

CHARGE SHEET

I. PERSONAL DATA

1. NAME OF ACCUSED (Last, First, MI) HUERTAS, Julio A.		2. SSN [REDACTED]		3. GRADE OR RANK SO1	4. PAY GRADE E6
5. UNIT OR ORGANIZATION SEAL Team [REDACTED] Naval Amphibious Base Little Creek, Virginia				6. CURRENT SERVICE	
				a. INITIAL DATE 30 Apr 09	b. TERM 4 yrs
7. PAY PER MONTH			8. NATURE OF RESTRAINT OF ACCUSED		
a. BASIC	b. SEA/FOREIGN DUTY	c. TOTAL	None		
\$2930.40		\$2930.40	None		
9. DATE(S) IMPOSED None					

II. CHARGES AND SPECIFICATIONS

10. CHARGE VIOLATION OF THE UCMJ, ARTICLE

Charge I: Violation of the UCMJ, Article 92

Specification: In that Special Operator First Class Julio A. Huertas, SEAL Team [REDACTED] Naval Amphibious Base Little Creek, Virginia, U.S. Navy, on active duty, who should have known of his duties, at [REDACTED], [REDACTED] Iraq, on or about 1 September 2009, was derelict in the performance of those duties in that he willfully failed to safeguard a detainee, [REDACTED], as it was his duty to do.

See Supplemental Page

III. PREFERRAL

11a. NAME OF ACCUSER (Last, First, MI) [REDACTED]	b. GRADE [REDACTED]	c. ORGANIZATION OF ACCUSER SOCCENT
d. SIGNATURE OF ACCUSER [REDACTED]		e. DATE 2 Oct 07

AFFIDAVIT: Before me, the undersigned, authorized by law to administer oaths in cases of this character, personally appeared the above named accuser this 2nd day of OCTOBER, 2007, and signed the foregoing charges and specifications under oath that he/she is a person subject to the Uniform Code of Military Justice and that he/she either has personal knowledge of or has investigated the matters set forth therein and that the same are true to the best of his/her knowledge and belief.

<u>[REDACTED]</u> Typed Name of Officer	SOCCENT Organization of Officer
COMMANDER, U.S. NAVY Grade	JAGC Official Capacity to Administer Oath (See R.C.M. 307(b) - must be a commissioned officer)
<u>[Signature]</u> Signature	

12

On 02 October, 2009, the accused was informed of the charges against him/her and of the name(s) of The accuser(s) known to me (See R.C.M. 308 (a)). (See R.C.M. 308 if notification cannot be made.)

[Signature]
Typed Name of Immediate Commander

COLONEL, U.S. AIR FORCE

[Signature]
Grade

[Signature]
Signature

Special Operations Command Central

Organization of Immediate Commander

IV. RECEIPT BY SUMMARY COURT-MARTIAL CONVENING AUTHORITY

13.

The sworn charges were received at 1947 hours, 2 October, 2009 at Special Operations
Designation of Command or

Command Central

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

FOR THE ¹ COMMANDING GENERAL

Chief of Staff

Official Capacity of Officer Signing

[Signature]
Typed Name of Officer

COLONEL, U.S. AIR FORCE

[Signature]
Grade

[Signature]
Signature

V. REFERRAL: SERVICE OF CHARGES

14a. DESIGNATION OF COMMAND OF CONVENING AUTHORITY

b. PLACE

c. DATE (YYYYMMDD)

SPECIAL OPERATIONS COMMAND CENTRAL

MACDILL AFB, TAMPA

OCT 02 2009

Referred for trial to the SPECIAL court-martial convened by Special Court-Martial Convening
Order #1-09, dated OCT 02 2009

, subject to the following instructions:

NONE

By [Signature] of [Signature]
Command or Order

C. T. CLEVELAND

Typed Name of Officer

COMMANDING GENERAL

Official Capacity of Officer Signing

MAJOR GENERAL, U.S. ARMY

[Signature]
Grade

[Signature]
Signature

15.

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

[Signature]
Typed Name of Trial Counsel

[Signature]
Grade or Rank of Trial Counsel

[Signature]
Signature

FOOTNOTES: 1— When an appropriate commander signs personally, inapplicable words are stricken.
2— See R.C.M. 501(e) concerning instructions. If none, so state.

SUPPLEMENTAL PAGE 1 OF 1
U.S. V. SO1 J. A. HUERTAS, USN

Charge II: Violation of the UCMJ, Article 107

Specification: In that Special Operator First Class Julio A. Huertas, SEAL Team [REDACTED] Naval Amphibious Base Little Creek, Virginia, U.S. Navy, on active duty, did, at [REDACTED] Iraq, on or about 1 September 2009, with intent to deceive, make to Special Agent [REDACTED], Naval Criminal Investigative Service, an official statement, to wit: "I did not see anyone display aggressive behavior toward Mr. [REDACTED]" or words to that effect, which statement was totally false and was then known by the said Petty Officer First Class Huertas to be so false.

