



Phantom Justice: December 2023



CG-Level Separations

A PV2 was separated under Chapter 14-12c with a General discharge for wrongfully failing to register a firearm, failing to properly store a firearm, making a false official statement, possession of a controlled substance, indecent recording, and wrongful broadcast of an intimate visual image.

A SPC was separated under Chapter 14-12c with an OTH discharge for aggravated assault of a family member.

A PV2 was separated under Chapter 14-12c(2) with a General discharge for the wrongful use of a controlled substance.

A SPC was retained under Chapter 14-12c(2) for the wrongful use of a controlled substance.

Courts-Martial

On 20 December 2023, at a special court-martial convened at Fort Cavazos, TX, SGT Wyatt A. Csurbak, U.S. Army, was convicted by a military judge, pursuant to his plea, 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. The sentence was consistent with the terms of a plea agreement.

III Armored Corps Military Justice Actions:

- DWI GOMORs: 2
- Misconduct GOMORs: 3
- Article 15s: 81
- DV Administrative Separations: 1
- Administrative Separations for sex-related offenses: 1
- Courts-Martials for sex-related offenses: 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.