

# **Enclosure 7**

**SWORN STATEMENT**

For use of this form, see AR 190-45; the proponent agency is PMG.

**PRIVACY ACT STATEMENT**

**AUTHORITY:** Title 10, USC Section 301; Title 5, USC Section 2951; E.O. 9397 Social Security Number (SSN).

**PRINCIPAL PURPOSE:** To document potential criminal activity involving the U.S. Army, and to allow Army officials to maintain discipline, law and order through investigation of complaints and incidents.

**ROUTINE USES:** Information provided may be further disclosed to federal, state, local, and foreign government law enforcement agencies, prosecutors, courts, child protective services, victims, witnesses, the Department of Veterans Affairs, and the Office of Personnel Management. Information provided may be used for determinations regarding judicial or non-judicial punishment, other administrative disciplinary actions, security clearances, recruitment, retention, placement, and other personnel actions.

**DISCLOSURE:** Disclosure of your SSN and other information is voluntary.

1. LOCATION Fort Bragg LEC	2. DATE (YYYYMMDD) 20221214 MF	3. TIME 0755 MF	4. FILE NUMBER
5. LAST NAME, FIRST NAME, MIDDLE NAME Forbes, Michael J	6. SSN 188 54 7907	7. GRADE/STATUS E71AC	
8. ORGANIZATION OR ADDRESS 528th Sustainment BDE Special Operations (ABN) (WJTDA)			

1. N SFC FORBES, MICHAEL J., WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH:

ON 12 DEC 2022 @ NOBIS I WAS IN 528TH SB (SO) (CO) (BN) <sup>ADJACENT TO</sup> FORMATION PARKING LOT GERMONT AREA DIRECTLY BEHIND K-4047, NEW DAWN DR. FT BRAGG NC 28510. 1SG MORGAN WAS PUTTING OUT INFORMATION TO THE ENTIRE BN PRESENT AT THAT TIME. UPON COMPLETION HE ASKED IF ANYONE HAD ANYTHING TO PUT OUT. GIVEN THE IDENTIFIED SMALL & LARGE ISSUES IDENTIFIED RECENTLY BY ME, THE APPROPRIATE INFORMATION SECURITY OFFICE FOR THE BDE, I REQUESTED AND WAS GIVEN PERMISSION BY 1SG TO COME FORWARD AND ADDRESS WHAT I SAID WAS A "COMMERCIAL" HE SAID, "COME ON UP!" I PROCEEDED TO THE FRONT OF THE FORMATION AND SAID "GOOD MORNING [EVERYONE]" AND NO ONE RESPONDED. I INFORMED THE BN THAT "PEDS CANNOT BE BROUGHT INTO OUR BUILDING (AS I POINTED AT OUR BDE HQ BUILDING). I KNOW I AM NOT THE MOST CONVINCING PERSON AT NOW BUT THAT'S OK WITH ME. I PER THIS OUT WITH POSTED SIGNS ON THOSE DOORS OUT SOMEONE TOOK THEM DOWN. WE CAN'T... THIS WHEN THE BN CSM (EMEKAEKWE) CAME UP FROM BEHIND ME FROM THE RIGHT SIDE, PLACED BOTH HANDS ON MY SHOULDERS AND BEGAN PUSHING ME BACK TOWARDS THE FORMATION SAYING "OK, SERGEANT MF"

10. EXHIBIT	11. INITIALS OF PERSON MAKING STATEMENT MF	PAGE 1 OF 5 PAGES
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ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT OF \_\_\_\_\_ TAKEN AT \_\_\_\_\_ DATED \_\_\_\_\_"

THE BOTTOM OF EACH ADDITIONAL PAGE MUST BEAR THE INITIALS OF THE PERSON MAKING THE STATEMENT, AND PAGE NUMBER MUST BE INDICATED.