Charge III: Violation of the UCMJ, Article 134

Specification: In that Special Operator First Class Julio A. Huertas, SEAL Team [REDACTED] Naval Amphibious Base Little Creek, Virginia, U.S. Navy, on active duty, did, on divers occasions, at [REDACTED] Iraq, on or about 1 September 2009, wrongfully endeavor to impede an investigation by wrongfully attempting to influence the testimony of Petty Officer Third Class [REDACTED], U.S. Navy, as a witness before an investigating officer.

CHARGE SHEET

I. PERSONAL DATA

1. NAME OF ACCUSED (Last, First, MI) KEEFE, Jonathan E.		2. SSN [REDACTED]	3. GRADE OR RANK SO2	4. PAY GRADE E5
5. UNIT OR ORGANIZATION SEAL Team Naval Amphibious Base Little Creek, Virginia			6. CURRENT SERVICE	
			a. INITIAL DATE 17 Aug 06	b. TERM 4 yrs
7. PAY PER MONTH		8. NATURE OF RESTRAINT OF ACCUSED	9. DATE(S) IMPOSED	
a. BASIC \$2145.90	b. SEA/FOREIGN DUTY	c. TOTAL \$2145.90	None	
		None	None	

II. CHARGES AND SPECIFICATIONS

10. CHARGE

VIOLATION OF THE UCMJ, ARTICLE

Charge I: Violation of the UCMJ, Article 92

Specification: In that Special Operator Second Class Jonathan E. Keefe, SEAL Team [REDACTED] Naval Amphibious Base Little Creek, Virginia, U.S. Navy, on active duty, who should have known of his duties, at [REDACTED] Iraq, on or about 1 September 2009, was derelict in the performance of those duties in that he willfully failed to safeguard a detainee, Mr. [REDACTED] as it was his duty to do.

See Supplemental Page

III. PREFERRAL

11a. NAME OF ACCUSER (Last, First, MI) [REDACTED]	b. GRADE [REDACTED]	c. ORGANIZATION OF ACCUSER SOCCENT
d. SIGNATURE OF ACCUSER / [REDACTED]		e. DATE 2 Oct 09

AFFIDAVIT: Before me, the undersigned, authorized by law to administer oaths in cases of this character, personally appeared the above named accuser this 2nd day of OCTOBER, 2009, and signed the foregoing charges and specifications under oath that he/she is a person subject to the Uniform Code of Military Justice and that he/she either has personal knowledge of or has investigated the matters set forth therein and that the same are true to the best of his/her knowledge and belief.

[REDACTED]
Typed Name of Officer

SOCSENT
Organization of Officer

COMMANDER, U.S. NAVY

Grade

JAGC

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

12.

On 02 October, 2009, the accused was informed of the charges against him/her and of the name(s) of the accuser(s) known to me (See R.C.M. 308 (a)). (See R.C.M. 308 if notification cannot be made.)

[Redacted]
Typed Name of Immediate Commander

COLONEL, U.S. AIR FORCE
Grade

[Redacted]
Signature

Special Operations Command Central
Organization of Immediate Commander

IV. RECEIPT BY SUMMARY COURT-MARTIAL CONVENING AUTHORITY

13.

The sworn charges were received at 1948 hours, 2 October, 2009 at Special Operations
Designation of Command or

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

FOR THE ¹ COMMANDING GENERAL

[Redacted]
Typed Name of Officer

COLONEL, U.S. AIR FORCE
Grade

[Redacted]
Signature

Chief of Staff
Official Capacity of Officer Signing

REFERRAL; SERVICE OF CHARGES

14a. DESIGNATION OF COMMAND OF CONVENING AUTHORITY

b. PLACE

c. DATE (YYYYMMDD)

SPECIAL OPERATIONS COMMAND CENTRAL

MACDILL AFB, TAMPA

OCT 02 2009

Referred for trial to the SPECIAL court-martial convened by Special Court-Martial Convening

Order #1-09, dated OCT 02 2009

, subject to the following instructions:

NONE

By _____ of _____

Command or Order

C. T. CLEVELAND
Typed Name of Officer

MAJOR GENERAL, U.S. ARMY
Grade

[Redacted]
Signature

COMMANDING GENERAL
Official Capacity of Officer Signing

15.

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

Typed Name of Trial Counsel

Grade or Rank of Trial Counsel

Signature

FOOTNOTES: 1— When an appropriate commander signs personally, inapplicable words are stricken.

2— See R.C.M. 601(e) concerning instructions. If none, so state.

SUPPLEMENTAL PAGE 1 OF 1
U.S. V. SO2 J. E. KEEFE, USN

Charge II: Violation of the UCMJ, Article 107

Specification: In that Special Operator Second Class Jonathan E. Keefe, SEAL Team [REDACTED] Naval Amphibious Base Little Creek, Virginia, U.S. Navy, on active duty, did, at [REDACTED] Iraq, on or about 1 September 2009, with intent to deceive, make to Special Agent [REDACTED] Naval Criminal Investigative Service, an official statement, to wit: "I did not see anyone abuse or mistreat Mr. [REDACTED]," or words to that effect, which statement was totally false and was then known by the said Petty Officer Second Class Keefe to be so false.

