

Air Force Court-Martial Summaries

October 2016



This report lists convictions and acquittals for general and special courts-martial. The Air Force publishes these cases for deterrence purposes. Each military justice case must be resolved on its own facts. There are no expected or required dispositions, outcomes, or sentences in any military justice case, other than those resulting from the individual facts and merits of a case and the application of due process of law. Adjudged sentences reported here do not reflect any relief on the sentence that may have been granted during clemency or on appeal. When an Airman agrees to plead guilty to charges in return for some action by the convening authority, those pretrial agreements are noted and any impact on the adjudged sentence is included in the summary.

AIR FORCE COURT-MARTIAL SUMMARIES – October 2016 (38 Cases)

General Court-Martial Convictions

1. At MacDill AFB, FL, Senior Airman James R. Berry was found guilty by military judge alone of wrongful distribution, use, and possession of controlled substances and wrongful introduction of a controlled substance onto a military installation. He was sentenced to reduction to Airman Basic (E-1), a bad conduct discharge, confinement for 195 days, and total forfeitures. The pretrial agreement had no effect on the adjudged sentence.
2. At Charleston AFB, SC, Senior Airman Alexzander L. Rossi was found guilty by military judge alone of attempted sexual assault of a child and attempted sexual abuse of a child. He was sentenced to reduction to Airman Basic (E-1), a dishonorable discharge, and confinement for 15 months. Pursuant to a pretrial agreement, the convening authority will not approve confinement in excess of 12 months.
3. At Tinker AFB, OK, Airman Basic Elijah M. Langhorne was found guilty by military judge alone of larceny of military property valued over \$500, attempted unlawful sale of military property valued over \$500, and attempted unlawful sale of military property valued under \$500. He was sentenced to a bad conduct discharge and confinement for six months. The pretrial agreement had no effect on the adjudged sentence.
4. At Andersen AFB, Guam, Technical Sergeant Kevin J. Turkowski was found guilty by military judge alone of maltreatment and disorderly conduct. He was sentenced to a reprimand, reduction to Staff Sergeant (E-5), restriction to base for two months, hard labor without confinement for three months, and forfeiture of \$250 pay per month for three months.
5. At Spangdahlem AB, Germany, Senior Airman Marc A. Sims was found guilty by military judge alone of rape, assault consummated by battery, and kidnapping. He was sentenced to reduction to Airman Basic (E-1), a dishonorable discharge, confinement for 31 years, and total forfeitures. The pretrial agreement had no effect on the adjudged sentence.
6. At Laughlin AFB, TX, Master Sergeant Alfredo J Gonzales was found guilty by military judge alone of rape, assault consummated by battery, larceny of military property valued over \$500, unlawful entry, obstruction of justice, signing false official statements, willful dereliction of duty, and failure to obey lawful orders. He was sentenced to reduction to Airman Basic (E-1), a dishonorable discharge, and confinement for 35 years.

General Court-Martial Acquittals

7. At JB Lewis-McChord, WA, an enlisted Airman was acquitted by officer and enlisted members of rape of a child and sexual abuse of a child.
8. At USAF Academy, CO, a cadet was acquitted by military judge alone of sexual assault, abusive sexual contact, and conduct unbecoming an officer.
9. At Offutt AFB, NE, an enlisted Airman was acquitted by officer members of aggravated sexual assault.

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10. At Holloman AFB, NM, an enlisted Airman was acquitted by officer and enlisted members of sexual assault.

Special Court-Martial Convictions

11. At JB Pearl Harbor-Hickam, HI, Senior Airman Scott A. Moyer was found guilty by military judge alone of wrongful use of a controlled substance. He was sentenced to reduction to Airman Basic (E-1), confinement for three months, and forfeiture of \$1,044 pay per month for three months. The pretrial agreement had no effect on the adjudged sentence.

12. At Ramstein AB, Germany, Senior Airman Etienne A. Leboeuf was found guilty by officer and enlisted members of drunk and disorderly conduct. He was sentenced to a reprimand, hard labor without confinement for 60 days, and forfeiture of \$200 pay per month for four months.

