Name:		
58. Social Security:			59. Grade/Rank:			60. MC:		61. Unit:		
62. City:		63. State:	64. ZIP/APO:			65. Phone: Wk: Hm:				
66. Offense Code:	67. UFC:	68. Offense Code:	69. UFC:	70. Offense Code:	71. UFC:	72. Offense Code:	73. UFC:			
Telephone:		ETS:	PCS/DEROS:			Date / Time Interview START:				
						Date: Time:				
Place of Interview:		Disposition:			Date / Time Interview END:					
					Date: Time:					
74. Category:		75. Type:	76. Recovered: Yes: <input type="checkbox"/> No: <input type="checkbox"/>		77. Value:	78. Insurer:		Policy:		
								Year/Date:		
86. VIN:		81. Model:		82. Vehicle Style:		83. # of Doors:	84. Color:	85. Size:		
				SUV		2	Blue	Mid size		
87. License Plate:		88. State:		89. DOD Decal Number:						

DODDOACID-005471

NOTES:

Company commander

BN
TOC

DNVT 523-
7C663

MAJ [REDACTED] DN 5-3

7C3/63

- Shell casing
- weapon
secured by BN

INVESTIGATIVE WORKSH.

DATA REQUIRED BY THE PRIVACY ACT

AUTHORITY:

Title 10, United States Code Section 3012 (g)

ROUTINE USES: Your social security number and other personal info are used as an additional/alternate means of identification to facilitate and retrieval
DISCLOSURE: Disclosure of your SSN is voluntary.

PRINCIPAL PURPOSE:

To provide commanders and law enforcement officials with means by which information may be accurately identified

1. Res Code:	2. Action Code:	3. Date:	4. Rel to Case:	5. Control #:	6. Sequence #:	7. Year:	8. Office:	9. RDI#:	Offense:

INDIVIDUAL DATA

10. Last Name:	11. First Name:	12. Middle Name:	13. Grade:
704604	7046	7046	4 SPC
14. Social Security Number:	15. Other ID Number:	16. Date of Birth:	17. POB City:
704604		7046	
18. POB ST:	19. POB ZIP:	20. Sex:	21. Race:
		M	B
22. Blood:	23. Height:	24. Weight:	25. Hair Color:
	5'9"	170	BLK
26. Eye Color:	27. Eyes:	28. Prior Record:	30. Marital:
BLK	HS	12	
31. MOS:	32. Job Description/Location:	33. MCAC:	34. Security Clr:
91W			
35. Physical Marks/or Tattoos:	36. Spouse Military Y/N	Service #	
37. Alias/Nicknames:	38. Alias/Nicknames:	39. Alias/Nicknames:	
40. Unit/Organization:	41. Unit Phone Number:	Home /Cell Phone Number:	
HHC 1-27 th	Comp McHenry		
42. Military SVC:	43. Sub Unit:	44. Birth City:	45. State:
		Schofield	
46. Country:	47. Zip Code/Apo:	48. Home Address:	49. City:
			Barre, VT
50. State:	51. Country:	52. Zip Code/Apo:	

FAMILY MEMBER DATA

53. JUV:	54. Family Rel:	55. Sponsor Last Name:	56. Sponsor First Name:	57. Sponsor Middle Name:
58. Sponsor Social Security:	59. Sponsor Grade:	60. Spon MCAC:	61. Sponsor Unit:	
62. Sponsor City:	63. Sponsor ST:	64. Sponsor City:	65. Sponsor Zip/ APO:	

OFFENSE

66. Offense Code:	67. UFC	68. Offense Code:	69. UFC	70. Offense Code:	71. UFC	72. Offense Code:	73. UFC

ADMINISTRATIVE DATA

Telephone:	ETS:	PCS/DEROS:	Date Interv Start:	Time Interv Start:
	Feb 7, 2005	ADP	1 Mar 04	1050
Place of Interview Start:	Date Interv End:	Time Interv End:	Place of Interview End:	
	1 Mar 04	1130		
Disposition:				

VEHICLE DATA

74. Category (lost, stolen, Damaged, Info):	75. Type (Gov, Pov, Unk):	76. Recovered:	77. Value:	78. Insurer:	Policy #	Year/date Exp:
79. Year:	80. Make:	81. Model:	82. Vehicle Style:	83. # of Doors:	84. Color:	85. Vehicle Size:
86. VIN:	87. License Plate:	88. State:	89. DOD Decal Number:			

