DEPARTMENT OF THE ARMY
HEADQUARTERS, 3D CORPS SUPPORT COMMAND
LSA ANACONDA (BALAD), IRAQ
APO AE 09391

REPLY TO
ATTENTION OF

AETV-SCG-JA 12 November 2005

MEMORANDUM FOR SEE DISTRIBUTION

SUBJECT: 3D Corps Support Command (COSCOM) Policy Memorandum #5, Withholding Authority to Dispose of Certain Offenses Under the UCMJ

1. PURPOSE. To withhold authority to dispose of certain offenses under the UCMJ.

2. APPLICABILITY. This policy is applicable to all 3D COSCOM units deployed in support of Operation Iraqi Freedom, including active, reserve, or national guard units attached to, assigned to, or serving under the OPCON, TACON or ADCON, of 3D COSCOM.

3. POLICY.

a. Effective immediately, I hereby withhold the exercise of authority under Article 15, UCMJ, for the following offenses to the Summary Court-Martial Convening Authority:

(1) Article 86, Absent Without Leave (AWOL) for 24 hours or more.

(2) Article 111, Driving while intoxicated/impaired.

(3) Article 112a, Drug offenses, including but not limited to wrongful possession, use or distribution.

(4) Article 90, Refusal to submit to a chemical analysis (disobeying a lawful command from a commissioned officer).

(5) Article 92, Violations of theater specific conduct regulations and general orders applicable to deployed soldiers, including CENTCOM General Order 1A and MNC-I General Order 1.

b. I reserve authority to impose nonjudicial punishment on, or otherwise dispose of cases of misconduct committed by Sergeants First Class. Upon discovery of misconduct by Soldiers in the rank of Sergeant First Class and above, the chain-of-command of the officer or noncommissioned officer in question will, as soon as practicable, inform me, and forward all substantiating documentation to the SJA.

c. I reserve the authority to report cases of misconduct by Soldiers in the rank of Master Sergeant and above to MNC-I after a complete review of all alleged misconduct. I reserve the right to personally forward such misconduct for action by the Commander, MNC-I.

d. Subordinate commanders may request delegation of authority to dispose of cases form the categories above. I will consider such requests on a case-by-case basis.

e. I reserve the right to selectively dispose of individual violation of the UCMJ as I deem appropriate.

4. SUPERSESSION. This policy supersedes previous UCMJ withholding policies.

5. EXPIRATION. This policy will not expire unless superseded or rescinded.

6. "Sustaining the Line!"

REBECCA S. HALSTEAD
Brigadier General, USA
Commanding

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