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Description of document: Forty one (41) Naval Criminal Investigative Service (NCIS) closed investigative reports from the Naval Postgraduate School (NPS), 2004-2015

Requested date: 10-February-2016

Released date: 11-April-2016

Posted date: 12-June-2016

Source of document: Freedom of Information Act Request
Naval Criminal Investigative Service Headquarters (Code 00LJF)
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Quantico, VA 22134-2253
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DEPARTMENT OF THE NAVY
HEADQUARTERS
NAVAL CRIMINAL INVESTIGATIVE SERVICE
27130 TELEGRAPH ROAD
QUANTICO VA 22134-2253

5720 2016-003874
SEROOLJF/16U0583

APR 11 2016

This further responds to your February 10, 2016 request seeking investigative reports from Naval Postgraduate School. Reference is also made to our February 29, 2016 letter.

As advised in our letter, (42) closed investigative reports responsive to your request were located. Please note that, upon further review, it was revealed that one of the investigative reports was duplicated – Case Control Number: 24JAN07-SWMY-0001-7LMA pertains. In view of this, only (41) reports have been processed. Our review of these documents reveals that they contain personal identifiers (such as names and social security numbers) of third parties, the release of which would constitute an unwarranted invasion of personal privacy. Accordingly, we must partially deny your request and withhold this information pursuant to the Freedom of Information Act (FOIA) provisions 5 U.S.C. § 552(b)(6) and (b)(7)(C). All releasable information is provided to you at enclosure (1). We have also provided an enclosure explaining the various exemptions of the FOIA.

As the official responsible for the partial denial of your request, I am advising you of your right to appeal this determination. Your appeal must be postmarked within 60 calendar days from the date of this letter and should be addressed to the Secretary of the Navy's designee: Office of the Judge Advocate General, (Code 14), 1322 Patterson Avenue, S.E., Suite 3000, Washington Navy Yard, D.C. 20374-5066. The envelope and letter must bear the annotation "FOIA Appeal". A copy of your initial request and a copy of this partial denial letter must accompany the appeal.

There are no assessable fees associated with the processing of your request.

Sincerely,

A handwritten signature in black ink, appearing to read "K. Richman", is written over the typed name.

KAREN RICHMAN
CDR, JAGC, USN

Encl:
(1) Documents



Explanation of FOIA/PA Exemptions

Subsections of Title 5, United States Code, Section 552

- (b)(1) (A) specifically authorized under criteria established by an Executive order to be kept secret in the interest of national defense or foreign policy and (B) are in fact properly classified to such Executive order;
- (b)(2) related solely to the internal personnel rules and practices of an agency;
- (b)(3) specifically exempted from disclosure by statute (other than section 552b of this title), provided that such statute(A) requires that the matters be withheld from the public in such a manner as to leave no discretion on issue, or (B) establishes particular criteria for withholding or refers to particular types of matters to be withheld;
- (b)(4) trade secrets and commercial or financial information obtained from a person and privileged or confidential;
- (b)(5) inter-agency or intra-agency memorandums or letters which would not be available by law to a party other than an agency in litigation with the agency;
- (b)(6) personnel and medical files and similar files the disclosure of which would constitute a clearly unwarranted invasion of personal privacy;
- (b)(7) records or information compiled for law enforcement purposes, but only to the extent that the production of such law enforcement records or information (A) could be reasonably be expected to interfere with enforcement proceedings, (B) would deprive a person of a right to a fair trial or an impartial adjudication, (C) could be reasonably expected to constitute an unwarranted invasion of personal privacy, (D) could reasonably be expected to disclose the identity of confidential source, including a State, local, or foreign agency or authority or any private institution which furnished information on a confidential basis, and, in the case of record or information compiled by a criminal law enforcement authority in the course of a criminal investigation, or by an agency conducting a lawful national security intelligence investigation, information furnished by a confidential source, (E) would disclose techniques and procedures for law enforcement investigations or prosecutions, or would disclose guidelines for law enforcement investigations or prosecutions if such disclosure could reasonably be expected to risk circumvention of the law, or (F) could reasonably be expected to endanger the life or physical safety of any individual;
- (b)(8) contained in or related to examination, operating, or condition reports prepared by, on behalf of, or for the use of an agency responsible for the regulation or supervision of financial institutions; or
- (b)(9) geological and geophysical information and data, including maps, concerning wells.

Subsections of Title 15, United States Code, Section 552a

- (d)(5) information compiled in reasonable anticipation of a civil action proceeding;
- (j)(2) material reporting investigative efforts pertaining to the enforcement of criminal law including efforts to prevent, control, or reduce crime or apprehend criminals;
- (k)(1) information which is currently and properly classified pursuant to an Executive order in the interest of the national defense or foreign policy, for example, information involving intelligence sources or methods;
- (k)(2) investigatory material compiled for law enforcement purposes, other than criminal, which did not result in loss of a right, benefit or privilege under Federal programs, or which would identify a source who furnished information pursuant to a promise that his/her identity would be held in confidence;
- (k)(3) material maintained in connection with providing protective services to the President of the United States or any other individual pursuant to the authority of Title 18, United States Code, Section 3056;
- (k)(4) required by statute to be maintained and used solely as statistical records;
- (k)(5) investigatory material compiled solely for the purpose of determining suitability, eligibility, or qualifications for Federal civilian employment or for access to classified information, the disclosure of which would reveal the identity of the person who furnished information pursuant to a promise that his/her identity would be held in confidence;
- (k)(6) testing or examination material used to determine individual qualifications for appointment or promotion in Federal Government service the release of which would compromise the testing or examination process;
- (k)(7) material used to determine potential for promotion in the armed services, the disclosure of which would reveal the identity of the person who furnished the material pursuant to a promise that his/her identity would be held in confidence.

U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

REPORT OF INVESTIGATION (CLOSED)

26FEB14

DEATH (II)

CONTROL: 03FEB14-SWMY-0005-7HNA/C

V/KETTERER, TODD MARTIN/CAPT USA
M/W/AOO3/S (b)(6), (b)(7)(C) /22MAR76/MILWAUKEE, WI
SUPP: NAVAL POSTGRADUATE SCHOOL STUDENT

COMMAND/NAVAL SUPPORT ACTIVITY MONTEREY /61014

MADE AT/SWMY/RESIDENT UNIT MONTEREY (b)(6), (b)(7)(C) SPECIAL AGENT

EXHIBIT(S)

- (1) IA: ACQUISITION OF OUTLOOK ACCOUNT DATA FOR
V/KETTERER/06FEB14
- (2) IA: ACQUISITION OF ATTENDANCE INFORMATION FOR
V/KETTERER/04FEB14

EXECUTIVE SUMMARY

1. On 03Feb14 at approximately 2030 hours, NCISRU Monterey received notification of the apparent suicide of CPT Todd Martin KETTERER (V/KETTERER), USA, who was found deceased in his residence aboard the La Mesa military housing community in Monterey, CA, from a suspected self-inflicted gunshot wound to the head. Army CID, Monterey, CA, processed the crime scene on 03Feb14. On 04Feb14, Army CID requested NCISRU Monterey's assistance in obtaining the contents of V/KETTERER's Naval Postgraduate School (NPS) email account and other information related to V/KETTERER's activities and whereabouts during the days and hours preceding his death. NCISRU Monterey provided the requested information to Army CID. No additional investigative assistance has been requested of NCISRU Monterey. This case is closed.

NARRATIVE

1. This reciprocal investigation was opened to document investigative assistance provided by NCISRU Monterey, CA, to Army CID in its investigation of an apparent suicide of an Army officer assigned to the Naval Postgraduate School (NPS), Monterey, CA. No criminal statutes apply.

2. On 03Feb14 at approximately 2030 hours, NCISRU Monterey received notification from Naval Support Activity Monterey (NSAM) police of the apparent suicide of CPT Todd Martin KETTERER (V/KETTERER), USA, who was found deceased from a suspected self-inflicted gunshot wound to the head. V/KETTERER, who began his first quarter of study at NPS in January 2014, was found deceased in his residence aboard the La Mesa military housing community in Monterey, CA.

3. Around 2100 hours on 03Feb14, NCISRU Monterey spoke to (b)(6), (b)(7)(C) Army CID Special Agent in Charge, whose team was processing the death scene. NCISRU Monterey offered investigative assistance to (b)(6), (b)(7)(C) who indicated

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U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

CONTROL: 03FEB14-SWMY-0005-7HNA/C

26Feb14

no immediate assistance from NCISRU Monterey was needed to process the scene. V/KETTERER's autopsy is pending completion by the Monterey County Sheriff's Office (MCSO).

4. On 04Feb14, NCISRU Monterey spoke to (b)(6), (b)(7)(C) and Army CID Special Agent (b)(6), (b)(7)(C) who requested assistance in obtaining the contents of V/KETTERER's NPS email account and other information related to V/KETTERER's activities and whereabouts during the days and hours preceding his death. NCISRU Monterey provided the requested information to Army CID; Exhibits (1)-(2) pertain. No additional investigative assistance has been requested of NCISRU Monterey. This case is closed.

DISTRIBUTION

NCISHQ:0023

INFO :002P/SWMY/SWLM/SWFO/US ARMY CID, MONTEREY, CA ((SAC (b)(6), (b)(7)(C)) (M)

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U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

REPORT OF INVESTIGATION (CLOSED)

03FEB14

SEXUAL ASSAULT - ADULT (II)

CONTROL: 29NOV12-SWMY-6004-8SNA/C

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

COMMAND/NIOC, GA/41246

MADE AT/SEKB/RESIDENT AGENCY KINGS BAY (b)(6), (b)(7)(C) SPECIAL AGENT

REFERENCE(S)

- (A) NCISRU MONTEREY CA ROI (INTERIM)/28JAN13
- (B) NCISRA KINGS BAY GA ROI (INTERIM) (CONTAINS EXHIBITS 1-7)/06FEB13
- (C) NCISRA KINGS BAY GA ROI (INTERIM) (CONTAINS EXHIBITS 8-11)/21MAR13
- (D) NCISRA KINGS BAY ROI (INTERIM) (CONTAINS EXHIBIT 12)/07JUN13
- (E) NCISRA KINGS BAY GA ROI (INTERIM)/11SEP13
- (F) NCISRA KINGS BAY ROI (INTERIM)/12NOV13

EXECUTIVE SUMMARY

1. On 28Nov12, The Center for Information Dominance Unit (CIDU), Defense Language Institute (DLI), Monterey, CA, reported to NCISRU Monterey (b)(6), (b)(7)(C) disclosed on a pre-graduation survey that she was raped while attending DLI. (b)(6), (b)(7)(C) refused to provide an initial interview to NCIS and advised she would provide a statement upon her impending transfer to Navy Information Operations Command (NIOC), GA. (b)(6), (b)(7)(C) was provided a DoD Victim-Witness Pamphlet. Subsequently, (b)(6), (b)(7)(C) completed a Permanent Change of Station (PCS) and the investigation was transferred to NCISRA Kings Bay, GA. On 23Jan13, NCISRA Kings Bay Special Agents met with (b)(6), (b)(7)(C) in Augusta, GA, where she provided a written sworn statement detailing how she was sexually assaulted on 15Oct11, by (b)(6), (b)(7)(C) in a navy Gateway Inns and Suites hotel room aboard Naval Post Graduate School (NPGS), Monterey, CA. (b)(6), (b)(7)(C) detailed how she, (b)(6), (b)(7)(C) and three other USN sailors were drinking alcohol in the hotel room following their attendance at the Navy Ball aboard the NPGS. She further described how she became intoxicated, fell asleep on the floor and awoke later in the evening, at an unknown time, with (b)(6), (b)(7)(C) on top of her having vaginal sexual intercourse with her. (b)(6), (b)(7)(C) explained she was only awake for a few seconds before falling back unconscious. She further explained that when she awoke the next morning, (b)(6), (b)(7)(C) was no longer in the room. (b)(6), (b)(7)(C) stated she and (b)(6), (b)(7)(C) had engaged in a previous sexual relationship; however, they were no longer romantically involved and that night she was unconscious and not consenting to sexual intercourse. (b)(6), (b)(7)(C) advised she did not immediately report the incident because she was fearful of being separated from the USN for underage drinking. The three sailors present in the room that night were also interviewed; however, only (b)(6), (b)(7)(C) recalled the incident. (b)(6), (b)(7)(C) advised he awoke during the night to use the restroom and observed (b)(6), (b)(7)(C) with his pants down, getting up from between (b)(6), (b)(7)(C) legs. (b)(6), (b)(7)(C) stated he assumed they were engaged in sexual activity and it was consensual because he was aware both had been in a previous relationship. (b)(6), (b)(7)(C) did

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U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

CONTROL: 29NOV12-SWMY-6004-8SNA/C

03Feb14

not complete a sexual assault exam. The crime scene, while not active given the delay in notification, was documented. (b)(6), (b)(7)(C) chose not to speak with NCIS about the criminal allegations against him when he was interviewed on 23Jan13. Initially, on 28Dec12, a Military Protective Order (MPO) was issued to (b)(6), (b)(7)(C) to have no further contact with (b)(6), (b)(7)(C) however, the MPO has since expired as of 31Mar13, at the direction of the Command. On 12Dec13, (b)(6), (b)(7)(C) was found not guilty of all charges at a General Courts Martial convened in Jacksonville, FL. This investigation is closed.

NARRATIVE

1. This reactive investigation was initiated regarding the suspected violation of the Uniform Code of Military Justice (UCMJ) Article 120 (Aggravated Sexual Assault).

2. Subsequent to the submissions of References (A)-(F), LN1 (b)(6), (b)(7)(C) USN, Region Legal Services Office (RLSO) Southeast Trial Counsel, Jacksonville, FL, advised the RLSO tried (b)(6), (b)(7)(C) at a General Courts Martial (GCM) on 12Dec13, in Jacksonville, FL. Subsequently, (b)(6), (b)(7)(C) was found not guilty of Article 120. This investigation is closed.

DISTRIBUTION

NCISHQ:0023

INFO :SEFO/SEKB

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U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

REPORT OF INVESTIGATION (CLOSED)

15JAN15

CONFLICT OF INTEREST (II)

CONTROL: 02SEP10-SWLA-0056-4CNA/C

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

X/DACAR ENTERPRISE LLC/
SANTA PAULA, CA
V/US GOVERNMENT/
SAN DIEGO, CA

COMMAND/NAVAL POSTGRADUATE SCHOOL, MONTEREY, CA/62271

MADE AT/SWND/RESIDENT AGENCY SAN DIEGO (b)(6), (b)(7)(C) SPECIAL AGENT

REFERENCE(S)

- (A) NCISRA LOS ANGELES CA ROI (INTERIM) (CONTAINS EXHIBITS 1-17)/08NOV10
- (B) NCISRA LOS ANGELES CA ROI (INTERIM) (CONTAINS EXHIBITS 18-28)/17JAN11
- (C) NCISRA LOS ANGELES CA ROI (INTERIM) (CONTAINS EXHIBITS 29-30)/21MAR11
- (D) NCISRA LOS ANGELES CA ROI (INTERIM) (CONTAINS EXHIBITS 31-36)/09JUN11
- (E) NCISRA LOS ANGELES CA ROI (INTERIM) CONTAINS EXHIBITS 37-40)/10AUG11
- (F) NCISRA LOS ANGELES CA ROI (INTERIM) (CONTAINS EXHIBITS 41-42)/13OCT11
- (G) NCISRA LOS ANGELES CA ROI (INTERIM) (CONTAINS EXHIBIT 43)/27DEC11
- (H) NCISRA LOS ANGELES CA ROI (INTERIM) (CONTAINS EXHIBIT 44)/09MAR12
- (I) NCISRA LOS ANGELES CA ROI (INTERIM)/02MAY12
- (J) NCISRA LOS ANGELES CA ROI (INTERIM)/09JUL12
- (K) NCISRA LOS ANGELES CA ROI (INTERIM)/11SEP12
- (L) NCISRA LOS ANGELES CA ROI (INTERIM)/25JAN13
- (M) NCISRA LOS ANGELES CA ROI (INTERIM)/24APR13
- (N) NCISRA LOS ANGELES CA ROI (INTERIM)/01AUG13
- (O) NCISRA LOS ANGELES CA ROI (INTERIM)/03OCT13
- (P) NCISRA LOS ANGELES CA ROI (INTERIM)/29NOV13
- (Q) NCISRA LOS ANGELES CA ROI (INTERIM)/31JAN14
- (R) NCISRA LOS ANGELES CA ROI (INTERIM)/10APR14
- (S) NCISRA LOS ANGELES CA ROI (INTERIM)/26JUN14
- (T) NCISRA LOS ANGELES CA ROI (INTERIM)/02SEP14
- (U) NCISRA SAN DIEGO ROI (INTERIM) (CONTAINS EXHIBITS 45-48)/10NOV14

EXHIBIT(S)

- (49) IA: RESULTS OF INTERVIEW OF (b)(6), (b)(7)(C) /18DEC14
- (50) IA: RESULTS OF CONTACT WITH AUSA (b)(6), (b)(7)(C) 15JAN15

EXECUTIVE SUMMARY

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U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

CONTROL: 02SEP10-SWLA-0056-4CNA/C

15Jan15

1. This investigation was initiated based on a referral from the Naval Postgraduate School (NPS) Monterey, CA Inspector General's (IG) office regarding alleged conflict of interest violations involving (b)(6), (b)(7)(C) (b)(6), (b)(7)(C) As background, (b)(6), (b)(7)(C) was (b)(6), (b)(7)(C) of the Center for Asymmetric Warfare (CAW), Naval Air Weapons Station (NAWS), Point Mugu, CA until he retired in October 2009. The CAW is a research and training center, which falls under the command of the NPS. (b)(6), (b)(7)(C) retired with the intent of being rehired following a mandatory ninety (90) day leave of absence. The information from the IG alleged (b)(6), (b)(7)(C) not only failed to abide by the leave of absence, but continued to work and represent himself as (b)(6), (b)(7)(C) of the CAW. Additionally, it was alleged that (b)(6), (b)(7)(C) used federal funds to pay for a lobbyist to lobby Congress for additional funding for the CAW. Witness interviews confirmed (b)(6), (b)(7)(C) failed to adhere to the 90 day leave of absence and continued to report to the CAW after October 2009; however, it was determined (b)(6), (b)(7)(C) never actually returned to federal government employment following his retirement in Oct09. Witness interviews also indicated the primary purpose of one CAW subcontractor was allegedly to find and secure funding for the CAW and as such obtained Congressional ADDS for the CAW. Three Department of Defense Inspector General (DoDIG) subpoenas were served pursuant to this investigation and were reviewed. During this investigation, third hand information received alleged Commander Navy Installations Command (CNIC) made inquiries about how or where the CAW spent CNIC funds. Investigative efforts revealed CNIC, San Diego, CA believed over \$500,000.00 of CNIC funds were misappropriated by the CAW. A relevant employee of Battelle, a CAW contractor, was interviewed regarding the suspected mismanagement of the CNIC's funds by the CAW, but emails between the CNIC and CAW were noted in captioned investigation which showed the two parties had reached a mutual understanding on the issue. In September 2012, the Defense Contract Audit Agency (DCAA) commenced its investigative audit of the allegations, but DCAA later suspended its review of the documentation as they determined they did not have jurisdiction on this matter, and a DCAA report was never generated. NCIS subsequently reviewed the documents, but no information related to the suspected mismanagement of the CNIC's funds was found nor was any indication noted of criminal activity related to this. On 18Dec14, (b)(6), (b)(7)(C) was interviewed but denied the allegations against him. On 08Jan15, Assistant U.S. Attorney (AUSA) (b)(6), (b)(7)(C) Southern District of California was briefed on the results of this investigation, and she subsequently declined prosecution. This investigation is now closed.

NARRATIVE

1. This reactive investigation is being conducted pursuant to suspected violations of 5 U.S.C. 6306 (Annual leave; refund of lump-sum payment; recredit of annual leave) and 18 U.S.C. 1913 (Anti-Lobbying Act).
2. On 18Dec14, (b)(6), (b)(7)(C) was interviewed but denied the allegations against him; Exhibit (49) pertains.
3. On 08Jan15, Assistant U.S. Attorney (AUSA) (b)(6), (b)(7)(C) Southern District of California was briefed on the results of this investigation, and she subsequently declined prosecution; Exhibit (50) pertains.

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CONTROL: 02SEP10-SWLA-0056-4CNA/C

15Jan15

4. This investigation is now closed.

DISCLOSURE ACCOUNTING

1. A copy of this report will be submitted to (b)(6), (b)(7)(C) Civ, Assistant U.S. Attorney for the Southern District of California, for law enforcement purposes.

