



Phantom Justice: May 2023



Courts-Martial

On 5 May 2023, at a special court-martial convened at Fort Cavazos, Texas, PFC Julius Martinez, United States Army, was convicted by a military judge, pursuant to his pleas, of one specification of domestic violence, in violation of Article 128b, UCMJ. The military judge sentenced the accused to be reduced to the grade of E-1, to be confined for 5 days and to be discharged from the service with a bad-conduct discharge. The sentence was consistent with the terms of a plea agreement.

On 8 May 2023, at a general court-martial convened at Fort Cavazos, Texas, Private First Class Alex O. Pina, United States Army, was convicted by a military judge, pursuant to his plea, of one specification of sexual assault in violation of Article 120, UCMJ. The military judge sentenced the accused to be reduced to the grade of E-1, to be confined for 120 days, and to be discharged from the service with a dishonorable discharge. The sentence was consistent with the terms of a plea agreement.

On 15 May 2023, at a general court-martial convened at Fort Cavazos, Texas, PFC Javoanta E. Mickens, United States Army, was convicted by a military judge, pursuant to his plea, of assault consummated by a battery in violation of Article 128, UCMJ. The military judge sentenced the accused to be reduced to the grade of E-1, to be confined for 3 months, and to be discharged from the service with a bad-conduct discharge. The sentence was consistent with the terms of a plea agreement.

CG-Level Separations

A PV2 was separated under Chapter 14-12c with a General discharge for domestic violence and animal cruelty.

A PV1 was separated under Chapter 14-12c with an OTH discharge for abusive sexual contact and the wrongful use of illegal drugs.

A PFC was separated under Chapter 14-12c with an OTH discharge for domestic violence and the wrongful use of illegal drugs.

A 2LT was eliminated with a General discharge for the wrongful use of illegal drugs.

III Corps Military Justice Actions:

- **DWI GOMORs: 0**
- **Misconduct GOMORs: 3**
- **Article 15s: 27**
- **DV Administrative Separations: 2**
- **Sex Crimes Administrative Separations: 0**
- **Sex Crimes Courts-Martial: 1**
- **Total Courts-Martial: 3**

NOTE: Soldiers being separated administratively may receive one of three characterizations of service: Honorable, General, or Other Than Honorable (OTH). Anything less than an Honorable discharge may result in the loss of certain benefits and negatively affect employment and educational opportunities. References to "Chapter 14-12c" are to specific provisions within Army Regulation 635-200, Active Duty Enlisted Administrative Separations, related to separation for commission of a serious offense.

NOTE: Cases involving Soldiers accused of committing sexual assault or sexual contact offenses may be disposed of through the administrative separation process for a number of reasons. For example, survivors sometimes prefer the administrative separation process over participating in a court-martial.

NOTE: Officer eliminations are approved at Human Resources Command, whereas enlisted separations are approved at the local installation.

NOTE: A Chapter 10 is an administrative separation in lieu of trial by court martial.