

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

### **First Judicial Circuit**

On 02 October 2014, at a General Court-Martial at Fort George G. Meade, Maryland, SGT Orion A. Corbin, United States Army, was convicted by a Military Judge of Article 80 – Attempted murder (unpremeditated); Article 128 -Assault; and 2 counts of Article 134 - Adultery. The Military Judge sentenced the accused to be reduced to the grade of E-1, to be confined for 8 years, and to be discharged from the service with a dishonorable discharge.

On 3 October 2014, at a General Court-Martial at Fort Campbell, Kentucky, PFC Christopher A. Delgado, United States Army, was convicted by a Military Judge of two specifications of Article 120 – Sexual Assault and Committing a Lewd Act on a Child; one specification of Article 86 – Absent without Leave Terminated by Apprehension; one specification of Article 107 – Making a False Official Statement; and one specification of Article 134 – Wrongfully providing alcoholic beverages to a minor. The Military Judge sentenced the accused to be reduced to the grade of E-1, to be confined for 51 months, and to be discharged from the service with a bad-conduct discharge.

On 9 October 2014, at a General Court-Martial at Fort Campbell, Kentucky, PV2 James A. Canerdy, United States Army, was convicted by a panel of officer and enlisted members of three specifications of Article 128 - Assault. The members sentenced the accused to be reduced to the grade of E-1, to forfeit \$1531.00 pay per month for 1 year, to be confined for 1 year, and to be discharged from the service with a bad-conduct discharge.

On 15 October 2014, at a General Court-Martial at Fort Lesley J. McNair, District of Columbia, PFC Brett A. Berry, United States Army, was convicted by a Military Judge of Article 128 - assault with a deadly weapon. 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 7 months, and to be discharged from the service with a bad-conduct discharge.

On 15 October 2014, at a General Court-Martial at Fort Campbell, Kentucky, SGT Christopher L. Spencer, United States Army, was convicted by a Military Judge of three specifications of sexual abuse of a child in violation of Article 120b, UCMJ. The Military Judge sentenced the accused to be reduced to the grade of E-1, to be confined for 1 year and 3 months, and to be discharged from the service with a bad-conduct discharge.

On 17 October 2014, at a General Court-Martial at Fort Knox, Kentucky, SPC Desmond L. Thompson, United States Army, was convicted by a Military Judge of Article 120 - Rape and sexual assault and Article 125 – Sodomy. 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 bad-conduct discharge.

On 22 October 2014, at a General Court-Martial at Fort Lesley J. McNair, District of Columbia, CPT Michael A. Goddard, United States Army, was convicted of Article 128 -

Assault; Article 133 - Conduct unbecoming an officer and gentleman; and Article 134 - General Article (drunk and disorderly conduct). The Military Judge sentenced the accused to forfeit \$3500 pay per month for 4 months and to be reprimanded.

On 22 October 2014, at a General Court-Martial at Fort Campbell, Kentucky, SFC Cristi M. Murphy, United States Army, was convicted by a Military Judge of one specification of Article 92 - Failure to obey order or regulation; two specifications of Article 93 - Cruelty and maltreatment; and four specifications of Article 128 – Assault. Further, she was found not guilty of two specifications of Article 93 – Cruelty and maltreatment; two specifications of Article 128 – Assault; and one specification of Article 134 – Indecent language. The Military Judge sentenced the accused to be reduced to the grade of E-6.

On 22 October 2014, at a General Court-Martial at Fort Drum, New York, SGT Arturo Tafoya, United States Army, was convicted by a Military Judge of one specification of Article 120 – Abusive Sexual Contact When the Victim is Substantially Incapacitated, two specifications of Article 120 – Abusive Sexual Contact Causing Bodily Harm, and one specification of Article 92 – Failing to Obey General Order: Fraternization. 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 21 months, and to be discharged from the service with a bad-conduct discharge.

On 27 October 2014, at a General Court-Martial at Fort Campbell, Kentucky, SGT James P. Houlahan, United States Army, was convicted by a Military Judge of Article 134 - Communicating a threat; Article 92 - Failure to obey order or regulation; and Article 112a - Wrongful use of a controlled substance. The Military Judge 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 bad-conduct discharge.

On 28 October 2014, at a Special Court-Martial at Fort Drum, New York, PV2 Jarvis D. Quarterman, United States Army, was acquitted by a Military Judge of two specifications Article 80 – Attempted Rape: Causing Grievous Bodily Harm, and two specifications of Article 128 – Assault: By Battery.

