

# 1LT CLINT LORANCE DID NOT MURDER "CIVILIANS"

- AFGHANS CONFIRMED AS ENEMY COMBATANTS
- PROSECUTION WITHHELD:
  - **O BIOMETRIC EVIDENCE**
  - REPORT OF ENEMY ACTIVITY
- Undue Command Influence:
  - IMMUNITY FOR TESTIMONY









with wounds to his eyes, face, and abdomen from an IED Blast



75% of Taliban Bomb Makers in Kandahar have been identified in Zhari District



# AN ROE COMPLIANT ENGAGEMENT NOT "MURDER" OR "ATTEMPTED MURDER"



## 1LT CLINT LORANCE'S PLATOON: 2 JUL 12



## 3 AFGHAN MEN ON ONE MOTORCYCLE

approach 1LT Lorance's exposed Platoon at a high rate of speed



#### **PFC SKELTON**

observes the 3 men and, in compliance with the ROEs, fires at them, but misses (Testimony)



## 1LT LORANCE,

unable to observe the 3 men or fire his weapon, orders his overwatch vehicle to engage (Testimony)

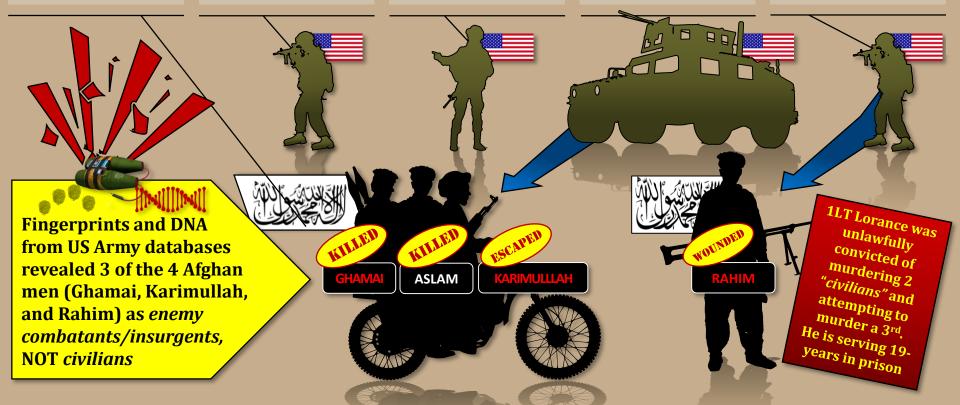


## OVERWATCH VEHICLE

engages within seconds and kills 2 of the 3 riders (5 witnesses)



## 4<sup>th</sup> AFGHAN MAN is wounded by 1LT Lorance's Platoon, after motorcycle engagement, on the same combat patrol



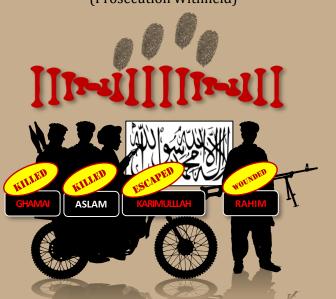


# THE JURY WAS NEVER AWARE OF THE FOLLOWING EVIDENCE WHICH 1LT LORANCE COULD HAVE USED TO DEFEND HIMSELF



#### **BIOMETRIC EVIDENCE\*\***

(Prosecution Withheld)

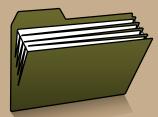


Fingerprint & DNA Evidence identifying GHAMAI, KARIMULLAH & RAHIM as enemy combatants/insurgents.

Prosecution claimed they were "civilians"

### **US ARMY REPORT**

(Prosecution Withheld)



On 2 JUL 12, 1LT Lorance's Platoon:



Was being scouted for "an impending ambush/attack"



and

Killed an *insurgent* on the battlefield

## **CG's IMMUNITY**

(Defense Failed to Disclose)



The Commanding General gave 9 U.S. Soldiers

immunity from murder charges and ordered them to testify

\*\*NOTE: The U.S. Army claims DNA and fingerprint evidence is irrelevant and inadmissible. However, the law allows this evidence:

- 1) To rebut the prosecution's theory that killings were unlawful because targets were "civilians;"
- 2) As mitigation to lessen appropriate criminal offense and lessen or eliminate punishment; and
- 3) As "evidence material to the preparation of the defense," *i.e.*, for any number of theories to defend 1LT Lorance.