

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

### **First Judicial Circuit**

On 08 September 2016, at a general court-martial convened at Fort Campbell, Kentucky, a Sergeant First Class was acquitted by a military judge of one specification of conspiracy, four specifications of selling military property, three specifications of larceny of military property, and one specification of housebreaking in violation of Articles 81, 108, 121, and 130, UCMJ.

On 16 September 2016, at a general court-martial convened at Fort Campbell, Kentucky, SSG Gabriel A. Alvarado, United States Army, was convicted by a military panel composed of officer and enlisted members, contrary to his plea, of one specification of violating a general regulation in violation of Article 92, UCMJ. The accused was acquitted of two specifications of abusive sexual contact in violation of Article 120, UCMJ. The members sentenced the accused to be reduced to the grade of E-4.

On 20 September 2016, at a general court-martial convened at Fort Knox, Kentucky, SGT Brandon K. Murray, United States Army, was convicted by a military judge, pursuant to his pleas, of two specification of aggravated assault upon a child in violation of Article 128, UCMJ. The military judge sentenced the accused to be reprimanded, to be reduced to the grade of E-1, and to be confined for 2 years.

On 21 September 2016, at a special court-martial convened at Fort Drum, New York, SPC Curtis M. Gillis, United States Army, was convicted by a military panel composed of officer and enlisted members, contrary to his pleas, of one specification of conspiring to sell military property and one specification of selling military property in violation of Articles 81 and 108, UCMJ. The accused was acquitted of one specification of larceny of military property in violation of Article 121, UCMJ. The members sentenced the accused to be reduced to the grade of E-3 and to forfeit \$1,000.00 pay per month for 2 months.

On 22 September 2016, at a special court-martial convened at Fort Campbell, Kentucky, SSG Eleuterio J. Gallegos, United States Army, was convicted by a military judge, contrary to his pleas, of one specification of dereliction of duty, one specification of false official statement, and one specification of obstructing justice in violation of Articles 92, 107, and 134, UCMJ. The accused was acquitted of one specification of false official statement and one specification of destroying military property in violation of Articles 107 and 108, UCMJ. The military judge sentenced the accused to be reprimanded, to be reduced to the grade of E-4, to forfeit \$1,000.00 pay per month for 2 months, and to perform hard labor without confinement for 60 days.

On 26 September 2016, at a special court-martial convened at Fort Campbell, Kentucky, PVT Christian Romeropacheco, 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 confined for 60 days and to be discharged from the service with a bad-conduct discharge.

On 26 September 2016, at a special court-martial convened at Fort Drum, New York, SPC Robert T. Carlisle, United States Army, was convicted by a military judge, pursuant to his pleas, of two specifications of conspiring to sell military property, one specification of selling military property, and one specification of larceny of military property in violation of Articles 81, 108, and 121, UCMJ. The military judge sentenced the accused to be reduced to the grade of E-1, to forfeit \$500.00, and to be confined for 21 days.

On 27 September 2016, at a general court-martial convened at Fort Lesley J. McNair, District of Columbia, a Chief Warrant Officer Two was acquitted by a military panel composed of officer members of two specifications of sexual assault in violation of Article 120, UCMJ.

On 28 September 2016, at a general court-martial convened at Fort Drum, New York, SPC Sophannayanarath Choun, United States Army, was convicted by a military panel of officer and enlisted members, contrary to his plea, of one specification of abusive sexual contact in violation of Article 120, UCMJ. The accused was acquitted of one specification of abusive sexual contact, one specification of sexual assault, and one specification of assault consummated by a battery in violation of Articles 120 and 128, UCMJ. The members sentenced the accused to be reduced to the grade of E-2, to forfeit \$500.00 pay per month for 3 months, to be restricted to the limits of Fort Drum for 60 days except for religious services and military duties, and to perform hard labor without confinement for 60 days.

On 29 September 2016, at a general court-martial convened at Fort Lesley J. McNair, District of Columbia, SSG Randy R. Gustafson, United States Army, was convicted by a military judge, pursuant to his plea, of one specification of larceny in violation of Article 121, 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 5 months, and to be discharged from the service with a bad-conduct discharge.

### **Second Judicial Circuit**

On 01 September 2016, at a general court-martial convened at Fort Bragg, North Carolina, SGT Adrian E. Durazo, United States Army, was convicted by a military judge, pursuant to his pleas, of two specifications of wrongfully possessing a controlled substance and eleven specifications of wrongfully soliciting another to distribute a controlled substance in violation of Articles 112a and 134, UCMJ. The military judge sentenced the accused to be reduced to the grade of E-1, to be confined for 12 months, and to be discharged from the service with a bad-conduct discharge. As part of an offer to plead guilty, a pretrial agreement limited confinement to 10 months.

