

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

### **First Judicial Circuit**

On 13 January 2020, at a general court-martial convened at Fort Knox, Kentucky, SPC Brent E. McKee, United States Army, was convicted by a military judge, pursuant to his pleas, of one specification of false official statement, and one specification of possession of child pornography, in violation of Articles 107, and 134, UCMJ. The military judge sentenced the accused to forfeit all pay and allowances, to be confined for 2 months, and to be discharged from the service with a bad-conduct discharge.

On 14 January 2020, at a general court-martial convened at Fort Campbell, Kentucky, a Sergeant First Class, was acquitted by a military judge of two specifications of sexual assault, and two specifications of sexual abuse of a child, in violation of Articles 120, and 120b, UCMJ.

On 15 January 2020, at a special court-martial convened at Fort George G. Meade, Maryland, MSG Matthew Krug, United States Army, was convicted by a military judge, pursuant to his pleas, of two specifications of false official statement, one specification of larceny, and one specification of impersonating a noncommissioned officer, in violation of Articles 107, 121, and 134, UCMJ. The accused was acquitted of one specification of false official statement, and one specification of frauds against the United States, in violation of Articles 107, and 132, UCMJ. The military judge sentenced the accused to be reduced to the grade of E-6.

On 15 January 2020, at a general court-martial convened at Fort Knox, Kentucky, SFC Duggan F. Myron, United States Army, was convicted by a military judge, pursuant to his pleas, of three specification of assault consummated by a battery upon a child, in violation of Article 128, UCMJ. The accused was acquitted 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-4, to be confined for 1 year, and to be discharged from the service with a bad-conduct discharge.

On 16 January 2020, at a general court-martial convened at Fort Drum, New York, 2LT Jesus G. Garcortega, United States Army, was convicted by a military judge, pursuant to his pleas, of three specifications of possession of child pornography, and one specification of distribution of child pornography, in violation of Article 134, UCMJ. The military judge sentenced the accused to be confined for 32 months, and to be dismissed from the service. As part of an offer to plead guilty, a pretrial agreement limited confinement to 16 months.

On 22 January 2020, at a special court-martial convened at Fort Lee, Virginia, PV1 Willie L. Branch, United States Army, was convicted by a military judge, pursuant to his pleas, of one specification of false official statement, one specification of wrongful distribution of intimate visual images, and one specification of simple assault, in violation of Articles 107, 117a, and 128, UCMJ. The military judge sentenced the

accused to be restricted for 90 days to the limits of Fort Lee, Virginia, and to perform hard labor without confinement for 90 days. On 25 February 2020, at a post-trial 39(a) session convened at Fort Eustis, Virginia, the military judge reconsidered, corrected, and announced the sentence for the accused to be restricted for 60 days to the limits of Fort Lee, Virginia, and to perform hard labor without confinement for 90 days.

On 24 January 2020, at a general court-martial convened at Fort Campbell, Kentucky, SGT Erick Allen, United States Army, was convicted by a military panel composed of officer members, contrary to his pleas, of one specification of attempted abusive sexual contact, and one specification of abusive sexual contact, in violation of Articles 80, and 120, UCMJ. The members 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 dishonorable discharge.

### **Second Judicial Circuit**

On 08 January 2020, at a special court-martial convened at Fort Bragg, North Carolina, PFC Cristian J. Murrietta, United States Army, was convicted by a military judge, pursuant to his pleas, of one specification of drunken and reckless operation of a vehicle, one specification of unlawfully carrying a concealed weapon, and one specification of wrongful appropriation of a vehicle, in violation of Articles 113, 114, and 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 14 January 2020, at a special court martial convened at Fort Bragg, North Carolina, SPC Thomas J. Similton, United States Army, was convicted by a military judge, pursuant to his plea, of one specification of failure to obey a lawful regulation, in violation of Article 92, UCMJ. The military judge sentenced the accused to be reduced to the grade of E-3, and to perform 14 days of hard labor.

On 16 January 2020, at a general court-martial convened at Fort Bragg, North Carolina, SSG Rayaldwin C. Balangue, United States Army, was convicted by a military judge, pursuant to his pleas, of one specification of cruelty and maltreatment, and one specification of assault consummated by battery, in violation of Articles 93, and 128, UCMJ. The military judge sentenced the accused to be reduced to the grade of E-1, to be confined for 65 days, and to be discharged from the service with a bad-conduct discharge.

