



Phantom Justice: January 2022



Misconduct Separations

- A PV1 was separated under Chapter 14-12c with an OTH discharge for inappropriate touching, violating the COVID General Order, and illegal drug use.
- A PV1 was separated under Chapter 14-12c with an OTH discharge for domestic violence, sexual assault, and bullying/harassment.
- Following an Administrative Separation Board's recommendation, a SPC was separated under Chapter 14-12c with a General discharge for domestic violence.
- A SPC was separated under Chapter 14-12c(2) with an OTH discharge for illegal drug use and DWI.
- A SPC was separated under Chapter 14-12c with a General discharge for indecent exposure and resisting arrest.
- A SFC was separated under Chapter 14-12c with a General discharge for solicitation, sexual harassment, and maltreatment.
- A SFC was separated under Chapter 14-12c with a General discharge for bullying, hazing, and sexual harassment.
- A 1LT was recommended for elimination with a General characterization of service for extramarital sexual conduct and fraternization.
- Following a recommendation by a Board of Inquiry for disrespect and counterproductive leadership, a MAJ was retained and rehabilitatively transferred.

Courts-Martial

On 28 January 2022, at a general court-martial convened at Fort Hood, Texas, SSG Alshawn J. Culmer, United States Army, was convicted by a military judge, pursuant to his pleas, of one specification of aggravated assault with substantial bodily harm in violation of Article 128, UCMJ. The accused was found not guilty of one specification 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-4, to be confined for 120 days, and to be discharged from the service with a bad-conduct discharge. The sentence was consistent with the terms of a plea agreement.

III Corps Military Justice Actions:

- DUI GOMORs: 1
- MISCONDUCT GOMORs: 2
- Article 15s: 35
- DV Administrative Separations: 2
- Sex Crimes Administrative Separations: 1
- 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.