On 06 September 2016, at a special court-martial convened at Fort Bragg, North Carolina, PVT James L. Switalski, 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 forfeit \$1,104.00 pay per month for 5 months, to be confined for 5 months, and to be discharged from the service with a bad-conduct discharge.

On 07 September 2016, at a general court-martial convened at Fort Stewart, Georgia, PFC Kevin L. West, United States Army, was convicted by a military judge, pursuant to his pleas, of three specifications of sexual abuse of a child, two specifications of knowingly receiving child pornography, and one specification of enticing a child to engage in sexually explicit conduct for the purpose of producing child pornography in violation of Articles 120b and 134, 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 3 years, and to be discharged from the service with a dishonorable discharge.

On 09 September 2016, at a special court-martial convened at Fort Benning, Georgia, SFC Ronnie J. Percy, United States Army, was convicted by a military judge, pursuant to his pleas, of four specifications of false official statement and one specification of wearing an unauthorized insignia in violation of Articles 107 and 134, UCMJ. The military judge sentenced the accused to be reduced to the grade of E-5 and to forfeit \$250.00 pay per month for 6 months.

On 10 September 2016, at a general court-martial convened at Shaw Air Force Base, South Carolina, SPC Taylor L. Werner, United States Army, was convicted by a military judge, pursuant to his pleas, of one specification of wrongfully using cocaine and one specification of possessing child pornography in violation of Articles 112a and 134, UCMJ. The military judge sentenced the accused to be reduced to the grade of E-1, to forfeit \$500.00 pay per month for 24 months, to be confined for 24 months, and to be discharged from service with a bad-conduct discharge. As part of an offer to plead guilty, a pretrial agreement limited confinement to 18 months.

On 15 September 2016, at a general court-martial convened at Fort Bragg, North Carolina, a Master Sergeant was acquitted by a military panel composed of officer and enlisted members of one specification of disrespecting a commissioned officer, one specification of violating a general order, one specification of false official statement, one specification of rape, one specification of aggravated sexual assault, one specification of simple assault, one specification of adultery, and one specification of incest in violation of Articles 89, 92, 107, 120, 128, and 134, UCMJ.

On 23 September 2016, at a general court-martial convened at Fort Stewart, Georgia, SPC Dominique D. Goldsborough, United States Army, was convicted by a military panel composed of officer and enlisted members, contrary to his plea, of one specification of disobeying a commissioned officer in violation of Article 90, UCMJ. The accused was acquitted of one specification of false official statement, two specifications of sexual assault, one specification of aggravated assault, and two specifications of assault consummated by a battery in violation of Articles 107, 120, and 128, UCMJ.

The members sentenced the accused to be reprimanded and to be reduced to the grade of E-3.

On 28 September 2016, at a general court-martial convened at Fort Gordon, Georgia, SPC Joshua W. James, United States Army, was convicted by a military judge, pursuant to his pleas, of one specification of viewing child pornography and one specification of possessing child pornography in violation of Article 134, 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 5 months, and to be discharged from the service with a bad-conduct discharge.

### **Third Judicial Circuit**

On 07 September 2016, at a special court-martial convened at Fort Riley, Kansas, PV2 Julio L. Vanderhorst, United States Army, was convicted by a military judge, pursuant to his pleas, of three specifications 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 142 days, and to be discharged from the service with a bad-conduct discharge. As part of an offer to plead guilty, a pretrial agreement limited confinement to 90 days.

On 07 September 2016, at a general court-martial convened at Fort Hood, Texas, PVT Marcus A. Barksdale, United States Army, was convicted by a military judge, pursuant to his pleas, of four specifications of disobeying a commissioned officer, one specification of disobeying a lawful order, two specifications of assault consummated by a battery, and one specification of obstructing justice in violation of Articles 90, 92, 128, and 134, UCMJ. The accused was acquitted of one specification of false official statement and one specification of sexual assault in violation of Articles 107 and 120, UCMJ. The military judge sentenced the accused to be confined for 8 months and to be discharged from the service with a bad-conduct discharge.

On 09 September 2016, at a general court-martial convened at Fort Sill, Oklahoma, PFC Stephon D. Threat, United States Army, was convicted by a military judge, pursuant to his pleas, of one specification of involuntary manslaughter, one specification of negligent homicide, and two specifications of obstructing justice in violation of Articles 119 and 134, UCMJ. The military judge sentenced the accused to be reduced to the grade of E-1, to be confined for 10 years, and to be discharged from the service with a dishonorable discharge. As part of an offer to plead guilty, a pretrial agreement limited confinement to 6 years.

