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From: NAVAL CRIMINAL INVESTIGATIVE SERVICE, GREAT LAKES, IL

Subj: S/SMITH, CRAIG ROBERT/BMCS USN

Encl: REPORT OF INVESTIGATION/22DEC10

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U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

REPORT OF INVESTIGATION (INTERIM)

22DEC10

INDECENT ASSAULT (II)

CONTROL: 21OCT10-CNGL-0225-8DNA

S/SMITH, CRAIG ROBERT/BMCS USN
M/B/NEE8/N/059-58-2514/16MAY68/BRONX, NY
V/DULL, TERRI JEANNE/ENFN USN
F/W/NEE2/N/384-13-1410/30APR90/HASTINGS, MI

COMMAND/RECRUIT TRAINING COMMAND/32922

MADE AT/CNGL/GREAT LAKES IL/KEITH L. GRISSETT, DETECTIVE

EXHIBITS

- (1) Great Lakes Police Department Incident Report
104281302010/18Oct10...(Copy all)
- (2) Written Statement of Teri J. DULL/19Oct10...(Copy all)
- (3) Written Statement of Patricia R. GATES/19Oct10...(Copy all)
- (4) Military Suspect's Acknowledgement and Waiver of Rights and
Written Statement/S/SMITH/19Oct10...(Copy all)

EXECUTIVE SUMMARY

1. On 19Oct10, V/DULL reported to NCISRA Great Lakes she had been being sexually harassed and assaulted by S/SMITH. V/DULL alleged S/SMITH had made several sexual based comments to her, forcibly kissed her, and touched her buttocks, breasts, and vagina without her consent. S/SMITH was interrogated and denied any inappropriate contact with V/DULL. No eye witnesses to any of the allegations of assault have been identified. This investigation continues pending follow-up interviews of potential witnesses.

NARRATIVE

1. This reactive investigation was initiated upon notification from the Recruit Training Command and pertains to suspected violations of Article 120, Sexual assault and other sexual misconduct, of the UCMJ.
2. On 18Oct10, The Great Lakes, IL, Police Department, responded to investigate an assault allegation by V/DULL. During the investigation, V/DULL alleged S/SMITH kissed and "groped" her without her consent (Exhibit 1). After the sexual based allegation, the GLPD referred the investigation to NCIS.
3. On 19Oct10, Detective Keith GRISSETT interviewed V/DULL. V/DULL explained she had been sexually harassed by S/SMITH during her recruit training. V/DULL explained S/SMITH's sexual based comments escalated to him touching her buttocks, breasts, and vagina (Exhibit 2).
4. Continuing on 19Oct10, Detective GRISSETT interviewed SN Patricia Rae GATES. GATES provided background information; however, she had no first hand knowledge of the assault. All of SN GATES' knowledge of the assaults was told to her by V/DULL (Exhibit 3).

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SUBJ: S/SMITH, CRAIG ROBERT/BMCS USN

U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

5. Continuing on 19Oct10, Detective GRISSETT interrogated S/SMITH. S/SMITH denied inappropriate behavior with V/DULL and further denied touching or kissing V/DULL (Exhibit 4).

6. This investigation continues pending additional witness interviews of: LT Megan GILL, USN; ETCM Beth HOLZ, USN; and STGCM Anthony WEDO, USN.

PARTICIPANTS

James BOTTOMS, Special Agent, NCISRA Great Lakes, IL
Keith GRISSETT, Detective, Great Lakes Police Department

DISTRIBUTION

NCISHQ: 0023

INFO: CNFO/CNGL/COMMAND(H)/RLSO(H)/FFSC(H)