NOTES:

Last HIV Test:

CID FORM 44-R

EDITION OF 1 AUG 87 WILL BE USED UNTIL EXHAUSTED

1 Dec 87

LEAVE BLANK

CRIMINAL

(STAPLE HERE)

LEAVE BLANK

STATE USAGE

NFF SECOND

SUBMISSION

APPROXIMATE CLASS

AMPUTATION

SCAR

STATE USAGE

LAST NAME, FIRST NAME, MIDDLE NAME, SUFFIX

SIGNATURE OF PERSON FINGERPRINTED

SOCIAL SECURITY NO.

LEAVE BLANK

ALIASES/MA
LAST NAME, FIRST NAME, MIDDLE NAME, SUFFIX

FBI NO.

STATE IDENTIFICATION NO.

DATE OF BIRTH MM DD YY

SEX

RACE

HEIGHT

WEIGHT

EYES

HAIR

1. R. THUMB

2. R. INDEX

3. R. MIDDLE

4. R. RING

5. R. LITTLE

6. L. THUMB

7. L. INDEX

8. L. MIDDLE

9. L. RING

10. L. LITTLE

LEFT FOUR FINGERS TAKEN SIMULTANEOUSLY

L. THUMB

R. THUMB

RIGHT FOUR FINGERS TAKEN SIMULTANEOUSLY

705665

**FEDERAL BUREAU OF INVESTIGATION, UNITED STATES DEPARTMENT OF JUSTICE
CRIMINAL JUSTICE INFORMATION SERVICES DIVISION, MARKSBURG, WV 26306**

PRIVACY ACT OF 1974 (P.L. 93-579) REQUIRES THAT FEDERAL, STATE, OR LOCAL AGENCIES INFORM INDIVIDUALS WHOSE SOCIAL SECURITY NUMBER IS REQUESTED WHETHER SUCH DISCLOSURE IS MANDATORY OR VOLUNTARY, BASIS OF AUTHORITY FOR SUCH SOLICITATION, AND USES WHICH WILL BE MADE OF IT.

JUVENILE FINGERPRINT SUBMISSION YES <input type="checkbox"/> TREAT AS ADULT YES <input type="checkbox"/>		DATE OF ARREST MM DD YY 3 1 04		ORI CONTRIBUTOR ADDRESS REPLY DESIRED? YES <input type="checkbox"/>	
SEND COPY TO: (ENTER ORI) TXC00300		DATE OF OFFENSE MM DD YY 2 28 04		PLACE OF BIRTH (STATE OR COUNTRY) [REDACTED]	
MISCELLANEOUS NUMBERS A		SCARS, MARKS, TATTOOS, AND AMPUTATIONS tattoo right shoulder [REDACTED] left forearm [REDACTED] TC 505		COUNTRY OF CITIZENSHIP USA	
OFFICIAL TAKING FINGERPRINTS (NAME OR NUMBER) SA [REDACTED] TC 1001		RESIDENCE/COMPLETE ADDRESS HHC, 1-27th IN BN		CITY FOR McHenry	
EMPLOYER IF MILITARY, LIST BRANCH OF SERVICE AND SERIAL NO US Army		LOCAL IDENTIFICATION/REFERENCE 04469 79638		STATE Iraq	
CHARGE/CITATION 1. Art 118; Murder		OCCUPATION HC		PHOTO AVAILABLE? YES PALM PRINTS TAKEN? YES	
2. Art 107; False Official Statement		DISPOSITION 1.		2.	
3.		3.		3.	
ADDITIONAL		ADDITIONAL		ADDITIONAL	
ADDITIONAL INFORMATION/BASIS FOR CAUTION		STATE BUREAU STAMP		STATE BUREAU STAMP	

LEAVE BLANK

CRIMINAL

(STAPLE HERE)

LEAVE BLANK

STATE USAGE

NFF SECOND

SUBMISSION

APPROXIMATE CLASS

AMPUTATION

SCAR

LAST NAME, FIRST NAME, MIDDLE NAME, SUFFIX

STATE USAGE

SIGNATURE OF PER

SOCIAL SECURITY NO.

