



DEPARTMENT OF THE AIR FORCE  
AIR FORCE OFFICE OF SPECIAL INVESTIGATIONS

### Report of Investigation

REPORT BY: SA [Redacted]

FILE NO: 531-C-120-C3-32561121081251

PERIOD OF REPORT: 13 Apr 12 - 26 Sep 12

DATE OF REPORT: 12 Oct 12

SUBJECT: JAMES WILKERSON; Male Born: [Redacted] SC; LTC: [Redacted] 31st Fighter Wing Inspector General (USAFE), Aviano AB (AAB), Italy (IT)

VICTIM: [Redacted]

MATTERS INVESTIGATED			
INCIDENT	OFFENSE DESCRIPTION	SUBJECT	VICTIM
2M20260J	AGG SEX ASSAULT WHEN VICTIM IS SUBSTANTIALLY INCAPACITATED, etc. ON/AFTER 1 OCT 07	JAMES H. WILKERSON III	[Redacted]

STATUS: Referred for Action. Action Authority or designee must report to AFOSI all dispositions on investigation and specifications (AFI 71-101, Volume 1).

[Redacted Signature]  
Maj. USAF  
Commander, AFOSI DET 531

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**TABLE OF CONTENTS**

<b>SUMMARY OF INVESTIGATION</b>	1
<b>NARRATIVE</b>	2
<b>Background</b>	2-1
<b>Other Investigative Aspects</b>	
Initial Notification	2-2
<b>Interviews</b>	
VICTIM	2-3
VICTIM Re-Interview	2-4
BROCK	2-5
MANNING	2-6
BERRONG	2-7
WILKERSON, BETH	2-8
DUNNIVANT	2-9
[REDACTED]	2-10
Col OSTOVICH	2-11
BERRONG Re-Interview	2-12
GOLDSBERRY	2-13
[REDACTED] Re-Interview	2-14
LOWE	2-15
[REDACTED]	2-16
[REDACTED]	2-17
[REDACTED]	2-18
[REDACTED]	2-19
[REDACTED]	2-20
[REDACTED]	2-21

[REDACTED]	2-22
[REDACTED]	2-23
SUBJECT	2-24
SUBJECT, Polygraph	2-25

### Document Reviews

DoD Employee Interactive Data System (DEIDS), VICTIM	2-26
DEIDS, SUBJECT	2-27
Medical Records, VICTIM	2-28
Medical Records, SUBJECT	2-29
[REDACTED] Health Records, SUBJECT	2-30
[REDACTED] Health Records, VICTIM	2-31
Phone Records from VICTIM's phone	2-32
Government Email, SUBJECT	2-33
Aviano Base Blackberry Phone Listing	2-34
BERRONG Phone Records	2-35
Government Email, GOLDSBERRY	2-36
Government Email, LOWE	2-37
Government Email, MANNING	2-38
Government Email, BROCK	2-39
Government Email, VICTIM	2-40
Additional BERRONG Cell Phone Record	2-41
Government Email, Col. OSTOVICH	2-42
Government Email, BERRONG	2-43
Government Blackberry Phone Records, Col. OSTOVICH	2-44
Government Blackberry Phone Records, SUBJECT	2-45
Westlaw Review	2-46

IG Recall Roster	2-47
Automated Records Management System (ARMS), SUBJECT	2-48
Italian Phone Records with date range of 1 – 15 Mar 12	2-49
<b>Law Enforcement Records Checks</b>	
Investigative Information Management Systems (I2MS), VICTIM	2-50
I2MS, SUBJECT	2-51
Security Forces Management Information System (SFMIS), VICTIM	2-52
SFMIS, SUBJECT	2-53
National Crime Information Center (NCIC), VICTIM	2-54
NCIC, SUBJECT	2-55
Defense Central Index of Investigations (DCII), VICTIM	2-56
DCII, SUBJECT	2-57
<b>Coordinations</b>	
Forensic Science Technician	2-58
Legal	2-59
Brigadier General SCOTT ZOBRIST	2-60
Polygraph	2-61
Polygraph	2-62
Legal	2-63
A6	2-64
Legal	2-65
<b>Consultations</b>	
Criminal Investigations and Operations Consultant	2-66
<b>Other Investigative Aspects</b>	
Fingerprint, Criminal	2-67
Polygraph Exam	2-68

Email, LtCol [REDACTED], Commander, 31 CS, AAB, IT

2-69

**EVIDENCE**

3

**EXHIBITS**

4

**SUMMARY OF INVESTIGATION**

1-1 This investigation was initiated on 17 Apr 12 based upon information from 31st Sexual Assault Response Coordinator that VICTIM was allegedly sexually assaulted by SUBJECT. The alleged assault took place at SUBJECT's residence during the morning hours of 24 Mar 12.

VICTIM related after attending a United Service Organization (USO) concert on Aviano Air Base, Italy on 23 Mar 12, she and some of her friends went to the La Bella Vista Club on base where they met SUBJECT and several of his friends. VICTIM and her friends left the club and went to SUBJECT's residence with his friends to continue the evening, where VICTIM met SUBJECT's spouse, Civ Beth WILKERSON. As the evening progressed, VICTIM's and SUBJECT's friends departed SUBJECT's residence for the evening. B. WILKERSON offered VICTIM to stay the night and made a bed for her in the downstairs bedroom. VICTIM went to bed with her clothes on at around 0045 hours on 24 Mar 12. VICTIM next recalled waking up to a bright light, turned on by B. WILKERSON, and SUBJECT laying next to her with his hand down VICTIM's pants, digitally penetrating her vagina. SUBJECT removed his hand and got out of the bed, as B. WILKERSON told VICTIM to get out of the house. VICTIM immediately departed the residence without her shoes at approx. 0320 hours and later contacted a friend who picked VICTIM up and transported her back to Temporary Lodging Facility (TLF), AAB, IT.

B. WILKERSON was interviewed and denied the sexual assault allegation against SUBJECT. According to B. WILKERSON, during the evening on 23 Mar 12, VICTIM arrived with several friends at her residence and she ultimately offered for VICTIM to stay the night because all VICTIM's friends had already departed. After she had made the bed for VICTIM, VICTIM kept roaming the house speaking loudly on the phone and would not go to sleep. B. WILKERSON eventually told VICTIM she had to leave the residence because VICTIM was not being quiet. VICTIM became upset and departed the residence at approx. 0300 hours.

SUBJECT was interviewed and denied sexually assaulting VICTIM. SUBJECT stated he went to sleep at approx. 0030 hours on 24 Mar 12 in his bedroom and stayed there throughout the night and did not go into VICTIM's bedroom where she was sleeping. SUBJECT only found out that VICTIM had departed his residence the next morning from B. WILKERSON. SUBJECT took a polygraph examination and SUBJECT's responses to relevant questions were indicative of deception.

## NARRATIVE

### Background

2-1 This investigation was initiated on 17 Apr 12 based upon information from 31st Sexual Assault Response Coordinator that VICTIM was allegedly sexually assaulted by SUBJECT.

### Other Investigative Aspects

#### 2-2 Initial Notification

Date: 13 Apr 12

Agent: SA [REDACTED], DET 531, Aviano AB (AAB), Italy (IT)

Civ [REDACTED], Alternate Sexual Assault Response Coordinator (SARC), 31st Fighter Wing, AAB, IT notified SA [REDACTED] that VICTIM reported being sexually assaulted by a USAF Active Duty member (Agent Note: [REDACTED] had no further information regarding the assault or who the SUBJECT was at time of notification).

### Interviews

#### 2-3 VICTIM

Date/Place: 17 Apr 12/AFOSI Det 531 Bldg 600 AAB, IT

Agents: SA [REDACTED] Det 531, AAB, IT; SA [REDACTED]  
[REDACTED] DET 531, AAB, IT

#### Exhibit 1

VICTIM provided a signed sworn written statement (attached) and related essentially the following: VICTIM met with a group of friends at the Mountain View Inn, AAB, IT, around 1730 hours prior to attending the Seether USO concert on 23 Mar 12, around 2030-2100 hours. VICTIM consumed a half a bottle of red wine. At 1900 hours, VICTIM, MSgt DANIELLE DUNNIVANT, 31st Medical Squadron (MS), AAB, IT; Civ [REDACTED] 31 MS, AAB, IT; Capt TANYA MANNING, Aerospace Medicine Squadron (AMS), AAB, IT; Capt DAWN BROCK, 31 MS, AAB, IT and [REDACTED] (Agent Note: [REDACTED] is a first name, VICTIM was uncertain of [REDACTED] last name, but thought [REDACTED] was a SrA who worked as a Pharmacy Tech at AAB, IT. After interviewing DUNNIVANT it was determined that the [REDACTED] VICTIM referred to was actually [REDACTED] 31 AMDS/SGPE, AAB, IT) walked to the Seether concert. After the concert, VICTIM went to the La Bella Vista club, AAB, IT with MANNING, BROCK and [REDACTED]. Shortly after arriving, [REDACTED] left the La Bella Vista club. MANNING, BROCK, and VICTIM were talking with some people that MANNING and BROCK knew (Agent Note: The group of people were later identified as Col DEAN OSTOVICH, 31st Fighter Wing Vice Commander, AAB, IT; Maj GERREMY GOLDSBERRY, 510th Fighter Squadron (FS), AAB, IT; Maj ALBERT LOWE, 510 FS, AAB, IT; and SUBJECT).

VICTIM, MANNING, BROCK, Col OSTOVICH, GOLDSBERRY, LOWE and SUBJECT all got into Col OSTOVICH's car and drove to SUBJECT's house.

At SUBJECT's residence, [REDACTED] SUBJECT poured the group a glass of wine and VICTIM drank a glass as part of a toast. VICTIM met and stayed around SUBJECT's wife, Civ BETH WILKERSON, while at SUBJECT's house. At some point, VICTIM discovered everyone had departed and she was alone at the house with SUBJECT and B. WILKERSON. According to VICTIM, Col OSTOVICH provided MANNING with a car ride home and BROCK received a car ride

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to the base gate from SUBJECT or [REDACTED] [REDACTED] offered to give VICTIM a ride home, but she would have had to drop VICTIM off prior to the base gate. [REDACTED] offered VICTIM to stay the night. VICTIM did not really want to but accepted the offer (Agent Note: VICTIM did not relay a specific reason as to why she did not want to stay the night at SUBJECT's house). Around 0030 hours, [REDACTED] went to get VICTIM's bed ready. SUBJECT asked VICTIM if she wanted another drink. VICTIM stated she initially said no, but VICTIM may have had a glass of prosecco or asked SUBJECT for a non-alcoholic drink.

At around 0045 hours, VICTIM called her girlfriend, Civ SUZANNE BERRONG, 31st Medical Group, AAB, IT. VICTIM did not remember calling BERRONG, VICTIM only knew about the phone call after BERRONG told VICTIM. BERRONG told VICTIM she was "slurring her words and was making sense and sort of not making sense, it didn't sound like you." VICTIM told BERRONG she did not know where VICTIM was, but it was too late and too far for BERRONG to drive and VICTIM would stay at SUBJECT's residence. (Agent Note: VICTIM verbally related to SA's [REDACTED] and [REDACTED] she did not know the actual address of where she was, nor did she know who SUBJECT was prior to the night of the party.) B. WILKERSON had made a twin bed in a downstairs room and said, "they" would get me up in time to check out of the TLF (Agent Note: VICTIM had rented a TLF room for the night). VICTIM recalled going to her bedroom (which B. WILKERSON prepared for VICTIM), crawling into the bed fully clothed and turning out the light and going to sleep.

