

**CHARGE SHEET**

09 March 2006

**I. PERSONAL DATA**

1. NAME OF ACCUSED ( <i>Last, First, Middle Initial</i> ) Girouard, Raymond L.			2. SSN 032-62-3063	3. GRADE OR RANK SSG	4. PAY GRADE E6
5. UNIT OR ORGANIZATION C Company, 3rd Battalion, 187 <sup>th</sup> Infantry Regiment, 3rd Brigade Combat Team, 101st Airborne Division (Air Assault), Forward Operating Base Brassfield-Mora, Iraq, APO AE 09349				6. CURRENT SERVICE	
				a. INITIAL DATE 14 August 2001	b. TERM 4 yrs
7. PAY PER MONTH			8. NATURE OF RESTRAINT OF ACCUSED  Pretrial Confinement	9. DATE(S) IMPOSED  15 June 2006	
a. BASIC	b. SEA/FOREIGN DUTY	c. TOTAL			
\$2,367.60	\$100.00	\$2,467.60			

**II. CHARGES AND SPECIFICATIONS**

10. CHARGE: I VIOLATION OF THE UCMJ, ARTICLE 80

THE SPECIFICATION: In that Staff Sergeant Raymond L. Girouard, U.S. Army, did, at or near the Muthana Chemical Complex, Iraq, on or about 9 May 2006, attempt, with premeditation, to murder a male detainee of apparent Middle-Eastern descent whose name is unknown by means of shooting him with a firearm.

CHARGE: II VIOLATION OF THE UCMJ, ARTICLE 81


THE SPECIFICATION: In that Staff Sergeant Raymond L. Girouard, U.S. Army, did, at or near the Muthana Chemical Complex, Iraq, on or about 9 May 2006, conspire with Specialist William B. Hunsaker and Private First Class Corey R. Clagett to commit an offense under the Uniform Code of Military Justice, to wit: premeditated murder of three male detainees of apparent Middle-Eastern descent whose names are unknown, and in order to effect the object of the conspiracy, the said Private First Class Corey R. Clagett and Specialist William B. Hunsaker did shoot at the aforementioned three male detainees whose names are unknown.

CHARGE: III VIOLATION OF THE UCMJ, ARTICLE 118

SPECIFICATION 1: In that Staff Sergeant Raymond L. Girouard, U.S. Army, did, at or near the Muthana Chemical Complex, Iraq, on or about 9 May 2006, with premeditation murder, a male detainee of apparent Middle-Eastern descent whose name is unknown by means of shooting him with a firearm.

(SEE CONTINUATION)

**III. PREFERRAL**

11a. NAME OF ACCUSER ( <i>Last, First, Middle Initial</i> ) JASON A. SIENKO	b. GRADE CPT	c. ORGANIZATION OF ACCUSER C Co, 3rd Bn, 187 <sup>th</sup> Inf Regt, 3rd BCT
d. SIGNATURE OF ACCUSER 		e. DATE (YYYYMMDD) 20060618

AFFIDAVIT: Before me, the undersigned, authorized by law to administer oaths in cases of this character, personally appeared the above named accuser this 18<sup>th</sup> day of June, 2006, 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.

JOSEPH B. MACKEY

*Typed Name of Officer*

HHC, 3rd BCT

*Organization of Officer*

CPT

Trial Counsel

*Grade*

*Official Capacity to Administer Oath  
(See R.C.M. 307(b) - must be a commissioned officer)*

*Signature*

12.

On 18 June, 2006, the accused was informed of the charges against him/her and of the name(s) of the accuser(s) known to me (See R.C.M. 308 (a)). (See R.C.M. 308 if notification cannot be made.)

JASON A. SIENKO

*Typed Name of Immediate Commander*

C Co, 3rd Bn, 187<sup>th</sup> Inf Regt, 3rd BCT

*Organization of Immediate Commander*

CPT

*Grade*

*Jason Sienko*

*Signature*

**IV. RECEIPT BY SUMMARY COURT-MARTIAL CONVENING AUTHORITY**

13.

The sworn charges were received at \_\_\_\_\_ hours, \_\_\_\_\_ at HQ, 3rd Bn, 187<sup>th</sup> Inf Regt, 3rd BCT  
*Designation of Command or*

Officer Exercising Summary Court-Martial Jurisdiction (See R.C.M. 403)

FOR THE<sup>1</sup>

NATHANIEL JOHNSON JR.

