For use of this for	DCEEDINGS UNI			15 XENT DAY
3	orm, see AR 27-10; the p		.G. <u>4.3</u>	5:7 (x6)
See Note NAME GRADE	s on Reverse Before	Completing Form	PAY (R	asic & Sea/Foreign)
NAME	55/4			
1. I am considering whether you should be punished ur	der Article 15 UCML f	or the following misco	nduct: 1/ In that you	u. did. at or
near on or about 20 August 2003,				inting at him
with a dangerous weapon, to wit: a loaded	firearm. This is a v	iolation of Art. 128 SHEET		
2. You are not required to make any statements, but martial. You have several rights under this Article 15 or not you will be punished. I will not impose any poffense(s). You may ordinarily have an open hearing witnesses or other evidence to show why you should (matters of extenuation and mitigation). I will, consity pe and amount of punishment I will impose. If y the right to demand trial by court-martial instead.	ounishment unless I am g before me. You may In't be purished at all	request a person to s	easonable doubt that peak on your behalf. or why punishment sh	You committed into You may present hould be very light
located at USATDS, DSE,		You now have 48 h	ours to decide what	
DATE 12 Dec 2003 NAME, GRADE, AND ORGANIZA	TION OF COMMANDER		SIGNATURE	The state of the s
TIME 1030 krs	corned desires	e as follows: /Initial -	propried blocks date	and sign
3. Having been afforded the opportunity to consult with a. Lidemand trial by court-martial.	counsel, my decision ar	e as lonows. (Initial af	ургоргал е вюска, аале	, una signj
b. do not demand trial by court, martial an	d in the Article 15 proce	edings:		
(3) Matters in defense, mitigation, and/or extenuation:	d, (2) A person to speal Are not presen	in my behalf ted Will be p	Is s not requiresented in person	lested. Are
DATE NAME AND GRADE OF SERVICE	MEMBER		SAC VALUE OF SAC	74.
4. In a(n) Open Closed hearing 3 all	matters presented in defe	ense mitigation and/or	extenuation having b	een
considered, the following punishment is imposed: ^{5/6} /	To forfeit	per month for	two months.	-
volisiaoroa, mo roi,o iring pamoinion io iniproven		- :	,	
5. I direct the original DA Form 2627 be filed in the 6. You are advised of your right to appeal to the time may be rejected as untimely. Punishment is effective DATE NAME, GRADE, AND ORGANIZATE 12Dec 03	Cdr, CJTF-7 ve immediately unless of	within 5 caler herwise stated above.	fiche of the OMPF. ^{7/} dar days. An appeal n	
7. (Initial appropriate block, date, and sign) a. [[[]]] I do not appeal b. I appeal and	do not submit additional	matters ^{8/9/} c. [I appeal and	submit additional
a. High Vdo not appeal b. I appeal and		matters ^{8/9/} c. [
a. [15] I do not appeal b. I appeal and DATE / 20 3 NAME AND GRADE OF SERVICE	MEMBER	matters ^{8/9/} c. [I appeal and	
a. [45] No not appeal b. I appeal and DATE NAME AND GRADE OF SERVICE	MEMBER	matters ^{8/9/} c. [I appeal and	
a. Holdo not appeal b. I appeal and DATE NAME AND GRADE OF SERVICE 8. I have considered the appeal and it is my opinion that	MEMBER:	matters ^{8/9/} c. [I appeal and matters ^{8/9/}	
a. High volonot appeal b. I appeal and DATE NAME AND GRADE OF SERVICE 18. I have considered the appeal and it is my opinion that	MEMBER:	matters ^{8/9/} c. [I appeal and	
a. Who not appeal b. I appeal and DATE DATE NAME AND GRADE OF SERVICE 8. I have considered the appeal and it is my opinion that NAME AND GRADE OF JUDGE AND	MEMBER:	matters ^{8/9/} c. [I appeal and matters ^{8/9/}	
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DATE NAME AND GRADE OF SERVICE NAME AND GRADE OF SERVICE NAME AND GRADE OF JUDGE AND ORGANIZAT NAME, GRADE, AND ORGANIZAT	MEMBER : DVOCATE the appeal is:		I appeal and matters ^{3/9/} Signature	submit additional
DATE NAME AND GRADE OF SERVICE NAME AND GRADE OF SERVICE NAME AND GRADE OF SERVICE NAME AND GRADE OF JUDGE AND ORGANIZAT NAME, GRADE, AND ORGANIZAT	MEMBER : DVOCATE the appeal is:		I appeal and matters ^{3/9/} Signature	submit additional
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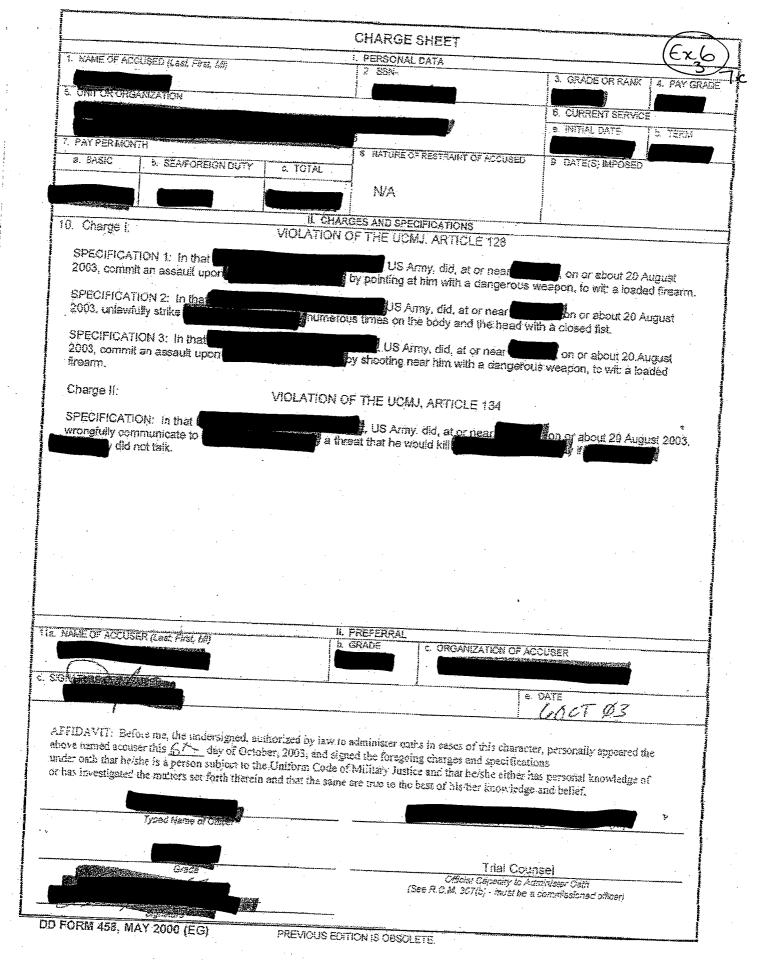