VICTIM recalled what she initially thought was a dream and felt a pain inside her vagina on her left labia. VICTIM then awoke to lights being turned on, and a voice (VICTIM recognized as SUBJECT) stating, "What the hell is going on?" VICTIM recalled feeling SUBJECT remove his hand from her pants where he was digitally penetrating VICTIM's vagina. VICTIM then rolled over and saw SUBJECT approximately six inches from her face. VICTIM then heard B. WILKERSON tell VICTIM to, "get the hell out of my house." VICTIM recalled she was still dressed, but could not recount what SUBJECT was wearing. VICTIM noted SUBJECT was under the covers in the same bed as VICTIM. VICTIM got up and briefly sat on the edge of the bed, she did not know where SUBJECT went. B. WILKERSON again told VICTIM to get out of B. WILKERSON's house. VICTIM exited the house leaving her shoes and sweater in SUBJECT's house. VICTIM climbed over a wall to get out of the yard and began walking back into town.

DUNNIVANT picked up VICTIM after a group of unknown Americans (NFI) VICTIM encountered (Agent Note: VICTIM and DUNNIVANT had no identifying information on the Americans) after leaving SUBJECT's house provided directions to DUNNIVANT on how to find VICTIM's location. DUNNIVANT drove VICTIM back to AAB, IT. Another friend, BERRONG, took VICTIM in the morning of 24 Mar 12 to the AAB medical clinic to get a drug panel test accomplished.

#### 2-4 VICTIM Re-Interview

Date/Place: 18 May 12/AFOSI DET 531 AAB, IT  
Agent: SA [REDACTED]

This re-interview with VICTIM was in order to clarify a statement made by SUBJECT that he and VICTIM read a story to the kids in their room. VICTIM did not mention that she and SUBJECT were in the kids' room together at any point during her initial interview. VICTIM's re-interview was to capture VICTIM's account of whether she and SUBJECT had read a story in the kids' room or not. VICTIM stated at no point were she and SUBJECT in a kids room together, VICTIM thought she had read a story to the kids, but was positive SUBJECT was not with her at the time. VICTIM also recalled once she had exited the children's room, B. WILKERSON told VICTIM everyone had left the residence. VICTIM recalled being alone with SUBJECT only on two occasions during the night of 23 Mar 12. The first time was when VICTIM first arrived at SUBJECT's house to talk about a piece of decoration and the second

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time was when B. WILKERSON prepared VICTIM's bed, and SUBJECT and VICTIM talked as SUBJECT prepared VICTIM one last drink. VICTIM stated once she laid down and fell asleep the next thing she remembered was the lights being turned on and seeing B. WILKERSON. VICTIM stated she never went into the kids room after she had gone to sleep.

VICTIM stated she did not have any other usable phones. VICTIM stated she has another phone, but it is inoperable and only used as an alarm clock at VICTIM's house.

2-5 BROCK, DAWN

Date/Place: 18 Apr 12/AFOSI DET 531 AAB, IT

Agent: SA [REDACTED]

Exhibit: 2

BROCK provided a signed sworn written statement (attached) and related essentially the following: On 23 Mar 12, BROCK arrived and checked into the Mountain View Inn, AAB, IT, around 1700 hours. BROCK and MANNING decided to share a room there for the night after the Seether concert. BROCK changed clothes and drank two beers while she waited; MANNING arrived at approximately 1800 hours. BROCK and MANNING then left for the concert and encountered VICTIM, DUNNIVANT, [REDACTED] and one other individual BROCK did not recognize, in the parking lot (Agent Note: Later identified as [REDACTED]).

Near the end of the concert, MANNING went and stood with another group of people (Agent Note: BROCK verbally related MANNING stood with SUBJECT and Col OSTOVICH). BROCK stayed behind with VICTIM, DUNNIVANT and [REDACTED]. MANNING pulled BROCK over to her group and they stood together until the end of the concert. After the crowd began to disperse, BROCK and MANNING went to the Bella Vista Club. After BROCK and MANNING arrived, VICTIM, DUNNIVANT and [REDACTED] joined them. BROCK said she looked around for more people they knew. MANNING was about to call some friends but BROCK saw "flyers" (Agent Note: BROCK did not know the names of these individuals, but recognized them as pilots. Further investigative activity disclosed the "flyers" were SUBJECT, Col OSTOVICH, GOLDSBERRY and LOWE). BROCK did not know SUBJECT's name, as he insisted she call him by a nickname. BROCK was uncertain how to pronounce the nickname, but thought it was either "Bosco" or "Rosco". BROCK approached them and VICTIM and MANNING followed. According BROCK, the pilots mentioned they were going to another bar and VICTIM, BROCK and MANNING agreed to go with them. They all entered a vehicle, black in color which Col OSTOVICH drove. BROCK said that they did not arrive at a bar but instead went to SUBJECTS house. BROCK thought there were seven people in the car, but was not certain.

BROCK, VICTIM, MANNING, Col OSTOVICH, SUBJECT, GOLDSBERRY, and LOWE arrived at SUBJECT's house. B. WILKERSON, SUBJECT's wife was already at the house. SUBJECT provided a tour of his house, but BROCK used the bathroom upon arrival and missed part of the tour. When BROCK rejoined the group, SUBJECT took her around to the parts of the house she missed and they talked about his wine collection and opened a bottle of white wine. BROCK said she talked with MANNING for a little while and then talked to VICTIM.

SUBJECT opened up a bottle of prosecco which BROCK tasted but did not like and set it down. BROCK and VICTIM talked about red wines and SUBJECT joined the conversation and brought out a bottle of Malbec and BROCK drank a glass.

BROCK asked B. WILKERSON for help with a taxi and B. WILKERSON said she would give her a ride. BROCK stated that she wanted to leave because she was tired of drinking and did not feel comfortable. Earlier at the house, SUBJECT had made flirtatious comments to BROCK and she did not want to stay any longer. BROCK could not recall any specific flirtatious comments that were made, but felt uncomfortable by what SUBJECT said. BROCK confronted SUBJECT on his flirtatious comments to which SUBJECT responded, "have to keep up Flier bravado." BROCK told MANNING and VICTIM she was leaving. B. WILKERSON took BROCK back to the base but on the way B. WILKERSON acted nervous and asked if anything was wrong. BROCK replied, "No." B. WILKERSON then asked, "Did my husband do anything?" and BROCK replied, "No." Once close to the base, B. WILKERSON told BROCK that B. WILKERSON would just drop BROCK off outside the gate because B. WILKERSON had been drinking. BROCK said she walked on base around 2330 hours and went to bed.

2-6 MANNING, TANYA

Date/Place: 18 Apr 12/AFOSI DET 531 AAB, IT

Agents: SA [REDACTED], SA [REDACTED], DET 531, AAB, IT

Exhibit: 3

MANNING provided a signed sworn written statement (attached) and related essentially the following: On 23 Mar 12, after work, MANNING went home to change and picked up personal items for her overnight stay at Mountain View Inn in a room she planned to share with BROCK. MANNING met up with BROCK and headed to the concert and met VICTIM, DUNNIVANT and [REDACTED] on the way.

MANNING, BROCK, VICTIM, DUNNIVANT, and [REDACTED] reached the concert at approximately 1830 hours and stayed until it was over. MANNING and BROCK told VICTIM, [REDACTED] and DUNNIVANT they would meet them at the Belle Vista Club and then proceeded there. At the Bella Vista Club MANNING bought four drinks (Agent Note: MANNING described the drinks as cranberry and vodka mixed drinks) and gave one each to VICTIM, BROCK and DUNNIVANT. Sometime later MANNING ordered two more cranberry and vodkas, and gave one to BROCK. MANNING and BROCK were talking to DUNNIVANT when Col OSTOVICH walked up. BROCK was talking to Col OSTOVICH and MANNING was talking to GOLDSBERRY. VICTIM was standing behind MANNING talking to SUBJECT and another guy (Agent Note: MANNING could not recall the other individuals name; however, through other interviews it was known that LOWE was among the group of Col OSTOVICH, GOLDSBERRY and SUBJECT). During the conversation everyone decided to leave and go to another location. MANNING stated the group entered a black, four door vehicle which she believed to belong to Col OSTOVICH. Col OSTOVICH drove MANNING, BROCK, VICTIM, SUBJECT, and GOLDSBERRY to SUBJECT's residence.

Upon arrival, at approximately 2130 hours, MANNING and VICTIM had a glass of prosecco and SUBJECT offered to give a tour of the home to MANNING and BROCK. MANNING said the tone at the house was "nothing out of the ordinary" and that it did not seem like a "party" atmosphere, but was relaxed and quiet. Everyone separated and had a few different conversations throughout the living room, kitchen, and balcony. MANNING walked out on the balcony where Col OSTOVICH was and started a conversation. While on the balcony, MANNING stated BROCK and VICTIM came out and said they were leaving and had rides. MANNING assumed VICTIM and BROCK left together because they both had rooms at lodging. MANNING remembered also hearing GOLDSBERRY and another individual she did not know talking inside at this point. MANNING could not provide any further information on the individual who spoke with GOLDSBERRY. Thirty minutes later, MANNING went home with Col OSTOVICH where she stayed the night. MANNING said she only saw B. WILKERSON standing in the living room on her way out of the house. When leaving, MANNING heard someone say "they were both gone", but did not recall who said it. MANNING assumed it was in reference to VICTIM and BROCK.

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The next morning, around 1000 hours, Col OSTOVICH dropped MANNING off at the Mountain View Inn.

In addition to the signed, sworn statement, MANNING verbally provided the following: MANNING sent text messages to both VICTIM and BROCK to make sure they made it home safely. BROCK replied but VICTIM did not. MANNING stated that when she realized VICTIM and BROCK did not leave together MANNING attempted to call VICTIM. The initial call sounded like VICTIM picked up but the call was disconnected and later attempts to call VICTIM were not answered.

Early the following week MANNING stopped by VICTIM's job to check up on her. MANNING stated that VICTIM made a statement to the effect of "What a night... What happened." VICTIM then told MANNING she did not remember much after going to SUBJECT's house. MANNING asked VICTIM how she arrived home and VICTIM responded that she did not remember. VICTIM then mentioned that she no longer wanted to go on a future trip planned with MANNING and said she "May be too old for the party scene." MANNING then noticed VICTIM's mood dropped. MANNING asked if VICTIM was ok and VICTIM responded "I don't want to talk about it." MANNING then asked if something happened. VICTIM stated again "I don't want to talk about it. I am OK, I will be OK." MANNING said she still does not know what happened but the whole conversation with VICTIM seemed awkward and MANNING thinks she asked VICTIM if VICTIM thought she was drugged. VICTIM replied "I don't know." The conversation ended when VICTIM had to go back to work.

2-7 BERRONG, SUZANNE

Date/Place: 19 Apr 12/AFOSI DET 531 AAB, IT

Agents: SA [REDACTED]; SA [REDACTED] DET 531, AAB, IT

Exhibits: 4, 5

BERRONG provided two signed, sworn statements (attached) relating essentially the following: On the night of the Seether concert (23 Mar 12), BERRONG called VICTIM to see how the concert went. VICTIM told BERRONG she was with MANNING, BROCK and a "big wig from base" (Agent note: BERRONG related she knew the big wig was Col OSTOVICH through previous discussion BERRONG had with Col OSTOVICH earlier in the night). VICTIM stated they were at the Bella Vista Club, AAB, IT, and were heading to another location (Agent Note: Initially BERRONG stated she didn't know where VICTIM went, but through previous conversation with Col OSTOVICH, BERRONG thought the group was heading to ROSCOE's house. (Agent Note: ROSCOE is the call sign for SUBJECT.) BERRONG stated at that time VICTIM had consumed some liquor and wine (Agent Note: BERRONG did not know exactly what VICTIM drank nor the quantities that VICTIM consumed). At 2330 hours, BERRONG received a phone call from Col OSTOVICH who stated the group of individuals was at ROSCOE's (Note: SUBJECT) house.

