

**REPORT AND DISPOSITION OF OFFENSE(S)**

NAVPERS 1626/7

To: Commander, U.S. Fleet Forces Command Date of Report: 13Apr2016  
 I hereby report the following named person for the offense(s) noted:

NAME OF ACCUSED	SERIAL NO.	SOCIAL SECURITY NO.	RATE/GRADE	BR. & CLASS	DIV/DEPT
(b)(6), (b)(7)(C)	NA	(b)(6), (b)(7)(C)		USN	

PLACE OF OFFENSE(S)	DATE OF OFFENSE(S)
At or near Kuala Lumpur, Malaysia; Manilla, the Philippines; Hong Kong, People's Republic of China; San Diego, California	On or about 22-25 January 2011, 15-19 May 2011, 22-24 May 2011, 29 July 2011

DETAILS OF OFFENSE(S) (Refer by Article of UCMJ if known. If unauthorized absence, give following info: time and date of commencement, whether over leave or liberty, time and date of apprehension or surrender and arrival on board, loss of ID card and/or liberty card, etc.):

**Charge I: Violation of the UCMJ, Article 92**

Specification 1 (Violation of a Lawful General Order): In that (b)(6), (b)(7)(C) on active duty, being at the time of the offense the (b)(6), (b)(7)(C) of Carrier Strike Group ONE, did, at or near San Diego, California, on or about 29 July 2011, violate a lawful general regulation, to wit: paragraph 7(a) of SECNAVINST 5510.36A, by wrongfully disclosing the U.S. Navy Flag Officer roster of July 2011 to Mr. Leonard Francis.

**See Continuation Page**

NAME OF WITNESS	RATE/GRADE	DIV/DEPT	NAME OF WITNESS	RATE/GRADE	DIV/DEPT
(b)(6), (b)(7)(C)			(b)(6), (b)(7)(C)		
(Rate/Grade/Title of person submitting report)					

I have been informed of the nature of the accusation(s) against me. I understand I do not have to answer any questions or make any statement regarding the offense(s) of which I am accused or suspected. However, I understand any statement made or questions asked in my presence against me in event of trial by court-martial (Article 21, UCMJ).

Witness: (b)(6), (b)(7)(C) Acknowledged (b)(6), (b)(7)(C)

**PRE-TRIAL RESTRAINT**

PRE-TRIAL CONFINEMENT  RESTRICTED: You are restricted to the limits of \_\_\_\_\_ in lieu of arrest by order of the CO. Until your status as a restricted person is terminated by the CO, you may not leave the restricted limits except with the express permission of the CO or XO. You have been informed of the times and places which you are required to muster.

NO RESTRICTION

\_\_\_\_\_  
(Signature and title of person imposing restraint)

\_\_\_\_\_  
(Signature of Accused)

**INFORMATION CONCERNING ACCUSED**

CURRENT ENL. DATE	EXPIRATION CURRENT ENL. DATE	TOTAL ACTIVE NAVAL SERVICE	TOTAL SERVICE ON BOARD	EDUCATION	GCT	AGE
(b)(6), (b)(7)(C)	N/A	(b)(6), (b)(7)(C)	N/A	N/A	N/A	(b)(6), (b)(7)(C)
MARITAL STATUS	NO. DEPENDENTS	CONTRIBUTION TO FAMILY OR QTRS. ALLOWANCE (Amount required by law)		PAY PER MONTH (Including sea or foreign duty pay, if any)		
(b)(6), (b)(7)(C)		N/A		(b)(6), (b)(7)(C) ppm / 1/2 (b)(6), (b)(7)(C)		

RECORD OF PREVIOUS OFFENSE(S) (Date type action taken etc. Nonjudicial punishment incidents are to be included.)

