

NAVY-MARINE CORPS TRIAL JUDICIARY
NORTHERN JUDICIAL CIRCUIT
GENERAL COURT-MARTIAL

UNITED STATES)	GENERAL COURT-MARTIAL
)	
v.)	GOVERNMENT DISCLOSURE
)	OF EVIDENCE/TESTIMONY
JAMES M. ROWE)	
CAPTAIN)	
UNITES STATES MARINE CORPS)	29 November 2011

1. The government, by and through trial counsel, hereby makes disclosure to the defense in the above captioned case of the following matters known to the government.

2. On 28 and 29 November 2011, trial counsel interviewed the alleged victim, Mrs. A.K., in the above captioned case. During those conversations trial counsel was made aware of the following matters which the trial counsel believes to be discoverable under United States v. Giglio, 405 U.S. 150 (1972) and its progeny.

a. The alleged victim's brother in law, Mr. Phil Klay, is a freelance writer of non-fiction articles and fiction stories. Mr. Klay, a veteran Marine, writes primarily about the emotional effects of service on members of the U.S. military.

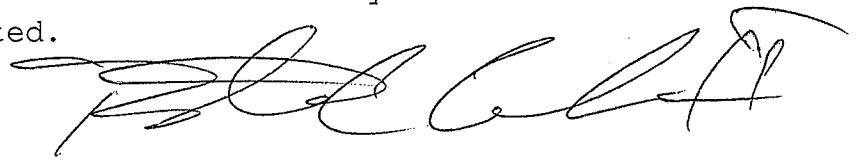
b. Mr. Klay recently signed an agreement with Penguin Publishing to publish a compilation of his articles and stories. Mr. Klay is scheduled to receive approximately \$350,000 for his writings.

c. Mr. Klay has had at least on conversation with the alleged victim and her husband regarding the possibility of using the alleged victim's experiences at Marine Barracks Washington as the basis for one of the stories/articles in his contracted compilation.

d. The alleged victim has also been in regular contact with Ms. Susan Burke, a plaintiff's and class action litigator.

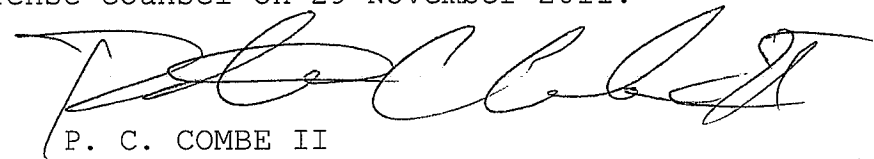
e. Ms. Burke has apparently referred the alleged victim to at least one (unidentified) media outlet. The purpose of this referral was so that the alleged victim could provide one (or more) interviews regarding the instant case upon the conclusion of trial.

f. It is unknown to trial counsel the specific media outlet or format (i.e. newspaper/television/radio) which the alleged victim contacted as she refused to disclose any information beyond that already indicated.



P. C. COMBE II
Captain, U.S. Marine Corps
Trial Counsel

I hereby certify that a copy of this document was served, electronically and via hand delivery, to civilian defense counsel and/or detailed defense counsel on 29 November 2011.



P. C. COMBE II
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Trial Counsel
