

CHARGE SHEET

I. PERSONAL DATA

1. NAME OF ACCUSED (Last, First, MI) WILL, Joshua K.		2. SSN 468-19-3070	3. GRADE OR RANK PFC	4. PAY GRADE E-3
5. UNIT OR ORGANIZATION D Company, 1st Battalion, 3d U.S. Infantry (The Old Guard) Fort Myer, Virginia 22211			6. CURRENT SERVICE	
			a. INITIAL DATE 20080717	b. TERM 4 yrs, 4 mos
7. PAY PER MONTH		8. NATURE OF RESTRAINT OF ACCUSED Pretrial Confinement	9. DATE(S) IMPOSED 21 Sep 09 -	
a. BASIC \$1,649.70	b. SEA/FOREIGN DUTY None			

II. ADDITIONAL CHARGE AND SPECIFICATION

10. ADDITIONAL CHARGE I: VIOLATION OF THE UCMJ, ARTICLE 107.

THE SPECIFICATION: In that Private First Class Joshua K. Will, U.S. Army, did, at or near Fort Myer, Virginia, on or about 21 August 2009, with intent to deceive, make to Andrew Veith, an official statement, to wit: a sworn statement stating that his ATM card was stolen and money was wrongfully withdrawn from the bank account of Private First Class Joshua K. Will, or words to that effect, which statement was totally false, and was then known by the said Private First Class Joshua K. Will to be so false.

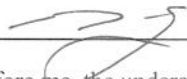
ADDITIONAL CHARGE II: VIOLATION OF THE UCMJ, ARTICLE 112a.

SPECIFICATION 1: In that Private First Class Joshua K. Will, U.S. Army, did, at or near Fort Myer, Virginia, on or about 20 September 2009, wrongfully possess one or more marijuana cigarettes.

SPECIFICATION 2: In that Private First Class Joshua K. Will, U.S. Army, did, at or near Fort Myer, Virginia, on or about 15 September 2009, wrongfully distribute about one gram of cocaine.

(See Continuation Sheet)

III. PREFERRAL

11a. NAME OF ACCUSER (Last, First, MI) CROY, Andrew D.	b. GRADE O-3	c. ORGANIZATION OF ACCUSER D Co, 1st BN, 3d U.S. IN (TOG)
d. SIGNATURE OF ACCUSER 		e. DATE 05 Jan 10

AFFIDAVIT: Before me, the undersigned, authorized by law to administer oaths in cases of this character, personally appeared the above named accuser this 5 day of January, 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.

PATRICK CASHMAN

Typed Name of Officer

O-3

Grade

Signature


OSJA, MDW

Organization of Officer

Trial Counsel

Official Capacity to Administer Oath

(See R.C.M. 307(b) - must be a commissioned officer)

12. On 12 January, 2010, 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.)

ANDREW D. CROY
Typed Name of Immediate Commander

D Co, 1st BN, 3d U.S. IN (TOG)
Organization of Immediate Commander

O-3
Grade

Signature

IV. RECEIPT BY SUMMARY COURT-MARTIAL CONVENING AUTHORITY

13. The sworn charges were received at 1056 hours, 20 JANUARY 2010 at HQ, 1st BN, 3d U.S. IN (TOG)

Designation of Command or

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

FOR THE¹

ROBERT A. FORTE
Typed Name of Officer

Commanding
Official Capacity of Officer Signing

O-5
Grade

Signature

V. REFERRAL; SERVICE OF CHARGES

14a. DESIGNATION OF COMMAND OF CONVENING AUTHORITY
Headquarters, United States Army
Military District of Washington

b. PLACE
Fort McNair, DC

c. DATE
20100301

Referred for trial to General Court-martial convened by Court-Martial Convening Order

Number 4, this headquarters, dated

4 March 2010, subject to the following instructions:² none.

By Command Of MAJOR GENERAL KARL R. HORST
Command or Order

ASHDEN FEIN

Typed Name of Officer

Chief, Military Justice

Official Capacity of Officer Signing

O-3
Grade

Signature

15. On _____, 2010, I (caused to be) served a copy hereof on (each of) the above named accused.

Typed Name of Trial Counsel

Grade or Rank of Trial Counsel

Signature

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

Item 10, continued:

SPECIFICATION 3: In that Private First Class Joshua K. Will, U.S. Army, did, at or near Fort Myer, Virginia, on or about 20 September 2009, wrongfully introduce some amount of methylenedioxymethamphetamine (MDMA), a schedule I controlled substance, onto a vessel, aircraft, vehicle, or installation used by the armed forces or under control of the armed forces, to wit: Fort Myer Military Community, Virginia, with the intent to distribute the said controlled substance.

ADDITIONAL CHARGE III: VIOLATION OF THE UCMJ, ARTICLE 134.

THE SPECIFICATION: In that Private First Class Joshua K. Will, U.S. Army, did, at or near Fort Myer, Virginia, on or about 20 September 2009, wrongfully solicit Private First Class Roger Halford to violate the law, by offering to sell the same Private First Class Roger Halford methylenedioxymethamphetamine (MDMA), a schedule I controlled substance.