# CONTINUATION OF NAVPERS 1626/7 ICO

(b)(6), (b)(7)(C)

## Charge I: Violation of the UCMJ, Article 92 (continued)

(b)(6), (b)(7)(C) *by director*

Specification 2 (Dereliction of Duty): In that

(b)(6), (b)(7)(C)

(b)(6), (b)(7)(C) on active duty, being at the time of the offense the (b)(6), (b)(7)(C) of Carrier Strike Group ONE, who knew or should have known of (b)(6), (b)(7)(C) duty at or near Kuala Lumpur, Malaysia, on or about 22 January 2011, was derelict in the performance of that duty in that (b)(6), (b)(7)(C) negligently failed to refuse the improper gift of a meal from Mr. Leonard Francis, a prohibited source, as it was (b)(6), (b)(7)(C) duty to do.

Specification 3 (Dereliction of Duty): In that

(b)(6), (b)(7)(C)

(b)(6), (b)(7)(C) on active duty, being at the time of the offense the (b)(6), (b)(7)(C) of Carrier Strike Group ONE, who knew or should have known of (b)(6), (b)(7)(C) duty at or near Kuala Lumpur, Malaysia, on or about 22-25 January 2011, was derelict in the performance of that duty in that (b)(6), (b)(7)(C) negligently failed to refuse the improper gift of discounted hotel accommodations with an approximate value of \$716.00, from Mr. Leonard Francis, a prohibited source, as it was (b)(6), (b)(7)(C) duty to do.

Specification 4 (Dereliction of Duty): In that

(b)(6), (b)(7)(C)

(b)(6), (b)(7)(C) on active duty, being at the time of the offense the (b)(6), (b)(7)(C) of Carrier Strike Group ONE, who knew or should have known of (b)(6), (b)(7)(C) duty at or near Manila, the Philippines, on or about 15-19 May 2011, was derelict in the performance of that duty in that (b)(6), (b)(7)(C) negligently failed to refuse the improper gift of discounted hotel accommodations with an approximate value of \$748.00, from Mr. Leonard Francis, a prohibited source, as it was (b)(6), (b)(7)(C) duty to do.

Specification 5 (Dereliction of Duty): In that

(b)(6), (b)(7)(C)

(b)(6), (b)(7)(C) on active duty, being at the time of the offense the (b)(6), (b)(7)(C) of Carrier Strike Group ONE, who knew or should have known of (b)(6), (b)(7)(C) duty at or near Hong Kong, People's Republic of China, on or about 22-24 May 2011, was derelict in the performance of that duty in that (b)(6), (b)(7)(C) negligently failed to refuse the improper gift of discounted hotel accommodations with an approximate value of \$1,576.00, from Mr. Leonard Francis, a prohibited source, as it was (b)(6), (b)(7)(C) duty to do.

## Charge II: Violation of the UCMJ, Article 133 (Conduct Unbecoming an Officer)

(b)(6), (b)(7)(C)

Specification: In that

(b)(6), (b)(7)(C)

(b)(6), (b)(7)(C) on active duty, being at the time the offense the (b)(6), (b)(7)(C) of Carrier Strike Group ONE did, at or near Kuala Lumpur, Malaysia, Manila, the Philippines, and Hong Kong, People's Republic of China, on divers occasions between about January 2011 and about May 2011, wrongfully (1) provide a Flag Officer Roster to Mr. Leonard Francis, (2) negligently accept gifts from Mr. Leonard Francis in the form of a meal and discounted hotel rooms, (3) associate with women believed to be prostitutes while at group events with Mr. Leonard Francis, and (4) fail to take appropriate precautionary or remedial action that would be expected of an officer of (b)(6), (b)(7)(C) rank and experience by having repeated unofficial and unprofessional interactions with a prohibited source such conduct being unbecoming an officer (b)(6), (b)(7)(C)

PRELIMINARY INQUIRY REPORT

From: \_\_\_\_\_ Date: \_\_\_\_\_

To: \_\_\_\_\_

1. Transmitted herewith for preliminary inquiry and report by you, including, if appropriate in the interest of justice and discipline, the preferring of such charges as appeal to you to be sustained by expected evidence.

REMARKS OF DIVISION OFFICER (Performance of duty, etc.)