PARTICIPANTS

(b)(6), (b)(7)(C) SPECIAL AGENT, RESIDENT AGENCY VENTURA

DISTRIBUTION

NCISHQ:023A

INFO :002P/AUSA's Office, Southern District of California

(AUSA(b)(6), (b)(7)(C) (E) /SWND/

SWFO

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U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

REPORT OF INVESTIGATION (CLOSED)

06MAY14

SPECIAL INQUIRY (II)

CONTROL: 02MAY12-SWMY-0018-7XNA/C

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

COMMAND/NAVAL POSTGRADUATE SCHOOL/62271

MADE AT/SWMY/RESIDENT UNIT MONTEREY (b)(6), (b)(7)(C) SPECIAL AGENT

REFERENCE(S)

- (A) NCISRU MONTEREY CA ROI (INTERIM) (CONTAINS EXHIBITS 1-2)/19JUN12
- (B) NCISRU MONTEREY CA ROI (INTERIM)/09AUG12
- (C) NCISRU MONTEREY CA ROI (INTERIM)/10OCT12
- (D) NCISRU MONTEREY CA ROI (INTERIM)/05DEC12
- (E) NCISRU MONTEREY CA ROI (INTERIM)/04FEB13
- (F) NCISRU MONTEREY CA ROI (INTERIM)/02APR13
- (G) NCISRU MONTEREY CA ROI (INTERIM)/29MAY13
- (H) NCISRU MONTEREY CA ROI (INTERIM)/06AUG13
- (I) NCISRU MONTEREY CA ROI (INTERIM)/01OCT13
- (J) NCISRU MONTEREY CA ROI (INTERIM)/27NOV13
- (K) NCISRU MONTEREY CA ROI (INTERIM)/23JAN14
- (L) NCISRU MONTEREY CA ROI (INTERIM)/24MAR14

EXECUTIVE SUMMARY

1. On or about 30Apr12, (b)(6), (b)(7)(C) attempted to enter the Naval Postgraduate School (NPS), Monterey, CA, by presenting an identification card indicating (b)(6), (b)(7)(C) was a USMC reservist with the rank of Lance Corporal (E-3). However, (b)(6), (b)(7)(C) was wearing a USMC uniform with the insignia of Gunnery Sergeant (E-7). When questioned by Naval Support Activity Monterey (NSAM) police, (b)(6), (b)(7)(C) stated he worked for "CID," but had left his credentials at home. (b)(6), (b)(7)(C) then fled the scene in his vehicle. NSAM Detective (b)(6), (b)(7)(C) requested limited NCIS assistance in support of his investigation. Various attempts to locate and contact (b)(6), (b)(7)(C) met with negative results. (b)(6), (b)(7)(C) has been barred from NSAM facilities. The U.S. Army Judge Advocate General (JAG) office, Defense Language Institute (DLI), Monterey, CA, under its Special Assistant United States Attorney (SAUSA) authority, filed various misdemeanor charges against (b)(6), (b)(7)(C) related to the incident at NPS, as well as additional charges (b)(6), (b)(7)(C) stemming from a similar, subsequent incident at DLI. On 07Apr14, (b)(6), (b)(7)(C) pled guilty to one charge of trespassing on federal property and received a \$250 fine and 40 hours of community service. This case is closed.

NARRATIVE

1. This reciprocal investigation pertains to suspected violations of 18 USC 1036 (Entry By False Pretenses to Real Property), 18 USC 912

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U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

CONTROL: 02MAY12-SWMY-0018-7XNA/C

06May14

(Impersonate Officer or Employee of the United States) and 18 USC 1382 (Entering Military, Naval or Coast Guard Property), as well as California Penal Code Section 148 (Resisting, Delaying or Obstructing Officer) and Section 2800 (Failure to Obey Police Officer), among others.

2. Since the submission of Reference (L), on 07Apr14, (b)(6), (b)(7)(C) (b)(6), (b)(7)(C) CIV, pled guilty at U.S. District Court, Northern District of California, San Jose, CA, to one charge of trespassing on federal property and received a \$250 fine and 40 hours of community service. This case is closed.

DISTRIBUTION

NCISHQ:0023

INFO :002P/SWFO/SWLM/SWMY/COMMAND (H)

WARNING

U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

REPORT OF INVESTIGATION (CLOSED)

11MAR11

NARCOTICS (II)

CONTROL: 28MAY10-SWND-0413-7NNA/C

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

COMMAND/DOD INTEREST/00000

MADE AT/SWND/SAN DIEGO CA (b)(6), (b)(7)(C) SPECIAL AGENT

REFERENCES

- (A) NCISFO Southwest San Diego CA CASE FILE/OPERATION (b)(7)(E)
CCN: 08APR10-SWND-0245-7NUO
- (B) NCISFO Southwest San Diego CA ROI (INTERIM)/02Aug10 (Contains Exhibits 1 and 2)
- (C) NCISFO Southwest San Diego CA ROI (INTERIM)/04Oct10
- (D) NCISFO Southwest San Diego CA ROI (INTERIM)/06Jan11

EXECUTIVE SUMMARY

1. As detailed in Reference (A), on 08Apr10, OPERATION (b)(7)(E) was initiated as an undercover operation targeting narcotics dealers whose customer base are active duty military members of the United States Navy and United States Military within the city of and surrounding cities of Monterey, CA. Specifically, those members assigned to the USN's Center for Information Dominance Detachment (CIDD) Monterey, Defense Language Institute, Presidio of Monterey, and the Naval Post Graduate School. A working group was formed between NCISFO Southwest and Monterey Police Department (MPD), Narcotics Section, to focus on narcotics activity. On 27May10, an NCIS undercover agent purchased psilocybin mushrooms from (b)(6), (b)(7)(C) (b)(6), (b)(7)(C) is believed to be responsible for said mushrooms reaching USN personnel. On 20Oct10, (b)(6), (b)(7)(C) was sentenced to 90 days confinement followed by probation for three (3) years. (b)(6), (b)(7)(C) investigation has been adjudicated. This investigation is closed.

NARRATIVE

1. The reactive investigation was initiated as a result of criminal intelligence obtained under Reference (A) and pertains to suspected violation of California Health and Safety (H&S) 11350(a) (sales and transportation) of a controlled substance.

2. On 20Oct10, (b)(6), (b)(7)(C) was sentenced to 90 days probation, three (3) years probation and fined \$860.00 in the Superior Court of California, County of Monterey, CA. This investigation is closed.

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INFO: SWND

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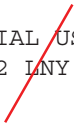
CONTROL: 28MAY10-SWND-0413-7NNA/C

11Mar11

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REPORT OF INVESTIGATION (CLOSED)

27MAY14

SPECIAL INQUIRY (II)

CONTROL: 27JAN14-SWMY-0004-7XNA/C

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

COMMAND/NAVAL SUPPORT ACTIVITY MONTEREY /61014

MADE AT/SWMY/RESIDENT UNIT MONTEREY (b)(6), (b)(7)(C) SPECIAL AGENT

REFERENCE(S)

(A) NCISRU MONTEREY ROI (INTERIM) (CONTAINS EXHIBITS 1-3)/27MAR14

EXHIBIT(S)

(4) IA: RESULTS OF ATTEMPTS TO OBTAIN POLICE REPORT/27MAY14

EXECUTIVE SUMMARY

1. On 27Jan14, NCISRU Monterey received a copy of a SITREP, dated 25Jan14, from the Naval Postgraduate School (NPS), Monterey, CA, indicating that (b)(6), (b)(7)(C) CIV, currently employed as a lecturer at the Defense Resources Management Institute (DRMI), NPS, was arrested by the San Benito County Sheriff's Office (SBCSO) on 24Jan14 after calling 911 from his residence in Hollister, CA. (b)(6), (b)(7)(C) reported there was a dead body in his residence. When police arrived, (b)(6), (b)(7)(C) emerged from a barricade near the side of the road wearing a kevlar helmet and fatigues. (b)(6), (b)(7)(C) obeyed police commands and surrendered. (b)(6), (b)(7)(C) had several loaded rifle magazines and a loaded handgun magazine in his pockets. Behind the barricade was one high-powered rifle with a scope, a high-powered rifle without a scope, a pump action shotgun and semi-automatic handgun. All four weapons were loaded with the safeties in the "off" positions. In addition to the firearms, (b)(6), (b)(7)(C) had hydration beverages, an alcoholic beverage, a blanket, binoculars and a large bag of rifle ammunition. (b)(6), (b)(7)(C) was arrested and booked at the San Benito County Jail on various felony charges (b)(6), (b)(7)(C) was (b)(6), (b)(7)(C)

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

The NPS Security Manager suspended (b)(6), (b)(7)(C) security clearance and indicated (b)(6), (b)(7)(C) does not have a classified NPS email/computer account. (b)(6), (b)(7)(C) was barred from Naval Support Activity Monterey (NSAM), CA, installations on 31Jan14. NCISRU Monterey offered investigative assistance to SBCSO. However, no assistance was requested and none is anticipated. Repeated attempts to obtain a copy of the SBCSO police report documenting the events of 24Jan14 yielded negative results. (b)(6), (b)(7)(C) remains incarcerated pending local prosecution. This case is closed.

NARRATIVE

1. This details and disposition investigation was opened to report the results of a local civilian investigation pertaining to suspected violations

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U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

CONTROL: 27JAN14-SWMY-0004-7XNA/C

27May14

of various California Penal Code (CPC) sections, including CPC 246 (Shoot at Inhabited Dwelling/Vehicle), CPC 245(b) (Assault Person with Semiautomatic Firearm) and CPC 422 (Threaten Crime with Intent to Terrorize).

2. Since the submission of Reference (A), numerous attempts to obtain the San Benito County Sheriff's Office (SBCSO) report detailing the events of 24Jan14 met with negative results; Exhibit (4) pertains.

3. On 13May14, Naval Postgraduate School (NPS) Information Technology and Communications Services (ITACS) reported (b)(6), (b)(7)(C) requested a copy of all of his personal files from his NPS computer.

4. (b)(6), (b)(7)(C) remains incarcerated pending local prosecution. No requests for assistance have been made by SBCSO and (b)(6), (b)(7)(C) is barred from access to NPS. This case is closed.

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NCISHQ:0023

INFO :002P/SWLM/SWMY/SWFO/COMMAND (H)

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REPORT OF INVESTIGATION (CLOSED)

19JAN05

SEX ABUSE - CHILD (II)

CONTROL: 07MAY04-SWYM-0032-8BNA/C

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

COMMAND/NAVAL POSTGRADUATE SCHOOL, MONTEREY CA/62271

MADE AT/SWYM/MONTEREY CA (b)(6), (b)(7)(C) SPECIAL AGENT

REFERENCE(S) (S)

- (A) NCISRU Monterey ROI (INTERIM)/19JUL04=85 (Contains exhibits 1-6)
- (B) NCISRU Monterey ROI (INTERIM)/16SEP04=85 (Contains exhibit 7)
- (C) NCISRU Monterey ROI (INTERIM)/29NOV04

EXHIBIT(S)

- (8) Correspondence from NPS SJA/Variou=85 (Copy 0023 Only)

EXECUTIVE SUMMARY

1. (b)(6), (b)(7)(C) government laptop computer was found to contain several thousand pornographic images, several of which may have depicted women under the age of 18. (b)(6), (b)(7)(C) is a (b)(6), (b)(7)(C) professor at the Naval Postgraduate School (NPS), Monterey, CA. Reporting Agent (RA) interviewed (b)(6), (b)(7)(C) who admitted to using the Internet to download adult pornography onto his government laptop computer but denied knowingly downloading child pornography. Technical investigative aid was considered during the course of this investigation. A forensic examination of the computer's hard drive revealed eleven images that may have constituted child pornography. Investigation was brought before the Monterey County District Attorney's Office, Monterey, CA and the United States Attorney's Office for the Northern District of California who both declined to prosecute. References (A) through (C) pertain.

2. On 13JAN05, NPS Staff Judge Advocate (SJA) advised (b)(6), (b)(7)(C) received a 14-day suspension. This investigation is closed.

NARRATIVE

1. This reactive investigation into suspected violation of 18 USC 2252 (child pornography) and/or California Penal Code 311 (obscene matter) was initiated after (b)(6), (b)(7)(C) government laptop computer was found to contain several thousand pornographic images, several of which may have depicted women under the age of 18. Investigation was brought before the United States Attorney's Office, San Jose, CA and the Monterey County District Attorney's Office, Monterey, CA who both declined to prosecute. On 13JAN05, LCDR (b)(6), (b)(7)(C)

NPS, SJA, provided RA with correspondence from NPS Human Resources Office (HRO). HRO advised that (b)(6), (b)(7)(C) was given a 14-day suspension and the case is closed. Exhibit (8) pertains.

2. (b)(6), (b)(7)(C) declined to provide fingerprints and photographs during the course of this investigation. (b)(6), (b)(7)(C) government laptop computer will be provided to the NPS Network Security Group in order

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CONTROL: 07MAY04-SWMY-0032-8BNA/C

19Jan05

to sanitize hard drive.

ACTION

0023: Pen change exhibit (1) in reference (B) to (7)

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INFO: SWPH/SWND/Command (M)

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U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

REPORT OF INVESTIGATION (CLOSED)

16DEC04

INDECENT ASSAULT (II)

CONTROL: 02AUG04-SWMY-0051-8DNA/C

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

COMMAND/CRYPTOLOGY COMMAND DETACHMENT/31050

MADE AT/SWMY/MONTEREY CA (b)(6), (b)(7)(C) SPECIAL AGENT

REFERENCE(S) (S)

- (A) NCISRU Monterey ROI (INTERIM)/17AUG04=85 (Contains Exhibits 1-11)
- (B) NCISRU Monterey ROI (INTERIM)/01NOV04

EXHIBIT(S)

- (12) IA: Results of Interview of (b)(6), (b)(7)(C) 05NOV04=85 (Copy 0023 only)
- (13) Investigating Officer's Report (b)(6), (b)(7)(C) 03DEC04=85 (Copy 0023 only)
- (14) Photographs of (b)(6), (b)(7)(C) (Orig. 0023 only)
- (15) Fingerprint cards of (b)(6), (b)(7)(C) Orig. 0023CL only)

EXECUTIVE SUMMARY

1. This reactive investigation into suspected violation of Article 134 UCMJ (Indecent Assault) was initiated upon information from LCDR (b)(6), (b)(7)(C) Officer in Charge, Center for Cryptology Detachment (CCD), Defense Language Institute (DLI), Monterey CA that (b)(6), (b)(7)(C) indecently assaulted (b)(6), (b)(7)(C) at his residence at (b)(6), (b)(7)(C) Seaside, CA, during MAR03. On 02AUG04, Reporting Agent (RA) interviewed (b)(6), (b)(7)(C) who stated that (b)(6), (b)(7)(C) forced her to perform oral sex on him while at (b)(6), (b)(7)(C) on-base residence sometime in MAR03. At the time, the only other individuals in the residence where (b)(6), (b)(7)(C) all of whom were all asleep. (b)(6), (b)(7)(C) was initially reluctant to report the allegations to command for fear of reprisals from (b)(6), (b)(7)(C). On 05AUG04, RA interviewed (b)(6), (b)(7)(C) who stated the oral sex with (b)(6), (b)(7)(C) was consensual. (b)(6), (b)(7)(C) declined a permissive search of his residence. Technical investigative aid was considered during course of this investigation. Witness interviews revealed (b)(6), (b)(7)(C) is suspected of sexually harassing one other female sailor within his command. On 20AUG04, (b)(6), (b)(7)(C) contacted RA and declined to be interviewed. Additional witness interviews could not provide definitive corroborative information concerning (b)(6), (b)(7)(C) allegations, references (A) and (B) pertain. On 05NOV04, (b)(6), (b)(7)(C) (b)(6), (b)(7)(C) was interviewed. (b)(6), (b)(7)(C) stated that (b)(6), (b)(7)(C) told him (b)(6), (b)(7)(C) sexually assaulted her a year ago. An Article 32 hearing, held on 16NOV04, recommended that all charges and specifications against (b)(6), (b)(7)(C) be dropped. On 15DEC04, command notified RA that no further administrative or judicial action would be taken against (b)(6), (b)(7)(C). On 15DEC04, RA contacted (b)(6), (b)(7)(C) and apprised her of the results of investigation. This investigation is closed.

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CONTROL: 02AUG04-SWMY-0051-8DNA/C

16Dec04

NARRATIVE

1. On 05NOV04, Participant (b)(6), (b)(7)(C) interviewed (b)(6), (b)(7)(C) (b)(6), (b)(7)(C) stated that sometime in MAR04, (b)(6), (b)(7)(C) told him that (b)(6), (b)(7)(C) sexually assaulted her in MAR03. (b)(6), (b)(7)(C) stated that (b)(6), (b)(7)(C) forced her to perform oral sex on him while she was babysitting at his house. Exhibit (12) pertains.

2. On 16NOV04, (b)(6), (b)(7)(C) Article 32 hearing was held for violation of U.C.M.J Article 134 (indecent assault) and Article 92 (failure to obey order and regulation). On 05DEC04 Investigating Officer, LT (b)(6), (b)(7)(C) USNR, recommended all charges against (b)(6), (b)(7)(C) be dropped. Exhibit (13) pertains. On 15DEC04, command advised RA that no administrative or judicial action would be taken against (b)(6), (b)(7)(C)

3. On 15DEC04, RA telephonically contacted (b)(6), (b)(7)(C) to apprise her of results of investigation. RA provided (b)(6), (b)(7)(C) with a safety brief and confirmed that (b)(6), (b)(7)(C) is engaged with command SAVI representative.

4. Photographs of (b)(6), (b)(7)(C) are being forwarded for inclusion in the NCISHQ master file, exhibit (14) pertains. Fingerprint cards of (b)(6), (b)(7)(C) are being forwarded to 0023CL for retention, exhibit (15) pertains.

PARTICIPANT(S)

(b)(6), (b)(7)(C) Special Agent, NCISFO Hawaii

ACTION

HIHN: Reference (B) requested (b)(6), (b)(7)(C) USN be interviewed.

Lead tasking to interview (b)(6), (b)(7)(C) is cancelled.

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ACTION: HIHN/0023CL

INFO: SWPH/SWND/HIHN/Command (M)

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REPORT OF INVESTIGATION (CLOSED)

21DEC04

DEATH (II)

CONTROL: 29JUL04-SWMY-0049-7HNA/C

V/LEENTJES, PETER/CIV (DECEASED)

M/W/FNCA/N/[REDACTED] 03OCT45/FRIESLAND, NETHERLANDS

COMMAND/NAVAL POSTGRADUATE SCHOOL/62271

MADE AT/SWMY/MONTEREY CA [REDACTED] SPECIAL AGENT

REFERENCE(S) (S)

- (A) NCISRU Monterey ROI (INTERIM)/10SEP04=85 (Contains exhibits 1-15)
- (B) NCISRU Monterey ROI (INTERIM)/17AUG04=85 (Contains exhibits 16-17)

EXHIBIT(S)

- (18) Photograph negatives of death scene examination/29JUL04=85 (Copy 0023 Only)

EXECUTIVE SUMMARY

1. On 28JUL04, at approximately 1815, V/LEENTJES collapsed while playing volleyball at the Naval Postgraduate School (NPS) sand volleyball court. Witnesses initiated CPR after it was determined V/LEENTJES was unresponsive and had no pulse. Emergency medical personnel transported V/LEENTJES to the Community Hospital of the Monterey Peninsula (CHOMP) where he was pronounced dead at approximately 1854. An autopsy performed by the Monterey County Coroner's Office determined the cause of death to be Ischemic Heart Disease due to Coronary Artery Atherosclerosis and the manner of death to be natural. Toxicology results were negative. V/LEENTJES, a Canadian citizen, was a contractor for "Complex Solutions" and had been aboard NPS to teach a three-week course at the Center for Civil and Military Relations. References (A) and (B) pertain.

2. On 16DEC04, a Southwest Field Office Death Review Panel (DRP) granted authority to close investigation. This investigation is closed.

NARRATIVE

1. On 16DEC04 the Southwest Field Office DRP concluded that all logical investigative leads had been completed and that no issues remained unresolved. DRP granted authority to close investigation.

2. Photograph negatives of death scene examination are being forwarded for inclusion in the NCISHQ master file, exhibit (18) pertains. Pen change exhibits (1) and (2) in reference (B) to (16) and (17) respectively.

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INFO: SWPH/SWND/Command (M)

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CONTROL: 29JUL04-SWMY-0049-7HNA/C

21Dec04

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REPORT OF INVESTIGATION (CLOSED)

29SEP11

SPECIAL INQUIRY (II)

CONTROL: 22AUG11-SWMY-0069-7XNA/C

I/SALINAS, CA/REQUEST FOR TECHNICAL SUPPORT BY SALINAS PD

COMMAND/NON-DOD INTEREST/00000

MADE AT/SWMY/MONTEREY CA (b)(6), (b)(7)(C) SPECIAL AGENT

EXHIBITS

- (1) IA: Results of Telephonic Contact with (b)(6), (b)(7)(C) Chief of Police, City of Salinas Police Department/23AUG11...(0023B only)
- (2) IA: Results of Meeting with Sergeant (b)(6), (b)(7)(C) Investigations Sergeant, City of Salinas Police Department/23AUG11...(0023B only)
- (3) IA: Results of Technical Investigative Support/28SEP11...(0023B only)

EXECUTIVE SUMMARY

1. On 18 August 2011, NCISRU Monterey was contacted in person by (b)(6), (b)(7)(C) Deputy Chief of Police, Naval Support Activity Monterey (NSAM) Police Department, Monterey, CA, regarding a request for specific, limited technical support by the City of Salinas Police Department, Salinas, CA. (b)(6), (b)(7)(C) advised he had been contacted by (b)(6), (b)(7)(C) Chief of Police, City of Salinas Police Department, Salinas, CA, who was seeking to have some video footage enhanced in order to help identify a shooting suspect. Participating Agent (PA) (b)(6), (b)(7)(C) subsequently contacted Technical Services Detachment Norfolk (23TV), which has the necessary equipment and/or software to enhance video. PA (b)(6), (b)(7)(C) 23TV, subsequently received and enhanced the media supplied by Salinas PD and has returned it for their investigative use. Active investigation is complete. This case is closed.

NARRATIVE

1. This investigation was initiated following a request for specific, limited technical assistance from the City of Salinas, CA Police Department (SPD) made to NCIS via the Naval Support Activity Monterey (NSAM) Police Department, Monterey, CA. The request pertains to suspected violations of California Penal Code (CPC) Section 187 (Murder).

