

## **September 2021**

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

#### **First Judicial Circuit**

On 1 September 2021, at a general court-martial convened at Fort Campbell, Kentucky, PV2 Brendan P. Reid, United States Army, was convicted by a military judge, pursuant to his pleas, of seven specifications of willfully disobeying a superior commissioned officer, one specification of willfully disobeying a noncommissioned officer, one specification of false official statement, and two specifications of assault consummated by a battery upon an intimate partner in violation of Articles 90, 91, 107, and 128, UCMJ. The military judge sentenced the accused to be confined for 90 days and to be discharged from the service with a bad-conduct discharge. The sentence was consistent with the terms of a plea agreement.

On 13 September 2021, at a general court-martial convened at Joint Base Myer-Henderson Hall, Virginia, SSG Nikolas Campbell, United States Army, was convicted by a military judge, pursuant to his pleas, of one specification of damaging personal property, one specification of aggravated assault, and six specifications of communicating a threat in violation of Articles 109, 128, and 134, UCMJ. The military judge sentenced the accused to be reduced to the grade of E-1, to be confined for 5 years, and to be discharged from the service with a bad-conduct discharge. As part of an offer to plead guilty, a pretrial agreement required the convening authority to disapprove any adjudged confinement.

On 16 September 2021, at a general court-martial convened at Fort Drum, New York, a Private, United States Army, was acquitted by a military panel composed of officer and enlisted members of two specifications of sexual assault in violation of Article 120, UCMJ.

On 20 September 2021, at a special court-martial convened at Fort Knox, Kentucky, SFC John Aughtman, United States Army, was convicted by a military judge, pursuant to his pleas, of one specification of false official statement and one specification of larceny in violation of Articles 107 and 121, UCMJ. The military judge sentenced the accused to be reduced to the grade of E-6. The sentence was consistent with the terms of a plea agreement.

On 20 September 2021, at a general court-martial convened at Fort Campbell, Kentucky, SPC Brandon Jackson, United States Army, was convicted by a military judge, pursuant to his pleas, 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-1, to perform 3 months of hard labor without confinement, and to be discharged from the service with a bad-conduct discharge. The sentence was consistent with the terms of a plea agreement.

On 21 September 2021, at a special court-martial convened at Fort Knox, Kentucky, SSG Deric Donovan, United States Army, was convicted by a military judge, pursuant to his pleas, of two specifications of absent without leave; four specifications of willfully disobeying a superior commissioned officer; one specification of insubordinate conduct toward a warrant officer, noncommissioned officer, or petty officer, and two specifications of drunkenness on duty in violation of Articles 86, 89, 90, 91, and 112, UCMJ. The accused was acquitted of three specifications of willfully disobeying a superior commissioned officer in violation of Article 90, UCMJ. The military judge sentenced the accused to be reduced to the grade of E-5 and to be confined for 55 days. The sentence was consistent with the terms of a plea agreement.

### **Second Judicial Circuit**

On 14 September 2021, at a general court-martial convened at Fort Stewart, Georgia, PV1 Damariyae T. Pope, United States Army, was convicted by a military judge, pursuant to his plea, 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 66 months, and to be discharged from the service with a dishonorable discharge. The sentence was consistent with the terms of a plea agreement.

On 16 September 2021, at a general court-martial convened at Fort Bragg, North Carolina, PFC Lee T. Nguyen, United States Army, was convicted by a military panel composed of officer and enlisted members, contrary to his pleas, of one specification of sexual assault of a child under the age of 16 and one specification of extramarital sexual conduct 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 52 months, and to be discharged from the service with a dishonorable discharge.

On 17 September 2021, at a special court-martial convened at Fort Jackson, South Carolina, SSG Jose Lopez, United States Army, was convicted by a military judge, pursuant to his pleas, of two specifications of failure to obey a lawful regulation in violation of Article 92, UCMJ. The accused was acquitted of one specification of violating a lawful general regulation and one specification of maltreatment in violation of Articles 92 and 93a, UCMJ. The military judge sentenced the accused to be reduced to the grade of E-3. The sentence was consistent with the terms of a plea agreement.

