

**DNA Processing Required. 10 USC 1565**

DEPARTMENT OF THE ARMY  
Headquarters, Fort Carson  
Fort Carson, Colorado 80913-4145

SPECIAL COURT-MARTIAL ORDER  
NUMBER 3

23 January 2007

PV1 Courtney L. Lockhart, U. S. Army, Battery B, 2-17 Field Artillery Regiment, 2<sup>nd</sup> Brigade Combat Team, 2<sup>nd</sup> Infantry Division, Fort Carson, Colorado, was arraigned at Fort Carson, Colorado, on the following offenses at a Special Court-Martial convened by the Commander, 7<sup>th</sup> Infantry Division and Fort Carson, Fort Carson, Colorado.

Charge I. Article 91. Plea: Not Guilty. Finding: Not Guilty.

The Specification: At or near Fort Carson, Colorado, on or about 31 May 2006, was disrespectful in language toward SSG J. K. T., a noncommissioned officer, then known by the said PV1 Courtney L. Lockhart to be a noncommissioned officer, who was then in the execution of her office, by saying to her, "I'll blow your head off, bitch," or words to that effect. Plea: Not Guilty. Finding: Not Guilty.

Charge II. Article 128. Plea: Guilty. Finding: Guilty.

The Specification: At or near Fort Carson, Colorado, on or about 31 May 2006, unlawfully struck SPC J. C. P. in the chest with his chest. Plea: Guilty. Finding: Guilty.

Charge III. Article 134. Plea: Not Guilty. Finding: Guilty.

Specification 1: At or near Fort Carson, Colorado, on or about 31 May 2006, wrongfully communicate to SSG J. K. T., a threat to injure her by pointing a firearm, or an object that appeared to be a firearm, at her and saying to her, "I'll blow your head off, bitch," or words to that effect. Plea: Not Guilty. Finding: Guilty.

Specification 2: At or near Fort Carson, Colorado, on or about 31 May 2006, wrongfully communicate to SPC J. C. P., a threat to injure him by shooting him. Plea: Not Guilty. Finding: Guilty.

The Additional Charge. Article 112a. Plea: Guilty. Finding: Guilty.

The Specification: At or near Colorado Springs, Colorado, between on or about 7 February 2006 and on or about 7 March 2006, wrongfully used marijuana. Plea: Guilty. Finding: Guilty.

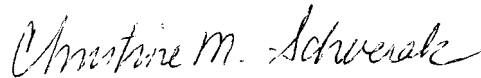
SENTENCE

Sentence adjudged on 29 August 2006: To be confined for seven months and to be discharged from the service with a bad conduct discharge.

ACTION

The sentence is approved and, except for that part of the sentence extending to a bad conduct discharge, will be executed. PV1 Lockhart will be credited with 89 days of confinement against the sentence to confinement.

BY COMMAND OF MAJOR GENERAL MIXON:



CHRISTINE M. SCHVERAK  
MAJ, JA  
Chief, Criminal Law Division

DISTRIBUTION:

PV1 Lockhart  
Mil Judge (COL Hargis)  
Defense Counsel (CPT Talarico/CPT Morales)  
Trial Counsel (CPT Wood/CPT Berger)  
Christa Thompson, SJA V/W Liaison Officer, Ft. Carson, CO 80913  
Cdr, 2<sup>nd</sup> ID, Ft. Carson, CO 80913  
Cdr, 2-17 FA Rgmt, 2<sup>nd</sup> BCT, 2<sup>nd</sup> ID, ATTN: S2, Ft. Carson, CO 80913  
Cdr, B Btry, 2-17 FA Rgmt, 2<sup>nd</sup> BCT, 2<sup>nd</sup> ID, Carson, CO 80913  
Cdr, RCF, Ft. Sill, OK 73503  
Cdr, USAPCF, ATTN: Prisoner Records/Sonia, Ft. Sill, OK 73503  
Cdr, USAEREC, ATTN: PCRE-FS, Ft. Benjamin Harrison, IN 46249-5302  
Cdr, FORSCOM, A TTN: FCJA-ML, Ft. McPherson, GA 30330-6000  
DMPO-IN, 8899 East 56th Street, Indianapolis, IN 46249-4807  
HQ, USACIDC, ATTN: CIOP-ZC, 6010 6<sup>th</sup> Street, Ft. Belvoir, VA 22060-5506  
Cdr, FC Fld Ofc, 6th Rgn, USACIDC, ATTN: ISD, Ft. Carson, CO 80913 (2)  
Chief, ERB, ATTN: NCOIC, Ft. Carson, CO 80913  
F&AO, ATTN: Special Actions, Ft. Carson, Co 80913  
SJA, Ft Carson, CO 80913  
Record Set  
Reference Set  
HQDA, 901 North Stuart Street, ATTN: JALS-CCR, Arlington, VA 22203 (10)

# UNITED STATES ARMY COURT OF CRIMINAL APPEALS

Before  
GALLUP, ZOLPER, MAGGS  
Appellate Military Judges

**UNITED STATES, Appellee**

**v.**

**Private E1 Courtney L. Lockhart  
United States Army, Appellant**

ARMY 20060865

Headquarters, Fort Carson  
Michael J. Hargis, Military Judge

For Appellant: Colonel Christopher J. O'Brien; Lieutenant Colonel Steven C. Henricks;  
Major Sean F. Mangan; Captain Alison L. Gregoire

For Appellee: Colonel John W. Miller II; Lieutenant Colonel Francis C. Kiley; Major  
Elizabeth G. Marotta; Captain Edward E. Wiggers

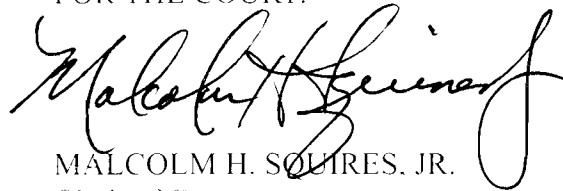
14 February 2008

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DECISION  
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Per Curiam:

On consideration of the entire record, we hold the findings of guilty and the sentence as approved by the convening authority correct in law and fact. Accordingly, those findings of guilty and the sentence are AFFIRMED.

FOR THE COURT:



MALCOLM H. SQUIRES, JR.  
Clerk of Court