CHARGE SHEET						
I. PERSONAL DATA						
1. NAME OF ACCUS	SED (Last First MI)			2. SSN	3. RANK/RATE	4. PAY GRADE
ROWE, Jame				304 98 0267	Capt	O-3
5. UNIT OR ORGAN				301900207		/ICE
S. ONLY OR GROWN				DOB:		b. TERM
MARDET, F	+ Sill OK			26 Oct 79		INDEF
7. PAY PER MONTH			8. NATURE O	F RESTRAINT OF ACCUSED	9. DATE(S) IMPOS	
a. BASIC	b. SEA/FOREIGN DUTY	C. TOTAL				
•			None None			ne
\$5,617.80	N/A	\$5,617.80		1 (0110		
, , , , , , , , , , , , , , , , , , , 	,	II. CHAR	RGES AND SPE	CIFICATIONS		
0.						
	olation of the UCM	T Article 120)			
Inarge I: VI	oration of the ocivi	J, AILICIC 120	, .			
		•				
Specification	1. [Agoravated sex	ual assault b	v using thre	ats or placing in fear	In that Captain	ı James M.
Deministration	James Comes on so	tivo duty did	ot or near T	Washington, D.C., on	or about 28 Aug	oust 2010.
Rowe, U.S. N	harme Corps, on ac	Tri Tra N	factor floar	to engage in a govil	ol not to with ne	netrate with
cause First Li	eutenant Ariana B.	Klay, \cup .S. M	tarine Corps	s, to engage in a sexu	ai aci, io wii. pe	
his penis the	vagina of First Lieu	itenant Klay,	by placing h	ner in fear that he wo	ud inform her h	usband and
	l of her alleged unla					
1101 001111111111				•		
~ .~	0 5 47		-i +l	on placing in facel In	that Cantain Isr	mes M
Specification	2: [Abusive sexual	contact by us	sing inreais	or placing in fear] In	. mai Capiam Ja	4 2010
Rowe, U.S. N	Marine Corps, on ac	tive duty, did	l at or near \	Washington, D.C., on	or about 28 Aug	gust 2010,
cause First Li	ieutenant Ariana B.	Klav. U.S. M	farine Corps	s, to engage in a sexu	al contact, to wi	t: penetrating
11	First Ligatoont Vlo	wwith his not	nic and tonic	hing the vaginal area	of First Lieuten	ant Klay by
the mount of	riisi Lieuteani Kia	y with this per	1 1 1 1	1 d of hom	allaced unlessefu	1 potivities
placing her in	n tear that he would	inform her h	usband and	her command of her	aneged umawid	i activities.
					, •	
					•	
· ·						
	•					
		SEE SU		NTAL PAGE		
			III. PREFER		05 4001055	
	CUSER (Last, First, MI)		b. GRADE	c. ORGANIZATION		
OWSLEY,			SSgt		ICB, Quantico	
d. SIGNATURE OF ACCUSER e. DATE						
() April 2011						
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, and signed the foregoing charges and specifications						
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.						
investigated the matters set forth therein and that the same are the best of the best of the matters set forth therein and that the same are the best of the best						
		Æ R		HaSvcBn Mo	CB, Quantico, V	'A
	C. M. HOOVER HqSvcBn, MCB, Quantico, VA Tread Name of Officer Organization of Officer Organization of Officer					
Typed Name of Childs					•	
Captain, U.S. Marine Corps			Judge Advocate			
Grade and Service Official Capacity to Administer Oaths (See R.C.M. 307(b)—must be commissioned officer)					ficer)	
(See R.C.M. 307(b)—must be commissioned onicer)						
Shows .						
Signature						

