

## **Summarized Report of Results of Trial**

### **First Judicial Circuit**

On 10 July 2015, at a general court-martial convened at Fort Knox, Kentucky, PVT Collins N. Nyangau, United States Army, was convicted by a military judge, pursuant to his plea, of one specification of larceny in violation of Article 121, UCMJ. Contrary to his pleas, the accused was convicted of one specification of false official statement and one specification of sexual assault in violation of Articles 107 and 120, UCMJ. The accused was acquitted of one specification of sexual assault in violation of Article 120, UCMJ. The military judge sentenced the accused to forfeit all pay and allowances, to be confined for 5 years, and to be discharged from the service with a dishonorable discharge.

On 20 July 2015, at a general court-martial convened at Fort Campbell, Kentucky, a Specialist was acquitted by a military judge of two specifications of rape in violation of Article 120, UCMJ.

On 22 July 2015, at a special court-martial convened at Fort Campbell, Kentucky, a Specialist was acquitted by a military judge of one specification of attempted larceny and one specification of conspiracy to commit larceny in violation of Articles 80 and 81, UCMJ.

### **Second Judicial Circuit**

On 10 July 2015, at a general court-martial convened at Fort Bragg, North Carolina, SPC David L. Benitez, United States Army, was convicted by a military judge, pursuant to his pleas, of three specifications of sexual assault of a child and one specification of larceny of military property of a value of more than \$500.00 in violation of Articles 120 and 121 of the UCMJ. The military judge sentenced the accused to be reduced to the grade of E-1, to be confined for 25 years, and to be discharged from the service with a dishonorable discharge. The pretrial agreement limited confinement to 10 years.

On 10 July 2015, at a general court-martial convened at Fort Bragg, North Carolina PFC Jonathan P. Morales, United States Army, was convicted by a military panel composed of officer and enlisted members, contrary to his pleas, of one specification of abusive sexual contact, one specification of wrongfully viewing the private area of another person, and one specification of wrongfully photographing the private area of another person in violation of Articles 120 and 120c, UCMJ. The accused was acquitted of two specifications of sexual assault and one specification of obstruction of justice in violation of Articles 120 and 134, UCMJ. The members sentenced the accused to be confined for 18 months and to be discharged from the service with a bad-conduct discharge.

On 13 July 2015, at a general court-martial convened at Fort Bragg, North Carolina, a Specialist was acquitted by a military judge of four specifications of sexual assault in violation of Article 120, UCMJ.

On 29 July 2015, at a special court-martial convened at Fort Bragg, North Carolina, a Sergeant First Class was acquitted by a military panel composed of officer and enlisted members of one specification of sexual abuse of a child in violation of Article 120b, UCMJ.

On 29 July 2015, at a special court-martial convened at Shaw Air Force Base, South Carolina, a Sergeant was acquitted by a military panel composed of officer and enlisted members of two specifications of abusive sexual contact and one specification of assault consummated by a battery in violation of Articles 120 and 128, UCMJ.

### **Third Judicial Circuit**

On 01 July 2015, at a general court-martial convened at Fort Riley, Kansas, SPC Marcos A. Bustamante, United States Army, was convicted by a military judge, pursuant to his plea, of one specification of possession of child pornography in violation of Article 134, UCMJ. The military judge sentenced the accused to be reduced to the grade of E-1, to be confined for 23 months, and to be discharged from the service with a dishonorable discharge.

On 07 July 2015, at a special court-martial convened at Fort Hood, Texas, PVT Charles A. Dorsey, United States Army, was convicted by a military judge, pursuant to his pleas, of two specifications of absence without leave in violation of Article 86, UCMJ. The military judge sentenced the accused to be confined for 5 months and to be discharged from the service with a bad-conduct discharge. The pretrial agreement limited confinement to 120 days.

On 13 July 2015, at a general court-martial convened at Fort Riley, Kansas, a Specialist was acquitted by a military panel composed of officer and enlisted members of one specification of rape and one specification of forcible sodomy in violation of Articles 120 and 125, UCMJ.

On 13 July 2015, at a general court-martial convened at Fort Hood, Texas, SSG Antonio G. Salazar, United States Army, was convicted by a military judge, pursuant to his pleas, of one specification of disobeying a lawful order, one specification of cruelty and maltreatment, and one specification of assault consummated by a battery in violation of Articles 92, 93, and 128, UCMJ. The military judge sentenced the accused to be reduced to the grade of E-1, to be confined for 60 days, and to be discharged from the service with a bad-conduct discharge.

On 17 July 2015, at a special court-martial convened at Fort Sam Houston, Texas, MSG Raimondi A. Cummings, United States Army, was convicted by a military judge, pursuant to his pleas, of two specifications of false official statement and two specifications of larceny in violation of Articles 107 and 121, UCMJ. The military judge sentenced the accused to be reduced to the grade of E-5, to be confined for 2 months, to pay a fine of \$22,000.00, and to be confined for 4 months if the fine is not paid.

