

AFFIDAVIT

AFFIANT voluntarily says of his own personal belief:

Col Stephanie Smith is my Battalion Commander. I'm informed that she would be the convening authority against me if I were charged at a special court martial.

I'm informed that Col Smith has conducted an investigation into my life for BAH and marriage fraud although I have not been charged with any offenses.

On or about June 2010, I was ordered by my Battalion Commander, Colonel Stephanie Smith, to pay \$850 in child support to the mother (a U.S. Marine Sergeant Stewart) of my biological daughter, who lives in North Carolina.

There was no complaint of non support from Sgt Stewart to my command.

After receiving that order from Col Smith, I went to legal assistance attorney Captain Aaron Clinger (a judge advocate at the MCRD law center) who reviewed MCO P5800.16A (LEGALADMIN) chapter 15 and calculated that I could lawfully only be ordered to pay a maximum of \$666 in child support (1/3 of my BAH of \$1998 per month).

Capt Clinger wrote a letter to Col Smith explaining that I could not legally be required to pay \$850 per month. Other officers have informed me that they believe Col Smith then called up Capt Clinger and said words to the effect "you don't want to open that can of worms." I was present within earshot when Col Smith made this call. Based on what I saw, I believe that Capt Clinger was intimidated and influenced by Col Smith, his Battalion Commander, for doing his job as my attorney and merely pointing out that the law said that I could not be ordered to pay \$850 in child support. During this phone call between Col Smith and Capt Clinger, Col Smith stated that Sgt Stewart had not made a complaint of non-support.

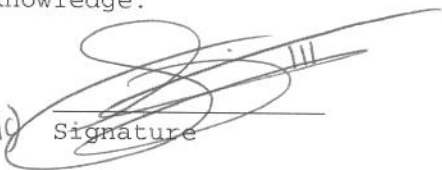
Around mid July 2010, I was living in my car for about a week because I didn't have a place to stay in the barracks. I was told to move out of my house in Temecula immediately by Col Smith, through 1stSgt Derrick Henry coming from Col Smith. I did as ordered, but there was no place for me to go.

I made an IG complaint against her to the MCRD IG's office and I requested anonymity. The IG complaint I made against Col Smith somehow ended up in front of Col Smith. I'm now very fearful of retaliation.

I swear that the above voluntary official statement is true and correct to the best of my knowledge.

Sidney W. King III
Print Name

(Sgt. USMC)


Signature

2010 11 19
Date

Initial: SWK III