2. On 22 August 2011, Participating Agent (PA) (b)(6), (b)(7)(C) had telephonic contact with (b)(6), (b)(7)(C) Chief of Police, SPD, who described the background and significance of the homicide case with which his Department was seeking technical assistance, Exhibit (1) pertains.

3. On 22 August 2011, PA (b)(6), (b)(7)(C) met with Sergeant (b)(6), (b)(7)(C), Investigations Sergeant, SPD. The video tape in question was reviewed and (b)(6), (b)(7)(C) requested NCIS assistance to help identify tattoos of a shooting suspect, suspected of being who murdered a student on the athletic field of Alisal High School, Salinas, CA, on the morning of 01 October 2010. A copy of the video

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CONTROL: 22AUG11-SWMY-0069-7XNA/C

29Sep11

clip was provided to NCIS on disc along with digital copies of relevant still photos derived from the video. PA (b)(6), (b)(7)(C) also obtained hard copies of arrest photographs of (b)(6), (b)(7)(C) which detail the tattoos on his (b)(6), (b)(7)(C) (b)(7)(C) is currently under arrest for armed robbery, but is also suspected of ten (10) homicides to include the one described supra, Exhibit (2) pertains.

4. On 22 August 2011, the video footage and photographs were forwarded to Technical Services Detachment Norfolk (23TV) via FedEx for analysis. PA (b)(6), (b)(7)(C) provided the results of efforts to clarify the submitted images directly to SPD, Exhibit (3) pertains.

5. Limited assistance requested by SPD is complete. This investigation is closed.

PARTICIPANTS

(b)(6), (b)(7)(C) Special Agent, NCISFO Office of Special Projects - Operations, Monterey, CA
(b)(6), (b)(7)(C) Technical Enforcement Officer, Technical Services Detachment Norfolk, Virginia Beach, VA
(b)(6), (b)(7)(C) Deputy Chief of Police, NSAM Police Department, Monterey, CA
(b)(6), (b)(7)(C) Chief of Police, City of Salinas Police Department, Salinas, CA
Sergeant (b)(6), (b)(7)(C) Investigations Sergeant, City of Salinas Police Department, Salinas, CA

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INFO: SWND/SWPH/SWLM/SWMY/0023TV (E)

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(b)(6), (b)(7)(C) V2 LNY

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REPORT OF INVESTIGATION (CLOSED)

27SEP12

SEXUAL ASSAULT - CHILD (II) CONTROL: 16AUG12-SWMY-0034-8BNA/C

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

COMMAND/NAVAL POSTGRADUATE SCHOOL/62271

MADE AT/SWMY/RESIDENT UNIT MONTEREY (b)(6), (b)(7)(C) SPECIAL AGENT

EXHIBIT(S)

- (1) IA: Receipt and Review of Police Report/17Aug12
- (2) IA: Results of Database Checks for (b)(6), (b)(7)(C) 11Oct12

EXECUTIVE SUMMARY

1. On or about 06AUG12, Reporting Agent (RA) spoke to a woman who alleged (b)(6), (b)(7)(C), a former next-door neighbor, and (b)(6), (b)(7)(C) (now 17 years old), began engaging in inappropriate sexual activities when (b)(6), (b)(7)(C) (the victim) was 15 years old. The woman said these activities took place in Seaside, CA, and reported the Seaside Police Department (SPD) had an open investigation concerning these allegations. RA spoke to the SPD detective in charge of the SPD investigation and obtained pertinent SPD reports. In an SPD interview, the victim said she and (b)(6), (b)(7)(C) kissed and touched one another's genitals. The victim said these activities began when the victim was sixteen years old and were consensual. (b)(6), (b)(7)(C) denied engaging in the aforementioned sexual activities with the victim. The victim did not wish to cooperate further in the SPD investigation. The Monterey County District Attorney's Office declined to prosecute (b)(6), (b)(7)(C) prompting the closure of the SPD case in or around September 2012. Because the alleged sexual activities between (b)(6), (b)(7)(C) and the victim were consensual and began when the victim was sixteen years old, the Staff Judge Advocate (SJA) at the Naval Postgraduate School (NPS) indicated the elements of a crime under the Uniform Code of Military Justice (UCMJ) are not present. This case is closed.

NARRATIVE

1. This details and disposition investigation pertains to a suspected violation of California Penal Code (CPC) 261.5(A) (Unlawful sexual intercourse with a minor).
2. On or about 06AUG12, Reporting Agent (RA) received a phone call from a man identifying himself as (b)(6), (b)(7)(C) said he was a friend of the family of (b)(6), (b)(7)(C) CIV, whose minor daughter (victim) had allegedly engaged in sexual acts with (b)(6), (b)(7)(C) (b)(6), (b)(7)(C) provided (b)(6), (b)(7)(C) contact information. Later that day, RA spoke to (b)(6), (b)(7)(C) who alleged (b)(6), (b)(7)(C) a former next-door neighbor, and (b)(6), (b)(7)(C) (b)(6), (b)(7)(C) now 17 years old), began engaging in inappropriate sexual activities beginning when the victim

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CONTROL: 16AUG12-SWMY-0034-8BNA/C

27Sep12

was 15 years old. (b)(6), (b)(7)(C) said she filed a report in or around October 2011 with Seaside Police Department (SPD), the local jurisdiction within which these activities allegedly occurred.

(b)(6), (b)(7)(C) said she would like a military investigation to proceed against (b)(6), (b)(7)(C) without the cooperation of the victim, who turned eighteen years old in September 2012 and began attending college in August 2012. RA told (b)(6), (b)(7)(C) she would be contacted after RA obtained the SPD report and spoke to the SPD detective in charge of the investigation.

3. RA obtained a copy of the SPD report and spoke to the SPD detective in charge of the investigation, (b)(6), (b)(7)(C) CIV. The SPD report included interviews of the victim, who said she consented to all of the sexual activities with (b)(6), (b)(7)(C) who denied any sexual contact with the victim, Exhibit (1) pertains. The victim indicated that sexual activities began when she was sixteen years old. In December 2011, (b)(6), (b)(7)(C) told (b)(6), (b)(7)(C) she did not want to proceed with criminal charges against (b)(6), (b)(7)(C) and wanted money from (b)(6), (b)(7)(C) to pay for the victim's counseling. (b)(6), (b)(7)(C) contacted (b)(6), (b)(7)(C) again in June 2012, stating she wanted to pursue criminal charges against (b)(6), (b)(7)(C). In July 2012, (b)(6), (b)(7)(C) cancelled an appointment she and the victim had with (b)(6), (b)(7)(C) stating the victim did not want to cooperate in the investigation. On 08AUG12, (b)(6), (b)(7)(C) requested that the case be forwarded to the Monterey County District Attorney for review and disposition.

4. On 04SEP12, RA was informed by (b)(6), (b)(7)(C) that the Monterey County District Attorney's Office declined to prosecute (b)(6), (b)(7)(C) and the SPD investigation was closed. On 08AUG12, RA spoke to CDR (b)(6), (b)(7)(C) USN, JAG, Naval Postgraduate School (NPS), Monterey, CA. (b)(6), (b)(7)(C) indicated he had been made aware of the allegations against (b)(6), (b)(7)(C) (NFI) sometime in the past. Given the victim's age (16) when the inappropriate sexual activities allegedly began and other considerations, (b)(6), (b)(7)(C) indicated he believed the local jurisdiction (Seaside) was the appropriate forum for any judicial action against (b)(6), (b)(7)(C).

5. On 07SEP12, RA informed (b)(6), (b)(7)(C) that military prosecution and investigation of (b)(6), (b)(7)(C) would not proceed. Database queries for (b)(6), (b)(7)(C) revealed no pertinent or derogatory information, Exhibit (2) pertains. This case is closed.

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INFO: SWFO/SWLM/SWMY/002P

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U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

REPORT OF INVESTIGATION (CLOSED)

11JUL11

NARCOTICS (II)

CONTROL: 10JUN10-SWND-0466-7NNA/C

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

COMMAND/DOD INTEREST/00000

MADE AT/SWND/SAN DIEGO CA (b)(6), (b)(7)(C), SPECIAL AGENT

REFERENCE

- (A) NCISFO Southwest San Diego CA CASE FILE/OPERATION (b)(7)(E)
CCN: 08APR10-SWND-0245-7NUO
- (B) NCISFO Southwest San Diego CA ROI (INTERIM)/27Aug10 (Contains Exhibits 1 through 3)
- (C) NCISFO Southwest San Diego CA ROI (INTERIM)/07Oct10
- (D) NCISFO Southwest San Diego CA ROI (INTERIM)/06Jan11
- (E) NCISFO Southwest San Diego CA ROI (INTERIM)/11Mar11
- (F) NCISFO Southwest San Diego CA ROI (INTERIM)/10May11

EXECUTIVE SUMMARY

1. As detailed in Reference (A), on 08Apr10, OPERATION (b)(7)(E) was initiated as an undercover operation targeting narcotics dealers whose customer base are active duty military members of the United States Navy and United States military within the city of and surrounding cities of Monterey, CA. Specifically, those members assigned to the USN's Center for Information Dominance Detachment (CIDD) Monterey, Defense Language Institute, Presidio of Monterey, and the Naval Post Graduate School. A working group was formed between NCISFO Southwest and Monterey Police Department, Narcotics Section, to focus on narcotics activity. On 03Jun10, members of the Cannery Row working group executed a search warrant at the residence of (b)(6), (b)(7)(C) located at (b)(6), (b)(7)(C) California. Subsequently (b)(6), (b)(7)(C) were arrested for possession of methamphetamine. On 26May11, (b)(6), (b)(7)(C) pled guilty and were sentenced in the Superior Court of California, County of Monterey for narcotics related offenses. (b)(6), (b)(7)(C) and (b)(6), (b)(7)(C) were sentenced to minimum confinement, followed by probation and fined. This investigation is closed.

NARRATIVE

1. The reactive investigation was initiated as a result of criminal intelligence obtained under Reference (A) and pertains to suspected violation of California Health and Safety (H&S) 11350(a) (sales and transportation) of a controlled substance. References (A) through (F) reflect prior investigative efforts.

2. On 26May11, (b)(6), (b)(7)(C) pled guilty and were sentenced in the Superior Court of California, County of Monterey for

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U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

CONTROL: 10JUN10-SWND-0466-7NNA/C

11Jul11

aforementioned narcotics activity. (b)(6), (b)(7)(C) was sentenced to two (2) days confinement, followed by three (3) years probation and must pay a fine. (b)(6), (b)(7)(C) was sentenced to twenty (20) days confinement, followed by three (3) years probation and fined. This investigation is closed.

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U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

REPORT OF INVESTIGATION (CLOSED)

25SEP15

SEXUAL ASSAULT - ADULT (II)

CONTROL: 09SEP15-SWND-0656-8SNA/C

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

COMMAND/NAVAL MEDICAL CENTER SAN DIEGO/00259

MADE AT/SWND/RESIDENT AGENCY SAN DIEGO (b)(6), (b)(7)(C), SPECIAL AGENT

REFERENCE(S)

- (A) NCISRA SAN DIEGO ROI (INTERIM) (CONTAINS EXHIBITS
1-3)/24SEP15

EXHIBIT(S)

- (4) SEXUAL ASSAULT DISPOSITION REPORT FOR (b)(6), (b)(7)(C) 25SEP15

EXECUTIVE SUMMARY

1. On 08Sep15, LT (b)(6), (b)(7)(C) JAGC, Naval Medical Center San Diego (NMCS), notified (b)(6), (b)(7)(C) CIV, Sexual Assault Response Coordinator (SARC), Naval Base San Diego, CA, of a sexual assault concerning (b)(6), (b)(7)(C). During his administration separation board for drug use, (b)(6), (b)(7)(C) made an unsworn statement disclosing he was sexually assaulted by a friend (NFI) in Atlanta, GA, in 2014. (b)(6), (b)(7)(C) stated he was at a party, got "drunk," and "passed out" on the couch. (b)(6), (b)(7)(C) awoke when his friend tried to pull his pants off. (b)(6), (b)(7)(C) notified NCISRA San Diego of (b)(6), (b)(7)(C) report. (b)(6), (b)(7)(C) declined Victim Advocate (VA) and Victim's Legal Counsel (VLC) services. On 09Sep15, RA met (b)(6), (b)(7)(C) at the NCISRA San Diego office. (b)(6), (b)(7)(C) stated he did not want to speak with law enforcement or participate in an investigation. (b)(6), (b)(7)(C) declined to provide details regarding the type of assault, date, time or location of the assault, identity of the offender, if alcohol was involved, or if he received a Sexual Assault Forensic Examination. No crime scene examination will be completed because the location of the incident is unknown. A Military Protective Order was not issued as the offender is unknown. RA explained the investigative process, the Victim Preference Statement (VPS) and the subsequent 24-hour waiting period to (b)(6), (b)(7)(C). (b)(6), (b)(7)(C) reiterated his desire not to participate in the investigation. RA provided a DD Form 2701, Initial Information for Victims and Witnesses of Crime, as well as information on legal assistance, Victims' Legal Counsel and other local resources available to victims of a crime. On 10Sep15, RA met (b)(6), (b)(7)(C) at the NCISRA San Diego office to discuss his participation in the investigation. (b)(6), (b)(7)(C) confirmed he still did not want to participate in an investigation and subsequently signed a VPS. Database checks were conducted for (b)(6), (b)(7)(C) and his Official Military Personnel File was reviewed. On 25Sep15, Command provided the Sexual Assault Disposition Report (SADR) indicating the offender was unknown and the victim declined to participate. As no investigative leads were provided, this investigation is closed.

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U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

CONTROL: 09SEP15-SWND-0656-8SNA/C

25Sep15

NARRATIVE

1. This reactive investigation pertains to suspected violations of Article 120 (Sexual Assault) of the Uniform Code of Military Justice (UCMJ) and/or Section 16-6-22.1 (Sexual Battery) of the Georgia Penal Code.

2. On 25Sep15, LT (b)(6), (b)(7)(C) JAGC, USN, Deputy Command Judge Advocate Naval Medical Center San Diego, CA, provided the Sexual Assault Disposition Report pertaining to the case, indicating the victim declined to participate in any military justice action. Exhibit (4) pertains.

3. As no investigative leads were provided, this investigation closed.

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NCISHQ:023B

INFO :SWFO/SWND/002P

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U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

REPORT OF INVESTIGATION (CLOSED)

03FEB14

LARCENY - GOVERNMENT (II)

CONTROL: 01JUL13-SWMY-0033-6SNA/C

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

V/NAVY EXCHANGE MONTEREY/
MONTEREY, CA

COMMAND/NAVY EXCHANGE MONTEREY CA/66288

MADE AT/SWMY/RESIDENT UNIT MONTEREY (b)(6), (b)(7)(C), SPECIAL AGENT

REFERENCE(S)

- (A) NCISRU MONTEREY CA ROI (INTERIM) (CONTAINS EXHIBITS 1-2)/19AUG13
- (B) NCISRU MONTEREY CA ROI (INTERIM)/17OCT13
- (C) NCISRU MONTEREY CA ROI (INTERIM)/13DEC13

EXECUTIVE SUMMARY

1. On 01Jul13, NCISRU Monterey was notified by Detective (b)(6), (b)(7)(C) Naval Support Activity Monterey (NSAM) Police Department, of the suspected theft of currency and government property from the Navy Exchange (NEX), Naval Postgraduate School (NPS), Monterey, CA. The previous week, (b)(6), (b)(7)(C) had received documents from NEX Monterey detailing ongoing theft by former NEX Monterey (b)(6), (b)(7)(C) CIV, during the past six years. In a written statement, dated 01Mar13, (b)(6), (b)(7)(C) admitted to stealing approximately \$3,200 in cash from a book buy back program and \$10,000 in NEX Monterey merchandise. (b)(6), (b)(7)(C) employment at NEX Monterey was terminated in or around March 2013. NEX Monterey informed (b)(6), (b)(7)(C) of its investigation after it determined it would like to criminally prosecute (b)(6), (b)(7)(C). On or about 10Jan14, the Monterey County District Attorney's Office advised it had made an agreement with (b)(6), (b)(7)(C) through (b)(6), (b)(7)(C) attorney, to dismiss a misdemeanor theft charge in exchange for payment of \$7000 (seven thousand) dollars in restitution to NEX Monterey. NEX Monterey confirmed receipt of the \$7000 restitution amount from (b)(6), (b)(7)(C). This case is closed.

NARRATIVE

1. This reactive investigation pertains to suspected violations of California Penal Code (CPC) Section 487 (Grand theft) and 18 USC 641 (Theft of government property). The estimated loss to the government is \$13,200.
2. Since the submission of Reference (C), on or about 10Jan14, the Monterey County District Attorney's Office (MCDAO) advised it had finalized an agreement with (b)(6), (b)(7)(C) CIV, through (b)(6), (b)(7)(C) attorney. Under the terms of the agreement, a misdemeanor theft charge against (b)(6), (b)(7)(C) was dismissed in exchange for payment of \$7000 (seven thousand) dollars in restitution to the Navy Exchange (NEX) Monterey. NEX

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U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

CONTROL: 01JUL13-SWMY-0033-6SNA/C

03Feb14

Monterey confirmed receipt of the \$7000 in restitution from (b)(6), (b)(7)(C) This case is closed.

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NCISHQ:023B

INFO :002P/SWMY/SWLM/SWFO/NEX MONTEREY (b)(6), (b)(7)(C)
(H)

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U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

REPORT OF INVESTIGATION (CLOSED)

07NOV11

CONFLICT OF INTEREST (II)

CONTROL: 07SEP10-SWLA-0057-4CNA/C

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

COMMAND/NAVAL POSTGRADUATE SCHOOL, MONTEREY, CA/62271

MADE AT/SWLA/LOS ANGELES CA (b)(6), (b)(7)(C) SPECIAL AGENT

REFERENCES

- (A) NCISRA Los Angeles ROI (INTERIM)/09Nov10 (Contains Exhibits 1-8)
- (B) NCISRA Los Angeles ROI (INTERIM)/05Jan11 (Contains Exhibits 9-21)
- (C) NCISRA Los Angeles ROI (INTERIM)/07Mar11 (Contains No Exhibits)
- (D) NCISRA Los Angeles ROI (INTERIM)/05May11 (Contains Exhibits 22-29)
- (E) NCISRA Los Angeles ROI (INTERIM)/07Jul11 (Contains No Exhibits)
- (F) NCISRA Los Angeles ROI (INTERIM)/06Sep11 (Contains Exhibits 30-31)

EXHIBITS

- (32) IA: Receipt of Documents from (b)(6), (b)(7)(C) /13Sep11... (Copy 0023/SWND/SWLA Only)
- (33) IA: Results of Interview of (b)(6), (b)(7)(C) /27Sep11... (Copy 0023/SWND/SWLA Only)
- (34) IA: Results of Interview of (b)(6), (b)(7)(C) 27Sep11... (Copy 0023/SWND/SWLA Only)

EXECUTIVE SUMMARY

1. This investigation was initiated based on a referral from the Naval Postgraduate School (NPS), Monterey, CA, regarding alleged false statements and conflict of interest violations involving (b)(6), (b)(7)(C). Allegations made by (b)(6), (b)(7)(C) United States Navy (USN), and current (b)(6), (b)(7)(C) NPS, revealed (b)(6), (b)(7)(C) directed \$600,000.00 to his outside employer, University of Southern California - Information Sciences Institute (USC ISI), from sponsored funds he controlled at the NPS. The outside employer then paid (b)(6), (b)(7)(C) salary from the funds directed by (b)(6), (b)(7)(C). In addition to directing monies to USC ISI, (b)(6), (b)(7)(C) allegedly directed money to friends and associates from additional sponsored funds, over which he exercised control. This investigation found nothing to substantiate the claims made by (b)(6), (b)(7)(C). As a result, this investigation is closed.

COMMAND: Naval Postgraduate School, Monterey, CA

COMMAND: Naval Sea Systems Command (NAVSEA), Washington, DC

COMMAND: Office of the Chief Naval Operations (OPNAV), Naval

Intelligence (N2) and Communications (N6) Directorate, Washington, DC

PRIME CONTRACTOR: None

SUBCONTRACTOR: None

PROGRAM: None

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U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

CONTROL: 07SEP10-SWLA-0057-4CNA/C

07Nov11

SAFETY: None

NARRATIVE

1. This reactive investigation was conducted pursuant to suspected violations of Title 18 U.S. Code (USC) Section 208 (Acts Affecting a Personal Financial Interest).

2. Since the submission of Reference (F), on 13Sep11, (b)(6), (b)(7)(C) USC Office of Counsel (OOC), provided Reporting Agent (RA) with a copy of funds USC ISI refunded to the NPS. These funds were originally paid by USC ISI to (b)(6), (b)(7)(C) from monies USC ISI received from NPS Grant No.: N00244-10-1-0032 ("the NPS grant"). USC ISI fully refunded to NPS all the potentially questionable funds. Exhibit (32) pertains. As a result, there was no financial loss to the NPS.

3. On 27Sep11, Participating Agent (PA) (b)(6), (b)(7)(C) and RA interviewed Dr. (b)(6), (b)(7)(C) CIV, USC ISI, Associate Director, and Dr. (b)(6), (b)(7)(C) CIV, USC ISI Program Director, to discuss their knowledge of how (b)(6), (b)(7)(C) billed his work hours while at USC ISI. Both Dr. (b)(6), (b)(7)(C) stated (b)(6), (b)(7)(C) had absolutely no say in how his time was billed. Dr. (b)(6), (b)(7)(C) added it was his (Dr. (b)(6), (b)(7)(C) choice to bill (b)(6), (b)(7)(C) hours to funds obtained through "the NPS grant." Exhibits (33) and (34) pertain.

