

AR 15-6 INVESTIGATION

Equal Opportunity
Task Force Rugged

REPORT OF PROCEEDINGS BY INVESTIGATING OFFICER/BOARD OF OFFICERS

For use of this form, see AR 15-6; the proponent agency is OTJAG.

IF MORE SPACE IS REQUIRED IN FILLING OUT ANY PORTION OF THIS FORM, ATTACH ADDITIONAL SHEETS

SECTION I - APPOINTMENT

Appointed by (b) (6) _____
(Appointing authority)

on 8 MAY 2014 _____ (Attach inclosure 1: Letter of appointment or summary of oral appointment data) (See para 3-15, AR 15-6.)
(Date)

SECTION II - SESSIONS

The (investigation) (board) commenced at BAGRAM AIRFIELD _____ at 1600 _____
(Place) (Time)

on 12 MAY 2014 _____ (If a formal board met for more than one session, check here . Indicate in an inclosure the time each session began and ended, the place, persons present and absent, and explanation of absences, if any.) The following persons (members, respondents, counsel) were present: (After each name, indicate capacity, e.g., President, Recorder, Member, Legal Advisor.)

The following persons (members, respondents, counsel) were absent: (Include brief explanation of each absence.) (See paras 5-2 and 5-8a, AR 15-6.)

The (investigating officer) (board) finished gathering/hearing evidence at 1700 _____ on 23 MAY 2014 _____
(Time) (Date)

and completed findings and recommendations at 1800 _____ on 29 MAY 2014 _____
(Time) (Date)

SECTION III - CHECKLIST FOR PROCEEDINGS

A. COMPLETE IN ALL CASES		YES	NO ^{1/}	NA ^{2/}
1	Inclosures (para 3-15, AR 15-6)			
	Are the following inclosed and numbered consecutively with Roman numerals: (Attached in order listed)			
	a. The letter of appointment or a summary of oral appointment data?	X		
	b. Copy of notice to respondent, if any? (See item 9, below)			X
	c. Other correspondence with respondent or counsel, if any?			X
	d. All other written communications to or from the appointing authority?			X
	e. Privacy Act Statements (Certificate, if statement provided orally)?	X		
	f. Explanation by the investigating officer or board of any unusual delays, difficulties, irregularities, or other problems encountered (e.g., absence of material witnesses)?			X
	g. Information as to sessions of a formal board not included on page 1 of this report?			X
	h. Any other significant papers (other than evidence) relating to administrative aspects of the investigation or board?		X	

FOOTNOTES: ^{1/} Explain all negative answers on an attached sheet.

^{2/} Use of the N/A column constitutes a positive representation that the circumstances described in the question did not occur in this investigation or board.

	YES	NO ^{1/}	NA ^{2/}
2 Exhibits (para 3-16, AR 15-6)			
a. Are all items offered (whether or not received) or considered as evidence individually numbered or lettered as exhibits and attached to this report?	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
b. Is an index of all exhibits offered to or considered by investigating officer or board attached before the first exhibit?	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
c. Has the testimony/statement of each witness been recorded verbatim or been reduced to written form and attached as an exhibit?	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
d. Are copies, descriptions, or depictions (if substituted for real or documentary evidence) properly authenticated and is the location of the original evidence indicated?	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
e. Are descriptions or diagrams included of locations visited by the investigating officer or board (para 3-6b, AR 15-6)?	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
f. Is each written stipulation attached as an exhibit and is each oral stipulation either reduced to writing and made an exhibit or recorded in a verbatim record?	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
g. If official notice of any matter was taken over the objection of a respondent or counsel, is a statement of the matter of which official notice was taken attached as an exhibit (para 3-16d, AR 15-6)?	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
3 Was a quorum present when the board voted on findings and recommendations (paras 4-1 and 5-2b, AR 15-6)?	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
B. COMPLETE ONLY FOR FORMAL BOARD PROCEEDINGS (Chapter 5, AR 15-6)			
4 At the initial session, did the recorder read, or determine that all participants had read, the letter of appointment (para 5-3b, AR 15-6)?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
5 Was a quorum present at every session of the board (para 5-2b, AR 15-6)?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
6 Was each absence of any member properly excused (para 5-2a, AR 15-6)?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
7 Were members, witnesses, reporter, and interpreter sworn, if required (para 3-1, AR 15-6)?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
8 If any members who voted on findings or recommendations were not present when the board received some evidence, does the inclosure describe how they familiarized themselves with that evidence (para 5-2d, AR 15-6)?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
C. COMPLETE ONLY IF RESPONDENT WAS DESIGNATED (Section II, Chapter 5, AR 15-6)			
9 Notice to respondents (para 5-5, AR 15-6):			
a. Is the method and date of delivery to the respondent indicated on each letter of notification?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
b. Was the date of delivery at least five working days prior to the first session of the board?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
c. Does each letter of notification indicate —			
(1) the date, hour, and place of the first session of the board concerning that respondent?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
(2) the matter to be investigated, including specific allegations against the respondent, if any?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
(3) the respondent's rights with regard to counsel?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
(4) the name and address of each witness expected to be called by the recorder?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
(5) the respondent's rights to be present, present evidence, and call witnesses?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
d. Was the respondent provided a copy of all unclassified documents in the case file?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
e. If there were relevant classified materials, were the respondent and his counsel given access and an opportunity to examine them?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
10 If any respondent was designated after the proceedings began (or otherwise was absent during part of the proceedings):			
a. Was he properly notified (para 5-5, AR 15-6)?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
b. Was record of proceedings and evidence received in his absence made available for examination by him and his counsel (para 5-4c, AR 15-6)?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
11 Counsel (para 5-6, AR 15-6):			
a. Was each respondent represented by counsel?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Name and business address of counsel:			
(If counsel is a lawyer, check here <input type="checkbox"/>)			
b. Was respondent's counsel present at all open sessions of the board relating to that respondent?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
c. If military counsel was requested but not made available, is a copy (or, if oral, a summary) of the request and the action taken on it included in the report (para 5-6b, AR 15-6)?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
12 If the respondent challenged the legal advisor or any voting member for lack of impartiality (para 5-7, AR 15-6):			
a. Was the challenge properly denied and by the appropriate officer?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
b. Did each member successfully challenged cease to participate in the proceedings?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
13 Was the respondent given an opportunity to (para 5-8a, AR 15-6):			
a. Be present with his counsel at all open sessions of the board which deal with any matter which concerns that respondent?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
b. Examine and object to the introduction of real and documentary evidence, including written statements?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
c. Object to the testimony of witnesses and cross-examine witnesses other than his own?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
d. Call witnesses and otherwise introduce evidence?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
e. Testify as a witness?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
f. Make or have his counsel make a final statement or argument (para 5-9, AR 15-6)?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
14 If requested, did the recorder assist the respondent in obtaining evidence in possession of the Government and in arranging for the presence of witnesses (para 5-8b, AR 15-6)?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
15 Are all of the respondent's requests and objections which were denied indicated in the report of proceedings or in an inclosure or exhibit to it (para 5-11, AR 15-6)?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
FOOTNOTES: 1/ Explain all negative answers on an attached sheet. 2/ Use of the N/A column constitutes a positive representation that the circumstances described in the question did not occur in this investigation or board.			