On 12 September 2016, at a special court-martial convened at Fort Hood, Texas, PVT Jaclyn J. Linson, United States Army, was convicted by a military judge, pursuant to her pleas, of three specifications of desertion in violation of Article 85, UCMJ. The military judge sentenced the accused to forfeit \$1,043.00 pay per month for 5 months, to be confined for 5 months, and to be discharged from the service with a bad-conduct

discharge. As part of an offer to plead guilty, a pretrial agreement limited confinement to 90 days.

On 13 September 2016, at a general court-martial convened at Fort Sill, Oklahoma, a Sergeant was acquitted by a military judge of one specification of distributing child pornography and two specifications of possessing child pornography in violation of Article 134, UCMJ.

On 14 September 2016, at a general court-martial convened at Fort Hood, Texas, SPC Anthony L. Moore, United States Army, was convicted by a military judge, pursuant to his plea, of one specification of assault consummated by a battery in violation of Article 128, 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.

On 16 September 2016, at a general court-martial convened at Fort Sill, Oklahoma, SPC Jenea R. Knight, United States Army, was convicted by a military judge, pursuant to her pleas, of three specifications of wrongful appropriation and seven specifications of identity theft in violation of Articles 121 and 134, UCMJ. Contrary to her plea, the accused was convicted by a military judge of one specification of false official statement in violation of Article 107, UCMJ. The accused was acquitted of one specification of obstructing justice 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 1 year, and to be discharged from the service with a bad-conduct discharge.

On 20 September 2016, at a special court-martial convened at Fort Riley, Kansas, PFC Sean L. Tillman, United States Army, was convicted by a military judge, pursuant to his plea, of one specification of drunken operation of a vehicle in violation of Article 111, UCMJ. The military judge sentenced the accused to be reduced to the grade of E-1, to forfeit \$1,044.00 pay per month for 1 month, and to be confined for 180 days. As part of an offer to plead guilty, a pretrial agreement limited confinement to 60 days.

On 22 September 2016, at a general court-martial convened at Fort Hood, Texas, PVT Clarence P. Williams, United States Army, was convicted by a military judge, contrary to his pleas, of two specifications of sexual assault and one specification of assault consummated by a battery in violation of Articles 120 and 128, UCMJ. The accused was acquitted of three specifications of sexual assault in violation of Article 120, UCMJ. The military judge sentenced the accused to be confined for 4 years and to be discharged from the service with a dishonorable discharge.

On 28 September 2016, at a special court-martial convened at Fort Riley, Kansas, SPC Richard D. Dudding, United States Army, was convicted by a military judge, pursuant to his plea, of one specification of assault consummated by a battery in violation of Article 128, UCMJ. The military judge sentenced the accused to be reduced to the grade of E-3 and to be confined for 45 days.

#### **Fourth Judicial Circuit**

On 01 September 2016, at a special court-martial convened at Joint Base Lewis-McChord, Washington, PV2 Edward T. Johnson, United States Army, was convicted by a military judge, pursuant to his pleas, of one specification of false official statement and one specification of unlawful entry in violation of Articles 107 and 134, UCMJ. Contrary to his plea, the accused was convicted of one specification of larceny in violation of Article 121, UCMJ. The military judge sentenced the accused to be confined for 30 days and to be discharged from the service with a bad-conduct discharge.

On 07 September 2016, at a general court-martial convened at Joint Base Lewis-McChord, Washington, SSG Wayne M. Diaz, United States Army, was convicted by a military judge, pursuant to his pleas, of two specifications of soliciting Soldiers to commit larceny 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 6 months, and to be discharged from the service with a bad-conduct discharge.

On 13 September 2016, at a general court-martial convened at Joint Base Lewis-McChord, Washington, SGT Michael A. Knopik, 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 wrongfully viewing the private area of another without consent, and one specification of wrongfully recording the private area of another without consent in violation of Articles 128 and 120c, UCMJ. The military judge sentenced the accused to be reduced to the grade of E-1, to be confined for 25 months, and to be discharged from the service with a bad-conduct discharge. As part of an offer to plead guilty, a pretrial agreement limited confinement to 24 months.

On 14 September 2016, at a special court-martial convened at Fort Carson, Colorado, SFC Sean W. Westerman, United States Army, was convicted by a military judge, pursuant to his pleas, of one specification of false official statement and one specification of wrongfully disposing of government property in violation of Articles 107 and 108, UCMJ. The military judge sentenced the accused to be reprimanded, to forfeit \$2,200.00 pay per month for 2 months, and to perform hard labor without confinement for 2 months.

