

CHARGE SHEET

I. PERSONAL DATA

1. NAME OF ACCUSED (<i>Last, First, MI</i>) CRESSY, KYLE A.		2. SSN [418059] [REDACTED]	3. GRADE OR RANK AF Academy Cadet	4. PAY GRADE C-2
5. UNIT OR ORGANIZATION USAFA Cadet Wing, Cadet Squadron 39 (USAFA) USAF Academy, Colorado 80840			6. CURRENT SERVICE	
			a. INITIAL DATE [REDACTED]	b. TERM
7. PAY PER MONTH			8. NATURE OF RESTRAINT OF ACCUSED	
a. BASIC	b. SEA/FOREIGN DUTY	c. TOTAL	NONE	
[REDACTED]	\$0.00	[REDACTED]		
9. DATE(S) IMPOSED				

II. CHARGES AND SPECIFICATIONS

10. CHARGE: Violation of the UCMJ, Article 120

Specification 1: In that AIR FORCE CADET KYLE A. CRESSY, United States Air Force, Cadet Squadron 39, United States Air Force Academy Cadet Wing, did, at or near the United States Air Force Academy, Colorado, on or about 28 May 2011, engage in a sexual act, to wit: penetration of the vagina of [REDACTED] with his hand or finger with an intent to arouse or gratify his own sexual desire, while the said [REDACTED] was substantially incapacitated.

Specification 2: In that AIR FORCE CADET KYLE A. CRESSY, United States Air Force, Cadet Squadron 39, United States Air Force Academy Cadet Wing, did, at or near the United States Air Force Academy, Colorado, on or about 28 May 2011, engage in a sexual act, to wit: penetration of the vagina of [REDACTED] with his penis, while the said [REDACTED] was substantially incapacitated.

III. PREFERRAL

11a. NAME OF ACCUSER (<i>Last, First, MI</i>) BELL, AARON J.	b. GRADE Maj	c. ORGANIZATION OF ACCUSER USAFA Cadet Wing, Cadet Squadron 39
d. SIGNATURE OF ACCUSER [REDACTED]		e. DATE 05 Jan 2012

AFFIDAVIT: Before me, the undersigned, authorized by law to administer oath in cases of this character, personally appeared the above named accuser this 05 day of January, 2012, 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.

NICKLAUS J. REED

Typed Name of Officer

Captain

Grade

[REDACTED]

Signature

HQ USAFAJA

Organization of Officer

Assistant Staff Judge Advocate

Official Capacity to Administer Oath
(See R.C.M. 307(b)(1) - must be commissioned officer)

12.

On 05 January, 20 12, 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.)

AARON J. BELL

USAFA Cadet Wing, Cadet Squadron 39

Type Name of Immediate Commander

Organization of Immediate Commander

Major



Signature

IV. RECEIPT BY SUMMARY COURT MARTIAL CONVENING AUTHORITY

13.

The sworn charges were received at _____ hours, _____, 20____, at _____
Designation of Command or

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

FOR THE 1 _____

Type Name of Officer

Official Capacity of Officer Signing

Grade

Signature

V. REFERRAL, SERVICE OF CHARGES

14a. DESIGNATION OF COMMAND OF CONVENING AUTHORITY

b. PLACE

c. DATE

Referred for trial to the _____ court-martial board convened by _____

_____ , _____ 20 _____ subject to the following instructions: ² _____

By _____ of _____

Command or Order

Typed Name of Office

Official Capacity of Office Signing

Grade

Signature

15.

On _____, 20____, I (caused to be) served a copy hereof on (each of) the above named accused.

Typed Name of Trial Counsel

Grade or Rank of Trial Counsel

Signature

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.