

Air Force Court-Martial Summaries

January 2017



This report lists convictions and acquittals for general and special courts-martial. The Air Force publishes these cases for deterrence purposes. Each military justice case must be resolved on its own facts. There are no expected or required dispositions, outcomes, or sentences in any military justice case, other than those resulting from the individual facts and merits of a case and the application of due process of law. Adjudged sentences reported here do not reflect any relief on the sentence that may have been granted during clemency or on appeal. When an Airman agrees to plead guilty to charges in return for some action by the convening authority, those pretrial agreements are noted and any impact on the adjudged sentence is included in the summary.

AIR FORCE COURT-MARTIAL SUMMARIES – January 2017 (40 Cases)

General Court-Martial Convictions

1. At Tinker AFB, OK, Senior Airman Benjamin B. Catt was found guilty by military judge alone of assault consummated by a battery, assault consummated by battery of a child, and wrongful use of a controlled substance. He was sentenced to reduction to Airman Basic (E-1), a bad conduct discharge, confinement for 18 months, and total forfeitures. The pretrial agreement had no effect on the adjudged sentence.
2. At Grand Forks AFB, ND, Senior Airman James L. Donoho was found guilty by military judge alone of abusive sexual contact, photographing the private area of another without consent, and distributing and possessing child pornography. He was sentenced to reduction to Airman Basic (E-1), a dishonorable discharge, confinement for 66 months, and total forfeitures. The pretrial agreement had no effect on the adjudged sentence.
3. At Vandenberg AFB, CA, Senior Airman Nicholas V. Linton was found guilty by military judge alone of possessing child pornography. He was sentenced to reduction to Airman Basic (E-1), a dishonorable discharge, confinement for five years, and total forfeitures. The pretrial agreement had no effect on the adjudged sentence.
4. At Ft Meade, MD, Airman First Class Dylan C. Millhausen was found guilty by military judge alone of assault consummated by battery and wrongful use of a controlled substance. He was sentenced to reduction to Airman Basic (E-1), a bad conduct discharge, and confinement for 14 months.
5. At Fairchild AFB, WA, Airman First Class RigoEsteban L. Otanez was found guilty by military judge alone of larceny of property valued over \$500. He was sentenced to a reprimand, reduction to Airman Basic (E-1), a bad conduct discharge, confinement for four months, and total forfeitures.
6. At Laughlin AFB, TX, First Lieutenant Kevin P. Rohrberg was found guilty by military judge alone of violating a lawful general regulation. He was sentenced to a reprimand and forfeiture of \$3,500 pay per month for two months.
7. At Keesler AFB, MS, Senior Airman Rebekah D. Rush was found guilty by military judge alone of forgery and willful dereliction of duty. She was sentenced to reduction to Airman Basic (E-1), a bad conduct discharge, and confinement for 20 months. The pretrial agreement had no effect on the adjudged sentence.
8. At F.E. Warren AFB, WY, Airman First Class Korey C. Smith was found guilty by a military judge of wrongful use of controlled substances after pleading guilty to those offenses. He was sentenced by officer members to a reprimand, reduction to Airman (E-2), and hard labor without confinement for three months.
9. At Fairchild AFB, WA, Master Sergeant Ryan J. Soule was found guilty by officer members of maltreatment and willful dereliction of duty. He was sentenced to a reprimand and reduction to Staff Sergeant (E-5).

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10. At Tyndall AFB, FL, Senior Airman Matthew L. Whitley was found guilty by military judge alone of distributing, soliciting another to distribute, viewing, and possessing child pornography. He was sentenced to a reprimand, reduction to Airman Basic (E-1), a dishonorable discharge, confinement for 36 months, and total forfeitures. Pursuant to a pretrial agreement, the convening authority will not approve confinement in excess of 24 months.

General Court-Martial Acquittals

11. At Keesler AFB, MS, an enlisted Airman was acquitted by military judge alone of sexual assault.

12. At Minot AFB, ND, an enlisted Airman was acquitted by military judge alone of sexual assault.

13. At Kunsan AB, Korea, an enlisted Airman was acquitted by officer and enlisted members of rape, sexual assault, and abusive sexual contact.

