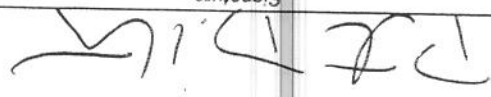


ORIGINAL

Signature

 Grade
 MAJOR, U.S. MARINE CORPS
 Typed Name of Officer
 P. D. HOUTZ

Official Capacity to Administer Oath
 (See R.C.M. 307(b) - must be a commissioned officer)
 MILITARY JUSTICE OFFICER
 Organization of Officer
 HOSVCBN, MCRD, SAN DIEGO, CA

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

d. SIGNATURE OF ACCUSER


e. DATE
 29 June 2010

11a. NAME OF ACCUSER (Last, First, MI)
 OSPINA, JHONY A.
 b. GRADE
 SSGT
 c. ORGANIZATION OF ACCUSER
 HOSVCBN, MCRD, SAN DIEGO, CA

III. PREFERRED

(Continued on Supplemental Charge Sheet 1)

CHARGE I: VIOLATION OF THE UCMJ, ARTICLE 92
Specification: In that Staff Sergeant Nicolas Vega Jr., United States Marine Corps, on active duty, did, at or near San Diego, California, on or about 6 March 2008, with intent to deceive, make to the United States Government, an official statement, to wit: Electronic Questionnaire for Investigations Processing (e-QIP), which statement was false in that Staff Sergeant Nicolas Vega Jr. was required to disclose any prior conviction and failed to disclose that he had been convicted of making false or fraudulent claims or statements in 2005, and was then known by the said Staff Sergeant Nicolas Vega, Jr. to be so false.
CHARGE II: VIOLATION OF THE UCMJ, ARTICLE 107
Specification: In that Staff Sergeant Nicolas Vega Jr., United States Marine Corps, on active duty, did, at or near San Diego, California, on or about 6 March 2008, with intent to deceive, make to the United States Government, an official statement, to wit: Electronic Questionnaire for Investigations Processing (e-QIP), which statement was false in that Staff Sergeant Nicolas Vega Jr. was required to disclose any prior conviction and failed to disclose that he had been convicted of making false or fraudulent claims or statements in 2005, and was then known by the said Staff Sergeant Nicolas Vega, Jr. to be so false.
Specification: In that Staff Sergeant Nicolas Vega Jr., United States Marine Corps, on active duty, did, at or near San Diego, California, between on or about January 2009 and on or about December 2009, on divers occasions, violate a lawful general regulation, to wit: section 2-301b, Department of Defense 5500.7-R (Joint Ethics Regulation), Second Amendment, dated 25 March 1996, by wrongfully using a government-owned computer to store illicit sexual materials.

II. CHARGES AND SPECIFICATIONS

1. NAME OF ACCUSED (Last, First, MI) VEGA JR., NICOLAS		2. SSN 594 26 4253		3. GRADE OR RANK SSGT		4. PAY GRADE E-6	
5. UNIT OR ORGANIZATION HEADQUARTERS AND SERVICE BATTALION, MARINE CORPS RECRUIT DEPOT, SAN DIEGO, CA 92140		6. CURRENT SERVICE a. INITIAL DATE 20080223 b. TERM 4 YRS		9. DATE(S) IMPOSED 3 MOS		7. PAY PER MONTH a. BASIC \$2,801.40 b. SEA/FOREIGN DUTY NONE c. TOTAL \$2,801.40	
8. NATURE OF RESTRAINT OF ACCUSED NONE		9. DATE(S) IMPOSED 3 MOS		10. PAY PER MONTH a. BASIC \$2,801.40 b. SEA/FOREIGN DUTY NONE c. TOTAL \$2,801.40		11. CHARGES AND SPECIFICATIONS NONE	

CHARGE SHEET

(Continued on Supplemental Charge Sheet 2)

Specification 2: In that Staff Sergeant Nicolas Vega Jr., United States Marine Corps, a married man, on active duty, did, at or near San Diego, California, between on or about January 2008 and on or about May 2009, wrongfully have sexual intercourse with Dana Orcutt, a woman not his wife.

Specification 1: In that Staff Sergeant Nicolas Vega Jr., United States Marine Corps, a married man, on active duty, did, at or near San Diego, California, between on or about June 2009 and on or about October 2009, wrongfully have sexual intercourse with Staff Sergeant Melissa S. Reyes, United States Marine Corps, a married woman not his wife.

CHARGE V: VIOLATION OF THE UCMJ, ARTICLE 134

Specification 2: In that Staff Sergeant Nicolas Vega Jr., United States Marine Corps, on active duty, did, at or near Twenty-nine Palms, California, on or about April 2009, commit an assault upon Dana Orcutt by pointing at her a dangerous weapon likely to produce death or grievous bodily harm, to wit: a loaded firearm.

Specification 1: In that Staff Sergeant Nicolas Vega Jr., United States Marine Corps, on active duty, did, at or near San Diego, California, between on or about April 2009 and on or about June 2009, on divers occasions, unlawfully strike Dana Orcutt in the face and on the body with his hands and a boot.

CHARGE IV: VIOLATION OF THE UCMJ, ARTICLE 128

Specification 3: In that Staff Sergeant Nicolas Vega Jr., United States Marine Corps, on active duty, did, at or near Twenty-nine Palms, California, between on or about January 2008 and on or about December 2009, wrongfully commit indecent conduct, to wit: posting nude pictures of Dana Orcutt on the internet without her consent.

Specification 2: In that Staff Sergeant Nicolas Vega Jr., United States Marine Corps, on active duty, did, at or near Twenty-nine Palms, California, between on or about January 2008 and on or about December 2009, engage in indecent conduct in the physical presence of an unidentified infant child under 16 years of age, by having sexual intercourse in front of said unidentified child, with the intent to gratify the sexual desire of the said Staff Sergeant Nicolas Vega Jr.

CHARGE III: VIOLATION OF THE UCMJ, ARTICLE 120

Specification 1: In that Staff Sergeant Nicolas Vega Jr., United States Marine Corps, on active duty, did, at or near San Jacinto, California, on or about 1 January 2008, engage in a sexual act, to wit: sexual intercourse with Dana Orcutt, who was substantially incapable of declining participation in the sexual act.

1. NAME OF ACCUSED (Last, First, MI)			
VEGA JR., NICOLAS			
2. SSN		594 26 4253	
3. GRADE OR RANK		SSGT	
4. PAY GRADE		E-6	

SUPPLEMENTAL CHARGE SHEET 2

1. NAME OF ACCUSED (Last, First, MI)			
VEGA JR., NICOLAS			
2. SSN		594 26 4253	
3. GRADE OR RANK		SSGT	
4. PAY GRADE			
E-6			

Specification 3: In that Staff Sergeant Nicolas Vega Jr., United States Marine Corps, a married man, on active duty, did, at or near San Diego, California, between on or about November 2007 and on or about May 2009, wrongfully have sexual intercourse with Nuvia Gomez, a woman not his wife.

Specification 4: In that Staff Sergeant Nicolas Vega Jr., United States Marine Corps, on active duty, did, at or near San Diego, California, between on or about April 2008 and on or about December 2009, on divers occasions, wrongfully communicate to Dana Orcutt a threat of violence, which conduct was prejudicial to good order and discipline in the armed forces.

(End)

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