

HOTLINE COMPLETION REPORT 0003797

AS OF 18 AUG 09

1. Name of Official Conducting Investigation: David N. Gill
2. Rank of Official: YA-3
3. Duty Position and Telephone Number: Command Inspector General, (760), 830-4871/DSN 230
4. Organization: Command Inspector General, Marine Air Ground Task Force Training Command, Marine Corps Air Ground Combat Center
5. Hotline Control Number: 0003797
6. Scope, Findings of Fact, Conclusion, and Recommendation:

- a. Scope

(1) Commanding General, Marine Air Ground Task Force Training Command, Marine Corps Air Ground Combat Center directed the Command Inspector General to investigate the allegations of misconduct at the Provost Marshal's Office.

(2) Allegations:

(a) ALLEGATION #1: That official incident reports are being altered by supervision after completed and turned in by patrol officers at PMO, a violation of MCO 5580.2D, during the period 1 January 2007 to 17 August 2009.

(b) ALLEGATION #2: That an Official Civilian Payroll Time Sheet was altered without authorization by Lieutenant Daly, Civilian Police Officer after completed and turned in by Officer Mills, Civilian Police Officer at PMO, a violation of DoD 7000.14-R, during the period 1 January 2007 to 17 August 2009.

(c) ALLEGATION #3: That Lieutenant Daly, Civilian Police Officer communicated personal and private information about Officer Mills background investigation to Civilian Police Officers, a violation of the Privacy Act of 1974 in May 2009.

(d) ALLEGATION #4: That PMO personnel are mistreated, embarrassed, hazed, and threatened by supervision at PMO, a violation of MCO 1700.28, during the period 1 January 2007 to 17 August 2009.

(e) ALLEGATION #5: That apprehended personnel are being unlawfully detained at PMO, by PMO personnel, a violation of MCO 5580.2D, during the period 1 January 2007 to 17 August 2009.

(f) ALLEGATION #6: That Major Scarselli and Master Gunnery Sergeant Humbertson hosted alcohol related social functions on the installation at PMO, Buildings 1407 & 1408, to include underage consumption, a violation of MCO 1700.22E and CCO 1720.1H, during the period 1 January 2007 to 17 August 2009.

(g) ALLEGATION #7: That PMO is permitting gambling on the installation at PMO, Buildings 1407 & 1408, a violation under Article 134 of the UCMJ, during the period 1 January 2007 to 17 August 2009.

(h) ALLEGATION #8: That PMO personnel have submitted false training records to Headquarters Battalion by direction of Major Scarselli and Master Gunnery Sergeant Humbertson, a violation of Article 107 under the UCMJ, during the period 1 January 2007 to 17 August 2009.

(i) ALLEGATION #9: That a hostile work environment exists at PMO, to wit SSgt Brookins uttered racial slurs and committed sexual harassment to members of PMO, a violation of MCO P5354.1D, and MCO 1000.9A, during the period 1 January 2007 to 17 August 2009.

(j) ALLEGATION #10: That unfair hiring practices were permitted for selecting civilian police officer positions at PMO, a violation of 5 U.S.C. 2301(b) and 5 U.S.C. 2302(b), during the period 1 January 2007 to 17 August 2009.

(k) ALLEGATION #11: That PMO personnel are committing adultery with spouses of military personnel, a violation under Article 134 of the UCMJ, during the period 1 January 2007 to 17 August 2009.

(l) ALLEGATION #12: That Major Scarselli has been borrowing money from subordinates at PMO, a violation of Fraternization under Article 134 of the UCMJ, during the period 1 January 2007 to 17 August 2009.

(m) ALLEGATION #13: That Major Scarselli and Master Gunnery Sergeant Humbertson have been fraternizing by living together under one roof, a violation under Article 134 of the UCMJ, during the period 1 October 2008 to 17 August 2009.

(n) ALLEGATION #14: That Major Scarselli authorized the issuance of an Installation Access Card to Mr. Robert T. Lemons, an applicant with an outstanding criminal warrant, a violation of MARADMIN 533/08, CCO 5512.2D, and PMI 74 on 7 July 2009.