*Typed Name of Officer*

Commander

*Official Capacity of Officer Signing*

LTC

*Grade*

*(Signature)*

**V. REFERRAL; SERVICE OF CHARGES**

14a. DESIGNATION OF COMMAND OF CONVENING AUTHORITY

b. PLACE

c. DATE (YYYYMMDD)

Referred for trial to \_\_\_\_\_ court-martial convened by \_\_\_\_\_

\_\_\_\_\_, subject to the following instructions:<sup>2</sup>

By Command Of \_\_\_\_\_  
*Command or Order*

*(Signature)*

*Grade*

*Signature*

*Official Capacity of Officer Signing*

15.

On \_\_\_\_\_, I (caused to be) served a copy hereof on (each of) the above named accused.

*(Signature)*

*Signature*

*Grade or Rank of Trial Counsel*

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.

Item 10 (Cont'd):

SPECIFICATION 2: In that Staff Sergeant Raymond L. Girouard, U.S. Army, did, at or near the Muthana Chemical Complex, Iraq, on or about 9 May 2006, with premeditation, murder a male detainee of apparent Middle-Eastern descent whose name is unknown by means of shooting him with a firearm.

SPECIFICATION 3: In that Staff Sergeant Raymond L. Girouard, U.S. Army, did, at or near the Muthana Chemical Complex, Iraq, on or about 9 May 2006, with premeditation, murder a male detainee of apparent Middle-Eastern descent whose name is unknown by means of shooting him with a firearm.

CHARGE: IV VIOLATION OF THE UCMJ, ARTICLE 134

SPECIFICATION 1: In that Staff Sergeant Raymond L. Girouard, U.S. Army, did, at or near the Muthana Chemical Complex, Iraq, on or about 10 May 2006, wrongfully communicate to Private First Class Bradley L. Mason a threat, to wit: "I will kill you if you tell anyone," or words to that effect.

SPECIFICATION 2: In that Staff Sergeant Raymond L. Girouard, U.S. Army, did, at or near Forward Operating Base Brassfield-Mora, Iraq, between on or about 10 May 2006 and on or about 29 May 2006, wrongfully communicate to Private First Class Bradley L. Mason a threat, to wit: "You better not talk or I will kill you," or words to that effect.

SPECIFICATION 3: In that Staff Sergeant Raymond L. Girouard, U.S. Army, did, while traveling in a vehicle between Forward Operating Base Brassfield-Mora, Iraq and the U.S. Army Criminal Investigation Command (CID) office at Contingency Operating Base Speicher, Iraq, on or about 29 May 2006, wrongfully communicate to Private First Class Bradley L. Mason a threat, to wit: "You better not say anything or I swear I will kill you," or words to that effect.

SPECIFICATION 4: In that Staff Sergeant Raymond L. Girouard, U.S. Army, did, at or near the Muthana Chemical Complex, Iraq, on or about 10 May 2006, wrongfully endeavor to influence the testimony of Private First Class Bradley L. Mason as a witness in the investigation into the shooting of three male detainees of apparent Middle-Eastern descent whose names are unknown at or near the Muthana Chemical Complex on or about 9 May 2006 by communicating to the said Private First Class Bradley L. Mason a threat, to wit: "I will kill you if you tell anyone," or words to that effect.

SPECIFICATION 5: In that Staff Sergeant Raymond L. Girouard, U.S. Army, did, at or near Forward Operating Base Brassfield-Mora, Iraq, between on or about 10 May 2006 and on or about 29 May 2006, wrongfully endeavor to influence the testimony of Private First Class Bradley L. Mason as a witness in the investigation into the shooting of three male detainees of apparent Middle-Eastern descent whose names are unknown at or near the Muthana Chemical Complex on or about 9 May 2006 by communicating to the said Private First Class Bradley L. Mason a threat, to wit: "You better not talk or I will kill you," or words to that effect.

SPECIFICATION 6: In that Staff Sergeant Raymond L. Girouard, U.S. Army, did, while traveling in a vehicle between Forward Operating Base Brassfield-Mora, Iraq and the U.S. Army Criminal Investigation Command (CID) office at Contingency Operating Base Speicher, Iraq, on or about 29 May 2006, wrongfully endeavor to influence the testimony of Private First Class Bradley L. Mason as a witness in the investigation into the shooting of three male detainees of apparent Middle-Eastern descent whose names are unknown at or near the Muthana Chemical Complex on or about 9 May 2006 by communicating to the said Private First Class Bradley L. Mason a threat, to wit: "You better not say anything or I swear I will kill you," or words to that effect.