NAME OF WITNESS	RATE/GRADE	DIV/DEPT	NAME OF WITNESS	RATE/GRADE	DIV/DEPT

RECOMMENDATION AS TO DISPOSITION

DISPOSE OF CASE AT MAST

REFER TO COURT-MARTIAL FOR TRIAL OF ATTACHED CHARGES (Complete Charge Sheet (DD Form 458) through Page 2)

NO PUNITIVE ACTION NECESSARY OR DESIRABLE

OTHER

COMMENT (Include data regarding availability of witnesses, summary of expected evidence, conflicts in evidence, if expected. Attach statements of witnesses, documentary evidence such as service record entries in UA cases, items of real evidence, etc.)

(Signature of Investigating Officer)

ACTION OF EXECUTIVE OFFICER

DISMISSED

REFER TO CAPTAIN'S MAST

SIGNATURE OF EXECUTIVE OFFICER

RIGHT TO DEMAND TRIAL BY COURT-MARTIAL

(Not applicable to persons attached to or embarked in a vessel)

I understand that nonjudicial punishment may not be imposed on me if, before the imposition of such punishment, I demand in lieu thereof trial by court-martial. I therefore (do) (do not) demand trial by court-martial. *SEE Agreement*

WITNESS SIGNATURE OF ACCUSED

ACTION OF COMMANDING OFFICER

- DISMISSED
- DISMISSED WITH WARNING (Not considered NJP)
- ADMONITION: ORAL/IN WRITING
- REPRIMAND: ORAL/IN WRITING
- REST. TO \_\_\_\_\_ FOR \_\_\_\_\_ DAYS
- REST. TO \_\_\_\_\_ FOR \_\_\_\_\_ DAYS WITH SUSP. FROM DUTY
- FORFEITURE: TO FORFEIT \$ 1/2 PAY PER MO. FOR 1 MO(S)
- DETENTION: TO HAVE \$ \_\_\_\_\_ PAY PER MO. FOR (1, 2, 3) MO(S) DETAINED FOR \_\_\_\_\_ MO(S)
- CONF. ON \_\_\_\_\_, 1, 2, OR 3 DAYS
- CORRECTIONAL CUSTODY FOR \_\_\_\_\_ DAYS
- REDUCTION TO NEXT INFERIOR PAY GRADE
- REDUCTION TO PAY GRADE OF \_\_\_\_\_
- EXTRA DUTIES FOR \_\_\_\_\_ DAYS
- PUNISHMENT SUSPENDED FOR \_\_\_\_\_
- REFER TO ART. 32 INVESTIGATION
- RECOMMENDED FOR TRIAL BY GCM
- AWARDED SPCM
- AWARDED SCM

DATE OF MAST: 22 Apr 2016 DATE ACCUSED INFORMED OF ABOVE ACTION: 22 Apr 2016 SIGNATURE OF COMMANDING OFFICER: *[Signature]*

It has been explained to me and I understand that if I feel this imposition of nonjudicial punishment to be unjust or disproportionate to the offenses charged against me, I have the right to immediately appeal my conviction to the next higher authority within 5 days.

SIG: \_\_\_\_\_ DATE: 4/22/16 I have explained the above right to \_\_\_\_\_ DATE: 22 APR 16

(b)(6), (b)(7)(C) SIGNATURE OF WITNESS (b)(6), (b)(7)(C)

FINAL ADMINISTRATIVE ACTION

APPEAL SUBMITTED BY ACCUSED: \_\_\_\_\_ DATED: \_\_\_\_\_ FORWARDED FOR DECISION ON: \_\_\_\_\_

FINAL RESULT OF APPEAL: No Appeal Submitted

APPROPRIATE ENTRIES MADE IN SERVICE RECORD AND PAY ACCOUNT ADJUSTED WERE REQUIRED: Yes

DATE: forfeitures processed 5/19/16 FILED IN UNIT PUNISHMENT BOOK: \_\_\_\_\_ DATE: \_\_\_\_\_

(b)(6), (b)(7)(C) Initials (Initials)