On 20 July 2015, at a general court-martial convened at Fort Riley, Kansas, SSG Antoine Charles, United States Army, was convicted by a military judge, pursuant to his pleas, of two specifications of assault consummated by a battery and one specification of child endangerment in violation of Articles 128 and 134, UCMJ. The military judge sentenced the accused to be reduced to the grade of E-4 and to be confined for 165 days.

On 21 July 2015, at a special court-martial convened at Fort Leonard Wood, Missouri, SGT Gordon K. Coffey, United States Army, was convicted by a military judge, pursuant to his pleas, of one specification of false official statement and two specifications of larceny in violation of Articles 107 and 121, UCMJ. The military judge sentenced the accused to be reduced to the grade of E-4, to forfeit \$1000.00 pay per month for 5 months, and to be confined for 3 months.

On 31 July 2015, at a general court-martial convened at Fort Hood, Texas, PFC Matthew R. Strempler, was convicted by a military judge, pursuant to his pleas, of one specification of possession of child pornography and one specification of failure to register under the Sex Offender Registration and Notification Act in the State of Florida in violation of Article 134, UCMJ. The military judge sentenced the accused to be confined for 1 year and to be discharged from the service with a bad-conduct discharge. The pretrial agreement disapproved the confinement.

#### **Fourth Judicial Circuit**

On 01 July 2015, at a general court-martial convened at Fort Bliss, Texas, SGT Torie A. Cash, United States Army, was convicted by a military judge, contrary to his plea, of one specification of sexual assault in violation of Article 120, UCMJ. The military judge sentenced the accused to be reduced to the grade of E-1, to be confined for 6 months, and to be discharged from the service with a dishonorable discharge.

On 02 July 2015, at a general court-martial convened at Fort Wainwright, Alaska, PV2 Emilio J. Schlemetty, United States Army, was convicted by a military panel composed of officer members, contrary to his plea, of one specification of attempted sexual assault in violation of Article 80, UCMJ. The accused was acquitted of one specification of sexual assault and one specification of underage drinking in violation of Articles 120 and 134, UCMJ. The members sentenced the accused to be reduced to the grade of E-1, to forfeit all pay and allowances, to be confined for 4 months, and to be discharged from the service with a dishonorable discharge.

On 03 July 2015, at a general court-martial convened at Camp Red Cloud, Republic of Korea, SPC Joshua M. Snow, United States Army, was convicted by a military panel composed of officer and enlisted members, contrary to his pleas, of eight specifications of sexual abuse of a child in violation of Article 120b, UCMJ. The members sentenced the accused to be reduced to the grade of E-1, to forfeit all pay and allowances, to be confined for 11 years, and to be discharged from the service with a dishonorable discharge.

On 10 July 2015, at a general court-martial convened at Fort Wainwright, Alaska, SPC Nicholas S. Marcum, United States Army, was convicted by a military panel composed of officer members, contrary to his plea, of one specification of forcible rape of a child in violation of Article 120, UCMJ. The members sentenced the accused to be reduced to the grade of E-1, to forfeit all pay and allowances, to be confined for 20 years, and to be discharged from the service with a dishonorable discharge.

On 13 July 2015, at a General Court Martial convened at Camp Red Cloud, Republic of Korea, SPC Joshua L. Parham, United States Army, was convicted by a military judge, pursuant to his pleas, of two specifications of selling military property, two specifications of larceny of military property of a value of more than \$500.00, and one specification of burglary in violation of Articles 108, 121, and 129, UCMJ. The military judge sentenced the accused to be reduced to the grade of E-1, to forfeit all pay and allowances, to be confined for 30 months, and to be discharged from the service with a bad-conduct discharge. The pretrial agreement limited confinement to 24 months.

On 14 July 2015, at a general court-martial convened at Fort Bliss, Texas, PFC Mitchell A. Brown, United States Army, was convicted by a military judge, pursuant to his pleas, of one specification of assault consummated by a battery, one specification of housebreaking, one specification of drunk and disorderly conduct, and one specification of child endangerment in violation of Articles 128, 130, and 134, UCMJ. The military judge sentenced the accused to be reduced to the grade of E-1, to be confined for 28 months, and to be discharged from the service with a bad-conduct discharge.

On 14 July 2015, at a general court-martial convened at Fort Irwin, California, SPC George B. Wakhungu, United States Army, was convicted by a military judge, pursuant to his pleas, of four specifications of willfully disobeying a superior commissioned officer, two specifications of false official statement, one specification of larceny, two specifications of assault consummated by a battery, and two specifications of adultery in violation of Articles 90, 107, 121, 128, and 134, UCMJ. The military judge sentenced the accused to be confined for 28 months and to be discharged from the service with a dishonorable discharge.

On 14 July 2015, at a special court-martial convened at Joint Base Lewis-McChord, Washington, SPC Jason S. Westfall, United States Army, was convicted by a military judge, pursuant to his pleas, of one specification of desertion, one specification of false official statement, and one specification of wrongful use of marijuana in violation of Articles 85, 107, and 112a, UCMJ. The military judge sentenced the accused to be reduced to the grade of E-1, to be confined for 6 months, and to be discharged from the service with a bad-conduct discharge.