On 14 September 2016, at a general court-martial convened at Joint Base Elmendorf-Richardson, Alaska, SPC Cristian Sanchez, United States Army, was convicted by a military judge, pursuant to his pleas, of one specification of conspiracy and four specifications of wrongfully distributing controlled substances in violation of Articles 81 and 112a, UCMJ. The military judge sentenced the accused to be reduced to the grade of E-1, to be confined for 27 months, and to be discharged from the service with a bad-conduct discharge. As part of an offer to plead guilty, a pretrial agreement limited confinement to 24 months.

On 15 September 2016, at a general court-martial convened at Fort Bliss, Texas, SSG Roger J. Ramirez, United States Army, was convicted by a military judge, contrary to

his pleas, of five specifications of sexual assault, three specifications of assault consummated by a battery, and one specification of communicating a threat in violation of Articles 120, 128, and 134, UCMJ. The military judge sentenced the accused to be reduced to the grade of E-1, to be confined for 9 years, and to be discharged from the service with a dishonorable discharge.

On 15 September 2016, at a general court-martial convened at Joint Base Elmendorf-Richardson, Alaska, PFC Nicholas W. Souza, United States Army, was convicted by a military judge, pursuant to his pleas, of one specification of conspiracy to distribute controlled substances, one specification of wrongfully possessing a controlled substance, and four specifications of wrongfully distributing controlled substances in violation of Articles 81 and 112a, 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 bad-conduct discharge.

On 22 September 2016, at a general court-martial convened at Joint Base Lewis-McChord, Washington, a Sergeant was acquitted by a military panel composed of officer and enlisted members of one specification of sexual assault in violation of Article 120, UCMJ.

On 26 September 2016, at a special court-martial convened at Fort Irwin, California, PV2 Ryan S. Johnson, United States Army, was convicted by a military judge, pursuant to his pleas, of one specification of absence without leave and one specification of missing movement in violation of Articles 86 and 87, UCMJ. The military judge sentenced the accused to be reduced to the grade of E-1, to be confined for 10 months, and to be discharged from the service with a bad-conduct discharge.

On 29 September 2016, at a general court-martial convened at Joint Base Lewis-McChord, Washington, a Major was acquitted by a military panel composed of officer members of one specification of abusive sexual contact and one specification of conduct unbecoming an officer in violation of Articles 120 and 133, UCMJ.

On 30 September 2016, at a special court-martial convened at Camp Casey, Korea, a Sergeant First Class was acquitted by a military panel composed of officer and enlisted members of two specifications of maltreatment in violation of Article 93, UCMJ.

On 30 September 2016, at a general court-martial convened at Joint Base Lewis-McChord, Washington, SGT Robert L. Atkinson, United States Army, was convicted by a military panel composed of officer and enlisted members, contrary to his pleas, of one specification of rape of a child and one specification of sexual assault of a child in violation of Article 120b, UCMJ. The members sentenced the accused to be reduced to the grade of E-1, to be confined for 32 years, and to be discharged from the service with a dishonorable discharge.

On 30 September 2016, at a general court-martial convened at Fort Wainwright, Alaska, SPC Isiah K. Hall, United States Army, was convicted by a military judge, pursuant to

his pleas, of four specifications of aggravated assault, two specifications of assault consummated by a battery, and three specifications of assault consummated by a battery upon a child in violation of Article 128, UCMJ. Contrary to his pleas, the accused was convicted by a military judge of one specification of sexual abuse of a child, one specification of aggravated assault, seven specifications of assault consummated by a battery, one specification of assault consummated by a battery upon a child, and one specification of simple assault in violation of Articles 120b and 128, UCMJ. The accused was acquitted of one specification of rape, two specifications of rape of a child, three specifications of assault consummated by a battery, and two specifications of assault consummated by a battery upon a child in violation of Articles 120 and 128, UCMJ. The military judge sentenced the accused to be reduced to the grade of E-1, to be confined for 11 years, and to be discharged from the service with a dishonorable discharge.

### **Fifth Judicial Circuit**

On 09 September 2016, at a general court-martial convened at Wiesbaden, Germany, PFC Michael J. Nard, United States Army, was convicted by a military judge, pursuant to his plea, of one specification of failure to obey a lawful order in violation of Article 92, UCMJ. The accused was acquitted by a military panel composed of officer and enlisted members of one specification of sexual assault and one specification of abusive sexual contact in violation of Article 120, UCMJ. The members sentenced the accused to be reprimanded.

On 14 September 2016, at a general court-martial convened at Kaiserslautern, Germany, a Specialist was acquitted by a military judge of one specification of false official statement in violation of Article 107, UCMJ.

On 16 September 2016, at a general court-martial convened at Vilseck, Germany, a First Lieutenant was acquitted by a military panel composed of officer members of one specification of wrongfully using a controlled substance in violation of Article 112a, UCMJ.

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