BERRONG received a phone call from VICTIM around 0001 hours on 24 Mar 12 to which VICTIM stated she was left at a location she did not know and with people whom she did not know. Someone told VICTIM that Col OSTOVICH, MANNING and BROCK had already left (Agent Note: BERRONG did not know who it was that told VICTIM that Col OSTOVICH, MANNING and BROCK had left). BERRONG offered to pick VICTIM up, but VICTIM could not tell BERRONG where she was. BERRONG then heard a female voice and asked VICTIM to hand the female voice the phone. VICTIM did not hand the phone over and asked the female voice if she knew who BERRONG was. BERRONG heard the female voice say "no." VICTIM then told BERRONG that the female was making VICTIM tea and that VICTIM would stay at the house that night. BERRONG told VICTIM she could call BERRONG if there was anything she needed.

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BERRONG awoke the next morning around 0600 hours and saw she had missed three or four calls from VICTIM. BERRONG could not recall when she called VICTIM back that morning, but remembered by 0900 hours, BERRONG had picked VICTIM up and headed to 31st Medical Group (MDG), AAB, IT. BERRONG remembered VICTIM had started telling BERRONG what she did the night before, not realizing she had already told BERRONG these events during VICTIM's 0001 hours phone call. VICTIM looked surprised and did not remember the phone call she made to BERRONG around 0001 hours the previous night. VICTIM then told BERRONG that VICTIM had awoken when the spouse (Agent Note: The spouse is actually B. WILKERSON) flipped the lights on and she heard, "what the hell" and then VICTIM realized "the man of the house" (Agent Note: The man of the house is actually SUBJECT) was in the bed with VICTIM. VICTIM saw SUBJECT's face and felt SUBJECT's hand down her pants at the waistline. VICTIM felt confused and drugged. VICTIM left the house and attempted to call BERRONG (Agent Note: BERRONG forgot that she had put her phone on silent from a previous ceremony she attended the night before; therefore, BERRONG did not hear her phone ring when VICTIM tried to call her). VICTIM received a ride back to TLF, AAB, IT, from DUNNIVANT, but BERRONG did not know how VICTIM got from the TLF, AAB, IT to her residence in Sacile, IT.

When BERRONG picked VICTIM up to go to 31 MDG, AAB, IT, BERRONG observed VICTIM did not look like herself; VICTIM looked messy and BERRONG could still smell alcohol on VICTIM's breath. On the way to the 31 MDG, VICTIM recounted the events that occurred on the night of 23 Mar 12, stating exactly what she had said during the 0001 hours phone conversation. BERRONG noted VICTIM's story did not change. VICTIM spoke to Maj [REDACTED], Health Care Provider, 31 MDG, AAB, IT and received drug panels.

BERRONG recounted during the 0001 hours phone call from VICTIM, that VICTIM had slurred speech and did not seem like her normal self. BERRONG drank with VICTIM before and stated VICTIM usually drank ale, not a mix between alcohol and wine. VICTIM was described as always in control and easy going. BERRONG recalled, on the way to the clinic, ensuring that VICTIM's accusations really occurred and inquired if VICTIM had thought those accusations really happened. BERRONG wanted to be sure VICTIM knew these events happened because BERRONG knew the seriousness of the accusation. VICTIM was very firm on her account of what happened. VICTIM told BERRONG when she was asked to leave, VICTIM left her shoes and sweater behind at SUBJECT's house.

In addition to the signed, sworn statement, BERRONG verbally provided the following: BERRONG stated she saw Col OSTOVICH either on Sat or Sun (24 or 25 Mar 12) and during that meeting told Col OSTOVICH, she had taken VICTIM to 31 MDG, AAB, IT, and that she was tested because VICTIM thought she was drugged (Agent Note: BERRONG did not think she told Col OSTOVICH that VICTIM had been sexually assaulted).

2-8 WILKERSON, BETH

Date/Place: 19 Apr 12/AFOSI DET 531 AAB, IT

Agents: SA [REDACTED]; SA [REDACTED], DET 531, AAB, IT

Exhibit: 6

B. WILKERSON provided a signed sworn written statement (attached) and related essentially the following: At approximately 2100 hours, 23 Mar 12; SUBJECT, Col OSTOVICH, LOWE, GOLDSBERRY, and three women that B. WILKERSON did not know, arrived at her residence ( Agent Note: the three women were BROCK, MANNING, and VICTIM).

B. WILKERSON stated during the course of the night, she noticed the three women appeared to be very drunk. VICTIM kept introducing herself to B. WILKERSON and asked where her purse and shoes were.

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BROCK asked B. WILKERSON to take her to the base. While B. WILKERSON drove BROCK to base, B. WILKERSON asked BROCK why she wanted to leave. BROCK told B. WILKERSON that the party was not the party BROCK was looking for (Agent Note: B. WILKERSON verbally stated she did not ask BROCK "Did my husband do anything" as was indicated in BROCK's narrative ref para. 2-5). B. WILKERSON asked VICTIM if she wanted a ride to which VICTIM replied "No." Later in the evening, Col OSTOVICH and MANNING left together. SUBJECT went to bed after GOLDSBERRY and LOWE departed. B. WILKERSON offered to take VICTIM home or let VICTIM sleep at B. WILKERSON's house. B. WILKERSON thought VICTIM was asleep, but heard and saw her speaking loudly on the phone and wandering the house. B. WILKERSON told VICTIM to be quiet and to go back to bed. VICTIM again wandered around the house and B. WILKERSON told VICTIM to either go back to bed or VICTIM would need to leave. VICTIM appeared to be upset and chose to leave. B. WILKERSON offered VICTIM a ride back to base, but VICTIM stated no. Shortly after, at around 0300 hours, VICTIM left the residence. B. WILKERSON drove around looking for VICTIM but could not find her. B. WILKERSON went back home and went to sleep. (Agent note: SA [REDACTED] asked B. WILKERSON if she was in possession of VICTIM's shoes and she stated no. Additionally B. WILKERSON showed both agents the guest room located downstairs where VICTIM slept).

2-9 DUNNIVANT, DANIELLE

Date/Place: 20 Apr 12/AFOSI DET 531 AAB, IT

Agent: SA [REDACTED]

Exhibit: 7

DUNNIVANT provided a signed, sworn, written statement (attached) and related essentially the following: On the evening of 23 March 12, DUNNIVANT met VICTIM, PEARSON and [REDACTED] to go to the USO Seether concert. DUNNIVANT also encountered MANNING and BROCK in the parking lot on the way to the concert. After the concert ended, DUNNIVANT, VICTIM, [REDACTED], MANNING and BROCK all went to the Bella Vista Club for drinks. While there, DUNNIVANT saw VICTIM, MANNING and BROCK speaking with some men whose names she could not recall. (Agent Note: DUNNIVANT verbally related that she recognized one of the individuals as a Lt Col who works in the IG department (SUBJECT) and believed one of the other individuals was a Colonel). VICTIM was talking to some people DUNNIVANT did not know, so she left to look for [REDACTED] and [REDACTED] and DUNNIVANT left the club to go to a party in a room at billeting. DUNNIVANT got word the people at billeting wanted to go back to the Bella Vista club, but DUNNIVANT decided to go back to her room and go to sleep.

At 0302 hours on 24 March 12, DUNNIVANT received a call from VICTIM stating VICTIM was walking down the street outside SUBJECT's house. VICTIM told DUNNIVANT she had gone to the house of a MSgt (Agent Note: At the time of the incident VICTIM did not know what rank SUBJECT was) with BROCK and MANNING and had been left behind when they left. MANNING had left with another man and BROCK left because she was upset that MANNING had left BROCK. SUBJECT's wife let VICTIM sleep in a spare bedroom. VICTIM told DUNNIVANT she had what VICTIM thought was a sexual dream, but woke up to a light being turned on and found SUBJECT in bed with her. VICTIM told DUNNIVANT she was sexually assaulted. SUBJECT's wife yelled at VICTIM to get out of the house. VICTIM further stated SUBJECT's wife allowed VICTIM to take her purse and phone, but would not let VICTIM look for her shoes.

DUNNIVANT asked VICTIM where she was, but VICTIM did not know. VICTIM encountered a group of Americans (Agent Note: DUNNIVANT did not ask for names or identifiers and could not provide a description of the Americans) who told DUNNIVANT VICTIM was in Roverado, IT, near the church bell tower. The men waited with VICTIM until DUNNIVANT arrived to pick up VICTIM. While in the

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car, VICTIM again told DUNNIVANT what had happened. DUNNIVANT described VICTIM as "visibly upset" and crying (Agent Note: DUNNIVANT verbally stated VICTIM appeared to be "tipsy," somewhat intoxicated). DUNNIVANT dropped VICTIM off at lodging; VICTIM asked DUNNIVANT to promise not to tell anyone what had happened.

On Monday, 26 March 12, DUNNIVANT sent VICTIM an IM message asking if VICTIM was ok. VICTIM stated she was, and again asked DUNNIVANT not to talk to anyone about what VICTIM had told her. DUNNIVANT verbally related VICTIM appeared concerned that VICTIM could be fired because she was a civilian contractor or that SUBJECT's wife would try to get VICTIM in trouble.

2-10

[REDACTED]  
Date/Place: 20 Apr 12/31 MDS AAB, IT  
Agent: SA [REDACTED]

[REDACTED] stated VICTIM came into the 31 MDG clinic on the morning of 24 Mar 12. VICTIM told she was assaulted the previous night and thought she may have been drugged. VICTIM told the assault was interrupted. OKEEFEE ordered two labs for VICTIM. The first lab was a toxic screening for narcotics i.e. Amphetamines, Barbiturates, Benzodiazepine, Cocaine. The second lab was for Flunitrazepam, also referred to as Rohypnol.

[REDACTED] stated he has known VICTIM since VICTIM arrived to AAB, IT. [REDACTED] described VICTIM as not her usual self on the morning of 24 Mar 12. [REDACTED] described VICTIM as frazzled.

2-11 Col OSTOVICH, DEAN

Date/Place: 20 Apr 12/HQ Building AAB, IT  
Agents: SA [REDACTED] SA [REDACTED] SA [REDACTED]

Exhibit: 8

Col OSTOVICH provided a signed, sworn statement (attached) relating essentially the following: On 23 Mar 12, Col OSTOVICH went to the Seether concert with SUBJECT, LOWE and GOLDSBERRY. SUBJECT, LOWE and GOLDSBERRY went to La Bella Vista club, AAB, IT, ahead of Col OSTOVICH due to Col OSTOVICH remaining at the concert to do a meet and greet with the band. Col OSTOVICH later met back up with SUBJECT, LOWE and GOLDSBERRY at La Bella Vista club. When Col OSTOVICH arrived at the club, he noticed MANNING, BROCK and VICTIM were with SUBJECT, LOWE and GOLDSBERRY.

At approximately 2230 hours, Col OSTOVICH drove SUBJECT, LOWE, GOLDSBERRY, MANNING, BROCK and VICTIM to SUBJECT's house. Col OSTOVICH left SUBJECT's house at around 0001 hours on 24 Mar 12. Col OSTOVICH stated wine and liquor was served.

While at SUBJECT's house, Col OSTOVICH spent his time talking to B. WILKERSON, MANNING and BROCK. Col OSTOVICH did not recall anyone out of control or overly intoxicated. When Col OSTOVICH left, he did not recall anything out of the ordinary. Prior to Col OSTOVICH leaving, B. WILKERSON had taken BROCK back to base. Col OSTOVICH, while at SUBJECT's house, recalled never looking for VICTIM's shoes.