DA FORM 2627, PERTAINING TO

Item 1, Continued:

In that you, did, at or near one on or about 20 August 2003, unlawfully strike numerous times on the body and the head with a closed fist. This is a violation of Art. 128, UCMJ.

In that you, did, at or near some on or about 20 August 2003, wrongfully communicate to a threat that you would kill by if you would kill you



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Typed Name of Commender				and the second second	
			Organ	lization of Compander	
See	RY SHAME BY COL	The seasons of			
S. S. Sandara and S. Sandara and S. S. Sandara a	BY SUMMARY COU	KI-MAKHAL GON	VENING AUTH	ORITY	
The aworn charges were received athour	78,		_2003 at		
	. •	•	\$	Designation of Comme	nd or
ificer Exercising Summary Court-Martiel Jurisdiction (Se	#RCM 200		,		
		FOR THE			
		•	<u> </u>		
Typed Name of Officer			A-2-1613		
			Ownser Offi	scily of Diffeer Digning	
Grade					
•					
72	·				
Signative	V RESEDUAL CO	01807			
DESIGNATION OF COMMAND OF CONVENING A	V. REFERRAL; SEA	PLACE	58	č DATE	
	i verange			C DNIE	
arecistrate to the Southmette	d convened by				
errector real to the Court-mentice	d convened by				
	d convened by	. subject to	the following ins	sirections; ²	
		. Subject to	the following tree	irvalone:²	
		. Subject to	the following inc	ilructions: ²	
	26	. subject to	the following ins	irudione. ²	
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Tytod Name of Officer Grans Symptoms 20	20 Constraint or Octor	Q	Officer Capacil		
Tytod Name of States	20 Constraint or Octor	Q	Official Capacil	v of Officer Secting	
Tytod Name of Officer Grans Symptoms 20	20 Constraint or Octor	Q	Officer Capacil	v of Officer Secting	