On 30 October 2014, at a General Court-Martial at Fort Eustis, Virginia, PVT Marco A. Avilamora, United States Army, pled guilty and was convicted by a Military Judge of Article 92 - Failure to Obey Other Lawful Order, three specifications of Article 128 - Assault Consummated by Battery, and Article 134 - General Article (violation of 18 U.S.C. Section 922). The Military Judge sentenced the Accused to 12 months of confinement and to be discharged from the service with a bad-conduct Discharge.

On 31 October 2014, at a Special Court-Martial at Fort Lee, Virginia, PVT Ricky B. Ceasor, United States Army, pled guilty and was convicted by a Military Judge of Article 92 - Failure to Obey a General Order, Article 107 - False Official Statement, Article 112a - Wrongful Use of a Controlled Substance, Article 112a - Wrongful Possession of a Controlled Substance, Article 112a - Wrongful Distribution of a Controlled Substance, and two specifications of Article 128 - Assault Consummated by Battery. The Military Judge sentenced the Accused to 7 months of confinement and to be discharged from the service with a bad-conduct discharge.

On 31 October 2014, at a General Court-Martial at Fort Knox, Kentucky, SSG David A. Densmore, United States Army, was convicted by a Military Judge of Article 134 - General Article and Article 92 - Failure to obey order or regulation. 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 4 years, and to be discharged from the service with a bad-conduct discharge.

### **Second Judicial Circuit**

On 1 October 2014, at a General Court-Martial at Fort Stewart, Georgia, SPC Martelo C. Nelson, United States Army, was convicted by a panel of officer and enlisted members of Article 120 - Rape, sexual assault, and other sexual misconduct and Article 107 - False official statements. The members sentenced the accused to be reduced to the grade of E-1, to forfeit all pay and allowances, to be confined for 6 years, and to be discharged from the service with a dishonorable discharge.

On 7 October 2014, at a Special Court-Martial at Fort Rucker, Alabama, SPC Jeffrey Velasco, United States Army, was convicted, pursuant to his plea, by a Military Judge of one specification of assault (Article 128) for striking his wife in the face with a closed fist and slamming her head against a vehicle. The Military Judge also convicted SPC Velasco, contrary to his plea, of a second specification of Article 128 for grabbing his wife on the neck. The Military Judge sentenced the accused to be reduced to the grade of E-3 and to be confined for 90 days.

On 8 October 2014, at a General Court-Martial at Fort Bragg, North Carolina, SGT Bradley D. Allen, United States Army, was acquitted of three specifications of aggravated sexual contact of a child and one specification of failure to obey a superior officer's lawful order.

On 8 October 2014, at a General Court-Martial at Fort Bragg, North Carolina, PV2 Lawrence L. Whaley II, United States Army, was convicted by a Military Judge, consistent with his pleas, of one specification of being absent without leave in excess of thirty days in violation of Article 86 of the UCMJ, two specifications of failing to go to his place of duty in violation of Article 86 of the UCMJ, six specifications of selling military property valued more than \$500 in violation of Article 108 of the UCMJ, and one specification of larceny of military property valued more than \$500 in violation of Article 121 of the UCMJ. The Military Judge sentenced the accused to be reduced to E-1, to be confined for 13 months, and to be discharged from the service with a bad-conduct discharge.

On 14 October 2014, at a General Court-Martial at Fort Stewart, Georgia, SGT Dustin A. Lamczyk, United States Army, was convicted by a Military Judge of two specifications of Article 112a, wrongful distribution of controlled substances; one specification of Article 112a, wrongful use of controlled substances; two specifications of Article 112a, wrongful introduction of controlled substances; and one specification of Article 80, attempted distribution of a Schedule IV controlled substance. The Military Judge sentenced the accused to be reduced to the grade of E-1, to be confined for 120 days, and to be discharged from the service with a bad-conduct discharge.

On 17 October 2014, at a General Court-Martial at Fort Bragg, North Carolina, SPC Tyler R. Barr, United States Army, was convicted by a Military Judge of one specification of conspiracy to sell military property of a value of more than \$500.00; three specifications of selling military property of a value of more than \$500.00; two specifications of selling military property of a value of \$500.00 or less; one specification of larceny of military property of a value of more than \$500.00; and two specifications of wrongful appropriation of a value of \$500.00 or less. The Military Judge sentenced the accused to be reduced to the grade of E-1, to be confined for 2 years, and to be discharged from the service with a bad-conduct discharge.

On 17 October 2014, at a General Court-Martial at Fort Stewart, Georgia, SPC Torrence A. Robinson, United States Army, was convicted by a panel of officer and enlisted members of Article 120 - Rape, sexual assault, and other sexual misconduct and Article 92 - Failure to obey order or regulation. The members sentenced the accused to be reduced to the grade of E-1, to forfeit all pay and allowances, and to be discharged from the service with a bad-conduct discharge.