4. On 03Oct11, RA presented this investigation to (b)(6), (b)(7)(C) Assistant United States Attorney (AUSA), Criminal Division Chief, United States Attorney's Office (USAO) - Los Angeles, CA. After reviewing the case, AUSA (b)(6), (b)(7)(C) declined to pursue litigation based on the fact there was no criminality in (b)(6), (b)(7)(C) activities and no financial loss the United States Government as a result of actions. As a result, this case investigation is closed.

PARTICIPANTS

(b)(6), (b)(7)(C) Special Agent, NCISRA Los Angeles, CA
(b)(6), (b)(7)(C) Assistant Special Agent in Charge, NCISRA Port Hueneme, CA
(b)(6), (b)(7)(C), Duty Investigative Assistant, NCISFO - Southwest, San Diego, CA
(b)(6), (b)(7)(C) Special Agent, NCISRU Monterey, CA

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NCISHQ: 0023A

INFO: SWND/SWPH/SWLA/NAIO ATTN:

Naval Postgraduate School, ATTN: Col. (b)(6), (b)(7)(C) Chief of Staff, President's Office, 1 University Circle - Room M10, Monterey, CA 93943 (M)

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U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

REPORT OF INVESTIGATION (CLOSED)

27FEB14

BOMB THREAT (II)

CONTROL: 17SEP13-SWMY-0039-7BNA/C

I/MONTEREY, CA/TELEPHONIC BOMB THREAT RECEIVED BY NAVY EXCHANGE

COMMAND/NAVY EXCHANGE MONTEREY CA/66288

MADE AT/SWMY/RESIDENT UNIT MONTEREY (b)(6), (b)(7)(C) SPECIAL AGENT

REFERENCE(S)

- (A) NCISRU MONTEREY CA ROI (INTERIM) (CONTAINS EXHIBITS 1-3)/17OCT13
- (B) NCISRU MONTEREY CA ROI (INTERIM) (CONTAINS EXHIBIT 4)/11DEC13
- (C) NCISRU MONTEREY CA ROI (INTERIM) (CONTAINS EXHIBITS 5-6)/10FEB14

EXHIBIT(S)

- (7) IA: RESULTS OF CONTACT WITH (b)(6), (b)(7)(C) CIV/06FEB14
- (8) IA: RESULTS OF INTERVIEW OF (b)(6), (b)(7)(C) CIV/10FEB14

EXECUTIVE SUMMARY

1. On 17Sep13, at approximately 1110 hours, a Naval Support Activity Monterey (NSAM) police officer was notified of a telephonic bomb threat received by employees at the Navy Exchange Monterey (NEX), aboard the Naval Postgraduate School (NPS), Monterey, CA. NSAM police evacuated the NEX building and surrounding areas and established a perimeter. NEX employee (b)(6), (b)(7)(C) CIV, reported she answered the telephone and heard the caller say the word "bomb." (b)(6), (b)(7)(C) handed the phone to her coworker, (b)(6), (b)(7)(C) CIV, who heard a slow, robotic voice say a bomb was going to be detonated by cell phone at NPS. (b)(6), (b)(7)(C) handed the phone back to (b)(6), (b)(7)(C) who heard the caller say, "This is for the Iraqis," before the caller hung up. (b)(6), (b)(7)(C) said she received the call at NEX phone number 831-373-7343, which is used by NPS student services personnel, international students and professors to order textbooks for international students. No data concerning the origin of the incoming call was immediately available via caller ID or other means. NSAM police, at the direction of CAPT (b)(6), (b)(7)(C) USN, NSAM Commanding Officer (CO), searched the NEX building for (b)(6), (b)(7)(C) suspicious packages and activities. The results of the search were negative. At the direction of CAPT (b)(6), (b)(7)(C) NSAM police cleared the scene and business at the NEX resumed at approximately 1153 hours. The telephone provider of NEX land line numbers, AT&T, refused to provide NEX telephone logs absent a subpoena. A DODIG subpoena was issued and the phone number from which the bomb threat originated was identified. This phone number pertained to a pay phone located at a CVS drugstore in Monterey, CA. There were no video surveillance cameras on the exterior of the CVS drugstore where the pay phone was located. Employment data for former NEX employees was received, but failed to identify activities, behaviors or circumstances supporting the identification of a possible suspect. All logical investigative activities have been completed. This case is closed.

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U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

CONTROL: 17SEP13-SWMY-0039-7BNA/C

27Feb14

NARRATIVE

1. This reactive investigation concerns suspected violations of Article 134 (Threat or Hoax: Bomb) of the Uniform Code of Military Justice (UCMJ), 18 USC Section 1038 (False Information and Hoaxes), and California Penal Code (CA PC) Section 148.1.

2. Since the submission of Reference (C), on 06Feb14, (b)(6), (b)(7)(C) CIV, (b)(6), (b)(7)(C) Navy Exchange (NEX) Monterey, provided information pertaining to former NEX employee (b)(6), (b)(7)(C) said (b)(6), (b)(7)(C) was not disgruntled and resigned after finding a better job; Exhibit (7) pertains. (b)(6), (b)(7)(C) referred Reporting Agent (RA) to (b)(6), (b)(7)(C) CIV, NEX Monterey Human Resource Associate, for additional information concerning (b)(6), (b)(7)(C) and other former NEX employees.

3. On 10Feb14, RA interviewed (b)(6), (b)(7)(C) who provided information concerning numerous former NEX Monterey employees; Exhibit (8) pertains. On 17Sep13, before her scheduled shift began at 1330 hours, (b)(6), (b)(7)(C) entered the administrative office complex next to NEX Monterey and handed the payroll clerk an envelope containing her swipe card and Common Access Card (CAC). (b)(6), (b)(7)(C) did not provide notice of her intended resignation that day. (b)(6), (b)(7)(C) described no suspicious circumstances or behavior by (b)(6), (b)(7)(C) whom (b)(6), (b)(7)(C) said had been denied a schedule accommodation at NEX Monterey.

4. (b)(6), (b)(7)(C) described the circumstances surrounding the resignation and termination of several other NEX employees, none of which seemed suspicious to (b)(6), (b)(7)(C) did not have any recent negative interactions with any current or former NEX Monterey employee. All logical investigative leads have been completed. No information supporting the identification of a possible suspect was revealed. This case is closed.

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NCISHQ:023B

INFO :SWFO/SWLM/002P/SWMY/COMMAND (H)

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U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

REPORT OF INVESTIGATION (CLOSED)

14DEC10

SPECIAL INQUIRY (II)

CONTROL: 17SEP10-SWMY-0037-8XNA/C

I/MONTEREY, CA/UNUSUAL SEXUAL CONDUCT OF USN DEPENDENT CHILDREN
OBSERVED BY (b)(6), (b)(7)(C)

COMMAND/NAVAL POSTGRADUATE SCHOOL, MONTEREY, CA/62271

MADE AT/SWMY/MONTEREY CA (b)(6), (b)(7)(C) SPECIAL AGENT

REFERENCE

(A) NCISRU MONTEREY CA ROI (INTERIM)/12NOV10 (Contains Exhibits 1-9)

EXHIBIT

(10) IA: Results of Contact with (b)(6), (b)(7)(C) Behavioral Psychologist/10DEC10... (Copy All)

EXECUTIVE SUMMARY

1. On 08SEP10, Special Agent (b)(6), (b)(7)(C) United States Army Criminal Investigative Command (CID), Presidio of Monterey (POM), Monterey, CA, reported (b)(6), (b)(7)(C) dependent children of (b)(6), (b)(7)(C) USN exhibited unusual sexual conduct observed by (b)(6), (b)(7)(C) The conduct was reported to the Medical Clinic aboard Defense Language Institute (DLI), Monterey, CA by (b)(6), (b)(7)(C) while (b)(6), (b)(7)(C) was being examined for (b)(6), (b)(7)(C) pain. (b)(6), (b)(7)(C) was subsequently treated for (b)(6), (b)(7)(C) indicated (b)(6), (b)(7)(C) observed (b)(6), (b)(7)(C)

while they watched TV at his residence in Monterey, CA.

2. Both (b)(6), (b)(7)(C) previously resided with their (b)(6), (b)(7)(C) in Washington State. (b)(6), (b)(7)(C) informed him (b)(6), (b)(7)(C) had walked in on her and her boyfriend engaging in sexual intercourse. (b)(6), (b)(7)(C) and (b)(6), (b)(7)(C) are being evaluated by a behavioral psychologist to ascertain if they have been exposed to sexual material/situations or sustained any sexual/physical abuse. (b)(6), (b)(7)(C) signed an Authority to Release Medical Records in order for the Naval Criminal Investigative Service to receive evaluations by the behavioral psychologist. Evaluation by a behavioral psychologist did not surface that (b)(6), (b)(7)(C) were exposed to or sustained any sexual or physical abuse. No criminal violations were identified to establish (b)(6), (b)(7)(C) were exposed to or sustained any sexual or physical abuse. This investigation is closed.

NARRATIVE

1. This investigation was initiated to obtain details surrounding the unusual sexual conduct of USN Dependent Children to identify possible criminal violations. No criminal statutes have currently been identified.

2. On 06DEC10, CDR (b)(6), (b)(7)(C) USN, Staff Judge Advocate,

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CONTROL: 17SEP10-SWMY-0037-8XNA/C

14Dec10

Naval Post Graduate School, Monterey, CA was briefed on captioned investigation. CDR (b)(6), (b)(7)(C) concurred with determination to close investigation.

3. On 10DEC10, (b)(6), (b)(7)(C) reported her evaluation of (b)(6), (b)(7)(C) and (b)(6), (b)(7)(C) did not surface exposure to or sustainment of sexual or physical abuse, Exhibit (10) pertains.

4. On 14DEC10, CAPT (b)(6), (b)(7)(C) USN, Dean of Students, Naval Post Graduate School, Monterey, CA was briefed on captioned investigation. CAPT (b)(6), (b)(7)(C) concurred with determination to close investigation.

5. No criminal violations were identified to establish (b)(6), (b)(7)(C) and (b)(6), (b)(7)(C) were exposed to or sustained any sexual or physical abuse. This investigation is closed.

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NCISHQ: 0023B

INFO: SWND/SWPH/SWLM/SWMY/CAPT (b)(6), (b)(7)(C) Dean of Students, Monterey, CA (H)

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U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

REPORT OF INVESTIGATION (CLOSED)

15AUG12

DEATH (II)

CONTROL: 01JUL12-SWMY-0031-7HNA/C

V/POINDEXTER, ALAN GOODWIN/CAPT USN
M/W/NO06/T (b)(6), (b)(7)(C) 05NOV61/PASADENA, CA

COMMAND/NAVAL POSTGRADUATE SCHOOL/62271

MADE AT/SWMY/MONTEREY CA (b)(6), (b)(7)(C) SPECIAL AGENT

EXHIBITS

- (1) IA: Receipt of Florida Fish and Wildlife Report/01AUG12...(Copy SWLM/Command)
- (2) IA: Receipt of Florida Medical Examiner Report/15AUG12...(Copy SWLM/Command)

EXECUTIVE SUMMARY

1. On 01JUL12, at approximately 2000 hours, Reporting Agent (RA) received a telephone call from CDR (b)(6), (b)(7)(C) USN, Staff Judge Advocate (SJA), Naval Postgraduate School (NPS), Monterey, CA. (b)(6), (b)(7)(C) reported CAPT Alan POINDEXTER, USN, (V/POINDEXTER), NPS Dean of Students, had been killed earlier that day in a jet ski accident in the Pensacola, FL, area. The Florida Fish and Wildlife Commission (FWC) conducted an investigation into the accident, which occurred near Pensacola Beach, FL. Command requested NCIS assistance in obtaining police reports and other information relevant to the line of duty (LOD) investigation. The FWC and Medical Examiner reports were obtained and provided to command. No further assistance was requested by command. This case is closed.

NARRATIVE

1. This details and disposition investigation was initiated to gather information regarding the death of CAPT Alan POINDEXTER, USN, (V/POINDEXTER). No criminal statutes apply.
2. On 01JUL12, Reporting Agent was notified V/POINDEXTER was killed in a jet ski accident. The Florida Fish and Wildlife Commission (FWC) investigated the accident and provided its report to NCIS, Exhibit (1) pertains.
3. An autopsy of V/POINDEXTER was conducted by the Florida Medical Examiner (ME), who reported the cause of death as "blunt impact of chest" and the manner death as "accident," Exhibit (2) pertains. Toxicology screens detected no drugs in V/POINDEXTER's system. The FWC and ME reports were provided to command on 1AUG12 and 15AUG12, respectively. No further assistance was requested by command. This case is closed.

PARTICIPANT

(b)(6), (b)(7)(C) Special Agent, NCISRA Pensacola, FL

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NCISHQ: 0023B

INFO: 002P/SWND/SWLM/SWMY/Command (ATTN: CDR (b)(6), (b)(7)(C) (H)

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U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

CONTROL: 01JUL12-SWMY-0031-7HNA/C

15Aug12

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U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

REPORT OF INVESTIGATION (CLOSED)

29OCT09

LARCENY-GOVERNMENT (II)

CONTROL: 06OCT08-SWY-0016-6SNA/C

I/BRANCH DENTAL CLINIC, NAVAL POSTGRADUATE SCHOOL MONTEREY, CA/THEFT
OF DENTAL EQUIPMENT

COMMAND/NAVAL POSTGRADUATE SCHOOL MONTEREY, CA/62271

MADE AT/SWY/NCISRU MONTEREY CA (b)(6), (b)(7)(C) SPECIAL AGENT

REFERENCE(S)

- (A) NCISRU MONTEREY, CA ROI (INTERIM)/17OCT08...(Contains Exhibits 1-3)
- (B) NCISRU MONTEREY, CA ROI (INTERIM)/18NOV08...(Contains Exhibits 4-8)
- (C) NCISRU MONTEREY, CA ROI (INTERIM)/21NOV08...(Contains Exhibits 9-11)
- (D) NCISRU MONTEREY, CA ROI (INTERIM)/21JAN09
- (E) NCISRU MONTEREY, CA ROI (INTERIM)/01MAR09...(Contains Exhibits 12-13)
- (F) NCISRU MONTEREY, CA ROI (INTERIM)/10APR09...(Contains Exhibits 14-15)
- (G) NCISRU MONTEREY, CA ROI (INTERIM)/08JUN09
- (H) NCISRU MONTEREY, CA ROI (INTERIM)/15SEP09...(Contains Exhibit 16)

EXHIBIT(S)

- (17) IA: Results of Interview of (b)(6), (b)(7)(C) ..(Copy all)
- (18) IA: Results of Permissive Search...(Copy all)

EXECUTIVE SUMMARY

1. On 03OCT08, Branch Dental Clinic (BDC) Department Head, CPT (b)(6), (b)(7)(C) USN, reported a theft of thirty-seven (37) electric driven hand piece attachments used in the performance of normal dental procedures. (b)(6), (b)(7)(C) stated the approximate cost of the missing equipment was \$20,171.00. Between OCT08 and MAR09, nine (9) individuals have been interviewed regarding the missing equipment with negative results. On 18MAR09, an attempt to locate and interview the likely suspect, (b)(6), (b)(7)(C) met with a negative result. On 16SEP09, (b)(6), (b)(7)(C) was interviewed at her home in Lawton, OK and denied responsibility for the loss/theft of the reported missing dental equipment.

NARRATIVE

1. This investigation pertains to a suspected violation of UCMJ Article 121 (Larceny and Wrongful Appropriation).
2. Since the submission of Reference (H), on 16SEP09, (b)(6), (b)(7)(C) was interviewed by Participant (b)(6), (b)(7)(C) denied responsibility for the loss/theft of the reported missing dental equipment, Exhibit (17) pertains. A permissive search of (b)(6), (b)(7)(C) residence and two personal vehicles resulted in no items of evidentiary value recovered, Exhibit (18) pertains.
3. During the course of this investigation the missing dental equipment was not located. There are no outstanding leads to pursue.

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U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

CONTROL: 06OCT08-SWMY-0016-6SNA/C

29Oct09

This investigation is closed.

PARTICIPANT(S)

Special Agent, NCISRA Dallas, TX

DISTRUBUTION

NCISHQ: 023B (E)

INFO: SWND/NAVPGSCOL MONTEREY, CA (E)

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//23/PH/ND//

U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

REPORT OF INVESTIGATION (CLOSED)

26SEP06

DEATH (II)

CONTROL: 16MAY05-SWMY-0024-7HNA

V/FRECHETTE, DAVID MICHAEL/LT USNR (DECEASED)
M/W/NO03/S (b)(6), (b)(7)(C) 22JUL67/RHODE ISLAND

COMMAND/NAVAL POSTGRADUATE SCHOOL MONTEREY CA/62271

MADE AT/SWMY/MONTEREY CA (b)(6), (b)(7)(C) SPECIAL AGENT

REFERENCE(S)

- (A) ROI (INTERIM)/12JUL05...(Contains exhibits 1-18)
- (B) ROI (INTERIM)/15AUG05...(Contains exhibits 19-21)
- (C) ROI (INTERIM)/01NOV05
- (D) ROI (INTERIM)/15FEB06
- (E) ROI (INTERIM)/13APR06...(Contains exhibit 22)
- (F) ROI (INTERIM)/10MAY06...(Contains exhibit 23)
- (G) ROI (INTERIM)/05JUL06...(Contain exhibit 24)
- (H) ROI (INTERIM)/08AUG06

EXHIBIT

- (25) IA: Results of Telephone Conversation with (b)(6), (b)(7)(C) (Copy SWPH/0023)

EXECUTIVE SUMMARY

1. V/FRECHETTE was found dead at his residence at 1156 Leahy Road, La Mesa Village Housing, Monterey, CA on 15MAY05. Autopsy revealed V/FRECHETTE's cause of death to be acute cerebellar hemorrhage and manner of death to be natural. (b)(6), (b)(7)(C)

(b)(6), (b)(7)(C), was living in the Philippines at the time of his death. Attempts to contact (b)(6), (b)(7)(C) through associates revealed she did not wish to speak with NCIS regarding (b)(6), (b)(7)(C) death. On 14FEB06, the Southwest Field Office Death Review Panel (DRP) advised case closure required (b)(6), (b)(7)(C) be interviewed or her declination needed to be conveyed directly to NCIS. References (A) through (H) pertain. On 18SEP06, NCIS contacted (b)(6), (b)(7)(C) who declined to be interviewed. This investigation is closed.

NARRATIVE

- 1. On 18SEP06, Participant (b)(6), (b)(7)(C) telephonically contacted (b)(6), (b)(7)(C) said she is still grieving the loss of (b)(6), (b)(7)(C) and declined to be interviewed. Exhibit (25) pertains.

PARTICIPANTS

(b)(6), (b)(7)(C), Special Agent, NCISRA Great Lakes, IL

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INFO: SWPH/SWND

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U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

REPORT OF INVESTIGATION (CLOSED)

20MAR08

CONFLICT OF INTEREST (II)

CONTROL: 09MAY06-SWLA-0029-4CNA/C

I/NAVAL POSTGRADUATE SCHOOL, MONTEREY, CA/ALLEGATIONS OF FRAUDULENT
ACTIVITY WITHIN OPEN MARKET CORRIDOR PROJECT

COMMAND/NAVAL POSTGRADUATE SCHOOL, MONTEREY, CA/62771

MADE AT/SWND/SAN DIEGO CA (b)(6), (b)(7)(C), SPECIAL AGENT

REFERENCE(S) (S)

- (A) NCISFO Washington DC ROI (INFO)/18Apr06/S/OPEN MARKET CORRIDOR/
Monterey, CA/CCN: 30MAR06-DCWA-0112-4GCR
- (B) NCISRA Los Angeles CA ROI (INTERIM)/12Jul06...(Contains Exhibits
1-12)
- (C) NCISRA Los Angeles CA ROI (INTERIM)/14Sep06...(Contains Exhibits
13-16)
- (D) NCISRA Los Angeles CA ROI (INTERIM)/13Nov06...(Contains Exhibits
17-18)
- (E) NCISRA Los Angeles CA ROI (INTERIM)/27Dec06...(Contains Exhibits
19-27)
- (F) NCISFO Southwest San Diego CA ROI (INTERIM)/16Feb07...(Contains
Exhibits 28-31)
- (G) NCISFO Southwest San Diego CA ROI (INTERIM)/12Apr07...(Contains
No Exhibits)
- (H) NCISFO Southwest San Diego CA ROI (INTERIM)/05Jun07...(Contains
Exhibit 32)
- (I) NCISFO Southwest San Diego CA ROI (INTERIM)/02Aug07...(Contains
No Exhibits)
- (J) NCISFO Southwest San Diego CA ROI (INTERIM)/28Sep07...(Contains
No Exhibits)
- (K) NCISFO Southwest San Diego CA ROI (INTERIM)/26Nov07...(Contains
Exhibits 33-34)
- (L) NCISFO Southwest San Diego CA ROI (INTERIM)/25Jan08...(Contains
No Exhibits)

EXECUTIVE SUMMARY

1. Reference (A) reported Mr. (b)(6), (b)(7)(C) Department of Defense (DoD) Inspector General's Office (IG) Arlington, VA, advised the OPEN MARKET CORRIDOR (OMC) project, which was an internet based procurement system research project, was initiated and sponsored by the Naval Postgraduate School (NPS), Monterey, CA. The Department of Interior (DOI), Fort Huachuca, AZ was utilized to award the contract for the OMC and to provide contract administration for the OMC. NETWORLD EXCHANGE (NETWORLD), Carlsbad, CA was awarded the contract to administer the OMC project. Reportedly, the OMC contains structural flaws and may be vulnerable to fraud and exploitation. This investigation identified questionable contracts awarded by various NPS employees to companies in which their co-workers and family members were suspected of having a personal and/or financial interest.