SECTION IV - FINDINGS (para 3-10, AR 15-6)

The (investigating officer) (board) , having carefully considered the evidence, finds:

See attached memorandum of Findings and Recommendations.

SECTION V - RECOMMENDATIONS (para 3-11, AR 15-6)

In view of the above findings, the (investigating officer) (board) recommends:

See attached memorandum of Findings and Recommendations.

SECTION VI - AUTHENTICATION (para 3-17, AR 15-6)

THIS REPORT OF PROCEEDINGS IS COMPLETE AND ACCURATE. (If any voting member or the recorder fails to sign here or in Section VII below, indicate the reason in the space where his signature should appear.)

(Recorder)

(b) (6)

(Investigating Officer) (President)

(Member)

(Member)

(Member)

(Member)

SECTION VII - MINORITY REPORT (para 3-13, AR 15-6)

To the extent indicated in Inclosure _____, the undersigned do(es) not concur in the findings and recommendations of the board. (In the inclosure, identify by number each finding and/or recommendation in which the dissenting member(s) do(es) not concur. State the reasons for disagreement. Additional/substitute findings and/or recommendations may be included in the inclosure.)

(Member)

(Member)

SECTION VIII - ACTION BY APPOINTING AUTHORITY (para 2-3, AR 15-6)

The findings and recommendations of the (investigating officer) (board) are (approved) (disapproved) (approved with following exceptions/ substitutions). (If the appointing authority returns the proceedings to the investigating officer or board for further proceedings or corrective action, attach that correspondence (or a summary, if oral) as a numbered inclosure.)

I approve the Investigating Officer's findings. However, I defer on any recommendations concerning further action and return the investigation to Task Force Rugged's commander, (b) (6) for any administrative and/or UCMJ actions to be adjudicated as he deems appropriate.

(b) (6)



DEPARTMENT OF THE ARMY
HEADQUARTERS, 365TH ENGINEER BATTALION
TASK FORCE RUGGED
BAGRAM AIRFIELD, AFGHANISTAN
APO AE 09354

JTFENG-365-LG

30 May 2014

MEMORANDUM FOR Commander, Headquarters, 2d Brigade, 101st Airborne Division (Air Assault), Task Force Strike, FOB Gamberi, Afghanistan, APO AE 09354

SUBJECT: Findings and Recommendations for Army Regulation 15-6 Investigation into Allegations of Misconduct by PFC Micah Johnson, 284th Engineer Company, 365th Engineer Battalion

1. (U//FOUO) I was appointed on 8 May 2014 as an Investigating Officer (IO) to conduct an informal investigation pursuant to AR 15-6 into the facts and circumstances surrounding allegations of misconduct by PFC Micah Johnson of the 284th Engineer Company. I investigated the events leading up to and following the disappearance of (b) (6) underwear from her laundry bag and the allegations of theft by and sexual harassment from PFC Micah Johnson.

2. (U) Facts.

a. (U//FOUO) Describe the facts and circumstances surrounding the disappearance of (b) (6) underwear on 1 May 2014. Specifically, who had access to (b) (6) laundry bag throughout the day? At any point in time, was the laundry bag left in the MAXXPRO without anyone in the vehicle? Was it typical for PFC Johnson to eat lunch alone in the MAXXPRO?

(1) (U//FOUO) (b) (6) PFC Micah Johnson, (b) (6) and (b) (6) all belong to the same squad of a vertical construction platoon stationed at FOB Shank, Afghanistan. The platoon belongs to the 284th Engineer Company, headquartered at Bagram Airfield. The platoon leader and platoon sergeant, (b) (6) and (b) (6) give immediate command and control, while additional support requirements, including vehicle support, are provided by the 663rd Engineer Company, headquartered at FOB Shank.

(2) (U//FOUO) (b) (6) stated some of the Soldiers in the squad planned to drop off laundry after completing the day's work. "On the day of May 1, 2014 (b) (6) PFC Johnson and myself were set to SP from the barracks at 0830 to the jobsite. (b) (6) (b) (6) and PFC Johnson had decided to do laundry and so their individual laundry bags were loaded into the Maxx Pro [Max 5] and sat behind the front seats between the driver and the [assistant] driver." (b) (6) Exhibit 4)

(3) (U//FOUO) (b) (6) stated multiple people had access to the vehicle on the job site. "On May 1 2014, (b) (6) PFC Johnson, (b) (6) and myself

jumped into a Maxx Pro and headed to the DFAC jobsite. Between 0845 and 1200 we were all outside of the vehicle working. During that time anybody working at the jobsite had access to the inside of the vehicle. At 1200 we all jumped back in and went to chow.” (b) (6) Exhibit 3) (b) (6) also stated the vehicle was not secure during the work day. “[T]he hatch of the Maxx Pro remained open until approximately 1200 when we were told to take lunch.” (b) (6) Exhibit 4)

(4) (U//FOUO) The squad, in Max 5, retrieved to-go plates from southern DFAC at FOB Shank, before they returned to the barracks area to eat lunch in the patio area out front. (b) (6) (b) (6) and (b) (6) ate lunch at on the patio, while PFC Johnson ate lunch in Max 5 by himself. (b) (6) explained the lunch arrangement on the day in question. “All of us grabbed to-go plates and ate outside the barracks except for PFC Johnson. He decided to stay in the vehicle and eat his lunch.” (b) (6) Exhibit 3) This was not uncommon. (b) (6) acknowledged that this is a normal occurrence. “Typically, the work crew will eat their lunch together in the Maxx Pro. Occasionally, we will eat at the barrack’s patio, while PFC Johnson chooses to eat alone in the Maxx Pro.” (b) (6) Exhibit 2) (b) (6) stated that, “[PFC] Johnson acts in a loner type manner frequently.” (b) (6) Exhibit 7)