LEAVE BLANK

ALIASES/MA
LAST NAME, FIRST NAME, MIDDLE NAME, SUFFIX

FBI NO.

STATE IDENTIFICATION NO.

DATE OF BIRTH MM DD YY

SEX

RACE

HEIGHT

WEIGHT

EYES

HAIR

1. R. THUMB

2. R. INDEX

3. R. MIDDLE

4. R. RING

5. R. LITTLE

6. L. THUMB

7. L. INDEX

8. L. MIDDLE

9. L. RING

10. L. LITTLE

LEFT FOUR FINGERS TAKEN SIMULTANEOUSLY

L. THUMB

R. THUMB

RIGHT FOUR FINGERS TAKEN SIMULTANEOUSLY

705665

29

**FEDERAL BUREAU OF INVESTIGATION, UNITED STATES DEPARTMENT OF JUSTICE
CRIMINAL JUSTICE INFORMATION SERVICES DIVISION, MARKSBURG, WV 26306**

PRIVACY ACT OF 1974 (P.L. 93-578) REQUIRES THAT FEDERAL, STATE, OR LOCAL AGENCIES INFORM INDIVIDUALS WHOSE SOCIAL SECURITY NUMBER IS REQUESTED WHETHER SUCH DISCLOSURE IS MANDATORY OR VOLUNTARY, BASIS OF AUTHORITY FOR SUCH SOLICITATION, AND USES WHICH WILL BE MADE OF IT.

JUVENILE FINGERPRINT SUBMISSION YES <input type="checkbox"/> TREAT AS ADULT YES <input type="checkbox"/>		DATE OF ARREST MM DD YY 3 1 04		ORI CONTRIBUTOR ADDRESS VAUSA1400 US ARMY FT BELVOIR, VA REPLY YES <input type="checkbox"/> DESIRED?	
SEND COPY TO: (ENTER ORI) TXC00300		DATE OF OFFENSE MM DD YY 3 28 04		PLACE OF BIRTH (STATE OR COUNTRY) [REDACTED]	
MISCELLANEOUS NUMBERS		SCARS, MARKS, TATTOOS, AND AMPUTATIONS tattoo right shoulder "[REDACTED]" left forearm [REDACTED] 705665			
OFFICIAL TAKING FINGERPRINTS (NAME OR NUMBER) SA [REDACTED] 705661		RESIDENCE/COMPLETE ADDRESS HHC, 1-27 th IN BN		CITY FORT MCHENRY	
EMPLOYER: U.S. GOVERNMENT, INDICATE SPECIFIC AGENCY IF MILITARY, LIST BRANCH OF SERVICE AND SERIAL NO. US Army		LOCAL IDENTIFICATION/REFERENCE 04469 79638		STATE INDY	
CHARGE/CITATION 1. Art 118 ; Murder		OCCUPATION HC			
2. Art 107 ; False Official Statement		DISPOSITION 1.			
3.		2.			
3.		3.			
ADDITIONAL		ADDITIONAL			
ADDITIONAL INFORMATION/BASIS FOR CAUTION		STATE BUREAU STAMP			

FD-259 (REV 5-11-99)
 ☆ U.S. GPO: 2002 491-378/40032

LEAVE BLANK		CRIMINAL		(STAPLE HERE)		LEAVE BLANK					
STATE USAGE		NFF SECOND <input type="checkbox"/> SUBMISSION <input type="checkbox"/>		APPROXIMATE CLASS <input type="checkbox"/> AMPUTATION <input type="checkbox"/>		SCAR <input type="checkbox"/>					
STATE USAGE		LAST NAME, FIRST NAME, MIDDLE NAME, SUFFIX <div style="background-color: black; width: 100%; height: 15px;"></div>									
SIGNATURE OF PERSON IDENTIFIED <div style="background-color: black; width: 100%; height: 15px;"></div>		SOCIAL SECURITY NO. <div style="background-color: black; width: 100%; height: 15px;"></div>		LEAVE BLANK <div style="font-size: 24px; font-family: cursive;">7C5665</div>							
ALIASES/MAID LAST NAME, FIRST NAME, MIDDLE NAME, SUFFIX <div style="font-size: 24px; font-family: cursive;">7C5665</div>		<div style="font-size: 24px; font-family: cursive;">7C5665</div>									
FBI NO	STATE IDENTIFICATION NO.	DATE OF BIRTH	MM	DD	YY	SEX	RACE	HEIGHT	WEIGHT	EYES	HAIR
						M	C	5'10"	195	BRA	BL
1. R. THUMB		2. R. INDEX		3. R. MIDDLE		4. R. RING		5. R. LITTLE			
6. L. THUMB		7. L. INDEX		8. L. MIDDLE		9. L. RING		10. L. LITTLE			
LEFT FOUR FINGERS TAKEN SIMULTANEOUSLY				L. THUMB		R. THUMB		RIGHT FOUR FINGERS TAKEN SIMULTANEOUSLY			