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U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

CONTROL: 09MAY06-SWLA-0029-4CNA/C

20Mar08

COMMAND: Naval Postgraduate School
PROGRAM: None
PRIME CONTRACTOR: None
COMPONENT: None
SAFETY: None

NARRATIVE

1. This reactive investigation was initiated pursuant to suspected violations of Title 18 United States Code (USC) 208 (Acts Affecting a Personal Financial Interest), 41 USC 421 (Procurement Integrity) and Executive Order 11222 (Standards of Ethical Conduct).

2. As documented in Reference (A), a DoDIG audit of the OMC project revealed information which implicated various NPS employees as being suspected of having violated government ethics regulations. Specifically, the following companies were identified as being owned by various NPS employees who received government contracts which were awarded to them by their co-workers: THE WECKER GROUP, ELKE SCHABO, BLUE TECH INC. (BTI), and (b)(6), (b)(7)(C) NPS Lecturer, was identified as a person of interest in this investigation. As the designated ordering officer for OMC, (b)(6), (b)(7)(C) was responsible for awarding subcontracts to companies registered with OMC and NETWORLD. One such company that received a subcontract was a joint venture known as BTI, also known as TUDOR TECHNOLOGIES, in which (b)(6), (b)(7)(C) (b)(6), (b)(7)(C) was a co-owner.

3. References (B) through (L) document this investigation. Since the submission of Reference (L), Reporting Agent (RA) attempted to interview (b)(6), (b)(7)(C) on 04Feb08. Since (b)(6), (b)(7)(C) appeared to be out of town, RA left a business card at his residence. (b)(6), (b)(7)(C) has not contacted RA. On 05Feb08, RA met with Assistant United States Attorney (AUSA) (b)(6), (b)(7)(C) Criminal Division, San Jose, CA and presented the investigative findings to date. After reviewing the information, (b)(6), (b)(7)(C) declined criminal prosecution agreeing that the issues in the case were not criminal but were administrative in nature. (b)(6), (b)(7)(C) forwarded on the information provided to him by RA to AUSA (b)(6), (b)(7)(C) Civil Division, San Francisco, CA, for her review. On 19Mar08 RA spoke with (b)(6), (b)(7)(C) who stated since there was no financial damage to the United States Government and since the issue was administrative in nature, she would decline civil prosecution.

4. To date, this investigation has not uncovered any personal gain by (b)(6), (b)(7)(C) as a result of his actions in awarding contracts through the OMC. The Naval Audit Service is in the process of preparing a report of its audit findings on OMC, in which it determined the project was afflicted with a lack of internal controls and lack of oversight. The findings in this report are not expected to change any of the findings in this investigation. This investigation did not produce any criminal or civil violations. This investigation did uncover a lack of internal control and oversight as it pertained to (b)(6), (b)(7)(C) and the overall management of the OMC. This lack of control and oversight allowed (b)(6), (b)(7)(C) to award contracts, without a signed contracting warrant, to companies of questionable ownership, as he deemed appropriate.

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CONTROL: 09MAY06-SWLA-0029-4CNA/C

20Mar08

5. This concludes all investigative activity by NCIS. This investigation is closed. Any potential administrative actions taken will be reported in a supplemental report.

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U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

REPORT OF INVESTIGATION (CLOSED)

15JAN08

CONFLICT OF INTEREST (II)

CONTROL: 14SEP06-SWLA-0061-4CNA/C

S/MATRA/
CARMEL, CA

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

X/MATRAI, INC/
CARMEL, CA

COMMAND/NAVAL POSTGRADUATE SCHOOL, MONTEREY, CA/62771

MADE AT/SWND/SAN DIEGO CA (b)(6), (b)(7)(C) SUPERVISORY SPECIAL AGENT

REFERENCE(S) (S)

- (A) NCISRA Los Angeles CA ROI (INTERIM)/13Oct06 (Contains Exhibits 1-7)
- (B) NCISRA Los Angeles CA ROI (INTERIM)/20Dec06 (Contains Exhibit 8)
- (C) NCISFO Southwest San Diego CA ROI (INTERIM)/26Mar07 (Contains Exhibit 9)
- (D) NCISFO Southwest San Diego CA ROI (INTERIM)/04Jun07 (Contains Exhibits 10-15)
- (E) NCISFO Southwest San Diego CA ROI (INTERIM)/03Jul07 (Contains No Exhibits)
- (F) NCISFO Southwest San Diego CA ROI (INTERIM)/06Aug07 (Contains No Exhibits)
- (G) NCISFO Southwest San Diego CA ROI (INTERIM)/02Oct07 (Contains Exhibit 16)
- (H) NCISFO Southwest San Diego CA ROI (INTERIM)/04Dec07 (Contains No Exhibits)

EXECUTIVE SUMMARY

1. On 01Aug06, the National Aeronautics and Space Administration (NASA) Office of Inspector General (OIG) related (b)(6), (b)(7)(C) (b)(6), (b)(7)(C) NASA, Dryden Flight Research Center, Edwards Air Force Base (AFB), CA, allegedly steered NASA contracts to various small businesses, in which he had a vested interest. Specifically, (b)(6), (b)(7)(C) was alleged to have steered the contracts to S/MATRA and X/MATRAI, both of which were owned by (b)(6), (b)(7)(C) (b)(6), (b)(7)(C) Professor, Naval Postgraduate School (NPS), Monterey, CA.

2. According to the Office of General Counsel, NPS, (b)(6), (b)(7)(C) did not file any financial disclaimers reporting his association with or ownership of S/MATRA or X/MATRAI. (b)(6), (b)(7)(C) was interviewed by Participating Agent (PA) (b)(6), (b)(7)(C) (b)(6), (b)(7)(C) regarding the alleged violation of NPS Instruction 5370.3E, "Policy Concerning Outside Employment and Professional Activities for Faculty, Staff and Students," his ownership of S/MATRA and X/MATRAI, and his relationship with (b)(6), (b)(7)(C) (b)(6), (b)(7)(C) denied any knowledge of the prevailing NPS Instruction. (b)(6), (b)(7)(C) However, (b)(6), (b)(7)(C) and stated his relationship with (b)(6), (b)(7)(C) was purely professional. In

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CONTROL: 14SEP06-SWLA-0061-4CNA/C

15Jan08

addition, (b)(6), (b)(7)(C) was awarded NASA contract NAS4-D3006 based on a proposal he submitted. A review of (b)(6), (b)(7)(C) financial documents from Wells Fargo Bank and (b)(6), (b)(7)(C) records from Bank of America revealed no financial relationship between (b)(6), (b)(7)(C). Queries of the FINCEN database and a review of the resulting documents by PA (b)(6), (b)(7)(C) failed to reveal any financial association between (b)(6), (b)(7)(C). This investigation failed to identify any evidence to support the suspected financial relationship between (b)(6), (b)(7)(C) X/MATRAI and/or

COMMAND: Naval Postgraduate School
PRIME CONTRACTOR: MATRA AND MATRAI, INC, CARMEL CA
SUBCONTRACTOR: NONE
COMPONENT: NONE
SAFETY: NONE

NARRATIVE

1. This reactive investigation was initiated pursuant to suspected violations of Title 18 United States Code (USC) 205 (Activities of Officers and Employees in Claims against and Other Matters Affecting the Government); 18 USC 208 (Acts Affecting a Personal Financial Interest); 41 USC 421 (Procurement Integrity); and Executive Order 11222 (Standards of Ethical Conduct). This investigation continues to be conducted jointly with the NASA-OIG.

2. References (A) through (H) provide investigative details to date. Since the submission of Reference (G), on 08Jan08, Reporting Agent (RA) met with PA (b)(6), (b)(7)(C) who related a review of (b)(6), (b)(7)(C) financial records from Bank of America and a Financial Crimes Enforcement Network (FinCEN) analysis failed to reveal any documented financial association between (b)(6), (b)(7)(C).

3. This investigation is closed.

PARTICIPANT(S)

(b)(6), (b)(7)(C) Special Agent, NASA-OIG, Pasadena, CA
(b)(6), (b)(7)(C) Special Agent, NCISRU Mechanicsburg, PA

DISTRIBUTION

NCISHQ: 0023B
INFO: SWND/000L NAIIO Representative (F)/Office of the Staff Judge Advocate, Naval Postgraduate School, 1 University Circle, Building 220, Room 131, Monterey, CA 93943 Attn: LCDR (b)(6), (b)(7)(C) (M)/ NASA-OIG JPL, 4800 Oak Grove Drive, Mailstop 180-203, Pasadena, CA 91109 Attn: SA (b)(6), (b)(7)(C) (M)

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REPORT OF INVESTIGATION (CLOSED)

06JAN05

SEX ABUSE - CHILD (II)

CONTROL: 05AUG04-SWMY-0052-8BNA/C

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

COMMAND/NAVAL POSTGRADUATE SCHOOL /62271

MADE AT/SWMY/MONTEREY CA (b)(6), (b)(7)(C) SPECIAL AGENT

REFERENCE(S) (S)

- (A) NCISRU Monterey ROI (INTERIM)/29SEP04=85 (Contains exhibits 1-11)
- (B) NCISRU Monterey ROI (INTERIM)/10NOV04=85 (Contains exhibits 12-16)

EXHIBIT(S)

- (17) Memorandum from the Monterey County District Attorney's Office/01DEC04=85 (Copy all less SWND)
- (18) Audio cassette tape of (b)(6), (b)(7)(C) interview/13AUG04=85 (Orig.0023 Only)
- (19) (b)(6), (b)(7)(C) fingerprint cards=85 (Orig. 0023CL only)

EXECUTIVE SUMMARY

1. (b)(6), (b)(7)(C) is suspected of molesting (b)(6), (b)(7)(C) (b)(6), (b)(7)(C) inside his mobile home during the evening of 04AUG04 or early morning hours of 05AUG04. At the time, the mobile home was parked at the Monterey Pines Golf Course (MPGC), Monterey, CA. (b)(6), (b)(7)(C) (b)(6), (b)(7)(C) were also inside the mobile home at the time. (b)(6), (b)(7)(C) alleges (b)(6), (b)(7)(C) touched her breast and vagina while they both slept on the bed located in the rear of the mobile home. As a result of the molestation, (b)(6), (b)(7)(C) got out of bed and woke up (b)(6), (b)(7)(C) by accusing (b)(6), (b)(7)(C) of touching her. (b)(6), (b)(7)(C) is hearing impaired and did not awaken. (b)(6), (b)(7)(C) then demanded to go home. The (b)(6), (b)(7)(C) family and (b)(6), (b)(7)(C) all live in or near Fresno, CA. (b)(6), (b)(7)(C) (b)(6), (b)(7)(C) contacted (b)(6), (b)(7)(C) who drove to MPGC and returned to Fresno, CA.

. On 05AUG04, Reporting Agent (RA) located motor home aboard MPGC however; the family could not be located. On 09AUG04, (b)(6), (b)(7)(C) unilaterally contacted NCISRU Monterey regarding allegations. That same day, RA interviewed (b)(6), (b)(7)(C) who denied molesting (b)(6), (b)(7)(C) and/or knowingly touching (b)(6), (b)(7)(C) inappropriately. A permissive search of (b)(6), (b)(7)(C) mobile home was negative. Technical investigative aid was considered during course of this investigation. RA interviewed (b)(6), (b)(7)(C) who did not have knowledge of (b)(6), (b)(7)(C) s activities prior to demanding to go home. Criminal history records on (b)(6), (b)(7)(C) were negative. Local Child Protective Service (CPS) checks on (b)(6), (b)(7)(C) is not identified. On 13AUG04, Participant

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U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

CONTROL: 05AUG04-SWMY-0052-8BNA/C

06Jan05

conducted a forensic interview of (b)(6), (b)(7)(C) stated that (b)(6), (b)(7)(C) touched her breast and vagina area while they both lay in the bed of the mobile home. As a result of the touching, (b)(6), (b)(7)(C) got out of bed and demanded to go home. On 13AUG04, Participant (b)(6), (b)(7)(C) interviewed (b)(6), (b)(7)(C) stated that (b)(6), (b)(7)(C) told her that (b)(6), (b)(7)(C) had touched her vagina and breast. (b)(6), (b)(7)(C) also stated that (b)(6), (b)(7)(C) no longer wants to sleep alone. Reference (A) pertains.

2. On 03SEP04, Participant (b)(6), (b)(7)(C) reviewed (b)(6), (b)(7)(C) medical examination, which was conducted following (b)(6), (b)(7)(C) return to Fresno, CA. Exam (b)(6), (b)(7)(C) On 06OCT04, Participant (b)(6), (b)(7)(C) interviewed (b)(6), (b)(7)(C) who stated that during the drive from Monterey, CA to Fresno, CA (b)(6), (b)(7)(C) told him that (b)(6), (b)(7)(C) had put his arm across her chest and pulled him closer to her. (b)(6), (b)(7)(C) did not say anything about (b)(6), (b)(7)(C) touching her vaginal area. On 07OCT04, Participant (b)(6), (b)(7)(C) interviewed (b)(6), (b)(7)(C) who is (b)(6), (b)(7)(C) stated that (b)(6), (b)(7)(C) told her on or about 06AUG04 that (b)(6), (b)(7)(C) touched her vaginal area while in Monterey, CA. On 07OCT04, Participant (b)(6), (b)(7)(C) interviewed (b)(6), (b)(7)(C) who is the (b)(6), (b)(7)(C) (b)(6), (b)(7)(C) stated that (b)(6), (b)(7)(C) told her that (b)(6), (b)(7)(C) had put his arm across her chest and then his hand moved down to her vaginal area. On 10NOV04, RA contacted (b)(6), (b)(7)(C) (b)(6), (b)(7)(C) stated (b)(6), (b)(7)(C) (b)(6), (b)(7)(C) have never reported inappropriate contact with (b)(6), (b)(7)(C). Reference (B) pertains. Investigation was submitted to the Monterey County District Attorney's (MCDAO) office for prosecutorial review. MCDAO declined prosecution. This investigation is closed.

NARRATIVE

1. This reactive investigation into suspected violation of California Penal Code 288 (lewd and lascivious acts with a child) was initiated after (b)(6), (b)(7)(C) alleged to have been molested by (b)(6), (b)(7)(C) On 06DEC04, the MCDAO declined to pursue prosecution against (b)(6), (b)(7)(C), exhibit (17) pertains.

2. On 09DEC04, RA apprised (b)(6), (b)(7)(C) of results of investigation. At her request, (b)(6), (b)(7)(C) was provided with FOIA information. RA has provided (b)(6), (b)(7)(C), Fresno County Victim/Witness Assistance Advocate, with the necessary information to provide counseling services to (b)(6), (b)(7)(C)

3. Audio cassette of (b)(6), (b)(7)(C) interview is being forwarded for inclusion in the NCISHQ master file, exhibit (18) pertains. Fingerprint cards of (b)(6), (b)(7)(C) are being forwarded to 0023CL for retention, exhibit (19) pertains.

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NCISHQ: 0023 (M)

ACTION 0023CL

INFO: SWPH/SWND/Command (M)

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CONTROL: 05AUG04-SWMY-0052-8BNA/C

06Jan05

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

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U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

REPORT OF INVESTIGATION (CLOSED)

06MAR09

INDECENT ASSAULT (II)

CONTROL: 15JAN08-SWMY-0010-8DNA/C

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

COMMAND/NAVAL POSTGRADUATE SCHOOL MONTEREY, CA/62271

MADE AT/SWND/SAN DIEGO CA (b)(6), (b)(7)(C) SPECIAL AGENT

REFERENCE(S)

- (A) NCISRU Monterey, CA ROI (INTERIM)/29Jan08
- (B) NCISRU Monterey, CA ROI (INTERIM)/14Mar08
- (C) NCISRU Monterey, CA ROI (INTERIM)/01Apr08
(Contains Exhibit 1)
- (D) NCISRU Monterey, CA ROI (INTERIM)/16Apr08
(Contains Exhibits 2-6)
- (E) NCISRU Monterey, CA ROI (INTERIM)/21May08
- (F) NCISRU Monterey, CA ROI (INTERIM)/25Jun08
(Contains Exhibits 7-12)
- (G) NCISRU Monterey, CA ROI (INTERIM)/04Aug08
(Contains Exhibits 13-14)
- (H) NCISRU Monterey, CA ROI (INTERIM)/29Aug08
(Contains Exhibits 15-19)
- (I) NCISRU Monterey, CA ROI (INTERIM)/16Sep08
(Contains Exhibit 20)
- (J) NCISFO Southwest San Diego, CA ROI (INTERIM)/16Oct08
(Contains Exhibits 21-22)
- (K) NCISFO Southwest San Diego, CA ROI (INTERIM)/17Dec08
(Contains Exhibit 23)
- (L) NCISFO Southwest San Diego, CA ROI (INTERIM)/17Feb09

EXHIBIT(S)

- (24) Results of Trial/05Mar09...(Copy All)

EXECUTIVE SUMMARY

1. On 11Jan08, NCISRU Monterey, CA received a report from (b)(6), (b)(7)(C) indicating she had been assaulted by (b)(6), (b)(7)(C) on 04Jan08 while at Washington Dulles International Airport. (b)(6), (b)(7)(C) stated she and (b)(6), (b)(7)(C) were having breakfast at one of the airport restaurants during which time (b)(6), (b)(7)(C) forcibly pushed his foot between (b)(6), (b)(7)(C) legs. (b)(6), (b)(7)(C) also alleged (b)(6), (b)(7)(C) grabbed her breast while in the airport's departure area. On 20Mar08, (b)(6), (b)(7)(C) provided a sworn statement detailing her interaction with (b)(6), (b)(7)(C). Between 02Apr08 and 16Jul08, several people were interviewed regarding their knowledge of (b)(6), (b)(7)(C) accusations and numerous leads were conducted at Washington Dulles International Airport. On 22Aug08, (b)(6), (b)(7)(C) was interviewed and admitted culpability in assaulting (b)(6), (b)(7)(C) however, before providing a sworn statement, (b)(6), (b)(7)(C) invoked his right to an attorney. On 05Mar09, (b)(6), (b)(7)(C) plead guilty to violations of Articles 128, 133, and 134. (b)(6), (b)(7)(C) was sentenced to 10 months

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U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

CONTROL: 15JAN08-SWMY-0010-8DNA/C

06Mar09

confinement and dismissal from the Navy. This case is closed.

NARRATIVE

1. This case was initiated as a reactive investigation and pertains to violations of Article 120 (Indecent Assault) of the Uniform Code of Military Justice (UCMJ).

2. On 06Mar09, the report documenting the results of (b)(6), (b)(7)(C) trial was received and reviewed. (b)(6), (b)(7)(C) plead guilty to violations of Article 128 (Assault), 133 (Conduct Unbecoming), and 134 (Drunk and Disorderly Conduct). (b)(6), (b)(7)(C) was sentenced to 10 months confinement and dismissal from the Navy, Exhibit (24) pertains.

3. This case is closed.

ACTION

24B3: Submission of criminal fingerprint cards (3) and mug shot photograph are for inclusion into the FBI database. Tracking number: EQ 647140024 US

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NCISHQ: 0023B

ACTION: 24B3 (M)

INFO: SWND/Command (M)

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REPORT OF INVESTIGATION (CLOSED)

13JAN06

DEATH (II)

CONTROL: 30NOV05-SWMY-0038-7HNA/C

V/VENTIMIGLIA, JOSEPH/CIV

M/W/USXX/N (b)(6), (b)(7)(C) /02OCT53/MONTEREY CA

COMMAND/NAVAL POSTGRADUATE SCHOOL/62271

MADE AT/SWMY/MONTEREY CA (b)(6), (b)(7)(C) SPECIAL AGENT

REFERENCE(S) (S)

(A) ROI (INTERIM)/05JAN06=85 (Contains exhibits 1-12)

EXHIBIT(S)

(13) IA: Contact with Det. (b)(6), (b)(7)(C) Receipt of MCSO Coroner's Report and Autopsy Photographs/Various=85 (Copy SWPH/0023)

EXECUTIVE SUMMARY

1. On 30NOV05, V/VENTIMIGLIA's body was located submerged in the hole 3 pond aboard the Monterey Pines Golf Course (MPGC), Monterey, CA. MPGC is Navy property open to the public and under concurrent jurisdiction. Investigation was initiated to assist the Monterey County Sheriff's Department (MCSO), Office of the Coroner, in their death investigation. V/VENTIMIGLIA was last seen on 29NOV05 at approximately 1300 as he checked in at the MPGC proshop to begin golfing. Later that day, MPGC staff members retrieved an unattended golf bag (which was later identified as belonging to V/VENTIMIGLIA) near the banks of the 3rd hole pond but did not think to take any further action. Death scene examination of the pond revealed V/VENTIMIGLIA might have been attempting to retrieve a golf ball out of the pond and fell in. Examination further revealed the wet weather of 29NOV05 made the banks of the pond extremely slippery. Witness interviews revealed V/VENTIMIGLIA usually golfed alone and retrieved balls out of the ponds. Reference (A) pertains. Final autopsy results ruled the cause of death to be asphyxia due to drowning and manner of death to be accidental. MCSO investigation further revealed V/VENTIMIGLIA was a very poor swimmer.

