

**CHARGE SHEET****I. PERSONAL DATA**

1. NAME OF ACCUSED (Last, First, MI) <b>MADERA-RODRIGUEZ, Mario A.</b>	2. DOD ID [REDACTED]	3. RANK/RATE <b>GySgt</b>	4. PAY GRADE <b>E-7</b>
5. UNIT OR ORGANIZATION <b>3d Marine Raider Battalion, Marine Raider Regiment, U.S. Marine Corps Forces, Special Operations Command</b>		6. CURRENT SERVICE	
		a. INITIAL DATE <b>24 Jun 15</b>	b. TERM <b>4 years</b>
7. PAY PER MONTH		8. NATURE OF RESTRAINT OF ACCUSED	
a. BASIC [REDACTED]	b. SEA/FOREIGN DUTY [REDACTED]	c. TOTAL [REDACTED]	None
			9. DATE(S) IMPOSED <b>N/A</b>

**II. CHARGES AND SPECIFICATIONS****10. CHARGE VIOLATION OF THE UCMJ, ARTICLE**

Specification 1 (*Conspiracy, Assault*): In that Gunnery Sergeant Mario Madera-Rodriguez, U.S. Marine Corps, on active duty, did, on or about 4 June 2017, at or near Bamako, Mali, conspire with Chief Special Operator Tony Dedolph, U.S. Navy, Chief Special Operator Adam Matthews, U.S. Navy, and Staff Sergeant Kevin Maxwell Jr., U.S. Marine Corps, to commit an offense under the Uniform Code of Military Justice, to wit: an Assault consummated by a Battery of Staff Sergeant Logan Melgar, U.S. Army, and in order to effect the object of the conspiracy, the said members of the conspiracy did the following:

- a. drove to the Marine quarters to obtain duct tape;
- b. drove to the shared Army and Navy quarters;
- c. entered the bedroom of SSG Logan Melgar by breaking through his locked door;
- d. physically restrained SSG Logan Melgar and bound him with duct tape; and
- e. strangled SSG Logan Melgar by placing him in a chokehold.

**\*\*See continuation pages\*\***

**III. PREFERRAL**

11a. NAME OF ACCUSER (Last, First, MI) [REDACTED]	b. GRADE [REDACTED]	c. ORGANIZATION OF ACCUSER <b>Region Legal Service Office Mid-Atlantic</b>
d. SIGNATURE OF ACCUSER [REDACTED]		e. DATE <b>14 November 2018</b>

AFFIDAVIT: Before me, the undersigned, authorized by law to administer oaths in cases of this character, personally appeared the above named accuser this 14<sup>th</sup> day of November, 2018, and signed the foregoing charges and specifications under oath that he/she is a person subject to the Uniform Code of Military Justice and that he/she either has personal knowledge of or has investigated the matters set forth therein and that the same are true to the best of his/her knowledge and belief.

\_\_\_\_\_  
Typed Name of Officer

\_\_\_\_\_  
Region Legal Service Office Mid-Atlantic

\_\_\_\_\_  
Organization of Officer

\_\_\_\_\_  
Judge Advocate

\_\_\_\_\_  
Official Capacity to Administer Oaths  
(See R.C.M. 307(b)—must be commissioned officer)

\_\_\_\_\_  
Signature

Specification 2 (*Conspiracy, Obstruction of Justice*): In that Gunnery Sergeant Mario Madera-Rodriguez, U.S. Marine Corps, on active duty, did, between on or about 4 June 2017 to on or about 5 December 2017, at or near Bamako, Mali and Camp Lejeune, North Carolina, conspire with Chief Special Operator Tony Dedolph, U.S. Navy, Chief Special Operator Adam Matthews, U.S. Navy, and Staff Sergeant Kevin Maxwell Jr., U.S. Marine Corps, to commit an offense under the Uniform Code of Military Justice, to wit: Obstruction of Justice, to impede the investigation of the assault and death of Staff Sergeant Logan Melgar, U.S. Army, and in order to effect the object of the conspiracy, the said members of the conspiracy did the following:

- a. provided a false timeline of events to the Navy chain of command;
- b. shared information with each other about what had been communicated to the Navy chain of Command;
- c. made statements purposefully omitting mention of the use of duct tape during the assault;
- d. made statements purposefully omitting mention of the Marines being present in the room during the assault;
- e. disposed of the alcohol kept in the shared Army and Navy quarters; and
- f. made false statements to CID and NCIS investigators.

