



UNITED STATES MARINE CORPS

I MARINE EXPEDITIONARY FORCE
US MARINE CORPS FORCES PACIFIC
BOX 555300
CAMP PENDLETON, CALIFORNIA 92055-5300

IN REPLY REFER TO:

1920

SJA

MAY 16 2011

From: Commanding General
To: Trial Counsel

Subj: DISMISSAL OF THE CHARGE AND SPECIFICATIONS IN THE CASE OF
UNITED STATES V. MAJOR EDWARD T. CARD, JR. 2352/0302
USMC

Ref: (a) R.C.M. 306(c), Manual for Courts-Martial
(b) R.C.M. 401(c)(1), Manual for Courts-Martial

Encl: (1) DD Form 458 (Charge Sheet) Preferred 18 January 2011

1. In accordance with the references, the Charge and Specifications in enclosure (1) are hereby dismissed without prejudice. The Charge and its Specifications are not supported by sufficient evidence to proceed to court-martial.

T. D. WALDHAUSER

Copy to:
SJA
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CHARGE SHEET

I. PERSONAL DATA

1. NAME OF ACCUSED (Last, First, MI) CARD, Jr. Edward T.			2. SSN [REDACTED] 52	3. RANK/RATE Maj	4. PAY GRADE O-4
5. UNIT OR ORGANIZATION I MHG, I MEF, Camp Pendleton, CA 92055				6. CURRENT SERVICE	
				a. INITIAL DATE 29 Oct 92	b. TERM INDEF
7. PAY PER MONTH			8. NATURE OF RESTRAINT OF ACCUSED None	9. DATE (S) IMPOSED Not Applicable	
a. BASIC \$7,049.10	b. SEA/FOREIGN DUTY None	c. TOTAL \$7,049.10			

II. CHARGES AND SPECIFICATIONS

Charge: Violation of the UCMJ, Article 118


Specification 1: In that Major Edward T. Card, Jr., U.S. Marine Corps, on active duty, did, at or near Fallujah, Iraq, on or about 7 June 2004, with premeditation, murder John Doe, an unidentified person, by means of shooting him with a loaded firearm.

Specification 2: In that Major Edward T. Card, Jr., U.S. Marine Corps, on active duty, did, at or near Fallujah, Iraq, on or about 7 June 2004, murder John Doe, an unidentified person, by means of shooting him with a loaded firearm.

Specification 3: In that Major Edward T. Card, Jr., U.S. Marine Corps, on active duty, did, at or near Fallujah, Iraq, on or about 7 June 2004, while engaging in an act inherently dangerous to another, murder John Doe, an unidentified person, by means of shooting him with a loaded firearm.

(AND NO OTHERS)

III. PREFERRAL

11a. NAME OF ACCUSER (Last, First, MI) SHENEMAN, Brett R.	b. GRADE 2ndLt	c. ORGANIZATION OF ACCUSER CLR-17, 1stMLG, MarForPac, CamPen, CA
d. SIGNATURE OF ACCUSER 		e. DATE 20110118

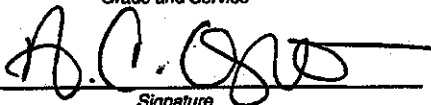
AFFIDAVIT: Before me, the undersigned, authorized by law to administer oaths in cases of this character, personally appeared the above named accuser this 18th day of JANUARY 20 11, and signed the foregoing charge and specification under oath that he is a person subject to the Uniform Code of Military Justice and that he either has personal knowledge of or has investigated the matters set forth therein and that the same are true to the best of his knowledge and belief.

A. C. GOODE

Typed Name of Officer

Major, U.S. Marine Corps

Grade and Service



Signature

CLR-17, 1stMLG, MarForPac, CamPen, CA

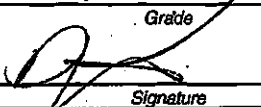
Organization of Officer

Judge Advocate

Official Capacity to Administer Oaths

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

12. On 18 January 20 11, 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.)

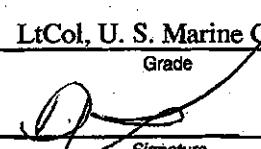
D. R. WRIGHT
Typed Name of Immediate Commander
LtCol, U. S. Marine Corps
Grade

Signature

1 MHG, 1 MEF, MarForPac, Camp Pendleton, CA
Organization of Immediate Commander

IV. RECEIPT BY SUMMARY COURT-MARTIAL CONVENING AUTHORITY

13. The sworn charges were received at 1630 hours, 18 January 20 11 at 1 MHG, 1 MEF,
Designation of Command or

MarForPac, Camp Pendleton, CA
Officer Exercising Summary Court-Martial Jurisdiction (See R.C.M. 403)

D. R. WRIGHT
Typed Name of Officer
LtCol, U. S. Marine Corps
Grade

Signature

FOR THE
Commanding Officer
Official Capacity of Officer Signing

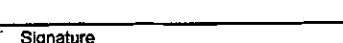
V. REFERRAL; SERVICE OF CHARGES

14a. DESIGNATION OF COMMAND OF CONVENING AUTHORITY	b. PLACE	c. DATE
<u>1 MEF</u>	<u>CamPen, CA</u>	

Referred for trial to the General court-martial convened by Court-Martial Convening Order Serial # 1-10

dated 17 March 20 10, subject to the following instructions:² None.

By _____ of _____
Command or Order

T. G. WALDHAUSER
Typed Name of Officer
Lieutenant General, USMC
Grade

Signature

Commanding General
Official Capacity of Officer Signing

15. On _____ 20 _____, I (caused to be) served a copy hereof on (each of) the above named accused.

Typed Name of Trial Counsel

Signature

Grade or Rank of Trial Counsel

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.