NARRATIVE

1. On 08JAN06, Reporting Agent obtained the final MCSO Coroner's Report and Postmortem examination report from Detective (b)(6), (b)(7)(C) MCSO, Office of the Coroner. Report ruled the cause of death to be asphyxia due to drowning and manner of death to be accidental. Toxicology results were negative. (b)(6), (b)(7)(C) also advised RA that V/VENTIMIGLIA's family said V/VENTIMIGLIA was an extremely poor swimmer. Exhibit (13) pertains. No further action is requested by the MCSO.

ACTION

DIST: Active investigation complete.

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CONTROL: 30NOV05-SWMY-0038-7HNA/C

13Jan06

INFO: SWPH/SWND

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U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

REPORT OF INVESTIGATION (CLOSED)

01SEP06

ASSAULT (II)

CONTROL: 20FEB06-FERK-0004-7GNA/T

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

COMMAND/COMNAVFOR KOREA/62984

MADE AT/SWY/MONTEREY CA (b)(6), (b)(7)(C) SPECIAL AGENT

REFERENCE(S) (S)

- (A) ROI (INTERIM)/02MAR06=85(Contains exhibits 1-14)
- (B) ROI (INTERIM)/01MAY06
- (C) ROI (INTERIM)/06JUN06=85(Contains exhibits 15-19)
- (D) ROI (INTERIM)/03AUG06

EXHIBIT(S)

- (20) Results of (b)(6), (b)(7)(C) Non-Judicial Punishment/11AUG06

EXECUTIVE SUMMARY

1. On 20FEB06, NCISRA Seoul, Republic of Korea (ROK), initiated an investigation into the alleged assault of (b)(6), (b)(7)(C) and the larceny of her personal belongings by (b)(6), (b)(7)(C). On 18FEB06, (b)(6), (b)(7)(C) flew to South Korea to obtain personnel property left at (b)(6), (b)(7)(C)'s residence at building (b)(6), (b)(7)(C) Seoul, ROK. On 19FEB06, after a domestic argument, (b)(6), (b)(7)(C) reportedly began to choke (b)(6), (b)(7)(C) with his hands and threatened to kill her. (b)(6), (b)(7)(C) became passive and talked (b)(6), (b)(7)(C) into stopping the assault. (b)(6), (b)(7)(C) was then able to flee her residence and make contact with (b)(6), (b)(7)(C) and (b)(6), (b)(7)(C) returned to her residence and confronted (b)(6), (b)(7)(C) who was attempting to leave the residence with a suitcase and backpack belonging to (b)(6), (b)(7)(C). Another argument ensued and (b)(6), (b)(7)(C) was observed pushing (b)(6), (b)(7)(C) to the ground and fleeing the scene with personnel property belonging to (b)(6), (b)(7)(C) subsequently left Korea for the U.S. On 06MAR06, (b)(6), (b)(7)(C) declined to be interviewed. Interview of (b)(6), (b)(7)(C) was negative for incidents of domestic violence. Records checks revealed (b)(6), (b)(7)(C)

(b)(6), (b)(7)(C) References (A) through (D) pertain.

2. On 11AUG06, (b)(6), (b)(7)(C) was taken to Captain's Mast where he received non-judicial punishment. On 01SEP06, (b)(6), (b)(7)(C) was contacted to apprise her of the results of this investigation. This investigation is closed.

NARRATIVE

1. On 11AUG06, (b)(6), (b)(7)(C) was taken to Captain's Mast for violation of UCMJ Article 92 (Dereliction of Duty) and Article 134 (Disorderly conduct). (b)(6), (b)(7)(C) received a reduction in grade to E5 (suspended for

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U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

CONTROL: 20FEB06-FERK-0004-7GNA/T

01Sep06

6 months). Exhibit (20) pertains.

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NCISHQ: 0023

INFO: SWND/SWPH/KEYK/FERK (Attn: S/A (b)(6), (b)(7)(C))

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REPORT OF INVESTIGATION (CLOSED)

16MAR07

CHILD ABUSE (II)

CONTROL: 24JAN07-SWMY-0001-7LMA/C

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

COMMAND/USMC ADMIN DET, DLI, MONTEREY, CA/68172

MADE AT/SWMY/MONTEREY CA (b)(6), (b)(7)(C) SPECIAL AGENT

REFERENCE(S) (S)

(A) NCIS Case File: (b)(6), (b)(7)(C) USMC/CCN: 08MAR06-HIKH-0028-7LMA/C

EXHIBIT(S)

- (1) IA: Summary of Monterey Police Dept Report/25Jan07... (Copy Command/FAP)
- (2) Monterey County Dept of Social Services Emergency Response Referral Information/09Oct06... (Copy Command/FAP)
- (3) IA: Review of Medical Records for (b)(6), (b)(7)(C) 22Feb07... (Copy Command/FAP)
- (4) IA: Telephone conversation with Dr. (b)(6), (b)(7)(C) 22Feb07... (Copy Command/FAP)
- (5) IA: Results of Inquires at Child Development Center/ 26Feb07... (Copy Command/FAP)
- (6) IA: Interview of (b)(6), (b)(7)(C) Fleet and Family Support Center/26Feb07... (Copy Command/FAP)
- (7) IA: Telephone Conversation with CAPT (b)(6), (b)(7)(C) (b)(6), (b)(7)(C) 22Feb07... (Copy Command/FAP)
- (8) IA: Interrogation of (b)(6), (b)(7)(C) 22Feb07... (Copy Command/FAP)

EXECUTIVE SUMMARY

1. This investigation was initiated upon receipt of information on 19Jan07 from LCDR (b)(6), (b)(7)(C) JAGC, USN, Staff Judge Advocate for the Naval Postgraduate School, Monterey, CA, regarding an upcoming US Navy Case Review Committee (CRC) meeting concerning an active duty Marine Corps member. According to LCDR (b)(6), (b)(7)(C) USMC, (b)(6), (b)(7)(C) is currently a student at the Defense Language Institute (DLI) at The Presidio of Monterey, CA. According to the initial report taken by the Monterey Police Department, at approximately 0200 on 09Oct06, (b)(6), (b)(7)(C) brought (b)(6), (b)(7)(C) (b)(6), (b)(7)(C) to the emergency room at the Community Hospital of the Monterey Peninsula (CHOMP) in Monterey, CA. (b)(6), (b)(7)(C) reported to health care providers that at approximately 2100 on 08Oct06, (b)(6), (b)(7)(C) fell off of the bed onto a carpeted floor and subsequently continued to whimper throughout the night. (b)(6), (b)(7)(C) brought (b)(6), (b)(7)(C) to the hospital that same night, where x-rays (b)(6), (b)(7)(C) The hospital notified both Monterey Police Department and the Monterey County Department of Social Services. NCIS was not notified at the time of the incident. Monterey Police Department Detective (b)(6), (b)(7)(C) investigated the

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U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

CONTROL: 24JAN07-SWY-0001-7LMA/C

16Mar07

incident and closed her case on 10Oct06, citing there was not enough information to determine how (b)(6), (b)(7)(C) injury was sustained or if (b)(6), (b)(7)(C) was negligent. NCIS therefore assumed the investigation in (b)(6), (b)(7)(C) Jan07. (b)(6), (b)(7)(C) medical records were obtained from CHOMPS, and interviews were conducted with the physician who treated (b)(6), (b)(7)(C) as well as (b)(6), (b)(7)(C) day care providers and caseworker at the Navy Fleet and Family Support Center. No indicators or evidence of child abuse on the part of (b)(6), (b)(7)(C) was revealed from those investigative actions. (b)(6), (b)(7)(C) was interviewed on 22Feb07 and adamantly denied any abuse, but indicated that she felt guilty for placing (b)(6), (b)(7)(C) on the bed rather than the floor. (b)(6), (b)(7)(C) stated that she was separated from (b)(6), (b)(7)(C) CIV, who was (b)(6), (b)(7)(C) in (b)(6), (b)(7)(C) reference (A). (b)(6), (b)(7)(C) stated that (b)(6), (b)(7)(C) currently resides in Georgia, and she never allowed him to be unattended with (b)(6), (b)(7)(C) during visits.

NARRATIVE

1. This investigation pertains to suspected violations of Article 128 (Assault consummated by battery upon a child under 16 years of age) of the Uniform Code of Military Justice and Section 273a (Willful harm or injury to a child) of the California Penal Code.

2. On 19Jan07, Reporting Agent (RA) was notified by LCDR (b)(6), (b)(7)(C) JAGC, USN, that (b)(6), (b)(7)(C) (b)(6), (b)(7)(C) was a subject of an upcoming US Navy Case Review Committee (CRC) in Feb07 regarding injuries sustained by (b)(6), (b)(7)(C) (b)(6), (b)(7)(C) in Oct06. (b)(6), (b)(7)(C) advised that (b)(6), (b)(7)(C) was currently on active duty with the USMC and was a student at the Defense Language Institute in Monterey, CA.

3. On 19Jan07, RA obtained a copy of the Monterey Police Department (MPD) report pertaining to (b)(6), (b)(7)(C) According to the report, MPD was contacted by the Monterey County Department of Social Services on 10Oct06 after (b)(6), (b)(7)(C) brought (b)(6), (b)(7)(C) into the Community Hospital of the Monterey Peninsula and it was discovered that (b)(6), (b)(7)(C) MPD Officers subsequently interviewed (b)(6), (b)(7)(C) at the hospital, and she reported to them that she had laid (b)(6), (b)(7)(C) in the middle of her queen-size bed and had turned around in order to get dressed. She then heard a thump and discovered (b)(6), (b)(7)(C) laying on the carpeted floor and crying. (b)(6), (b)(7)(C) did not realize that (b)(6), (b)(7)(C) had been injured at that time, but after (b)(6), (b)(7)(C) continued to whimper for several more hours, she brought her into the hospital that same evening, exhibit (1) pertains.

4. Reporting Agent (RA) spoke with MPD Detective (b)(6), (b)(7)(C) on 22Jan07. Detective (b)(6), (b)(7)(C) stated that after speaking with social services and reviewing the police report, she determined there was not enough information to make a judgment on how (b)(6), (b)(7)(C) was injured or that (b)(6), (b)(7)(C) was negligent. Therefore MPD closed their investigation on 20Oct06. Detective (b)(6), (b)(7)(C) told RA she never reviewed the medical records pertaining to this case or interviewed any other caregivers for (b)(6), (b)(7)(C)

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U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

CONTROL: 24JAN07-SWMMY-0001-7LMA/C

16Mar07

5. On 23Jan07, RA spoke to Monterey County Social Services Worker, (b)(6), (b)(7)(C) CIV, who stated she did not recall reviewing medical records or interviewing any other parties in the case involving (b)(6), (b)(7)(C) but felt that since (b)(6), (b)(7)(C) was cooperative with the investigation she did not believe the incident was abuse related. (b)(6), (b)(7)(C) stated Social Services also closed their case with regards to this matter as either inconclusive or unsubstantiated, but she could not recall which. (b)(6), (b)(7)(C) as unable to provide any additional information pertaining the case. A copy of the initial social services report is included as exhibit (2).

6. On 30Jan07, RA telephonically briefed (b)(6), (b)(7)(C) Commanding Officer, MAJ (b)(6), (b)(7)(C) USMC, Marine Detachment at the Defense Language Institute, Monterey, CA. MAJ (b)(6), (b)(7)(C) indicated that he was aware of the injuries sustained by (b)(6), (b)(7)(C) and had spoken to (b)(6), (b)(7)(C) about the incident. He said (b)(6), (b)(7)(C) denied any abusive actions towards (b)(6), (b)(7)(C) and stated that she was separated from (b)(6), (b)(7)(C) who was currently residing in Georgia.

7. On 20Feb07, RA obtained the medical records pertaining to injury from the Community Hospital of the Monterey Peninsula. According to those records,

Exhibit (3) provides amplifying details.

8. A subsequent telephone conversation with Dr. on 21Feb07 revealed that and therefore was not necessarily indicative of abuse. Dr. described

exhibit (4) pertains.

9. On 21Feb07, RA met with day care providers at the Child Development Center located in the Ord Community in Seaside, CA. CIV, both stated that they have cared for since began attending the day care center in Jul06. They stated that and they were not aware of any other primary care givers. They described very loving and patient and stated they had never noticed any other bruises or injuries to with the exception of They were sure that had not sustained her injury while at the day care center, but recalled that the incident occurred over the course of a weekend. They remembered bringing to day care the following week and told the day care providers that had fallen out of bed over the weekend and had subsequently

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U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

CONTROL: 24JAN07-SWYM-0001-7LMA/C

16Mar07

Both (b)(6), (b)(7)(C) said (b)(6), (b)(7)(C) appeared to have a very good relationship with (b)(6), (b)(7)(C) and they had no reason to believe that (b)(6), (b)(7)(C) had intentionally harmed (b)(6), (b)(7)(C) exhibit (5) pertains.

10. On 22Feb07, RA met with (b)(6), (b)(7)(C) CIV, Clinical Counselor at the Fleet and Family Support Center in Monterey, CA. (b)(6), (b)(7)(C) stated (b)(6), (b)(7)(C) had been meeting with him since she moved to Monterey, (b)(6), (b)(7)(C) back in Hawaii. (b)(6), (b)(7)(C) stated that he received a telephone message from (b)(6), (b)(7)(C) on 11Oct07 and she indicated that (b)(6), (b)(7)(C) had been admitted to the hospital with (b)(6), (b)(7)(C) stated that (b)(6), (b)(7)(C) and he had not noticed any "red flags" with regards to potential child abuse, exhibit (6) pertains.

11. On 22Feb07, RA spoke with CAPT (b)(6), (b)(7)(C) MC, USN, who is currently a pediatrician at the Tripler Army Medical Center in Honolulu, HI. (b)(6), (b)(7)(C) was formerly assigned to the Armed Forces Center For Child Protection in Bethesda, MD. RA inquired as to whether (b)(6), (b)(7)(C) recalled being consulted regarding (b)(6), (b)(7)(C) case in Hawaii back in Mar06. (b)(6), (b)(7)(C) indicated she did recall meeting with (b)(6), (b)(7)(C) and encouraged her to keep (b)(6), (b)(7)(C) away from (b)(6), (b)(7)(C) as he was the suspect in that case. RA discussed with recent (b)(6), (b)(7)(C) (b)(6), (b)(7)(C) with (b)(6), (b)(7)(C) and read her the information from the radiologist report. (b)(6), (b)(7)(C) said she could not say for certain (b)(6), (b)(7)(C)

(b)(6), (b)(7)(C) in and of itself was not necessarily indicative of abuse, exhibit (7) pertains.

12. On 22Feb07, RA interviewed (b)(6), (b)(7)(C) at her Command. (b)(6), (b)(7)(C) was advised of her military rights and agreed to speak with RA. (b)(6), (b)(7)(C) stated she had taken a bath with (b)(6), (b)(7)(C) before getting ready for bed, and when they exited the bathroom she placed (b)(6), (b)(7)(C) on the center of her (b)(6), (b)(7)(C) queen-size bed. (b)(6), (b)(7)(C) said her back was turned for approximately ten seconds while she retrieved some underwear from her drawer, and she heard a thud. She said (b)(6), (b)(7)(C) had rolled off the bed and landed on the carpeted floor, but she was not able to describe exactly how (b)(6), (b)(7)(C) landed since she did not see her fall. (b)(6), (b)(7)(C) said she did not believe that (b)(6), (b)(7)(C) had injured herself at that time, because (b)(6), (b)(7)(C) did not notice any apparent injuries and (b)(6), (b)(7)(C) quickly stopped crying. She decided to take (b)(6), (b)(7)(C) to the hospital because (b)(6), (b)(7)(C) continued to wake up in the middle of the night and was whimpering. (b)(6), (b)(7)(C) adamantly denied intentionally harming (b)(6), (b)(7)(C) and expressed guilt over the fact that she had placed (b)(6), (b)(7)(C) on the bed rather than the floor. (b)(6), (b)(7)(C) said she is the sole-caretaker of (b)(6), (b)(7)(C) and she was positive that (b)(6), (b)(7)(C) was the result of the fall off the bed. (b)(6), (b)(7)(C) advised that (b)(6), (b)(7)(C) currently lives in Thomasville, GA and (b)(6), (b)(7)(C) had taken (b)(6), (b)(7)(C) to visit (b)(6), (b)(7)(C) over Christmas in Dec06. (b)(6), (b)(7)(C) stated she never left (b)(6), (b)(7)(C) unattended with (b)(6), (b)(7)(C) provided a written statement, which is included as exhibit (8). Records checks were conducted and revealed no prior criminal history or derogatory

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U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

CONTROL: 24JAN07-SWMY-0001-7LMA/C

16Mar07

information with regards to

13. To date, all logical investigative leads have been completed, and revealed no evidence of abusive actions by was verbally briefed on the results of this investigation on 16Mar07. He indicated that based on the results of the NCIS investigation, his Command did not intend to take any disciplinary action against with regards to the injuries sustained by . A copy of this report is being provided to the Family Advocacy Program in Monterey, CA. This case is closed.

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INFO: SWND/SWPH/Command (M) /FAP Monterey (M)

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U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

REPORT OF INVESTIGATION (CLOSED)

04MAY15

SEXUAL ASSAULT - ADULT (II)

CONTROL: 18JUL14-SWMY-0028-8SNA/C

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

COMMAND/EODTEU ONE/30202

MADE AT/SWND/RESIDENT AGENCY SAN DIEGO (b)(6), (b)(7)(C) SPECIAL AGENT

REFERENCE(S)

- (A) NCISRU MONTEREY ROI (INTERIM) / (CONTAINS EXHIBITS 1-14) / 14AUG14
- (B) NCISRA SAN DIEGO ROI (INTERIM) / 19SEP14
- (C) NCISRA SAN DIEGO ROI (INTERIM) / (CONTAINS EXHIBITS 15-17) / 28OCT14
- (D) NCISRA SAN DIEGO ROI (INTERIM) / 19DEC14
- (E) NCISRA SAN DIEGO ROI (INTERIM) / 19FEB15

EXHIBIT(S)

- (18) SEXUAL ASSAULT DISPOSITION REPORT / 16MAR15

EXECUTIVE SUMMARY

1. On 15Jul14, NCISRU Monterey was notified by CDR (b)(6), (b)(7)(C) USN, Staff Judge Advocate (SJA), Naval Support Activity Monterey (NSAM), Monterey, CA, of a sexual assault allegation involving two sailors at Fleet Numerical Meteorology and Oceanography Center (FNMOC), Monterey, CA. (b)(6), (b)(7)(C) (b)(6), (b)(7)(C) USN, alleged she had been sexually assaulted by (b)(6), (b)(7)(C), USN, on 05Jul14. (b)(6), (b)(7)(C) detached from FNMOC on or about 10Jul14 and was reassigned to EOD Mobile Unit One in San Diego, CA. On 17Jul14, SA (b)(6), (b)(7)(C) received a call from LT (b)(6), (b)(7)(C) USN, Victim's Legal Counsel (VLC), NAS Lemoore, CA, who announced he had been retained as (b)(6), (b)(7)(C) VLC and wished to telephonically participate in the interview of (b)(6), (b)(7)(C) on 18Jul14. On 18Jul14, (b)(6), (b)(7)(C) interviewed (b)(6), (b)(7)(C) who was accompanied by (b)(6), (b)(7)(C) CIV, Sexual Assault Response Coordinator (SARC), NSAM, Monterey, CA, who was acting as (b)(6), (b)(7)(C) Victim Advocate (VA). On 18Jul14, (b)(6), (b)(7)(C) was provided a Victim Witness Assistance Pamphlet (VWAP) and informed of the availability of legal services at the DLI legal office. (b)(6), (b)(7)(C) said she went to a birthday party at the residence of her friend and coworker, (b)(6), (b)(7)(C) USN, at approximately 1830 hours on 04Jul14. (b)(6), (b)(7)(C), and two neighbors were already at the party when (b)(6), (b)(7)(C) arrived. The group played a card game and drank alcohol. (b)(6), (b)(7)(C) consumed two or three 12-oz beers, two small shots of cinnamon whiskey and at least two shots of a mixed "water moccasin" from the time she arrived until approximately 2100 hours. (b)(6), (b)(7)(C) reported feeling "highly buzzed" after drinking the alcohol, but became more in control of her thoughts and actions after eating three slices of pizza. Around 2100 hours, a FNMOC civilian coworker, (b)(6), (b)(7)(C), CIV, and (b)(6), (b)(7)(C) USN, arrived to the party. Around 2230 hours, (b)(6), (b)(7)(C) left the residence and said they were going to some bars. (b)(6), (b)(7)(C) did not want to go to the bars and instead went to

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CONTROL: 18JUL14-SWY-0028-8SNA/C

04May15

sleep upstairs in the guest bedroom. Around 0300 hours on 05Jul14, [] and returned to the residence. said she was sleeping on her side when she was woken up by , who was lying behind her on his side. said put his hand under her bra and began rubbing her breasts with one hand while inserting finger(s) of his other hand inside her vagina. said she did not consent to actions and pretended to be asleep during the assault. waited until it was light outside, around 0630 hours on 05Jul14, and left the residence. was not injured and did not seek medical treatment. said she, had planned to go hiking on 05Jul14. The trio went hiking and spent the day together. did not mention the 05Jul14 assault to until 08Jul14, when she sent him text messages describing what he had done. texted back and asked if he had raped and apologized. told via text message, not to worry about it. said she had deleted these text messages and did not consent to extraction of data from her cellular phone. said she continued to exchange text messages with which became overtly sexual in nature. On 09Jul14, had consensual penile-vaginal sex with at her residence. continued to exchange text messages with after their consensual sexual encounter on 09Jul14. stated she did not tell anyone about her sexual activities with until 14Jul14, when she was read her rights by command for having sex with on 09Jul14. During this meeting with command, revealed the sexual assault that occurred on 05Jul14. A Military Protective Order (MPO) was not issued because has detached from command and has moved from the area. A sexual assault forensic examination was not conducted due to time elapsed since the incident and reporting. A crime scene examination and numerous witness interviews were conducted. was interrogated and invoked his right to counsel. On 20Mar15, the Sexual Assault Disposition Report was received indicating received Non Judicial Punishment. This investigation is closed.

