

SEXUAL ASSAULT

CYBER CENTER OF EXCELLENCE and FORT GORDON



TEAL HASH 2nd Qtr FY18



The Teal Hash Report contains Sexual Assault Related Courts-Martial Verdicts of Trial

In an effort to ensure that the Sexual Assault Prevention and Response (SAPR) information is disseminated to the CCoE and Ft Gordon personnel, the Teal Hash is published quarterly. The verdicts published in this Teal Hash focus on, but is not limited to, the Second Judicial Circuit (Southeast) and include Eglin AFB, Fort Benning, Fort Bragg, Fort Gordon, Fort Rucker, and Fort Stewart.

Crime Victims Rights

- The right to be reasonably protected from the accused.
- The right to reasonable, accurate, and timely notice.
- The right not to be excluded from any public proceedings.
- The right to be reasonably heard.
- The reasonable right to confer with government's attorney.
- The right to full and timely restitution as provided in law.
- The right to proceedings free from unreasonable delay.
- The right to be treated with fairness with respect for the victim's dignity and privacy.

**Let's continue developing and improving our ways of Prevention;
In order eliminate our need for Response!**

Visit the [Freedom of Information Act Library](#) online for more
Courts-Martial Results of Trial

<http://www.afjag.af.mil/About-Us/Docket/>
<https://www.foia.army.mil/ReadingRoom/Detail.aspx?id=95>
<http://www.jag.navy.mil/news/ROT.htm>

If you have endured unwanted sexual experiences, contact your Brigade Sexual Assault Response Coordinator, Victim Advocate, Healthcare provider, CID, Special Victims Counsel, Behavioral Health, Military Police, or the Chaplain.

You may also call the Fort Gordon SAPR/SHARP Helpline at 706-791-6297 or the DoD Safe Helpline at 877-995-5247.

For more guidance on reporting options and rights, visit: SafeHelpline.org

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TEAL HASH JANUARY 2018



Sexual Assault Related Courts-Martial Results of Trial

Fort Bragg, 12 JAN 18

On 12 January 2018, at a general court-martial convened at Fort Bragg, North Carolina, PFC Dante T. Denmark, United States Army, was convicted by a military judge, pursuant to his pleas, of two specifications of possession of child pornography and one specification of solicitation of another to produce and distribute child pornography, in violation of Article 134, UCMJ. The military judge sentenced the accused to be confined for 19 months and to be discharged from the service with a bad-conduct discharge.

Fort Bragg, 24 JAN 18

On 24 January 2018, at a general court-martial convened at Fort Bragg, North Carolina, SFC James M. Mikolajczyk, United States Army, was convicted by a military judge, contrary to his plea, of one specification of sexual abuse of a child in violation of Article 120b, UCMJ. The military judge sentenced the accused to be confined for 18 months and to be discharged from the service with a bad-conduct discharge.

Fort Hood, 9 JAN 18

On 09 January 2018, at a general court-martial convened at Fort Hood, Texas, PFC David L Jordan, United States Army, was convicted by a military judge, contrary to his pleas, 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.

Fort Hood, 18 JAN 18

On 18 January 2018, at a general court-martial convened at Fort Hood, Texas, a Sergeant was acquitted by a military judge of two specifications of sexual abuse of a child in violation of Article 120b, UCMJ.

Sheppard AFB, JAN 18

At Sheppard AFB, TX, Airman Basic Dylan R. Messer was found guilty by a military judge sitting alone of possession of child pornography. He was sentenced to a bad conduct discharge, confinement for 6 months, and forfeiture of \$1,000 pay per month for 6 months. Pursuant to a pretrial agreement, the convening authority may not approve confinement in excess of 120 days.

Misawa AB, Japan, JAN 18

At Misawa AB, Japan, Staff Sergeant Zachary R. Justice was found guilty by a military judge sitting alone of abusive sexual contact, assault upon a law enforcement official, resisting apprehension, and communicating a threat. He was sentenced to confinement for 167 days, restriction for 60 days, reduction to Airman First Class (E-3), and forfeiture of \$1,000 pay per month for 4 months. The adjudged sentence did not exceed the negotiated terms of the pretrial agreement.

Fort Gordon SAPR/SHARP Helpline 706-791-6297

DoD Safe Helpline at 877-995-5247

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TEAL HASH FEBRUARY 2018



Sexual Assault Related Courts-Martial Results of Trial

Fort Bragg, 2 FEB 18

On 02 February 2018, at a general court-martial convened at Fort Bragg, North Carolina, a First Lieutenant was acquitted by a military panel composed of officer members of two specifications of sexual assault in violation of Article 120, UCMJ.

