

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

### **First Judicial Circuit**

On 03 December 2015, at a general court-martial convened at Fort Drum, New York, a Private was acquitted by a military panel composed of officer and enlisted members of one specification of sexual assault, two specifications of aggravated sexual contact, one specification of abusive sexual contact, one specification of assault consummated by battery, and one specification of wrongfully communicating a threat in violation of Articles 120, 128, and 134, UCMJ.

On 16 December 2015, at a general court-martial convened at Fort Drum, New York, SPC Richard G. Rummings, United States Army, was convicted by a military panel composed of officer and enlisted members, contrary to his pleas, of one specification of conspiracy to commit larceny of United States property, three specifications of selling military property, and three specifications of larceny of military property in violation of Articles 81, 108, and 121, 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 3 years, and to be discharged from the service with a bad-conduct discharge.

On 22 December 2015, at a special court-martial convened at Fort Lee, Virginia, SSG Robert S. Inabinett, United States Army, was convicted by a military judge, pursuant to his pleas, of one specification of absence without leave and one specification of wrongful use of marijuana in violation of Articles 86 and 112a, UCMJ. The military judge sentenced the accused to be reduced to the grade of E-1, to be confined for 4 months, and to be discharged from the service with a bad-conduct discharge.

### **Second Judicial Circuit**

On 02 December 2015, at a general court-martial convened at Fort Benning, Georgia, a Sergeant First Class was acquitted by a military judge of one specification of failure to obey a lawful general regulation, one specification of maltreatment, and one specification of abusive sexual contact in violation of Articles 92, 93, and 120, UCMJ.

On 03 December 2015, at a general court-martial convened at Fort Stewart, Georgia, SGT Danny R. Griffin, United States Army, was convicted by a military panel composed of officer and enlisted members, contrary to his pleas, of five specifications of indecent liberty with a child, two specifications of rape of a child, four specifications of sexual assault of a child, four specifications of sexual abuse of a child, and one specification of sodomy in violation of Articles 120, 120b, and 125, UCMJ. The accused was acquitted of one specification of rape of a child and one specification of communicating a threat 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 20 years, and to be discharged from the service with a dishonorable discharge.

On 09 December 2015, at a special court-martial convened at Fort Bragg, North Carolina, SPC Cory R. Hickerson, United States Army, was convicted by a military judge, pursuant to his pleas, of one specification of wrongful distribution of cocaine and one specification of wrongful introduction of cocaine in violation of Article 112a, UCMJ. The military judge sentenced the accused to be reduced to the grade of E-1, to be confined for 3 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 45 days.

On 10 December 2015, at a general court-martial convened at Fort Bragg, North Carolina, SSG Anthony C. Henderson, United States Army, was convicted by a military judge, pursuant to his pleas, of one specification of reckless operation of a motor vehicle, one specification of sexual abuse of a child, one specification of assault consummated by battery, and one specification of fleeing from apprehension in violation of Articles 111, 120b, 128, and 134, UCMJ. The military judge sentenced the accused to be reduced to the grade of E-1, to be confined for 36 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 the confinement to 24 months.

On 11 December 2015, at a general court-martial convened at Fort Bragg, North Carolina, SFC Errol A. Spence, United States Army, was convicted by a military judge, contrary to his plea, of one specification of false official statement in violation of Article 107, UCMJ. The accused was acquitted of one specification of maltreatment, two specifications of sexual assault, one specification of aggravated assault with a dangerous weapon, and two specifications of assault consummated by battery in violation of Articles 93, 120, and 128, UCMJ. The military Judge sentenced the accused to be reprimanded.

On 16 December 2015, at a general court-martial convened at Fort Bragg, North Carolina, SFC James C. Sullivan, was convicted by a military judge, pursuant to his pleas, of one specification of aggravated assault, one specification of assault consummated by battery, and one specification of communicating a threat 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 5 months.

### **Third Judicial Circuit**

On 02 December 2015, at a general court-martial convened at Fort Hood, Texas, a Staff Sergeant was acquitted by a military panel composed of officer and enlisted members of four specifications of sexual assault, four specifications of sexual assault of a child, one specification of sexual abuse of a child, two specifications of assault consummated by a battery, and one specification of obstruction of justice in violation of Articles 120, 120b, 128 and 134, UCMJ.