		CHARGE SHE	- <u> </u>		(Ex
	<u>.</u>	PERSONAL DATA		J	3
NAME OF ACCUSED (Last, First, MI)		2. SSN		3. GRADE OR RANK	4. PAY GRADE
<u> </u>					
UNIT OR ORGANIZATION			1.	6. CURRENT SERVICE	
				a. INITIAL DATE	b. TERM
	The state of the s				
PAY PER MONTH		8. NATURE OF RE	STRAINT OF ACCUSED	9. DATE(S) IMPOSED	
a. BASIC b. SEA/FOREIGN DUTY	c. TOTAL				
		RGES AND SPECIF			
). CHARGE I:	VIOLATION OF	THE UCMU, ART	ICLE 120		
SPECIFICATION: In that	US	. Army, did, at	, on c	or about 20 August 2003	, commit
an assault upon by s.	hooting near his head	with a dangerou	weapon likely to pro	duce death or grievous	oodily
harm, to wit: a loaded firearm.	· · · · · · · · · · · · · · · · · · ·		a force		
	•		· ····································		
		•			
CHARGE II:	VIOLATION OF	THE UCMI, AR	TICLE 134 (THREA	I, COMMUNICATING)
OHNOD E.		_			
SPECIFICATION: In that		S. Army, did, at	, on c	or about 20 August 2003	7
wrongfully communicate to	a threat to ki	li nim.		•	
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		•			
				•	
		III. PREFERRAL	<u> </u>		
1a. NAME OF ACCUSER (Last, First, MI)		b. GRADE	c. ORGANIZATION C	F ACCUSER	
TALLIE OF ACCOUNTY (Last, 1 was, 1.11)	÷*	1			
SIGNATURE OF ACCUSER				e DATE	
4					
AFFIDAVIT: Before me, the undersi	igned, authorized by la	aw to administer of	aths in cases of this cha	racter, personally appear	ed the
		2003 and	gioned the toregoing ci	Targes and Specifications	
under oath that he/she is a person sub or has investigated the matters set for	ject to the Unitorm Co	same are true to th	e best of his/her know	edge and belief.	y
or has investigated the matters set for	m morom and mar mo				
				j	
Typed Name of O	fficer		Organiza	tion of Officer	
Grade			Official Capacit	y to Administer Oath	
			(See R.C.M. 307(b) - mu	ist be a commissioned officer	7
Signature					
DD FORM 458, MAY	2000	PRÉVIOUS EDITIC	N IS OBSOLETE.		

was and the second of the seco	the absence of the property and of the property as
n, 2003, the accused was informed of the accused was informed of the accuser(s) known to me (See R.C.M. 308 (a)). (See R.C.M. 308 if not	the charges against him/her and of the fialthe(3) or
is accusents) thrown to the foce A. O. W. 300 (a)). Toco A. O. W. 300 ii hou	micanon camor de made.
Typed Name of Immediate Commander	Organization of Immediate Commander
Grade	
Signature	
	RT-MARTIAL CONVENING AUTHORITY
he sworn charges were received at hours,	2003 at
	Designation of Command or
	beignated of Command of
ficer Exercising Summery Court-Martial Jurisdiction (See R.C.M. 403)	
	FORTHE
	Commanding
Typed Name of Officer	Official Capacity of Officer Signing
Create	
Grade	
Signature	
V. REFERRAL; S	
	ERVICE OF CHARGES b. PLACE c. DATE
a. DESIGNATION OF COMMAND OF CONVENING AUTHORITY	
a. DESIGNATION OF COMMAND OF CONVENING AUTHORITY	
a. DESIGNATION OF COMMAND OF CONVENING AUTHORITY	
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eferred for trial to the	03 subject to the following instructions: ²
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a. DESIGNATION OF COMMAND OF CONVENING AUTHORITY eferred for trial to the court-martial convened by By Command or Or Typed Name of Officer Grade Signature	of Official Capacity of Officer Signing
a. DESIGNATION OF COMMAND OF CONVENING AUTHORITY eferred for trial to the court-martial convened by By Command or Or Typed Name of Officer Grade Signature Ön , 20 03 , 1 (caused to	of Official Capacity of Officer Signing Dely served a copy hereof on (each of) the above named accused.
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DD FORM 458, MAY 2000

PREVIOUS EDITION IS OBSOLETE.



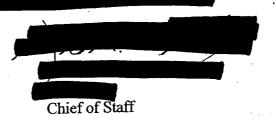
DEPARTMENT OF THE ARMY

12 October 2003

MEMORANDUM FOR RECORD

Subject: Local Suspension of Security Clearance and Access

- 1. The access to TS/SCI for the following individual is locally suspended pending Court Martial:
- 2. Due to mission requirements, the above individual will retain his SECRET/NOFORN access. The individual is deployed with Task Force Ironhorse and will require the clearance for Operation Iraqi Freedom.
- 3. Upon completion of the investigation and the outcome of the pending legal action, the suspension will either be lifted or formally forwarded to the Central Clearance Facility.
- 3. POC this memorandum is



For use	of this form, see AR 60	ORABLE PERSONN OO-8-2; the proponent agen	EL ACTIONS (FLAG) cy is MILPERCEN.	(
1. NAME (Last, First, MI)	SECTION 1 - A	ADMINISTRATIVE DA	ГА	(FX
æ		2. SSN	3. RANK	
	Not on active duty	On ADT	5. ETS/ESA/MRD	
. UNIT ASSIGNED AND ARMY MAJOR COM	MAND			
		·	7. STATION (Geographical local	ition)
. PSC CONTROLLING FLAGGING ACTION AN	ID TELEPHONE NUMBE	ρ		
THIS ACTION IS TO:			·	
Initiate a flag (Sections II and V only)	Trans (Sect	efer a flag ions III and V only)	Remove flag	
		·	(Sections IV and V	only)
A FLAG IS INITIATED, EFFECTI	VE 20 September	- INITIATE A FLAG		
	- 20 September	FOR THE FOL	LOWING REASON:	
NON-TRANSFERABLE			TRANSFERABLE	
Adverse action (A)			APFT failure (J)	
Elimination - field initiated	(B)		AFFI fallure (J)	
Removal from selection lis			Weight control program (k	<)
Referred OER (D)				
Security violation (E)				
HQDA use only - eliminatio	n or removal from selec	tion list (F)		
	SECTION III - T	RANSFER A FLAG		
A FLAG IS TRANSFERED FOR THE	FOLLOWING REASON	:		
Adverse action - HQDA dire				
			APFT failure (J)	÷
Adverse action - punishment	t phase (H)		Weight control program (K)	
Supporting documents attached?	Yes [No	. 3 (14)	
	SECTION IV D	EMONE A TO	·	
A FLAG IS REMOVED, EFFECTIVE		EMOVE A FLAG		
		FOR THE FOLLOV	VING REASON:	
Case closed favorably (C)		Soldier tra	ansferred to a different Army compone d while case in process <i>(destroy case</i>	ent or
Disciplinary action taken (D)		Other fina	action (E)	rile) (E)
UTION	SECTION V - AU	THENTICATION		
Unit Commander 1 - F&AO				·
	dilling Unit (transfor #-	10 006.1		
1 - Commander, g RANK, TITLE, AND ORGANIZATION		GNATUBE A	DATE	