(5) (U//FOUO) The squad regrouped in Max 5 and returned to the Satellite DFAC work site at around 1300. Upon arriving at the work site, two other Soldiers, (b) (6) (b) (6) and (b) (6), required transportation from the work site to the FLUOR Material Handling Equipment (MHE) yard. PFC Johnson drove, (b) (6) served as truck commander, and (b) (6) and (b) (6) rode in the rear of the vehicle. PFC Johnson and (b) (6) returned to the Satellite DFAC site, in Max 5, after dropping off (b) (6) and (b) (6)

(6) (U//FOUO) (b) (6) who had remained at the work site, again mentioned that the vehicle was not secure during the work day. “We returned from lunch at approximately 1300, the hatch of the MAXXPRO again remained open until approximately 1600, which is when we wrapped up work for the day.” (b) (6) Exhibit 4) (b) (6) was dropped off at the barracks, along with (b) (6) (b) (6) aft the work day concluded. “After we were finished at the jobsite (b) (6) drove us back to the barracks and dropped us off.” (b) (6) Exhibit 3) PFC Johnson and (b) (6) then drove Max 5 to the FOB Shank laundry point. While waiting in line (b) (6) was rebuked by a Sergeant Major for being out of uniform and decided to drop her laundry off the next day and return to the barracks. “After I returned from the laundry point, I decided to add more laundry to the wash. I then re-inventoried and noticed that my underwear was missing.” (b) (6) Exhibit 2)

b. (U//FOUO) Describe what actions took place after (b) (6) determined that items were missing from her laundry bag. Who did she report this to? What actions did the chain of command take after the incident was reported?

(1) (U//FOUO) (b) (6) returned to the platoon barracks at some time between 1600 and 1700. Upon arriving she decided to add items to her laundry bag for drop off the next day. Before adding items she emptied the bag and re-inventoried it. The incident was documented by (b) (6) the 365th Engineer Battalion SHARP Victim Advocate (VA), on an Equal Opportunity Complain Form. "That night, she added more to her laundry bag, separating the items into two bags and reconducting her inventory. During the process, she noticed four pairs of underwear missing. She recounted then checked her room, the laundry bags, the MaxxPro and the parking area in front of the barracks for the missing underwear. She double checked and recalled specifically, the red pair missing. She then began to recall another pair, black with a white skyline outline, missing as well. This was when she was for certain that someone must have taken the four pairs from her laundry bag instead of having miscounted or misplaced said missing underwear." (b) (6) Exhibit 1) (b) (6) kept track of her laundry inventories on a loose sheet of paper. (b) (6) Exhibit 30)

(2) (U//FOUO) At around 1700 FOB Shank received an indirect fire attack. (b) (6) (b) (6) was the first to talk to (b) (6) after the loss was discovered. "The next time I saw (b) (6) was a few hours later when we received IDF. As everybody was running to the bunker, she stopped me and pulled me to the side... She then told me she was scared someone had tampered with her laundry. I stood there with her and went over the times and events of that day and who was in the vehicle. (b) (6) (b) (6) so I advised her to let our PLT SGT (b) (6) (b) (6) know what had happened and maybe ask for room checks." (b) (6) Exhibit 3)

(3) (U//FOUO) While discussing who had access to the vehicle, (b) (6) brought up the barracks move that took place between 6 and 9 April. "On the day of the barracks move I did witness PFC Johnson messing with (b) (6) drawers (storage) in the MRAP. At the time I didn't say anything to anyone because I wasn't sure what I had seen. I don't know if the drawers (storage) fell while he was arranging her stuff to make it fit and he was just closing them or if he was actually searching through them. All I saw was him messing with the drawers (storage)." (b) (6) Exhibit 26) This caused (b) (6) to suggest that PFC Johnson was the most likely individual to have stolen (b) (6) underwear.

(4) (U//FOUO) Upon reaching the bunker, (b) (6) approached her platoon sergeant, (b) (6) and requested to talk to him immediately after the All Clear was sounded. (b) (6) explained, "On May 1st around 20:00 hours we received IDF. Upon clearing the barracks and making my way to the bunker I was approached

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by (b) (6) She (b) (6) asked if I could talk to her after the all clear. When the all clear was announced and we received full accountability of our soldiers I pulled (b) (6) aside to find out what the issue was.” (b) (6) Exhibit 5)

(5) (U//FOUO) (b) (6) and (b) (6) took immediate action and conducted a Health and Welfare Inspection that night. (As discussed in subsection c. below.) The next day, 2 May, (b) (6) contacted the 284th Engineer Company (b) (6) for further guidance. “The 1SG told me we needed to separate them as soon as possible. I asked if for safety reasons we should relieve [PFC] Johnson of his firearm and any bladed weapons in his possession. The 1SG said that was a good idea so I had (b) (6) retrieve all weapons. We locked them in our mail room for security. The next day I had a conference call with the 1SG and commander (b) (6). They notified me that this may be a SHARP violation and asked if (b) (6) wanted to do a restricted report or unrestricted report. (b) (6) (b) (6) I was then also notified that they were sending (b) (6) from BAF to escort [PFC] Johnson back to BAF. [PFC] Johnson left FOB Shank the morning of 3 May 2014.” (b) (6) Exhibit 5) (b) (6)

(b) (6)

c. (U//FOUO) Was a health and welfare inspection conducted after (b) (6) reported this incident to her chain of command? If so, when? Were Soldier’s required to stay in or by their rooms until the inspection was complete? Was PFC Johnson’s room inspected? Why or why not? Describe PFC Johnson’s actions during and after the health and welfare inspection. Did any Soldiers see PFC Johnson with women’s underwear at any time on or after 1 May 2014? If so, what did they see?