On 03 December 2015, at a general court-martial convened at Fort Sam Houston, Texas, PFC Jacob A. Harrell, United States Army, was convicted by a military panel composed of officer members, contrary to his pleas, of one specification of failure to

obey a lawful general order in violation of Article 92, UCMJ. The accused was acquitted of five specifications of sexual assault, one specification of abusive sexual contact, and two specifications of forcible sodomy in violation of Articles 120 and 125, UCMJ. The members sentenced the accused to be reduced to the grade of E-1 and to forfeit \$500.00 pay per month for 3 months.

On 03 December 2015, at a special court-martial convened at Fort Polk, Louisiana, SSG Jason Romero, 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, one specification of abusive sexual contact, one specification of communicating indecent language, and one specification of a making lewd and offensive gestures that were prejudicial to good order and discipline or service discrediting in violation of Articles 107, 120, and 134, UCMJ. The members sentenced the accused to be reduced to the grade of E-3, to forfeit \$911.00 pay per month for 2 months, to be restricted for 2 months to the limits of place of duty, worship, dining facility, and residence, to perform hard labor without confinement for 2 months, and to be reprimanded.

On 09 December 2015, at a general court-martial convened at Fort Riley, Kansas, a Staff Sergeant was acquitted by a military judge of one specification of rape of a child and four specifications of sexual abuse of a child in violation of Article 120b, UCMJ.

On 09 December 2015, at a special court-martial convened at Fort Sill, Oklahoma, PV2 Eddie D. St. Bernard, United States Army, was convicted by a military judge, contrary to his pleas, of one specification of abusive sexual contact in violation of Article 120, UCMJ. The military judge sentenced the accused to be reduced to the grade of E-1, to forfeit \$200.00 pay per month for 4 months, to be restricted for 45 days to the limits of Fort Sill, Oklahoma, and to perform hard labor without confinement for 45 days.

On 11 December 2015, at a general court-martial convened at Fort Riley, Kansas, PFC Shaykhiem A. Griffin, United States Army, was convicted by a military judge, pursuant to his pleas, of two specifications of false official statement and two specifications of sexual assault of a child in violation of Articles 107 and 120b, UCMJ. The military judge sentenced the accused to be reduced to the grade of E-1, to be confined for 18 months, and to be discharged from the service with a dishonorable discharge.

On 11 December 2015, at a general court-martial convened at Fort Hood, Texas, PFC Bret M. Moran, United States Army, was convicted by military judge, pursuant to his pleas, of five specifications of committing a lewd act upon a child and one specification of possession of 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 19 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 36 months.

On 11 December 2015, at a general court-martial convened at Fort Polk, Louisiana, CPT Robert T. Palms, United States Army, was convicted by a military judge, pursuant to his pleas, of one specification of false official statement, three specifications of larceny of military property, and one specification of fraud against the United States in violation of Articles 107, 121, and 132, UCMJ. The military judge sentenced the accused to be reprimanded, to pay a fine of \$35,000.00, to be confined for 1 year if the fine is not paid, and to be dismissed from the service.

On 17 December 2015, at a special court-martial convened at Fort Riley, Kansas, SPC Dylan C. Ingle, United States Army, was convicted by a military judge, pursuant to his pleas, of one specification of desertion, one specification of failure to obey a lawful general regulation, one specification of resisting apprehension, one specification of false official statement, one specification of drunken operation of a motor vehicle, and one specification of assault consummated by battery in violation of Articles 85, 92, 95, 107, 111, and 128, 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 17 December 2015, at a general court-martial convened at Fort Hood, Texas, SPC Curtis D. Johnson, United States Army, was convicted by a military panel composed of officer members, contrary to his plea, of one specification of conspiracy to commit assault consummated by battery in violation of Article 81, UCMJ. The accused was acquitted of one specification of maiming, two specifications of aggravated assault, and one specification of obstruction of justice in violation of Articles 124, 128, and 134, UCMJ. The members sentenced the accused to be reduced to the grade of E-1, to forfeit \$800.00 pay per month for 4 months, and to perform hard labor without confinement for 90 days.