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| INCIDENT REPORT | INCIDENT NUMBER | REPORT NUMBER | REPORT TYPE |
|--|-----------------------------------|---|---|
| | | 104281302010 | 104281302010 REVISION 1 |
| PRIVACY ACT STATEMENT | | | |
| <p>AUTHORITY: 5 U.S.C. 301; 10 U.S.C. 5031; 44 U.S.C. 3103 and EO 9397 PRINCIPAL PURPOSE: Used to record information and details of criminal activity which may require investigative action by commanding officers, supervisors, security police, NCIS special agents, etc. Used to provide information to the appropriate individuals within DoD organizations who ensure that proper legal and administrative action is taken. ROUTINE USES: Information may be disclosed to local, county, state and federal law enforcement or investigatory authorities for investigation and possible criminal prosecution or civil court action. Information extracted from this form may be used in other related criminal and/or civil proceedings. DISCLOSURE IS VOLUNTARY: SSN is used to positively identify the individual making the statement and as a conduit to check past criminal activity records.</p> | | | |
| SECTION I. ADMINISTRATIVE | | | |
| Incident Subject : CALL FOR SERVICE - BATTERY | | | |
| Date Received 18-OCT-2010 | Time Received 2037 | Incident Received By Telephone | Start Date / Time of Incident 18-OCT-2010 1200 |
| Weather : | | Lighting : | |
| SECTION II. COMPLAINANT(S) | | | |
| COMPLAINANT | | | |
| Name BURKS, EMERY C. | | ID Num SSN/ 378887433 | Rank |
| Branch of Service Navy | Personnel Type MILITARY | Status Regular (Active) | Date of Birth 02-MAR-1981 |
| Address 4118B SHARK CT GREAT LAKES, IL, United States 60088 | | Place of Birth GREAT LAKES IL, United States | |
| Organization | | UIC / RUC 0763A | Work Telephone |
| SECTION III. OFFENSE(S) | | | |
| OFFENSE | | | |
| Offense : Assault - Simple | Statutory Basis : State | On Base : YES | Offense Status : COMPLETED |
| Location : BUILDING 7117 B-1 GREAT LAKES, Illinois | Location Type : Residence-BOQ/BEQ | | |
| Bias Motivation : No Bias | | | |
| Offender Used : | Type Weapon / Force Used : | | |
| Type of Criminal Activity : | | | |
| SECTION IV. PROPERTY | | | |
| SECTION IV. PROPERTY - NARCOTIC(S) | | | |
| SECTION IV. PROPERTY - VEHICLE(S) | | | |
| SECTION V. VICTIMS(S) | | | |
| VICTIM | | Victim Type Individual | DD2701 Issued |
| Name DULL, TERRI | | ID Num SSN/ 384131410 | Rank Seaman Apprentice |
| Branch of Service Navy | Personnel Type MILITARY | Status Regular (Active) | Date of Birth 30-APR-1990 |
| Sex : Female | Race : White | Ethnicity : Not Hispanic | Place of Birth HASTINGS MI, United States |
| Address BUILDING 7117 B-1 GREAT LAKES, IL, United States 60088 | | Resident of Jurisdiction : Resident | |
| Organization RECRUIT TRAINING COMMAND | | UIC / RUC | Work Telephone |
| ADDITIONAL VICTIM INFORMATION | | | |
| Offense(s) Committed Against This Victim : 1 - Assault - Simple | | | |
| Relationship of Victim to Suspect(s) : SMITH, CRAIG - Stranger | | | |

EXHIBIT (1)

| | | | |
|---|----------------------|--|---------------------|
| Civil Service | | | |
| SECTION IX. NARRATIVE | | | |
| ENCLOSURE(S) | | | |
| ENCL # | DESCRIPTION | | |
| SECTION X. REPORTING/APPROVING OFFICIALS | | | |
| Reporting Official LINO, DAVID GS05 | Date 19-OCT-2010 | Approving Official HISLE, KEVIN Dispatcher | Date 19-OCT-2010 |
| SECTION XI. ADMINISTRATIVE DISPOSITION | | | |
| Victim/Witness Notification | | Incident Status | Date Cleared |
| 0 Victims Notified | 0 Witnesses Notified | | |
| Referred To/Assumed By : | | | |
| Distribution : | | | |

INCIDENT ADMINISTRATIVE SECTION

Type of Incident: Criminal Offense
 Date Received (YYYYMMDD): 20101018
 Time Received (24 Hour): 2037
 Incident Received Via: By Telephone

Case Category Code : 7G - Assault

Date(s) of Incident (YYYYMMDD): From: 20101018 To: 20101018
 Time(s) of Incident (24 Hour): From: 1200 To: 1500

