

# U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

C3305 20:26 20121004 IN:SSDEMAIL #71340 OUT:NIPRDAAAM #71340

REPORT OF INVESTIGATION (CLOSED)

04OCT12

INDECENT ASSAULT (II)

CONTROL: 08AUG12-FEMW-0075-8DNA/C

(b)(6), (b)(7)(C)

COMMAND/FLEET AIRWESTERN PAC DET AVIATION SUP DIV MISAWA/3557A

MADE AT/FEMW/RESIDENT UNIT MISAWA (b)(6), (b)(7)(C) SPECIAL AGENT

REFERENCE(S)

(A) NCISRU MISAWA JA ROI (INTERIM) (CONTAINS EXHIBITS 1-14)/30AUG12

EXHIBIT(S)

(15) IA: Results of Non Judicial Punishment/01OCT12... (Copy All)

## EXECUTIVE SUMMARY

1. On 08AUG12 (b)(6), (b)(7)(C) USN, Staff Judge Advocate, Commander Fleet and Air Forward (CFAF), Atsugi, Japan telephonically reported to NCISRU Misawa that (b)(6), (b)(7)(C) made an unrestricted report/allegation to her chain of command and to the Misawa Air Base Sexual Assault Response Coordinator; wherein, on 20JUL12, (b)(6), (b)(7)(C) intentionally and without consent from (b)(6), (b)(7)(C) reached into her shirt and bra and grabbed her left breast while at the Tohoku Enlisted Club aboard Misawa Air Base. Additionally (b)(6), (b)(7)(C) indicated a second victim (b)(6), (b)(7)(C) was assaulted by (b)(6), (b)(7)(C) in a similar manner. (b)(6), (b)(7)(C) was interviewed and detailed her recollection of events; specifically, of (b)(6), (b)(7)(C) reaching into her shirt and bra, and grabbing her left breast with his left hand. During an initial interview of (b)(6), (b)(7)(C) she did not provide details to substantiate the claim of (b)(6), (b)(7)(C) or any details regarding a potential assault against her. (b)(6), (b)(7)(C) was interviewed and provided details indicating both (b)(6), (b)(7)(C) were touched by (b)(6), (b)(7)(C) on their left breast, on the outside of the clothing on 20JUL12. (b)(6), (b)(7)(C) during a second interview, provided details indicating she had been touched, on 14JUL12 during a brewery tour, by (b)(6), (b)(7)(C) in a manner which made her feel uncomfortable; furthermore, (b)(6), (b)(7)(C) did not provide additional details to support the allegation of (b)(6), (b)(7)(C) and again stated she did not remember (b)(6), (b)(7)(C) touching her on 20JUL12, but remembered feeling uncomfortable. (b)(6), (b)(7)(C) was interviewed and neither denied nor admitted to touching the breasts of either (b)(6), (b)(7)(C) on 20JUL12; more specifically,

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Page 1 of 2

F13-0580.FEMW 000001

# U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

CONTROL: 08AUG12-FEMW-0075-8DNA/C

04Oct12

(b)(6), (b)(7)(C) stated he did not remember touching either (b)(6), (b)(7)(C) or (b)(6), (b)(7)(C). During an additional interrogation of (b)(6), (b)(7)(C) he stated he may have grazed the breast of (b)(6), (b)(7)(C) on 14JUL12, while returning to Misawa Air Base from a brewery tour. (b)(6), (b)(7)(C) maintained he did not remember touching the breast of (b)(6), (b)(7)(C) on 20JUL12 and stated he did not remember (b)(6), (b)(7)(C) as being present during the time in question. (b)(6), (b)(7)(C) during an interview, stated he witnessed (b)(6), (b)(7)(C) touch the breast of (b)(6), (b)(7)(C) during the brewery tour on 14AUG12. During an additional interview of (b)(6), (b)(7)(C) she stated (b)(6), (b)(7)(C) did not reach inside of her shirt and bra as previously described, but grabbed her breast from the outside of her clothing; specifically, (b)(6), (b)(7)(C) fingers did touch the upper portion of her breast and clothing. A crime scene search of the Enlisted Club aboard Misawa Air Base yielded no items of evidence. Subsequent to referral to Non Judicial Punishment, on 27SEP12, (b)(6), (b)(7)(C) appeared before Captain's Mast and was found guilty of violations of the Uniform Code of Military Justice Article 128 (Assault Consummated by Battery) and Article 134 (Drunk and Disorderly); consequently, (b)(6), (b)(7)(C) was awarded Reduction in Rank from E6 to E5, Restriction for Sixty days, and forfeiture of \$1506.00 Pay Per Month for two months suspended for six months. This investigation is closed.

