
C2

SWORN STATEMENT

For use of this form, see AR 190-45; the proponent agency is PMG.

PRIVACY ACT STATEMENT

AUTHORITY: Title 10 USC Section 301; Title 5 USC Section 552a; F.O. 9297 dated November 22, 1983 (FOUO).
PRINCIPAL PURPOSE: To provide commanders and law enforcement officials with means by which information may be accurately identified.
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: Ft Bragg NC
2. DATE (YYYYMMDD): 20061220
3. TIME: 1100
4. FILE NUMBER
5. LAST NAME FIRST NAME MIDDLE NAME, 6. SSN, 7. GRADE/STATUS
8. ORGANIZATION OR ADDRESS: XVIII ABN COLP IG OFFICE, FT. BRAGG NC

9. I, [redacted], WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH:
I verify that the attached summarized testimony is an accurate representation of the interview which occurred between myself and the Investigating Officer, [redacted] on 10 Aug 06. I (consent) to the adoption of this testimony as part of the Office of Special Counsel Investigation for which I was interviewed. I would like to add the following additional statement concerning this matter.

In the matter of the [redacted] Whistle-blower Reprisal issue, I would like to address a misunderstanding. [redacted] made two WB reprisal complaints. I felt her first one was not valid. Preliminary Analysis so indicated. However, her second WB reprisal complaint did have merit and it called into question our office's decision on her initial complaint. The matrix and statement I provided to the Investigating officer indicated there was one and possibly two WB reprisal violations. I definitely felt her second complaint was a valid WB reprisal complaint.

10. EXHIBIT, 11. INITIALS, MAKING STATEMENT, PAGE 1 OF 3 PAGES

ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT OF [redacted] TAKEN AT [redacted] DATED [redacted]
THE BOTTOM OF EACH ADDITIONAL PAGE MUST BEAR THE INITIALS OF THE PERSON MAKING THE STATEMENT, AND PAGE NUMBER MUST BE INDICATED.

EXHIBIT C-2

USE THIS PAGE IF NEEDED. IF THIS PAGE IS NOT NEEDED, PLEASE PROCEED TO FINAL PAGE OF THIS FORM.

STATEMENT OF [REDACTED] TAKEN AT Ft Bragg, NC DATED 20 Dec 06

9. STATEMENT (Continued)

In the [REDACTED] / [REDACTED] case, [REDACTED] would not allow this office to turn over allegations against [REDACTED] to [REDACTED] because [REDACTED] verbally told [REDACTED] that he [REDACTED] had looked into the allegations against [REDACTED] and they were baseless. It was not until ~~and~~ an altercation between [REDACTED] husband and [REDACTED] at [REDACTED] own BN headquarters which was witnessed by the CQ and other soldiers that [REDACTED] allowed his office to initiate a directive for the Corps CG. The CG later relieved [REDACTED] from command and [REDACTED] retired. / not

~~used~~

INITIALS OF PERSON MAKING STATEMENT [REDACTED]

PAGE 2 OF 3 PAGES

STATEMENT OF [REDACTED] TAKEN AT Ft Bragg, NC DATED 20 Dec 06

9. STATEMENT (Continued)

not used

[REDACTED]

AFFIDAVIT

I, [REDACTED], HAVE READ OR HAVE HAD READ TO ME THIS STATEMENT WHICH BEGINS ON PAGE 1, AND ENDS ON PAGE 3. I FULLY UNDERSTAND THE CONTENTS OF THE ENTIRE STATEMENT MADE BY ME. THE STATEMENT IS TRUE. I HAVE INITIALED ALL CORRECTIONS AND HAVE INITIALED THE BOTTOM OF EACH PAGE CONTAINING THE STATEMENT. I HAVE MADE THIS STATEMENT FREELY WITHOUT HOPE OF BENEFIT OR REWARD, WITHOUT THREAT OF PUNISHMENT, AND WITHOUT COERCION, UNLAWFUL INFLUENCE, OR [REDACTED]