The next day (24 Mar 12) around noon, Col OSTOVICH went to SUBJECT's house. Col OSTOVICH observed SUBJECT appeared tired and commented that he felt like he had been roofied. B. WILKERSON mentioned VICTIM ended up staying at SUBJECT's house and had been visibly intoxicated. B. WILKERSON put VICTIM in a guest room but found VICTIM roaming the house later on at least one occasion. Col OSTOVICH could not recall B. WILKERSON's exact words, but stated B.

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WILKERSON told VICTIM she had to either stay in bed or she would have to leave. Sometime after that statement was made VICTIM had left without her shoes.

Within the next week or two after 23 Mar 12, Col OSTOVICH heard from MANNING and BERRONG that according to VICTIM, something had happened while VICTIM was at SUBJECT's house. On 13 Apr 12, WHITE had notified Col OSTOVICH of an unrestricted allegation involving a contractor victim and an airman that had occurred within the last 30 days. WHITE also mentioned AFOSI was investigating the allegation.

In addition to the signed, sworn statement, Col OSTOVICH verbally provided the following: Col OSTOVICH stated when he was notified by WHITE, he put the dots together and thought this sexual assault could have happened at SUBJECT's house and that VICTIM was the civilian contractor. Col OSTOVICH spoke to MANNING within the following week after 23 Mar 12, and MANNING told Col OSTOVICH something may have happened to VICTIM and that VICTIM was not talking to her friends. Col OSTOVICH also recalled, sometime following the week after 23 Mar 12, a phone conversation with BERRONG, but could not recall what was specifically said other than Col OSTOVICH wanted to make sure VICTIM was okay. Col OSTOVICH did not recall anyone stating VICTIM went to the clinic.

2-12 BERRONG, SUZANNE Re-Interview  
Date/Place: 20 Apr 12/Bldg 121 AAB, IT  
Agents: SA [redacted] SA [redacted]

Exhibit: 9

BERRONG provided a signed, sworn statement (attached) relating essentially the following: BERRONG stated she met with Col OSTOVICH on Sun (25 Mar 12). BERRONG told Col OSTOVICH that VICTIM was BERRONG's friend and felt something (Agent Note: BERRONG could not be specific on what she meant by something and did not provide any further information) might have happened because VICTIM was upset. BERRONG recalled Col OSTOVICH was told by SUBJECT and B. WILKERSON that VICTIM was up and walking around through the house. BERRONG thought something (Agent Note: BERRONG could not provide more details, just generalities about a situation she thought she remembered) about VICTIM was found in the bed with one child or more than one child. Col OSTOVICH told BERRONG that SUBJECT felt that he was drugged as well. Col OSTOVICH then told BERRONG that B. WILKERSON had asked VICTIM to leave the house because VICTIM was being a little belligerent. B. WILKERSON asked VICTIM to be quiet and not to wake the kids. BERRONG felt she may have mentioned to Col OSTOVICH that VICTIM felt like she had been drugged because Col OSTOVICH mentioned SUBJECT felt like he had been drugged as well.

In addition to the signed, sworn statement, BERRONG verbally provided the following: BERRONG thought everyone (Col OSTOVICH, MANNING, BROCK, VICTIM, etc.) drank from the same bottle of alcohol; so therefore, everyone should have been drugged if that was the case. BERRONG could not think of what a possible motive could be for VICTIM to make up the sexual assault.

BERRONG contacted SA [redacted] via telephone approximately one hour after her interview to state she thought that Col OSTOVICH brought up SUBJECT being drugged before she mentioned to Col OSTOVICH that BERRONG had taken VICTIM to be drug tested at 31 MDG, AAB, IT.

2-13 GOLDSBERRY, GERREMY

Date/Place: 23 Apr 12/AFOSI DET 531 AAB, IT

Agents: SA [REDACTED]; SA [REDACTED]

Exhibit: 10

GOLDSBERRY provided a signed, sworn, statement (attached) relating essentially the following: On the evening of 23 March 12, GOLDSBERRY and LOWE went to SUBJECT's house prior to the USO Seether concert. Col OSTOVICH joined them and the four of them left for the concert in Col OSTOVICH's vehicle. The group watched the concert from the side of the building. Approximately half-way through the concert, Col OSTOVICH and GOLDSBERRY moved to the middle of the crowd near the stage. After the concert Col OSTOVICH went back stage and GOLDSBERRY, LOWE and SUBJECT went to the Bella Vista Club while Col OSTOVICH went backstage to meet the band. Since the Officer's Club side was closed, GOLDSBERRY, LOWE and SUBJECT went to the combined club and ordered a round of drinks. While there, GOLDSBERRY saw VICTIM across the bar and she walked over to join them. GOLDSBERRY, LOWE, SUBJECT and VICTIM talked briefly and approximately 5 minutes later, they were joined by MANNING and a woman GOLDSBERRY did not recognize (Agent Note: The woman was later identified as BROCK). About 15 minutes afterwards, Col OSTOVICH came to the club and re-joined the group. The group ordered one more round of drinks and then decided to leave. GOLDSBERRY, LOWE, Col OSTOVICH and SUBJECT decided to go back to SUBJECT's house and told MANNING, BROCK and VICTIM they were leaving. GOLDSBERRY thought there may have been a discussion about going to a different bar, but the ultimate destination was SUBJECT's house. MANNING, BROCK and VICTIM followed GOLDSBERRY, LOWE, Col OSTOVICH and SUBJECT out to Col OSTOVICH's vehicle and the group got into Col OSTOVICH's car. GOLDSBERRY knew Col OSTOVICH drove with SUBJECT in the front and GOLDSBERRY, LOWE and MANNING were in the backseat, but was uncertain of the exact seating arrangement of the other two women.

The group arrived at SUBJECT's house at approximately 2200-2230 hours and was met by B. WILKERSON at the front door. SUBJECT provided a tour of the house and the group largely stayed in the kitchen and bar/hallway area. B. WILKERSON made some snacks and GOLDSBERRY decided to stop drinking so he could sober up and drive home. According to GOLDSBERRY, everyone else continued to serve themselves at the bar with the exception of himself and B. WILKERSON. GOLDSBERRY observed MANNING and BROCK hitting on Col OSTOVICH (Agent Note: hit on is a slang term for flirting) and also recalled VICTIM appeared somewhat intoxicated, slurring her speech and occasionally stumbling.

GOLDSBERRY observed VICTIM hanging on SUBJECT's arm, which he thought was weird. VICTIM also hung on GOLDSBERRY's arm and rested her head on his shoulder. VICTIM told GOLDSBERRY his wife was "amazing" and how lucky she was to have someone as "awesome" as GOLDSBERRY. GOLDSBERRY thought this was unusual because he knows his wife and VICTIM are coworkers and they do not like each other (Agent Note: GOLDSBERRY verbally related that GOLDSBERRY's wife worked with VICTIM and did not get along with VICTIM. GOLDSBERRY's wife did not like VICTIM because she felt VICTIM was lazy at work. GOLDSBERRY related he has no personal issue with VICTIM, just what he heard from his wife.) GOLDSBERRY had met VICTIM many times in the past, and knew that VICTIM talked a lot, so GOLDSBERRY was polite and let VICTIM "keep rambling".

GOLDSBERRY decided he needed to wait one more hour before he could safely drive home. At approximately 2330 hours, B. WILKERSON took BROCK back to the base and returned 15-20 minutes later. Around midnight GOLDSBERRY, B. WILKERSON, LOWE and two children B. WILKERSON was babysitting (Last name: PONE) were in the living room. B. WILKERSON told GOLDSBERRY the

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party needed to end so the boys could go to bed. B. WILKERSON also told SUBJECT everyone needed to leave. GOLDSBERRY offered Col OSTOVICH a ride home and he accepted the offer. However, when GOLDSBERRY returned from using the bathroom, Col OSTOVICH had already left with MANNING. The group then tried to determine how VICTIM was going to get home; B. WILKERSON offered her a ride, but VICTIM could not find her shoes. After a brief, 5-10 minute search for VICTIM's shoes, B. WILKERSON told VICTIM she could stay at SUBJECT's house for the night. GOLDSBERRY took LOWE home and then went to his own house and went to bed.

The next day, GOLDSBERRY, SUBJECT and [REDACTED] met at the Base Exchange, AAB Italy for lunch. GOLDSBERRY stated SUBJECT told him SUBJECT could not recall much from the previous night and that SUBJECT thought that it was odd because he did not feel like he drank very much that night. SUBJECT also said he had a bad headache. GOLDSBERRY finally recalled that he thought SUBJECT told him B. WILKERSON drove VICTIM back to the base at some point. (Agent Note: GOLDSBERRY verbally stated SUBJECT told him B. WILKERSON gave VICTIM a ride back to base.)

GOLDSBERRY further wrote he thought VICTIM and MANNING "Were bad news" based on previous interactions with them. GOLDSBERRY's wife has told him MANNING has been known to hit on guys and "didn't know when to stop" and that [REDACTED]

In addition to the signed, sworn statement, GOLDSBERRY verbally provided the following: GOLDSBERRY saw Col OSTOVICH flirting with MANNING and BROCK and further witnessed Col OSTOVICH and MANNING "making-out a little." (Agent Note: Making-out is a term used to describe kissing). GOLDSBERRY stated he offered Col OSTOVICH a ride home multiple times and attempted to tell Col OSTOVICH that MANNING "was trouble." GOLDSBERRY did not want Col OSTOVICH and MANNING to leave together and told Col OSTOVICH that taking a Captain home was not a good idea. After Col OSTOVICH left with MANNING, GOLDSBERRY called him once more and offered another ride, but Col OSTOVICH told him "we're already home."

2-14 [REDACTED]  
 Date/Place: 25 Apr 12/AFOSI DET 531 AAB, IT  
 Agents: SA [REDACTED], SA [REDACTED]

Exhibit: 11

[REDACTED] provided a signed, sworn, written statement (attached) and related essentially the following: On 24 March 2012 at approximately 0900 hours, VICTIM and BERRONG came to see OKEEFE at the Acute Care Clinic, AAB, Italy. VICTIM told [REDACTED] she had been assaulted the night prior, but she did not want to report the sexual assault. VICTIM further told [REDACTED] she had gone to the Seether concert on 23 March 12 and afterwards gone to someone's house (Agent Note: VICTIM did not know the exact location she was at, but through previous investigative steps it was determined VICTIM was at SUBJECT's house). VICTIM stated she had been drinking alcohol, but that night she felt different from how she normally felt after drinking. VICTIM described it to [REDACTED] as feeling "out of sorts" or "out of it." VICTIM was inadvertently left behind at SUBJECT's house by her friends so SUBJECT's wife offered to let VICTIM sleep there that night. VICTIM reported she fell asleep right away while still wearing her clothing, but awoke to a bright light and a loud woman's voice and saw there was a man (SUBJECT) in the bed with her and he had his hand down VICTIM's pants. VICTIM told [REDACTED] that she did not consent to be touched. SUBJECT's wife told VICTIM to leave and she did.

VICTIM declined a physical examination because she did not want her coworkers in the Medical Group to find out, but did want a drug screening. [REDACTED] ordered a drug screen for Flunitrazepam (Rohypnol)

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and Gamma Hydrobutyric acid (GHB). OKEEFE informed VICTIM the lab would take approximately two weeks and OKEEFE would contact VICTIM when the results came in.

[REDACTED] described VICTIM as appearing to be very distressed and looking as though she had been crying. According to [REDACTED], VICTIM was usually a very upbeat and smiling person; "She did not appear to be her usual self at all." [REDACTED] also provided a copy of the lab results performed for VICTIM (attached). The tests were negative for both Rohypnol and GHB (Agent Note: GHB on the lab results is listed as "hydroxy butyric acid" on the lab print out).