On 22 September 2021, at a special court-martial convened at Fort Benning, Georgia, SGT Nathaniel P. Brickleff, United States Army, was convicted by a military judge, pursuant to his pleas, of one specification of failure to obey a lawful general regulation, one specification of carrying a concealed weapon, and one specification of disorderly conduct in violation of Articles 92, 114, and 134, UCMJ. 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. The sentence was consistent with the terms of a plea agreement.

On 23 September 2021, at a general court-martial convened at Fort Bragg, North Carolina, MSG Marcos Mowtejada, United States Army, was convicted by a military panel composed of officer and enlisted members, contrary to his pleas, of one specification of dereliction of duty and one specification of false official statement in violation of Article 92 and 107. The accused was acquitted of five specifications false official statement, one specification of wrongfully selling military property, one specification of larceny, two specifications of falsely altering government receipts, seven specifications of false or fraudulent claims, and one specification of unlawfully transporting money in foreign commerce in violation of Articles 107, 108, 121, 123, 132, and 134, of the UCMJ. The members sentenced the accused to be reprimanded.

On 23 September 2021, at a general court-martial convened at Fort Stewart, Georgia, a Private First Class, United States Army, was acquitted by an enlisted panel of three specifications of sexual assault, one specification of battery upon an intimate partner, and one specification of obstruction of justice in violation of Articles 120, 128, and 131b, UCMJ.

On 24 September 2021, at a special court-martial convened at Fort Benning, Georgia, SGT Andrew N. Elvenia, United States Army, was convicted by a military judge, pursuant to his pleas, of two specifications of false official statement and one specification larceny of military property, of a value greater than \$1000.00 in violation of Articles 107 and 121, UCMJ. The accused was acquitted of two specifications of false official statement in violation of Article 107, UCMJ. The military judge sentenced the accused to be reduced to the grade of E-3 and to be discharged from the service with a bad-conduct discharge. The sentence was consistent with the terms of a plea agreement.

On 24 September 2021, at a general court-martial convened at Fort Bragg, North Carolina, SPC Dorjon Hall, United States Army, was convicted by a military panel composed of officer and enlisted members, contrary to his pleas, of one specification of aggravated assault upon a child under 16 years in violation of Article 128, UCMJ. The accused was acquitted of three specifications of child endangerment in violation of Articles 119b, UCMJ. The military judge sentenced the accused to be confined for 4 months.

On 28 September 2021, at a general court-martial convened at Fort Stewart, Georgia, SSG Marrah Haygood, United States Army, was convicted by a military judge, pursuant to her pleas, of one specification of conspiracy to commit larceny and one specification of larceny of military property in violation of Articles 81 and 121, UCMJ. The military judge sentenced the accused to be confined for 45 days and to be discharged from the service with a bad-conduct discharge.

On 30 September 2021, at a general court-martial convened at Fort Bragg, North Carolina, a Private, United States Army, was acquitted by an enlisted panel of one specification of sexual assault in violation of Article 120, UCMJ.

### **Third Judicial Circuit**

On 1 September 2021, at a special court-martial convened at Fort Hood, Texas, PFC Dean Glovier, United States Army, was convicted by a military judge, pursuant to his pleas, of one specification of desertion, four specifications of failure to report, one specification of false official statement, and four specifications of wrongful use of a controlled substance in violation of Articles 85, 86, 107, and 112a, UCMJ. The accused was acquitted of one specification of failure to report in violation of Article 86, UCMJ. The military judge sentenced the accused to be confined for 121 days and to be discharged from the service with a bad-conduct discharge. The sentence was consistent with the terms of a plea agreement.

On 22 September 2021, at a general court-martial convened at Fort Hood, Texas, SSG Lesly Lindor, United States Army, was convicted by a military judge, pursuant to his pleas, of three specifications of attempted premeditated murder, one specification of conspiracy to commit murder, one specification of disobeying a warrant officer, one specification of murder, and one specification of stalking in violation of Articles 80, 81, 91, 118, and 120a, UCMJ. The military judge sentenced the accused to be confined for life with the eligibility for parole and to be discharged from the service with a dishonorable discharge. As part of an offer to plead guilty, a plea agreement limited confinement to 70 years.