On 21 January 2020, at a special court-martial convened at Fort Bragg, North Carolina, PFC Cody L. Cantrell, United States Army, was convicted by a military judge, pursuant to his pleas, of one specification of failure to obey a lawful order, one specification of drunken operation of a vehicle, and one specification of driving a vehicle more than fifteen miles per hour over the speed limit, in violation of Articles 92, 113, and 134, UCMJ. The military judge sentenced the accused to be reduced to the grade of E-1, and to be confined for 3 days.

On 22 January 2020, at a special court-martial convened at Fort Stewart, Georgia, PFC Isaiah M. Hackworth, 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 reduced to the grade of E-1, to be confined for 121 days, and to be discharged from the service with a bad-conduct discharge.

On 24 January 2020, at a general court-martial convened at Fort Stewart, Georgia, PFC Kemen J. Cross, United States Army, was convicted by a military judge, pursuant to his pleas, of one specification of escaping from custody, one specification of willfully disobeying a superior commissioned officer, one specification of domestic violence, and one specification of disorderly conduct, in violation of Articles 87a, 90, 128b, and 134, UCMJ. The military judge sentenced the accused to be reduced to the grade of E-1, to be confined for 350 days, and to be discharged from the service with a bad-conduct discharge.

On 30 January 2020, at a general court-martial convened at Fort Bragg, North Carolina, SGM Clinton M. Murray, United States Army, was convicted by a military panel composed of officers and enlisted members, contrary to his pleas, of one specification of violation of a lawful general regulation, in violation of Article 92, UCMJ. The accused was acquitted of one specification of cruelty and maltreatment, and one specification of sexual assault, in violation of Articles 93, and 120, UCMJ. The members sentenced the accused to be reduced to the grade of E-8, and to receive a reprimand.

On 30 January 2020, at a general court-martial convened at Fort Bragg, North Carolina, SPC Claudia Davis, United States Army, was convicted by a military judge, pursuant to her pleas, of one specification of drunken operation of a vehicle, and one specification of aggravated assault, in violation of Articles 113, and 128, UCMJ. The accused was acquitted of one specification of attempting to flee the scene of an accident, in violation of Article 80, UCMJ. The military judge sentenced the accused to be reduced to the grade of E-1, to be confined for 6 months and 1 day, and to be discharged from the service with a bad-conduct discharge.

On 31 January 2020, at a special court-martial convened at Fort Bragg, North Carolina, SPC Bryan T. Carter, United States Army, was convicted by a military judge, pursuant to his pleas, of two 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-3, to be confined for 80 days, and to be discharged from the service with a bad-conduct discharge.

### **Third Judicial Circuit**

On 07 January 2020, on remand at a general court-martial convened at Fort Leavenworth, Kansas, SSG Angel M. Sanchez, United States Army, was convicted by a military judge, pursuant to his pleas, of three specifications of abusive sexual contact, in violation of Article 120, UCMJ. Previously, on 24 September 2014, at a general court

martial convened at Fort Leonard Wood, Missouri, SSG Angel M. Sanchez, United States Army, was convicted by a military judge, contrary to his pleas, of four specifications of violation of a lawful general regulation, and four specifications of cruelty and maltreatment, in violation of Articles 92, and 93, UCMJ. Based on both the 2020 and 2014 convictions, the military judge sentenced the accused to be reduced to the grade of E1, to be confined for 54 months, and to be discharged from the service with a dishonorable discharge.

On 09 January 2020, at a special court-martial convened at Fort Riley, Kansas, PV2 Kevin J. Wilson, United States Army, was convicted by a military judge, pursuant to his pleas, of two specifications of absence without leave, one specification of disobeying a commissioned officer, two specifications of larceny, and two specifications of assault, in violation of Articles 86, 90, 121, and 128, UCMJ. The military judge sentenced the accused to be reduced to the grade of E-1, to be confined for 225 days, and to be discharged from service with a bad-conduct discharge.

On 10 January 2020, at a special court-martial convened at Fort Riley, Kansas, PFC Brendan M. Sims, United States Army, was convicted by a military judge, pursuant to his pleas, of two 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, and to be confined for 30 days.

On 14 January 2020, at a special court-martial convened at Fort Sill, Oklahoma, SSG Aaron G. Heard, United States Army, was convicted by a military judge, pursuant to his pleas, of four specifications of failure to obey a general regulation, two specifications of aggravated assault, two specifications of assault consummated by a battery, and one specification of animal abuse, in violation of Articles 92, 128, 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.