Redstone Arsenal, 2 FEB 18

On 02 February 2018, at a general court-martial convened at Redstone Arsenal, Alabama, MAJ David J. Rudometkin, United States Army, was convicted by a military judge, contrary to his pleas, of three specifications of rape and carnal knowledge, two specifications of aggravated sexual assault, one specification of assault consummated by a battery, and three specifications of conduct unbecoming of an officer and gentleman, in violation of Articles 120, 128, and 133, UCMJ. The accused was acquitted of one specification of sexual assault and one specification of assault consummated by a battery, in violation of Article 120 and 128, UCMJ. The military judge sentenced the accused to be confined for 25 years and a dismissal.

Fort Stewart, 15 FEB 18

On 15 February 2018, at a general court-martial convened at Fort Stewart, Georgia, SGT Judea M. Divins, 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 4 months and to be discharged from the service with a bad-conduct discharge.

Fort Bragg, 23 FEB 18

On 23 February 2018, at a general court-martial convened at Fort Bragg, North Carolina, SPC Ryan L. McClung, 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 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 8 months.

Norfolk, VA, 14 FEB 18

At a General Court-Martial in Norfolk, Virginia, AT2 Robert F. Striker, USN, pled guilty pursuant to a pretrial agreement to sexual assault of a child. On 14 February 2018, the military judge sentenced him to be discharged with a Dishonorable Discharge, and confinement for 14 months. The pretrial agreement had no effect on the sentence.

Pensacola, Florida, 12 FEB 18

At a General Court-Martial in Pensacola, Florida, MA2 Jonathan T. Thomas, USN, pled guilty pursuant to a pretrial agreement to assault with an unloaded firearm and engaging in a sexual act for money. On 12 February 2018, the military judge sentenced him to reduction in rank to paygrade E-1 and confinement for 151 days. The pretrial agreement had no effect on his sentence. The pretrial agreement contained a waiver of the accused's administrative separation board.

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TEAL HASH MARCH 2018



Sexual Assault Related Courts-Martial Results of Trial

(**Army and Air Force Reports were not released at the time of publishing)

Norfolk, VA, 6MAR 18

At a General Court-Martial in Norfolk, Virginia, CAPT John F. Steinberger, USN, pled guilty pursuant to a pretrial agreement to wrongfully accepting gifts from Mr. Leonard Francis; and conduct unbecoming an officer by wrongfully engaging in a sexual act with a person who received compensation for such an act. On 6 March 2018, the military judge sentenced him to a reprimand, and a fine of \$10,000. The pretrial agreement had no effect on the sentence. The pretrial agreement contained a waiver of the accused's administrative separation board.

Great Lakes, Illinois, 15 MAR 18

At a General Court-Martial in Great Lakes, Illinois, an E-6 was tried for one specification of rape of a child, and two specifications of sexual abuse of a child. On 15 March 2018, the panel of members returned a verdict of not guilty.

Jacksonville, Florida, 14 MAR 18

At a General Court-Martial in Jacksonville, Florida, CS3 Luke E. Nicholas, USN, pled guilty pursuant to a pretrial agreement to abusive sexual contact. On 14 March 2018, the military judge sentenced him to be discharged with a Bad Conduct Discharge, reduction in rank to paygrade E-1, and confinement for 12 months. The pretrial agreement had no effect on his sentence.

San Diego California, 8 MAR 18

At a General Court-Martial in San Diego, California, LCDR Matias J. Kinsman, USN, was tried for three specifications of attempted sexual abuse of a child. On 8 March 2018, the panel of members returned a verdict of guilty of two specifications of attempted sexual abuse of a child and sentenced him to be Dismissed from the Naval Service.

San Diego, California, 21 MAR 18

At a Special Court-Martial in San Diego, California, CS1 Antwan D. Day, USN, pled guilty pursuant to a pretrial agreement to one specification of abusive sexual contact and two specifications of assault consummated by battery. On 21 March 2018, the military judge sentenced him to be discharged with a Bad Conduct Discharge, reduction in rank to paygrade E-3, and confinement for 60 days. The pretrial agreement had no effect on his sentence.

Pearl Harbor, Hawaii, 16 MAR 18

At a General Court-Martial in Pearl Harbor, Hawaii, STSCS Jeffrey Pittman, USN, was tried for two specifications of sexual assault, two specifications of abusive sexual contact, two specifications of rape of a child, two specifications of sexual abuse of a child, four specifications of assault consummated by a battery of a child, and one specification of assault consummated by a battery. On 16 March 2018 the panel of members found him guilty of two specifications of sexual assault, one specification of abusive sexual contact, two specifications of rape of a child, one specifications of sexual abuse of a child, and three specifications of assault consummated by a battery of a child and sentenced him to be discharged with a Dishonorable Discharge, reduction in rank to paygrade E-1, and confinement for 30 years.

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