Incident Subject : CALL FOR SERVICE - BATTERY

Lighting

Dark (Lighted) Dark (Not Lighted) Dawn Daylight Dusk

Weather

Foggy Rain Snow Cloudy Ice Clear Other

NCIS Notified: Yes Date Notified: 20101018 Result:
 Reason for Declination: Decline Other:

Journal Narrative (For Journal Entry Only) Perform Spell Check Incident Included in Journal : No

Please Indicate the Location for this Journal Entry on the First Line

BUILDING 7117, 3405 SAILOR DRIVE, RECRUIT TRAINING COMMAND, NAVSTA GREAT LAKES, IL 60088
 POLICE WERE DISPATCHED FOR THE REPORT OF A POSSIBLE SEXUAL ASSAULT. POLICE MET WITH THE VICTIM TERRI DULL (USN/RTC RECRUIT) WHO STATED THAT SUBJECT CRAIG SMITH (USN/RTC STAFF) HAD KISSED HER ON THE MOUTH WITHOUT HER CONSENT. DULL FURTHER STATED SMITH HAS BEEN GROPING HER OVER THE LAST THREE WEEKS. INVESTIGATION CONTINUES.

JOURNAL NOTIFICATIONS - If you run out of space for notifications, submit form and more will appear (4 additional time)

| Time | Date | Office/Section Notified | Name of Person Notified |
|------|----------|-------------------------|-------------------------|
| 2037 | 20101018 | DIST 3 | OFC DAVIS |
| 2037 | 20101018 | DIST 4 | OFC LINO |
| 2037 | 20101018 | ROAD SUPERVISOR | LT MENDENHALL |
| 2050 | 20101018 | DCOP | DEP. KNAPP |
| 2055 | 20101018 | GLPD CID | DET THONGCHAI |
| 2100 | 20101018 | NAVSTA CDO | PO1 PUGH |
| 2103 | 20101018 | COP | CHIEF PINERO |
| 2105 | 20101018 | DIR PUBLIC SAFETY | LT MIMS (VOICE MSG) |
| 2108 | 20101018 | NCIS | SA DEVINNY/SA RAPHAEL |

DEPARTMENT OF THE NAVY
VOLUNTARY STATEMENT

1. PLACE

7117 GREAT LAKES, IL 60088

2. DATE

10/18/10

I, TERI SEANNE DULL

make the following
free and voluntary statement to ofc. LWO

whom I know to be police officer

I make this statement of my own free will and without any threats or promises extended to me. I fully understand that this

statement is given concerning my knowledge of ^{TO} ABOUT TWO WEEKS TO ME BEING IN BOOT CAMP SENIOR CHIEF SMITH STARTED SAYING SEXUAL COMMENTS TOWARD ME. IT CONTINUED THEN HE STARTED TOUCHING/GRABBING MY BUTT, VAGINA AND BOOBS. (OUTSIDE OF CLOTHES) HE TOLD ME NOT TO TELL ANYONE. HE MADE ME FEEL LIKE IT WAS ALL MY FAULT. THEN ONE DAY AFTER WE GOT BACK FROM PHYSICAL ^{FITNESS} ^{TD} HE ~~TRIED~~ ^{TRIED} TO SHOW ME HIS PENIS AND ALSO TRIED TO GET ME TO GRAB IT. THE NEXT DAY HE REACHED DOWN MY SHIRT AND GRABBED MY ^{TD} ~~BREAST~~ ^{BREAST}. IF I TOLD HIM NO HE WOULD TRY AND MAKE ME FEEL GUILTY. HE ALSO GRABBED ME BY THE HAIR AND YANKED MY HEAD BACK TWICE. HE STARTED HITTING ME LAST WEEK IN THE ARMS MOSTLY, BUT HE HIT ME IN THE BUTT TOO. I HAD BRUISES BUT NOT ALL OF THEM ARE STILL VISIBLE. YESTERDAY HE GRABBED ME BY THE THROAT AND ^{PUSHED} ~~SHOVE~~ ^{TD} ME UP AGAINST THE WALL AND TRIED TO KISS ME. THEN TODAY HE WENT TO INSPECT THE HEAD AND HE TOLD ME "YOU HAVE TWO OPTIONS, FOR EVERY MISTAKE I FIND YOU CAN EITHER GET PUNCHED OR ~~GIVE~~ ^{GIVE} ME A KISS." I TOLD HIM THAT HE WOULDN'T GET A KISS, SO HE HIT ME 6 TIMES BECAUSE HE FOUND 6 ERRORS. AFTER HE GOT DONE INSPECTING HE GRABBED MY FACE AND KISSED ME. THEN AROUND LUNCH HE FORCEFULLY KISSED ME AGAIN AND TRIED TO ~~SHOVE~~ ^{TD} PUT HIS HAND DOWN MY SHORTS. ALL THESE EVENTS HAPPENED WHILE IN THE HEAD OR UPSTAIRS IN THE STORAGE ROOM.