CHARGE SHEET

I. PERSONAL DATA

1. NAME OF ACCUSED (Last, First, MI) MCCABE, Matthew V.		2. SSN [REDACTED]		3. GRADE OR RANK SO2	4. PAY GRADE E5
5. UNIT OR ORGANIZATION SEAL Team [REDACTED] Naval Amphibious Base Little Creek, Virginia				5. CURRENT SERVICE	
				a. INITIAL DATE 25 Oct 07	b. TERM 5 yrs
7. PAY PER MONTH			8. NATURE OF RESTRAINT OF ACCUSED		9. DATE(S) IMPOSED
a. BASIC	b. SEA/FOREIGN DUTY	c. TOTAL	None		None
\$2247.30		\$2247.30			

II. CHARGES AND SPECIFICATIONS

10. CHARGE VIOLATION OF THE UCMJ, ARTICLE

Charge I: Violation of the UCMJ, Article 92

Specification: In that Special Operator Second Class Matthew V. McCabe, SEAL Team [REDACTED], Naval Amphibious Base Little Creek, Virginia, U.S. Navy, on active duty, who should have known of his duties, at [REDACTED], [REDACTED], Iraq, on or about September 2009, was derelict in the performance of those duties in that he willfully failed to safeguard a detainee, Mr. [REDACTED] as it was his duty to do.

See Supplemental Page

III. PREFERRAL

11a. NAME OF ACCUSER (Last, First, MI) [REDACTED]	b. GRADE [REDACTED]	c. ORGANIZATION OF ACCUSER SOCCENT
d. SIGNATURE OF ACCUSER [REDACTED]		e. DATE 2 Oct 09

AFFIDAVIT: Before me, the undersigned, authorized by law to administer oaths in cases of this character, personally appeared the above named accuser this 2nd day of October, 2009, and signed the foregoing charges and specifications under oath that he/she is a person subject to the Uniform Code of Military Justice and that he/she either has personal knowledge of or has investigated the matters set forth therein and that the same are true to the best of his/her knowledge and belief.

<u>[REDACTED]</u> Typed Name of Officer	<u>SOCCENT</u> Organization of Officer
<u>COMMANDER, U.S. NAVY</u> Grade	<u>JAGC</u> Official Capacity to Administer Oath (See R.C.M. 307(b) - must be a commissioned officer)
<u>[REDACTED]</u> Signature	

12.

On 02 October, 2009, the accused was informed of the charges against him/her and of the name(s) of The accuser(s) known to me (See R.C.M. 308 (a)). (See R.C.M. 308 if notification cannot be made.)

Typed Name of Immediate Commander

COLONEL, U.S. AIR FORCE

Special Operations Command Central

Organization of Immediate Commander

Signature

IV. RECEIPT BY SUMMARY COURT-MARTIAL CONVENING AUTHORITY

13.

The sworn charges were received at 1945 hours, 2 October, 2009 at Special Operations
Command Central
 Designation of Command or

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

FOR THE ¹ COMMANDING GENERAL

Chief of Staff

Official Capacity of Officer Signing

Typed Name of Officer

COLONEL, U.S. AIR FORCE

Signature

V. REFERRAL; SERVICE OF CHARGES

14a. DESIGNATION OF COMMAND OF CONVENING AUTHORITY

b. PLACE

c. DATE (YYYYMMDD)

SPECIAL OPERATIONS COMMAND CENTRAL

MACDILL AFB, TAMPA

OCT 02 2009

Referred for trial to the SPECIAL court-martial convened by Special Court-Martial Convening
Order #1-09, dated OCT 02 2009

, subject to the following instructions:

NONE

By

of

Command or Order

C. T. CLEVELAND

Typed Name of Officer

COMMANDING GENERAL

Official Capacity of Officer Signing

MAJOR GENERAL, U.S. ARMY

Grade

Signature

15.

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

Typed Name of Trial Counsel

Grade or Rank of Trial Counsel

Signature

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

SUPPLEMENTAL PAGE 1 OF 1
U.S. V. SO2 M. V. MCCABE, USN

Charge II: Violation of the UCMJ, Article 107

Specification: In that Special Operator Second Class Matthew V. McCabe, SEAL Team [REDACTED] Naval Amphibious Base Little Creek, Virginia, U.S. Navy, on active duty, did, at [REDACTED] Iraq, on or about September 2009, with intent to deceive, make to Special Agent [REDACTED] Naval Criminal Investigative Service, an official statement, to wit: "I did not assault nor did I see anyone assault or abuse Mr. [REDACTED]" or words to that effect, which statement was totally false and was then known by the said Petty Officer Second Class McCabe to be so false.

Charge III: Violation of the UCMJ, Article 128

Specification: In that Special Operator Second Class Matthew V. McCabe, SEAL Team [REDACTED] Naval Amphibious Base Little Creek, Virginia, U.S. Navy, on active duty, did, at [REDACTED] Iraq, on or about 1 September 2009, unlawfully strike [REDACTED] in the midsection with his fist.