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DEPARTMENT OF THE ARMY U.S. Army Trial Defense Service

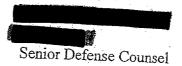
AFZF-JA-TDS

24 October 2003

MEMORANDUM FOR

SUBJECT: Article 32(b) Investigation Delay Request --

- 1. The defense requests a delay in the Article 32 investigation from 1 Nov 03 to 10 Nov 03.
- 2. The reason for the delay is to allow the recently retained civilian defense counsel adequate time to appear and prepare for the hearing. On or about 19 Oct 2003, retained that the present at the Article 32 hearing. I have spoken to and he can be in our AO on or about 10 Nov 2003. I will send the Trial Counsel the necessary information to arrange travel.
- 3. The defense will be credited with the delay.
- 4. POC is the undersigned at
- 5. I certify that a copy of this was served, via email, on the trial counsel and the Article 32 officer on 23 October 2003.





DEPARTMENT OF THE ARMY



REPLY TO ATTENTION OF

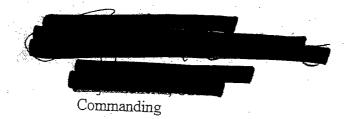


SUBJECT: Delegation of Authority to Exercise Article 15, UCMJ, Powers

1. Pursuant to AR 27-10, paragraph 3-7 c., I hereby delegate to you the authority to exercise Article 15, UCMJ, powers to assist you in disposing of suspected offenses committed by the following soldiers:



- 2. You may exercise any power that I possess under Article 15, UCMJ, however, you are not required to take any specific action.
- 3. This delegation will remain effective until you take action, if any, but not later than 18 October 2003.



			<u> </u>	Ex 6,
	RECORD OF PROCEED	INGS UNDER ARTIC	LE 15, UCMJ	
	For use of this form, see	AR 27-10; the proponent age	ncy is TJAG.	<u> </u>
NAME	See Notes on Re	verse Before Completing 1	Form	*
	SIN	8 UNIT		PAY (Basic & Sea/Foreign
1. I am considering whether you	should be punished under Article	15 HCD (1 6 7)		
in that you did, at of healt	On or about 20 August 2	2003 unlawfully strike	wing misconduct: 1/	
with a closed fist. This is in vio	plation of Art. 128, UCMJ.	coos, umawining suike		on the body and head
2. You are not required to make You have several rights under this will be punished. I will not impose You may ordinarily have an open other evidence to show why you sextenuation and mitigation). I will of punishment I will impose. 2/ If by court-martial instead. 3/ In decilocated at NAME. GRADE TIME 1.5/3 3. Having been afforded the opportation of the court in the	any statements, but if you do, the starticle 15 proceeding. First I was any punishment unless I am conhearing before me. You may rechouldn't be punished at all (mattill consider everything you preser you do not want me to dispose of iding what you want to do you has any of tunity to consult with counsel, my urt-martial. AND ORGANIZATION OF COMMAND tunity to consult with counsel, my urt-martial. Dependent of the counsel of the counsel of the counterpart of the cou	y decisions are as follow: y decisions are as follow: person to speak on the proceedings: y decisions are as follow: person to speak in my be a not presented	ave not yet made a decision able doubt that you commit your behalf. You may prunishment should be very It I will impose punishment under Article 15, you have the legal counsel we 48 hours to decide what SIGNATURE (Initial appropriate block that Is Will be presented in personal signature	a trial by court-martial. In whether or not you ted the offense(s). esent witnesses or ight (matters of tor the type and amount the right to demand to you want to do. 4/ as, date, and sign) Is not requested. In Are
Reduction to E2, suspended to b months.	be automatically remitted if not	vacated by 8 April 2004	, Forfeiture of \$250.00 p	pay per month for two
Reduction to E2, suspended to b months. I direct the original DA Form 26.	be automatically remitted if not	vacated by 8 April 2004	, Forfeiture of \$250.00 p	pay per month for two
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	RECORD OF PROCEEDING	7-10: the property	5, UCMJ
14145	See Notes on Reverse	Before Completing Form	TJAG.
AME	GRADE SSN	UNIT	
		5.	PAY (Busic & Seut)
 I am considering whether 	you should be punished under Article 15,	LICOLT C	
n that you did, at or near	you should be punished under Article 15, on or about 20 August 2003, lation of Art 128 HCMI	OCMJ, for the following	misconduct: 1/
closed fist. This is in vio	on or about 20 August 2003 lation of Art. 128, UCMJ.	, unlawfully strike	on the body and
You may ordinarily have an other evidence to show why yxtenuation and mitigation). If punishment I will impose y court-martial instead 3/ Instead at NAME, GF NAME, GF NAME, GF NAME, GF NAME and I request the hearing be Matters in defense, mitigat ched.	nake any statements; but if you do, they may this Article 15 proceeding. First I want you may request when the short in this Article 15 proceeding. First I want you may request you shouldn't be punished at all (matters of I will consider everything you present before I will consider everything you present the provider everything you present the present the provider everything you present the provider everything	ced beyond a reasonable do a person to speak on your f defense) or why punishmore deciding whether I will report of misconduct under right to consult with legal You now have 48 lessions are as follow: (Initial proceedings:	behalf. You may present wimesses or ment should be very light (matters of I impose punishment or the type and any Article 15, you have the right to dema I counsel mours to decide what you want to do.4/
3 Oct 23			SIGNATURE .
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DA FORM 2627. AUG 84