→ WHILE HE WAS TRYING TO KISS ME HE WAS ALSO GRABBING/RUBBING MY VAGINA. (OUTSIDE OF SHORTS). ^{TD}

Teri Dull
NO FURTHER STATEMENTS

STATEMENT

Place : BLDG 2 NCIS

Date : 10-19-10

I, TERI JENNE DULL, make the following free and voluntary statement to DET GRISSETT whom I know to be a Representative of the Naval Criminal Investigative Service (NCIS).

I fully understand that this statement is given concerning my knowledge of

THE SECOND WEEK THAT I WAS IN BOOT CAMP SENIOR CHIEF SMITH SA^{TD} STARTED SAYING SEXUAL COMMENTS TOWARD ME ONE OF THE THINGS THAT HE SAID WAS "HE WAS GOING TO STICK HIS PENIS IN ME THEN PULL IT OUT AND PUT IT IN MY MOUTH. THE SEXUAL COMMENT CONTINUED. THE FIRST TIME HE TOUCHED ME HE GRAB MY BUTT WHEN WE WERE UPSTAIRS (2ND FLOOR) IN THE STORAGE ROOM GRABBING SUPPLIES FOR THE HEAD. I HAD MY NIPLU'S ON. (HE ALSO TRIED TO KISS ME) LATER ON THAT DAY HE CAME IN THE HEAD^{TD} TO INSPECT IT AND HE WOULD GRAB MY ASS AND TELL ME HOW HOT I AM. WITHIN THE NEXT COUPLE DAYS HE^{TD} HE PROCEEDED TO GRAB MY ASS BUT HE ALSO STARTED GRABBING MY VAGINA AND BREASTS WHEN HE GRABBED ME MOST OF THE TIME I WAS IN MY SHORTS AND T-SHIRT. HE WOULD GRAB ME OUTSIDE OF MY CLOTHES. THEN ABOUT 3

STATEMENT

Date: 19 OCT 10 / Intls: TJD

DAYS LATER HE REACHED DOWN MY SHIRT AND GRABBED MY
BREASTS HE TOLD ME "I LIKE ~~WHA~~^{TD} WHAT I FEEL." THAT WAS
THE ONE AND ONLY TIME HE ACTUALLY WENT DOWN MY
SHIRT. HE WOULD TRY AND REACH DOWN MY SHORTS
BUT I WOULD PULL AWAY. EVERY DAY THIS WOULD HAPPEN
AND IT WOULD HAPPEN ABOUT 3-4 TIMES A DAY. (WHENEVER
HE HAD TO INSPECT THE ~~HEA~~^{TD} HEAD). WHEN I WOULD TELL
HIM NO HE WOULD STOP FOR A LITTLE WHILE THEN HE WOULD
JUST START UP AGAIN. HE TOLD ME AT ONE POINT IN TIME
THAT HE "WOULD GET HIS WAY WITH ME SOONER OR LATER." THE
FIRST TIME HE ACTUALLY KISSED ME WAS ABOUT 3 DAYS AGO.
ALL THIS STUFF HAPPENED IN THE HEAD SUNDAY AFTERNOON
SENIOR CHIEF SMITH WAS IN THE HEAD INSPECTING AND
~~WE~~^{WE} WALKED OVER TO THE SHOWER PART SO HE COULD INSPECT
OVER THERE AND HE GRABBED ME BY THE THROAT AND FORCED
ME UP AGAINST THE BULLHEAD AND KISSED ME AND GRABBED
MY VAGINA. THEN YESTERDAY HE DECIDED HE WANTED TO
INSPECT THE HEAD AND I HADN'T GOTTEN IT ON SPT YET.
HE TOLD ME "YOU HAVE TWO CHOICES. ~~4~~^{TD} FOR EVERY
MISTAKE THAT I FIND YOU CAN GET PUNCHED OR KISS ME."