STATEMENT OF SFC FORBES, MICHAEL J TAKEN AT Fort Bragg, NC DATED 2022/2/14

9. STATEMENT (Continued)

MC FORBES, THAT'S ENOUGH." I WAS TRYING TO FINISH AND  
 WAS SAYING "INSTITUTIONALIZE THE USE OF PHONES IN  
 OUR BUILDING." I STOOD IN FORMATION AND SALUTED A  
 FLAG THAT DID NOT SOUND AT THAT TIME IMMEDIATELY  
 ROUDDING MY APPROXIMATE BACK IN FORMATION. HE PUSHED  
 ME, MANIPULATED ME, ABSTRACTED ME FOR A DISTANCE  
 OF OVER 10 FT WHICH RESULTED IN MEMBERS OF THE  
 FORMATION TO LAUGH AT ME WHICH FURTHER DISTURBED  
 THE IMPORTANT NATIONAL SECURITY MESSAGE THAT I  
 AM APPOINTED TO PROMOTE PER USAOC 25-2, PARA 9.  
 THIS IS IMPORTANT BECAUSE I REQUESTED A WIRELESS DETECTION  
 SCAN THROUGH ISFC 10 AND ANTICIPATE AN IMMEDIATE VISIT  
 THE ~~SCAN~~ PRIVACY TO THIS EVENT. THURSDAY 8 DEC 2022 MY  
 OIC WAS NOTIFIED OF A SCAN OR "SWEEP." THE SWEEP WAS TO  
 OCCUR ON 9 DEC 2022. THE SWEEP RESULTED IN 2 CELL  
 PHONES FOUND IN THE BFX-4047 RAB TWO WIRELESS SIGNAL  
 OUTSIDE THE SVR CRIST FOR THE INSPECTORS DURING THE "SWEEP"  
 THE IMPORTANCE WAS FURTHER COMPOUNDED BY THE POSTING OF  
 A PICTURE ON FACEBOOK OF (OUR BAG FB PAGE) A TABLE,  
 LOCATED IN OUR BN CLASSROOM DURING A HOLIDAY PARTY  
 CONDUCTED THE NIGHT OF 8 DEC 2022 IN WHICH 1-2 ABOVE  
 ARE VISIBLE IN THE PICTURE WHICH IS AVT IN ACCORDANCE  
 WITH USAOC 25-2, PARA 10-3. THE BDE CPT, CSM, AND CPT (S),  
 THE CO. CPT (HHC) & ISB MORGAN WERE DEPICTED IN OTHER PICS  
 AT THIS HOLIDAY PARTY. THE BN CPT & CSM WERE IN THE  
 PICTURE WITH THE PHONES. THESE OCCURRENCES LIKELY CONTRIBUTED  
 THE NEED FOR MORE PRESENTATION MESSAGES AS TOLD  
 INPOSEC OFFICER. SI I INTENDED TO ACCOMPLISH THAT  
 THE BDE CPT & CSM WERE PRESENT AT THIS FORMATION AND  
 HAD NOT OR DID NOT DO ANYTHING TO REMEDIATE OR STOP  
 COM E.'S ASSAULT TO THE TIME OF THIS STATEMENT. I AM  
 FILING AN EO TOXICITY TODAY. AFTER LATER THAT DAY  
 I WAS ORDERED TO CSM E.'S OFFICE IN ISB MORGAN PRESENT  
 WHERE I WAS <sup>PRESENTED WITH</sup> AN EVENT-ORIENTED COUNSELING IN WHICH  
 I WAS NOTIFIED "IN THE EVENT OF"

INITIALS OF PERSON MAKING STATEMENT

MF

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STATEMENT OF SFC FORBES, MICHAEL J. TAKEN AT Fort Carson NC DATED 2022/12/14

6. STATEMENT (Continued)

IF THAT YOU NOTICE SOMEONE OUT OF COMPLIANCE, REPORT THEM TO YOUR OIC. DO NOT CONFRONT THEM." THIS DOES NOT PERMIT ME TO SUPPORT USASAC 25-2 OR AR 380-5 OR ANY OF THE MANY PERTINENT REGULATIONS OR POLICIES THAT SUPPORT OUR NATIONAL SECURITY OR CLEARANCE SUITABILITY PROGRAMS. I WANT TO REPORT THIS ON MONDAY 12 DEC 2022.

PERIOD TO THIS, ON TUESDAY, 6 DEC 2022, THE CSM E AND I HAD A DISCUSSION ABOUT MY ~~NO INFO~~ ~~PROGRAMS~~ AND HE ASKED ME OUR S OVR AGAIN WHY DIDNT YOU NOTIFY THE BDE CPA ABOUT THE COACH ENCOURAGING PHONES DURING UPcoming "SWEEP" I SHOULD NOT DIVULGE TO THE CSM E THAT A SWEEP WAS COMING. HE TOLD ME I SHOULD HAVE DISCUSSED THIS WITH THE BDE COR, TO SATISFY HIS CONCERN I TOLD HIM I WILL CONSIDER THAT AND, EVEN THOUGH I CANT GO BACK IN TIME I WILL NOTIFY ALL BDE COR (AND GIVE INTR SPACES) THROUGH THE EXTENSION DOORS. THIS WAY THE BDE COR & ALL GUYS ARE AWARE OF MY PREVIOUS EFFORTS.

