

**Judicial Proceedings Panel  
9 October 2015**

**Comparing Sentencing Schemes in the Military and Civilian Criminal Justice Systems  
and  
Examining Military Justice Data on Sexual Assault Crimes**

**Speakers' Biographies**

**Comparing Sexual Assault Crime Sentencing in Military and Civilian Courts  
9:00 a.m. – 10:15 a.m.**

**The Honorable Frank Whitney, Chief United States District Judge for the Western District of North Carolina.** Judge Whitney served as both as an Assistant United States Attorney and United States Attorney. He is co-author of *Federal Money Laundering: Crimes and Forfeitures*. He was in private practice in Washington, DC, with the firm of McKenna, Connor, and Cuneo and in Charlotte with the firm of Kilpatrick Stockton. In 1988, he was a law clerk for the Honorable David B. Sentelle of the United States Court of Appeals for the District of Columbia Circuit. He attended Wake Forest University, graduating Phi Beta Kappa in 1982, and the University of North Carolina School of Law, graduating with honors in 1987. He served for thirty years in the United States Army Reserve as a military intelligence officer, a judge advocate, and a military judge. In 2011 he deployed to Kuwait, Iraq, and Afghanistan and presided over twenty-five courts martial, including the last court martial in Iraq under the austere battle conditions of the drawdown of forces. He was honored with a Bronze Star for his combat service.

**Mr. Steven Grocki, Department of Justice, Deputy Chief for Litigation, Child Exploitation and Obscenity Section (CEOS).** CEOS leads the Department of Justice in its endeavor to continuously improve the enforcement of federal child exploitation laws and prevent the exploitation of children and families. In his capacity as Deputy Chief for Litigation, Mr. Grocki supervises CEOS' litigation program and its 15 trial attorneys. He has worked for CEOS since July 2004 and since that time he has prosecuted child exploitation cases involving child pornography, online child enticement and traveler cases, child prostitution, and international child sex tourism. He has supervised CEOS' litigation program for the past 6 years. Mr. Grocki began his legal career as a military prosecutor in the United States Air Force in 1997. While on active duty, he served as both a prosecutor, including 3 years as a senior trial counsel, and a defense counsel. Mr. Grocki left active duty in June 2004 and continues to serve as a reserve Air Force judge advocate, where he has worked as an aviation claims attorney, appellate government counsel, and military judge.

**Mr. Thomas Fichter, Monmouth County Prosecutor, Monmouth, NJ and U.S. Navy Reserve Commander (Retired).** Since leaving active duty in 1995, Mr. Fichter has worked as a career prosecutor. First serving in the Mercer County Prosecutor's Office as the Chief of the Family Court Unit, then as a Deputy Attorney General for the State of New Jersey assigned to the Sexually Violent Predators Unit. Mr. Fichter currently works as an Assistant Prosecutor for the Monmouth County Prosecutor's Office, where he is currently the Director of the Special Victim's Unit which investigates and prosecutes sexual assault and child abuse cases. Mr. Fichter retired from the U.S. Navy Judge Advocate General Corps Reserve component in January 2014 having obtained the rank of Commander.

**How the Department of Defense and the Military Services  
Manage Military Justice Data for Sexual Assault Cases  
10:30 a.m. – 12:30 p.m.**

**Ms. Darlene Sullivan, Department of Defense, Sexual Assault Prevention and Response Office (SAPRO) Assessment and Reporting Senior Program Manager.** Ms. Sullivan is responsible for implementing and managing the DoD sexual assault prevention and response assessment and reporting program. Her duties include reporting on compliance with SAPR policies and programs through two annual reports to Congress, and oversee the development & deployment of DSAID. Before joining DoD SAPRO, Mrs. Sullivan served as the Assistant Deputy for Leadership Policies in the Office of the Deputy Assistant Secretary of the Army (Personnel Oversight). She oversaw Army-wide efforts to develop and implement programs' relating to the Army's command policies. In 2004, Mrs. Sullivan served as a member of the Army's Task Force on Sexual Assault Policies. The task force conducted a detailed review of Army policies on reporting and addressing allegations of sexual assault. Its recommendations led to the establishment of the Army's Sexual Assault Prevention and Response Office.