(1) (U//FOUO) (b) (6) acted immediately upon hearing about the tampered laundry. “I went and let the (b) (6) know what was going on and we decided to do a consent search of every soldier in our platoon’s rooms to see what turned up. I then gathered the squad leaders, (b) (6) and (b) (6) along with their team leaders: (b) (6) (b) (6) and (b) (6) (b) (6) I told the squad leaders and team leaders that some underwear turned up missing. I asked them to do a consent search health and welfare inspection of their squads’ rooms and report back to me when done.” (b) (6) Exhibit 5) (b) (6) (b) (6) stated, “We were told that the soldiers could say no to the inspection.” (b) (6) (b) (6) Exhibit 17) (b) (6) also commented, “I was told to conduct a Health and Welfare about five [minutes] before my Leaders Meeting. I do not remember if I was told to get consent but I did know they could refuse me the inspection. [PFC] Johnson did not say I could inspect, but he did open his room and stand by as it was Ok to

[enter].” (b) (6) Exhibit 19) (b) (6) recalled, “As I was taking my trash out (b) (6) announced there would be Health [and] Welfare inspections going on.” (b) (6) Exhibit 3)

(2) (U//FOUO) (b) (6) lead the inspection on the East hallway: “After my 1830 meeting I got with my two team Leaders (b) (6) and (b) (6) to inform them what was going on. The three of us started with (b) (6) room and did not find anything. [PFC] Johnson’s room was next.” (b) (6) Exhibit 6) According to (b) (6) (b) (6) “PFC Johnson had just returned from chow. When he entered his hallway (b) (6) (b) (6) said we need to search your room. PFC Johnson asked why. (b) (6) responded that leadership was told some soldiers might have drugs, alcohol and other illegal substances. [PFC] Johnson then said okay.” (b) (6) Exhibit 18) PFC Johnson recounted the information differently. (b) (6) (b) (6) and (b) (6) (b) (6) called me into my hallway [and] were all standing by my door. Then said open up your door we need to check your room. I said ‘is this a health [and] welfare inspection?’ They said yes.” (PFC Johnson, Exhibit 13)

(3) (U//FOUO) (b) (6) conducted the inspection while (b) (6) watched from within the room and (b) (6) and PFC Johnson stood by in the doorway. (b) (6) stated, “I looked in the wall locker, under the bed, and [behind] everything. I ended up finding female [underwear] under the bed [mattress]. They were black with red trim.” (b) (6) Exhibit 6) (b) (6) further explained, “Once I saw the underwear I asked [PFC] Johnson ‘what was that!’ He said it was nothing. [PFC] Johnson grabbed the underwear as soon as I asked what it was.” (b) (6) Exhibit 19)

(4) (U//FOUO) Despite grabbing the underwear, PFC Johnson was not immediately alarmed. “I let them in [and] (b) (6) looked around [and] saw a pair of panties. I grabbed them [and] said opps then put them in my hoodie front pocket. Then they all looked at each other but I thought nothing of it.” (PFC Johnson, Exhibit 13) PFC Johnson further explained, (b) (6) said ‘Man Johnson those aren’t yours.’ I grabbed the single pair of underwear as soon as I saw them because I felt it was not necessary to the inspection and it was a personal item of mine. I believe they all saw them. I didn’t think I was in trouble because they did not seem relevant to me. But I did see them all look at each other once they saw them but I thought nothing of it. After about 10 seconds we all exited my hallway. I don’t believe there was any more discussion, if so I do not recall it. I was under the impression it was complete until they started to go into the other hallway and would not let me throw away my plate. The three said” No Johnson come in now” I didn’t think I was in trouble per say but I assumed that I was missing something.” (PFC Johnson, Exhibit 15)

(5) (U//FOUO) (b) (6) overheard some of the conversation from the hallway. “As I was walking down the hallway, (b) (6) (b) (6) and (b) (6)

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were inspecting PFC Johnson's room. I then heard (b) (6) say 'What are you doing with these? These don't belong to you?' (b) (6) Exhibit 3)

(6) (U//FOUO) (b) (6) stated he saw more than one pair of underwear in SPC Johnson's room. "I saw a bit more than just a pair. In my point of view it looked larger than just a 'pair.' Based on the size it looked like the red underwear [was] wrapped around something." (b) (6) Exhibit 18) (b) (6) also described seeing more than one pair of underwear. "[PFC] Johnson immediately retrieved and placed them in the front pocket of his hoodie. After he did so I noticed a bulge in his pocket and could see multiple pairs of what appeared to be panties of multiple colors." (b) (6) Exhibit 7) (b) (6) continued, "When I noticed the bulge of underwear in SPC Johnson's hoodie I asked him 'What are those in your pocket?' and he replied 'Don't worry about that.' [...] When I asked [PFC] Johnson about the items in his hoodie myself and [PFC] Johnson were right outside the doorway, (b) (6) was in the doorway, and (b) (6) was still in the room." (b) (6) Exhibit 17)

(7) (U//FOUO) After concluding the inspection, (b) (6) informed PFC Johnson that they would proceed outside, towards the other hallway, to see (b) (6) (b) (6) PFC Johnson described, "After getting on to me about the state of my room they said 'come one.' I grabbed a to-go plate I had from chow [and] took it with me. They all started to go into the other hallway [and] I said 'hold on let me throw this plate away real quick' they all simultaneously said 'no come here now' so I figured something was up." (PFC Johnson, Exhibit 13) (b) (6) heard a portion of the conversation. "PFC Johnson then said 'I'll be there in a second, I need to throw my food away.' They repeatedly told him 'no' and he took off anyways. (b) (6) went after him but lost him in the dark. He then came back to grab a flashlight." (b) (6) Exhibit 3) (b) (6) (b) (6) was notified of the developments. "Approximately 15 minutes later (b) (6) (b) (6) came to my room and stated he witnessed PFC Micah Johnson with the missing articles of clothing. I asked where [PFC] Johnson was and was told he ran off. I told (b) (6) to get a flashlight and find him. We went outside the south door of our building then made a right in the direction [PFC] Johnson was last witnessed running." (b) (6) Exhibit 5)

(8) (U//FOUO) PFC Johnson stated, "It wasn't my sole purpose to dispose of the single pair of underwear after exiting the building and I kept going because I wanted to throw away my trash. I passed the dumpsters on the way to the latrine and threw my to-go plate in the dumpster. Then I hid the underwear on my person and that's when they saw me by the latrines. Then after everything calmed down (about an hour and a half maybe less) I threw the underwear away in a nearby dumpster." (PFC Johnson, Exhibit 15) (b) (6) encountered PFC Johnson outside. "Upon reaching the mid length of the Hesco wall [PFC] Johnson rounded the corner in front of us. I asked him why he ran and he said he needed to go to the latrine. I asked him if he had the panties and he said he didn't know what I was talking about. To my right were two dumpsters and I

asked if anyone checked them. (b) (6) said no. We opened the first dumpster closest to our barracks and found nothing. Next, we opened the second dumpster, which was near empty, and saw four pair of women's underwear." (b) (6) Exhibit 5) (b) (6) described the discovered underwear. "One pair was a rainbow, striped design with multiple colors, and one was black with a shiny design, and was a teal (Blue-Green) color. (b) (6) Exhibit 17) "The colors and designs of the panties were the same as the ones I saw in SPC Johnson's hoodie pocket during the inspection." (b) (6) Exhibit 7)