On 17 December 2015, at a general court-martial convened at Fort Polk, Louisiana, SGT Timothy J. Smell II, United States Army, was convicted by a military judge, pursuant to his plea, of one specification of assault consummated by battery on a child in violation of Article 128, UCMJ. The accused was acquitted of six specifications of assault consummated by battery on a child, one specification of assault with a dangerous weapon, two specifications of assault consummated by battery, one specification of simple assault, one specification of child endangerment, and one specification of communicating a threat in violation of Articles 128 and 134, UCMJ. The military judge sentenced the accused to be reduced to the grade of E-4, to be confined for 2 months, and to perform hard labor without confinement for 2 months.

On 18 December 2015, at a special court-martial convened at Fort Hood, Texas, PV2 Dante J. Ellis, 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 6 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 60 days.

On 21 December 2015, at a special court-martial convened at Fort Riley, Kansas, PVT Kenderrick D. Pearson, 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 \$1,031.00 pay per month for 3 months, to perform hard labor without confinement for 60 days, and to be confined for 30 days.

On 21 December 2015, at a general court-martial convened at Fort Hood, Texas, PFC Kyle T. Buss, United States Army, was convicted by a military judge, pursuant to his pleas, of one specification of conspiracy to distribute a controlled substance, three specifications of wrongful distribution of a controlled substance, and three specifications of wrongful use of a controlled substance in violation of Articles 81 and 112a, UCMJ. The military judge sentenced the accused to be reduced to the grade of E-1, to forfeit all pay and allowances for 36 months, to be confined for 36 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 the confinement to 15 months.

On 28 December 2015, at a special court-martial convened at Fort Hood, Texas, SPC Brian C. Alston, United States Army, was convicted by a military judge, pursuant to his plea, of one specification of desertion in violation of Article 85, 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.

#### **Fourth Judicial Circuit**

On 01 December 2015, at a special court-martial convened at Fort Bliss, Texas, PVT Kristopher E. Williams, United States Army, was convicted by a military judge, pursuant to his pleas, of two specifications of absence without leave and one specification of possession of marijuana in violation of Articles 86 and 112a, UCMJ. The military judge sentenced the accused to be reduced to the grade of E-1, to be confined for 9 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 5 months.

On 02 December 2015, at a general court-martial convened at Joint Base Lewis-McChord, Washington, PFC Deandre J. George, United States Army, was convicted by a military judge, pursuant to his pleas, of one specification of false official statement, one specification of abusive sexual contact, and one specification of indecent exposure in violation of Articles 107, 120, and 120c, UCMJ. The accused was acquitted of two specifications of sexual assault in violation of Article 120, UCMJ. The military judge sentenced the accused to be confined for 42 months, to forfeit all pay and allowances, and to be discharged from the service with a dishonorable discharge.

On 02 December 2015, at a special court-martial convened at Wheeler Army Airfield, Hawaii, SSG Emanuel Marrero, United States Army, was convicted by a military panel composed of officer members, contrary to his pleas, of one specification of willfully disobeying the lawful order of a superior commissioned officer and one specification of adultery in violation of Articles 90 and 134, UCMJ. The accused was acquitted of one

specification of failure to obey a lawful general order in violation of Article 92, UCMJ. The members sentenced the accused to be reduced to the grade of E-4 and to be reprimanded.

On 02 December 2015, at a general court-martial convened at Camp Casey, Republic of Korea, SSG Hector Nicola, United States Army, was convicted by a military panel composed of officer members, contrary to his pleas, of one specification of failure to obey a lawful general regulation, two specifications of abusive sexual contact, and one specification of indecent viewing in violation of Articles 92, 120, and 120c, UCMJ. The members sentenced the accused to be reduced to the grade of E-1 and to be discharged from the service with a bad-conduct discharge.

On 07 December 2015, at a special court-martial convened at Joint Base Lewis-McChord, Washington, SGT Nicole L. Askew, United States Army, was convicted by a military judge, pursuant to her pleas, of four specifications of failure to obey a lawful general regulation, one specification of wrongful use of heroin, and three specifications of dishonorably failing to pay a debt in violation of Articles 92, 112a, and 134, UCMJ. The accused was acquitted of two specifications of the wrongful use of a controlled substance in violation of Article 112a, UCMJ. The military judge sentenced the accused to be reduced to the grade of E-1, to be confined for 20 days, and to be discharged from the service with a bad-conduct discharge.