7C5665

**FEDERAL BUREAU OF INVESTIGATION, UNITED STATES DEPARTMENT OF JUSTICE
CRIMINAL JUSTICE INFORMATION SERVICES DIVISION, MARKSBURG, WV 26306**

PRIVACY ACT OF 1974 (P.L. 93-579) REQUIRES THAT FEDERAL, STATE, OR LOCAL AGENCIES INFORM INDIVIDUALS WHOSE SOCIAL SECURITY NUMBER IS REQUESTED WHETHER SUCH DISCLOSURE IS MANDATORY OR VOLUNTARY, BASIS OF AUTHORITY FOR SUCH SOLICITATION, AND USES WHICH WILL BE MADE OF IT.

JUVENILE FINGERPRINT SUBMISSION YES <input type="checkbox"/> TREAT AS ADULT YES <input type="checkbox"/>		DATE OF ARREST MM DD YY 3 1 04		ORI CONTRIBUTOR ADDRESS VAUSA1400 US ARMY FT BELVOIR, VA REPLY YES <input type="checkbox"/> DESIRED?	
SEND COPY TO: (ENTER ORI) TXCJ00300		DATE OF OFFENSE MM DD YY 2 28 04		PLACE OF BIRTH (STATE OR COUNTRY) [REDACTED]	
MISCELLANEOUS NUMBERS		SCARS, MARKS, TATTOOS, AND AMPUTATIONS tattoo right shoulder "[REDACTED]" left forearm "[REDACTED]" 7C-665			
RESIDENCE/COMPLETE ADDRESS HHC 1-27th IN BN		CITY Fob McHenry		STATE ID 99	
OFFICIAL TAKING FINGERPRINTS (NAME OR NUMBER) T. SA [REDACTED] 7C1661		LOCAL IDENTIFICATION/REFERENCE 0446979638		PHOTO AVAILABLE? YES <input type="checkbox"/> PALM PRINTS TAKEN? YES <input type="checkbox"/>	
EMPLOYER: IF U.S. GOVERNMENT, INDICATE SPECIFIC AGENCY IF MILITARY, LIST BRANCH OF SERVICE AND SERIAL NO. US Army				OCCUPATION HC	
CHARGE/CITATION 1. Art 118; Murder 2. Art 107; False Official Statement 3.				DISPOSITION 1. 2. 3.	
ADDITIONAL				ADDITIONAL	
ADDITIONAL INFORMATION/BASIS FOR CAUTION				STATE BUREAU STAMP	

FD-259 (REV 5-11-99)
 ☆ U.S. GPO: 2002 491-378/40032

LEAVE BLANK		CRIMINAL		(STAPLE HERE)		LEAVE BLANK	
		STATE USAGE NFF SECOND <input type="checkbox"/>		<input type="checkbox"/>		<input type="checkbox"/>	
		SUBMISSION		APPROXIMATE CLASS		AMPUTATION	
						SCAR	
STATE USAGE		LAST NAME, FIRST NAME, MIDDLE NAME, SUFFIX					
		705665					
SIGNATURE OF PERSON FINGERPRINTED		SOCIAL SECURITY NO.		LEAVE BLANK			
X		705665					
ALIASES/MAIDEN NAME, FIRST NAME, MIDDLE NAME, SUFFIX							
FBI NO.	STATE IDENTIFICATION NO.	DATE OF BIRTH	MM	DD	YY	SEX	RACE
						M	C
						HEIGHT	WEIGHT
						5'10"	195
						EYES	HAIR
						BKN	BLK
1. R. THUMB		2. R. INDEX		3. R. MIDDLE		4. R. RING	
5. R. LITTLE		6. L. THUMB		7. L. INDEX		8. L. MIDDLE	
9. L. RING		10. L. LITTLE		11. L. THUMB		12. L. INDEX	
13. L. MIDDLE		14. L. RING		15. L. LITTLE		16. R. THUMB	
17. R. INDEX		18. R. MIDDLE		19. R. RING		20. R. LITTLE	
LEFT FOUR FINGERS TAKEN SIMULTANEOUSLY		L. THUMB		R. THUMB		RIGHT FOUR FINGERS TAKEN SIMULTANEOUSLY	