13. At JB Pearl Harbor-Hickam, HI, Staff Sergeant Kilian S. Tolleson was found guilty by military judge alone of wrongful use of a controlled substance. He was sentenced to reduction to Airman Basic (E-1), confinement for four months, and forfeiture of \$1,044 pay per month for four months. Pursuant to a pretrial agreement, the convening authority will not approve confinement in excess of three months.

14. At JB San Antonio-Lackland, TX, Staff Sergeant Kinston A. Price was found guilty by military judge alone of assault consummated by battery and child endangerment. He was sentenced to reduction to Senior Airman (E-4) and hard labor without confinement for 45 days.

15. At Scott AFB, IL, Staff Sergeant Austin J. Adams was found guilty by military judge alone of larceny of military property valued over \$500, unlawful sale of military property valued over \$500, and conspiracy to commit larceny of military property valued over \$500. He was sentenced to reduction to Airman Basic (E-1) and confinement for four months. The pretrial agreement had no effect on the adjudged sentence.

16. At JB San Antonio-Lackland, TX, Senior Airman Germaine K. Somrajit was found guilty by military judge alone of wrongful use of controlled substances, making a false official statement, and failure to obey lawful orders. He was sentenced to reduction to Airman Basic (E-1), a bad conduct discharge, and confinement for 14 days. The pretrial agreement had no effect on the adjudged sentence.

17. At Kunsan AB, Korea, Airman First Class Michael J. Benson was found guilty by military judge alone of wrongful introduction of a controlled substance on a military installation, wrongful use and possession of a controlled substance, and conspiracy to wrongfully introduce a controlled substance onto a military installation. He was sentenced to reduction to Airman Basic (E-1), confinement for four months, and forfeiture of \$1,044 pay per month for four months. The pretrial agreement had no effect on the sentence.

18. At Whiteman AFB, MO, Airman First Class Kevin R. Stocton was found guilty by officer members of wrongful use and possession of a controlled substance, wrongful possession of drug paraphernalia, and failure to obey a lawful order. He was sentenced to reduction to Airman Basic (E-1), confinement for 12 months, and forfeiture of \$996 pay per month for 12 months.

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19. At Ramstein AB, Germany, Airman First Class Rocco T. Guanella was found guilty by officer members of wrongful distribution of synthetic mushrooms to a fellow Airman. He was sentenced to reduction to Airman Basic (E-1), restriction to base for two months, confinement for 30 days, and forfeiture of \$750 pay per month for four months.

20. At F.E. Warren AFB, WY, Airman First Class Dalton R. Maness was found guilty by officer members of wrongful use of a controlled substance. He was sentenced to reduction to Airman (E-2) and confinement for 30 days.

21. At JB Pearl Harbor-Hickam, HI, Staff Sergeant Patrick J. Orr was found guilty by officer members of wrongful use of controlled substances. He was sentenced to reduction to Airman First Class (E-3), restriction to base for 60 days, hard labor without confinement for 90 days, and forfeiture of \$1,041 pay per month for six months.

22. At Hill AFB, UT, Airman First Class Michael J. Souza was found guilty by officer members of wrongful use of a controlled substance and fraudulent enlistment. He was sentenced to a reprimand, reduction to Airman Basic (E-1), confinement for 100 days, and forfeiture of \$1,044 pay per month for six months.

23. At F.E. Warren AFB, WY, Airman First Class Tommy N. Ashworth was found guilty by military judge alone of wrongful use of controlled substances and underage drinking. He was sentenced to reduction to Airman Basic (E-1), confinement for four months, and forfeiture of \$1,044 pay per month for four months. The pretrial agreement had no effect on the adjudged sentence.

24. At JB San Antonio-Randolph, TX, Staff Sergeant Thomas P. Edwards was found guilty by military judge alone of assault consummated by battery and wrongful appropriation of property valued over \$500. He was sentenced to reduction to Airman Basic (E-1), a bad conduct discharge, and confinement for four months. Pursuant to a pretrial agreement, the convening authority will not approve confinement in excess of three months.

