



REPLY TO
ATTENTION OF:

DEPARTMENT OF THE ARMY
HEADQUARTERS, 8TH ARMY
UNIT #15236
APO AP 96205-5236

EACG

MEMORANDUM FOR All 8th Army Assigned Soldiers and Civilians

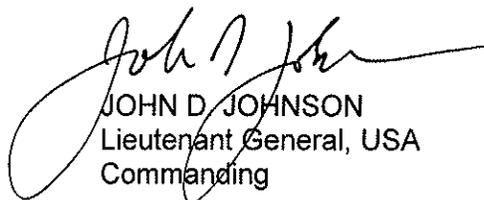
SUBJECT: 8th Army Command Policy Letter #14 - Limitation on Exercise of Authority

1. Reference. Manual for Courts-Martial, United States, 2008 Edition.
2. Purpose. To ensure those cases involving officers and sergeants major assigned or attached to the General Court-Martial jurisdiction of the Commanding General, 8th Army are disposed of at my level.
3. Background. Rule for Courts-Martial 306(a) permits superior commanders to withhold from subordinate commanders the authority to determine final disposition of offenses in individual cases, types of cases, or generally.
4. Discussion.
 - a. Authority to make final disposition of cases of misconduct committed by officers and sergeants major assigned or attached to the General Court-Martial Convening Authority (GCMCA) of 8th Army, is withheld from all subordinate commanders. This reservation includes the authority to issue reprimands, relieve for cause, administer non-judicial punishment under Article 15, Uniform Code of Military Justice, and convene courts-martial.
 - b. All 8th Army subordinate commanders will provide an electronic mail notification to me (with a courtesy copy to the 8th Army Staff Judge Advocate) within 24 hours of any credible allegations of misconduct involving officers and sergeants major assigned or attached to the 8th Army GCMCA.
 - c. 8th Army subordinate commanders will ensure that a thorough investigation into the misconduct is completed, and that the case is forwarded through the 8th Army Staff Judge Advocate to me with recommendations as to final disposition. Once a case is submitted, I will make the final determination of whether I will handle it personally or whether I will release jurisdiction to a subordinate commander.
 - d. This policy does not withhold authority of any level of commander to prefer charges in accordance with Rule for Courts-Martial 307.
 - e. This policy applies to actions currently under investigation, pending, or contemplated. It will remain in effect until formally rescinded.

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5. Proponent. The 8th Army Staff Judge Advocate is the proponent for this policy. The POC can be contacted at commercial 011-822-7918-4464 or DSN 315-738-4464.



JOHN D. JOHNSON
Lieutenant General, USA
Commanding