

EXHIBIT 3

WILLKIE FARR & GALLAGHER LLP

1875 K Street, N.W.
Washington, DC 20006-1238
Tel: 202 303 1000
Fax: 202 303 2000

January 9, 2020

VIA Email

DHA Freedom of Information Service Center
7700 Arlington Boulevard, Suite 5101
Falls Church, Virginia 22042-5101
Phone: 1-703-275-6363
Fax: 1-703-275-6386
DHA.FOIA@mail.mil

RE: Freedom of Information Act Request

Dear Defense Health Agency Freedom of Information Service Center,

This is a request under the Freedom of Information Act (5 U.S.C. § 552).

I, Michael Gottlieb, request a copy of the following records, files, reports, products, or other documents be provided to me pertaining to the shape charge attack (explosion) which occurred on July 4, 2007 (the "Attack") in the Al Rashid District in Baghdad, Iraq, in which the below listed soldier was killed in action. Please search the Defense Health Agency for records for the below listed information in response to this request:

- a. Any medical records (including any autopsy) pertaining to the below listed individual;
- b. Serious Incident Report(s) (SIRs) pertaining to this Attack generated at the Battalion, Brigade, Division, MND, or Multi-National Force-Iraq (MNF-I) level.
- c. Casualty Report.
- d. Medical Evacuation (MEDEVAC) Nine-Line transcript(s).
- e. MEDEVAC Assault Support Request(s) (ASR)
- f. Hospital casualty update report(s).
- g. Defense Casualty Information Processing System-Forward (DCIPS-CF) report(s).
- h. AR 15-6 Investigation report(s) and/or Command Directed Investigation (CDI) report(s).
- i. Explosive Ordnance Disposal (EOD)/Combined Explosive Exploitation Cell (CEXC) generated reports (storyboards) pertaining to this Attack.
- j. Any other records pertaining to the Attack or the below listed individual.

Soldier's Last Name: Davis
Soldier's First Name: Steven A.
Rank: Specialist
Soldier's Unit: 2nd Battalion, 12th Infantry regiment, 2nd Brigade Combat Team, 2nd Infantry Division
Date of Incident: July 4, 2007
Location of Death: Al Rashid District in Baghdad, Iraq
Name of representative: Willkie Farr & Gallagher
Relationship to Soldier: Attorneys for [REDACTED]
Mailing Address: 1875 K Street NW #1000, Washington, DC 20006

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Please include all of the agency's responsive documents that are classified below the TS/SIC and/or SAP levels; for example, any documents marked Unclassified (U), Sensitive But Unclassified (SBU), For Official Use Only (FOUO), Confidential (C), Law Enforcement Sensitive (LES), and/or Secret (S).

If it expedites the agency's release of the requested documents, I am willing to accept disclosure on an interim, rolling basis as they become available. Please do not wait for all of the agency's relevant systems of record to be searched, or all of its relevant records to be processed.

In order to help you determine my status for the purpose of assessing fees, please take notice that I am counsel for Ayla M. Davis, E.D., a minor, Guy L. Davis, Teresita R. Davis, and Christopher J. Davis in federal litigation currently pending before the U.S. District Court for the District of Columbia. Your expedited treatment of this FOIA request is appreciated, as these materials are relevant to pending claims in this litigation.

I am willing to pay fees for this request up to a maximum of \$250. If you estimate that fees will exceed this limit, please inform my office prior to incurring additional costs.

To discuss any aspect of this request, please contact my associate, Nicholas Reddick, at (202) 303-1156, or via email at nreddick@willkie.com. Pursuant to 32 eCFR §286.5(c) my preference is to receive these records in their original native electronic format, and if that is not available, in PDF image format (one image per record, in color as applicable) through my email address. If the records prove too large to attach via email, my colleagues or I can provide a secure FTP link in which to upload the records.

Sincerely,

/s/ Michael J. Gottlieb

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RE: Freedom of Information Act Request

Dear DHA Freedom of Information Service Center,

This is a request under the Freedom of Information Act (5 U.S.C. § 552).

I, Michael Gottlieb, request a copy of the following records, files, reports, products, or other documents be provided to me pertaining to the improvised explosive device attack (explosion) which occurred on October 12, 2009 (the "Attack") outside of Al Amara, Iraq in which the below listed soldier was wounded in action. Please search the Defense Health Agency for records for the below listed information in response to this request:

- a. Any medical records (including any autopsy) pertaining to the below listed individual;
- b. Serious Incident Report(s) (SIRs) pertaining to this Attack generated at the Battalion, Brigade, Division, MND, or Multi-National Force-Iraq (MNF-I) level.
- c. Casualty Report.
- d. Medical Evacuation (MEDEVAC) Nine-Line transcript(s).
- e. MEDEVAC Assault Support Request(s) (ASR)
- f. Hospital casualty update report(s).
- g. Defense Casualty Information Processing System-Forward (DCIPS-CF) report(s).
- h. AR 15-6 Investigation report(s) and/or Command Directed Investigation (CDI) report(s).
- i. Explosive Ordinance Disposal (EOD)/Combined Explosive Exploitation Cell (CEXC) generated reports (storyboards) pertaining to this Attack.
- j. Any other records pertaining to the Attack or the below listed individual.