On 29 September 2021, at a general court-martial convened at Fort Riley, Kansas, a Sergeant First Class, United States Army, was acquitted by a military panel, composed of officer and enlisted members, of one specification of sexual assault and one specification of assault by strangulation in violation of Articles 120 and 128, UCMJ.

On 30 September 2021, at a general court-martial convened at Fort Polk, Louisiana, SPC Zaykeese D. Moore, United States Army, was convicted by a military judge, pursuant to his pleas, of one specification of disobeying a superior commissioned officer, one specification of wrongful use of a controlled substance, one specification of communicating threats, and one specification of assault in violation of Articles 90, 112a, 115, and 128, UCMJ. The accused was acquitted of five specifications of disobeying a superior commissioned officer, one specification of failure to obey a lawful general regulation, and two specifications of wrongfully using a controlled substance in violation of Articles 90, 92, and 112a, UCMJ. The military judge sentenced the accused to be reduced to the grade of E-1, to be confined for 280 days, and to be discharged from the service with a bad-conduct discharge. The sentence was consistent with the terms of a plea agreement.

## Fourth Judicial Circuit

On 1 September 2021, at a general court-martial convened at Fort Carson, Colorado, PFC Anthony Nabb, 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 confined for 24 months and to be discharged from the service with a bad-conduct discharge. The sentence was consistent with the terms of a plea agreement.

On 1 September 2021, at a special court-martial convened at Fort Wainwright, Alaska, SSG Jaunathan T. Cherenfant, United States Army, was convicted by a military judge, pursuant to his pleas, of one specification of failure to obey a lawful general regulation, one specification of cruelty and maltreatment, one specification of false official statement, and one specification of assault consummated by a battery in violation of Articles 92, 93, 107, and 128, UCMJ. The accused was acquitted of specification of failure to obey a lawful general regulation, two specifications of maltreatment, one specification of assault, and one specification of conduct prejudicial to the good order and discipline in the armed forces in violation of Articles 92, 93, 128, and 134, UCMJ. The military judge sentenced the accused to be reduced to the grade of E-1 and to perform 3 months of hard labor without confinement. The sentence was consistent with the terms of a plea agreement.

On 14 September 2021, at a special court-martial convened at the Presidio of Monterey, California, SFC Darin Jackson, United States Army, was convicted by a military judge, pursuant to his pleas, of one specification of false official statement and one specification of wrongful possession of a controlled substance with the intent to distribute in violation of Articles 107 and 112a, UCMJ. The military judge sentenced the accused to be reduced to the grade of E-6. The sentence was consistent with the terms of a plea agreement.

On 14 September 2021, at a general court-martial convened at Wheeler Army Airfield, Hawaii, SPC Raul Hernandez-Perez, United States Army, was convicted by a military judge, pursuant to his pleas, of one specification of willfully disobeying the lawful order of a noncommissioned officer and one specification of premeditated murder in violation of Articles 91 and 118, UCMJ. The military judge sentenced the accused to be reduced to the grade of E-1, to be confined for 62 years, and to be discharged from the service with a dishonorable discharge. The sentence was consistent with the terms of a plea agreement.

On 15 September 2021, at a general court-martial convened at Fort Bliss, Texas, 1LT Nelson R. Guzman, 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 fraternization on terms of military equality in violation of Articles 128 and 134, UCMJ. The military judge sentenced the accused to be reprimanded, to be confined for 10 months, and to be dismissed from the service. The sentence was consistent with the terms of a plea agreement.

On 15 September 2021, at a general court-martial convened at Fort Carson, Colorado, PFC Tryvon Jones, United States Army, was convicted by a military judge, contrary to his pleas, of one specification of sexual assault of a child, two specifications of sexual abuse of a child, and one specification of aggravated assault in violation of Articles 120b and 128, UCMJ. The military judge sentenced the accused to be reduced to the grade of E-1, to be confined for 13 years 8 months, and to be separated from the service with a dishonorable discharge.

On 15 September 2021, at a general court-martial convened at Joint Base Lewis-McChord, Washington, PFC Terry L. Wilson, United States Army, was convicted by a military judge, pursuant to his pleas, of one specification of desertion and one specification of aggravated assault in violation of Articles 85 and 128, UCMJ. The military judge sentenced the accused to be confined for 200 days, and to be discharged from the service with a bad-conduct discharge. The sentence was consistent with the terms of a plea agreement.