(o) ALLEGATION #15: That Major Scarselli and Master Gunnery Sergeant Humbertson knowingly communicated false information to the Command Inspector General, a violation under Article 107 of the UCMJ, during the conduct of this official Commanding General investigation, 11 May 2009 to 17 Aug 2009.

(p) ALLEGATION #16: That Major Scarselli interfered with an official Commanding General investigation by contacting witnesses to discover what was asked and their responses to determine if he, or Master Gunnery Sergeant Humbertson, were implicated after being instructed by the Command Inspector General, and after receiving a direct order from Colonel Green, AC/S, G-7, a violation under Article 92 of the UCMJ, during the conduct of this investigation 11 May 2009 to 17 August 2009.

(3) Enclosures:

(a) Enclosure (1), Command Inspector General Appointing Order plus extensions dated

(b) Enclosure (2), Commanding Officer, Headquarters Battalion Preliminary Inquiry dated 11 May 09

(c) Enclosure (3), Memorandum for the Record, Corporal Buxton interview dated 13 May 09.

(d) Enclosure (4), Memorandum for the Record, Corporal Kidder interview dated 13 May 09.

(e) Enclosure (5), Memorandum for the Record, Mr. Palmer interview dated 13 May 09.

(f) Enclosure (6), Memorandum for the Record, Lance Corporal Kiser interview dated 13 May 09

(g) Enclosure (7), Memorandum for the Record, Ms. Eskridge interview dated 13 May 09

(h) Enclosure (8), Memorandum for the Record, Lance Corporal Richards interview dated 13 May 09

(i) Enclosure (9), Memorandum for the Record, Sergeant Apsey interview dated 18 May 09

(j) Enclosure (10), Memorandum for the Record, Lance Corporal Thompson, R. J. interview dated 18 May 09

(k) Enclosure (11), Memorandum for the Record, Officer Burkey interview dated 18 May 09

(l) Enclosure (12), Memorandum for the Record, Officer Charles interview dated 18 May 09

(m) Enclosure (13), Memorandum for the Record, Lance Corporal Beebe interview dated 18 May 09

(n) Enclosure (14), Memorandum for the Record, Lance Corporal Hopkins interview dated 18 May 09

(o) Enclosure (15), Memorandum for the Record, Mr. DiStefano telephonic interview dated 15 May 09

(p) Enclosure (16), Memorandum for the Record, Corporal Watkins interview dated 28 May 09

(q) Enclosure (17), Memorandum for the Record, Sergeant Moreau interview dated 28 May 09

(r) Enclosure (18), Memorandum for the Record, Sergeant Rusnak interview dated 28 May 09

(s) Enclosure (19), Memorandum for the Record, Corporal Hammond interview dated 29 May 09

(t) Enclosure (20), Memorandum for the Record, Ms. Thomas interview dated 29 May 09

(u) Enclosure (21), Memorandum for the Record, Officer Kahler interview dated 29 May 09

(v) Enclosure (22), Memorandum for the Record, Lance Corporal Thompson, P. T. interview dated 1 Jun 09

(w) Enclosure (23), Memorandum for the Record, Officer Carnes interview dated 1 Jun 09

(x) Enclosure (24), Memorandum for the Record, Officer Van interview dated 1 Jun 09

(y) Enclosure (25), Memorandum for the Record, Lance Corporal Barber-Phillips interview dated 1 Jun 09

(z) Enclosure (26), Memorandum for the Record, Lance Corporal Aranda interview dated 1 Jun 09

(aa) Enclosure (27), Memorandum for the Record, Officer Kupka interview dated 3 Jun 09

(ab) Enclosure (28), Memorandum for the Record, Lance Corporal Smith, M. R. interview dated 3 Jun 09

(ac) Enclosure (29), Memorandum for the Record, Lance Corporal Smith, II interview dated 3 Jun 09

(ad) Enclosure (30), Memorandum for the Record, Lance Corporal Eccleston interview dated 3 Jun 09

