
C6

SWORN STATEMENT

For use of this form, see AR 190-4b; the proponent agency is PMG.

PRIVACY ACT STATEMENT

AUTHORITY: Title 10 USC Section 301; Title 5 USC Section 2951; E.O. 9397 dated November 22, 1943 (SSM).
PRINCIPAL PURPOSE: To provide commanders and law enforcement officials with means by which information may be accurately
ROUTINE USES: Your social security number is used as an additional/alternate means of identification to facilitate filing and retrieval.
DISCLOSURE: Disclosure of your social security number is voluntary.

1. LOCATION: Hohenfels Law Office
2. DATE (YYYYMMDD): 2007/01/09
3. TIME: 1040
4. FILE NUMBER
5. LAST NAME, FIRST NAME, MIDDLE NAME
6. SSN
7. GRADE/STATUS

8. ORGANIZATION OR ADDRESS: JMRC, HOHENFELS, GERMANY

9. I, [redacted], WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH:

I verify that the attached testimony is an accurate representation of the interview which occurred between myself and the Investigating Officer, [redacted] on 21 Dec 06. I would like to clarify or add the following additional statement concerning this matter.

1. Topic: [redacted] Retirement I submit the following addition:
I assumed the Signal Bde Cdr had already coordinated [redacted] requested retirement action, to include approved date, with his Commander, [redacted]. To be safe, I called [redacted] and desired that he approach [redacted] on the topic to verify that he and all parties were OK with this action (basically allowing [redacted] to retire with time in grade of 3 years). This took an estimated 10-14 days to accomplish as [redacted] allegedly routed the request thru the Corps SJA for her to take the matter up with the Corps Cdr. He appeared reluctant to do so directly and immediately. He eventually told me it was OK with [redacted] and I dropped the matter and authorized his retirement action to proceed.

2. Clarification: [redacted] Investigation. I submit the following clarification:
[redacted] went back to the primary Corps SJA for additional clarification/guidance/consultation. We, as the TF Rear IG Team had already done the preliminary analysis and gotten the necessary legal interpretation and guidance from the Installation or Deputy SJA. I was prepared to brief [redacted] with a prepared ROI/ROII Directive memo for his signature. [redacted] removed my signature block and indicated he would handle it personally. I had previously briefed the Dep Corps Cdr, [redacted] and I recommended this be formally investigated based on the preliminary analysis. I believe [redacted] was undergoing medical treatment at the time of the preliminary investigation.

Clarification: Final Paragraph. [redacted] I submit the following clarification:
I believe I intended to say [redacted] can be aggressive/abrasive in some of his interviews, much like the "Old Black Hat IGs of the past. It is my opinion that [redacted] holds fair and equitable treatment of enlisted soldiers by senior NCO and officer leaders near and dear to his heart. When he feels he is right, he can be persistent in his beliefs. I do not believe his intentions are of a vindictive nature, as he is consistent.

end of statement

10. EXHIBIT
INITIALS OF PERSON MAKING STATEMENT
PAGE 1 OF 2 PAGES

ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT" TAKEN AT DATED

THE BOTTOM OF EACH ADDITIONAL PAGE MUST BEAR THE INITIALS OF THE PERSON MAKING THE STATEMENT, AND PAGE NUMBER MUST BE INDICATED.

EXHIBIT C-6

8 Jan 07

MEMORANDUM FOR RECORD

SUBJECT: Summarized (sworn and recorded) testimony of [REDACTED] Joint Multinational Readiness Center, Hohenfels, Germany, obtained by telephonic interview at Hohenfels, Germany and Ft. McPherson, GA, on 21 Dec 06, from 0909 to 0949 hours by [REDACTED] the investigating officer.