[REDACTED]
(Signature of Person Making Statement)

WITNESSES:

[REDACTED]

Fort Bragg, NC
ORGANIZATION OR ADDRESS

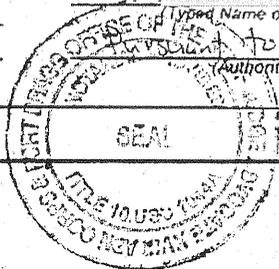
[REDACTED]

Fort Bragg, NC
ORGANIZATION OR ADDRESS

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 20th day of December, 2006 at Fort Bragg, NC

[REDACTED]
(Signature of Person Administering Oath)

[REDACTED]
(Typed Name of Person Administering Oath)
Investment to 10 USC 1044
(Authority To Administer Oaths)



INITIALS OF PERSON MAKING STATEMENT: [REDACTED]

(END READ-OUT)

PRIVACY ACT INFORMATION

DATA REQUIRED BY THE PRIVACY ACT OF 1974
PRIVACY ACT STATEMENT
FOR PERSONAL INFORMATION TAKEN DURING
WITNESS TESTIMONY

AUTHORITY: Title 5 US Code, Section 552a.

PRINCIPAL PURPOSE(S): Information is collected during an investigation to aid in determining facts and circumstances surrounding allegations/problems. The information is assembled in report format and presented to the official directing the inquiry/investigation as a basis for Department of Defense/Department of the Army decision making. The information may be used as evidence in judicial or administrative proceedings or for other official purposes within the Department of Defense. Disclosure of Social Security Account Number, if requested, is used to further identify the individual providing the testimony.

ROUTINE USES:

a. The information may be forwarded to federal, state or local law enforcement agencies for their use.

b. May be used as a basis for summaries, briefings or responses to Members of Congress or other agencies in the Executive Branch of the Federal Government.

c. May be provided to Congress or other federal, state and local agencies, when determined necessary by The Inspector General (DAIG).

MANDATORY OR VOLUNTARY DISCLOSURE AND EFFECT ON INDIVIDUAL NOT PROVIDING INFORMATION:

For Military Personnel: The disclosure of Social Security Account Number is voluntary where requested. Disclosure of other personal information is mandatory and failure to do so may subject the individual to disciplinary action.

For Department of the Army Civilians: The disclosure of Social Security Account Number is voluntary. However, failure to disclose other personal information in relation to your position responsibilities may subject you to adverse personnel action.

For All Other Personnel: The disclosure of Social Security Account Number, where requested, and other personal information is voluntary and no adverse action can be taken against you for refusing to provide information about yourself.

DATE: 20 Dec 06

SIGNATURE

[Redacted Signature]

MEMORANDUM FOR RECORD

SUBJECT: Summarized (sworn and recorded) testimony of [REDACTED], XVIII ABN Corps IG Office, Ft. Bragg, NC, obtained by [REDACTED] at Ft. Bragg, NC, on 10 Aug 06, from 1426 to 1601 hours by [REDACTED] the Investigating officer.

Name of Witness: [REDACTED]

Grade of Witness: [REDACTED]

SSN of Witness: [REDACTED]

Organization: XVIII ABN Corps IG

Duty assignment of Witness: Deputy IG, XVIII ABN Corps IG Office, Ft. Bragg, NC

Telephone number of Witness: [REDACTED]

[REDACTED] (witness) was interviewed and the following are excerpts of his testimony from an Inspector general investigation into activities at the XVIII ABC IG office. Some of the allegations and issues discussed during that interview are now the focus of an investigation directed by the Office of Special Counsel (OSC). The witness was informed that the IO has been directed to complete a separate investigation of the OSC allegations. The witness was informed the IO is not using IG procedures in this second investigation, nor is he acting in his IG capacity. The witness was also informed for the OSC investigation now being conducted, the IO is following AR 15-6 type procedures for records release. That means that the witnesses 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 witnesses identity should remain protected. The witness had the option of reviewing, adopting and amending this prior IG testimony for purposes of the OSC investigation, or had the option of giving new testimony. 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 been working in the Corps IG office for about 6 years as the [REDACTED]