25. At Travis AFB, CA, Airman First Class Timothy M. Liebig was found guilty by military judge alone of assault consummated by battery. He was sentenced to a reprimand, reduction to Airman (E-2), a bad conduct discharge, and confinement for 21 days. The pretrial agreement had no effect on the adjudged sentence.

26. At RAF Lakenheath, United Kingdom, Master Sergeant Mark D. Pastian was found guilty by military judge alone of wrongful appropriation of property valued over \$500, making a false official statement, violating a lawful regulation, and false pretenses. He was sentenced to a reprimand, reduction to Airman Basic (E-1), confinement for 70 days, and forfeiture of \$850 pay per month for five months. Pursuant to a pretrial agreement, the convening authority will not approve a reduction below Senior Airman (E-4).

27. At Sheppard AFB, TX, Airman Basic Joseph M. Patten was found guilty by military judge alone of wrongful distribution and use of a controlled substance and failure to go. He was sentenced to confinement for two months, and forfeiture of \$1,044 pay per month for two months.

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28. At Moody AFB, GA, Airman First Class Dakota S Tettenhorst was found guilty by military judge alone of wrongful use of controlled substances. Airman First Class Tettenhorst was sentenced to reduction to Airman Basic (E-1), confinement for 90 days, and forfeiture of \$1,044 pay per month for two months. Pursuant to a pretrial agreement, the convening authority will not approve confinement exceeding 60 days.

29. At Aviano AB, Italy, Airman Joshua S. Brooks was found guilty by officer members of wrongful manufacture and use of controlled substances, wrongful introduction of a controlled substance onto a military installation, violating a lawful regulation, and signing a false official statement. He was sentenced to reduction to Airman Basic (E-1), a bad conduct discharge, confinement for four months, and forfeiture of \$1,044 pay per month for four months. Pursuant to a pretrial agreement, the convening authority will not approve confinement in excess of 90 days.

30. At Whiteman AFB, MO, Airman First Class Ryan E. Kite was found guilty by military judge alone of aggravated assault, assault consummated by battery, wrongful use of a controlled substance, drunk driving, drunkenness resulting in incapacity to perform duties, and willful dereliction of duty. He was sentenced to a reprimand, reduction to Airman Basic (E-1), a bad conduct discharge, and confinement for 11 months. Pursuant to a pretrial agreement, the convening authority will not approve confinement in excess of 10 months.

31. At Whiteman AFB, MO, Airman Basic Stephen R. Mashburn was found guilty by military judge alone of wrongful distribution, possession, and use of controlled substances. He was sentenced to a bad conduct discharge, confinement for eight months, and forfeiture of \$1,044 pay per month for eight months. Pursuant to a pretrial agreement, the convening authority will not approve confinement in excess of five months.

32. At Keesler AFB, MS, Airman First Class Eric P. Valencia was found guilty by military judge alone of larceny of property valued under \$500, drunk driving, drunk and disorderly conduct, and violating a lawful order. He was sentenced to reduction to Airman Basic (E-1), a bad conduct discharge, confinement for 60 days, and forfeiture of \$1,000 pay per month for two months. The pretrial agreement had no effect on the adjudged sentence.

33. At Osan AB, Korea, Airman First Class Jesse J. Thomas was found guilty by officer members of indecent exposure. He was sentenced to reduction to Airman Basic (E-1), restriction to base for 60 days, hard labor without confinement for 60 days, and forfeiture of \$783 pay per month for three months.

Special Court-Martial Acquittals

34. At JB Langley-Eustis, VA, an enlisted Airman was acquitted by officer members of wrongful use of a controlled substance.

35. At Travis AFB, CA, an enlisted Airman was acquitted by officer members of wrongful use of a controlled substance.

36. At Hanscom AFB, MA, an enlisted Airman was acquitted by officer members of wrongful use of a controlled substance.

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37. At Nellis AFB, NV, an enlisted Airman was acquitted by officer members of wrongful use of controlled substances.

38. At Barksdale AFB, LA, an enlisted Airman was acquitted by officer and enlisted members of wrongful use of a controlled substance.