## NARRATIVE

1. This reactive investigation pertains to suspected violations of the Uniform Code of Military Justice Article 120 (Rape, Sexual Assault, and Other Sexual Misconduct).

2. On 01OCT12, (b)(6), (b)(7)(C) provided the results of the Captain's Mast conducted for the Non Judicial Punishment of (b)(6), (b)(7)(C). On 27SEP12, (b)(6), (b)(7)(C) appeared before Captain's Mast and was found guilty of violations of the Uniform Code of Military Justice Article 128 (Assault Consummated by Battery) and Article 134 (Drunk and Disorderly); consequently, (b)(6), (b)(7)(C) was awarded Reduction in Rank from E6 to E5, Restriction for Sixty days, and forfeiture of \$1506.00 Pay Per Month for two months suspended for six months; Exhibit (15) pertains.

3. On 04OCT12, two Fingerprint Cards (FD-249) and three Mug Shots obtained from (b)(6), (b)(7)(C) were forwarded for enrollment into the Federal Bureau of Investigation Integrated Automated Fingerprint Identification System. This investigation is closed.

## DISTRIBUTION

NCISHQ: 23B2/014C

INFO: FEFO/FEMW/FEAJ/002P

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Page 2 of 2

F13-0580.FEMW 000002

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# U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

102446 21:30 20090908 IN:SSDEMAIL #57822 OUT:NIPRDAAAM #44466

REPORT OF INVESTIGATION (CLOSED)

09SEP09

INDECENT ASSAULT (II)

CONTROL: 08JUL08-FEMW-0017-8DNA/C

(b)(6), (b)(7)(C)

COMMAND/COMFAIRWESTPAC DET AIMD MISAWA JA/44331

MADE AT/FEMW/MISAWA JA (b)(6), (b)(7)(C) SPECIAL AGENT

## EXECUTIVE SUMMARY

1. This investigation was reopened solely for the purpose of obtaining (b)(6), (b)(7)(C) fingerprints and mug shots.

2. For background, in JUL08 (b)(6), (b)(7)(C) reported that she had been indecently assaulted by an unknown person earlier that morning in her quarters on Misawa Air Base (MAB), Japan. At a Special Court Martial on 17FEB08 (b)(6), (b)(7)(C) plead guilty and was found guilty of one (1) violation of UCMJ Article 120 (unlawful sexual contact) and one (1) violation of UCMJ Article 134 (unlawful entry). (b)(6), (b)(7)(C) was sentenced to a reduction in rank to E-1, 8 months confinement at the brig in Miramar CA, and a bad conduct discharge

3. RA previously submitted fingerprint cards and mug shots to NCISHQ for inclusion into the FBI database. The certified mail tracking number was: 7099 3220 0002 6439 1902. That package never arrived to NCISHQ. On 21JUL09 RA reopened the investigation with tasking to NCIS Miramar to reobtain (b)(6), (b)(7)(C) fingerprint cards and mug shots. NCIS Miramar completed the tasking and submitted the fingerprint cards and mug shots to NCISHQ. Case closed.

## NARRATIVE

1. This investigation was reopened on 21JUL09 solely for the purpose of obtaining (b)(6), (b)(7)(C) fingerprints. Participants (b)(6), (b)(7)(C) and (b)(6), (b)(7)(C) obtained (b)(6), (b)(7)(C) fingerprints and mug shots, and submitted them to NCISHQ on 08SEP09 with a tracking number of 7001 2510 0000 0294 6836 for inclusion into the FBI database.

2. Case closed.

## PARTICIPANT(S)

(b)(6), (b)(7)(C)

ial Agent, NCIS Miramar CA  
Special Agent, NCIS Miramar CA

## DISTRIBUTION

NCISHQ: 0023B

INFO: 0024B/FEYK/FEAJ/FEMW

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Page 1 of 2

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**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

**CONTROL: 08JUL08-FEMW-0017-8DNA/C**

**09Sep09**

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(b)(6), (b)(7)(C) V2 LNY

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Page 2 of 2

F13-0580.FEMW 000004

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# U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

656156 23:29 20120816 IN:SSDEMAIL #34799 OUT:NIPRDAAAM #34073

REPORT OF INVESTIGATION (CLOSED)

14AUG12

INDECENT ASSAULT (II)

CONTROL: 14AUG12-FEMW-0082-8DNA/C

(b)(6), (b)(7)(C)