14. At Little Rock AFB, AR, an enlisted Airman was acquitted by military judge alone of sexual abuse of a child.

Special Court-Martial Convictions

15. At Nellis AFB, NV, Airman First Class William T. Baltazar was found guilty by military judge alone of wrongful use of a controlled substance. He was sentenced to a reprimand, reduction to Airman Basic (E-1), hard labor without confinement for two months, confinement for seven days, and forfeiture of \$500 pay. The pretrial agreement had no effect on the adjudged sentence.

16. At Whiteman AFB, MO, Airman Dustin B. Becker was found guilty by military judge alone of wrongful distribution and use of controlled substances. He was sentenced to reduction to Airman Basic (E-1), a bad conduct discharge, and confinement for five months. The pretrial agreement had no effect on the adjudged sentence.

17. At Fairchild AFB, WA, Airman Brevin J. Coleman was found guilty by military judge alone of wrongful distribution and use of controlled substances. He was sentenced to reduction to Airman Basic (E-1), hard labor without confinement for three months, and confinement for 75 days. The pretrial agreement had no effect on the adjudged sentence.

18. At Sheppard AFB, TX, Airman Basic Tyler E. Cxyz was found guilty by military judge alone of larceny of property valued over \$500, obtaining services valued under \$500 by false pretenses, and attempting to obtain services valued over \$500 by false pretenses. He was sentenced to a bad conduct discharge, restriction to base for two months, hard labor without confinement for one month, confinement for two months, and forfeiture of \$950 pay per month for three months. The pretrial agreement had no effect on the adjudged sentence.

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19. At Vance AFB, OK, Senior Airman Donald A Devito was found guilty by military judge alone of wrongful use and possession of a controlled substance and larceny of military property valued over \$500. He was sentenced to reduction to Airman Basic (E-1), a bad conduct discharge, confinement for 60 days, and forfeiture of \$1,000 pay per month for two months. The pretrial agreement had no effect on the adjudged sentence.
20. At Aviano AB, Italy, Technical Sergeant Hayes K. Draper was found guilty by military judge alone of being drunk on duty and drunk driving. He was sentenced to a reprimand, reduction to Staff Sergeant (E-5), confinement for 14 days, and forfeiture of \$500 pay per month for three months. The pretrial agreement had no effect on the adjudged sentence.
21. At Buckley AFB, CO, Airman Basic Christopher A. Eicher Jr. was found guilty by military judge alone of wrongful use of a controlled substance. He was sentenced to a reprimand, restriction to base for 30 days, hard labor without confinement for 30 days, confinement for 60 days, and forfeiture of \$1,000 pay per month for two months. The pretrial agreement had no effect on the adjudged sentence.
22. At Cannon AFB, NM, Senior Airman Daniel S. Elmsblad was found guilty by military judge alone of wrongful use of a controlled substance. He was sentenced to a reprimand, reduction to Airman Basic (E-1), a bad conduct discharge, confinement for four months, and forfeiture of \$1,066 pay per month for four months. Pursuant to a pretrial agreement, the convening authority will not approve confinement in excess of 90 days.
23. At Tyndall AFB, FL, Technical Sergeant Chester S. Fowler was found guilty by military judge alone of wrongful use and possession of controlled substances. He was sentenced to reduction to Senior Airman (E-4), confinement for three months, and forfeiture of \$1,600 pay per month for three months. Pursuant to a pretrial agreement, the convening authority will not approve confinement in excess of 90 days.
24. At Scott AFB, IL, Staff Sergeant Joshua A. O. Gonzalez was found guilty by military judge alone of larceny of military property valued over \$500 and knowingly receiving stolen property valued over \$500. He was sentenced to reduction to Airman (E-2), confinement for one month, and forfeiture of \$500 pay. The pretrial agreement had no effect on the adjudged sentence.
25. At JB Langley-Eustis, VA, Staff Sergeant Michael T. Goodwin was found guilty by officer members of conspiracy to violate a lawful general regulation. He was sentenced to a reprimand, reduction to Airman Basic (E-1), restriction to base for 14 days, and hard labor without confinement for three months.
26. At Scott AFB, IL, Airman First Class John P. Hannigan was found guilty by military judge alone of wrongful introduction of controlled substances onto a military installation and wrongful distribution, use, and possession of controlled substances. He was sentenced to a reprimand, reduction to Airman Basic (E-1), a bad conduct discharge, and confinement for three months. The pretrial agreement had no effect on the adjudged sentence.