[REDACTED] verbally related that VICTIM was well liked by her coworkers, came to work on time, and despite being new to Air Force Medical systems had learned the processes. [REDACTED] briefly worked with VICTIM when both arrived to Aviano AB, but VICTIM had since moved to a new office.

2-15 LOWE, ALBERT

Date/Place: 27 Apr 12/Sofia, Bulgaria

Agents: SA [REDACTED], DET 531, AAB, IT; SA [REDACTED]

Exhibit: 12

LOWE provided a signed, sworn statement (attached) relating essentially following: LOWE decided to attend the Seether concert at AAB on the afternoon of the concert, and coordinated with GOLDSBERRY and SUBJECT to all go together. At approximately 1730 hours, GOLDSBERRY arrived at LOWE's residence and subsequently drove LOWE approximately 10 minutes to SUBJECT's residence. LOWE reported Col OSTOVICH arrived at SUBJECT's home. At approximately 1830 hours, Col OSTOVICH drove LOWE, GOLDSBERRY, and SUBJECT to AAB, stopping at the 31 FW HQ to pick up a man and woman (Agent Note: Col OSTOVICH related the man was a visitor who wanted to attend the concert and meet the band. The man and his wife were not identified and were not with the rest of the party at the Bella Vista club. Col OSTOVICH had dropped the man and woman off at lodging prior to driving to the Bella Vista club to meet up with GOLDSBERRY, LOWE and SUBJECT). LOWE arrived at the Seether concert with GOLDSBERRY, Col OSTOVICH, SUBJECT, the man and woman, shortly before it began. Col OSTOVICH went backstage to greet the band and returned to the group shortly after the concert began. They remained together for the duration of the concert. At the end of the concert, Col OSTOVICH took the man (picked up before the concert) backstage to meet the band. At approximately 2030 hours, LOWE, GOLDSBERRY, and SUBJECT walked to the Bella Vista club while Col OSTOVICH was occupied with the band. While at the Bella Vista club, three women started speaking with them prior to the arrival of Col OSTOVICH. The women were drinking "but appeared to be sober." LOWE, GOLDSBERRY, SUBJECT, and the three women all got into Col OSTOVICH's car. Col OSTOVICH drove them all to SUBJECT's home, arriving between 2100 and 2130 hours approximately. SUBJECT's wife, B. WILKERSON, was awake in the living room. LOWE, GOLDSBERRY, and SUBJECT all drank Jack and Cokes. LOWE could not remember what the three women drank, but none of the women stood out as not drinking at all or being drunk. LOWE believed the blonde woman, TANYA (Agent Note: TANYA has been previously identified as MANNING and from this point on will be referred to as MANNING), went outside to smoke with Col OSTOVICH and did not remember seeing either MANNING or Col OSTOVICH through most of the night. LOWE remained in the kitchen most of the night with GOLDSBERRY and the redheaded woman, DAWN (Agent Note: DAWN has been previously identified as BROCK and from this point on will be referred to as BROCK). After approximately 30 minutes at SUBJECT's home, at approximately 2200 hours, B. WILKERSON drove BROCK home, returning approximately 15-20 minutes later. The third woman (VICTIM) spent time in the living room and requested to remain at SUBJECT's home as nobody was returning to the base where she was residing. LOWE and GOLDSBERRY left SUBJECT's home between 2330 hours and 2400 hours. GOLDSBERRY drove LOWE to his residence and departed for his own home.

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In addition to the signed, sworn statement, LOWE verbally provided the following: LOWE believed the man picked up at the wing HQ was a NCO and was wearing a Tap-Out t-shirt. He could not remember the name of the man or woman, but he did not see them after the concert. LOWE believed VICTIM spent most of the evening in the living room with SUBJECT and B. WILKERSON, and alone with SUBJECT while B. WILKERSON took BROCK home. LOWE estimated he consumed the following alcoholic drinks throughout the night: 1 beer before the concert, 1 to 2 beers at the Bella Vista Club, and 1 Jack and Coke at SUBJECT's home. LOWE estimated GOLDSBERRY consumed the following alcoholic drinks throughout the night: 1 beer before the concert, and 1 beer at the Bella Vista Club. LOWE estimated he observed Col OSTOVICH consumed the following alcoholic drinks throughout the night: 1 beer before the concert, 1 beer at the Bella Vista Club, and possibly 1 Jack and Coke at SUBJECT's home. LOWE was uncertain about Col OSTOVICH's total consumption because they were often apart throughout the night. LOWE estimated SUBJECT consumed the following alcoholic drinks throughout the night: a "couple" of drinks before the concert of unknown type, 1-2 Jack and Cokes at the Bella Vista Club, two Jack and Cokes at his home. LOWE was uncertain what or how much B. WILKERSON drank while he was at SUBJECT's home. LOWE was uncertain what or how much the women drank throughout the night. LOWE remembered seeing the women holding glasses when they met at the Bella Vista, but did not know what they were drinking. LOWE recalled BROCK ordered a mixed drink through him while he was at the bar with the bartender's attention, but couldn't recall what it was. LOWE seemed to recall that each of the women had a drink in hand while at SUBJECT's home, but wasn't certain. LOWE emphasized that none seemed drunk. LOWE could not remember when MANNING and Col. OSTOVICH left SUBJECT's home as they spent most of the night outside, possibly smoking. LOWE had the impression Col OSTOVICH and MANNING were still at SUBJECT's home when he departed with GOLDSBERRY.

2-16- [REDACTED]  
 Date/Place: 1 May 12/AFOSI DET 531 AAB, IT  
 Agents: SA [REDACTED], SA [REDACTED], DET 531, AAB, IT

Exhibit: 13

[REDACTED] provided a signed, sworn, written statement (attached) and related essentially the following: [REDACTED] arrived to Billeting about one hour before the Seether concert (Agent Note: The Seether concert started around 1900 hours on 23 Mar 12). [REDACTED] had an alcoholic drink with DUNNIVANT and VICTIM prior to the concert. After the concert ended, [REDACTED] went to La Bella Vista club, AAB, IT, with DUNNIVANT, VICTIM, MANNING and two other people (Agent Note: [REDACTED] could not recall any identifying information for the "two other people", however, a subsequent interview with [REDACTED] disclosed she was part of the group with her friends.) [REDACTED] did not recall the exact time, but knew that MANNING, VICTIM and Col OSTOVICH left La Bella Vista club together. [REDACTED] did not know where they went. [REDACTED] observed DUNNIVANT, MANNING and VICTIM had been drinking with [REDACTED], but everyone seemed normal and nobody appeared over the limit (Agent Note: When [REDACTED] described "over the limit" he was referring to nobody being overly intoxicated).

In addition to the signed, sworn statement, [REDACTED] verbally provided the following: [REDACTED] thought that DUNNIVANT, MANNING and VICTIM's plan for the night entailed going to the concert then La Bella Vista club and back to lodging because they all had rented a room at lodging for 23 Mar 12.

2-17 SSgt [REDACTED] 31st Security Forces Squadron (SFS), AAB, IT  
 Date/Place: 7 May 12/AFOSI DET 531 AAB, IT  
 Agents: SA [REDACTED], SA [REDACTED]

## Exhibit: 14

[REDACTED] provided a signed sworn written statement (attached) and related essentially the following: On 23 Mar 12, [REDACTED] conducted security for the Seether concert. [REDACTED] spoke to Col OSTOVICH and during their conversation he smelt a very strong odor of alcohol coming from Col OSTOVICH's breath. While conducting security, [REDACTED] saw Col OSTOVICH in the middle of the Mosh Pit (Agent Note: A Mosh Pit commonly refers to an area in a concert where a group of people flail about bumping into and off of each other). Col OSTOVICH told [REDACTED] he had to get his physical training in somehow since he sits behind a desk "all fucking day."

2-18 SRA [REDACTED], 31 SFS, AAB, IT  
 Date/Place: 7 May 12/AFOSI DET 531 AAB, IT  
 Agents: SA [REDACTED], SA [REDACTED]

## Exhibit: 15

[REDACTED] provided a signed sworn written statement (attached) and related essentially the following: On 23 Mar 12, [REDACTED] conducted security for the Seether concert with [REDACTED]. [REDACTED] was present when [REDACTED] and Col OSTOVICH had a brief conversation. During that conversation, [REDACTED] detected a strong odor of alcohol coming from Col OSTOVICH's breath.

2-19 [REDACTED]  
 Date/Place: 11 May 12, [REDACTED]  
 Agents: SA [REDACTED], SA [REDACTED]

[REDACTED] was interviewed because [REDACTED] stayed the night at SUBJECT's house during 23 Mar 12. SUBJECT had stated that he and VICTIM read a story to help them go to sleep. [REDACTED] was asked to verify if SUBJECT and VICTIM had read him a story as well as relay any information he could recall from 23 Mar 12. [REDACTED] verbally provided the following: [REDACTED] recalled spending a night at SUBJECT's residence but could not recall the names of the individuals who arrived at SUBJECT's house. [REDACTED] knew SUBJECT left the house for sometime but returned later in the evening with friends. Initially, [REDACTED] and SUBJECT's [REDACTED] slept in the same room, but at some point during the night [REDACTED] went to the same bed as [REDACTED]. [REDACTED] remembered waking up for a snack at approximately 0100 hours. [REDACTED] stated B. WILKERSON informed him it was 0100 hours and [REDACTED] should go back to bed. When B. WILKERSON told [REDACTED] it was 0100 hours and to go back to bed, [REDACTED] thought SUBJECT and a female that [REDACTED] did not know were up talking. Although [REDACTED] had a difficult time recalling details, [REDACTED] had no recollection of VICTIM and SUBJECT reading a story to him while in bed.

2-20 [REDACTED]  
 Date/Place: 11 May 12, [REDACTED]  
 Agents: SA [REDACTED], SA [REDACTED]

[REDACTED] was interviewed because [REDACTED] stayed the night at SUBJECT's house during 23 Mar 12. SUBJECT had stated that he and VICTIM read a story to help them go to sleep. [REDACTED] was asked to verify if SUBJECT and VICTIM had read him a story as well as relay any information [REDACTED] could recall from 23 Mar 12. [REDACTED] was unable to recall specific events that occurred

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the night of 23 Mar 12 and often confused events of that evening with events of other evenings [b] spent with SUBJECT [b] recalled SUBJECT's [b] reading him a story, but could not recall what evening it was. [b] did not recall a time when VICTIM (or any female) and SUBJECT read [b] a bed time story.

2-21 Civ [b]  
Date/Place: 15 May 12 [b]  
Agents: SA [b] SA [b]

SA's [b] and [b] attempted to get SUBJECT's home phone number from [b]. [b] related there was no home phone number on file for SUBJECT.