COMMAND/AIRCRAFT INTERMEDIATE MAINTENANCE DEPARTMENT NAF/44331

MADE AT/FEMW/MISAWA JA (b)(6), (b)(7)(C) SPECIAL AGENT

## REFERENCE

(A) NCISRU Misawa JA Case File: (b)(6), (b)(7)(C)

USN/08AUG12/CCN: 08AUG12-FEMW-0075-8DNA

## EXHIBIT

(1) IA: Results of Interview of (b)(6), (b)(7)(C) 14AUG12... (Copy All)

## NARRATIVE

1. This reactive investigation pertains to suspected violations of the Uniform Code of Military Justice Article 120 (Rape, Sexual Assault, and Other Sexual Misconduct).

2. During a 09AUG12 interview of (b)(6), (b)(7)(C) germane to Reference (A), (b)(6), (b)(7)(C) indicated she had been the victim of approximately ten additional separate sexual assaults by members assigned to the same command. During this interview, (b)(6), (b)(7)(C) did not provide amplifying information or details; however, (b)(6), (b)(7)(C) acknowledged a request from Reporting Agent for an additional interview regarding the matter.

3. On 14AUG12, (b)(6), (b)(7)(C) was interviewed regarding her previous indication of being the victim of approximately ten additional sexual assaults. (b)(6), (b)(7)(C) elected to not provide amplifying details or identifying information regarding those assaults. (b)(6), (b)(7)(C) was provided ample opportunity to disclose information regarding the potential subjects and acknowledged the potential for considerable consequences and egregious victimization by these subjects. (b)(6), (b)(7)(C) stated she was firm with her decision and elected to execute a NCIS Form 5580/28 Victim Preference Statement; Exhibit (1) pertains. This investigation is closed.

4. On 14AUG12 (b)(6), (b)(7)(C) USN, Officer in Charge, Aircraft Intermediate Maintenance Facility Misawa, Japan and (b)(6), (b)(7)(C) (b)(6), (b)(7)(C) USA, Staff Judges Advocate, Commander Fleet and Air Forward (CFAF), Atsugi, Japan was briefed as to status of this investigation. Records queries via JPAS, NCIC, DCII, NLETS, CLEOC, and CLEAR were conducted for (b)(6), (b)(7)(C) with negative significant results.

## ACTION

0023: ONLY Report

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NCISHQ: 23B2

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Page 1 of 2

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**U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**

**CONTROL: 14AUG12-FEMW-0082-8DNA/C**

**14Aug12**

ACTION: 0023

INFO: 002P/014C/FEYK/FEAJ/COMMAND (H)/CFAF SJA (E/H)

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(b)(6), (b)(7)(C) / V2 LNN

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# U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

37480 00:12 20050721 IN:SSDEMAIL #24863 OUT:NCISK-NET #62578

REPORT OF INVESTIGATION (CLOSED)

18JUL05

RAPE (II)

CONTROL: 14MAR05-FEMW-0005-8FNA/C

(b)(6), (b)(7)(C)

COMMAND/NAVAL MEDIA CENTER BROADCASTING DET MISAWA JA/32829

MADE AT/FEMW/MISAWA JAPAN (b)(6), (b)(7)(C) SPECIAL AGENT

## REFERENCE(S) (S)

(A) NCISRU Misawa ROI (INTERIM)/28Mar05 (Contains Exhibits 1-12)

(B) NCISRU Misawa ROI (INTERIM)/27May05

## EXHIBIT(S)

(13) IA: Declination of Prosecution/09Jul05...(Copy 0023B)

(14) Photographs of (b)(6), (b)(7)(C) 4Mar05...(Orig 0023B)