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27. At Moody AFB, GA, Airman First Class Michael T. Keen was found guilty by a military judge of wrongful distribution and use of a controlled substance after pleading guilty to those offenses. He was sentenced by officer members to reduction to Airman Basic (E-1), confinement for two months, and forfeiture of \$1,066 pay per month for two months.

28. At Wright-Patterson AFB, OH, Staff Sergeant Jared M. Menestrina was found guilty by military judge alone of wrongful use of a controlled substance. He was sentenced to reduction to Airman Basic (E-1), confinement for five months, and forfeiture of \$1,066 pay per month for five months. Pursuant to a pretrial agreement, the convening authority will not approve confinement in excess of 90 days.

29. At McConnell AFB, KS, Airman Austin R. D. Ourso was found guilty by military judge alone of wrongful use of controlled substances. He was sentenced to reduction to Airman Basic (E-1), a bad conduct discharge, confinement for five days. The pretrial agreement had no effect on the adjudged sentence.

30. At Dyess AFB, TX, Technical Sergeant Landon M. Parris was found guilty by military judge alone of wrongful use of controlled substances. He was sentenced to reduction to Airman Basic (E-1), a bad conduct discharge, and confinement for 210 days. Pursuant to a pretrial agreement, the convening authority will not approve confinement in excess of 90 days.

31. At Aviano AB, Italy, Airman First Class Daniel Payan was found guilty by officer and enlisted members of wrongful use of a controlled substance. He was sentenced to a reprimand, reduction to Airman Basic (E-1), confinement for two months, and forfeiture of \$1,066 pay per month for two months.

32. At Luke AFB, AZ, Airman First Class Dillon M. Rhyneason was found guilty by military judge alone of wrongful use of controlled substances. He was sentenced to a reprimand, reduction to Airman Basic (E-1), a bad conduct discharge, confinement for three months, and forfeiture of \$1,066 pay per month for three months. Pursuant to a pretrial agreement, the convening authority will not approve confinement in excess of 60 days.

33. At Dover AFB, DE, Senior Airman Arnaldo J. Rivera Ortiz was found guilty by a military judge of assault consummated by a battery and violating a lawful order after pleading guilty to those offenses. He was sentenced by officer members to reduction to Airman Basic (E-1) and a bad conduct discharge.

34. At Goodfellow AFB, TX, Airman First Class Alan M. Rivero was found guilty by officer members of making a false official statement. He was sentenced to reduction to Airman (E-2), hard labor without confinement for 14 days, and forfeiture of \$900 pay per month for three months.

35. At Nellis AFB, NV, Airman Basic Kyle J. Saelee was found guilty by military judge alone of being absent without leave and failure to go. He was sentenced to confinement for 60 days.

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36. At McConnell AFB, KS, Technical Sergeant Charles J. Whalen was found guilty by military judge alone of drunk driving and child endangerment. He was sentenced to reduction to Senior Airman (E-4), hard labor without confinement for 45 days, confinement for 75 days, and forfeiture of \$1,690 pay per month for four months.

37. At Luke AFB, AZ, Airman First Class Keidrick B. Owens was found guilty by military judge alone of assault consummated by battery. He was sentenced to a reprimand, reduction to Airman Basic (E-1), a bad conduct discharge, and confinement for four months. The pretrial agreement had no effect on the adjudged sentence.

Special Court-Martial Acquittals

38. At Minot AFB, ND, an enlisted Airman was acquitted by officer and enlisted members of abusive sexual contact.

39. At Osan AB, Korea, an enlisted Airman was acquitted by officer and enlisted members of abusive sexual contact.

40. At Aviano AB, Italy, an enlisted Airman was acquitted by military judge alone negligent dereliction of duty.