(9) (U//FOUO) (b) (6) asked, "[PFC] Johnson where the red pair were and he first stated he didn't remember what he had done with them. I asked him again and he said he threw them in the dumpster but had never seen the other panties before. We looked again and did not see them. I asked a third time and [PFC] Johnson stated he flushed them down the toilet. I expressed my disbelief and sent (b) (6) to search the latrines to which nothing was found. I asked why he tried to dispose of the panties and he said he didn't want to get the other party in trouble. I asked who he meant and he stated he received the panties at Camp Shelby from a female he dated some years previous. I then told [PFC] Johnson to go to his room and await further instructions. I retrieved (b) (6) and had her look in the dumpster to identify the panties within. She immediately began crying and stated they were in fact hers. I then went back inside to report to the (b) (6) and use his Roshan cell phone to contact (b) (6) (b) (6) Exhibit 5)

(10) (U//FOUO) PFC Johnson described the exchange from his perspective. "Then (b) (6) came out [and] asked me 'what the hell are you doing with a pair of (b) (6) underwear?' I told him they were not hers [and] they belonged to another female I knew. They kept asking me where I put them but I wouldn't tell because the female who gave them to me left me a little note in them [and] put her first name [and] last initial. I wasn't going to let her get in trouble too. I thought I could have proved my innocence by showing them, that wasn't going through my mind at the time." (PFC Johnson, Exhibit 13) PFC Johnson admitted that he lied to (b) (6) "I told the people around me (I don't recall who exactly because it was dark and I had a flashlight in my face) I flushed the underwear because they kept asking me 'What did you do with the underwear?' over and over again and I just gave them an answer to stop questioning me." (PFC Johnson, Exhibit 15) (b) (6) continued to search for the final pair of underwear. "For approximately 30-45 [minutes] we proceeded to search the AO and have [PFC] Johnson dig [through] the dumpster to make sure he had not hidden the red pair so that he could retrieve them later." (b) (6) Exhibit 7)

(11) (U//FOUO) After PFC Johnson was transferred to BAF, he explained that, "The underwear was given to me by a civilian named (b) (6) who worked on FOB Shank. I told (b) (6) and (b) (6) about her and I. They didn't know everything fully but they were aware of hers and I friendship. (b) (6) and (b) (6) were not aware of the

SUBJECT: Findings and Recommendations for Army Regulation 15-6 Investigation into Allegations of Misconduct by PFC Micah Johnson, 284th Engineer Company, 365th Engineer Battalion

underwear she had given to me. She worked at a barber shop which I can't remember the name of (it was closed down but I don't recall when exactly). (b) (6) and I were talking for a few weeks and I cannot recall if I ever told (b) (6) about her and I. The relationship started before my relationship with (b) (6) ended." (PFC Johnson, Exhibit 15)

(12) (U//FOUO) When questioned, (b) (6) knew little about this other female. "I have no knowledge of PFC Johnson having a relationship with any other female except for the time he told me he slept with some female. [...] He never mentioned another female's underwear." (b) (6) Exhibit 21) (b) (6) likewise knew little. "He told (b) (6) and I that he 'hooked up' with a female one night, after he came in sweating. On later occasions he did open up a little more and mentioned that the female was a civilian that worked at a barber shop, and that he had also slept with her at her place of work, on the massage tables. He never said that he was given a pair of any underwear from the female." (b) (6) Exhibit 23) (b) (6) also commented, "He claims to have had sexual relations with a couple of female masseuses that worked in the bazaars here. I do not recall any names though. PFC Johnson did say they had already left Shank though for having inappropriate relations with soldiers." (b) (6) Exhibit 24)

d. (U//FOUO) What was (b) (6) and PFC Johnson's relationship prior to this incident? Are there any facts and circumstances regarding interactions between (b) (6) and PFC Johnson that took place prior this investigation?

(1) (U//FOUO) (b) (6) stated she was friends with PFC Johnson, "... for the past five years, since I joined the unit. We've had small fights and disagreements in the past. [...] As for our current state, there are crude comments referenced in a sexual manner every once in a while, but I put a stop to them instantly. Prior to this incident, we hadn't spoken for a month or so due to ending our friendship, outside of work." (b) (6) Exhibit 2) PFC Johnson also acknowledged that the friendship was over. "I don't recall the discussion, with (b) (6) where we ended our friendship, entirely but what was basically said was, (b) (6) It's my life and I make the decisions that I want to because they're my choice. And I'm getting tired of you getting mad at me for my life choices and I don't like how you're talking down on me like you're better than me. If you don't want to be friends anymore fine. A while back I did tell her I was seeing another female." (PFC Johnson, Exhibit 15)

(2) (U//FOUO) (b) (6) further stated, "PFC Johnson has been my friend for five years. We have been through everything together. Though our friendship will NOT recover from this incident, I do still care about him." (b) (6) Exhibit 2) (b) (6)

(b) (6)

(b) (6)

(b) (6) (b) (6), Exhibit 11)

(3) (U//FOUO) PFC Johnson reiterated that his relationship with (b) (6) was platonic. (b) (6) [and] I got to know each other at our first A.T. in [Hawaii]. We got along immediately [and] always hung out. One night on the beach together I knew she was special [and] one. After the A.T. we talked or texted every day. I knew her family [and] friends and she knew mine. We went out together a couple of times every month to party, movie, or just hung out. On drill weekends she'd come spend the night with me at my mother's house [and] we'd drive to drill in the morning. We were always there for one another when we were having problems in life or just needed to listen. Even though it took other people forever to understand. It was a platonic relationship. What we had was more important to let [illegible] it. We were excited to deploy together [and] see each other every day. We got along fine besides the normal once in a while disagreement. But over time the little things started to add up and after a discussion we decided to end our friendship. Although we could still laugh [and] make jokes with each other we were just acquaintances and would never be the sure. Although I cared a lot about her we just weren't what we used to be." (PFC Johnson, Exhibit 13)

(4) (U//FOUO) (b) (6) stated, (b) (6) and [PFC] Johnson joined the platoon just a few months apart. They seemed to get along well and often hung out together outside of drill weekends. I have been told by both over the years that they were also friends with each other's [families]. I had from time to time enquired if they dated to which both stated no." (b) (6) Exhibit 5)

(5) (U//FOUO) PFC Johnson continually made inappropriate comments to (b) (6) (b) (6) during their friendship. "At Camp Shelby, when PFC Johnson asked for a pair of my underwear, I immediately told him 'no'. Johnson and I have known each other for five years. (b) (6)

(b) (6)

(b) (6)

For five years, I believed PFC Johnson to be my friend. I grew up with guys, family and friend wise. I work in a predominantly male profession in engineering. This is not justification to not report SHARP, but an explanation of why I felt Johnson was 'playing around' rather than harassing me." (b) (6) Exhibit 24)

(6) (U//FOUO) After the theft of her underwear, (b) (6) began to reconsider all of PFC Johnson's past behavior. "Based upon the recent incident of my underwear

being stolen, I consider all of PFC Johnson's previous comments and actions as sexual harassment." (b) (6) Exhibit 25)

e. (U//FOUO) Are there any other facts you deem relevant to this investigation?