## EXECUTIVE SUMMARY

1. On 14Mar05, (b)(6), (b)(7)(C) reported to Misawa Air Base (MAB) Security that on 13Mar05 at approximately 7:30 AM, she fell asleep in (b)(6), (b)(7)(C) barracks room (Room (b)(6), (b)(7)(C) Building 538, MAB) and awoke to discover (b)(6), (b)(7)(C) having sexual intercourse with her. According to (b)(6), (b)(7)(C) from approximately 10:00 PM, 12Mar05, until 7:00 AM, 13Mar05, (b)(6), (b)(7)(C) consumed large quantities of alcohol with (b)(6), (b)(7)(C) at the MAB Enlisted Club and two local off-base bars. Then, (b)(6), (b)(7)(C) went to (b)(6), (b)(7)(C)'s barracks room. (b)(6), (b)(7)(C) kissed several times and undressed consensually on (b)(6), (b)(7)(C)'s bed. (b)(6), (b)(7)(C) performed consensual oral sex on (b)(6), (b)(7)(C) for approximately 15-20 seconds. (b)(6), (b)(7)(C) told (b)(6), (b)(7)(C) to stop. (b)(6), (b)(7)(C) stopped. While wearing only her bra and socks, (b)(6), (b)(7)(C) went to sleep and awoke sometime later to find (b)(6), (b)(7)(C) having sexual intercourse with her. On 14Mar05, (b)(6), (b)(7)(C) was interrogated by NCIS and admitted to having consensual sexual intercourse with (b)(6), (b)(7)(C) who was awake and alert according to (b)(6), (b)(7)(C)

2. (b)(6), (b)(7)(C) was subsequently transferred to NAF Misawa. On 09Jul05, (b)(6), (b)(7)(C) USN, Staff Judge Advocate, said that no prosecutive action would be taken against (b)(6), (b)(7)(C). All investigative action has been completed. This case is closed.

## NARRATIVE

1. This investigation was conducted in suspected violation of Article 120 of the UCMJ, Rape and Carnal Knowledge.

2. Subsequent to References (A) and (B), a letter was sent from TSO Pacific Detachment, Yokosuka, to the Commanding Officer of NAF Misawa. The letter recommended that no prosecutive action be taken

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Page 1 of 2

F13-0580.FEMW 000007

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# U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

**CONTROL: 14MAR05-FEMW-0005-8FNA/C**

**18Jul05**

against [REDACTED] (b)(6), (b)(7)(C) USN, Staff Judge Advocate, told NCIS that after review of the case, the Commanding Officer of NAF Misawa would take no prosecutive action against [REDACTED] (b)(6), (b)(7)(C) Exhibit (13) provides details.

3. Photographs of [REDACTED] (b)(6), (b)(7)(C) are being forwarded for inclusion in the NCISHQ master file, Exhibit (14) pertains.

## DISTRIBUTION

NCISHQ: 0023B (M)

INFO: FEYK/35TH MEDICAL SUPPORT SQUADRON (ATTN: [REDACTED] (b)(6), (b)(7)(C)  
LCOL USAF, COMMANDING OFFICER) (M)

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[REDACTED] (b)(6), (b)(7)(C) V2 LNY

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Page 2 of 2



# U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

269886 18:30 20060130 IN:SSDEMAIL #6152 OUT:NIPRDAAAM #60662

REPORT OF INVESTIGATION (CLOSED)

24JAN06

INDECENT ASSAULT (II)

CONTROL: 17OCT05-FEMW-0028-8DNA/C

(b)(6), (b)(7)(C)

COMMAND/PATROL SQUADRON 45 (VP-45)/09665

MADE AT/FEMW/MISAWA JA (b)(6), (b)(7)(C) SPECIAL AGENT

## REFERENCE(S) (S)

(A) NCIS Misawa, Japan ROI (INTERIM)/22NOV05 (contains exhibits 1-13)

## EXHIBIT(S)

(14) Copy of Court Memorandum NAVPERS 1070/607/13JAN06... (0023B11 only)

(15) (b)(6), (b)(7)(C)'s fingerprint cards/UNDATED... (Orig 0023CL only)

(16) Photographs of (b)(6), (b)(7)(C) 20OCT05... (Orig 0023B11 only)

## EXECUTIVE SUMMARY

1. This investigation was initiated on 17OCT05 upon receipt of complaint from (b)(6), (b)(7)(C) who advised that during the early morning hours of 15OCT05 an unidentified (b)(6), (b)(7)(C) male grabbed her crotch and held his grip for approximately one (1) second. (b)(6), (b)(7)(C) said that after releasing his grip, the male turned away and moved to another area of the club. The incident took place at the co-located club located on Misawa Air Base (MAB), Japan. (b)(6), (b)(7)(C) said that she was fully clothed at the time of the incident and that the contact was made over her clothing. According to (b)(6), (b)(7)(C) she did not know who the male was, but stated that some of her friends "asked around" immediately after the incident and determined that the male was (b)(6), (b)(7)(C) (b)(6), (b)(7)(C) "