On 17 January 2020, at a general court-martial convened at Fort Hood, Texas, 1LT Jonathan Melgarroca, United States Army, was convicted by a military judge, pursuant to his pleas, of one specification of larceny of government property, one specification of transporting explosive materials in violation of 18 U.S.C. 842(a)(3)(A), and one specification of conduct unbecoming an officer and gentleman, in violation of Articles 121, 133, and 134, UCMJ. The military judge sentenced the accused to be confined for 6 months, and to be dismissed from the service.

On 21 January 2020, at a general court-martial convened at Fort Riley, Kansas, SPC Mitchell H. Mele, United States Army, was convicted by a military judge, pursuant 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, and one specification of extramarital sexual contact, in violation of Articles 120, and 134, UCMJ. The military judge sentenced the accused to be reduced to the grade of E-1, to forfeit of all pay and allowances, to be confined for 14 months, and to be discharged from the service with a dishonorable discharge.

On 22 January 2020, at a general court-martial convened at Fort Polk, Louisiana, SPC Larry P. Vass, United States Army, was convicted by a military judge, pursuant to his pleas, of three specifications of violating a lawful order, one specification of child endangerment, one specification of assault consummated by a battery upon a child, one specification of adultery, and one specification of extramarital sexual conduct, in violation of Articles 92, 119b, 128, and 134, UCMJ. The military judge sentenced the accused to be confined for 9 months, and to be discharged from the service with a bad-conduct discharge.

On 23 January 2020, at a general court-martial convened at Fort Leonard Wood, Missouri, PVT Luis M. Colon-Rodriguez, United States Army, was convicted by a military judge, pursuant to his with his plea, of one specification of disobeying a lawful order, in violation of Article 92, UCMJ. Contrary to his pleas, the accused was convicted by a military panel composed of officers and enlisted members, of one specification of aggravated assault, one specification of assault consummated by battery, and one specification of domestic abuse, in violation of Articles 90, 128, and 128b, UCMJ. The accused was acquitted of one specification of communicating a threat, one specification of aggravated assault, two specifications of assault consummated by battery, and two specifications of domestic abuse, in violation of Articles 115, 128, and 128b, UCMJ. The members sentenced the accused to forfeit all pay and allowances, to be confined for 180 days, and to be discharged from the service with a bad-conduct discharge.

On 28 January 2020, at a general court-martial convened at Fort Riley, Kansas, SPC Charlie S. Garcia, 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 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 29 January 2020, at a general court-martial convened at Fort Polk, Louisiana, a Private First Class, was acquitted by a military judge of two specifications of sexual assault, in violation of Article 120, UCMJ.

On 29 January 2020, at a general court-martial convened at Fort Hood, Texas, SPC Javanta M. Raspberry-Bennett, United States Army, was convicted by a military judge, contrary to his plea, of one specification of rape, in violation of Article 120, UCMJ. The accused was acquitted of one specification of disorderly conduct, 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 35 years, and to be discharged from the service with a dishonorable discharge.

On 30 January 2020, at a general court-martial convened at Fort Hood, Texas, PVT Cristian Figueroa, United States Army, was convicted by a military judge, pursuant to his pleas, of three specifications of wrongful use of a controlled substance, one specification of wrongful possession of a controlled substance, one specification of communicating a threat, one specification of possessing child pornography, one

specification of producing child pornography, and one specification of distributing child pornography, in violation of Articles 112a, 115, and 134. The military judge sentenced the accused to be confined for 29 months, and to be discharged from the service with a bad-conduct discharge.

#### **Fourth Judicial Circuit**

On 07 January 2020, at a general court-martial convened at Fort Carson, Colorado, SGT Michael L. Seipke, United States Army, was convicted by a military judge, pursuant to his pleas, of one specification of sexual abuse of a child, one specification of possession of child pornography, one specification of distribution of child pornography, and one specification of production 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 be confined for 8 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 07 January 2020, at a special court-martial convened at Joint Base Lewis-McChord, Washington, SGT Daniel L. Toefula, United States Army, was convicted by a military judge, contrary to his plea, of one specification of communicating a threat, in violation of Article 115, UCMJ. The accused was acquitted of one specification of missing movement, and one specification of willfully disobeying a superior commissioned officer, in violation of Articles 87, and 90, UCMJ. The military judge sentenced the accused to be reduced to the grade of E-3, and to perform 45 days of hard labor without confinement.