DA

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006957 ORIGINAL

REPORT	TO SUSPEND FAVO For use of this form, see AR 60	00-8-2; the proponent age	ncy is MILPERCEN. $(£x6,3)$
215.20	SECTION 1 - A	ADMINISTRATIVE DA	ATA
. NAME (Last, First, MI)		2. SSN	3. RANK
On active duty	Not on active duty	On ADT	S. ETS/ESA/MRD
LINIT ASSIGNED AND ASMY MALE			7. STATION (Geographical location)
. THIS ACTION IS TO:			
	-		,
(Sections II and V on	y) [Sec	nsfer a flag ctions lil and V onlyj	Remove flag (Sections IV and V only)
	SECTION I	I - INITIATE A FLAG	
O. 🔲 A FLAG IS INITIATED	. EFFECTIVE 23 SEP :	2003 FOR THE F	OLLOWING REASON:
NON-TRANS	FERABLE		TRANSFERABLE
Adverse action	(A)		APFT failure (J)
Elimination - fie	eld initiated (B)		Weight control program (K)
Removal from	selection list - field initiated (C)		
Referred DER (D)		•
Security violati	හෝ (E)		
HQDA use only	- alimination or removal from se	election list (F)	<u> </u>
	SECTION III	- TRANSFER A FLAG	
A FLAG IS TRANSFER	ED FOR THE FOLLOWING REAS		
	- HQDA directed reassignment (APFT failure (J)
Adverse action	(H) essig sneartainuq -		Weight control program (K)
Supporting documents	attached? Yes	Mo	
	SECTION IV	- REMOVE A FLAG	
A FLAG IS REMOVED.			LLOWING REASON:
Case closed favor	orably (C)	Sold disc	iler transferred to a different Army component or herged while case in process <i>(destroy case file)</i> (E)
Disciplinary action	on taken (D)	Othe	er final action (E)
	SECTION V -	AUTHENTICATION	
· ·	=8.AQ		
ME, BANK, TITLE, AND ORGANIZAT	Commander, gaining unit <i>(transi</i>		
THE STREET OF THE STREET AT	*	SIGNATURE	DATE
FORM 268, JUN 87			

USAPPO V2.00

(Ex.6)

ARTICLE 15 SCRIPT

Introduction

ADC(S): my purpose today is to determine whether you are guilty of the offense listed on your Article 15: assault of the control of the contr

Maximum Punishment and Filing

ADC(S): If I find you guilty, then I will also decide upon an appropriate punishment. The maximum punishment that I can impose is:

- 1. Reduction to Private (E-1).
- 2. Forfeiture of 1/2 month's pay per month for two months.
- 3. Extra duty for 45 consecutive days.
- 4. Restriction for 60 days but if extra duty and restriction are combined restriction my not exceed 45 days.
- 5. A written or oral reprimand or admonition.

Right to Attorney

ADC(S): Have you consulted with a defense lawyer about your case?

Accused: [Response]

ADC(S): Did you complete this form as indicated?

Accused: [Response]

Right to Present Evidence

ADC(S): I have already reviewed the same evidence that you were provided. Do you have any additional evidence or anything you would like to say at this time?

Accused [Response]

Findings and Punishment

[The standard of proof is the same at an article 15 as it is at a court-martial. If you are convinced beyond a reasonable doubt that the accused is guilty of the offenses make a finding of guilty. If you are not convinced beyond a reasonable doubt, you should make a finding of not guilty.]