S/N 0102-LF-000-4580

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	informed of the charges against him/her ar	nd of the name(s) of			
the accuser(s) known to me. (See R.C.M. 308(a)). (See R.C.M. 308 if notification	•				
S. L. ROSSOW	XO, Marine Artillery Detachme				
Typed Name of Immediate Commander	Organization of Immediate Comm	nanaer			
Lieutenant Colonel, U.S. Marine Corps					
Sware L. Rossow	•				
Signature IV. RECEIPT BY SUMMARY COURT-MAR	RTIAL CONVENING AUTHORITY	-			
13. The sworn charges were received at Marine Artillery Detachment, Ft Sill, OK No. RECEIPT BY SUMMARY COURT-MARTIAL CONVENING AUTHORITY 13. The sworn charges were received at Marine Artillery Detachment, Ft Sill, OK Designation of Command or					
Officer Exercising Summary Court-Martial Jurisdiction (See R.C.M. 403)					
	FOR THE ¹ Commanding Office	er			
S. L. ROSSOW	Executive Officer				
Typed Name of Officer	Official Capacity of Officer Sign				
Lieutenant Colonel, U.S. Marine Corps		·			
Grade	•				
Shoul L. Rosson	÷				
V. REFERRAL; SERVICE	OF CHARGES				
14a. DESIGNATION OF COMMAND OF CONVENING AUTHORITY		DATE			
MCCDC	Quantitoo, viiginiu	AUG 0 9 2011			
Referred for trial to the <u>General</u> court-martial convened by	GCMCO #1-10				
DATED 4 August 20 10 s	ubject to the following instructions: 2 No	one.			
, 1286000 20 10 ,5	ubject to the following instructions.	,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,			
		•			
By of of					
R. P. MILLS	Commanding Gone	nuo1			
Typed Name of Officer	Commanding Gene Official Capacity of Officer Sig				
Lieutenant General, U.S. Marine Corps	(tou.			
Grade		•			
29 MD					
Signature					
15. On	ed a copy hereof on (each of) the above na	med accused.			
C. M. HOOVER	Captain, U.S. Marine	Corps			
Typed Name of Trial Counsel	Grade or Rank of Trial Coun				
(-minus		•			
Signature					
- January					
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.					

Specification 3: [Abusive sexual contact by using threats or placing in fear] In that Captain James M. Rowe, U.S. Marine Corps, on active duty, did at or near Washington, D.C., on or about 28 August 2010, cause First Lieutenant Ariana B. Klay, U.S. Marine Corps, to engage in a sexual contact, to wit: penetrate with Mr. Jeremy Owen's penis the mouth of First Lieutenant Klay by placing her in fear that he would inform her husband and her command of her alleged unlawful activities.

Specification 4: [Indecent act] In that Captain James M. Rowe, U.S. Marine Corps, on active duty, did at or near Washington, D.C., on or about 28 August 2010, wrongfully commit indecent conduct, to wit: engage in sexual contact, with First Lieutenant Ariana B. Klay, in the presence of Mr. Jeremy Owen.

Specification 5: [Wrongful sexual contact] In that Captain James M. Rowe, U.S. Marine Corps, on active duty, did at or near Washington, D.C., on or about 28 August 2010, engage in a sexual contact with First Lieutenant Ariana B. Klay, U.S. Marine Corps, to wit: penetrate with his penis the vagina of First Lieutenant Klay and such sexual contact was without legal justification or lawful authorization and without the permission of First Lieutenant Klay.

Charge Hr. Violation of the UCMJ, Article 125

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Specification 1: In that Captain James M. Rowe, U.S. Marine Corps, on active duty, did, at or near Washington, D.C., on or about 28 August 2010, commit sodomy wath First Lieutenant Ariana B. Klay, by force and without the consent of the said First Lieutenant Klay.

Specification 2: In that Captain James M. Rowe, U.S. Marine Corps, on active duty, did, at or near Washington, D.C., on or about 28 August 2010, commit sodomy with First Lieutenant Ariana B. Klay, by force and without the consent of the said First Lieutenant Klay.

Charge ₩: Violation of the UCMJ, Article 127

Specification: In that Captain James M. Rowe, U.S. Marine Corps, on active duty, did, at or near Washington, D.C., on or about 28 August 2010, with intent unlawfully to obtain sexual contact, communicate to First Lieutenant Ariana B. Klay, U.S. Marine Corps, a threat to inform her husband and her command of her alleged unlawful activities.

Charge X: Violation of the UCMJ, Article 128

Specification: In that Captain James M. Rowe, U.S. Marine Corps, on active duty, did at or near Washington, D.C., on or about 28 August 2010, assault First Lieutenant Ariana B. Klay, U.S. Marine Corps, who then was and was then known by the accused to be a commissioned officer of the U.S. Marine Corps, by touching his penis to the mouth and the vaginal area of First Lieutenant Klay.

Charge 133 Violation of the UCMJ, Article 133

Specification: In that Captain James M. Rowe, U.S. Marine Corps, on active duty, a married man, did, at or near Washington, D.C., between on or about 28 August 2010, wrongfully engage in sexual contact with First Lieutenant Ariana B. Klay, U.S. Marine Corps, a married woman not his wife, which conduct was unbecoming an officer and gentlemen.