**Ms. Katherine Robertson, Family Advocacy Program Manager, Office of the Deputy Assistant Secretary of Defense for Military Community and Family Policy.** Ms. Robertson is responsible for policy, oversight, and budget support for the Department of Defense Family Advocacy Programs (FAP) in the Military Departments supporting military families worldwide. FAP is the DoD program designated to address child abuse and domestic abuse in military families in cooperation with civilian social service agencies and military and civilian law enforcement agencies. Prior to her current position, Ms. Robertson worked for the Department of the Navy for 10 years in multiple positions to include the Department of the Navy Sexual Assault Prevention and Response Office (SAPRO), the Navy's Deputy Manager for Counseling, Advocacy and Prevention (CAP) Programs which include the Family Advocacy Program and SAPR program, in addition to working for both OSD and the Army in multiple management and clinical positions for over 20 years. Ms. Robertson has testified before a Congressional subcommittee on the Navy SAPR program, and has briefed HASC, SASC, and White House staff on the Family Advocacy Program. Ms. Robertson holds a Master's in Education with certification in Counseling

from the University of Southern California and a MSW from University of South Carolina. She is a Licensed Clinical Social Worker in NC and VA.

**Colonel Walter Hudson, U.S. Army, Chief, Criminal Law Division, Office of The Judge Advocate General (OTJAG).** Colonel Hudson has held a number of positions during his 26 years as an Army judge advocate. These include: trial counsel, 24th Infantry Division (Mechanized), Fort Stewart, GA; Chief of Military Justice, 82d Airborne Division, Fort Bragg, NC; and Instructor, Criminal Law Department, The Judge Advocate General's School, Charlottesville, VA. He has also served as the Deputy Staff Judge Advocate, 1st Armored Division, in both Germany and Iraq; and as the Staff Judge Advocate for the 2d Infantry Division, Camp Red Cloud, Korea; for the I Corps/Joint Base Lewis-McChord, Joint Base Lewis-McChord, WA; and for the US Central Command at MacDill Air Force Base, FL. He additionally has served as the Senior Legal Advisor, ISAF Joint Command, Kabul, Afghanistan. He has been assigned and deployed to Panama, Somalia, Korea, Iraq, and Afghanistan. He holds a BA degree from The Citadel, a JD degree from the University of Virginia Law School, and a PhD degree in military history from Kansas State University, and is also a graduate of the US Army Command and General Staff College and the US Army War College.

**Lieutenant Colonel Julie Rutherford, U.S. Air Force, Air Staff Counsel, Legal Advisor, Air Force Sexual Assault Prevention and Response Office.** Lieutenant Colonel Rutherford provides legal advice on the ever-changing policy, law, and training in the area of sexual assault prevention and response. Over the course of her 16 years as a judge advocate she has served at eight installation legal offices, including three assignments as a staff judge advocate. Throughout her career, Lieutenant Colonel Rutherford has personally prosecuted sexual assault cases and mentored young judge advocates in managing hundreds of sexual assault cases from investigation through legal disposition.

**Lieutenant Colonel Angela Wissman, U.S. Marine Corps, Branch Head, Judge Advocate Division, Headquarters Marine Corps.** Lieutenant Colonel Wissman has served numerous legal billets during her 16 years in the Marine Corps. The Military Justice Branch includes two sections: Military Justice Legislation and Policy Section (MJPALS) and the Trial Counsel Assistance Program (TCAP). MJPALS provide military justice advice to the Headquarters Marine Corps staff - including the Sexual Assault Prevention and Response Office, reviews legislation and policy; and are the USMC legal officers for DSAID. TCAP Provide provides resources, training and advice to assist in the prosecution of courts martial. Prior to serving in JMJ, Lieutenant Colonel Wissman provided command legal advice to commands within Marine Forces Reserve and Marine Forces North. Additional billets include serving in Research and Civil Law Branch of Judge Advocate Division and serving as a trial counsel, defense counsel and legal assistance attorney.

**Lieutenant Commander Stuart Kirkby, United States Navy, Judge Advocate General's Corps, is the Branch Head for Military Justice at the Criminal Law Division of the Office of the Judge Advocate General.** Lieutenant Commander Kirkby provides legislative analysis and implementation recommendations to the Navy's Judge Advocate General and is a member of

the working group for the Joint Service Committee on Military Justice. His previous assignment was as Senior Trial Counsel for Navy Region Southeast in Jacksonville, FL. Lieutenant Commander Kirkby has also served as defense counsel, trial counsel and Deputy Staff Judge Advocate for Commander, Navy Region Southeast. Lieutenant Commander Kirkby holds a Juris Doctor Degree from Seton Hall University School of Law, and a Masters of Law from Temple University Beasley School of Law.

**Mr. Stephen P. McCleary, U.S. Coast Guard, Senior Military Justice Counsel and Chief Prosecutor, Coast Guard's Office of Military Justice.** Mr. McCleary served for 22 years on active duty in the Coast Guard, with his last position as the Executive Assistant to the Judge Advocate General. Mr. McCleary was previously the Chief of the Office of Military Justice, was a military judge for five years, and served two tours as a staff judge advocate, including one at the Coast Guard's Recruit Training Center in Cape May, New Jersey. He also served as a defense counsel assigned to the Navy, and had extensive experience as a trial counsel.