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If Finding of Not Guilty

ADC(S): I have considered all of the evidence presented. I am not convinced beyond a reasonable doubt that you are guilty of these offenses. Therefore, these proceedings are terminated and no punishment will be imposed. [Counsel the soldier as desired] You are dismissed.

If Finding of Guilty

ADC(S): I have considered all the evidence presented. I am convinced beyond a reasonable doubt that you are guilty of the offense of assault. I have considered all matters presented in defense, mitigation, and extenuation, and I impose the following punishment:

. * -	be reduced to Private (E-3) (E-2) (E-1) forfeit \$ pay per month for (one month) (two months). [Maximum forfeiture is as follows:	
	E4: \$882.65 pay per month for two months. E3: \$614.45 pay per month for two months.* E2: \$695.00 pay per month for two months.* E1: \$625.40 pay per month for two months.* *Even if the soldier's reduction is suspended.]	h
3. To days.	perform extra duty for consecutive days. [Maximum length of extra duty is 4	15

4. To be restricted to the limits of company area, place of duty, place of worship, medical facility, dental facility, and dining facility, for _______ days.

[Maximum length of restriction is 60 days, but if extra duty and restriction are combined restriction my not exceed 45 days.]

5. (Give oral reprimand/admonition) or written reprimand/admonition.

NOTE: Suspension. You may suspend any punishment for a period not to exceed 180 days. <u>Ie.g., If administered on 23 Jan, maximum end date would be 21 Jul</u> 031 If you suspend any punishment, give an exact date for the suspension to terminate.

Format:	(All) (The Following) punishment(s)		1
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-			,	
(is) (are) suspen	ded until			
•				

Please do not write the punishment on the Article 15 form. The JA will type in the punishment as recorded on this worksheet.

Appeal Rights

ADC(S): You are advised of your right to appeal this Article 15 to the 4th Infantry Division (Mechanized) Commanding General within 5 calendar days.

Conclusion and Signature

ADC(S). Do you have anything you wish to add?

Accused: [Response]

ADC(S): You are dismissed to wait outside my office for further instructions.

[Date and sign in Block 6 of the DA Form 2627, check that blocks 4 and 5 have been completed.]



sin writing a statement the truth and nothing, but the truth I feel there are initigating circumstagrees that need to be heard by the reviewing official Altoch I'm there of war pu that what he did was wreng of the time I had to idea it was wheated. The versor I'm string this to become there was an interreptor present who is trained in the est of interrogeting and so the translater began striking the obtainer and sou that the interestor soil rothing I tought that up primal proper procedure while interesting an EPHysic we sterted striking the product The interroops and translates too his when to strike the individual & I cassumed that who the form since we've never ben present restrict a intervention, price to this increent, and I'm jet mind in the are seen that cost truly by them to the one which is a think is THE DRIVEY THE SHOW IN STATES getting Killien and its oversthere in the patheetic care I tought what I was being at the time could since and 14.5. states from deting housed up passal, titled and and the think the support who see have her killed where my BN CMDR. 006962



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A people who worked the Gume Jail we've also present () & striking the present () & striking the president as we've I assumed this was portrain proceedings of any Jail.

RECORD OF PROCEEDINGS UNDER ARTIC	DE 15 TOME	
For use of this form, see AR 27-10; the proponent age	ency is TJAG.	Ex63
See Notes on Reverse Before Completing I	Form	1-
GRADE SSN UNIT		PAY (Basic & Sea/Foreign)
1. I am considering whether you should be punished under Article 15, UCMJ, for the following that you did, at or near the control of August 2003, unlawfully strike with a closed fist. This is in violation of Article 128, UCMJ.	ring misconduct: 1/	on the body and the head
2. You are not required to make any statements, but if you do, they may be used against you You have several rights under this Article 15 proceeding. First I want you to understand I hawill be punished. I will not impose any punishment unless I am convinced beyond a reasonably you may ordinarily have an open hearing before me. You may request a person to speak on yother evidence to show why you shouldn't be punished at all (matters of defense) or why punextenuation and mitigation). I will consider everything you present before deciding whether lost punishment I will impose. 2/If you do not want me to dispose of this report of misconduct to yo court-martial instead. 3/In deciding what you want to do you have the right to consult with you now have	We not yet made a decision the doubt that you committed your behalf. You may presist ment should be very list I will impose punishment under Article 15, you have legal counsel	whether or not you ed the offense(s). esent witnesses or ght (matters of or the type and amount e the right to demand trial
ATE 3 CCT 2003 NAME GRADE, AND ORGANIZATION OF COMMANDER ME / S 2 3	SIGNATURE	00
Having been afforded the opportunity to consult with counsel, my decisions are as follow: I demand trial by court-martial. I do not demand trial by court-martial and in the Article 15 proceedings: I request the hearing be Open Closed. (2) A person to speak in my bely Matters in defense, mitigation, and/or extenuation: Are not presented	half	To not money.
ATE ; NAME AND GRADE OF SERVICE MEMORE	SIGNATURE	
10 pct e3	SIGNATURE	7.0
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DA FORM 2627, AUG 84