(ae) Enclosure (31), Memorandum for the Record, Corporal May interview dated 3 Jun 09

(af) Enclosure (32), Memorandum for the Record, Private First Class Ortolano interview dated 3 Jun 09

(ag) Enclosure (33), Memorandum for the Record, Corporal Martin interview dated 4 Jun 09

(ah) Enclosure (34), Memorandum for the Record, Lance Corporal York interview dated 4 Jun 09

(ai) Enclosure (35), Memorandum for the Record, Corporal Andrews interview dated 4 Jun 09

(aj) Enclosure (36), Memorandum for the Record, Lance Corporal Ceja interview dated 4 Jun 09

(ak) Enclosure (37), Memorandum for the Record, Officer Dickson interview dated 8 Jun 09

(al) Enclosure (38), Memorandum for the Record, Lance Corporal Campbell interview dated 8 Jun 09

(am) Enclosure (39), Memorandum for the Record, Lance Corporal Phillips interview dated 8 Jun 09

(an) Enclosure (40), Memorandum for the Record, Lance Corporal Pickard interview dated 8 Jun 09

(ao) Enclosure (41), Memorandum for the Record, Corporal Thompson, J. M. interview dated 8 Jun 09

(ap) Enclosure (42), Memorandum for the Record, Private First Class Flores, Jr. interview dated 8 Jun 09

(aq) Enclosure (43), Memorandum for the Record, Lance Corporal Bridges interview dated 9 Jun 09

(ar) Enclosure (44), Memorandum for the Record, Lance Corporal Tim interview dated 9 Jun 09

(as) Enclosure (45), Memorandum for the Record, Private Liles interview dated 9 Jun 09

(at) Enclosure (46), Memorandum for the Record, Sergeant Wells interview dated 9 Jun 09

(au) Enclosure (47), Memorandum for the Record, Corporal Burrell interview dated 10 Jun 09

(av) Enclosure (48), Memorandum for the Record, Lance Corporal Lucero interview dated 10 Jun 09

(aw) Enclosure (49), Memorandum for the Record, Lance Corporal Stone interview dated 10 Jun 09

(ax) Enclosure (50), Memorandum for the Record, Lance Corporal Ceja second interview dated 10 Jun 09

(ay) Enclosure (51), Sworn Statement, Lance Corporal Ceja dated 10 Jun 09

(az) Enclosure (52), Sworn Statement, Lance Corporal Pickard dated 10 Jun 09

(ba) Enclosure (53), Memorandum for the Record, Staff Sergeant Raga interview dated 11 Jun 09

(bb) Enclosure (54), Memorandum for the Record, Private First Class Longueira interview dated 15 Jun 09

(bc) Enclosure (55), Memorandum for the Record, Corporal Furlong interview dated 17 Jun 09

(bd) Enclosure (56), Memorandum for the Record, Staff Sergeant Fulton interview dated 17 Jun 09

(be) Enclosure (57), Memorandum for the Record, Lance Corporal Cabal interview dated 19 Jun 09

(bf) Enclosure (58), Memorandum for the Record, Corporal Crane interview dated 19 Jun 09

(bg) Enclosure (59), Memorandum for the Record, Gunnery Sergeant Buchanan interview with Military Suspect Acknowledgement and Waiver of Rights dated 1 Jul 09

(bh) Enclosure (60), Memorandum for the Record, Staff Sergeant Puente interview with Military Suspect Acknowledgement and Waiver of Rights dated 2 Jul 09

(bi) Enclosure (61), Memorandum for the Record, Staff Sergeant Montes interview with Military Suspect Acknowledgement and Waiver of Rights dated 6 Jul 09

(bj) Enclosure (62), Memorandum for the Record, Gunnery Sergeant Buchanan second interview dated 6 Jul 09

(bk) Enclosure (63), Memorandum for the Record, Lance Corporal Aranda second interview dated 6 Jul 09

(bl) Enclosure (64), Memorandum for the Record, Lt Daly (CPO) interview with Civilian Suspect Acknowledgement and Waiver of Rights dated 7 Jul 09