2-22 Lt Col [b], 31st Fighter Wing Inspector General, AAB, IT  
Date/Place: 17 May 12/Bldg 1413 Rm 211 AAB, IT  
Agents: SA [b] SA [b]

Exhibit 16

[b] provided a signed sworn statement (attached) relating essentially the following: On 11 May 12, SUBJECT and [b] went to brief Brigadier General SCOTT ZOBRIST, 31 FW/CC, AAB, IT, to discuss exercise planning. After Brigadier General ZOBRIST informed SUBJECT he was reassigned and [b] would be the IG, the group finished discussing upcoming exercises. After the meeting, SUBJECT and [b] went into the 31st Maintenance Group Conference room to discuss how to address the IG team with the news. SUBJECT informed [b] the investigation was for an alleged sexual assault which took place on the night of the Seether concert (23 Mar 12). SUBJECT went to the concert with Col OSTOVICH and some other friends (Agent Note: [b] could not recall who the other friends were that went with Col OSTOVICH) and after the concert they went to the Base Club. While at the club, additional people joined the group. SUBJECT stated some members of the group were women (Agent Note: [b] was not sure how many individuals were in the group or who they were.) The group left the club and proceeded to SUBJECT's residence. Once the group arrived at SUBJECT's house, SUBJECT asked the group to stay in the car and go to someone else's house, but the group entered SUBJECT's residence anyway. SUBJECT woke his wife and she joined the group. At some point SUBJECT told the group to leave, but one female (VICTIM) stayed behind because she lost her shoes. ([b] never knew the name of VICTIM.) SUBJECT went to sleep and at some point [b] found VICTIM up and walking around the house [b]. SUBJECT stated VICTIM was on the same floor or in the same room as [b]. [b] got upset and told VICTIM to leave, but offered VICTIM a ride to base or wherever VICTIM needed to go. VICTIM was being unreasonable and would not leave. [b] got forceful and insisted VICTIM leave. [b] believed VICTIM left without her shoes. SUBJECT stated Col OSTOVICH came by around mid-day and all was normal. SUBJECT stated he tried multiple times to get the group to leave. [b] informed the agents that he was very confused about why VICTIM stayed the night at SUBJECT's house or why SUBJECT allowed VICTIM to stay the night. [b] questioned why SUBJECT let them into his house while his wife [b] were home asleep. [b] also asked why Col OSTOVICH didn't help explain all of this. [b] informed the agents he has replayed the conversation with SUBJECT and "something in the story was missing." Based on [b] experience talking to emotional individuals as a judge on a military detainee's panel in Iraq, [b] felt SUBJECT was innocent on the "big" issue, but some details that did not match up. [b] recalled part of SUBJECT's account about a book, but could not remember if someone read a book to kids or someone found a book.

When [b] was asked about SUBJECT's work habits, he provided the following: [b] first met SUBJECT when SUBJECT was the Deputy Operations Group Commander, but did not really know him

until SUBJECT moved over to become the IG in Dec 11. SUBJECT was gone from the office a lot because of flying and the team (IG Office) missed his presence of leadership and they really needed him. (Agent Note: [redacted] recalled SUBJECT missed four days of a recent 31st Maintenance Operations Squadron Unit Effectiveness Inspection 26-29 Mar 12. This was the week after the alleged incident.)

SUBJECT told [redacted] he felt betrayed by the Air Force and it appeared as if he was guilty before innocent. SUBJECT stated he only first heard about the actual charges during the "Lie Detector Test" and SUBJECT felt upset about it.

2-23

Date/Place: 26 Sep 12/AFOSI Det 531 AAB, IT  
 Agents: SA [redacted], SA [redacted], AFOSI Det 531, AAB, IT

Exhibit: 17

[redacted] provided a signed sworn written statement (attached) relating essentially the following: On the night of the Seether concert [redacted], DUNNIVANT and a female civilian lady who was skinny, had long light brownish in color hair and wore glasses (Agent Note: [redacted] did not know the name of the female she described, but through other interviews i.e. DUNNIVANT, it was determined that the female she described was the VICTIM in this investigation. From this point on, VICTIM will be inserted in place of female civilian lady) got rooms in TLF so no one would have to drive. [redacted] left work around 1630 hours on the afternoon of the concert and went to lodging to change and get ready. At approximately 1745 hours, [redacted] met DUNNIVANT and VICTIM in the lobby of the TLF building (Agent Note: [redacted] verbally stated this was the first time she met VICTIM and could not recall her name only that she worked in the medical group either at mental health or public health.

[redacted] also stated she had no idea VICTIM was going to be there and it was DUNNIVANT who invited [redacted] to attend the concert). [redacted], DUNNIVANT and VICTIM had about two glasses of hot wine while waiting in the lobby. After finishing the wine, they left for the Personnel Alert Holding Area (PAHA). While on the way to the PAHA, [redacted], DUNNIVANT and VICTIM met up with SSGT [redacted], 31st Surgical Operations, AAB, IT; MSgt [redacted], 43rd Air Expeditionary Squadron, Pope AFB, NC; and SrA [redacted], 319th Aircraft Maintenance Squadron, Grandforks AFB, ND. While at the concert, [redacted] recalled running into MANNING. [redacted] recalled drinking a Gatorade and Vodka mixed drink and passing it around the group (Agent Note: [redacted] did not know the exact ratio of Gatorade to Vodka, but did not think there was much Vodka because it tasted sweet and not like alcohol). After the concert ended [redacted] went to the Bella Vista club to drink, eat and meet up with the band. While at the club, [redacted] MANNING and DUNNIVANT ran into Col OSTOVICH and at that time [redacted] had just arrived to AAB, IT in Nov 11 and did not know who Col OSTOVICH was. DUNNIVANT informed [redacted] who Col OSTOVICH was and [redacted] and DUNNIVANT decided to go outside to smoke and hang out with Seether (The band which performed during the USO event). [redacted] did not recall seeing MANNING or VICTIM after she went outside (Agent Note: [redacted] verbally stated she did not recall seeing where VICTIM went once they arrived at the Bella Vista club.

[redacted] stated she nor any of her friends knew VICTIM and so did not socialize with VICTIM). (b)(6) expressed part of the reason she went outside of the club with DUNNIVANT was because Col OSTOVICH was acting very friendly and it made (b)(6) uncomfortable. A short time later (Agent Note: [redacted] could not recall approximate time that she left) [redacted] (Agent Note: [redacted] are co-workers and not related) departed the club for the TLF. The next day, [redacted] recalled talking to DUNNIVANT and DUNNIVANT stating she had to pick someone up from somebody's house the previous night but did not relay any details.

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2-24 SUBJECT

Date/Place: 19 Apr 12/AFOSI DET 531 AAB, IT

Agents: SA [REDACTED]; SA [REDACTED]; SA [REDACTED]

Exhibit: 18

Subsequent to Article 31 Rights Advisement, SUBJECT acknowledged that he understood his rights, declined legal counsel and agreed to answer questions. SUBJECT provided a signed, sworn statement (attached) relating essentially the following: On 23 Mar 12, SUBJECT went to the Seether concert with Col OSTOVICH, GOLDSBERRY and LOWE. After the concert, GOLDSBERRY, LOWE and SUBJECT went to the Bella Vista club, AAB, IT while Col OSTOVICH greeted the band. When Col OSTOVICH met GOLDSBERRY, LOWE and SUBJECT at the Bella Vista club, three members from 31 MDG (Agent Note: The three members were identified as MANNING, BROCK and VICTIM) met up with Col OSTOVICH, GOLDSBERRY, LOWE and SUBJECT. SUBJECT did not know who the three members were, but believed the females knew (Agent Note: SUBJECT observed the way the females acted led him to believe they knew Col OSTOVICH and GOLDSBERRY) Col OSTOVICH and GOLDSBERRY. SUBJECT stated the three females wanted to join Col OSTOVICH, GOLDSBERRY, LOWE and SUBJECT for a "night on the town." SUBJECT said he also made it clear that SUBJECT was going home and asked Col OSTOVICH for a ride home. SUBJECT said the three females made it clear they were going with Col OSTOVICH, GOLDSBERRY, LOWE and SUBJECT (Agent Note: When SUBJECT referred to "making it clear" he is talking about both verbal and non-verbal indicators which led SUBJECT to conclude what he believed).

When SUBJECT got to his house (Agent Note: SUBJECT verbally relayed Col OSTOVICH drove the entire group to SUBJECT's house) approximately one hour after the concert ended, he realized B. WILKERSON would not appreciate three unknown females entering their home. SUBJECT poured wine for everyone at the house (Col OSTOVICH, GOLDSBERRY, LOWE, MANNING, BROCK and VICTIM) and everyone started to mingle. About one hour after SUBJECT arrived at his house, [REDACTED] (b)(6) (Agent Note: Further identified as [REDACTED]) that were spending the night, were having trouble getting to sleep. SUBJECT attempted to read the children a story to help them sleep. VICTIM accompanied SUBJECT to the kids' room. VICTIM sat at the foot of the bed while SUBJECT sat next to the children. After approximately 15 minutes the kids were close to sleep, so SUBJECT left the room with VICTIM right behind him. SUBJECT then spoke with B. WILKERSON and VICTIM went in a separate direction. SUBJECT learned B. WILKERSON was getting ready to take BROCK to the main gate of the base. B. WILKERSON left with BROCK and was gone for about 10 minutes. While B. WILKERSON was gone, SUBJECT spoke with GOLDSBERRY and LOWE. SUBJECT stated when B. WILKERSON returned, the remaining group realized VICTIM had lost her shoes. SUBJECT stated he made it clear that it was time to leave. SUBJECT and the remaining group attempted to locate VICTIM's shoes, but did not find them. A plan was made to drop VICTIM off at the gate, but without shoes, VICTIM did not want to walk. SUBJECT thought an attempt was made to loan VICTIM a pair of shoes, but was not certain if that happened or not.

Approximately 90 minutes after arriving at SUBJECT's house, GOLDSBERRY and LOWE departed SUBJECT's residence in their own vehicle. Col OSTOVICH left with MANNING approximately 15 minutes after GOLDSBERRY and LOWE departed. SUBJECT was surprised that VICTIM did not leave in either car. After SUBJECT returned from walking Col OSTOVICH to the gate, SUBJECT's wife directed SUBJECT to bed. SUBJECT went upstairs and prepared himself for bed. SUBJECT last recalled B. WILKERSON say she would either give VICTIM a ride back to base, or allow VICTIM to spend the night. SUBJECT recalled going to sleep around 0030 hours.

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The next morning, SUBJECT awoke and made breakfast [REDACTED] SUBJECT remembered having a hard time focusing. SUBJECT then recalled he thought he still had a house guest (VICTIM) and went upstairs to ask B. WILKERSON if he should cook for additional people. At this time SUBJECT recalled it was approximately 0900 hours. B. WILKERSON told SUBJECT she had to ask VICTIM to leave the house because B. WILKERSON found VICTIM up and roaming throughout the house. B. WILKERSON told SUBJECT that VICTIM departed without her shoes and in a hurry as a result of this interaction between B. WILKERSON and VICTIM. B. WILKERSON told SUBJECT, she got in the car and started driving in an attempt to locate VICTIM (Agent Note: SUBJECT stated he was sure B. WILKERSON drove his car because it was not parked in his usual spot and the driver seat was moved up) because B. WILKERSON was concerned VICTIM would not make it far because of VICTIM's condition (Agent Note: SUBJECT did not provide any more details as to what he meant by VICTIM's condition; however, B. WILKERSON advised in her interview that VICTIM was still intoxicated and had no shoes when she departed.)

SUBJECT then called GOLDSBERRY to attempt to meet and play baseball with [REDACTED] SUBJECT met GOLDSBERRY at the food court, AAB, IT and then went to the baseball fields. SUBJECT recalled telling GOLDSBERRY he did not feel well and recalled feeling much worse than SUBJECT normally did following a night when SUBJECT had consumed a similar amount of alcohol. SUBJECT stated at the end of his statement, "This reflects my view of the events as I believe to be factual and 100% correct."

In addition to the signed, sworn statement, SUBJECT verbally provided the following: SUBJECT thought the Seether concert started around 2000 hours and that Col OSTOVICH, GOLDSBERRY, LOWE, MANNING, BROCK and VICTIM arrived at SUBJECT's residence around 2230 hours. SUBJECT thought GOLDSBERRY and LOWE left around midnight and Col OSTOVICH and MANNING left around 0015 hours or 0030 hours. SUBJECT thought BROCK had the "hots" for Col OSTOVICH, but Col OSTOVICH was interested in someone else. SUBJECT recalled speaking to Col OSTOVICH during the next day after the concert. SUBJECT told Col OSTOVICH, B. WILKERSON had aggressively asked VICTIM to leave SUBJECT's house.

