

CHARGE SHEET

I. PERSONAL DATA

1. NAME OF ACCUSED (<i>Last, First, MI</i>) WINFIELD, ADAM, C.		2. SSN [REDACTED]	3. GRADE OR RANK SPC	4. PAY GRADE E-4
5. UNIT OR ORGANIZATION B Company, 2d Battalion, 1st Infantry Regiment, 2d Brigade (SBCT), 2d Infantry Division, Joint Base Lewis-McChord, WA 98433			6. CURRENT SERVICE	
			a. INITIAL DATE 27 JUL 2006	b. TERM 6 Years
7. PAY PER MONTH		8. NATURE OF RESTRAINT OF ACCUSED		9. DATE(S) IMPOSED 14 June 2010
a. BASIC	b. SEA/FOREIGN DUTY	c. TOTAL		
\$2,199.90	None	\$2,199.90		
		Pretrial Confinement		

II. CHARGES AND SPECIFICATIONS

10. CHARGE I: VIOLATION OF THE UCMJ, ARTICLE 81

SPECIFICATION 1: In that Specialist (E-4) Adam C. Winfield, U.S. Army, did, at or near Forward Operating Base Ramrod, Afghanistan, between on or about 1 November 2009 and on or about 11 May 2010, conspire with members of Bravo Company, 2d Battalion, 1st Infantry Regiment, 5th Brigade (SBCT), 2d Infantry Division to commit an offense under the Uniform Code of Military Justice, to wit: premeditated murder of Afghan noncombatants, and in order to effect the object of the conspiracy Specialist (E-4) Adam C. Winfield, Staff Sergeant (E-6) Calvin R. Gibbs, and Corporal (E-4) Jeremy N. Morlock did throw a grenade at and shoot with firearms a male of apparent Afghan descent.

SPECIFICATION 2: In that Specialist (E-4) Adam C. Winfield, U.S. Army, did at or near Forward Operating Base Ramrod, Afghanistan, between on or about 1 March 2010 and on or about 31 March 2010, conspire with Staff Sergeant (E-6) Calvin R. Gibbs, Staff Sergeant (E-6) Robert G. Stevens, Sergeant (E-5) Darren N. Jones, [REDACTED] Specialist (E-4) Michael S. Wagnon II and Private First Class (E-3) Ashton A. Moore to commit an offense under the Uniform Code of Military Justice, to wit: aggravated assault with a dangerous weapon upon three males of apparent Afghan descent, and in order to effect the object of the conspiracy the said Specialist (E-4) Adam C. Winfield pulled security and Specialist (E-4) Michael S. Wagnon II, Staff Sergeant (E-6) Robert G. Stevens, Sergeant (E-5) Darren N. Jones, Staff Sergeant (E-6) Calvin R. Gibbs, and Private First Class (E-3) Ashton A. Moore did shoot at three males of apparent Afghan descent with dangerous weapons, to wit: loaded firearms.

(See Continuation Sheet)

III. PREFERRAL

11a. NAME OF ACCUSER (<i>Last, First, MI</i>) [REDACTED]	b. GRADE O-3	c. ORGANIZATION OF ACCUSER 2-1 IN BN, 2/2 ID (SBCT)
d. SIGNATURE OF ACCUSER [REDACTED]		e. DATE 13 Aug 2010

AFFIDAVIT: Before me, the undersigned, authorized by law to administer oaths in cases of this character, personally appeared the above named accuser this 13th day of August, 2010, and signed the foregoing charges and specifications under oath that he is a person subject to the Uniform Code of Military Justice and that he either has personal knowledge of or has investigated the matters set forth therein and that the same are true to the best of his knowledge and belief.

[REDACTED]

Typed Name of Officer

OSJA, I Corps

Organization of Officer

O-3

Article 136, UCMJ

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

[REDACTED]

Signature

12.

On 13 Aug 2010, 2010, the accused was informed of the charges against him and of the name of the accuser known to me (See R.C.M. 308 (a)). (See R.C.M. 308 if notification cannot be made.)

[Redacted]

Typed Name of Immediate Commander

2-1 IN BN, 2/2 ID SBCT

Organization of Immediate Commander

O-3

[Redacted]

Signature

IV. RECEIPT BY SUMMARY COURT-MARTIAL CONVENING AUTHORITY

13.