(bm) Enclosure (65), Memorandum for the Record, Lt Gomez (CPO) interview dated 7 Jul 09

(bn) Enclosure (66), Memorandum for the Record, Capt Pryor (CPO) interview dated 7 Jul 09

(bo) Enclosure (67), Memorandum for the Record, Ms. Begg interview with Civilian Suspect Acknowledgement and Waiver of Rights dated 7 Jul 09

(bp) Enclosure (68), Memorandum for the Record, Corporal Kendall interview dated 7 Jul 09

(bq) Enclosure (69), Memorandum for the Record, Officer Mills interview dated 7 Jul 09

(br) Enclosure (70), Memorandum for the Record, Lance Corporal Sherman interview dated 8 Jul 09

(bs) Enclosure (71), Memorandum for the Record, Ms. Olague interview dated 8 Jul 09

(bt) Enclosure (72), Memorandum for the Record, Sergeant Callicutt interview with Military Suspect Acknowledgement and Waiver of Rights dated 8 Jul 09

(bu) Enclosure (73), Memorandum for the Record, Staff Sergeant Thomas interview dated 8 Jul 09

(bv) Enclosure (74), Memorandum for the Record, Major Scarselli interview with Military Suspect Acknowledgement and Waiver of Rights dated 8 Jul 09

(bw) Enclosure (75), Memorandum for the Record, Anonymous interview dated 9 Jul 09

(bx) Enclosure (76), Memorandum for the Record, Ms. Morford interview dated 9 Jul 09

(by) Enclosure (77), Memorandum for the Record, Corporal Buxton second interview dated 10 Jul 09

(bz) Enclosure (78), Memorandum for the Record, Officer Mills second interview dated 10 Jul 09

(ca) Enclosure (79), Memorandum for the Record, Lance Corporal Hopkins second interview dated 10 Jul 09

(cb) Enclosure (80), Memorandum for the Record, Sergeant Rusnak second interview with Military Suspect Acknowledgement and Waiver of Rights dated 10 Jul 09

(cc) Enclosure (81), Memorandum for the Record, Staff Sergeant Baker interview with Military Suspect Acknowledgement and Waiver of Rights dated 13 Jul 09

(cd) Enclosure (82), Memorandum for the Record, Ms. Buchanan interview dated 13 Jul 09

(ce) Enclosure (83), Memorandum for the Record, Gunnery Sergeant Buchanan third interview dated 13 Jul 09

(cf) Enclosure (84), Memorandum for the Record, Lt Daly (CPO) second interview dated 13 Jul 09

(cg) Enclosure (85), Memorandum for the Record, Officer Perez-Ramirez interview dated 14 Jul 09

(ch) Enclosure (86), Memorandum for the Record, Officer Silva interview dated 14 Jul 09

(ci) Enclosure (87), Memorandum for the Record, Ms. Denson interview dated 14 Jul 09

(cj) Enclosure (88), Memorandum for the Record, Master Gunnery Sergeant Humbertson interview with Military Suspect Acknowledgement and Waiver of Rights dated 14 Jul 09

(ck) Enclosure (89), Memorandum for the Record, Gunnery Sergeant Denson interview dated 15 Jul 09

(cl) Enclosure (90), Memorandum for the Record, Gunnery Sergeant Gray interview dated 16 Jul 09

(cm) Enclosure (91), Memorandum for the Record, Master Sergeant Brown interview dated 16 Jul 09

(cn) Enclosure (92), Memorandum for the Record, Chief Warrant Officer-2 Getz interview dated 16 Jul 09

(co) Enclosure (93), Memorandum for the Record, Corporal Fix (Marrinier) interview dated 20 Jul 09

(cp) Enclosure (94), Memorandum for the Record, Staff Sergeant Brookins interview with Military Suspect Acknowledgement and Waiver of Rights dated 20 Jul 09

(cq) Enclosure (95), Memorandum for the Record, Ms. Cheek interview dated 21 Jul 09

(cr) Enclosure (96), Memorandum for the Record, Sgt Wilebski interview dated 21 Jul 09