(1) (U//FOUO) Following the incident, PFC Johnson was relocated to BAF. (b) (6) (b) (6) arranged for the relocation. "After discussing the initial incident with my command [it] was our intention to send [PFC] Johnson back to BAF for the remainder of our deployment. I relayed this to his team leader (b) (6) and his squad leader (b) (6) [PFC] Johnson was given two days to pack prior to leaving FOB Shank. It became evident that he did not possess the amount of baggage, boxes, or luggage to move all his belongings. (b) (6) and (b) (6) notified me of this at which time I instructed them to have him take what he could and leave what TA-50 and such he didn't or wouldn't immediately need. I told them they could then box it up and mail it to him at BAF. As I understood it they made this agreement with [PFC] Johnson and he knowingly left the remainder her for them to mail." (b) (6) Exhibit 20)

(2) (U//FOUO) PFC Johnson stated, "I was told I was going to BAF the day after the incident a little after lunch by (b) (6) (around 1 or 2 pm) I can't remember exactly. It wasn't made clear yet if I was going to be staying for good or just temporarily. Knowing that, I just packed all of my essentials and left what I didn't need behind at FOB Shank. If I was going to be staying for good I was also told by (b) (6) that he would have some people pack up my things and either send them to me or bring them once everybody else went back to BAF. I did not have any issue with this claim." (PFC Johnson, Exhibit 27) (b) (6) was in charge of the accountability of PFC Johnson's personal belongings. "From the time [PFC] Johnson left Fob Shank (2May14) until today (18May14) I have had sole possession of the key to [PFC] Johnson's room." (b) (6) Exhibit 17)

(3) (U//FOUO) On 18 May 14, (b) (6) and (b) (6) began the process of cleaning and packing PFC Johnson's room. During the search the two Soldiers discovered items inside of PFC Johnson's sleeping bag including a single M169, 40mm High Explosive Dual Purpose, Mk19 grenade (Mk19 Round) and a plastic baggie of medicine labeled with (b) (6) name and dosage instructions. (Photo of Medication, Exhibit 32; Photo of Grenade, Exhibit 33) (b) (6) described, "On 18 May 14 myself and (b) (6) entered [PFC] Johnson's room to clean it out and send him any possessions he had left behind. [...] While packing and cleaning [PFC] Johnson's room myself and (b) (6) found prescription medication belonging to another soldier, a .50 cal round, and a 203 round (later determined to be a Mk 19 Round). Upon finding these items we reported the findings to (b) (6) and (b) (6) (b) (6) The prescription medication belonged to (b) (6) who informed us that

(b) (6) (b) (6) Exhibit 17) (b) (6) continued, "When myself and (b) (6) found the grenade round and prescription medication in [PFC Johnson's] room it was located in a sleeping bag within his original room. The items were found while emptying the sleeping bag that was stuffed with miscellaneous items." (b) (6) Exhibit 29) (b) (6) confirmed, "As we cleaned up his room, we went through everything to make sure he had what he needed and what was issued. As we were cleaning we came upon a black case, we opened it and there were some white and blue pills that were prescribed to (b) (6). There was also a .50 cal round and a 203 round." (b) (6) Exhibit 18) PFC Johnson, "was not aware of any prescription medication or explosive devices inside of my belongings." (PFC Johnson, Exhibit 27)

(4) (U//FOUO) (b) (6)
(b) (6)
(b) (6)
(b) (6) before leaving I went about packing up my room in the off chance that while I was gone they moved us to a new set of Barracks. Now I had packed up most of my room before leaving and told my team leader my room was unlocked... Upon returning I found my things had been moved to the new set of barracks. I was informed that everyone had helped move things into rooms and I also knew that my things for a period of time were unsecure, well I checked my stuff and nothing seemed to be out of place. [...] On the date of May 17th I was called to (b) (6) Room, upon entering my team leader (b) (6) told me they had found something of mine in Johnsons room (at this point he had already been sent back to BAF) and (b) (6) produced my bag of medication and I immediately recognized it." (b) (6) Exhibit 22)

(5) (U//FOUO) On 9 March 2014 PFC Johnson, utilizing Facebook Messenger told (b) (6) that, (b) (6) (b) (6) (Screen Shot, Exhibit 30) PFC Johnson declined to comment when asked about the Facebook messages in question. (PFC Johnson, Exhibit 27) (b) (6) (b) (6) "witnessed him [PFC Johnson] make sexual comments on his Facebook page to no named person to which I blocked them from my page and warned about posting things of that nature." (b) (6) Exhibit 5)

3. (U) Findings

a. (U//FOUO) Did PFC Johnson take (b) (6) underwear on 1 May 2014?

(1) (U//FOUO) PFC Johnson took (b) (6) underwear on 1 May 2014. PFC Johnson had access to the underwear during the day that the theft occurred when PFC Johnson ate lunch by himself in the Maxx Pro. (b) (6) Exhibit 2; (b) (6) Exhibit 3) Although the vehicle was unsecured at the job site, both in the morning and the

SUBJECT: Findings and Recommendations for Army Regulation 15-6 Investigation into Allegations of Misconduct by PFC Micah Johnson, 284th Engineer Company, 365th Engineer Battalion

afternoon, there is no evidence to suggest anyone else entered the Maxx Pro and tampered with (b) (6) laundry bag. (b) (6) Exhibit 3; (b) (6) Exhibit 4)

(2) (U//FOUO) The underwear was found in PFC Johnson's possession during the health and welfare inspection. (b) (6) Exhibits 6 and 19; (b) (6) Exhibits 7 and 17; PFC Johnson, Exhibits 13 and 16; (b) (6) Exhibit 18) PFC Johnson attempted to dispose of the evidence after the underwear was found in his room. (PFC Johnson, Exhibit 15) PFC Johnson's claim that the red and black underwear belonged to a female other than (b) (6) is not credible. (b) (6) described that she was missing a pair of red underwear, which was the same color of underwear found in PFC Johnson's room. In addition, PFC Johnson does not explain how he would have come into possession of the other three pairs. (b) (6) Exhibits 7 and 17) Finally, PFC Johnson does not have a credible explanation regarding why he ran out of the building after the underwear was discovered in his room and attempted to dispose of it.

b. (U) Did PFC Johnson sexually harass any Soldier or civilian in violation of AR 600-20?