AFCG-IG

SUBJECT: Summarized Testimony of [REDACTED]

[REDACTED] testified that it was a common practice of [REDACTED] to try and find ways not to levy allegations against senior leaders within the Corps and 82nd ABN Div. [REDACTED] testified that [REDACTED] did not want to fall into disfavor with his contemporaries, i.e. Brigade Commanders and fellow Colonels at Ft. Bragg.

[REDACTED] testified that an allegation was not levied against [REDACTED] (35th Signal Bde Cdr) in the [REDACTED] case because [REDACTED] told him to back off. [REDACTED] thought [REDACTED] was covering up the allegation that [REDACTED] had made against [REDACTED] in Iraq. [REDACTED] testified that the allegations against [REDACTED] were not turned over to the 35th Signal Bde for investigation. [REDACTED] testified that a directive was sought from the Corps Commander wherein a command investigation took place. [REDACTED] testified that the allegations against [REDACTED] were not turned over in a timely manner to TIG as required by AR 20-1 (two working days). [REDACTED] testified that it was [REDACTED] philosophy that allegations were not to be reported and determined to be allegations, especially against senior officers in the Corps and Division, until he decided as such.

[REDACTED] testified that the [REDACTED] second Whistleblower Reprisal allegation was not handled properly in the office because [REDACTED] would not let the WB advisement go forward to DAIG as is required. [REDACTED] testified that he did not believe that [REDACTED] had a valid WB complaint because there was no unfavorable personnel action, i.e. late NCOER. However [REDACTED] testified there was still a requirement to report the allegation to DAIG, but [REDACTED] directed that the case be closed as an assistance case. [REDACTED] testified that [REDACTED] thought [REDACTED] and [REDACTED] were trying to harass the Dragon Brigade Commander, [REDACTED] who was the Reviewer on [REDACTED] NCOER.

[REDACTED] testified that [REDACTED] could testify about the lack of reporting of field grades officers to DAIG in a timely manner and IAW AR 20-1. Additionally, [REDACTED] testified that [REDACTED] and [REDACTED] were persons we should talk to. [REDACTED] believed that [REDACTED] and [REDACTED] wanted him fired. [REDACTED] testified that when [REDACTED] came back from Iraq, he looked upon everyone in the office as if you were either with him or against him. [REDACTED] testified that [REDACTED] was a neutral party in the matter.

[REDACTED] did agree to the release of this testimony outside official channels IAW FOIA.

FOR OFFICIAL USE ONLY

AFCG-IG

SUBJECT: Summarized Testimony of

(b)(7)(C)

(b)(7)(C)

Investigating Officer

FOR OFFICIAL USE ONLY

SWORN STATEMENT

For use of this form, see AR 100-45; 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 (SSN).
PRINCIPAL PURPOSE: To provide commanders and law enforcement officials with means by which information may be accurately identified.
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 Ft Bragg, NC
2. DATE (YYYYMMDD) 20061220
3. TIME 1100
4. FILE NUMBER
5. LAST NAME FIRST NAME MIDDLE NAME
6. SSN
7. GRADE/STATUS
8. ORGANIZATION OR ADDRESS VIII ABN COBPS Ft BRAGG, NC
9.

I, _____, WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH;

I verify that the attached summarized testimony is an accurate representation of the interview which occurred between myself and the Investigating Officer, LTC Gregory S. McAfee, on 15 DEC 06. I (consent do not consent) to the adoption of this testimony as part of the Office of Special Counsel Investigation for which I was interviewed. I would like to add the following additional statement concerning this matter.