On 08 December 2015, at a special court-martial convened at Camp Foster, Japan, PVT Wallace M. McDowney, United States Army, was convicted by a military judge, pursuant to his pleas, of one specification of absence without leave, three specifications of failure to go to his appointed place of duty, one specification of failure to obey a lawful general order, one specification of failure to obey a lawful order, one specification of wrongful use of a controlled substance, one specification of wrongful distribution of a controlled substance, two specifications of failure to pay a debt, and one specification of obstruction of justice in violation of Articles 86, 92, 112a, and 134, UCMJ. The military Judge sentenced the accused to be confined for 175 days and to be discharged from the service with a bad-conduct discharge.

On 11 December 2015, at a general court-martial convened at United States Army Garrison-Yongsan, Republic of Korea, a Private First Class was acquitted by a military panel composed of officer and enlisted members of one specification of failure to obey a lawful general order and one specification of rape in violation of Articles 92 and 120, UCMJ.

On 11 December 2015, at a general court-martial convened at Fort Shafter, Hawaii, SFC Julio A. Nieves, United States Army, was convicted by a military panel composed of officer members and enlisted members, contrary to his plea, of one specification of sexual assault in violation of Article 120, UCMJ. The members sentenced the accused to be reduced to the grade of E-4, to forfeit \$1,000.00 pay per month for 3 months, and to be reprimanded.

On 14 December 2015, at a special court-martial convened at Joint Base Lewis-McChord, Washington, PV2 Jacob I. McGowan, United States Army, was convicted by military judge, pursuant to his pleas, of two specifications of wrongful use of cocaine and one specification of wrongful use of marijuana in violation of article 112a, UCMJ. The military judge sentenced the accused to be reduced the grade of E-1, to be confined for 60 days, and to be discharged from the service with a bad-conduct discharge.

On 14 December 2015, at a special court-martial convened at Joint Base Lewis-McChord, Washington, SPC Bunrin Men, United States Army, was convicted by a military judge, pursuant to his plea, of one specification of absence without leave terminated by apprehension in violation of Article 86, UCMJ. The military judge sentenced him to be reduced to the grade of E-1, to be confined for 80 days, and to be discharged from the service with a bad-conduct discharge.

On 15 December 2015, at a general court-martial convened at Camp Henry, Republic of Korea, SGT Xavier T. Hunter, United States Army, was convicted by the military judge, pursuant to his pleas, of one specification of dereliction of duty and two specifications of larceny of United States property in violation of Articles 92 and 121, UCMJ. The military judge sentenced the accused to be confined for 14 months, to pay a fine of \$7,796.00, and to be discharged from the service with a bad-conduct discharge.

On 16 December 2015, at a general court-martial convened at Fort Wainwright, Alaska, SGT Joshua P. Maez, United States Army, was convicted by a military judge, contrary to his pleas, of two specifications of abusive sexual contact in violation of Article 120, UCMJ. The accused was acquitted of two specifications of sexual assault and one specification of abusive sexual contact 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 12 months, and to be discharged from the service with a bad-conduct discharge.

On 21 December 2015, at a general court-martial convened at Joint Base Lewis-McChord, Washington, SPC Craig D. Haren, United States Army, was convicted by a military judge, pursuant to his pleas, of disobeying a noncommissioned officer, one specification of being disrespectful in deportment toward a noncommissioned officer, three specifications of communicating indecent language, and one specification of adultery in violation of Articles 91 and 134, UCMJ. The military judge sentenced the accused to be reduced to the grade of E-1, to be confined for 24 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 the confinement to 18 months.

On 21 December 2015, at a general court-martial convened at Wheeler Army Airfield, Hawaii, SPC Hassan A. Terrant, United States Army, was convicted by a military judge, pursuant to his pleas, of one specification of disrespect toward a superior commissioned officer, one specification of willfully disobeying the lawful order of a superior commissioned officer, and ten specifications of assault consummated by battery in violation of Articles 89, 90, and 128, UCMJ. The military judge sentenced the accused to be confined for 129 days.

**Fifth Judicial Circuit**

No cases reported.

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