The sworn charges were received at _____ hours, _____ 2010, at

HQ, 2-1 IN BN, 2/2 ID (SBCT)

Designation of Command or

Joint Base Lewis-McChord, WA 98433

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

FOR THE ¹

[Redacted]

Typed Name of Officer

COMMANDING

Official Capacity of Officer Signing

O-4

Grade

Signature

V. REFERRAL; SERVICE OF CHARGES

14a. DESIGNATION OF COMMAND OF CONVENING AUTHORITY

b. PLACE

c. DATE

Referred for trial to the _____ Court-martial convened by _____

_____ 20 _____, subject to the following instructions:²

By _____ of _____

Command or Order

Typed Name of Officer

Official Capacity of Officer Signing

Grade

Signature

15.

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

[Redacted]

Typed Name of Trial Counsel

O-3

Grade or Rank of Trial Counsel

Signature

FOOTNOTES: 1 — When an appropriate commander signs personally, inapplicable words are stricken.
2 — See R.C.M. 601(e) concerning instructions. If none, so state.

12.

On _____, 2006, the accused was informed of the charges against him/her and of the name(s) of the accuser(s) known to me (See R.C.M. 308 (a)). (See R.C.M. 308 if notification cannot be made.)

[Redacted]

Typed Name of Immediate Commander

2-1 IN, 2/2 ID (SBCT)

Organization of Immediate Commander

O-3

Grade

Signature

IV. RECEIPT BY SUMMARY COURT-MARTIAL CONVENING AUTHORITY

13.

The sworn charges were received at 1400 hours, 25 August 2010 at HQ, 2-1 IN, 2/2 ID
Designation of Command or

(SBCT), JBLM, WA 98433

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

FOR THE ¹

[Redacted]

Typed Name of Officer

COMMANDING

Official Capacity of Officer Signing

[Redacted]

V. REFERRAL; SERVICE OF CHARGES

14a. DESIGNATION OF COMMAND OF CONVENING AUTHORITY

b. PLACE

c. DATE

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

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

By _____ of _____
Command or Order

Typed Name of Officer

Official Capacity of Officer Signing

Grade

Signature

15.

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

[Redacted]

Typed Name of Trial Counsel

O-3

Grade or Rank of Trial Counsel

Signature

FOOTNOTES: 1 — When an appropriate commander signs personally, inapplicable words are stricken.
2 — See R.C.M. 601(e) concerning instructions. If none, so state.

CONTINUATION SHEET, DD FORM 458, PERTAINING TO WINFIELD, Adam, C., SPC, [REDACTED]
[REDACTED], B Company, 2d Battalion, 1st Infantry Regiment, 2d Brigade (SBCT), 2d Infantry Division, Joint
Base Lewis-McChord, Washington 98433

Item 10 (Cont'd)

CHARGE II: VIOLATION OF THE UCMJ, ARTICLE 118

THE SPECIFICATION: In that Specialist (E-4) Adam C. Winfield, U.S. Army, did, at or near Forward Operating Base Ramrod, Afghanistan, on or about 2 May 2010, with premeditation, murder a male of apparent Afghan descent by means of throwing a grenade at him and shooting him with firearms.

CHARGE III: VIOLATION OF THE UCMJ, ARTICLE 128

THE SPECIFICATION : In that Specialist (E-4) Adam C. Winfield, U.S. Army, did, at or near Forward Operating Base Ramrod, Afghanistan, between on or about 1 March 2010 and on or about 31 March 2010, commit an assault upon three males of apparent Afghan descent by shooting at them with a dangerous weapon, to wit: a loaded firearm.

CHARGE IV: VIOLATION OF THE UCMJ, ARTICLE 112a

THE SPECIFICATION: In that Specialist (E-4) Adam C. Winfield, U.S. Army, did, at or near Forward Operating Base Ramrod, Afghanistan, on divers occasions between on or about 1 September 2009 and on or about 11 May 2010, wrongfully use hashish a Schedule I controlled substance while receiving special pay under 37 U.S.C. Section 310.