#### CHARGE II: VIOLATION OF THE UCMJ, ARTICLE 129

Specification (*Burglary*): In that Gunnery Sergeant Mario Madera-Rodriguez, U.S. Marine Corps, on active duty, did, on or about 4 June 2017, at or near Bamako, Mali, in the nighttime, unlawfully break and enter the private bedroom of Staff Sergeant Logan Melgar, U.S. Army, with the intent to commit assault consummated by a battery therein.

#### CHARGE III: VIOLATION OF THE UCMJ, ARTICLE 118

Specification 1 (*Felony Murder*): In that Gunnery Sergeant Mario Madera-Rodriguez, U.S. Marine Corps, on active duty, did, on or about 4 June 2017, at or near Bamako, Mali, while perpetrating a burglary, murder Staff Sergeant Logan Melgar, U.S. Army, by restraining SSG Logan Melgar during the assault where SSG Melgar was strangled and killed.

[REDACTED]

WITHDRAWN  
Dismissed without prejudice 69 Sep

#### CHARGE IV: VIOLATION OF THE UCMJ, ARTICLE 119

Specification (*Involuntary Manslaughter*): In that Gunnery Sergeant Mario Madera-Rodriguez, U.S. Marine Corps, on active duty, on or about 4 June 2017, at or near Bamako, Mali, by culpable negligence and while perpetrating an offense directly affecting the person of Staff Sergeant Logan Melgar, U.S. Army, to wit: Assault consummated by a Battery, did unlawfully kill the said SSG Logan Melgar by restraining SSG Logan Melgar during the assault where SSG Melgar was strangled and killed.

#### CHARGE V: VIOLATION OF THE UCMJ, ARTICLE 92

Specification (*Hazing, SECNAVINST*): In that Gunnery Sergeant Mario Madera-Rodriguez, U.S. Marine Corps, on active duty, did, on or about 4 June 2017, at or near Bamako, Mali, violate a lawful general order, to wit: SECNAVINST 1610.2A, para. 7b, dated 15 July 2005, by hazing Staff Sergeant Logan Melgar, U.S. Army, by breaking into his private bedroom while he was sleeping, and participating in an assault where the said SSG Melgar was restrained with duct tape, assaulted and strangled with a chokehold.

CHARGE VI: VIOLATION OF THE UCMJ, ARTICLE 107

Specification (*False Official Statements*): In that Gunnery Sergeant Mario Madera-Rodriguez, U.S. Marine Corps, on active duty, did, on or about 12 June 2017, at or near Bamako, Mali, with intent to deceive, make false official statements to Special Agent AA [REDACTED], Army CID, to wit:

a. that SSgt Kevin Maxwell, SOC Tony Dedolph, SOC Adam Matthews and GySgt Mario Madera-Rodriguez did not plan to go out with SSG Logan Melgar the evening of 3 June 2017;

and that on the morning of 4 June 2017:

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45019  
[REDACTED]-that SSgt Maxwell and GySgt Madera-Rodriguez remained outside while SOC Dedolph and SOC Matthews entered the shared Army and Navy quarters;

[REDACTED]-that GySgt Madera-Rodriguez went to the front door of the shared Army and Navy quarters, and saw SSG Logan Melgar and SOC Dedolph talk to each other and chuckle and smile at the threshold of SSG Melgar's door;

[REDACTED]-that GySgt Madera-Rodriguez saw SSG Logan Melgar and SOC Dedolph mutually initiate wrestling at the threshold of SSG Melgar's door;

[REDACTED]-and that GySgt Madera-Rodriguez did not enter the shared Army and Navy quarters until directed to by SOC Matthews;

or words to those effects, which statements were totally false and then known by the said GySgt Madera-Rodriguez to be so false.

**AND NO OTHERS**