(cs) Enclosure (97), Sworn statement of Colonel Green dated 22 Jul 09

(ct) Enclosure (98), Sworn statement of Staff Sergeant Baker with Privacy Act dated 22 Jul 09

(cu) Enclosure (99), Memorandum for the Record, Gunnery Sergeant Buchanan fourth interview dated 23 Jul 09

(cv) Enclosure (100), Memorandum for the Record, Lance Corporal Stauts interview dated 23 Jul 09

(cw) Enclosure (101), Memorandum for the Record, Staff Sergeant Blyther interview dated 23 Jul 09

(cx) Enclosure (102), Memorandum for the Record, Master Sergeant Scamman interview dated 24 Jul 09

(cy) Enclosure (103), Memorandum for the Record, Ms. Begg telephonic interview, a second interview dated 29 Jul 09

(cz) Enclosure (104), Memorandum for the Record, Master Gunnery Sergeant Humbertson second interview dated 30 Jul 09

(da) Enclosure (105), Memorandum for the Record, Major Scarselli telephonic interview, a second interview, dated 30 Jul 09

(db) Enclosure (106), Memorandum for the Record, Staff Sergeant Brookins second interview dated 11 Aug 09

(dc) Enclosure (107), Second Sworn Statement of Staff Sergeant Baker with Privacy Act dated 12 Aug 09

(dd) Enclosure (108), Memorandum for the Record, Mr. Jess Cook interview dated 12 Aug 09



(de) Enclosure (109), CIV Gill e-mail to Col Quoss concerning investigation questions and Military Suspect Acknowledgement and Waiver of Rights dated 10 Aug 09

(df) Enclosure (110), Memorandum for the Record, Colonel Quoss telephonic interview dated 12 Aug 09

(dg) Enclosure (111), Memorandum for the Record, Gunnery Sergeant Cagle telephonic interview dated 12 Aug 09

(dh) Enclosure (112), Memorandum for the Record, Major Scarselli second telephonic interview, a third interview, dated 12 Aug 09

(di) Enclosure (113), Memorandum for the Record, Captain Knobel interview dated 13 Aug 09

(dj) Enclosure (114), Memorandum for the Record, Officer Burkey second interview dated 14 Aug 09

(dk) Enclosure (115), Criminal Investigation Division report to CIG dated 27 Jul 09

(dl) Enclosure (116), MCTFS Basic Individual Record, Major Scarselli dated 21 Jul 09

(dm) Enclosure (117), MCTFS Basic Individual Record, Master Gunnery Sergeant Humbertson dated 21 Jul 09

(dn) Enclosure (118), MCTFS Basic Training Record, Colonel Quoss dated 5 Aug 09

(do) Enclosure (119), MCTFS Basic Training Record, Major Scarselli dated 13 Aug 09

(dp) Enclosure (120), MARADMIN 533/08 dated 22 Sep 08

(dq) Enclosure (121), Combat Center Order 5512.2D dated 11 Mar 09

(dr) Enclosure (122), Provost Marshal Instruction 74 dated 5 Mar 08

(ds) Enclosure (123), Physical Fitness Test Tally Sheet dated 12 Dec 08

(dt) Enclosure (124), HQBn Height/Weight/Body Fat Measurement, SSgt Brookins dated 15 Jun 09

(du) Enclosure (125), HQBn Height/Weight/Body Fat Measurement, SSgt Nicholson dated 8 Jul 09

(dv) Enclosure (126), Implied Consent DUI form, GySgt Holten dated 9 May 09

(dw) Enclosure (127), DUI Stat Sheet, GySgt Holten undated

(dx) Enclosure (128), Alcohol Incident Report, Standardized Field Sobriety Testing undated

(dy) Enclosure (129), GySgt Buchanan e-mail to CIV Gill dated 7 Jul 09

(dz) Enclosure (130), Criminal Investigation Division report to CIG dated 18 Aug 09