2. An inquiry with a Navy alpha roster determined that the only enlisted Navy member in Misawa, last name (b)(6), (b)(7)(C) was (b)(6), (b)(7)(C) On 20OCT05 Reporting Agent (RA) interrogated (b)(6), (b)(7)(C) who denied the allegation. RA obtained a photograph of (b)(6), (b)(7)(C) that was incorporated into a photographic display. Utilizing the photographic display, both (b)(6), (b)(7)(C) and a witness, (b)(6), (b)(7)(C) USAF, identified (b)(6), (b)(7)(C) as the individual who assaulted (b)(6), (b)(7)(C) On 31OCT05 (b)(6), (b)(7)(C) following advisement and waiver of rights, was interrogated and denied culpability. (b)(6), (b)(7)(C) agreed to be polygraphed regarding the allegation. (b)(6), (b)(7)(C) polygraph examination was administered on 21NOV05 and, upon completion of testing, it was the opinion of the examiner that deception was indicated in (b)(6), (b)(7)(C) responses to the relevant questions. (b)(6), (b)(7)(C) continued to deny culpability.

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Page 1 of 2

F13-0580.FEMW 000009

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# U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

CONTROL: 17OCT05-FEMW-0028-8DNA/C

24Jan06

3. On 20JAN06 [redacted] (b)(6), (b)(7)(C) USN, Executive Officer (XO), VP-45, advised via email that [redacted] (b)(6), (b)(7)(C) was administered an Article 15 and awarded a reduction in rank from E-6 to E-5, forfeiture of half pay for two (2) months, and 45 days restriction.

## NARRATIVE

1. This investigation was conducted pursuant to an alleged violation of UCMJ Article 134, Indecent Assault. On 20JAN0 [redacted] (b)(6), (b)(7)(C) USN, Executive Officer (XO), VP-45, advised that on 13JAN06 [redacted] (b)(6), (b)(7)(C) was administered an Article 15 and awarded a reduction in rank from E-6 to E-5, forfeiture of half pay for two (2) months, and 45 days restriction, exhibit (14) provides details.

2. [redacted] (b)(6), (b)(7)(C) fingerprint cards (FBI form FD-249), with final disposition noted, will be forwarded to NCISHQ, exhibit (15) pertains. Photographs of [redacted] (b)(6), (b)(7)(C) are being forwarded for inclusion in the NCISHQ master file, exhibit (16) pertains. Investigation is closed.

## PARTICIPANTS

[redacted] (b)(6), (b)(7)(C) Special Agent, NCIS Okinawa, JA  
Special Agent, NCIS Okinawa, JA

## ACTION

MPJX: Provide a copy of this report to [redacted] (b)(6), (b)(7)(C) USN, XO of VP-45.

## DISTRIBUTION

NCISHQ: 0023B11

ACTION: MPJX

INFO: FEYK/FEAJ/MPMP/0029/0023CL (M)/CO 35th MXS (H)

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(b)(6), (b)(7)(C) V2 / LNY

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Page 2 of 2

# U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

344813 00:53 20120229 IN:SSDEMAIL #83494 OUT:NIPRDAAAM #82485

REPORT OF INVESTIGATION (CLOSED)

29FEB12

RAPE (II)

CONTROL: 22DEC11-FEMW-0043-8FNA/C

(b)(6), (b)(7)(C)

COMMAND/PATROL SQUADRON ONE (VP-1)/09618

MADE AT/FEMW/MISAWA JA/ (b)(6), (b)(7)(C) SPECIAL AGENT

## REFERENCES

- (A) NCISRU Misawa ROI (INTERIM)/04JAN12 (Contains Exhibits 1-14)
- (B) NCISRU Misawa ROI (INTERIM)/31JAN12 (Contains Exhibits 15-23)

## EXECUTIVE SUMMARY

1. On 22DEC11, (b)(6), (b)(7)(C) USN, Commanding Officer, Patrol Squadron One (VP-1) advised NCISRU Misawa of an apparent sexual assault; wherein, (b)(6), (b)(7)(C) accused (b)(6), (b)(7)(C) (b)(6), (b)(7)(C) USN, VP-1 of engaging in vaginal sexual intercourse without her consent on 17DEC11. Initially, (b)(6), (b)(7)(C) stated she had blacked-out after consuming seven Heineken beers and did not remember having sexual intercourse with (b)(6), (b)(7)(C) however, physically felt as if she had. (b)(6), (b)(7)(C) admitted to consensual sexual intercourse wherein (b)(6), (b)(7)(C) was a willing and active participant. Witness interviews and statements indicated (b)(6), (b)(7)(C) appeared to be pursuing a relationship with (b)(6), (b)(7)(C) subsequent to 17DEC11. A crime scene examination was conducted with no significant results. Subsequent interviews with (b)(6), (b)(7)(C) revealed she desired to drop all sexual assault charges for personal and unexplained reasons; furthermore, (b)(6), (b)(7)(C) stated the combination of prescription medication and alcohol was to blame for her lack of memory, but given her self-described promiscuity and co-dependency, (b)(6), (b)(7)(C) stated it is likely she consented to sexual intercourse with (b)(6), (b)(7)(C) on 17DEC11. Command declined to pursue any judicial or administrative action in this case. References (A) and (B) document the complete investigative activity undertaken in this case.