LAST YESTERDAY @ N 1630 I REALIZED THAT FOOTAGE OF THE INCIDENT WAS MISSING FROM 3 MOTION PICTURE CAMERAS IN OUR C-CURE QOOD SYSTEM. THIS ASSAULT WAS LIKELY ERASED.

NOTE: IMMEDIATELY FOLLOWING THE COUNSELING'S SIGNATURE BY BOTA CSM E AND ME. THE CSM DISMISSED US PERSON AS HE REACHED FOR THE DOOR I REQUESTED HE STAY TO ~~ME~~ ~~WITNESS~~ MY NEXT COMMENT. I SAID, "CSM, THIS MORNING, AT FORMATION, WHEN YOU CAME UP FROM BEHIND ME & BEATED BOTA DE YOUR HANDS ON BOTH OF MY SHOULDERS AND PUSHED ME BACK INTO TOWARDS THE FORMATION, THIS MADE ME UNCOMFORTABLE. I WOULD APPRECIATE IF YOU NEVER TOUCH ME AGAIN UNLESS I DISPLAY BEHAVIORS THAT COULD INDICATE I AM SUICIDAL OR VIOLENT, WHICH I AM NOT." HE APOLOGIZED. MF

INITIALS OF PERSON MAKING STATEMENT

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STATEMENT OF SFC FORBES, MICHAEL J TAKEN AT Fort Bragg NC DATED 2022.12.14

9. STATEMENT (Continued)

MP. ON 13 DEC 2022, AS I WAS WALKING IN THE BUILDING MY CAC CARD WOULD NOT WORK AT 2 OF THE BACK DOORS. INTERESTINGLY, CSM E CAME WALKING IN, I WAS NERVOUS AS HE APPROACHED BUT INFORMED HIM I COULDNT GET IN AN REASON WALKING TOWARDS HIM TO ENSURE THE ACTUATION OF THE CAMERAS BETWEEN BOTH DOORS (CSM E IN DOOR SUITE). I FOLLOWED HIM IN AND IMMEDIATELY GOT UPSTAIRS. I DO NOT FEEL COMFORTABLE TO BE ALONE W/ HIM BECAUSE HE WAS BOLD ENOUGH FOR THIS UNPROVOKED ASSAULT IN FRONT OF EVERYONE. THIS IS COUNTERPRODUCTIVE (TOXIC) BEHAVIOR AND MUST BE STOPPED. MP

Q: PFC Starr

A: SFC FORBES

Q: In detail how did the CSM "put his hands on you"?

A: AS I DEPICTED IN THE STATEMENT ABOVE.

Q: What is the BN CSM's contact information?

A: HE IS THE SPECIAL TROOPS BN. CSM OF 925TH SB (SO) (AS); I DONT HAVE HIS CONTACT INFORMATION ON MY PERSON AT THIS TIME.

Q: Would you like to add anything to this statement?

A: YES. SOMEONE SHOULD HELP ME PRESERVE THE OR RETRIEVE THE CAMERA FOOTAGE DEPICTING THIS EVENT.

Q: Would you like to add anything else to this statement?

A: NO. me /// End of Statement /// MP

INITIALS OF PERSON MAKING STATEMENT

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STATEMENT OF SFC FORBES, MICHAEL J. TAKEN AT Fort Bragg NC DATED 20221214

9. STATEMENT (Continued)

AFFIDAVIT

I, SFC FORBES, MICHAEL J., HAVE READ OR HAVE HAD READ TO ME THIS STATEMENT WHICH BEGINS ON PAGE 1, AND ENDS ON PAGE 5. I FULLY UNDERSTAND THE CONTENTS OF THE ENTIRE STATEMENT MADE BY ME. THE STATEMENT IS TRUE. I HAVE INITIALED ALL CORRECTIONS AND HAVE INITIALED THE BOTTOM OF EACH PAGE CONTAINING THE STATEMENT. I HAVE MADE THIS STATEMENT FREELY WITHOUT HOPE OF BENEFIT OR REWARD, WITHOUT THREAT OF PUNISHMENT, AND WITHOUT COERCION, UNLAWFUL INFLUENCE, OR UNLAWFUL INDUCEMENT.

[Signature]

(Signature of Person Making Statement)

WITNESSES:

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 14 day of December, 2022 at Fort Bragg, NC, 28310

[Signature]

(Signature of Person Administering Oath)

ORGANIZATION OR ADDRESS

Starr, Declan, R

(Typed Name of Person Administering Oath)

ORGANIZATION OR ADDRESS

Article 136(b)(4) UCMJ

(Authority To Administer Oaths)

INITIALS OF PERSON MAKING STATEMENT

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