

U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

REPORT OF INVESTIGATION (CLOSED ONLY)

15MAR18

SEXUAL MISCONDUCT - ADULT (II)

CONTROL: 15MAR18-SNSN-00064-8MNA/C

I/USNS MERCY (T-AH 19)/CIVILIAN MARINER REMOVED FROM USNS MERCY AFTER EXPOSING HIMSELF TO PASSING USN HELICOPTER

COMMAND/USNS MERCY/46425

MADE AT/FEOK/RESIDENT AGENCY OKINAWA (b)(6), (b)(7)(C) SPECIAL AGENT

NARRATIVE

1. This matter was initiated for documenting the details and disposition of an administrative matter involving (b)(6), (b)(7)(C) Government Contractor (GCON), 3rd Assistant Engineer (3 A/E), USNS MERCY (T-AH 19). No criminal statutes apply.

2. On 15MAR18, (b)(6), (b)(7)(C) USN, Staff Judge Advocate (SJA), assigned to Destroyer Squadron 31 (DESRON 31) staff for Pacific Partnership 2018 aboard USNS MERCY, notified Reporting Agent (RA) of an incident which resulted in disciplinary action for (b)(6), (b)(7)(C) stated she was notified by (b)(6), (b)(7)(C) (b)(6), (b)(7)(C) USN, Commodore, Pacific Partnership 2018, that subsequent to an internal Military Sealift Command (MSC) investigation (b)(6), (b)(7)(C) was to be suspended for 30 days and removed from USNS MERCY in Guam for return to CONUS. RA reviewed a copy of the MSC investigation which (b)(6), (b)(7)(C) provided.

3. The investigation reflected on 11MAR18, approximately 1800 hours, while USNS MERCY was underway to Guam from Hawaii (b)(6), (b)(7)(C) and MSC civilian mariners (b)(6), (b)(7)(C) (b)(6), (b)(7)(C) GCON, 3 A/E, were off-duty sitting on the top deck of the aft house while an embarked helicopter from Helicopter Squadron 23 (HSC-23) was conducting flight operations in the airspace around the vessel. According to witness statements from (b)(6), (b)(7)(C) (b)(6), (b)(7)(C) (b)(6), (b)(7)(C) and (b)(6), (b)(7)(C) at that time (b)(6), (b)(7)(C) exposed his genitals as the helicopter flew by. When asked what (b)(6), (b)(7)(C) had done (b)(6), (b)(7)(C) allegedly stated, "I just whipped it out to the helicopter." An additional witness, (b)(6), (b)(7)(C) GCON, JP5 Fueling Engineering Captain, reported a report was made to the flight operations tower that a person had exposed himself to the helicopter from the aft house deck, though (b)(6), (b)(7)(C) did not know the source of that report. None of the members of the HSC-23 air and ground crew who were participating in flight operations on that date and time have identified themselves as witnesses to the incident.

4. (b)(6), (b)(7)(C) advised that subsequent to a review of possible criminal offenses, no criminal violation could be identified in this incident, and the matter was being adjudicated through administrative channels as violations of MSC rules, regulations, and policies.

5. On 15MAR18, background records checks of (b)(6), (b)(7)(C) were conducted through the

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PAGE 1

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National Crime Information Center (NCIC), Joint Personnel Adjudications System (JPAS), DoD Law Enforcement Exchange (DDEX), and NCIS Knowledge Network (K-NET). (b)(6), (b)(7)(C) was fully identified as (b)(6), (b)(7)(C) Date of Birth (b)(6), (b)(7)(C) Social Security number (b)(6), (b)(7)(C) JPAS records reflected (b)(6), (b)(7)(C) holds a Secret security clearance. The NCIC, DDEX, and KNET checks reflected no derogatory information. DCII was unable to be accessed during the time of this report, but checks will be run at a later date. If derogatory information surfaces, it will be reported out in an ROI (SUPP).

DISTRIBUTION

NCISHQ:0023

INFO :002P/SNFO/USNS MERCY (T-AH 19) (b)(6), (b)(7)(C) USN) (H)

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PAGE 2 LAST (b)(6), (b)(7)(C) LNN

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