

CHARGE SHEET

I. PERSONAL DATA

1. NAME OF ACCUSED (<i>Last, First, MI</i>) ██████████			2. SSN ██████████		3. GRADE OR RANK 1LT	4. PAY GRADE O-2
5. UNIT OR ORGANIZATION HHC, Special Troops Battalion, I Corps Fort Lewis, Washington 98433-9500					6. CURRENT SERVICE	
					a. INITIAL DATE 23 June 03	b. TERM Indef
7. PAY PER MONTH			8. NATURE OF RESTRAINT OF ACCUSED None		9. DATE(S) IMPOSED N/A	
a. BASIC	b. SEA/FOREIGN DUTY	c. TOTAL				
\$3,170.10	None	\$3,170.10				

II. CHARGES AND SPECIFICATIONS

10. CHARGE I VIOLATION OF THE UCMJ, ARTICLE 87

THE SPECIFICATION: In that First Lieutenant ██████████, U.S. Army, did, at or near Fort Lewis, Washington, on or about 22 June 2006, through design miss the movement of Flight Number ██████████, with which he was required in the course of duty to move.

CHARGE II: VIOLATION OF THE UCMJ, ARTICLE 88

SPECIFICATION 1: In that First Lieutenant ██████████, U.S. Army, did, at or near Fort Lewis, Washington, on or about 7 June 2006, use orally and publicly the following contemptuous words against the President of the United States, to wit: "I could never conceive of our leader betraying the trust we had in him. . . . As I read about the level of deception the Bush administration used to initiate and process this war, I was shocked. I became ashamed of wearing the uniform. How can we wear something with such a time-honored tradition, knowing we waged war based on a misrepresentation and lies? It was a betrayal of the trust of the American people. And these lies were a betrayal of the trust of the military and the Soldiers. . . . But I felt there was nothing to be done, and this administration was just continually violating the law to serve their purpose, and there was nothing to stop them. . . . Realizing the President is taking us into a war that he misled us about has broken that bond of trust that we had. If the President can betray my trust, it's time for me to evaluate what he's telling me to do," or words to that effect.

(SEE CONTINUATION SHEET)

III. PREFERRAL

11a. NAME OF ACCUSER (<i>Last, First, MI</i>) ██████████		b. GRADE LTC	c. ORGANIZATION OF ACCUSER Special Troops Battalion, I Corps	
d. SIGNATURE OF ACCUSER			e. DATE	

AFFIDAVIT: Before me, the undersigned, authorized by law to administer oaths in cases of this character, personally appeared the above named accuser this _____ day of _____, 20_____, and signed the foregoing charges and specifications under oath that he/she is a person subject to the Uniform Code of Military Justice and that he/she either has personal knowledge of or has investigated the matters set forth therein and that the same are true to the best of his/her knowledge and belief.

Typed Name of Officer

HHC, STB, I Corps
Organization of Officer

CPT
Grade

Trial Counsel
Official Capacity to Administer Oath
(See R.C.M. 307(b) – must be a commissioned officer)

Signature

12.

On _____, 20____, the accused was informed of the charges against him/her and of the name(s) of the accuser(s) known to me (See R.C.M. 308 (a)). (See R.C.M. 308 if notification cannot be made.)

Typed Name of Immediate Commander

Special Troops Battalion, I Corps
Organization of Immediate Commander

LTC
Grade

Signature

IV. RECEIPT BY SUMMARY COURT-MARTIAL CONVENING AUTHORITY

13.

The sworn charges were received at _____ hours, _____ 20____ at Special Troops Battalion,
Designation of Command or

I Corps

Officer Exercising Summary Court-Martial Jurisdiction (See R.C.M. 403)

FOR THE ¹ _____

Typed Name of Officer

Commander

Official Capacity of Officer Signing

LTC
Grade

Signature

V. REFERRAL; SERVICE OF CHARGES

14a. DESIGNATION OF COMMAND OF CONVENING AUTHORITY	b. PLACE	c. DATE
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Referred for trial to the _____ court-martial convened by _____

_____, _____ 20____, subject to the following instructions:² _____

By _____ of _____
Command or Order

Typed Name of Officer

Official Capacity of Officer Signing

Grade

Signature

15.

On _____ 20____, I (caused to be) served a copy hereof on (each of) the above named accused.

Typed Name of Trial Counsel

Grade or Rank of Trial Counsel

Signature

FOOTNOTES: 1 — When an appropriate commander signs personally, inapplicable words are stricken.
2 — See R.C.M. 601(e) concerning instructions. If none, so state.

Item 10, continued:

SPECIFICATION 2: In that First Lieutenant [REDACTED], U.S. Army, did, at or near Fort Lewis, Washington, on or about 7 June 2006, use orally and publicly the following contemptuous words against the President of the United States, to wit: "I was shocked and at the same time ashamed that Bush had planned to invade Iraq before the 9/11 attacks. How could I wear this horrible uniform now knowing we invaded a country for a lie?", or words to that effect.

CHARGE III: VIOLATION OF THE UCMJ, ARTICLE 133

SPECIFICATION I: In that First Lieutenant [REDACTED], U.S. Army, did, at or near Tacoma, Washington, on or about 7 June 2006, take part in a public press conference in which he communicated the following disgraceful statement, to wit: "It is my conclusion as an officer of the Armed Forces that the war in Iraq is not only morally wrong but a horrible breach of American law. . . . As the order to take part in an illegal act is ultimately unlawful as well, I must as an officer of honor and integrity refuse that order. . . . The wholesale slaughter and mistreatment of Iraqis is not only a terrible and moral injustice, but it's a contradiction to the Army's own law of land warfare. My participation would make me party to war crimes," or words to that effect, his statement bringing dishonor to the Armed Forces.

SPECIFICATION 2: In that First Lieutenant [REDACTED], U.S. Army, did, at or near Fort Lewis, Washington, on or about 7 June 2006, give a public interview in which he communicated the following disgraceful statement, to wit: "I could never conceive of our leader betraying the trust we had in him. . . . As I read about the level of deception the Bush administration used to initiate and process this war, I was shocked. I became ashamed of wearing the uniform. How can we wear something with such a time-honored tradition, knowing we waged war based on a misrepresentation and lies? It was a betrayal of the trust of the American people. And these lies were a betrayal of the trust of the military and the Soldiers. . . . But I felt there was nothing to be done, and this administration was just continually violating the law to serve their purpose, and there was nothing to stop them. . . . Realizing the President is taking us into a war that he misled us about has broken that bond of trust that we had. If the President can betray my trust, it's time for me to evaluate what he's telling me to do," or words to that effect, his statement bringing dishonor to the Armed Forces.

SPECIFICATION 3: In that First Lieutenant [REDACTED], U.S. Army, did, at or near Fort Lewis, Washington, on or about 7 June 2006, give a public interview in which he communicated the following disgraceful statement, to wit: "I was shocked and at the same time ashamed that Bush had planned to invade Iraq before the 9/11 attacks. How could I wear this horrible uniform now knowing we invaded a country for a lie?", or words to that effect, his statement bringing dishonor to the Armed Forces.