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ORIGINAL USAPPC V1.00



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1. NAME (Last, First, MI)		2. SSN	
and the second s			3. RANK
4. No active duty No	ot on active duty	On ADT	5. ETS/ESA/MRD
UNIT ASSIGNED AND ARMY MAJOR COMM	AND		- I SI ESAMAD
			7. STATION (Geographical location)
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LAGGING ACTION AND	TELEPHONE NUMBER		
THE ACTION	_		·
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noconons II and V only)	(Section	ns III and V only)	Remove flag (Sections IV and V only)
	SECTION II -	INITIATE A FLAG	(Coodelis IV and V only)
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Es Aurelse action (A)			APFT failure (J)
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			Weight control program (K)
Removal from selection list	- field initiated (C)		
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Saguritus			
Security violation (E)			
HQDA use only - elimination	or removal from selection	on liet (E)	
A FLAC IS TRANSFER	SECTION III - TR	ANSFER A FLAG	
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	ECORD OF PROCEEDING	S UNDER ARTICLE	15, บัติที่ป	((1)
	For use of this form, see AR 27-	-10; the proponent agency	is TJAG.	(Er6,3
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-2. You are not required to make any state You have several rights under this Article. will be punished. I will not impose any puryou may ordinarily have an open hearing it other evidence to show why you shouldn't extenuation and mitigation). I will conside of punishment I will impose. 2/If you do not by court-martial instead. 1/In deciding what located at NAME. GRADE AND OF TIME 1992 HOLDE TIME. STATE AND OF TIME 1992 HOLDE TIME.	inishment unless I am convinced before me. You may request a be punished at all (matters of a ler everything you present befor not want me to dispose of this reat you want to do you have the a	d to understand I have not beyond a reasonable of person to speak on your defense) or why punishing deciding whether I will port of misconduct with legit to consult with legit. You now have 4	not yet made a decision out that you committed behalf. You may presment should be very lightly impose punishment of YALAZIM WALLY all counsel to decide what	whether or not you it the offense(s). Ent witnesses or it (matters of the type and amount it to do. 4/ you want to do. 4/ 313M pasodui shaunisium
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1 I am considering	whether you should be punished	under Article 15 LIC	MI for the following mis	econduct 1/ In that you	3
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investigation by	influencing the sworn stat	ements of SEE CONTINUA			inpedo di i
2. You are not remartial. You have so rot you will be offense(s). You mixthesses or other type and amount of the right to demand counsel.	quired to make any statements, several rights under this Article is punished. I will not impose any ordinarily have an open hear evidence to show why you sho tion and mitigation). I will corpunishment I will impose. I and trial by court-martial inste	but if you do, they	may be used against you	u in this proceeding or at that I have not yet made a careasonable doubt that you o speak on your behalf. Yet or why punishment should whether I will impose put of misconduct under Articyou have the right to co.	a trial by court- lecision whether i committed the ou may present ld be very light nishment or the cle 15, you have nsult with legal
located at			You now have 48	8 hours to decide what you	ı want to do. 4
DATE & MAR OH	NAME, GRADE, AND ORGANIZ	ZATION OF COMMANI	DER	JUKE	
3. Having been affo	rded the opportunity to consult want trial by court-martial.	ith counsel, my decis	ion are as follows: (Initial	appropriate blocks, date, a	nd sign)
	not demand trial by court-martial	and in the Article 15	proceedings	•	•
			speak in my behalf	Is not request e presented in person	ed.] Are
DATE 13 Mar 04	NAME AND GRADE OF SERVIO	CE MEMBER		XSX	
4. In a(n) (Open Closed hearing 21 a	Il matters presented in	defense, mitigation, and	or ex having been	
considered, the follow	wing punishment is imposed: 5/6/	•			
To be reprima	anded.				
	al DA Form 2627 be filed in the	Performance	e fiche Restrict	ed fiche of the OMPF. ^{7/} N	Á
•	f your right to appeal to the		within 5 ca	lendar days. An appeal mad	e after that
DATE	as untimely. Punishment is effect NAME, GRADE, AND ORGANIZ	ctive immediately unle	ess otherwise stated above		
13 Mar 64		THE TOTAL STATE OF THE STATE OF			
. (Initial appropria	te block, date, and sign)				
I do not ap	ppeal b. I appeal an	d do not submit addit	ional matters ^{8/9/} c	I appeal and su matter	omit additional
13 Man 04	NAME AND GRADE OF SERVICE	E MEMBER		SIGNATURE	
	the appeal and it is my opinion th	at:			
¥.	: :				
PATE	NAME AND GRADE OF JUDGE	ADVOCATE		SIGNATURE	4.
	of all matters presented in appe	al, the appeal is:	· · · · · · · · · · · · · · · · · · ·		
Denied	Granted as follows: 10/		•		
1				u.	
ATE	NAME, GRADE, AND ORGANIZA	ATION OF COMMANDI	≣R .	SIGNATURE	
0. I have seen the ac	tion taken on my appeal.	DATE	SIGNATURE OF SERVI	CE MEMBER	<u> </u>
1. ALLIED DOCUME	NTS AND/OR COMMENTS 11/12/15	/	1	,	Blk/M
	ander's Inquiry containing 78				DIK/11
A FORM 2627, AL				0 696	,

Bb

DA FORM 2627, PERTAINING TO

Ex6 3

Item 1, Continued:

that n and n were pushed into the Tigris River, near Samarra Iraq, and that they instead were left at the side of the roadway. This is a violation of Article 134, UCMJ.