On 20 September 2021, at a general court-martial convened at Fort Wainwright, Alaska, SSG Deangelo J.A. Webster-Williams, United States Army, was convicted by a military judge, pursuant to his pleas, of one specification of possessing child pornography and one specification of distributing 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 21 months, and to be discharged from the service with a bad-conduct discharge. The sentence was consistent with the terms of a plea agreement.

On 24 September 2021, at a general court-martial convened at Wheeler Army Airfield, Hawaii, SGT Marcel Woods, United States Army, was convicted by a military judge, pursuant to his pleas, of one specification of aggravated assault in violation of Article 128, UCMJ. The accused was acquitted of two specifications of manslaughter, one specification of aggravated assault, and one specification of conduct prejudicial to the good order and discipline in the armed forces in violation of Articles 119, 128, and 134, UCMJ. The military judge sentenced the accused to be confined for 6 months, and to be reduced to the grade of E-4. The sentence was consistent with the terms of a plea agreement.

On 24 September 2021, at a general court-martial convened at Joint Base Lewis-McChord, Washington, a Sergeant, United States Army, was acquitted by a military panel composed of officer and enlisted members of one specification of communicating a threat and two specifications of aggravated assault in violation of Articles 115 and 128, UCMJ.

On 28 September 2021, at a general court-martial convened at Camp Humphreys, Republic of Korea, CW5 Shawn M. Marrin, United States Army, was convicted by a military panel composed of officer members, contrary to his pleas, of one specification of abusive sexual contact and one specification of conduct unbecoming an officer and gentleman, in violation of Articles 120 and 133, UCMJ. The military judge sentenced the accused to be confined for 2 months and to be dismissed from the service.

On 28 September 2021, at a special court-martial convened at Fort Bliss, Texas, PV1 Kenneth R. Harrison III, United States Army, was convicted by a military judge, pursuant to his pleas, of one specification of communicating a threat, two specifications of wrongful broadcast or distribution of intimate images of another, and one specification of arson in violation of Articles 115, 117a, and 126, UCMJ. The military judge sentenced the accused to be confined for 7 months and to be discharged from the service with a bad-conduct discharge. The sentence was consistent with the terms of a plea agreement.

On 29 September 2021, at a general court-martial convened at Wheeler Army Airfield, Hawaii, a Private, United States Army, was acquitted by a military panel composed of officer and enlisted members of one specification of sexual assault, and two specifications of assault in violation of Articles 120 and 128, UCMJ.

On 29 September 2021, at a special court-martial convened at Fort Bliss, Texas, a Sergeant, United States Army, was acquitted by a military judge of one specification of attempted larceny of military property of a value less than \$1,000.00, one specification of forgery, and one specification of making a false official statement in violation of Articles 80, 105, and 107, UCMJ.

On 29 September 2021, at a general court-martial convened at Fort Carson, Colorado, SPC Devin M. Mahnke, United States Army, was convicted by a military judge, pursuant to his pleas, of one specification of sexual assault, one specification of assault consummated by a battery, and one specification of wrongful use of a controlled substance in violation of Articles 120, 128, and 112a, UCMJ. 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 dishonorable discharge. The sentence was consistent with the terms of a plea agreement.

### **Fifth Judicial Circuit**

On 21 September 2021, at a general court-martial convened at Rose Barracks, Germany, PFC Josiah E. Johnson, United States Army, was convicted by a military judge, pursuant to his pleas, of one specification of wrongful use of a controlled substance, one specification of rape using unlawful force, and one specification of assault consummated by a battery in violation of Articles 112a, 120, and 128, UCMJ. The accused was acquitted of one specification of attempted murder, one specification of wrongful introduction of a controlled substance, one specification of possession of a controlled substance, and one specification of aggravated sexual assault in violation of Articles 80, 112a, and 120, UCMJ. The military judge sentenced the accused to be reduced to the grade of E-1, to be confined for 6 years, and to be discharged from the service with a dishonorable discharge. The sentence was consistent with the terms of a plea agreement.

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