Concerning the 35th Signal Bde cases, _____ did not want to bother _____ with allegation of wrongdoing by members of his command. _____, our IG Investigator, insisted that _____ allow him to look into possible violations. When pushed by _____ and myself, _____ let us pursue the _____ case. As a result of _____ insisting on following up on possible violations of standards involving _____ contemporaries, _____

10. EXHIBIT
11. INITIALS OF PERSON MAKING STATEMENT
PAGE 1 OF 3 PAGES

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

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

USE THIS PAGE IF NEEDED. IF THIS PAGE IS NOT NEEDED, PLEASE PROCEED TO FINAL PAGE OF THIS FORM.

STATEMENT OF [REDACTED] TAKEN AT Ft Bragg, NC DATED 20 Dec 06

9. STATEMENT (Continued)

fired [REDACTED] [REDACTED] was in a temporary GS11 position and had no rights, so [REDACTED] was able to fire him without counseling or cause. [REDACTED] was fired by [REDACTED] simply because [REDACTED] wanted to follow AR 20-1 and follow-up on allegations of wrongdoing. [REDACTED] continued his pattern of attempting to fire employees without proper counseling or cause when he presented [REDACTED] with a proposed termination from federal employment for following-up on violations of law or regulation with [REDACTED] contemporaries (follow colonels). In the paragraph concerning [REDACTED] (page 2), I testified that I told my employees that all WB reprisal complaints,

INITIALS OF PERSON MAKING STATEMENT [REDACTED] PAGE 2 OF 3 PAGES

STATEMENT OF [redacted] TAKEN AT Fort Bragg, NC DATED 20 Dec 06

9. STATEMENT (Continued)

would be reported to DAIG unless otherwise instructed by [redacted] policy was that WB complaints would not be forwarded until and unless he so approved. An example is the [redacted] case.

~~not
lead~~

AFFIDAVIT

I, [redacted], HAVE READ OR HAVE HAD READ TO ME THIS STATEMENT WHICH BEGINS ON PAGE 1, AND ENDS ON PAGE 3. I FULLY UNDERSTAND THE CONTENTS OF THE ENTIRE STATEMENT MADE BY ME. THE STATEMENT IS TRUE. I HAVE INITIALED ALL CORRECTIONS AND HAVE INITIALED THE BOTTOM OF EACH PAGE CONTAINING THE STATEMENT. I HAVE MADE THIS STATEMENT FREELY WITHOUT HOPE OF BENEFIT OR REWARD, WITHOUT THREAT OF PUNISHMENT, AND WITHOUT COERCION, UNLAWFUL INFLUENCE, OR

[redacted]
(Signature of Person Making Statement)

WITNESSES:

[redacted]

Fort Bragg, NC
ORGANIZATION OR ADDRESS

[redacted]

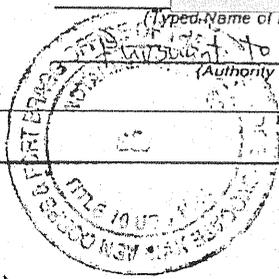
Fort Bragg, NC
ORGANIZATION OR ADDRESS

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 20th day of December, 2006 at Fort Bragg, NC

[redacted]
(Signature of Person Administering Oath)

[redacted]
(Typed Name of Person Administering Oath)

Subj. to 10 USC 1044
(Authority to Administer Oaths)



INITIALS OF PERSON MAKING STATEMENT: [redacted]

PAGE 3 OF 3 PAGES

18 Dec 06

MEMORANDUM FOR RECORD

SUBJECT: Summarized (sworn and recorded) testimony of [REDACTED] XVIII ABN Corps IG Office, Ft. Bragg, NC, obtained by telephone from Fayetteville, NC, 15 Dec 06, from hours by [REDACTED] the investigating officer.

Name of Witness: [REDACTED]

Grade of Witness: [REDACTED]

SSN of Witness: [REDACTED]

Organization: XVIII ABN Corps IG

Duty assignment of Witness: Deputy IG, XVIII ABN Corps IG Office, Ft. Bragg, NC

Telephone number of Witness: [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 recalled the case concerning [REDACTED] improperly authorizing Soldiers to drink while they were deployed to JRTC, and that allegations were substantiated against him. He could not recall if there were any delays in investigating the case, he testified that he would have to check his notes.