NOTES Insert a concise statement of each offense in terms stating a specific violation and the Article of the UCMJ (Part IV, MCM). If additional space is needed, use item 11 or continuation sheets as described in note 11 below. Inform the member of the maximum punishment which may be imposed under Article 15. Inform the member that if he or she demands trial, trial could be by SCM, SPCM, or GCM. Additionally, inform the member that he or she may object to trial by SCM and that at SPCM or GCM he or she would be entitled to be represented by qualified military counsel, or by civilian counsel at no expense to the government. If the member is attached to or embarked in a vessel, he or she is not permitted to refuse Article 15 punishment. In such cases, all reference to a demand for trial will be lined out and an appropriate remark will be made in item 11 indicating the official name of the vessel and that the member was attached to or embarked in the vessel at the time punishment was imposed. 4 Give the member copy 5 of this form. 5/ Offenses determined not to have been committed will be lined out. If the imposing commander decides not to impose any punishment, the member will be notified and all copies of this form destroyed. Amounts of forfeitures of pay will be rounded off to the next lower whole dollar. If a punishment is suspended, the following statement should be added after to: To be automatically remitted if not vacated before (date). If punishment includes a written admonition or reprimand, it will be attached to this form and listed in item 11. The imposing commander will initial the appropriate block. The OMPF performance fiche is routinely used by MOS/specialty career managers and DA selection boards. The OMPF restricted fiche is not given to MOS/specialty career managers or DA selection boards without approval of the Cdr, MILPERCEN or selection board proponent. If the member appeals, this form and all written evidence considered by the imposing commander will be forwarded to the superior authority. Before acting on an appeal, it must be referred to a judge advocate for advice when the punishment, whether or not suspended, includes reduction or one or more pay grades from the fourth or a higher pay grade, or is in excess of one of the following: 7 days arrest in quarters. 7 days correctional custody, 7 days forfeiture of pay, or 14 days of either extra duties or restriction. (See Article 15e(1) to (7), UCMJ.) 10/ The superior authority will initial the appropriate block. If the appeal is granted, the specific relief granted will be stated according to note 12. in this space indicate the number of pages attached as follows: Allied documents on appeal consist of include all written matters considered by the imposing commander submitted by the member on appeal and the commander's rebuttal, if applicable. If additional space is needed for completion of any item(s), use plain bond headed "Continuation Sheet 1", etc. Applicable portions of the following format may be used to record action taken on appeal. Appropriate language should be entered in item 11 or, if necessary, on a continuation sheet. Supplementary actions (para 3-38, AR 27-10) will be recorded on DA Form 2627-2. Suspension, Mitigation, Remission, or Setting Aside (DATE) On (date), the punishment(s) of imposed on (date of punishment) (was) (were) (suspended and will be automatically remitted if not vacated before (date)) (mitigated to) (set aside, and all rights, privileges, and property affected restored) (by my order) (by order of) (the officer who imposed the punishment) (the successor in command to the imposing commander) (as superior authority). (Typed name, grade, and organization of commander)

Reverse of DA Form 2627, Aug 84

13/ Racial/ethnic identifiers will be placed in Item 11 (Chapter 15, AR 27-10).



i infantry division-(mechanized) TIKRIT, IRAQ APO AE 09323-2628

REPLY TO ATTENTION OF:

AFYB-CG

MEMORANDUM FOR LTC. Combat Team, 4 Infantry Regiment, 3rd Brigade Combat Team, 4 Infantry Division (Mechanized).

SUBJECT: Reprimand for Obstruction of Justice

- 1. You are hereby reprimanded for wrongfully endeavoring to impede an investigation into the drowning death of an Iraqi civilian by members of your command. On 7 January 2004, you were briefed by the *Company commander CPT that soldiers of *Plateon* pushed two Iraqi men into the Tigris River causing one of them to drown. You ordered them to deny that the men were pushed into the river and to say that they were dropped off at the side of the road. Your conduct was wrongful, criminal and will not be tolerated.
- 2. Good order and discipline requires leaders to live and enforce standards of conduct we expect from our subordinates. Your conduct is a poor example for other soldiers to follow. As a commissioned officer, I expect much more from you. Your actions have brought discredit upon you, as in an arrange of Justice (UCMJ) and the United States Army. Your violation of the Uniform Code of Justice (UCMJ) casts severe doubt on your suitability for leadership in the U.S. Army.

3. This reprimand is imposed IAW Article 15, UCMJ and will be filed in conjunction with DA Form 2627.

RAYMOND PODIERNO

Major General; USA

Commanding