(1) (U//FOUO) PFC Johnson's actions on 1 May 2014 do not constitute any of the categories or types of sexual harassment under AR 600-20. His actions do not fall into the categories of Verbal, Nonverbal, or Physical Contact (paragraph 7-5) or "Quid Pro Quo" and Hostile Environment (paragraph 7-6).

(2) (U//FOUO) PFC Johnson's continuing interactions with (b) (6) constitute sexual harassment that is both Verbal and contributing to a Hostile Environment. (b) (6) Exhibits 1, 2, 11, 24, 25, and 30) Although (b) (6) did not report any of the incidents prior to the theft of her underwear, she did not appreciate the gravity of the situation until PFC Johnson stole intimate articles of clothing from her. (b) (6) Exhibit 25) While many of her accused occurrences are outside the required reporting for Army SHARP regulations, PFC Johnson admitted to asking (b) (6) to be (b) (6) (b) (6) (PFC Johnson, Exhibit 13) PFC Johnson also commented on Facebook that he would (b) (6) (Screen Shot, Exhibit 30) Both of these would be considered sexual harassment by the Reasonable Person Standard.

c. (U) Are there any other findings you deem relevant to this investigation which are supported by the facts?

(1) (U//FOUO) PFC Johnson was in possession of medication prescribed to another Soldier, (b) (6) (b) (6) did not give PFC Johnson

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SUBJECT: Findings and Recommendations for Army Regulation 15-6 Investigation into Allegations of Misconduct by PFC Micah Johnson, 284th Engineer Company, 365th Engineer Battalion

permission to take the medication. (b) (6) Exhibits 17 and 29; (b) (6) Exhibit 18; Photo of Medication, Exhibit 32)

(2) (U//FOUO) PFC Johnson was storing an explosive article in a barracks facility where Soldiers lived. PFC Johnson did not have any reason to be in possession the explosive device. (b) (6) Exhibits 17 and 29; (b) (6) Exhibit 18; Photo of Grenade, Exhibit 33)

4. (U) Recommendations:

a. (U//FOUO) Based on my findings, I recommend the following:

(b) (5)

[Redacted]

5. (U//FOUO) The POC for this memorandum is the undersigned at NIPR: (b) (6) (b) (6) or via e-mail at (b) (6) @afghan.swa.army.mil.

(b) (6)

(b) (6)

(b) (6) OD

Investigating Officer

Encls

1. Appointment Memo
2. Chronology of Investigation
3. List of Personnel Interviewed
4. Index of Exhibits



DEPARTMENT OF THE ARMY
 HEADQUARTERS, TASK FORCE STRIKE/TAAC-NE
 COMBINED JOINT TASK FORCE-10, RC-EAST
 FOB GAMBERI, AFGHANISTAN
 APO AE 09354

S: 22 May 2014

AFZB-KB-CO

8 May 2014

MEMORANDUM FOR (b) (6) 365th Engineer Battalion, Task Force Rugged,
 Bagram Airfield, Afghanistan, APO AE 09354

SUBJECT: Appointment as Investigating Officer, Informal AR 15-6 Investigation into
 Allegations of Misconduct Regarding SPC Micah Johnson, 284th Engineer Company, 365th
 Engineer Battalion, Afghanistan

1. You are hereby appointed as an Investigating Officer (IO) to conduct an informal investigation pursuant to AR 15-6 into the facts and circumstances surrounding allegations that PFC Johnson took several pairs of underwear that belonged to (b) (6). Specifically, on or about 1 May 2014, (b) (6) determined that approximately 4 pairs of underwear were missing from her laundry bag.
2. This investigation is your primary duty until complete and takes precedence over all other duties and assignments. You must complete your investigation by the suspense date. Requests for extension must be submitted in writing through your legal advisor. Authority to approve extension requests up to 14 days is delegated to the TF Strike Brigade Judge Advocate.
3. Your investigation will be informal. You will consult AR 15-6 as a framework for conducting your investigation. From the evidence you gather, you are to determine the facts surrounding the incident, make findings based on those facts and make recommendations supported by your findings. Specifically, you will address the following matters and answer the following questions:
 - a. Facts.
 - (1) Describe the facts and circumstances surrounding the disappearance of (b) (6) (b) (6) underwear on 1 May 2014. Specifically, who had access to (b) (6) laundry bag throughout the day? At any point in time, was the laundry bag left in the MAXXPRO without anyone in the vehicle? Was it typical for PFC Johnson to eat lunch alone in the MAXXPRO?
 - (2) Describe what actions took place after (b) (6) determined that items were missing from her laundry bag. Who did she report this to? What actions did the chain of command take after the incident was reported?

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SUBJECT: Appointment as Investigating Officer, Informal AR 15-6 Investigation into Allegations of Misconduct Regarding SPC Johnson, 284th Engineer Company, 365th Engineer Battalion, Afghanistan

(3) Was a health and welfare inspection conducted after (b) (6) reported this incident to her chain of command? If so, when? Were Soldier's required to stay in or by their rooms until the inspection was complete? Was SPC Johnson's room inspected? Why or why not? Describe SPC Johnson's actions during and after the health and welfare inspection. Did any Soldiers see SPC Johnson with women's underwear at any time on or after 1 May 2014? If so, who and what did they see?

(4) What was (b) (6) and SPC Johnson's relationship prior to this incident? Are there any facts and circumstances regarding interactions between (b) (6) and SPC Johnson that took place prior to this investigation?

(5) Are there any other facts you deem relevant to this investigation?

b. Findings.

(1) Did SPC Johnson take (b) (6) underwear on 1 May 2014?

(2) Did SPC Johnson sexually harass any Soldier or civilian in violation of AR 600-20?

(3) Are there any other findings you deem relevant to this investigation which are supported by the facts?

c. Recommendations. Identify any recommendations for action that should be taken as a result of your findings.