STATEMENT

Date: 19 OCT 10 / Intls: TJD

I TOLD HIM "PUNCH ME BECAUSE I'M NOT KISSING YOU."
SO HE PROCEEDED TO PUNCH ME ABOUT 6 TIMES ~~BECAUSE~~^{BECAUSE}
BECAUSE THAT'S HOW MANY ERRORS HE FOUND THEN I WENT
TO WALK AWAY AND HE ~~TRY~~^{TRY} TRIED TO REACH DOWN MY
SHORTS AND I SAID "NO WAY IN HELL" SO HE GRABBED
MY FACE AND KISSED ME AGAIN. IN THIS ~~HE~~^{HE} WHOLE TIME
HE ONLY KISSED ME 3 TIMES ONE OF THE DAYS HE
ALSO PUNCHED ME IN MY BUTT. ON ONE OF THE DAYS
WE HAD JUST GOTTEN BACK FROM PT AND WE WERE GETTING
READY TO GO TO CHOW. HE ~~GET~~^{HAD} GOT A BONER WHILE WE
WERE IN THE HEAD AND HE GRABBED MY HAND AND TRIED
TO GET ME TO TOUCH IT AND I PULLED AWAY THEN HE TRIED
TO TALK ME INTO LOOKING AT IT. I DIDN'T I JUST GOT OUT OF THE
HEAD AND WENT TO CHOW.

~~NO FURTHER ENTRIES
THIS PAGE~~

STATEMENT

Place : NCIS BLDG 2

Date : 1050 - 10-19-10

I, Patricia Rae Gates, make the following free and voluntary statement to DET GRISSETT whom I know to be a Representative of the Naval Criminal Investigative Service (NCIS).

I fully understand that this statement is given concerning my knowledge of fraternization between a Senior chief and one of my shipmates. Around the second week of bootcamp my shipmate SR Dull confided in me some information about the interactions between her and our RDC Senior chief Smith. At this point she was telling me about how Senior chief was flirting with her and making unwanted comments towards her, including comments about her body. Not too long after Dull had to go to ship storage to get supplies for our compartments head. Since an RDC has to be with, Senior Chief went with her. Later that day/night Dull told me that he had tried to kiss her while they were getting the supplies, but she turned away and made it clear that she didn't want it.

Page 1 of 4

Intls: PRG



STATEMENT

Date: 19 Oct 10 / Intls: PRG

Ever since that day there has been repeated attempts of him trying to kiss ~~her~~ her and touch her inappropriately. These attempts would usually take place in the head while he was supposed to be inspecting it. She told me of multiple times where he tried to reach down her pants, and even down her shirt. When she would tell him not to, or turn away he would get upset and hit her, but then play it off as if he were just joking around. Around this time he started saying things about how he was going to get to her after graduation and that he'll find her over at her A school. He also started telling her that he was going to make the rest of her time at bootcamp hell, if she didn't give him what he wanted. He still tried even though she still continued to make it clear she did not feel the same, and did not want anything to happen with them. Just about two days ago

STATEMENT

Date: 1900110 / Intls: PRG

While Senior chief and Dull were walking the head to inspect it, I stood close to the door on the inside to see if I could hear them because I was starting to get ~~was~~ very worried ~~to~~ about everything. I could not hear their ~~fewer~~ conversation just that they were talking, until it got silent for a few seconds. I found it odd, but waited until they were finished to ask Dull about it, when I did she said she didn't want to talk right then so I said ok, figuring she'd tell me later. During academic study that night Dull wrote in my training guide something about him grabbing her by the throat in the head, and then she told me that's why it got so quiet. I told her then that I was really getting ready to say something if she didn't because it was at the point to where if neither of them were in my sight I was worried about her and what could be happening. Then yesterday while inspecting the head Dull said that Senior chief told her that for every hit he finds in the head she either has to kiss him or he'll hit her, and since she wouldn't kiss him, he hit her. She

STATEMENT

Date: 19 OCT 10 / Intls: PRG

told me about this and showed me the marks on her arms, her wrist, and she had previously shown me the one by her hip/butt, so I told her that was absolutely it, that she HAS to tell, so she said once senior chief left for the night she'd talk to Petty officer Warner, so she did, and she also talked to Petty officer Gladding and even our brother Divisions RDCs. The next thing I knew she was getting taken from our compartment for the night, and I got called in this morning. Also, yesterday Senior Chief did end up kissing her twice, even though she told him not to.