On 10 January 2020, at a general court-martial convened at Schofield Barracks, Hawaii, a Staff Sergeant, was acquitted by a military panel composed of officers and enlisted members of four specifications of abusive sexual contact, in violation of Article 120, UCMJ.

On 11 January 2020, at a general court-martial convened at Joint Base Lewis-McChord, Washington, SPC Dannie L. Powell Jr., United States Army, was convicted by a military panel composed of officers and enlisted members, contrary to his plea, of one specification of sexual assault, in violation of Article 120, UCMJ. The accused was acquitted of one specification of the wrongful use of a controlled substance, in violation of Article 112a, UCMJ. The members sentenced the accused to be reprimanded, to be reduced to the grade of E-1, to forfeit all pay and allowances, to be confined for 48 months, and to be discharged from the service with a dishonorable discharge.

On 14 January 2020, at a general court-martial convened at Fort Bliss, Texas, SPC Zackary T. Eberhardy, United States Army, was convicted by a military judge, pursuant to his pleas, of one specification of possession of 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 36 months, and to be discharged from the service with a bad-conduct discharge.

On 15 January 2020, at a general court-martial convened at Joint Base Lewis-McChord, Washington, a Specialist, was acquitted by a military panel composed of officers and enlisted members of two specifications of child endangerment, in violation of Article 134, UCMJ.

On 15 January 2020, at a general court-martial convened at Camp Humphreys, Republic of Korea, 1LT Angel Lopez, was convicted by a military judge, contrary to his plea, of one specification of conduct unbecoming an officer, in violation of Article 133, UCMJ. The accused was acquitted of two specifications of cruelty and maltreatment, one specification of communicating a threat, and one specification of assault consummated by a battery, in violation of Articles 93, 115, and 128, UCMJ. The military judge sentenced the accused to be reprimanded.

On 16 January 2020, at a general court-martial convened at Fort Bliss, Texas, a Specialist, was acquitted by a military panel composed of officers and enlisted members of one specification of attempted abusive sexual contact, one specification of indecent exposure, and one specification of assault consummated by a battery, in violation of Articles 80, 120c, and 128, UCMJ.

On 16 January 2020, at a special court-martial convened at Schofield Barracks, Hawaii, SPC Luis A. Cruzortiz, United States Army, was convicted by a military judge, pursuant to his pleas, of one specification of willfully disobeying a superior commissioned officer, and one specification of wrongful use of a controlled substance, in violation of Articles 90, and 112a, UCMJ. The accused was acquitted of two specifications of willfully disobeying a superior commissioned officer, and three specifications of wrongful use of a controlled substance, in violation of Articles 90, and 112a, UCMJ. The military judge sentenced the accused to be reduced to the grade of E-1, to forfeit \$1,200.00 pay per month for 2 months, and to be confined for 3 months.

On 23 January 2020, at a general court-martial convened at Joint Base Elmendorf-Richardson, Alaska, PV2 Joshua A. Findlayter, United States Army, was convicted by a military judge, pursuant to his pleas, of one specification of striking a noncommissioned officer, and two specifications of wrongfully communicating a threat, in violation of Articles 91, and 115, UCMJ. Contrary to his pleas, the accused was convicted by a military judge of one specification of aggravated assault, in violation of Article 128, UCMJ. The military judge sentenced the accused to be reduced to the grade of E-1, to be confined for 15 months, and to be discharged from the service with a bad-conduct discharge.

On 23 January 2020, at a general court-martial convened at Camp Humphreys, Republic of Korea, a Private, was acquitted by a military judge of one specification of sexual assault, three specifications of assault consummated by a battery, one specification of adultery, in violation of Articles 120, 128, and 134, UCMJ.

On 24 January 2020, at a general court-martial convened at Fort Bliss, Texas, SGT Hector L. Lopez Jr., United States Army, was convicted by a military panel composed of

officers and enlisted members, contrary to his pleas, of one specification of sexual assault, and one specification 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, to forfeit all pay and allowances, to be confined for 1 year, and to be discharged from the service with a dishonorable discharge.

On 24 January 2020, at a special court-martial convened at Fort Wainwright, Alaska, a Specialist, was acquitted by a military judge of two specifications of assault consummated by a battery, in violation of Article 128, UCMJ.

