



UNITED STATES MARINE CORPS
OFFICE OF THE STAFF JUDGE ADVOCATE
3250 CATLIN AVENUE
MARINE CORPS BASE
QUANTICO, VIRGINIA 22134-5001

IN REPLY REFER TO
5800
DEF/baw
30 Mar 11

From: Captain Bret A. White, Defense Counsel
To: Captain Pete C. Combe II, Trial Counsel

Subj: REQUEST FOR PERSONAL APPEARANCE OF WITNESSES ICO UNITED STATES VERSUS
STAFF SERGEANT MARINA D. LOPEZ, USMC

Ref: (a) R.C.M. 703

Encl: (1) Excerpt (pages 19-21) from the COMMAND INVESTIGATION INTO POSSIBLE
VIOLATIONS OF THE OCS STANDARD OPERATING PROCEDURES (SOP) AND
HAZING ALLEGATIONS INVOLVING COMPANY C STAFF

1. Pursuant to reference (a), it is respectfully requested that the following witnesses be produced at the special court-martial in the above-named case:

a. **Sgt Maj Antonio N. Vizcarrondo, Jr.:** This witness is relevant and necessary because he was the Sgt Maj, RTR, MCRD Parris Island while SSgt Lopez served under him from December 2007 to May 2009. This witness can testify as to SSgt Lopez's good military character and character for truthfulness during this time period. He observed her in the execution of her duties on a daily basis. His contact information is as follows: 760-763-3586, 760-208-7089, antonio.vizcarrondo@usmc.mil, currently stationed at Camp Pendleton, California.

b. **LtCol Karla M. Jessup:** This witness is relevant and necessary because she was SSgt Lopez's Battalion C.O. for 4th Bn, RTR, MCRD Parris Island during the 2006-2008 timeframe. This witness can testify as to SSgt Lopez's good military character and character for truthfulness during this time period. She observed her in the execution of her duties on a daily basis. Her contact information is as follows: 808-257-6978, karla.jessup@usmc.mil, currently stationed at MCB Kaneohe Bay, Hawaii.

c. **Sgt Maj Jean Paul Courville:** This witness is relevant and necessary because he was SSgt Lopez's instructor at the Senior Drill Instructor Course in June of 2008 and has known SSgt Lopez from summer 2006 to the present day. This witness can testify as to SSgt Lopez's good military character and character for truthfulness during this time period. He observed her in the execution of her duties on a daily basis. His contact information is as follows: 858-577-6878, jeanpaul.courville@usmc.mil, currently stationed at VFMA 323, MCAS Miramar, California.

d. **1st Sgt William Carter:** This witness is relevant and necessary because he was the Delta Co. First Sergeant during the Summer and Winter of 2009 for Officer Candidates School while SSgt Lopez was a sergeant instructor. This witness can testify as to SSgt Lopez's good military character and character for truthfulness during this time period. He observed her in the execution of her duties on a daily basis. His contact information is as follows: 760-763-2940, william.c.carter@usmc.mil, currently stationed at 1st Recon Bn, MCB Camp Pendleton, California.

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e. Each of the candidates from First Platoon, Charlie Co., Fall 2010 are all percipient witnesses as to each and every specification on the charge sheet. Those who did not graduate or did not accept commissions and are, therefore, out of area, are listed on enclosure (1) and their personal appearance is requested. Their contact information has been requested by the undersigned via a request for copies of the candidate record books. However, copies of the candidate record books have not been produced to the undersigned. Such records (and the contact information) are in the government's control and are therefore not provided herein.

2. SSgt Lopez reserves the right to call any of the witnesses called by the prosecution or further update and modify this request.

3. Defense specifically requests that the Government provide a written response to this request as soon as possible.

A handwritten signature in black ink, appearing to read "Bret A. White". The signature is stylized with a large initial "B" and a long horizontal stroke at the end.

BRET A. WHITE

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~~59. At 0730 on 6 October 2010, the H&S troop handlers turned over
responsibility of the First Platoon, Company C to the platoon staff and
training day one commenced. [encl (151)]~~

~~60. Fifty six (56) Officer Candidates commenced training on 6 October
10 in First Platoon, Company C and are listed as follows: [encls
(5), (151)]~~

- a. Iris J. Antunezbarahona
- ~~b. Evita M. Ayala~~
- ~~c. Melissa A. Blake~~
- d. Michele A. Boeche
- ~~e. Kate M. Brannon~~
- f. Laura D. Brenstuhl
- g. Christen A. Brown
- ~~h. Kelsey C. Burnham~~
- i. Michelle L. Cabral
- j. Nicole C. Delpriore
- k. Traci J. Deshazor
- l. Rebecca L. Finley
- m. Jennifer L. Friese
- ~~n. Emily A. Gabriel~~
- ~~o. Jasmin P. Garcia~~
- p. Raeanna L. Grizzle
- q. Rebecca L. Hanif
- r. Eileen K. Harper
- s. Caitlin C. Havron
- t. Amber M. Helms

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u. Monica C. Hernandez
~~v. Kristen A. Hetske~~
w. Jennifer L. Howard
~~x. Corey M. Hughey~~
y. Mary T. Jentz
~~z. Jayme L. Karlstrom~~
aa. Keshia A. Levan
~~bb. Kelli E. Lacosta~~
~~cc. Christina Lopez~~
~~dd. Laura R. Lundin~~
ee. Kimberly D. Martinez
~~ff. Stephanie L. Mills~~
gg. Vanessa S. Nicholas
~~hh. Kathleen J. Chara~~
ii. Kristen N. Parnell
jj. Whitney N. Partridge
~~kk. Laura A. Petzel~~
ll. Amanda C. Pfabe
mm. Danielle J. Ray
nn. Joanna M. Reynolds
oo. Danielle A. Richards
~~pp. Phoebe D. Riner~~
qq. Katelyn P. Roberts
rr. Carolyn R. Schintzius

Enclosure (1)

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ss. Rebecca M. Swann

~~tt. April C. Tatton~~

uu. Britany T. Thompson

~~vv. Lindsay M. Thorstenson~~

ww. Leah L. Turner

xx. Emily L. Tweto

yy. Hannah D. Walden

. zz. Kelly A. Wills

aaa. Gabriela M. Wilson

bbb. Rachel L. Wooden

ccc. Angela M. Wozniak

ddd. Shanna B. Yelisetty

61. On 6 October 2010, GySgt Cannady was present for approximately four hours of transition training before she left training and did not return due to medical issues. [encls (145), (151)]

62. GySgt Cannady was not replaced by another Sergeant Instructor. [encl (145)]

63. On 21 October 2010, Company C candidates received a class on hazing that covered the definition of hazing, examples of hazing, and the Marine Corps Policy on Hazing. [encls (151), (156)]

64. After that class at 1020 on 21 October 2010, Captain Kraics conducted a platoon values-based discussion with First Platoon reemphasizing the key points regarding hazing. [encls (151), (157)]

Allegations involving actions conducted during the execution of Close Order Drill (COD):

65. During the majority of scheduled Close Order Drill (hereinafter "COD") periods, GySgt Kelton and SSgt Lopez instructed First Platoon to conduct incentive Physical Training (hereinafter "PT") oftentimes in some manner of running and would include instructions such as, "Go touch the bleachers" and "Run the four corners." [encls (6), (8), (10), (11), (15), (16), (20), (25), (37), (38), (42), (49), (52), (65), (68), (78), (79)]