MILITARY SUSPECT'S ACKNOWLEDGEMENT AND WAIVER OF RIGHTS

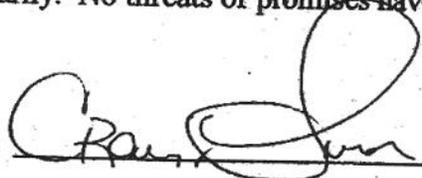
Place: BLDG. 2 NCIS
Date: 10-19-10

I, CRAIG ROBERT SMITH, have been
advised by DET R. GRISSETT that I am
suspected of ARTICLE 128(A) SIMPLE ASSAULT

I have also been advised that:

- CRS (1) I have the right to remain silent and make no statement at all;
- (2) Any statement I make can be used against me in a trial by court-martial or other judicial or administrative proceeding; CRS
- (3) I have the right to consult with a lawyer prior to any questioning. This lawyer may be a civilian lawyer retained by me at no cost to the United States, a military lawyer appointed to act as my counsel at no cost to me, or both; CRS
- (4) I have the right to have my retained lawyer and/or appointed military lawyer present during this interview; and CRS
- (5) I may terminate this interview at any time, for any reason. CRS

I understand my rights as related to me and as set forth above. With that understanding, I have decided that I do not desire to remain silent, consult with a retained or appointed lawyer, or have a lawyer present at this time. I make this decision freely and voluntarily. No threats or promises have been made to me.

Signature : 

Date & Time: 19 OCT 2010 1155

Witnessed: 
 SA NCIS

At this time, I, _____, desire to make the following voluntary statement. This statement is made with an understanding of my rights as set forth above. It is made with no threats or promises having been extended to me.



STATEMENT

Date: 10/19/10 Intls: CM

I CRAIG BIRCH picked up Division 352 on or about
Ara time frame. During this time while at
P-Days myself and my partners were identifying
our ship staff and Division from. During this
time SR Dull was selected to be the head
PO. When we went it back to the US
Chicago myself and the RDC's worked Div 351
and 352 thru the checkpoints for the
head. SR Dull has been ^{doing} a great job as
head PO he kept it on spot free from
Company new hits. Anglene the head ~~was~~
Thomas had, landing needed to be inspected
myself or one of the other RDC's would
work the space. During this time myself
or ~~the~~ the head PO would work the head
and other areas. This inspection would take
about 5 to 6 minutes to complete. Myself and
the RDC's have never had any problem with
SR Dull. I have never approached, or found
or heard any inappropriate behavior. Contact on

STATEMENT

Date: 10/19/10 Intls: CM

advances to SR Dull. To my knowledge, I thought
~~myself and my partner~~ I had permit to RDR
~~networking~~ atmosphere with SR Dull. I have
never treated any of the recruits under my care
any differently. I hold all PS recruits to
the same standard. If a recruit needed
discipline myself and the RDC's would discipline
them. Because of SR Dull's hard work on
herself and my partner's decision to
promote her to E-3. She was one of
7 total recruits advanced due to superior
performance. Once again I will say that I
have never touched, or tried to kiss or do
anything inappropriate to SR Dull. My
interaction with her has been and always
be professional.

STATEMENT

Date: 10/19/11 /Intls: CM

~~NO FURTHER ENTRIES~~

This statement that I have written in my own words consists of this page and _____ other page(s). This statement is the truth to the best of my knowledge and belief. I make this statement of my own free will and without any threats made to me or promises extended.

Signature: _____

Name (printed): _____

Sworn to and subscribed before me on this date: _____ at approximately _____ hours.

Witnessed by: _____

Representative, Naval Criminal Investigative Service (NCIS)