2-25 SUBJECT  
 Date/Place: 26 Apr 12/AFOSI DET 531 AAB, Italy  
 Agents: SA [REDACTED], SA [REDACTED], SA [REDACTED], Certified DoD Polygraph Examiner, AFOSI 4th Field Investigations Squadron (FIS), Sembach Kaserne (SK), Germany (GE),

SA [REDACTED] interviewed and conducted a polygraph examination (ref. para. 2-67) on SUBJECT.

#### Document Reviews

2-26 DoD Employee Interactive Data System (DEIDS), VICTIM  
 Date: 14 Apr 12  
 Agent: SA [REDACTED]

[REDACTED]

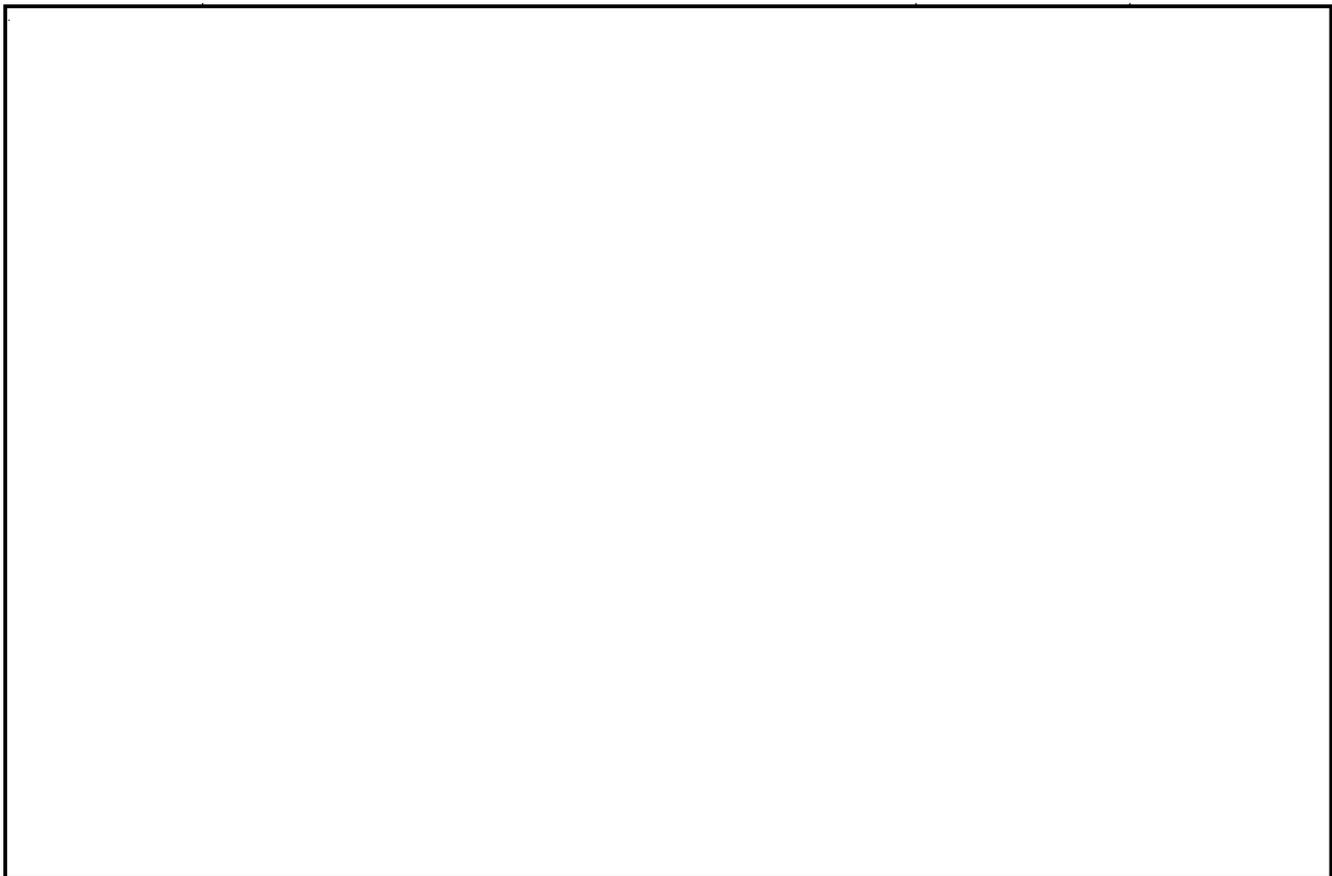
2-27 DEIDS Report, SUBJECT  
 Date: 18 Apr 12  
 Agent: SA [REDACTED]

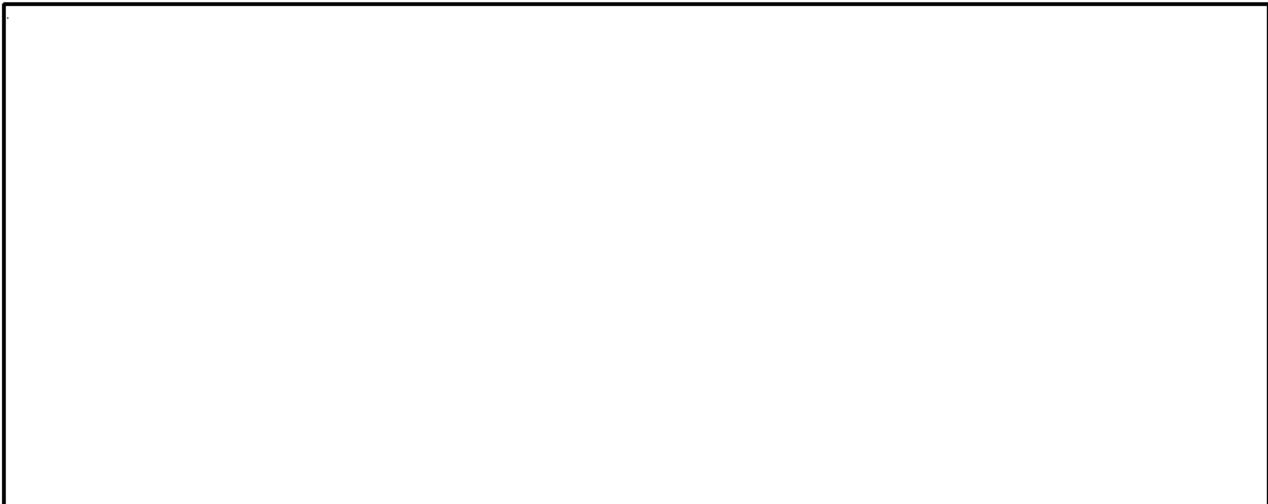
2-28 Medical Records, [redacted]  
Date: 20 Apr 12  
Agent: SA [redacted]

2-29 Medical Records, SUBJECT  
Date: 20 Apr 12  
Agents: SA [redacted] SA [redacted]

2-30 [redacted] Health Records, SUBJECT  
Date: 20 Apr 12  
Agent: SA [redacted]

2-31 [redacted] Health Records, VICTIM  
Date: 8 Aug 12  
Agent: SA [redacted]





2-32 Phone Records from VICTIM's phone

Date: 27 Apr 12  
Agent: SA [redacted]

A review of VICTIM's phone records (attached) from 23 to 24 Mar 12, indicated the following: VICTIM's last connected call was to [redacted] (Identified as [redacted]) at 2106 hours on 23 Mar 12 that lasted 1 minute and 52 seconds. There were three calls that were made that had no duration. Two of those calls was to [redacted] (Identified as BERRONG) at 2237 hours 23 Mar 12 and 0020 hours on 24 Mar 12. The third call, that had no duration, was placed to [redacted] (Identified as DUNNIVANT) at 0143 hours on 24 Mar 12. The next phone call on VICTIM's records was to DUNNIVANT on 24 Mar 12 at 0303 hours that lasted 10 minutes and 39 seconds (Agent Note: The phone call at 0303 hours for 10 minutes and 39 seconds lines up with what was on DUNNIVANT's phone which was a phone call at 0302 hours on 24 Mar 12 that lasted 10 minutes).

A review of VICTIM's phone (attached) showed that VICTIM had placed four calls to BERRONG which were date and time stamped, but were not on VICTIM's phone records. Those calls were made at 0259 hours, 0300 hours, 0301 hours and 0302 hours on 24 Mar 12.

A review of VICTIM's remaining text messages and call logs from 23 Mar 12 through 24 Mar 12 revealed nothing pertinent to this investigation.

2-33 A review of Government .PST Email Files, SUBJECT

Date: 2 May 12  
Agent: SA [redacted]

A review of SUBJECT's government emails disclosed no information pertinent to this investigation.

2-34 Aviano Base Blackberry Phone Listing

Date: 2 May 12  
Agents: SA [redacted], SA [redacted]

A review of the AAB, IT Blackberry cellular phone listing disclosed nothing pertinent to this investigation.

2-35 Phone Records

Date: 4 May 12  
Agent: SA [REDACTED]

BERRONG provided pictures on her cellular phone of her own phone records (attached). BERRONG's phone records show a phone call between her and VICTIM at 2245 on 23 Mar 12. BERRONG did not provide information on the duration of that phone conversation.

2-36 Government Email, GOLDSBERRY

Date: 7 May 12  
Agents: SA [REDACTED]; SA [REDACTED]

A review of GOLDSBERRY's government emails disclosed no information pertinent to this investigation.

2-37 Government Email, LOWE

Date: 7 May 12  
Agents: SA [REDACTED]; SA [REDACTED]

A review of LOWE's government emails disclosed no information pertinent to this investigation.

2-38 Government Email, MANNING

Date: 7 May 12  
Agents: SA [REDACTED]; SA [REDACTED]

A review of MANNING's government emails disclosed no information pertinent to this investigation.

2-39 Government Email, BROCK

Date: 7 May 12  
Agents: SA [REDACTED]; SA [REDACTED]

A review of BROCK's government emails disclosed no information pertinent to this investigation.

2-40 Government Email, VICTIM

Date: 7 May 12  
Agents: SA [REDACTED]; SA [REDACTED]

A review of VICTIM's government emails disclosed no information pertinent to this investigation.

2-41 Cell Phone Record

Date: 8 May 12  
Agent: SA [REDACTED]

BERRONG emailed SA [REDACTED] a picture of BERRONG's cellular phone statement (attached). The photo showed a phone call between BERRONG and VICTIM at 0023 hours on 24 Mar 12 that lasted approximately 15 minutes. The next phone call BERRONG had with VICTIM was at 0653 hours on 24 Mar 12 that lasted approximately 33 minutes.

2-42 Government Email

Date: 9 May 12  
Agent: SA [redacted]

A review of Col OSTOVICH's government emails disclosed no information pertinent to this investigation.

2-43 Government Email

Date: 9 May 12  
Agent: SA [redacted]

A review of BERRONG's government emails disclosed no information pertinent to this investigation.

2-44 Government Blackberry Phone Records

Date: 10 May 12  
Agent: SA [redacted]

A review of Col OSTOVICH's government cellular phone logs revealed the following: On 23 Mar 12, Col OSTOVICH sent a text message to SUBJECT around 2047. The last items on Col OSTOVICH's phone record was Col OSTOVICH's text to BERRONG at 2052:55 hours (Agent Note: 2052 is the military time and the ":55" represents to the seconds. From this point forward if you see a four digit numeric time followed by a colon and another number, the number after the colon resembles the seconds) and a phone call Col OSTOVICH had called to BERRONG at 2253:38 for 4 minutes and 56 seconds. On 24 Mar 12, Col OSTOVICH only sent text messages or called MANNING, SUBJECT and BERRONG. Specifically, Col OSTOVICH called MANNING at 1042:11 hours and texted SUBJECT at 1043:17 hours. Col OSTOVICH sent texts to MANNING at 1050:54, 1051:55, 1057:22 and 1158:39 hours. Col OSTOVICH sent a text message later on 24 Mar 12 to BERRONG at 2124:31 hours. Col OSTOVICH texted MANNING at 2125:59 hours followed by text messages sent to BERRONG at 2126:35 and 2129:56 hours. Col OSTOVICH then called BERRONG at 2130:20 hours for 4 minutes and 6 seconds (Agent Note: Text messages were not available because the government does not receive stored text messages from the Host Nation cellular provider).