On 22 October 2014, at a General Court-Martial at Fort Bragg, North Carolina, PV2 Anthony T. Gardner, United States Army, was convicted by a Military Judge of one specification of aggravated sexual assault, one specification of abusive sexual contact, one specification of attempting to willfully disobey the lawful order of a superior commissioned officer, one specification of willfully disobeying the lawful order of a superior commissioned officer; and one specification of attempting to obstruct justice. 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 31 October 2014, at a General Court-Martial at Fort Stewart, Georgia, SSG Juan A. Guzman, United States Army, was acquitted by a panel of officer and enlisted members of one specification of a violation of Article 120, Aggravated Sexual Assault.

### **Third Judicial Circuit**

On 1 October 2014, at a General Court-Martial at Fort Hood, Texas, PV2 Jeffrey Ballard, United States Army, was convicted by a Military Judge of Article 107 - False Official Statement (3); Article 121 - Wrongful Appropriation; Article 128 - Assault Consummated by a Battery (2); Article 128 - Simple Assault; Article 128 - Aggravated Assault; Article 134 - Communicating a Threat; Article 134 - Unlawful Entry (2); and Article 134 - Drunk and Disorderly (2). The Military Judge sentenced the accused to be reduced to E-1 and to be confined for 3 months.

On 7 October 2014, at a General Court-Martial at Fort Hood, Texas, PFC James Merritt, United States Army, pled not guilty and was found guilty of one specification of wrongful use of a controlled substance, in violation of Article 112a, UCMJ. The Accused also pled not guilty and was found not guilty of aggravated sexual contact with a child, abusive sexual contact with a child (2 specifications), indecent liberties with a child, attempted aggravated sexual abuse of a child, assault, and wrongfully providing a person under the age of 21 alcohol in order to facilitate the commission of wrongful sexual contact, in

violation of Articles 80, 120, and 134, UCMJ. The Accused was sentenced to be reduced to E-2 and to 15 days of extra duty.

On 7 October 2014, at a Special Court-Martial at Fort Hood, Texas, SGT Robert Z. Wood, United States Army, was convicted by a panel of officer and enlisted members of Article 128 - Assault Consummated by Battery. The members sentenced the accused to be reduced to the grade of E-1, to forfeit \$1021 pay per month for 2 months, to be confined for 2 months, and to be discharged from the service with a bad-conduct discharge.

On 8 October 2014, at a General Court-Martial at Fort Hood, Texas, PV2 Kristian S. Lamb, United States Army, pled not guilty to and was found guilty by a Military Judge of attempted larceny, burning with an intent to defraud, and obstructing justice in violation of Articles 80 and 134, UCMJ. The Accused was sentenced to be reduced to the grade of E-1, to be confined for 5 months, and to be discharged from the service with a bad-conduct discharge.

On 8 October 2014, at a General Court-Martial at Fort Riley, Kansas, PV2 Terance L Smith, United States Army, was acquitted by a Military Judge of Article 120 (After 28 Jun 12) - Rape and sexual assault generally; Article 120 (After 28 Jun 12) - Rape and sexual assault generally; Article 128 - Assault and Article 121 - Larceny and wrongful appropriation.

On 16 October 2014, at a General Court-Martial at Fort Hood, Texas, SGT Steven A Lappa, United States Army, was acquitted by a panel of officer and enlisted members of Article 120 (After 28 Jun 12) - Abusive sexual contact.

On 16 October 2014, at a General Court-Martial at Fort Hood, Texas, SGT Jerome A. Williams, United States Army, was acquitted by a Military Judge two specifications of Article 120 – Rape and two specifications of Article 128 – Assault.

On 17 October 2014, at a Special Court-Martial at Fort Leonard Wood, Missouri, SFC Richard M. Miller, United States Army, an AIT instructor, pled guilty before a Military Judge to two specifications of Article 92 - Failure to obey order or regulation (wrongfully engaging in conduct of a sexual nature with a trainee and wrongfully "friending" a trainee on Facebook). The members of an enlisted panel sentenced him to be reduced to the grade of E-5, to perform hard labor without confinement for 90 days, and to be reprimanded.

On 20 October 2014, at a Special Court-Martial at Fort Hood, Texas, PVT John A. Reyes, United States Army, was convicted by a Military Judge of Article 86 - Absence without leave; Article 85 – Desertion; and Article 112a - Wrongful use, possession, etc., of controlled substances. The Military Judge sentenced the accused to 90 days confinement and to be discharged from the service with a bad-conduct discharge.