NARRATIVE

1. This reactive investigation pertains to a suspected violation of Article 120 (Sexual Assault) of the Uniform Code of Military Justice (UCMJ).
2. On 20Mar15, the Sexual Assault Disposition Report (SADR) for was received. The SADR indicated there was insufficient evidence to prefer charges; however, on 16Mar15, was awarded a Reduction in Grade to E5 for violating Article 92 (Failure to obey Lawful General Order - Fraternization) and Article 134 (Adultery) of the UCMJ. Exhibit (18) pertains.
3. On 04May15, was notified of the closure of this case. On 04May15, YNC, , USN, Legal Officer, EODMU ONE, and LTJG USN, JAGC, RLSO, were notified of the closure of this case.
4. On 04May15, RA completed the R-84 Disposition Report and mailed it to the Federal Bureau of Investigation's Criminal Justice Information Services

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04May15

Division. This case is closed.

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INFO :SWND/Command (E)/SWFO/RLSO (E)/002P

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U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

REPORT OF INVESTIGATION (CLOSED)

02JUL12

NARCOTICS (II)

CONTROL: 18NOV11-SWMY-0100-7NMA/C

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

COMMAND/NAVAL POSTGRADUATE SCHOOL MONTEREY CA/62271

MADE AT/SWMY/MONTEREY CA (b)(6), (b)(7)(C) SPECIAL AGENT

REFERENCES

- (A) NCISRU Monterey CA ROI (INTERIM)/06JAN12 (Contains Exhibits 1-2)
- (B) NCISRU Monterey CA ROI (INTERIM)/02MAR12
- (C) NCISRU Monterey CA ROI (INTERIM)/01MAY12

EXECUTIVE SUMMARY

1. On or about 08MAY11, (b)(6), (b)(7)(C) was the sole individual involved in a single vehicle accident in Monterey, CA. (b)(6), (b)(7)(C) was treated for injuries at a hospital in San Jose, CA. Toxicology analyses performed by Santa Clara County Crimes Laboratory revealed a blood alcohol level of [redacted] and the presence of [redacted]. On 02AUG11, (b)(6), (b)(7)(C) pleaded guilty to one misdemeanor count of violation of California Vehicle Code 23152(a) in civilian court. Capt (b)(6), (b)(7)(C) Trial Counsel, Camp Pendleton, USMC, contacted Reporting Agent (RA) on 18NOV11 requesting assistance in obtaining evidence and medical records related to the 08MAY11 incident from local police departments and medical facilities. Capt (b)(6), (b)(7)(C) requested this assistance to prepare for prosecution of (b)(6), (b)(7)(C) at Camp Pendleton. The proposed pre-trial agreement (PTA) submitted by (b)(6), (b)(7)(C) offering his resignation from USMC in lieu of trial by court martial was considered and approved by the Secretary of the Navy. (b)(6), (b)(7)(C) active duty service with USMC ended in June, 2012. This case is closed.

NARRATIVE

1. This limited assistance investigation pertains to violations of various codes, including California Vehicle Code 23152 (Driving Under the Influence) and Article 111 (Drunken or reckless operation of vehicle) and Article 112(a) (Wrongful use or possession of controlled substance) of the Uniform Code of Military Justice (UCMJ).

2. Since the submission of Reference (C), on 2JUL12, Capt (b)(6), (b)(7)(C), USMC, Trial Counsel, Camp Pendleton, reported the Secretary of the Navy approved (b)(6), (b)(7)(C) resignation from the Marine Corps in lieu of trial by court martial. (b)(6), (b)(7)(C) reported (b)(6), (b)(7)(C) active duty service with USMC ended in June, 2012. Given the final disposition of this matter, NCISRU Monterey assistance is no longer required. This case is closed.

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CONTROL: 18NOV11-SWMY-0100-7NMA/C

02Jul12

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U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

REPORT OF INVESTIGATION (CLOSED)

18SEP13

LARCENY - GOVERNMENT (II)

CONTROL: 02MAR12-SWMY-0007-6SNA/C

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

V/US NAVY MWR FUND CAFE DEL/
MONTEREY, CA

COMMAND/NAVAL SUPPORT ACTIVITY MONTEREY/61014

MADE AT/SWMY/RESIDENT UNIT MONTEREY (b)(6), (b)(7)(C) SPECIAL AGENT

REFERENCE(S)

- (A) NCISRU MONTEREY CA ROI (INTERIM) (CONTAINS EXHIBITS 1-14)/25APR12
- (B) NCISRU MONTEREY CA ROI (INTERIM) (CONTAINS EXHIBITS 15-22)/04JUN12
- (C) NCISRU MONTEREY CA ROI (INTERIM) (CONTAINS EXHIBIT 23)/29JUL12
- (D) NCISRU MONTEREY CA ROI (INTERIM)/26SEP12
- (E) NCISRU MONTEREY CA ROI (INTERIM) (CONTAINS EXHIBIT 24)/26NOV12
- (F) NCISRU MONTEREY CA ROI (INTERIM)/25JAN13
- (G) NCISRU MONTEREY CA ROI (INTERIM)/20MAR13
- (H) NCISRU MONTEREY CA ROI (INTERIM)/20MAY13
- (I) NCISRU MONTEREY CA ROI (INTERIM)/15JUL13

EXHIBIT(S)

- (25) FINAL U.S. DISTRICT COURT SENTENCING DOCUMENT FOR (b)(6), (b)(7)(C) 26JUN13

EXECUTIVE SUMMARY

1. On 02MAR12, (b)(6), (b)(7)(C) CIV, Quality of Life Director, Naval Support Activity Monterey (NSAM), called Reporting Agent (RA) to report suspected embezzlement of government funds by (b)(6), (b)(7)(C) (b)(6), (b)(7)(C) a cashier at Caf  Del Monte aboard Naval Postgraduate School (NPS), had reportedly been observed by coworkers regularly taking money from his cash register and manipulating cash register charges. Video footage of (b)(6), (b)(7)(C) taking money from his cash register and placing it in his pocket was also obtained. (b)(6), (b)(7)(C) admitted to stealing money from his cash register for the past two years. A summons and criminal complaint against (b)(6), (b)(7)(C) were issued by the U.S. District Court for the Northern District of California. The Naval Audit Service (NAS) initiated an audit of NSAM records to determine total loss to the government, and has provided a final report of its analysis. Interviews of (b)(6), (b)(7)(C) coworkers and other individuals were conducted to determine their degree of knowledge of (b)(6), (b)(7)(C) illicit activities. (b)(6), (b)(7)(C) s coworkers acknowledged receiving cash and gifts from (b)(6), (b)(7)(C) RA has regularly updated (b)(6), (b)(7)(C) about the status of this investigation. On 07Mar13, (b)(6), (b)(7)(C) entered a guilty plea to one misdemeanor violation of 18 USC 641 (Theft of Government Property). On 20Jun13, was sentenced to five years probation, eight months in a halfway house and restitution in the amount of \$65,125. The final sentencing document for (b)(6), (b)(7)(C) has been received. This case is closed.

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U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

CONTROL: 02MAR12-SWMY-0007-6SNA/C

18Sep13

NARRATIVE

1. This investigation pertains to suspected violations of 18 USC 641 (Theft of Government Property). The estimated minimum loss to the government is \$35,000.

2. Since the submission of Reference (I), the final sentencing document for (b)(6), (b)(7)(C) CIV, was received; Exhibit (25) pertains. On 20Jun13, (b)(6), (b)(7)(C) was sentenced to five years probation, eight months in a halfway house and restitution in the amount of \$65,125. This case is closed.

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INFO : SWLM/SWMY/SWFO/COMMAND (b)(6), (b)(7)(C) /002P

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REPORT OF INVESTIGATION (CLOSED)

11MAR11

NARCOTICS (II)

CONTROL: 10JUN10-SWND-0467-7NNA/C

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

COMMAND/DOD INTEREST/00000

MADE AT/SWND/SAN DIEGO CA (b)(6), (b)(7)(C) SPECIAL AGENT

REFERENCES

- (A) NCISFO Southwest San Diego, CA CASE FILE/OPERATION (b)(7)(E)
CCN: 08APR10-SWND-0245-7NUO
- (B) NCISFO Southwest San Diego CA ROI (INTERIM)/16Aug10 (Contains Exhibits 1 and 2)
- (C) NCISFO Southwest San Diego CA ROI (INTERIM)/07Oct10
- (D) NCISFO Southwest San Diego CA ROI (INTERIM)/06Jan11

EXECUTIVE SUMMARY

1. As detailed in Reference (A), on 08Apr10, OPERATION (b)(7)(E) was initiated as an undercover operation targeting narcotics dealers whose customer base are active duty military members of the United States Navy and United States Military within the city of and surrounding cities of Monterey, CA. Specifically, those members assigned to the USN's Center for Information Dominance Detachment (CIDD) Monterey, Defense Language Institute, Presidio of Monterrey, and the Naval Post Graduate School. A working group was formed between NCISFO Southwest and Monterey Police Department, Narcotics Section, to focus on narcotics activity. On 03Jun10, members of the Cannery Row working group received information that (b)(6), (b)(7)(C) was involved in the distribution of cocaine base (commonly referred to as "crack") around the 1200 block of Fourth Street, Monterey, CA. This is in close proximity of the Naval Postgraduate School, Monterey. Contact was made with (b)(6), (b)(7)(C) at which time it was discovered she had an outstanding felony warrant for her arrest. Subsequent to arrest a glass pipe and 4.07 grams of cocaine base was found in her possession. (b)(6), (b)(7)(C) was arrested and booked into the Monterey Police Department detention facility. On 04Jan11, (b)(6), (b)(7)(C) was sentenced to four (4) years confinement for aforementioned narcotics activity. This investigation is closed.

NARRATIVE

1. The reactive investigation was initiated as a result of criminal intelligence obtained under Reference (A) and pertains to suspected violation of California Health and Safety (H&S) 11350(a) (sales and transportation) of a controlled substance.

2. On 04Jan11, (b)(6), (b)(7)(C) was sentenced in the Superior Court of California, County of Monterey to four (4) years confinement for aforementioned narcotics activity. This investigation is closed.

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CONTROL: 10JUN10-SWND-0467-7NNA/C

11Mar11

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U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

REPORT OF INVESTIGATION (CLOSED)

29OCT09

LARCENY-GOVERNMENT (II)

CONTROL: 06OCT08-SWMY-0016-6SNA/C

I/BRANCH DENTAL CLINIC, NAVAL POSTGRADUATE SCHOOL MONTEREY, CA/THEFT
OF DENTAL EQUIPMENT

COMMAND/NAVAL POSTGRADUATE SCHOOL MONTEREY, CA/62271

MADE AT/SWMY/NCISRU MONTEREY CA (b)(6), (b)(7)(C) SPECIAL AGENT

REFERENCE(S)

- (A) NCISRU MONTEREY, CA ROI (INTERIM)/17OCT08...(Contains Exhibits 1-3)
- (B) NCISRU MONTEREY, CA ROI (INTERIM)/18NOV08...(Contains Exhibits 4-8)
- (C) NCISRU MONTEREY, CA ROI (INTERIM)/21NOV08...(Contains Exhibits 9-11)
- (D) NCISRU MONTEREY, CA ROI (INTERIM)/21JAN09
- (E) NCISRU MONTEREY, CA ROI (INTERIM)/01MAR09...(Contains Exhibits 12-13)
- (F) NCISRU MONTEREY, CA ROI (INTERIM)/10APR09...(Contains Exhibits 14-15)
- (G) NCISRU MONTEREY, CA ROI (INTERIM)/08JUN09
- (H) NCISRU MONTEREY, CA ROI (INTERIM)/15SEP09...(Contains Exhibit 16)

EXHIBIT(S)

- (17) IA: Results of Interview of (b)(6), (b)(7)(C) ..(Copy all)
- (18) IA: Results of Permissive Search...(Copy all)

EXECUTIVE SUMMARY

1. On 03OCT08, Branch Dental Clinic (BDC) Department Head, CPT (b)(6), (b)(7)(C), USN, reported a theft of thirty-seven (37) electric driven hand piece attachments used in the performance of normal dental procedures. (b)(6), (b)(7)(C) stated the approximate cost of the missing equipment was \$20,171.00. Between OCT08 and MAR09, nine (9) individuals have been interviewed regarding the missing equipment with negative results. On 18MAR09, an attempt to locate and interview the likely suspect, (b)(6), (b)(7)(C) met with a negative result. On 16SEP09, (b)(6), (b)(7)(C) was interviewed at her home in Lawton, OK and denied responsibility for the loss/theft of the reported missing dental equipment.

NARRATIVE

1. This investigation pertains to a suspected violation of UCMJ Article 121 (Larceny and Wrongful Appropriation).
2. Since the submission of Reference (H), on 16SEP09, (b)(6), (b)(7)(C) was interviewed by Participant (b)(6), (b)(7)(C) denied responsibility for the loss/theft of the reported missing dental equipment, Exhibit (17) pertains. A permissive search of (b)(6), (b)(7)(C) residence and two personal vehicles resulted in no items of evidentiary value recovered, Exhibit (18) pertains.
3. During the course of this investigation the missing dental equipment was not located. There are no outstanding leads to pursue.

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U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

CONTROL: 06OCT08-SWMY-0016-6SNA/C

29Oct09

This investigation is closed.

PARTICIPANT(S)

Special Agent, NCISRA Dallas, TX

DISTRUBUTION

NCISHQ: 023B (E)

INFO: SWND/NAVPGSCOL MONTEREY, CA (E)

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U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

REPORT OF INVESTIGATION (CLOSED)

09DEC09

CHILD ABUSE (II)

CONTROL: 14SEP09-SWMY-0019-7LNA/C

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

COMMAND/NAVAL POSTGRADUATE SCHOOL/62271

MADE AT/SWMY/NCISRU MONTEREY CA (b)(6), (b)(7)(C) SPECIAL AGENT

REFERENCE(S)

(A) NCISRU MONTEREY CA ROI (INTERIM)/13NOV09...(Contains Exhibits 1-2)

EXECUTIVE SUMMARY

1. Reference (A) detailed investigative findings, which was predicated on (b)(6), (b)(7)(C) reporting he was physically abused by (b)(6), (b)(7)(C). Photographs taken by the Presidio of Monterey Police Department (PMPD) detailed in Exhibit (1), Enclosures (A) through (H) represent the injuries allegedly inflicted on (b)(6), (b)(7)(C) by (b)(6), (b)(7)(C). (b)(6), (b)(7)(C) refused to be interviewed by case agent U.S Army Criminal Investigation Division Special Agent (b)(6), (b)(7)(C) was removed from the COLON household and placed in foster care.

NARRATIVE

2. This case pertains to UCMJ Article 134 (Child Abuse) and will be monitored for details and disposition.

3. Since the submission of Reference (A), on 17NOV09, Naval Postgraduate School (NPS) Staff Judge Advocate, Captain (b)(6), (b)(7)(C) reported (b)(6), (b)(7)(C) and family was working with Family Advocacy and, consequently, NPS was not going to take action against (b)(6), (b)(7)(C). (b)(6), (b)(7)(C) added (b)(6), (b)(7)(C) could possibly face a Board of Inquiry at a future date. On 08DEC09, (b)(6), (b)(7)(C) reported (b)(6), (b)(7)(C) received a non-punitive letter of caution from NPS. This investigation is closed.

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NCISHQ: 0023B (E)

INFO: SWND/NAVPGSCOL MONTEREY CA (E)

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U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

REPORT OF INVESTIGATION (CLOSED)

25OCT10

SEXUAL ASSAULT (II)

CONTROL: 05NOV09-SWMY-0025-8DNA/C

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

COMMAND/UNITED STATES NAVY DETACHMENT MONTEREY CA/30570

MADE AT/SWND/SAN DIEGO CA (b)(6), (b)(7)(C) SPECIAL AGENT

REFERENCES

- (A) NCISRA Monterey CA ROI (INTERIM)/09Dec09 (Contains Exhibits 1-4)
- (B) NCISRA Monterey CA ROI (INTERIM)/27Jan10 (Contains Exhibit 5)
- (C) NCISFO Southwest San Diego CA ROI (INTERIM)/17Feb10
- (D) NCISFO Southwest San Diego CA ROI (INTERIM)/09Apr10
- (E) NCISFO Southwest San Diego CA ROI (INTERIM)/14Jun10 (Contains Exhibits 6-7)
- (F) NCISFO Southwest San Diego CA ROI (INTERIM)/24Aug10 (Contains Exhibits 8-12)

EXECUTIVE SUMMARY

1. On 05Nov09, at 1100 hours, (b)(6), (b)(7)(C) reported she was sexually assaulted by (b)(6), (b)(7)(C) on 12Aug09 in a guest cottage bedroom located at the Naval Postgraduate School (NPS) in Monterey, CA. (b)(6), (b)(7)(C) stated that at the conclusion of a party (b)(6), (b)(7)(C) forced her onto a bed, reached his hand underneath her bra and grabbed her breasts.

(b)(6), (b)(7)(C) who reportedly consumed two alcoholic beverages during the course of the evening, said she tried to push (b)(6), (b)(7)(C) off her but blacked out in the process. She said she woke up the next morning on 13Aug09 to find (b)(6), (b)(7)(C) digitally penetrating her vagina. (b)(6), (b)(7)(C) still dressed in her shirt and jean shorts reportedly got up, grabbed her car keys and drove back to her barracks room. (b)(6), (b)(7)(C) reportedly waited several months to report the incident because she knew she had violated the Command zero tolerance policy regarding underage drinking and feared the consequences. Various witnesses were interviewed but failed to provide direct knowledge of the alleged assault. Case control was transferred to NCISFO Southwest San Diego, CA in light of (b)(6), (b)(7)(C) command location. Since case transfer to San Diego, (b)(6), (b)(7)(C) was honorably discharged from the United States Navy upon completing his term of service and resides in San Diego, CA. It was also determined (b)(6), (b)(7)(C) was separated from the USN after (b)(6), (b)(7)(C)

(b)(6), (b)(7)(C) On 02Jun10, (b)(6), (b)(7)(C) was telephonically contacted, confirmed his civilian status, and agreed to be interviewed during the week of 14Jun10. (b)(6), (b)(7)(C) was interrogated on 30Jun10 and maintained he touched (b)(6), (b)(7)(C) breasts and vagina with her consent before she indicated she did not want to continue or have sexual intercourse.

(b)(6), (b)(7)(C) said he was surprised but honored her wish and fell asleep without any further activity. Additional efforts to interview

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U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

CONTROL: 05NOV09-SWMY-0025-8DNA/C

25Oct10

witnesses already approached by SWMY were undertaken again. Constant efforts to contact (b)(6), (b)(7)(C) and her family have been documented and unsuccessful since her separation from the USN. All investigative leads have been completed. Due to the suspect's and victim's civilian status this case was briefed to the San Diego County District Attorney's Office for prosecutorial review and was subsequently declined based on the facts and (b)(6), (b)(7)(C) absence and lack of contact. This investigation is closed.

NARRATIVE

1. This investigation was initiated in reference to suspected violations of the Uniform Code of Military Justice (UCMJ) Article 120 (Sexual Assault) and California Penal Code Section 243 (Sexual Battery). References (A)-(F) reflect prior investigative action.

2. Repeated attempts to contact and locate (b)(6), (b)(7)(C) remained unsuccessful since her departure from the USN. Information from witnesses interviewed in this case indicated (b)(6), (b)(7)(C) fabricated her allegation against (b)(6), (b)(7)(C) and her lack of contact with NCIS indicated she did not want to pursue the investigation.

3. This case was briefed to the San Diego County District Attorney's Office for prosecutorial review as a result of the victim's and suspect's civilian status. Their office declined to prosecute based on the facts revealed during the investigation, in addition to the victim's lack of interest and contact with NCIS since her separation from the USN. This investigation is consequently closed.

ACTION

0023B: Active investigation complete. This case is closed.