705 665

PRIVACY ACT OF 1974 (P.L. 93-570) REQUIRES THAT FEDERAL, STATE, OR LOCAL AGENCIES INFORM INDIVIDUALS WHOSE SOCIAL SECURITY NUMBER IS REQUESTED WHETHER SUCH DISCLOSURE IS MANDATORY OR VOLUNTARY, BASIS OF AUTHORITY FOR SUCH SOLICITATION, AND USES WHICH WILL BE MADE OF IT.

DODDOACID-005480

brigade
mat sch

2000

Coord with MAT [redacted]

0900 - Telizan Village blocking position in north
given guidance if anyone runs detainee or shot
search was conducted

Warrior - call came out to detainee adult males in area.
~~element~~ detainee former NIO was attempting
to put zip cuts on. NIO cutted him. turned
and walked with detainee. did not leave.

PFC [redacted] 7C5608
SGT [redacted] 7C4604

1-27 motor platoon, [redacted]
2nd brigade 401st ID

[redacted] 7C4
664

[redacted] @ US Army. 3rd. mil

MAT [redacted] A, [redacted] 1-27 Infantry
7C4604 25th ID, Hawaii

2040 Coord with G-9 AFM

2050 Brought to McHenry - called Iraqi police turned over
to village leader. [redacted]

MEMORANDUM
OF CALL

Previous editions usable

TO:

☐ YOU WERE CALLED BY— ☐ YOU WERE VISITED BY—

OF (Organization)

☐ PLEASE PHONE ☐ (Enter area code, if necessary) ☐ DSN

☐ WILL CALL AGAIN ☐ IS WAITING TO SEE YOU
☐ RETURNED YOUR CALL ☐ WISHES AN APPOINTMENT

MESSAGE

B/125/523- [REDACTED] 7C3 b63
CPT. [REDACTED] 7C3 b63
[REDACTED] 7C3 b63 4/3 ADA

RECEIVED BY	DATE	TIME

NSN 7540-00-634-4018
50363-112

OPTIONAL FORM 363 (Rev. 7-64)
General Services Administration
★ U.S. G.P.O.: 1995 401-385

Sheep farm
Muhamad Husain Kad,

Teaches in
from [REDACTED] 7C3

[REDACTED] 7C3

He works in AL-ABRASY,

[REDACTED]

[REDACTED] 7C3 b63

DODDOACID-005482

colony Manslaughter

2510

1610

CPT [REDACTED] 703663
MAJ [REDACTED]

SJA, 25th ID

medical personnel - did anyone check on the body
collect weapon

1645

CPT [REDACTED] 703663: always get ROE before each mission
detainees - only time it you are in direct hostile threat
positive ID of enemy.

[REDACTED] never gave me a problem.

CPT [REDACTED] 703663, [REDACTED] 703663, 1-27, HHC, 25ID

1700

Coord with MAJ [REDACTED] 703663

0900

Coord with MAJ [REDACTED] 703663 who verified there were 7
personnel at the MCP, one medic treated the Iraqi



Headquarters
4th Infantry Division (Mech)
Fort Hood, Texas 76544

Office of the Staff Judge Advocate

534- [REDACTED]

1-27 IN 1-12 TAF
XO MAE [REDACTED]
DNUT 523- [REDACTED]

Shot and killed detainee
in Flexiwuffs

Accused soldier @ Kirkuk

523- [REDACTED] R3663
MAJ [REDACTED] R3663 (SJA)

G-2 OPS [REDACTED] R3663
CPT

CPT [REDACTED] R3663

SIPR Ak3

High Desk

312 G54- [REDACTED]

63
67

SPC 7C3663
SPEAR

7C3663
S23

ST

SS3

7C3663

BT CFI

-685