

### **Reports Up, but Commanders Still Not Sending Cases to Trial, and Convictions Down**

- Despite an 8% increase in overall reports of sexual assault, the number of restricted reports – those where the survivor does not pursue justice – had a 13% increase, demonstrating the continued lack of confidence in the military justice system.
- Commanders only sent 12 more cases to trial this year (496) than they did last year (484) and convictions have gone down to 359 this year from an anemic 376 last year.
- For the last 3 years, the same number of assailants have been allowed to resign or be discharged in lieu of Courts-Martial (4% of cases in 2014, 2013, and 2012).

### **Prevalence is Too High**

- The prevalence of sexual assault continues to be too high – according to DoD’s numbers, there were approximately the same amount of report in 2014 as 2010, 19,000. These numbers have barely shifted in years.
- In 2010, almost the same number of troops — 19,300 troops — reported unwanted sexual contact as in 2014.
- Prevalence could actually be as high as 22,500. From the RAND Survey: “Subject to these caveats, we estimate with 95-percent confidence that between 18,000 and 22,500 active-duty service members can be classified as having experienced one or more sexual assaults in the past year committed against them by other service members, civilians, spouses, or others. Our best estimate in this range is that approximately 20,000 active-duty service members were sexually assaulted in the past year, out of 1,317,561 active-duty members.”
- RAND survey was careful to ensure that those surveyed understood that sexual assault was limited to serious crimes. In their version of the survey, they found that 43% of offenses to women reported were penetrative and 35% for men.

### **Trust in the Military Justice System Has Not Grown**

- In 2013, 1 in 10 survivors was willing to report. In 2014, it was less than 3 out of 10.
- At the same time, even among those who did report, the percent of survivors who reported through the unrestricted process went down from 76.6 percent to 75.2 percent – and the rate has been going down since 2010. More survivors are reporting, but fewer are willing to go through the military justice process.
- Despite the proliferation of support structures, 31 percent of survivors going through the military justice process felt they got little to no information about their case.

## **Retaliation Continues**

- Despite the highly touted reform in last year's Defense bill making retaliation a crime – the amount of survivors being retaliated against has stayed the same. In 2012 and 2014, 62% of women who reported being sexually assaulted said they felt retaliated against.
- The report concludes that there has been "no progress" -- not even an "indication of progress" -- for preventing retaliation. (Page 121) And the DOD admits that they are "extremely concerned about the high rate of perceived retaliation"
- For women who spoke to their unit commanders or directors about their sexual assault, only 73 percent were satisfied with the response.
  - Nearly 1 out of 5 (18%) DID NOT agree the unit commander/director supported them
  - 1 out of 5 (21%) DID NOT say the unit commander/director treated them professionally
  - 1 out of 5 (22%) percent DID NOT say the unit commander/director listened without judgment

Category	FY 2014	Percentage	FY2013 New	FY 2013 New %	FY2012 New	FY 2012 New %	FY2011 New	FY2011 New %	FY2010 New	FY2010 New %
Total Estimated Cases	19,000				26000				19,000	
Total Reports	5,983		5,518		3604		3,393		3,327	
Unrestricted	4,501	75%	4,225	77%	2788	77%	2,640	78%	2,579	78%
Restricted	1,482	25%	1,293	23%	816	23%	753	22%	748	22%
Disposition yet to be determined	833	19%	624	15%	627	22%	580	22%	619	24%
Investigations Completed	3818	85%	3,337	79%	2,610	94%	2,449	93%	2,594	101%
Subjects/Allegations Unfounded by MCIOs	551	12%	437	10%	363	13%	349	13%	344	13%
Command Action Considered	2419	40%	2,149	39%	1,714	48%	1,518	45%	1,025	31%
Court-Martial Charges Preferred	910	38%	838	39%	594	35%	489	32%	532	52%
Proceeded to Trial	496	21%	484	23%	302	18%	240	16%		
Convicted	359	15%	376	17%	238	14%	191	13%	245	24%
Allowed to resign/be discharged in lieu of Court-Martial	90	4%	90	4%	70	4%	39	3%	60	6%
Acquitted	137	6%	114	5%	64	4%	49	3%	77	8%
Rape			922	43%	676	39%	457	13%	668	65%

Category	FY2014	FY2013	FY2012	FY2011
Total Estimated Cases	19,000	N/A	26,000	19,000
Total Reports	5983	5,518	3,604	3,393
Unrestricted	4501	4,225	2,788	2,640
Restricted	1482	1,293	816	753
Investigations Completed	3818	3,337	2,610	2,449
Court-Martial Charges Preferred	910	838	594	489
Proceeded to Trial	496	484	302	240
Convicted	359	376	238	191
Allowed to resign/be discharged in lieu of Court-Martial	90	90	70	39
Acquitted	137	114	64	49
Rape		N/A	676	457