(ea) Enclosure (131), Instructor's Course Record, Martial Arts, dated 19 Mar 09

(eb) Enclosure (132), Incident Report 093501000873 Revision 1, Use of Force Statements dated 16 May 09

(ec) Enclosure (133), MCO 5580.2D Chap 15 Law Enforcement Manual; Reporting and Recording Systems

(ed) Enclosure (134), Capt Knobel e-mail to CIV Gill dated 14 Aug 09

(ee) Enclosure (135), Video Surveillance DVD of 72994 Manana Ave, Twentynine Palms dated 21-22 Jul 09

(ef) Enclosure (136), MSgt Scamman e-mail to CIV Gill dated 21 Jul 09

(eg) Enclosure (137), Mr. Lemon Installation Access Card dated 7 Jul 09 with Warrant Info data sheet dated 6 Jul 09

(eh) Enclosure (138), Ms. Olague e-mail to Civ Gill dated 15 Jul 09

(ei) Enclosure (139), CWO4 Brantley e-mail to CIV Gill dated 15 Jul 09

(ej) Enclosure (140), Cpl Hammond e-mail to CIV Gill dated 29 May 09

(ek) Enclosure (141), CARMAX Vehicle Purchase Agreement dated 13 Mar 09

(el) Enclosure (142), SSgt Montes Request For Limited Driving Privileges with endorsements dated 27 Jun 08

(em) Enclosure (143), CIV Cheek e-mail to CIV Gill dated 21 Jul 09

(en) Enclosure (144), MSgt Brown e-mail to CIV Gill dated 11 Aug 09

(eo) Enclosure (145), MSgt Brown e-mail to CIV Gill dated 11 Aug 09

(ep) Enclosure (146), LtCol McGowan e-mail to CIV Gill dated 7 May 09

(eq) Enclosure (147), CID report to CIG dated 13 Jul 09

(er) Enclosure (148), Memorandum for the Record, Mr. Gill, Command Inspector General statement dated 14 Aug 09

(es) Enclosure (149), Memorandum for the Record, Officer Kahler second interview dated 17 Aug 09

(et) Enclosure (150), Memorandum for the Record, Officer Kupka second interview dated 17 Aug 09

b. Findings of Fact for Allegation #1. That official incident reports are being altered by supervision after completed and turned in by patrol officers at PMO, in violation of MCO 5580.2D, during the period 1 January 2007 to 17 August 2009.

(1) That Military Police/Police Officers shall submit all reports as truthful, complete, and no report shall knowingly contain any inaccurate, false, or improper information. (Encl 133)

(2) That Staff Non-Commissioned Officers (SNCO's) are making corrections to reports from their office without being on the scene. (Encl 146)

(3) That electronic reports in CLEOC are reviewed by Level III Watch Commander and Level IV access, Platoon Commander, who can make changes to the content of a report. (Encl 53, 60)

(4) That Staff Sergeant Brookins has held billets as Watch Commander, Platoon Commander, and again Watch Commander during his tour at PMO. (Encl 94)

(5) That Staff Sergeant Brookins instructed Officer Jolly to make changes in his report that do not accurately reflect what happen, even though Staff Sergeant Brookins was not present at the call. (Encl 2)

(6) That Staff Sergeant Brookins instructed changes in the report tend to be legally significant changes, line up times and dates, or make the accused appear guiltier. (Encl 2, 4, 6, 8, 11, 15, 16, 22, 25, 72, 80, 93)

(7) That Staff Sergeant Brookins has PMO personnel write in their reports that a search and seizure was consensual, even if it were not. (Encl 2, 72, 80, 93, 96)

(8) That Level IV approving officials, Staff Sergeant Brookins, and other Watch Commanders, can make changes to an official incident report without notifying the originator. (Encl 94)

(9) That Staff Sergeant Brookins paraphrased a Marine stabbing victim from a beer bottle, instead of a word for word response from the Marine in the report as seen by Lance Corporal Kiser, MP. (Encl 6)

(10) That Staff Sergeant Brookins changes the flavor of the report to impact the outcome, the guilty become innocent, and the innocent become guilty. (Encl 8, 15)