On 21 October 2014, at a Special Court-Martial at Fort Hood, Texas, SPC Danielle Y. White, United States Army, was acquitted by an officer panel of Article 112a - Wrongful use, possession, etc., of controlled substances.

On 24 October 2014, at a General Court-Martial at Fort Hood, Texas, CW3 David A. Fenili, United States Army, was convicted by an officer panel of Article 133, UCMJ - Conduct unbecoming an officer and gentleman and Article 134, UCMJ - Adultery. The members sentenced the accused to be dismissed from the service.

On 24 October 2014, at a General Court-Martial at Fort Polk, Louisiana, SFC Jermaine C. Sampson, United States Army, was convicted by a panel of officer and enlisted members of three specifications of Article 93 - Cruelty and maltreatment; one specification of Article 120 (After 28 Jun 12) - Rape and sexual assault generally; one specification of Article 120 (1 Oct 07 - 27 Jun 12) - Rape, sexual assault, and other sexual misconduct; and two specifications of Article 128 – Assault. He was found not guilty of one specification of Article 93 - Cruelty and maltreatment and one specification of Article 128 – Assault. 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 27 October 2014, at a General Court-Martial at Fort Hood, Texas, SPC Courtney J. Labeause, United States Army, was convicted by a Military Judge of three specifications of Article 121 - Larceny and three specifications of Article 130. The Military Judge sentenced the accused to be reduced to the grade of E-1, to forfeit \$1021 pay per month for 7 months, to be confined for 7 months, and to be discharged from the service with a bad-conduct discharge.

On 29 October 2014, at a General Court-Martial at Fort Hood, Texas, SGT Eric K McFadden, United States Army, was convicted by a panel of officer and enlisted members of Article 92 - Failure to obey order or regulation and Article 134 - General Article. The members sentenced the accused to be reduced to the grade of E-1, to forfeit all pay and allowances, to be confined for 90 days, and to be discharged from the service with a bad-conduct discharge.

#### **Fourth Judicial Circuit**

On 2 October 2014, at a General Court-Martial at Joint Base Lewis-McChord, Washington, SPC Phillip A. James, United States Army, was convicted by a Military Judge of two specifications of Assault Consummated by Battery in violation of UCMJ Art. 128, and one specification of Adultery in violation of UCMJ Art. 134. 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 3 October 2014, at a General Court-Martial at Schofield Barracks, Hawaii, PFC Lloyd A White, United States Army, was convicted by a Military Judge of one specification of Article 128 – Assault, one specification of Article 90 – Willfully Disobeying a Lawful Command from a Superior Commissioned Officer; two specifications of Article 112a – Wrongfully using Marijuana; one specification of Article 86 – Absent Without Leave; and one specification of Article 95 – Fleeing from Apprehension. He was found not guilty of five specifications of Article 128 – Assault. 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 6 months, and to be discharged from the service with a bad-conduct discharge.

On 4 October 2014, at a Special Court-Martial at Fort Huachuca, Arizona, SGT Eric Bachman, United States Army, was convicted by a panel of officer and enlisted members of Article 128 - Assault Consummated by a Battery. The panel sentenced the accused to be reduced to the grade of E-2 and to be confined for 6 months.

On 6 October 2014, at a Special Court-Martial at Fort Carson, Colorado, PFC Ronald K Mcelhose, United States Army, was convicted by a Military Judge of four specifications of Article 86 - Absent without leave terminated by apprehension. The Judge sentenced the accused to be confined for 96 days and to be discharged from the service with a bad-conduct discharge.

On 8 October 2014, at a Special Court-Martial at Joint Base Lewis-McChord, Washington, PV2 Thomas A. Bousman, United States Army, was convicted by a Military Judge of Article 85 - Desertion and Article 86(2 specifications) - Absent Without Leave. The Military Judge sentenced the accused to forfeit \$1000 pay per month for 4 months, to be confined for 135 days, and to be discharged from the service with a bad-conduct discharge.

On 8 October 2014, at a General Court-Martial at Joint Base Lewis-McChord, Washington, PV2 Jeffry A. Feliciano, United States Army, was convicted by a panel of officer and enlisted members of Article 80 (two specifications)- Attempted Aggravated Sexual Assault, Article 91 (two specifications)- Disobey a NCO and Disrespect towards a NCO, Article 112a (two specifications)- Wrongful use of Marijuana, and Article 134 - Disorderly Conduct. The panel sentenced the accused to be reduced to the grade of E-1, to forfeit all pay and allowances, to be confined for 1 year, and to be discharged from the service with a bad-conduct discharge.