## NARRATIVE

1. This reactive investigation pertains to suspected violations of the Uniform Code of Military Justice Article 120 (Rape).
2. On 17JAN12, (b)(6), (b)(7)(C) was returned to Naval Air Station Whidbey Island, WA and subsequently transferred to the Transient Personnel Department in anticipation of LIMDU orders. (b)(6), (b)(7)(C) is receiving behavioral health treatment at Naval Hospital Oak Harbor, WA, counseling through a social worker, and counseling through the Family Advocacy Program.
3. On 30JAN12, (b)(6), (b)(7)(C) identified Supra, was briefed on the status of this investigation to date. (b)(6), (b)(7)(C) advised that

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Page 1 of 2

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# U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

**CONTROL: 22DEC11-FEMW-0043-8FNA/C**

**29Feb12**

command would not pursue administrative or judicial action in this case. This investigation is closed.

DISTRIBUTION

NCISHQ: 0023B

INFO: FEYK/FEAJ/CO, VP-1 (H)/CO, NAF Misawa (H)

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(b)(6), (b)(7)(C) V2 LNY

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Page 2 of 2

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# U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

517875 17:57 20080124 IN:SSDEMAIL #48461 OUT:NIPRDAAAM #39017

REPORT OF INVESTIGATION (CLOSED)

24JAN08

RAPE (II)

CONTROL: 28NOV07-FEMW-0037-8FNA/C

I/NIOC, MISAWA JA/ALLEGATION OF POSSIBLE RAPE AGAINST USN ENLISTED MEMBER

COMMAND/NAVAL INFORMATION OPERATIONS COMMAND MISAWA/66752

MADE AT/FEMW/MISAWA JA/ [REDACTED] SPECIAL AGENT

REFERENCE(S) (S)

(A) NCIS Misawa ROI (INTERIM)/02JAN08...(contains exhibits 1-15)

## EXECUTIVE SUMMARY

1. This investigation was initiated on 26NOV07 upon receipt of information from AFOSI Misawa. According to OSI, on 26NOV07 [REDACTED] a female Japanese national, filed a complaint with Misawa Air Base (MAB) Security Forces wherein she stated that she felt harassed by a [REDACTED] male named [REDACTED] who, according to [REDACTED] is a USN member and resides in building 544 aboard MAB. [REDACTED] boyfriend [REDACTED] USN, also provided a statement that said he spoke to [REDACTED] about her relationship with [REDACTED] and [REDACTED] told [REDACTED] that she had sex with [REDACTED] on four (4) different occasions, the first of which was without [REDACTED] consent. [REDACTED] told [REDACTED] that [REDACTED] was verbally abusive and pressured her into having sex with him. [REDACTED] who also resides in Building 544, was able to identify [REDACTED] as [REDACTED] USN.

2. [REDACTED] was interviewed and described her efforts to not have sex with [REDACTED] but stated that she felt she was not raped. Numerous other investigative steps were conducted and are documented in reference (A). All logical leads were completed. No incriminating evidence or information was found and [REDACTED] denied [REDACTED] allegations. Citing lack of evidence, command declined to take any administrative/judicial action against [REDACTED] regarding [REDACTED] allegation of possible rape.

## NARRATIVE

1. On 04JAN08 a copy of reference (A) was provided to NIOC Misawa for consideration of judicial/administrative action. On 22JAN08 [REDACTED] NIOC Misawa advised Reporting Agent (RA) that considering the lack of evidence, command declined to take action against [REDACTED] regarding rape. However, regarding emails sent between [REDACTED] [REDACTED] advised that command held a disciplinary review board (DRB) where [REDACTED] was verbally counseled regarding the tone and content of those emails. In addition, a written counseling that documented the DRB was entered into [REDACTED] Enlisted Service Record (ESR).

2. Case closed.

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Page 1 of 2

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**CONTROL: 28NOV07-FEMW-0037-8FNA/C**

**24Jan08**

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Page 2 of 2

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