4. Witnesses.

a. You should arrange for sworn statements from every individual, military or civilian, with first-hand knowledge of facts surrounding this incident.

b. Witness statements will be in writing and sworn on a DA Form 2823, Sworn Statement, whenever possible. Your authority to administer oaths is UCMJ, Article 136(b)(4). If you cannot obtain a written sworn statement, you will swear to the accuracy of any transcription or summary of their testimony, or memorialize the statements in a detailed MFR.

c. If you suspect any person of having committed a criminal offense in violation of the UCMJ or other applicable law, you must advise that individual of his or her Article 31 rights using DA Form 3881 (both verbally and in writing). Contact your legal advisor promptly if you are uncertain whether a rights warning is required. You may order military witnesses to provide a statement if you believe they have relevant information. You may not, however, order witnesses to provide any statements against their will if the statements would incriminate them.

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SUBJECT: Appointment as Investigating Officer, Informal AR 15-6 Investigation into Allegations of Misconduct Regarding SPC Johnson, 284th Engineer Company, 365th Engineer Battalion, Afghanistan

d. If, during the course of this investigation, you come to suspect that any person who outranks you committed misconduct related to this incident, you will stop your investigation immediately and seek legal advice.

e. Interviews will be conducted face-to-face if possible. Travel within Combined Joint Operations Area – Afghanistan is authorized as necessary to complete this assignment. If witnesses are absolutely unavailable for face-to-face interviews, telephonic or VTC interviews may be used. Telephonic interviews should be sworn and the appropriate rights advisement must be provided prior to soliciting a statement, if applicable.

5. Address any potential offense under the Uniform Code of Military Justice (UCMJ) and all related matters in connection with any alleged misconduct reported during the investigation. If a Soldier's status changes from favorable to unfavorable, as defined in AR 600-8-2, coordinate with the chain of command to initiate a Flag.

6. Your final report will include: (1) an executive summary; (2) a table of contents including all exhibits; (3) this appointment letter; (4) a timeline of your investigative activity; (5) a witness list; (6) a completed DA Form 1574; (7) a thorough memorandum including your detailed narrative of events, answers to the questions posed, your findings as supported by the evidence (with reference to relevant exhibits), and recommendations (based on lessons learned to prevent future incidents, for re-training, or action against individuals, if applicable); and (8) all exhibits numbered in successive order.

7. (b) (6) HHC, 2BCT, TF Strike, will be your legal advisor and will assist you with any legal issues that may arise during your investigation. Contact (b) (6) at (b) (6) @afghan.swa.army.mil or DSN (b) (6). Upon completion of the investigation, submit your final report with all enclosures and exhibits to (b) (6).

8. The POC for this memorandum is (b) (6)

(b) (6)

(b) (6) IN

Commanding



DEPARTMENT OF THE ARMY
HEADQUARTERS, 365TH ENGINEER BATTALION
TASK FORCE RUGGED
BAGRAM AIRFIELD, AFGHANISTAN
APO AE 09354

JTFENG-365-LG

29 May 2014

MEMORANDUM FOR RECORD

SUBJECT: Chronology of AR 15-6 Investigation

1. (U) Outlined below is a timeline of my actions during the course of the investigation:
 - a. (U//FOUO) 08 May 2014: Appointed as Investigating Officer.
 - b. (U//FOUO) 12 May 2014: Notified of my appointment.
 - c. (U//FOUO) 12 May 2014: Traveled from Bagram Airfield to FOB Shank for initial interviews, and conducted in brief with JAG.
 - d. (U//FOUO) 13 May 2014: Interviewed (b) (6) and took her initial sworn statement.
 - e. (U//FOUO) 14 May 2014: Interviewed and received sworn statements from (b) (6), (b) (6), (b) (6), (b) (6), (b) (6), (b) (6), (b) (6), and (b) (6).
 - f. (U//FOUO) 15 May 2014: Interviewed and received additional sworn statements from (b) (6) and (b) (6).
 - g. (U//FOUO) 16 May 2014: Traveled from FOB Shank to Bagram Airfield. Interviewed PFC Micah Johnson and received his sworn statement.
 - h. (U//FOUO) 17 May 2014: Conducted a follow-up interview with PFC Micah Johnson and received an additional sworn statement.
 - i. (U//FOUO) 18 May 2014: Traveled from Bagram Airfield to FOB Shank. Interviewed and received sworn statements from (b) (6) and (b) (6).
 - j. (U//FOUO) 19 May 2014: Interviewed and received sworn statements from (b) (6), (b) (6), (b) (6), (b) (6), (b) (6), and (b) (6).
 - k. (U//FOUO) 20 May 2014: Conducted follow-up interviews and received sworn statements from (b) (6) and (b) (6).

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SUBJECT: Chronology of AR 15-6 Investigation

l. (U//FOUO) 21 May 2014: Traveled from FOB Shank to Bagram Airfield to finalize my report.

m. (U//FOUO) 22 May 2014: Conducted a third interview with PFC Micah Johnson and received his sworn statement.

n. (U//FOUO) 23 May 2014: Conducted a phone interview with (b) (6) and received his sworn statement via email.

o. (U//FOUO) 24-29 May 2014: Completed required documents for AR 15-6 Investigation and met with SJA representatives to ensure complete and thorough investigation was completed.

2. (U//FOUO) The Point of Contact for this memorandum is the undersigned at NIPR (b) (6) or via-email at (b) (6)@afghan.swa.army.mil.

(b) (6)
(b) (6) OD
Investigating Officer



DEPARTMENT OF THE ARMY
HEADQUARTERS, 365TH ENGINEER BATTALION
TASK FORCE RUGGED
BAGRAM AIRFIELD, AFGHANISTAN
APO AE 09354

JTFENG-365-LG

29 May 2014

MEMORANDUM FOR RECORD

SUBJECT: List of Personnel Interviewed, AR 15-6 Investigation into Allegations of Misconduct by PFC Micah Johnson, 284th Engineer Company, 365th Engineer Battalion

1. (U) The following is a list of personnel who were interviewed and sworn statements taken:

- a. (U) (b) (6)
- b. (U) (b) (6)
- c. (U) (b) (6)
- d. (U) (b) (6)
- e. (U) (b) (6)
- f. (U) (b) (6)
- g. (U) (b) (6)
- h. (U) (b) (6)
- i. (U) (b) (6)
- j. (U) PFC Micah Johnson
- k. (U) (b) (6)
- l. (U) (b) (6)

2. (U//FOUO) Point of contact for this memorandum is the undersigned at NIPR: (b) (6) or via-email at (b) (6) @afghan.swa.army.mil. (b) (6)

(b) (6)
(b) (6) OD
Investigating Officer

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