On 24 January 2020, at a general court-martial convened at Schofield Barracks, Hawaii, PFC Demarcus J. Miles, United States Army, was convicted by a military judge, pursuant to his pleas, of six specifications of sexual assault 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 5 years, and to be discharged from the service with a dishonorable discharge.

On 25 January 2020, at a general court-martial convened at Joint Base Lewis-McChord, Washington, SPC Bryce T. Bryant, 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 sexual assault, three specifications of abusive sexual contact, and one specification of assault consummated by a battery, in violation of Articles 120, and 128, UCMJ. The military judge sentenced the accused to be reduced to the grade of E-3.

On 28 January 2020, at a general court-martial convened at Schofield Barracks, Hawaii, MSG Theodore C. Nalezynski, United States Army, was convicted by a military panel composed of officers and enlisted members, contrary to his pleas, of one specification of attempted sexual abuse of a child, and one specification of indecent language, in violation of Articles 80, and 134, UCMJ. The members 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 dishonorable discharge.

On 30 January 2020, at a general court-martial convened at Joint Base-Lewis-McChord, Washington, a Sergeant, was acquitted by a military panel composed of officer members of two specifications of abusive sexual contact, one specification of indecent recording, and two specifications of assault consummated by a battery, in violation of Articles 120, 120c, and 128, UCMJ.

On 31 January 2020, at a general court-martial convened at Fort Bliss, Texas, MAJ Brian V. Cashin Jr, United States Army, was convicted by a military panel composed of officer members, contrary to his pleas, of one specification of assault consummated by battery, and one specification of obstructing justice, in violation of Articles 128, and 134, UCMJ. The accused was acquitted of two specifications of rape, and two specification of assault consummated by battery, in violation of Article 120, and 128, UCMJ. The

members sentenced the accused to be confined for 14 days, and to be dismissed from the service.

On 31 January 2020, at a general court-martial convened at Joint Base Lewis-McChord, Washington, SPC Casey J. Williamson, United States Army, was convicted by a military judge, pursuant to his pleas, of two specifications of aggravated assault with a dangerous weapon, in violation of Article 128, UCMJ. The military judge sentenced the accused to be reduced to the grade of E-1, to be confined for 39 months, and to be discharged from the service with a bad-conduct discharge.

On 31 January 2020, at a special court-martial convened at Schofield Barracks, Hawaii, SPC Cole B. Neely, United States Army, was convicted by a military judge, pursuant to his pleas, of four specifications of willfully disobeying a superior commissioned officer, and three specifications of wrongful use of a controlled substance, in violation of Articles 90, and 112a, UCMJ. The military judge sentenced the accused to be reduced to the grade of E-1, to forfeit \$1,000.00 pay per month for 3 months, and to be confined for 4 months.

### **Fifth Judicial Circuit**

On 22 January 2020, at a special court-martial convened at Vilseck, Germany, SGT Augustine B. Delaire, United States Army, was convicted by a military judge, pursuant to his pleas, of one specification of leaving the scene of a vehicle accident, and one specification of reckless operation of a vehicle, in violation of Articles 111, and 113, UCMJ. The military judge sentenced the accused to be reduced to the grade of E-4, and to be confined for 45 days.

On 30 January 2020, at a general court-martial convened at Wiesbaden, Germany, SSG Jonathan Hoffman, United States Army, was convicted by a military judge, pursuant to his pleas, of one specification of assault, and one specification of adultery, in violation of Articles 128, and 134, UCMJ. The accused was acquitted of two specifications of wrongfully possessing child pornography, in violation of Article 134, UCMJ. The military judge sentenced the accused to forfeit \$2000.00 pay per month for 5 months, and to be confined for 6 months.

On 30 January 2020, at a general court-martial convened at Vicenza, Italy, SPC Brian K. Hollenbeck, United States Army, was convicted by a military judge, contrary to his plea, of one specification of sexual assault, 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 36 months, and to be discharged from the service with a dishonorable discharge.

On 31 January 2020, at a special court-martial convened at Wiesbaden, Germany, PV2 Fred L. Burgess Jr., United States Army, was convicted by a military judge, pursuant to his pleas, of one specification of desertion, and one specification of absence without leave, in violation of Articles 85, and 86, 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. As part of an offer to plead guilty, a pretrial agreement limited confinement to 6 months.

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