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Charge VII: Violation of the UCMJ, Article 134

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Specification 1: [Adultery] In that Captain James M. Rowe, U.S. Marine Corps, on active duty, a married man, did, at or near Washington, D.C., between on or about 28 August 2010, wrongfully have sexual intercourse with First Lieutenant Ariana B. Klay, U.S. Marine Corps, a married woman not his wife, which conduct was to the prejudice of good order and discipline in the armed forces and was of a nature to oring discredit upon the armed fires.

Specification 2: [Disorderly conduct, drunkenness] In that Captain James M. Rowe, U.S. Marine Corps, on active duty, was, at or near Washington, D.C.; on or about 28 August 2010, drunk and disorderly which conduct was of a nature to bring discredit upon the armed forces, which conduct was to the prejudice of good order and discipline in the armed forces and was of a nature to bring discredit upon the armed forces.

Specification 3: [Indecent language] In that Captain James M. Rowe, U.S. Marine Corps, on active duty, did, at or near Washington, D.C., on or about 28 August 2010, orally communicate to Mr. Jeremy Owens, in the presence of First Lieutenant Ariana B. Klay, U.S. Marine Corps, certain indecent language, to wit: "Come on Jeremy, Ariana's going to show you what kind of slut she is" or words to that effect, which conduct was to the prejudice of good order and discipline in the armed Pirces and was of a nature to bring discredit upon the armed Pirces.

Specification 4: [Soliciting another to commit an offense] In that Captain James M. Rowe, U.S. Marine Corps, on active duty, did, at or near Washington, D.C., on or about 28 August 2010, wrongfully solicit Mr. Jeremy Owens, to commit sodomy and abusive sexual confact with First Lieutenant Ariana B. Klay, U.S. Marine Corps, by threatening to inform her husband and her command of her alleged unlawful activities, which conduct was to The prejudice of good order and discipline in the armed forces and was of a nature to bring discredit upon the armed forces.

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	1	CHARGE SHEET						
	I. PERSONAL DATA							
1	1. NAME OF ACCUS	SED (Last. First, MI)	· s		2. SSN		3. RANK/RATE	4. PAY GRADE
	ROWE, James		•	1	304 98 0267	7	Capt	O-3
•	5. UNIT OR ORGANI				-		6. CURRENT SERVI	/ICE
	1				DOB:	J	a. INITIAL DATE	b. TERM
	MARDET, Ft	ι Sill, OK			26 Oct 79		8 Oct 99	INDEF
	7. PAY PER MONTH		TOTAL V	8. NATURE C	OF RESTRAINT OF ACCUS	SED	9. DATE(S) IMPOSE	£D !
	a. BASIC	b. SEA/FOREIGN DUTY	C. TOTAL	-	~ -	-		1
	\$5,617.80	N/A	\$5,617.80		None		Nor	ne
	\$3,017.00	IN/EL		RGES AND SPE	FCIFICATIONS			
•	Addition	of Charge I. Violat						
	Additional Charge I: Violation of the UCMJ, Article 120							
,	g-adjustion:	: [Indecent act] In	SACUN ARITH	Tomas M T	Powe IIS Marir	ne Corr	es on active di	rty did at or
,	Specification.	: [Inaecent act] In gton D.C., between	ar about 1	DISMIS	sowe, o.o. man	15 COLY	78, OH ACH YO GG	ny, ara ar or p
J	near wasming	gton D.C., between cent conduct, to wit:	On or about 1	January	T CONTENTED LATE	[40 Au	Igusi zoro, wro	Oligiuity
1				ict willi i in	St Lieutenart Aug		$\mathbf{y}\mathbf{v}\mathbf{i}\mathbf{n}\mathbf{e}\mathbf{z}$	
	in the presence	ce of Jeremy Owen.	* · · · · · · · · · · · · · · · · · · ·			On	5AV620	
aut !		TV Trialetion	COL - TIONET	1 4 44 a1a 12	•	,		211
auth Authraid	Additional Co	harge II: Violation	of the UCIVII,	, Article 15	3			
3 ⁷ / ₁ ²	1	T d / O-main	T M Do	TT C 1/	· O	الم مناسب	1 ·	3:3 54
. J	Specification	1: In that Captain.	James M. Kov	we, U.S. IVI	arine Corps, on a	ictive u	uty, a marrieu	man, did at
1	or near Washi	ington, D.C., Virgir	nia, and West	Virginia, o	n divers occasioi	ns, betv	ween on or ado	ut 1 January
. /		about 28 August 20						
PEC 2011104		irst Lieutenant Klay						arried
``	woman not hi	is wife, which cond	iuct was unber	coming of a	in officer and a g	entlem;	an.	1
1								
1		2: In that Captain.						
1	Washington, I	D.C., on or about 2	28 August 2010	0, used insu	ulting and defama	atory la	anguage toward	d a junior
	officer, First I	Lieutenant Ariana E	B. Klay, to wit	t: you are a	slut, you are a wl	hore, I	am going to tel	ell your
1	husband and	your command unle	ess vou give n	ne head, su	ck Jeremy's dick	, or wo	rds to that effe	ct, which
1		unbecoming of an o			•	,	•	,
1	Conduct	111000011111111111111111111111111111111		V				
1				III. PREFERI				
J	11a. NAME OF ACCU			b. GRADE	c. ORGANIZA			
1	CHAVEZ, 1			Cpl			B, Quantico	
J	d. SIGNATURE OF A	*CCUSER	$\overline{}$		e.	. DATE レー	1	
-	MAN	11/1	"	·	11-1- 00000	1 8	AUGUST D	LOVI
.	AFFIDAVIT: Ber	fore me, the undersigne cuser this	d, authorized by	law to admini	ster oaths in cases c	of this cir	naracter, personan	y appeared the
1	above named acc	cuser this <u>4 th</u> he is a person subject t	day ofC	700 ,	20_11_, and signe	the tore to b€.	egoing charges and	id specifications
,	under oath that is	he is a person subject t natters set forth therein a	and that the same	on initially are true to the	Justice and macino hest of his knowled	ne and be	- as personal known elief.	leage of of flas
,	IIIVestigated a.e	Iduals sectoral ans	and that the same	are trace	7 DOOL OF THE THE T	30 cm	,	
,	1	C. M. HOOV	ER				, Quantico, VA	A
,	Typed Name of Officer Organ			Organization	n of Officer			
,	·	Captain, U.S. Marii			***********		dvocate	
,	-	Grade and Service	; 0	_			Administer Oaths be commissioned office	orl
.	1	Low	A		(OGE I LOWN OC.	(D)—IIIGGE -	De continosionea emec	<i>эг)</i>
,	1		/ ~					
	4	│			•			

