



DEPARTMENT OF THE ARMY
HEADQUARTERS
U.S. ARMY MANEUVER SUPPORT CENTER AND FORT LEONARD WOOD
FORT LEONARD WOOD, MISSOURI 65473-5000

REPLY TO
ATTENTION OF:

ATZT-JA

MEMORANDUM FOR SEE DISTRIBUTUION

AUG 07 2003

SUBJECT: Command Policy #09-02

1. PURPOSE. To establish our policy for administering officer misconduct cases.

2. POLICY/PROCEDURES.

a. As General Court-Martial Convening Authority, I withhold from subordinate commanders the authority to take disciplinary action on officer (commissioned and warrant, including all student officers) misconduct cases. This reservation of authority includes courts-martial, punishment under AR 15, UCMJ, memoranda of reprimand (regardless of filing decision), and any initiation of separation action. It also includes the decision to take no disciplinary action at all. This reservation of authority does not apply to developmental counseling conducted in the ordinary course of officer development for minor transgressions, such as failure to repair.

b. Commanders will report all allegations of officer (commissioned and warrant, including all student officers) misconduct to me directly within 24 hours of the allegation. Reports may be verbal or by email. Commanders must also immediately inform the Office of the Staff Judge Advocate of all such allegations. At the appropriate time, commanders will make recommendations for disposition of officer misconduct cases, which may include recommendations for disposition by subordinate commanders. This reporting requirement does not apply to minor transgressions for which developmental counseling is appropriate.

c. Requests for me to administer non-judicial punishment or take other disciplinary action against officers will be processed through the chain of command to the Office of the Staff Judge Advocate. Requests will include evidence supporting and explaining the allegations, the commander's evaluation of the officer and the Officer Record Brief.

d. Disciplinary action taken in violation of this policy is invalid at the option of the Commanding General.

3. SUPERSESSION. This memorandum supersedes the previous Command Policy dated 30 October 2002.

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4. PROPONENCY. The proponent of this Command Policy is the Staff Judge Advocate, at 6-0624. Please contact the SJA regarding any specific case for which an interpretation of the policy is necessary.

AUG 07 2003


R.L. VAN ANTWERP
Major General, U.S. Army
Commanding

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All Brigades, Battalions, Companies,
Detachments, Directorates, Personal
Staff Offices, and Tenant Units