On 15 July 2015, at a general court-martial convened at Fort Irwin, California, PFC Zachary S. Richardson-Hoeg, United States Army, was convicted by a military judge, pursuant to his pleas, of two specifications of failure to obey a lawful order, three specifications of willfully damaging military property, one specification of aggravated assault, one specification of assault, and three specifications of drunk and disorderly conduct in violation of Articles 92, 108, 128, and 134, UCMJ. The military judge

sentenced the accused to be confined for 18 months and to be discharged from the service with a bad-conduct discharge.

On 16 July 2015, at a special court-martial convened at Fort Shafter, Hawaii, SPC Michael A. Barry, United States Army, was convicted by a military judge, contrary to his pleas, of two specifications of insubordinate conduct toward a noncommissioned officer. The accused was acquitted of one specification of failure to go to his appointed place of duty in violation of Article 86, UCMJ. The military judge sentenced the accused to be reduced to the grade of E-1 and to perform hard labor without confinement for 3 months.

On 16 July 2015, at a general court-martial convened at Joint Base Lewis-McChord, Washington, SFC Joseph K. Felton, United States Army, was convicted by a military panel composed of officer and enlisted members, contrary to his pleas, of one specification of false official statement and three specifications of sexual assault in violation of Articles 107 and 120, UCMJ. The accused was acquitted of one specification of obstruction of justice in violation of Article 134, UCMJ. The members sentenced the accused to be reduced to the grade of E-1, to be confined for 3 years and to be discharged from the service with a dishonorable discharge.

On 17 July 2015, at a general court-martial convened at Fort Bliss, Texas, a Specialist was acquitted by a military panel composed of officer and enlisted members, of one specification of failure to obey a lawful order and one specification of sexual assault in violation of Articles 92 and 120, UCMJ.

On 21 July 2015, at a general court-martial convened at Joint Base Lewis-McChord, a Sergeant First Class was acquitted by a military judge of two specifications of sexual assault in violation of Article 120, UCMJ.

On 22 July 2015, at a general court-martial convened at Joint Base Lewis-McChord, Washington, PFC Mario J. Laraguillen, United States Army, was convicted by a military judge, pursuant to his plea, of one specification of sexual assault of a child in violation of Article 120b. The military judge sentenced the accused to be reduced to the grade of E-1, to be confined for 20 months, and to be discharged from the service with a dishonorable discharge. The pretrial agreement limited confinement to 18 months.

On 23 July 2015, at a general court-martial convened at the Defense Language Institute Foreign Language Center, Presidio of Monterey, California, a Specialist was acquitted by a military panel composed of officer and enlisted members of two specifications of rape and three specifications of assault consummated by battery in violation of Articles 120 and 128, UCMJ.

On 29 July 2015, at a general court-martial convened at Joint Base Elmendorf-Richardson, Alaska, 2LT Kyle A. Damman, United States Army, was convicted by a military judge, pursuant to his pleas, of two specifications of desertion and one specification of conduct unbecoming an officer and a gentleman in violation of Articles 85 and 133, UCMJ. The military judge sentenced the accused to be confined for 12 months and to be dismissed from the service.

On 31 July 2015, at a special court-martial convened at Joint Base Lewis-McChord, Washington, SGT Derek J. Fortin, United States Army, was convicted by a military judge, pursuant to his plea, of one specification of absence without leave in violation of Article 86, UCMJ. The military judge sentenced the accused to be reduced to the grade of E-1, to be confined for 40 days, and to be discharged from the service with a bad-conduct discharge.

#### **Fifth Judicial Circuit**

On 01 July 2015, at a special court-martial convened at Vilseck, Germany, a Staff Sergeant was acquitted by a military judge of two specifications of maltreatment, one specification of false official statement, and one specification of abusive sexual contact in violation of Articles 93, 107, and 120, UCMJ.

On 01 July 2015, at a general court-martial convened at Kaiserslautern, Germany, PVT Andrew M. Viera, United States Army, was convicted by a military panel composed of officer and enlisted members, contrary to his pleas, of one specification of robbery and one specification of dishonorably failing to pay a debt in violation of Articles 122 and 134, UCMJ. The accused was acquitted of one specification of a sexual assault and one specification of larceny in violation of Article 120 and 121, UCMJ. The members sentenced the accused to forfeit \$1546.00 pay per month for 6 months, to be confined for 6 months, and to be discharged from the service with a bad-conduct discharge.

On 17 July 2015, at a general court-martial convened at Wiesbaden, Germany, CW4 Scott R. Ricks, United States Army, was convicted by a military panel composed of officer members, contrary to his pleas, of three specifications of false official statement, one specification of larceny and one specification of wrongful appropriation in violation of Articles 107 and 121, UCMJ. The accused was acquitted of one specification of false official statement and one specification of larceny in violation of Articles 107 and 121, UCMJ. The members sentenced the accused to forfeit \$2000.00 pay per month for 5 months, to be confined for 3 months, and to be reprimanded.

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