

## Keske Capt Zenon W

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**From:** Richardson Col Michael B  
**Sent:** Friday, October 02, 2009 10:40 AM  
**To:** Keske Capt Zenon W  
**Subject:** Important message  
**Signed By:** michael.b.richardson@usmc.mil

-----Original Message-----

**From:** Smith Col Stephanie C  
**Sent:** Thursday, October 01, 2009 14:45  
**To:** Trapp LtCol Thad R; Blalock Major Christopher G; Conlin Col Christopher C; Myers CIV Clifford O III  
**Cc:** Richardson Col Michael B  
**Subject:** Important message

Gentlemen:

It just came to my attention that my XO spoke in an e-mail to all of you harshly regarding Captain Wacker and his pending legal action. To be clear, I was unaware of this e-mail until now and do not in any manner condone or ascribe to his comments. I am committed to ensuring that Captain Wacker gets a fair trial. Captain Wacker is innocent until proven guilty by a competent court of law. As some of you may know I made the decision to move Captain Wacker from the G3 and reassign him to duties within the battalion. I did this because I was concerned that the decision to task him as the "lead" G3 representative for the multi-agency exercise Aztec Fury that had considerable media coverage exposed the Depot to unnecessary risk. If Captain Wacker as the lead representative for the Depot were to speak to the media and the media made the connection that he is pending trial for alleged sexual misconduct, this had the potential to reap bad press for the Depot. I also was concerned that based solely on the seriousness of the charges to which he is accused, that Captain Wacker should not be privy to the specifics of the force protection plan for the Depot and/or the local authorities response plan in the event of an emergency aboard the Depot. This decision was mine and was made to ensure good order and discipline within my command and had nothing to do with Captain Wacker personally. I do not want my decision to move Captain Wacker to impact your decision to participate in any manner you deem appropriate regarding Captain Wacker's upcoming trial. In fact, I expect you to participate without any fear of repercussion or reprisal in any manner you deem appropriate. Once again, I do not agree with the XO's comments and want to make it completely clear that those comments were improper. That e-mail should not in any way prevent you from fulfilling your right and obligation to participate in any manner you deem appropriate for Captain Wacker's court proceedings. Lastly, please do not forward LtCol Bond's unprofessional e-mail to anyone else.

Doing so will further jeopardize the potential jury pool for Captain Wacker and jeopardize his right and entitlement to a fair trial.

V/R  
Col Smith