[REDACTED] testified that he remembered that [REDACTED] was suspected to being involved with the move of [REDACTED] but had know direct knowledge if or why he wasn't reported as a Responsible Management

AFCG-IG

SUBJECT: Summarized Testimony of [REDACTED]

Official in a reprisal case to DAIG as required by AR 20-1. He testified that if he had been directed not to report the allegation against [REDACTED] he would have written it down in his notes, and that he would have to check his notes. He testified that if there were any reports of WB reprisal in the office it was his guidance that it always had to be reported to DAIG in the form of an advisory.

[REDACTED] recommend I talk to [REDACTED] and [REDACTED] about the case. .

[REDACTED]

Investigating Officer

MEMORANDUM FOR RECORD

SUBJECT: Summarized (sworn and recorded) testimony of [REDACTED] XVIII ABN Corps IG Office, Ft. Bragg, NC, obtained by telephone from Fayetteville, NC and Ft. McPherson, GA, on 25 Jan 07, from 1502 to 1533 hours by [REDACTED] the investigating officer.

Name of Witness: [REDACTED]

Grade of Witness: [REDACTED]

SSN of Witness: [REDACTED]

Organization: XVIII ABN Corps IG

Duty assignment of Witness: Deputy IG, XVIII ABN Corps IG Office, Ft. Bragg, NC

Telephone number of Witness: [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 [REDACTED] would not let them refer the allegations of [REDACTED] alleged improper relationship/adultery over to [REDACTED] for a commander's inquiry, because he didn't want to bother the units while they were trying to deploy. He testified that [REDACTED] had talked to [REDACTED] and [REDACTED] told him he had already informally looked into the allegations of the improper relationship, and [REDACTED] told [REDACTED] he didn't do it, and that was the end of it. He testified that [REDACTED] then wanted the case closed as assistance. [REDACTED] testified

AFCG-IG

SUBJECT: Summarized Testimony of [REDACTED]

that it wasn't until they learned of the altercation between [REDACTED] and [REDACTED] did [REDACTED] let him get a directive for an investigation from the CG. He testified that they had learned about the altercation, right before they requested the directive.

[REDACTED] testified when he and [REDACTED] were conducting preliminary analysis (PA) they interviewed the current Bn XO, BN CSM, the BN SDNCO, and [REDACTED]. [REDACTED] testified that he was not convinced that there was any evidence of wrongdoing by [REDACTED] after these interviews. He testified that it was the interview with the old Bn XO, after he had received the directive from the CG, did he think that there was a chance that the allegation would be substantiated. [REDACTED] testified that the interviews with all of the individuals was sworn and recorded, and there should be transcripts of the interview in the IG office.

[REDACTED] testified that [REDACTED] had made a complaint to their office [REDACTED] that she went to [REDACTED] and told him about the inappropriate relationship between [REDACTED] and an NCO under his open door policy. She complained that [REDACTED] had not taken any action on it, and she thought that he covered it up. [REDACTED] testified that [REDACTED] asked [REDACTED] if he had looked into it, and [REDACTED] admitted that he had, so [REDACTED] was satisfied with it and didn't want to pursue [REDACTED] complaint against [REDACTED] primarily because he didn't want to bother them while they were deploying.

[REDACTED] confirmed that he was the inquiry officer on the case, and that he had produced the ROII in reference to the case. [REDACTED] testified that the ROII was completed after [REDACTED] had left for Iraq, but the AR 15-6 investigation which was used to assist in completing the ROII was completed before the CG left for deployment, and as such allowed the CG to relieve [REDACTED] as the battalion commander.

[REDACTED] recommend I talk to [REDACTED] about the case. .

[REDACTED]

Investigating Officer

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