On 9 October 2014, at a General Court-Martial at Wheeler Army Airfield, Hawaii, CPT Robbie L. Flowers, United States Army, was acquitted by an officer panel of three counts of Article 120b - Rape and sexual assault of a child and 2 counts of Article 134 - endangering the welfare of a child.

On 14 October 2014, at a Special Court-Martial at Fort Bliss, Texas, PVT Evan M. Musgrove, United States Army, was convicted by a Military Judge of making a false official statement, wrongful solicitation of another to commit an offense, and wrongful concealment of stolen property. The accused was sentenced to be confined for 90 days and to be discharged from the service with a bad-conduct discharge.

On 22 October 2014, at a General Court-Martial at Fort Bliss, Texas, SPC Justin P. Swift, United States Army, was convicted by a Military Judge of two specifications of indecent acts with a child. The accused was sentenced 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.

On 27 October 2014, at a Special Court-Martial at Wheeler Army Airfield, Hawaii, SPC Luis S Cruzlizarribar, United States Army, was convicted by a panel of officer and enlisted members of Article 86 - Absence without leave; four specifications of Article 92 - Failure to obey order or regulation; and Article 90 - Willfully disobeying a superior

commissioned Officer. The members sentenced the accused to be reduced to the grade of E-1, to forfeit \$1021.00 pay per month for 4 months, and to be confined for 120 days.

On 29 October 2014, at a General Court-Martial at Joint Base Elmendorf-Richardson, Alaska, PFC John W Threadgill, United States Army, was convicted on by a Military Judge of three specifications of Article 120 – Sexual Abuse of a Child ( x2) and Sexual Assault of a Child (x1). 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 31 October 2014, at a Special Court-Martial at Fort Bliss, Texas, PFC Henry C. Hoeft, United States Army, was convicted by a Military Judge of larceny, false official statement, and wearing unauthorized insignia. The Military Judge sentenced the accused to confinement for 5 months and a bad-conduct discharge.

### **Fifth Judicial Circuit**

On 2 October 2014, at a General Court-Martial in Korea, SPC Michael D Mitchell, United States Army, was convicted by a Military Judge of one specification of Article 134 – Possessing Child Pornography. 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 6 October 2014, at a General Court-Martial in Korea, PV2 Luis A. Ruizperez, United States Army, was convicted of one specification of Article 120 – Sexual Assault and one specification of Article 134 – Adultery. The accused was sentenced to be confined for 3 years and to be discharged from the service with a bad-conduct discharge.

On 16 October 2014, at a General Court-Martial at Kaiserslautern, Germany, SPC Cody A. Kramer, United States Army, was convicted by Military Judge of Article 107 - False official statement. The Military Judge sentenced the accused to be reduced to the grade of E-1, to forfeit \$1000.00 pay per month for 9 months, and to be confined for 6 months.

On 21 October 2014, at a General Court-Martial at Vilseck, Germany, SPC Edward Samuel III, United States Army, was convicted by a Military Judge of one charge and one specification of Article 91 - disrespecting a non-commissioned officer, one charge and two specifications of Article 128 - assault consummated by a battery and assault with a force likely to produce death or grievous bodily harm, and one charge and four specifications of Article 134 - drunk and disorderly conduct, two specifications of communicating a threat, and incapacitation for duty due to prior overindulgence of alcohol. The Military Judge sentenced the accused to be reduced to the grade of E-1, to be confined for 40 months, and to be discharged from the service with a bad-conduct discharge.

On 22 October 2014, at a General Court-Martial at Vilseck, Germany, SPC Dustin B Huckleberry, United States Army, was convicted by a Military Judge of one charge and one specification of Article 92 - violating a general order, and one charge and one



specification of Article 134 - possession of child pornography. The Military Judge sentenced the accused to be confined for six months and to be discharged from the service with a bad-conduct discharge.

On 29 October 2014, at a General Court-Martial at Vicenza, Italy, SSG Miguel A. Aguilar, United States Army, was convicted by a Military Judge of Article 128 - Aggravated Assault and Article 90 - Willful Disobedience of a Superior Commissioned Officer. The accused was acquitted by a Military Judge of Article 80 - Attempted Premeditated Murder. The Military Judge sentenced the accused to be reduced to the grade of E-1, to be confined for 4 years, and to be discharged from the service with a bad-conduct discharge.

On 29 October 2014, at a General Court-Martial at Camp Red Cloud, Korea, SPC Travis W Cloke, United States Army, was convicted by a Military Judge of three specifications of Article 80 – Attempted Lewd Act on a Child and two specifications of Article 134 – Possessing and Distributing Child Pornography. The Military Judge 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 discharged.

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