Soldier's Last Name: Evans
Soldier's First Name: Stephen W.
Soldier's Unit: E Company, 4/6 Brigade Combat Team, 1st Armored Division
Date of Incident: October 12, 2009
Location of Attack: Outside of Al Amara on Route Topeka
Name of representative: Willkie Farr & Gallagher
Relationship to Soldier: Attorneys for Stephen W. Evans
Mailing Address: 1875 K Street NW #1000, Washington, DC 20006

Please include all of the agency's responsive documents that are classified below the TS/SIC and/or SAP levels; for example, any documents marked Unclassified (U), Sensitive But Unclassified

DHA Freedom of Information Service Center

(SBU), For Official Use Only (FOUO), Confidential (C), Law Enforcement Sensitive (LES), and/or Secret (S).

If it expedites the agency's release of the requested documents, I am willing to accept disclosure on an interim, rolling basis as they become available. Please do not wait for all of the agency's relevant systems of record to be searched, or all of its relevant records to be processed.

In order to help you determine my status for the purpose of assessing fees, please take notice that I am counsel for Stephen W. Evans in federal litigation currently pending before the U.S. District Court for the District of Columbia. Your expedited treatment of this FOIA request is appreciated, as these materials are relevant to pending claims in this litigation.

I am willing to pay fees for this request up to a maximum of \$250. If you estimate that fees will exceed this limit, please inform my office prior to incurring additional costs.

To discuss any aspect of this request, please contact my associate, Nicholas Reddick, at (202) 303-1156, or via email at nreddick@willkie.com. Pursuant to 32 eCFR §286.5(c) my preference is to receive these records in their original native electronic format, and if that is not available, in PDF image format (one image per record, in color as applicable) through my email address. If the records prove too large to attach via email, my colleagues or I can provide a secure FTP link in which to upload the records.

Sincerely,

/s/ Michael J. Gottlieb

WILLKIE FARR & GALLAGHER LLP

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RE: Freedom of Information Act Request

Dear DHA Freedom of Information Service Center,

This is a request under the Freedom of Information Act (5 U.S.C. § 552).

I, Michael Gottlieb, request a copy of the following records, files, reports, products, or other documents be provided to me pertaining to the explosion which occurred on June 24, 2008 (the "Attack") in Sadr City, Iraq in which the below listed State Department employee was killed in action, along with two other U.S. Army servicemembers. Please search the Defense Health Agency for records for the below listed information in response to this request:

- a. Any medical records (including any autopsy) pertaining to the below listed individual;
- b. Serious Incident Report(s) (SIRs) pertaining to this Attack generated at the Battalion, Brigade, Division, MND, or Multi-National Force-Iraq (MNF-I) level.
- c. Casualty Report.
- d. Medical Evacuation (MEDEVAC) Nine-Line transcript(s).
- e. MEDEVAC Assault Support Request(s) (ASR)
- f. Hospital casualty update report(s).
- g. Defense Casualty Information Processing System-Forward (DCIPS-CF) report(s).
- h. AR 15-6 Investigation report(s) and/or Command Directed Investigation (CDI) report(s).
- i. Explosive Ordinance Disposal (EOD)/Combined Explosive Exploitation Cell (CEXC) generated reports (storyboards) pertaining to this Attack.
- j. Any other records pertaining to the Attack or the below listed individual.

Employee's Last Name: Farley
Employee's First Name: Steven L.
Gov. Unit: U.S. Department of State, Provincial Reconstruction Team ("PRT")
Date of Incident: June 24, 2008
Location of Death: Sadr City, Iraq (District Advisory Council Building)
Responding Units: MND-Baghdad G3 OPS, TF 1-6 IN, 3STB, EOD, C/1-6,
Name of representative: Willkie Farr & Gallagher
Relationship to Employee: Attorneys for [REDACTED]
Mailing Address: 1875 K Street NW #1000, Washington DC 20006

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Please include all of the agency's responsive documents that are classified below the TS/SIC and/or SAP levels; for example, any documents marked Unclassified (U), Sensitive But Unclassified (SBU), For Official Use Only (FOUO), Confidential (C), Law Enforcement Sensitive (LES), and/or Secret (S).