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(b)(6), (b)(7)(C) V2 / LNY

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U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

REPORT OF INVESTIGATION (CLOSED)

17MAR09

RAPE (II)

CONTROL: 25NOV08-SWY-0018-8FNA

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

COMMAND/NAVAL POSTGRADUATE SCHOOL MONTEREY, CA/62271

MADE AT/SWY/NCISRU MONTEREY CA (b)(6), (b)(7)(C), SPECIAL AGENT

REFERENCE(S)

- (A) NCISRU MONTEREY, CA ROI (INTERIM)/17DEC08...(Contains Exhibits 1-10)
- (B) NCISRU MONTEREY, CA ROI (INTERIM)/06FEB09...(Contains Exhibit 11)

EXECUTIVE SUMMARY

1. References (A) and (B) detailed investigative findings, which was predicated on 25NOV08 when (b)(6), (b)(7)(C) reported she could not remember the events from approximately 1900 hours on 24NOV08, through the time she awoke at approximately 0600 hours on 25NOV08. (b)(6), (b)(7)(C) however, never claimed she had been raped or sexually assaulted, she only reported a loss of memory during the aforementioned hours. (b)(6), (b)(7)(C) refused an evaluation from Community Hospital of the Monterey Peninsula (CHOMP) medical personnel and a rape kit examination by the Monterey County Sexual Assault Response Team (SART). (b)(6), (b)(7)(C) also refused to be interviewed by the Reporting Agent (RA) and circumstantial evidence was later developed to indicate (b)(6), (b)(7)(C) had been drinking heavily on the evening of 24NOV08 and was likely the cause of her memory loss. There was no evidence developed to implicate (b)(6), (b)(7)(C) the individual identified by (b)(6), (b)(7)(C) whom accompanied her on the evening of 24NOV08, of rape or sexual assault.

NARRATIVE

2. On 25NOV08, (b)(6), (b)(7)(C) was informally counseled by his chain of command for having (b)(6), (b)(7)(C) in his barracks room after hours. On 17MAR09, Naval Postgraduate School (NPS), Staff Judge Advocate (SJA), LCDR (b)(6), (b)(7)(C) advised no other punishment regarding (b)(6), (b)(7)(C) would be pursued. This investigation is closed.

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INFO: SWND/NAVPGSCOL MONTEREY, CA (E)

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REPORT OF INVESTIGATION (CLOSED)

14JUL10

NARCOTICS (II)

CONTROL: 11MAY10-SWND-0339-7NNA/C

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

COMMAND/DOD INTEREST/00000

MADE AT/SWND/SAN DIEGO CA (b)(6), (b)(7)(C) SPECIAL AGENT

REFERENCE

(A) NCISFO Southwest-San Diego, CA CASE FILE/OPERATION (b)(7)(E)
(b)(6), (b)(7)(C) CCN: 08APR10-SWND-0245-7NUO

EXHIBITS

- (1) IA: Results of 10May10 Undercover Buy/Walk/11May10... (Copy None)
- (2) IA: Results of 13May10 Undercover Buy/Walk/14May10... (Copy None)
- (3) IA: Results of Database Checks/12Jul10... (Copy None)

EXECUTIVE SUMMARY

1. As detailed in Reference (A), on 08Apr10, OPERATION (b)(7)(E) was initiated as an undercover operation targeting narcotics dealers whose customer base are active duty members of the United States Navy and United States Military within the city of and surrounding cities of Monterey, CA. Specifically, those members assigned to the USN's Center for Information Dominance Detachment (CIDD) Monterey, Defense Language Institute, Presidio of Monterey, and the Naval Post Graduate School. On 10May10 and on 13May10, NCIS undercover agents purchased marijuana from (b)(6), (b)(7)(C) in the Monterey Fleet Concentration Area. On 30Jun10, (b)(6), (b)(7)(C) pled guilty in the Superior Court of California, County of Monterey to one (1) count Health and Safety Code 11357(A) and was sentenced to two (2) years probation and must waiver 4th Amendment Rights. This investigation is closed.

NARRATIVE

1. The reactive investigation was initiated as a result of criminal intelligence obtained under Reference (A) and pertains to suspected violation of California Health and Safety (H&S) 11360(a) (sales and transportation) of marijuana.
2. On 10May10, NCIS undercover agents (UCAs) purchased marijuana from (b)(6), (b)(7)(C) for \$20.00 in the Monterey Fleet Concentration Area (FCA). Later on the same date, NCIS UCAs attempted to purchase methamphetamine from (b)(6), (b)(7)(C). However, the attempt was unsuccessful, Exhibit (1) pertains.
3. On 13May10, NCIS UCAs purchased marijuana from (b)(6), (b)(7)(C) for \$200.00. The buy/walk was conducted in the Monterey FCA with the assistance from Monterey Police Department, Narcotics Section, Exhibit (2) pertains. Information was gleaned during the undercover transaction that identified additional suppliers of narcotics to the Monterey FCA.

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U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

CONTROL: 11MAY10-SWND-0339-7NNA/C

14Jul10

4. On 12Jul10, database checks were conducted for [redacted] Database checks revealed a criminal history for [redacted]. However, no direct Department of Defense association could be established, Exhibit (3) pertains.

5. On 30Jun10, [redacted] pled guilty in the Superior County of California, County of Monterey to one (1) count Health and Safety Code 11357(A) and was sentenced to two (2) years probation, must waiver 4th Amendment Rights, fined \$430.00 and must comply with all laws of the State of California. This investigation is closed.

DISCLOSURE ACCOUNTING

Copies of this report have been provided to: Monterey Police Department, Narcotics Section, 351 Madison Street, Monterey, CA 93940 for investigative and prosecution purposes.

DISTRIBUTION

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INFO: SWND/MONTEREY POLICE DEPARTMENT (ATTN: DETECTIVE [redacted] [redacted] (H)

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U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

REPORT OF INVESTIGATION (CLOSED)

21JUL09

ASSAULT-DOMESTIC (II)

CONTROL: 07JAN09-SWMY-0001-7VNA/C

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

COMMAND/NAVAL POSTGRADUATE SCHOOL MONTEREY, CA/62271

MADE AT/SWMY/NCISRU MONTEREY CA (b)(6), (b)(7)(C) SPECIAL AGENT

REFERENCE(S)

- (A) NCISRU MONTEREY, CA ROI (INTERIM)/29JAN09...(Contains Exhibits 1-4)
- (B) NCISRU MONTEREY, CA ROI (INTERIM)/06FEB09...(Contains Exhibits 5)
- (C) NCISRU MONTEREY, CA ROI (INTERIM)/17MAR09
- (D) NCISRU MONTEREY, CA ROI (INTERIM)/24MAR09...(Contains Exhibit 6)
- (E) NCISRU MONTEREY, CA ROI (INTERIM)/21MAY09

EXHIBIT(S)

- (7) Two Numbered Photographs (b)(6), (b)(7)(C) .. (0023B Only)

EXECUTIVE SUMMARY

1. References (A-E) detailed investigative findings, which was predicated on a 911 telephone call on 19DEC08 to the Presidio of Monterey Police Department (PMPD) reporting (b)(6), (b)(7)(C) had been assaulted. (b)(6), (b)(7)(C) stated (b)(6), (b)(7)(C) dragged her by her hair inside their residence and tried to smother her with a hooded jacket. (b)(6), (b)(7)(C) said she had to stab (b)(6), (b)(7)(C) on top of his right foot with a shard of a lamp that had broken during their struggle in order to get away. (b)(6), (b)(7)(C) was arrested by PMPD and charged with CPC Section 273.5 (Domestic Violence); CPC Section 236 (False Imprisonment); CPC Section 591 (Interference or Destruction of Phone Lines); and CPC Section 273(B) Child Endangerment. Both (b)(6), (b)(7)(C) and (b)(6), (b)(7)(C) declined to cooperate with the investigation.

NARRATIVE

1. This investigation pertains to suspected violations of UCMJ Article 128 (Assault).

2. Since the submission of Reference (E), on 08JUL09 (b)(6), (b)(7)(C) received at non-judicial punishment (NJP): 45 days restriction, forfeiture of two months pay, and reduction to E-4. These punishments will be suspended after six months pending no further misconduct. (b)(6), (b)(7)(C) also received 30 days of extra duty which was not subject to suspension. Photographs of (b)(6), (b)(7)(C) are provided in Exhibit (7). This investigation is closed.

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CONTROL: 07JAN09-SWMY-0001-7VNA/C

21Jul09



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U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

REPORT OF INVESTIGATION (CLOSED)

26JUN09

ASSAULT (II)

CONTROL: 10NOV08-SWY-0017-7GNA/C

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

COMMAND/NAVAL POSTGRADUATE SCHOOL MONTEREY, CA/62271

MADE AT/SWY/NCISRU MONTEREY CA (b)(6), (b)(7)(C) SPECIAL AGENT

REFERENCE(S)

- (A) NCISRU MONTEREY, CA (INTERIM)/18DEC08... (Contains Exhibits 1-2)
- (B) NCISRU MONTEREY, CA (INTERIM)/21JAN09
- (C) NCISRU MONTEREY, CA (INTERIM)/05FEB09... (Contains Exhibit 3)
- (D) NCISRU MONTEREY, CA (INTERIM)/17MAR09... (Contains Exhibit 4)
- (E) NCISRU MONTEREY, CA (INTERIM)/04MAY09

EXECUTIVE SUMMARY

1. On 12SEP08, (b)(6), (b)(7)(C) was arrested by the Marina Police Department (MPD), Marina, CA for (b)(6), (b)(7)(C) battery, child endangerment, false imprisonment, and interrupting a 911 emergency telephone call. MPD forwarded the case to the Monterey County District Attorney's Office for review and prosecution. On 15JUN09, a jury trial was scheduled for (b)(6), (b)(7)(C) at the Monterey County Courthouse. On 17JUN09, the case against (b)(6), (b)(7)(C) was dismissed due to insufficient evidence.

NARRATIVE

1. This case was monitored for details and disposition. On 12SEP08, (b)(6), (b)(7)(C) was arrested by the MPD for (b)(6), (b)(7)(C) batter and charged with the following misdemeanors: PC 273.5(a) (Infliction of Corporal Injury on Spouse, Cohabitant, Etc); PC 243(e) (Battery; Punishment); PC 236 (False Imprisonment); PC 136.1(b) (1) (Preventing or Dissuading Victim or Witness from Attending or Giving Testimony); PC 591 (Injuring or Tapping Telegraph, Telephone, or Cable Television Lines); PC 273ab (Assault on Child Under 8 Years).

2. Since the submission of Reference (E), on 17JUN09 the case against (b)(6), (b)(7)(C) was dismissed by Deputy District Attorney (b)(6), (b)(7)(C) due to insufficient evidence. This investigation is closed.

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U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

REPORT OF INVESTIGATION (CLOSED)

29AUG10

NARCOTICS (II)

CONTROL: 09NOV09-NWBR-0321-7NNA/C

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

COMMAND/NAVAL POSTGRADUATE SCHOOL/62271

MADE AT/SWMY/MONTEREY CA (b)(6), (b)(7)(C) SPECIAL AGENT

REFERENCES

- (A) NCISRA BREMERTON WA ROI (INTERIM)/15DEC09 (Contains Exhibits 1-5)
- (B) NCISRU MONTEREY CA ROI (INTERIM)/17FEB10 (Contains Exhibit 6)
- (C) NCISRU MONTEREY CA ROI (INTERIM)/10MAR10
- (D) NCISRU MONTEREY CA ROI (INTERIM)/10MAY10
- (E) NCISRU MONTEREY CA ROI (INTERIM)/15JUN10

EXECUTIVE SUMMARY

1. On 06NOV09, Naval Submarine Support Center (NSSC) notified NCISRA Bremerton of a possible fraudulent medical prescription identified in (b)(6), (b)(7)(C) medical records. Four (4) prescriptions for Hydrocodone, a generic form of the painkiller Vicodin, were filled eleven (11) times at the Walgreens Pharmacy located in Monterey, CA from March 2007 to April 2009. On 07JAN10, Walgreens Pharmacy (b)(6), (b)(7)(C) admitted he fraudulently obtained the Hydrocodone prescriptions through the use of fictitious and actual Walgreen customer names. No information was developed to suggest (b)(6), (b)(7)(C) participated in the criminal activity. On 17AUG10, (b)(6), (b)(7)(C) plead guilty to California Health and Safety Code Section 11638 and California Penal Code 508, wherein, (b)(6), (b)(7)(C) was sentenced to probation and ordered to complete a drug treatment program.

NARRATIVE

1. This investigation, monitored for details and disposition, pursues suspected violations of the California Health and Safety Code Section 3502-11173(a) (Obtain Controlled Substance by Fraud); California Penal Code (CPC) 2702-508 (Embezzlement by Employee) and CPC 2504-470(a) Forgery.
2. On 27AUG10, Reporting Agent facilitated email contact with Deputy District Attorney (DDA) (b)(6), (b)(7)(C) regarding captioned investigation. DDA (b)(6), (b)(7)(C) related on 17AUG10, (b)(6), (b)(7)(C) plead guilty to California Health and Safety Code Section 11638 and California Penal Code 508. (b)(6), (b)(7)(C) was sentenced to probation and ordered to complete a drug treatment program, same date.
3. This investigation is closed.

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U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

CONTROL: 09NOV09-NWBR-0321-7NNA/C

29Aug10

INFO: SWND/SWPH/SWLM

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

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U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

REPORT OF INVESTIGATION (CLOSED)

20JUL10

NARCOTICS (II)

CONTROL: 13MAY10-SWND-0358-7NNA/C

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

COMMAND/DOD INTEREST/00000

MADE AT/SWND/SAN DIEGO CA (b)(6), (b)(7)(C) SPECIAL AGENT

REFERENCE

(A) NCISFO Southwest-San Diego, CA Case File/OPERATION (b)(7)(E)
(b)(7)(E) CCN: 08APR10-SWND-0245-7NUO

EXHIBITS

- (1) IA: Results of (b)(7)(D) Buy/Walk/14May10... (Copy None)
- (2) IA: Results of Buy/Walk/13May10... (Copy None)
- (3) IA: Results of Database Checks/20Jul10... (Copy None)

EXECUTIVE SUMMARY

1. As detailed in Reference (A), on 08Apr10, OPERATION (b)(7)(E) was initiated as an undercover operation targeting narcotic dealers whose customer base are active duty members of the United States Navy and United States Military within the city of and surrounding cities of Monterey, CA. Specifically, those members assigned to the USN's Center for Information Dominance Detachment (CIDD) Monterey, Defense Language Institute, Presidio of Monterey, and the Naval Post Graduate School. In preparation of OPERATION (b)(7)(E) a working group was formed between Monterey Police Department, Narcotics Section and NCISFO Southwest, San Diego, CA. On (b)(7)(D) and on 13May10, NCIS undercover agents purchased marijuana from (b)(6), (b)(7)(C) in the Monterey Fleet Concentration Area. (b)(7)(D)

(b)(7)(E) Due to (b)(6), (b)(7)(C) status as a juvenile, (b)(6), (b)(7)(C) case was reviewed by the Monterey County District Attorney's Office and then forwarded to Monterey County Juvenile Probation for action deemed appropriate. On 06Jul10, a court order was modified ordering an unspecified time of commitment for (b)(6), (b)(7)(C). This investigation is closed.

NARRATIVE

1. The reactive investigation was initiated as a result of criminal intelligence obtained under Reference (A) and pertains to suspected violation of California Health and Safety (H&S) 11379(a) (sales and transportation) of methamphetamine.

2. (b)(7)(D)

(b)(7)(D)

Exhibit (1) pertains.

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U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

CONTROL: 13MAY10-SWND-0358-7NNA/C

20Jul10

3. On 13May10, NCIS UCAs purchased methylenedioxymethamphetamine (MDMA) from (b)(6), (b)(7)(C) for \$80.00. The buy/walk was conducted in the Monterey FCA with the assistance from Monterey Police Department, Narcotics Section, Exhibit (2) pertains.

4. On 12Jul10, database checks were conducted for (b)(6), (b)(7)(C). Database checks revealed (b)(6), (b)(7)(C). (b)(6), (b)(7)(C). (b)(6), (b)(7)(C). Exhibit (3) pertains.

5. (b)(6), (b)(7)(C). (b)(6), (b)(7)(C).

(b)(6), (b)(7)(C) Due to (b)(6), (b)(7)(C) status as a juvenile, information is limited as to the adjudication of his case. This investigation is closed.

DISCLOSURE ACCOUNTING

Copies of this report have been provided to: Monterey Police Department, Narcotics Section, 351 Madison Street, Monterey, CA 93940 for investigative and prosecution purposes.

DISTRIBUTION

NCISHQ: 0023B

INFO: SWND/MONTEREY POLICE DEPARTMENT (ATTN: DETECTIVE (b)(6), (b)(7)(C)) (b)(6), (b)(7)(C) (H)

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

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U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

REPORT OF INVESTIGATION (CLOSED)

26MAR15

SPECIAL INQUIRY (II)

CONTROL: 09FEB15-DCWA-0041-8XNA/C

I/NPS, MONTEREY, CA/REPORTED ALLEGATIONS CONCERNING A DOD EMPLOYEE
SOLICITING CHILD PROSTITUTES IN LATIN AMERICA

COMMAND/NAVAL POSTGRADUATE SCHOOL, MONTEREY, CA/62271

MADE AT/DCWA/RESIDENT AGENCY WASHINGTON DC (b)(6), (b)(7)(C) SPECIAL AGENT

EXHIBIT(S)

- (1) IA: RESULTS OF INTERVIEW OF (b)(6), (b)(7)(C) CIV/18Feb15
- (2) IA: RESULTS OF INTERVIEW OF (b)(6), (b)(7)(C) CIV/18Feb15
- (3) IA: RESULTS OF INTERVIEW OF (b)(6), (b)(7)(C) CIV/20Feb15
- (4) IA: RESULTS OF ACQUISITION OF SF-86 OF (b)(6), (b)(7)(C)
CIV/25Feb15
- (5) IA: RESULTS OF ACQUISITION OF FOREIGN TRAVEL AND OTHER DATA
FROM NPS SECURITY MANAGER/25Feb15

EXECUTIVE SUMMARY

1. This reactive investigation was initiated upon notification that a civilian employee of the Naval Postgraduate School (NPS), (b)(6), (b)(7)(C), allegedly engaged in sexual activities with juvenile males during a trip to Latin America in 2013. The suspected sexual activities were reportedly witnessed by a civilian colleague who observed what was characterized as inappropriate conduct taking place inside (b)(6), (b)(7)(C) hotel room. The alleged witness was interviewed and denied knowledge of any inappropriate sexual activity relating to (b)(6), (b)(7)(C) and further denied traveling with (b)(6), (b)(7)(C) at any point after 2010. (b)(6), (b)(7)(C) was also interviewed and denied the allegations against him. (b)(6), (b)(7)(C) foreign travel was reviewed, which documented, among others, multiple travel dates to Brazil from 2011-2014, as well as travel to Argentina in 2012 and 2014 respectively. This investigation failed to uncover any evidence of criminal activity. As a result, this case is closed.

NARRATIVE

1. This reactive investigation was initiated pursuant to a suspected violation of 18 USC 2241(c) (Aggravated Sexual Abuse) and 18 USC 2422 (Coercion and Enticement for Prostitution).
2. This investigation was initiated circa 03Feb15 upon allegations that (b)(6), (b)(7)(C) Naval Postgraduate School (NPS), Remote Sensing Center (RSC), National Capital Region (NCR) possibly engaged in sexual activities with under-age males during a DoD sponsored trip to Latin America in 2013. (b)(6), (b)(7)(C) Scientist, Defense Intelligence Activity (DIA), was interviewed and reported in October 2013, (b)(6), (b)(7)(C) Civilian, Office of the Secretary of Defense (OSD), told him in mid-late 2013, he and (b)(6), (b)(7)(C) traveled to Cartagena, Colombia on official government travel, and while there, (b)(6), (b)(7)(C) witnessed (b)(6), (b)(7)(C) inviting several juvenile males into

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U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

CONTROL: 09FEB15-DCWA-0041-8XNA/C

26Mar15

his hotel room to "entertain" him. Reportedly, the males appeared to be 12-14 years of age and described as "street boys". (b)(6), (b)(7)(C) further alleged during (b)(6), (b)(7)(C)'s former tenure with OSD, he routed an undisclosed sum of money to NPS. (b)(6), (b)(7)(C) also questioned the relationship between NPS, its NCR assets, and OSD. Exhibit (1) provides clarifying details.

3. On 12Feb15, [redacted] was interviewed and acknowledged he and [redacted] worked together at OSD prior to [redacted] employment with NPS. However, [redacted] denied ever witnessing [redacted] solicit males for prostitution, and related he never worked or traveled with [redacted] at any point after 2010. [redacted] further remarked it was common knowledge among their colleagues that [redacted] is sexually attracted to men and frequents gay bars during government travel, but he has never suspected [redacted] of engaging in illicit activity. [redacted] asserted [redacted] have had prior conflicts with each other, and explained the allegations concerning [redacted] may have been "blown out of proportion", Exhibit (2) pertains.

4. On 20Feb15, [redacted] was interviewed in a non-custodial setting and denied the allegations against him. [redacted] further noted he and [redacted] have had conflicts in the past, and that it was not unusual for people to falsely claim certain things about him, Exhibit (3) provides details.

5. [redacted] s SF-86, along with his foreign travel as reported to NPS, were collected and reviewed. The review indicated [redacted] conducted government related travel to Brazil in 2011 and 2014, in addition to personal travel in 2013 and 2014. [redacted] also traveled to Argentina in 2012 and 2014. Of note, [redacted] purportedly failed to report official foreign travel to the NPS security office on at least one occasion in 2015. Exhibits (4) and (5) provide further details.

6. Various law enforcement queries conducted on [redacted] did not reveal any derogatory information. However,

7. This investigation failed to confirm the alleged criminal activity associated with [redacted] as well as uncover any other evidence of criminality. This investigation is closed pending the receipt of additional information pertaining to [redacted] s alleged offense(s).

PARTICIPANTS

[redacted] SPECIAL AGENT, RESIDENT UNIT MONTEREY

ACTION

SWMY: Please provide a copy of this report to relevant personnel at NPS for action deemed appropriate.

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INFO :DCWA/Command (H)/SWFO

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26Mar15

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