



REPLY TO
ATTENTION OF

DEPARTMENT OF THE ARMY
HEADQUARTERS, 3d CORPS SUPPORT COMMAND
LSA ANACONDA, IRAQ
APO AE 09372-1684



AETV-SCG

MEMORANDUM FOR SEE DISTRIBUTION

SUBJECT: 3d Corps Support Command (3D COSCOM) Policy Memorandum #30, Release from Theater During Investigations or Legal Action

1. PURPOSE. To establish the 3D COSCOM policy for release from theater for soldiers pending investigation or legal action or who are witnesses in pending investigations or legal actions.
2. APPLICABILITY. Headquarters, 3d COSCOM, and all subordinate units.
3. POLICY.
 - a. In order to ensure timely and proper completion of criminal or administrative investigations and dispositions in legal actions, it may be necessary to delay the departure from the CENTCOM AOR of soldiers who are the subject of, or who are witnesses in, pending criminal or administrative investigations or legal actions.
 - b. Criminal or administrative investigations include, but are not limited to, CID and military police investigations, preliminary inquiries by commanders conducted pursuant to Rule for Courts-Martial 303, investigations conducted pursuant to AR 15-6, and all collateral investigations. Legal actions include, but are not limited to, nonjudicial proceedings, all levels of courts-martial, administrative separation actions, memoranda of reprimand, relief for cause actions, and all other adverse administrative actions.
 - c. Prior to the redeployment of any soldier from the CENTCOM AOR, all company-level commanders will determine whether the redeploying soldier is currently pending a criminal or administrative investigation or legal action, or is a witness in a pending criminal or administrative investigation or legal action. Commanders will not release soldiers pending criminal or administrative investigation or legal action from the CENTCOM AOR without approval from the Commander, 3d Corps Support Command. Upon identification of a soldier who is a witness in a pending criminal or administrative investigation or legal action, company commanders will notify the battalion-level commander, who will then coordinate any release with the battalion commander's servicing judge advocate. The battalion commander will not release a witness from the CENTCOM AOR until the battalion commander has determined the release of a witness from the CENTCOM AOR will have no adverse impact on the pending investigation or legal action.

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d. To obtain release from the CENTCOM AOR of a soldier pending criminal or administrative investigation or legal action, commanders must coordinate with my servicing judge advocate and forward a written request in writing to Commander, 3d COSCOM (AETV-S-JA) for review and further action.

e. Commanders should coordinate with their servicing S1 to ensure that retention of a soldier in theater pursuant to this policy is consistent with any applicable regulations and directives requiring release of the soldier from active duty.

4. EXPIRATION. The policy memorandum remains in effect until rescinded.

5. "Sustaining the Line."

//ORIGINAL SIGNED//
VINCENT E. BOLES
BG, USA
Commanding

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