12. On Avgust ,20 11 , the accused was the accuser(s) known to me. (See R.C.M. 308(a)). (See R.C.M. 308 if not	as informed of the charges against him/her and of the name(s) of			
R. A. ROYSE	•			
Typed Name of Immediate Commander	XO, Marine Artillery Detachment, Ft Sill, OK			
Major, U.S. Marine Corps				
Richard a. Royse				
Signature Signature	ADTIAL CONVENIENCE AND LOCATION			
IV. RECEIPT BY SUMMARY COURT-MA				
13. The sworn charges were received at 1530 hours, 5 Marine Artillery Detachment, Ft Sill, OK	August 20 11 at XO, Designation of Command or			
Officer Exercising Summary Court-Martial Jurisdiction (See R.C.M. 403)				
	FOR THE ¹ Commanding Officer			
R. A. ROYSE	Executive Officer			
Typed Name of Officer	Official Capacity of Officer Signing			
Major, U.S. Marine Corps				
Grade				
Kichard a Royse				
Signature				
V. REFERRAL; SERVIC	E OF CHARGES			
14a. DESIGNATION OF COMMAND OF CONVENING AUTHORITY	b. PLACE c. DATAUG 0 9 2011			
MCCDC	Quantico, Virginia			
Referred for trial to the General court-martial convened by	GCMCO #1-10			
DATED 4 , August 20 10 ,su	ubject to the following instructions: ² To be tried in			
conjunction with the charges preferred on 27 April 2011.				
By of				
Command or Order				
R. P. MILLS	Commanding General			
Typed Name of Officer	Official Capacity of Officer Signing			
Lieutenant General, U.S. Marine Corps				
2.2 W.20				
Signature	· · · · · · · · · · · · · · · · · · ·			
15. On	ed a copy hereof on (each of) the above named accused.			
C. M. HOOVER	Captain, U.S. Marine Corps			
Typed Name of Trial Counsel	Grade or Rank of Trial Counsel			
Carlo				
Signature	,			
Signature				
FOOTNOTES 1 When an appropriate commander sign	s personally, inapplicable words are stricken.			
2 See R.C.M. 601(e) concerning instruct	tions. If none, so state.			

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