If it expedites the agency's release of the requested documents, I am willing to accept disclosure on an interim, rolling basis as they become available. Please do not wait for all of the agency's relevant systems of record to be searched, or all of its relevant records to be processed.

In order to help you determine my status for the purpose of assessing fees, please take notice that I am counsel for Jessica Farley in federal litigation currently pending before the U.S. District Court for the District of Columbia. Your expedited treatment of this FOIA request is appreciated, as these materials are relevant to pending claims in this litigation.

I am willing to pay fees for this request up to a maximum of \$250. If you estimate that fees will exceed this limit, please inform my office prior to incurring additional costs.

To discuss any aspect of this request, please contact my associate, Nicholas Reddick, at (202) 303-1156, or via email at nreddick@willkie.com. Pursuant to 32 eCFR §286.5(c) my preference is to receive these records in their original native electronic format, and if that is not available, in PDF image format (one image per record, in color as applicable) through my email address. If the records prove too large to attach via email, my colleagues or I can provide a secure FTP link in which to upload the records.

Sincerely,

/s/ Michael J. Gottlieb

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Dear Defense Health Agency Freedom of Information Service Center,

This is a request under the Freedom of Information Act (5 U.S.C. § 552).

I, Michael Gottlieb, request a copy of the following records, files, reports, products, or other documents be provided to me pertaining to the improvised explosive device attack (explosion) which occurred on April 13, 2009 (the "Attack") near Baghdad, Iraq in which the below listed soldier was killed in action. Please search the Defense Health Agency for records for the below listed information in response to this request:

- a. Any medical records (including any autopsy) pertaining to the below listed individual;
- b. Serious Incident Report(s) (SIRs) pertaining to this Attack generated at the Battalion, Brigade, Division, MND, or Multi-National Force-Iraq (MNF-I) level.
- c. Casualty Report.
- d. Medical Evacuation (MEDEVAC) Nine-Line transcript(s).
- e. MEDEVAC Assault Support Request(s) (ASR)
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- h. AR 15-6 Investigation report(s) and/or Command Directed Investigation (CDI) report(s).
- i. Explosive Ordnance Disposal (EOD)/Combined Explosive Exploitation Cell (CEXC) generated reports (storyboards) pertaining to this Attack.
- j. Any other records pertaining to the Attack or the below listed individual.

Soldier's Last Name: Moncada
Soldier's First Name: Raul
Soldier's SSN (last 4): 
Rank: Sergeant
Soldier's Unit: 563rd Military Police Company, 91st Military Police Battalion,
10th Sustainment Brigade, 10th Mountain Division
Date of Incident: April 13, 2009
Location of Attack: Near Baghdad, Iraq
Name of representative: Willkie Farr & Gallagher
Relationship to Soldier: Attorneys for 

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Mailing Address: 1875 K Street NW #1000, Washington, DC 20006

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In order to help you determine my status for the purpose of assessing fees, please take notice that I am counsel for Obdulia Moncada, P.M., a minor, Miriam Lopez, Alexandra Aguilar, Daniela Moncada, and Matthew Moncada in federal litigation currently pending before the U.S. District Court for the District of Columbia. Your expedited treatment of this FOIA request is appreciated, as these materials are relevant to pending claims in this litigation.

I am willing to pay fees for this request up to a maximum of \$250. If you estimate that fees will exceed this limit, please inform my office prior to incurring additional costs.

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Sincerely,

/s/ Michael J. Gottlieb

From: Reddick, Nicholas
Sent: Thursday, January 9, 2020 12:43 PM
To: 'DHA.FOIA@mail.mil'
Subject: FOIA Requests
Attachments: Office of the Armed Forces Medical Examiner FOIA Request - Davis.PDF; Office of the Armed Forces Medical Examiner FOIA Request - Farley.PDF; Office of the Armed Forces Medical Examiner FOIA Request - Moncada.PDF; Office of the Armed Forces Medical Examiner FOIA Request - Evans.PDF

Dear sir/ma'am:

Please see the attached four FOIA requests. Please advise if any further information is needed.

Very respectfully,

Nicholas Reddick
Willkie Farr & Gallagher LLP
1875 K Street, N.W. | Washington, DC 20006-1238
Direct: [+1 202 303 1156](tel:+12023031156) | Fax: +1 202 303 2156
nreddick@willkie.com | <vCard> | [www.willkie.com bio](http://www.willkie.com/bio)
Pronouns: he, him, his

*Admitted only to the California Bar. Practicing under the supervision of members of the DC Bar.