



Phantom Justice: December 2022



CG-Level Separations

A SGT was separated under Chapter 14-12c with an OTH discharge for failure to obey lawful general regulation, assault and incapacitation for the proper performance of duties.

A SFC was separated under Chapter 14-12c with an Honorable discharge for violation of a lawful order.

A CPT was recommended for elimination for the failure to maintain Army Body Composition standards.

A CPT was recommended for elimination for the wrongful use of an illegal drug.

Courts-Martial

On 2 December 2022, at a general court-martial convened at Fort Hood, Texas, a Captain, United States Army, was acquitted by a military panel composed of officer members of one specification of unlawful use of a Schedule II controlled substance, in violation of Article 112a, UCMJ.

III Corps Military Justice Actions:

- DUI GOMORs: 2
- MISCONDUCT GOMORs: 4
- Article 15s: 36
- DV Administrative Separations: 0
- Sex Crimes Administrative Separations: 0
- Sex Crimes Courts-Martial: 0
- Total Courts-Martial: 1

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.