Name of Witness: [REDACTED]

Grade of Witness: [REDACTED]

SSN of Witness: [REDACTED]

Organization: Joint Multinational Readiness Center (JMRC)

Duty assignment of Witness: Senior Maneuver Analyst JMRC, Hohenfels, Germany

Telephone number of Witness: DSN [REDACTED]

[REDACTED] (witness) was interviewed and informed that this was an investigation directed by the Office of Special Counsel (OSC). The witness was informed that the IO has been directed to complete an investigation of OSC disclosures. The witness was informed the IO is not using IG procedures in this investigation, nor is he acting in his IG capacity. The witness was also informed for the OSC investigation the IO is following AR 15-6 type procedures for records release. That means that the witness's identity, and his testimony, may be released for official uses only to various government agencies, to include the President himself. The witness was informed that this testimony may be released outside of official channels under normal FOIA and Privacy Act rules, but the witness's identity should remain protected. The witness was informed of the authority for the inquiry, information required by the Privacy Act of 1974, and of the rights of a witness.

[REDACTED] testified that he had worked in the XVIII Abn Corps IG office from Jan 05-1 Feb 06 as the primary Inspector General while the Corps headquarters was deployed to Iraq for a year.

[REDACTED] testified that he remembered the [REDACTED] case in that an allegation was substantiated against [REDACTED] and he was allowed to retire instead of being relieved. He remembered there being an issue with [REDACTED] retirement not being immediate, and the IG

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SUBJECT: Summarized Testimony of [REDACTED]

office at Ft. Bragg getting involved in holding up the retirement pending confirmation from the Corps Commander, [REDACTED], in Iraq. [REDACTED] testified he contacted [REDACTED] in Iraq to get this confirmation that this was the Corps Commanders intent, to allow [REDACTED] to retire with 3 years in grade for retirement purposes, and that [REDACTED] came back to him telling him that it was okay. When asked, [REDACTED] testified that he didn't question why a potential allegation against the 35th Signal Commander was addressed as an issue. He testified he had reviewed the report but that particular instance didn't capture his attention.

[REDACTED] testified he was told by [REDACTED] that [REDACTED] did not want to concur with the investigation of a potential Whistleblower Reprisal allegation made by [REDACTED]. [REDACTED] testified that [REDACTED] told him that [REDACTED] thought that they, [REDACTED] and [REDACTED] were trying to set up the leadership of the Dragon Brigade. [REDACTED] testified that he wasn't privileged to any of those discussions because [REDACTED] had just returned from Iraq and he wanted to get immediate control back of the office. [REDACTED] testified that he thought it was peculiar that the Brigade Commander in the [REDACTED] case was so focused on what her job description was, and he was only the reviewer. [REDACTED] testified that reviewers are normally more concerned with content and that the rater and senior rater portions agree. [REDACTED] testified that he knew [REDACTED] had made a complaint to their office in the previous months.

[REDACTED] testified that he knew about the case with [REDACTED] and an NCOER. However, he further testified that he did not know anything about any allegations against [REDACTED] during the conduct of the case.

[REDACTED] testified when asked if he knew of any specific time [REDACTED] had tried to cover for senior leaders at Ft. Bragg, he said that he didn't have any direct knowledge but mentioned the [REDACTED] case. He testified that when [REDACTED] had returned from Iraq, that he looked to try and minimize the allegations against [REDACTED] by insisting that they go back to the SJA to confirm that what [REDACTED] had admitted to doing was actually improper. [REDACTED] testified that he thought that the impropriety was a no-brainer, and they had already done much of that preliminary work prior to [REDACTED] return. [REDACTED] testified that it was his opinion that [REDACTED] tried to overly endear himself to Ft. Bragg's senior officers and that he wasn't always objective.

[REDACTED] testified that he thought [REDACTED] was concerned about [REDACTED] being on a personal crusade to fight injustice at every turn. He testified that [REDACTED] was abrasive and described him as an old blackhat IG. [REDACTED] testified that he thought taking care of enlisted

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SUBJECT: Summarized Testimony of [REDACTED]

Soldiers was very near and dear to [REDACTED] heart, and that [REDACTED] would go out on a limb for enlisted Soldiers.

[REDACTED]

Investigating Officer

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