2-45 SUBJECT's Government Blackberry Phone Records

Date: 10 May 12  
Agent: SA [redacted]

A review of SUBJECT's government cellular phone logs revealed the following: On the night of 23 Mar 12, SUBJECT's last text message was to Col OSTOVICH at 2054:35 hours. On 24 Mar 12, SUBJECT's first text message was at 0817:15 and 0819:18 hours to an unidentified phone number [redacted] (Agent Note: On the phone record the last three digits are "x'd" out). At 0849:28 hours, SUBJECT texted Col OSTOVICH. At 0908:20 hours, SUBJECT called unidentified phone number [redacted] for 25 seconds. At 0913:15 hours, SUBJECT called GOLDSBERRY for 1 minute and 21 seconds. At 1044:03 hours, SUBJECT called Col OSTOVICH for 20 seconds.

2-46 Legal Review through a legal database called Westlaw

Date: 16 May 12  
Agent: SA [redacted]

[redacted]

2-47 Recall Roster  
Date: 18 May 12  
Agent: SA [redacted]

A review of SUBJECT's work center recall roster disclosed no information pertinent to this investigation.

2-48 Automated Records Management System (ARMS), [redacted]  
Date: 10 Aug 12  
Agent: SA [redacted]

A review of ARMS disclosed no information pertinent to this investigation.

2-49 Italian Phone Records with date range of 1 – 15 Mar 12  
Date: 19 Sep 12  
Agent: SA [redacted]

A review of Italian telephone records requested by 31 SJA, AAB, IT revealed the following: The telephone records covered 1 – 15 Mar 12. Since the alleged offense occurred on 24 Mar 12, the retrieved phone records hold no information pertinent to this investigation.

**Law Enforcement Records Checks**

2-50 Investigative Information Management Systems (I2MS), [redacted]  
Date: 14 Apr 12  
Agent: SA [redacted]

A review of [redacted] I2MS database revealed no derogatory information.

2-51 I2MS, [redacted]  
Date: 18 Apr 12  
Agent: SA [redacted]

A review of [redacted] I2MS database revealed no derogatory information.

2-52 Security Forces Management Information System (SFMIS), [redacted]  
Date: 14 Apr 12  
Agent: SA [redacted]

A review of [redacted] SFMIS revealed no derogatory information.

2-53 SFMIS, [redacted]  
Date: 18 Apr 12  
Agent: SA [redacted]

A review of [redacted] SFMIS revealed no derogatory information.

2-54 National Crime Information Center (NCIC), [redacted]  
Date: 14 Apr 12  
Agent: SA [redacted]

A review of [redacted] NCIC revealed no derogatory information.

2-55 NCIC, (b)(6)  
Date: 18 Apr 12  
Agent: SA (b)(6)

A review of (b)(6) NCIC revealed no derogatory information.

2-56 Defense Central Index of Investigations (DCII), (b)(6)  
Date: 14 Apr 12  
Agent: SA (b)(6)

A review of (b)(6) DCII revealed no derogatory information.

2-57 DCII, (b)(6)  
Date: 18 Apr 12  
Agent: SA (b)(6)

A review of (b)(6) DCII revealed no derogatory information.

**Coordinations**

2-58 Forensic Science Technician  
Date/Method: 17 Apr 12/Telephonic  
Agent: SA (b)(6)

SA (b)(6) coordinated this investigation with SA (b)(6) Forensic Science Technician, 4 FIS, Vogelweh, Germany. According to SA (b)(6) since the alleged sexual assault occurred in Mar 12, there would be nothing of forensic value to be preserved as evidence. However, he suggested conducting witness interviews to determine the state of VICTIM's intoxication throughout the night of 23 Mar 12; try to retrieve surveillance video from La Bella Vista Club, AAB, IT which could show VICTIM's state of intoxication throughout the night; and possibly attempt a pre-text phone call between VICTIM and SUBJECT.

2-59 Legal  
Date/Method: 17 Apr 12/In Person  
Agents: SA (b)(6); SA (b)(6)

SA (b)(6) briefed LTC (b)(6), 31 FW Staff Judge Advocate, AAB, IT, on the facts and circumstances of the investigation.

2-60 Brigadier General SCOTT ZOBRIST  
Date/Method: 18 Apr 12/In Person  
Agents: SA (b)(6)

SA (b)(6) delivered the letter of notification to Brigadier General ZOBRIST and briefed him on the facts and circumstances of the investigation.

2-61 Polygraph  
Date/Method: 24 Apr 12/Telephonic  
Agents: SA [redacted]; SA [redacted]

SA [redacted] provided SA [redacted], 4 FIS, Vogelweh, GE, the facts and circumstances of the investigation.

2-62 Polygraph  
Date/Method: 25 Apr 12/In Writing  
Agent: SA [redacted]

SA [redacted] provided SA [redacted] the polygraph request for SUBJECT's polygraph that was scheduled for the morning of 26 Apr 12.

2-63 Legal  
Date/Method: 5 Jul 12/Telephonic  
Agent: SA [redacted]

SA [redacted] coordinated with Capt [redacted], Chief of Military Justice, 31st Staff Judge Advocate (SJA), AAB, IT, who opined SA [redacted] contact Civ [redacted] HQ USAFE A6, Ramstein AB (RAB), GE, to retrieve communicator chat logs of Col OSTOVICH, BERRONG and SUBJECT. SA [redacted] told [redacted] an attempt to receive communicator logs had been attempted in the past and was informed by Civ [redacted] HQ USAFE A6, RAB, GE that AAB, IT does not store their communicator logs.

2-64 A6  
Date/Method: 5 Jul 12/Telephonic  
Agent: SA [redacted]

SA [redacted] attempted to contact [redacted]; however, SA [redacted] was advised by Civ [redacted], Unified Communications Engineer, USAFE A6, RAB, GE that [redacted] was unreachable, but SSgt [redacted], HQ USAFE A6, RAB, GE, was available. [redacted] relayed to SA [redacted] that AAB, IT did not have any stored communicator log information. [redacted] advised that as of 5 Jul 12, the communicator logs from AAB, IT should be stored by the A6 office at RAB, GE.

2-65 Legal  
Date/Method: 5 Jul 12/Telephonic  
Agent: SA [redacted]

SA [redacted] informed [redacted] that it was not possible to collect communicator chat logs from individuals stationed at AAB, IT.

### Consultations

2-66 Analytic  
Date/Method: 27 Apr 12/Email  
Agent: SA [redacted], FIS 12, Buckley AFB, CO

On 27 April 2012, Special Agent (SA) [redacted], Criminal Investigations and Operations Consultant, AFOSI Region 7/12th Field Investigations Squadron (FIS), Buckley AFB, CO, analyzed a

handwritten statement provided by Subject's spouse to AFOSI Detachment 531. SA [redacted] provided investigative guidance based on his training in linguistic analysis.

**Other Investigative Aspects**

2-67 Fingerprint, Criminal

Date: 19 Apr 12  
Agent: SA [redacted]

SUBJECT's fingerprints and deoxyribonucleic acid (DNA) samples were collected at AFOSI Det 531.

2-68 Polygraph Exam

Date: 26 Apr 12  
Agent: SA [redacted]

Polygraph Examination of: Lt. Col. JAMES H. WILKERSON (SUBJECT)  
Date/Place of Examination: 26 Apr 12/AFOSI Det 531, Aviano AB, IT  
Polygraph Examiner: SA [redacted], Certified DoD Polygraph Examiner, AFOSI 4 FIS, Vogelweh Cantonment, GE  
Witness to Rights Advisement and Statement of Consent: SA [redacted]  
Others Present: SA [redacted], AFOSI Det 531, Aviano AB, IT

After advisement of rights and signing a statement of consent to undergo polygraph testing, SUBJECT was administered a polygraph examination. During the pre-test interview SUBJECT related essentially the same information as in his previous AFOSI interview. SUBJECT denied he was in bed with VICTIM. SUBJECT further denied he had his hands down her pants or penetrated her vagina with anything.

The following relevant questions were asked of SUBJECT during Series I examination, along with his verbal answers:

- I-A. Were you in bed with [redacted]? Ans: No
- I-B. Did you penetrate [redacted] vagina in any way? Ans: No
- I-C. Did you have your hand down [redacted] pants? Ans: No

After analysis of the physiological data collected during Series I examination, it was the opinion of the EXAMINER that SUBJECT's physiological responses to the relevant questions were indicative of deception (DI). During post-test interview, SUBJECT continuously denied he was in bed with VICTIM and did not put his hands down her pants or penetrate her vagina in any way. SUBJECT related he did not leave his bed on the third floor until the following morning and there is no way he would have gotten up in the middle of the night to go downstairs for anything. SUBJECT stated his spouse would not and did not lie to cover up this incident as she is very independent and would have kicked him out of the house and gone back to her parents if she had caught him in bed with another woman. SUBJECT could not explain why VICTIM would make up an allegation like this. SUBJECT subsequently requested the interview be terminated as he no longer wanted to discuss the issue anymore. SUBJECT was released to Lt. Col. [redacted] who is assigned to the 510 Fighter Squadron as the immediate supervisor was not available.

The polygraph charts and associated material are on file at HQ AFOSI and are available upon authorized request.

NOTE: The contents of this report may be transferred to other reporting media, but the wording may not be altered in any way.

2-69 Email, LtCol: [REDACTED] Commander, 31st Communications Squadron, AAB, IT  
Date: 9 May 12  
Agent: SA [REDACTED]

[REDACTED] e-mailed SA [REDACTED] copies of cellular phone bills, assigned to government black berry telephone #'s: [REDACTED] (Assigned to Col OSTOVICH) and [REDACTED] (Assigned to SUBJECT).  
(Agent Note: Please reference para. 2-44 and 2-45 for information regarding the review of the cellular phone bills.)

**EVIDENCE**

3-1 The following is a list of evidence associated with this investigation (cross-referenced):

Obtained at: AFOSI DET 531

Aviano AB, Italy (para. 2-24)

Obtained on: 19 Apr 12

Obtained by: [redacted]  
Agents: SA [redacted], SA [redacted], SA [redacted]

31518121101216-1: Two (2) USAF OSI DVD+R disc containing video and audio recording of SUBJECT (WILKERSON) Interview. CONDITION: Used VALUE: Unknown Labeled with Serial #: 00002069566 and 00002069565 respectively; Case #: 531-C-120-C3-32561121081251; SUBJECT: Wilkerson; Case Agent: SA [redacted]; Date/Time: 19 Apr 12-1825 hours and 1830 hours (for the second dvd); Checked Original Copy; Disc 1 of 2 and 2 of 2 respectively.

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Obtained at: AFOSI DET 531

Aviano AB, Italy (para. 2-25)

Obtained on: 26 Apr 12

Agents: SA [redacted], SA [redacted]

32561121171211-1: Two (2) USAF OSI DVD+R disc containing video and audio recording of SUBJECT (WILKERSON) Interview. CONDITION: Used VALUE: Unknown Labeled with Serial #: 00002069564 and 00002069563 respectively; Case #: 531-C-120-C3-32561121081251; SUBJECT: Wilkerson; Case Agent: SA [redacted]; Date/Time: 26 Apr 12/0907 hours Checked Original Copy; Disc 1 of 2 and 2 of 2 respectively.