

07 Nov 2011

MEMORANDUM

From: Captain James M. Rowe
To: Major Matthew McConnell

Subj: RELEASE FROM FURTHER REPRESENTATION AS MY DETAILED DEFENSE
COUNSEL

Sir,

After careful consideration of all the factors involved in this case, most notably my accuser's interactions with your office, I have decided to request that you be removed from my case for my own peace of mind in receiving a fair trial. The fact that the Article 32 found no grounds for a general court-martial, yet we continue to move forward, forces me to believe that there are other factors at play here. That along with your detailing and supervision of the defense counsel who advised my accuser when she sought advice regarding her charges causes me great concern. As you know the charges against me were fabricated as a result of me refusing to provide a letter for her at NJP to support her allegations of sexual harassment and hostile work environment at the Barracks. Her allegations during her NJP for striking a junior Marine led to an investigation of the Barracks which resulted in raising serious questions about her own conduct there. To defend herself she accused me of rape. It was following the assault on the junior Marine that she went to your office seeking legal advice. A few months after that when the investigation raised serious questions about her conduct, she made her false allegations against me.

I have serious concerns about the influence of the command on you and counsel in your office given the command's clear and unfair intent to prosecute me despite the lack of even probable cause to support the charges. That along with the fact that counsel under your command provided her legal advice makes me very uncomfortable. You have been nothing but professional in your approach to me in this matter. However, I would be more comfortable with government defense from outside Quantico.

Respectfully submitted



J.M. Rowe
Capt U.S. Marine Corps