



THE DEFENSE ADVISORY COMMITTEE ON
INVESTIGATION, PROSECUTION, AND DEFENSE OF
SEXUAL ASSAULT IN THE ARMED FORCES

MINUTES OF FEBRUARY 22, 2019 PUBLIC MEETING

AUTHORIZATION

The Defense Advisory Committee on Investigation, Prosecution, and Defense of Sexual Assault in the Armed Forces (“the Committee”) is a federal advisory committee established by the Secretary of Defense in February 2016 in accordance with section 546 of the National Defense Authorization Act (NDAA) for Fiscal Year (FY) 2015 and section 537 of the NDAA for FY 2016. The Committee is tasked to advise the Secretary of Defense on the investigation, prosecution, and defense of allegations of rape, forcible sodomy, sexual assault, and other sexual misconduct involving members of the Armed Forces based on its review of such cases on an ongoing basis.

EVENT

The Committee scheduled its twelfth public meeting on February 22, 2019, from 11:00 a.m. to 2:15 p.m. The purpose of the meeting was to gather information for the Committee to advise the Secretary of Defense on issues related to military sexual misconduct and the military justice process. For this meeting the Committee conducted deliberations on its March 2019 Third Annual Report.

LOCATION

The meeting was held at One Liberty Center, 875 N. Randolph Street, Suite 150, Arlington, Virginia 22203.

MATERIALS

A verbatim transcript of the meeting and preparatory materials provided to the Committee members prior to and during the meeting are incorporated herein by reference and listed individually below. The meeting transcript and materials received by the Committee are available on the website at <https://dacipad.whs.mil>.

PARTICIPANTS

Participating Committee Members

Ms. Martha S. Bashford, Chair*
Major General Marcia M. Anderson, U.S.
Army, Retired*
Honorable Leo I. Brisbois*
Mr. A.J. Kramer*
Ms. Jennifer G. Long*
Mr. James P. Markey*
Dr. Jenifer Markowitz*

Chief Master Sergeant of the Air Force
Rodney J. McKinley, Retired*
Brigadier General James R. Schwenk, U.S.
Marine Corps, Retired*
Ms. Meghan A. Tokash*

Absent Committee Members

Ms. Kathleen B. Cannon
The Honorable Paul W. Grimm
Dr. Cassia C. Spohn
The Honorable Reggie B. Walton
Ms. Margaret Garvin

Committee Staff

Colonel Steven Weir, U.S. Army, Staff Director
Ms. Julie Carson, Deputy Staff Director
Dr. Janice Chayt, Investigator
Dr. Alice Falk, Editor
Ms. Theresa Gallagher, Attorney-Advisor
Ms. Nalini Gupta, Attorney-Advisor*
Mr. Chuck Mason, Attorney-Advisor*
Ms. Meghan Peters, Attorney-Advisor
Ms. Stacy Powell, Senior Paralegal
Ms. Stayce Rozell, Senior Paralegal
Ms. Terri Saunders, Attorney-Advisor
Ms. Marguerite McKinney-Analyst
Dr. William Wells-Criminologist*

Service Representatives

Major Jane Male, United States Air Force*
Ms. Janet Mansfield, United States Army*
Mr. Stephen McCleary, United States Coast Guard*
Major Balke Peltz, United States Marine Corps*

Other Participants

Mr. Dwight Sullivan, Designated Federal Officer (DFO)

*Present via teleconference.

MEETING MINUTES

The DFO opened the public meeting at 11:05 a.m. on February 22, 2019. Chair Martha Bashford provided opening remarks welcoming those in attendance and summarized the purpose of the meeting.

Committee Deliberations on the DAC-IPAD March 2019 Draft Annual Report

The draft annual report was emailed to each Committee member for review and comment prior to the meeting. Members provided comments and suggested edits to the staff who then circulated the updated draft report containing the most recent Committee members' comments and suggested edits for review.

After her opening remarks, Chair Bashford turned over the meeting to the DAC-IPAD Staff Director, Colonel Steven Weir. Colonel Weir thanked the Committee for their participation and provided a brief review of the agenda. He explained that Ms. Julie Carson, Deputy Staff Director, would lead the review and deliberations on the draft annual report.

Ms. Carson reviewed the edits to the draft report with the members and highlighted each comment and suggested edit for deliberation and approval. Ms. Carson informed the Committee members that the approved version of the report would be provided to the Committee's technical editor for incorporation of any approved changes and final editing. At the conclusion of the review, Chair Bashford accepted a motion to approve the 2019 Annual Report and a final vote was taken to approve the entire annual report as amended. The report was unanimously approved by the Committee.

Colonel Weir then briefed the Committee members on a proposed way-ahead and prioritization of efforts for the Committee and staff. He explained that in order to complete the review of the remaining cases, the decision was made to cancel the May 17th public meeting. The next public meeting will be held August 23, 2019.

Colonel Weir advised the Committee that the recommendation going forward, after the case reviews are complete, is that the Committee look at the acquittal rate in sexual assault courts-martial. After a brief discussion, the members approved the review of courts-martial acquittals as the next topic for review.

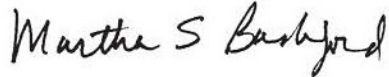
Public Comment

There were no requests for public comment.

The DFO closed the public meeting at 11:56 p.m.

CERTIFICATION

I hereby certify, to the best of my knowledge, the foregoing minutes are accurate and complete.



Martha Bashford

Chair

Defense Advisory Committee on Investigation, Prosecution, and Defense of Sexual Assault in
the Armed Forces

MATERIALS

Meeting Records

1. Transcript of February 22, 2019, Committee Public Meeting, prepared by Neal R. Gross and Co., Inc.

Read Ahead Materials Provided Prior to and at the Public Meeting

2. Meeting Agenda, DAC-IPAD Public Meeting, February 22, 2019
3. Draft Report Version 3.0 of the March 2019 DAC-IPAD Annual Report, February 20, 2019