



DEPARTMENT OF THE NAVY
OFFICE OF THE JUDGE ADVOCATE GENERAL
1322 PATTERSON AVENUE SE, SUITE 3000
WASHINGTON NAVY YARD DC 20374-5066

IN REPLY REFER TO:

JAGINST 1520.1D
Code 61
FEB 5 2013

JAG INSTRUCTION 1520.1D

From: Judge Advocate General

Subj: NAVY FULLY-FUNDED POSTGRADUATE LEGAL EDUCATION AT
CIVILIAN INSTITUTIONS PROGRAM AND SUBSPECIALTY COMMUNITY
MANAGEMENT

Ref: (a) OPNAVINST 1520.23B, Graduate Education
(b) OPNAVNOTE 1520, Fully Funded Graduate Education
Programs
(c) OPNAVINST 1000.16K
(d) NAVPGSCOLINST 1520.1H
(e) CNO WASHINGTON DC 061710Z Aug 07 (NAVADMIN 195/07)
(f) SECNAVINST 1524.2B

Encl: (1) List of Billets Utilizing Subspecialty Expertise

1. Purpose. To provide information and procedural guidance for the Navy Judge Advocate General's (JAG) Corps' Fully-Funded Postgraduate Legal Education at Civilian Institutions Program, and assign responsibilities for subspecialty community management. With the exception of the curriculum assignment in paragraph 5, and the writing and transcript requirements in paragraph 7 and 10, this instruction does not apply to assignment to service school postgraduate programs such as The Army Judge Advocate General's Legal Center and School (TJAGLCS) and the Naval War College (NWC).

2. Cancellation. JAGINST 1520.1C.

3. Discussion

a. Navy judge advocates have earned a reputation as highly skilled legal counselors and problem-solvers. To maintain this professional excellence in a world of uncertainty and rapid change, judge advocates will keep pace by enrolling in postgraduate programs that not only provide for the professional

development of the individual officer, but are also aligned with the needs of the JAG Corps and the Navy.

b. The Navy Fully Funded Postgraduate Legal Education at Civilian Institutions Program (hereafter referred to as the "Program") supports Navy requirements for specialized education beyond the Juris Doctorate level. References (a) and (b) authorize judge advocates to pursue postgraduate education leading to one of the following subspecialties defined by reference (c) and listed in enclosure (3) to reference (d):

<u>Subspecialty Code</u>	<u>Subspecialty</u>	<u>Curriculum</u>
1201P	Advanced Military Law/ Command Advice	884
1202P	Military Justice Litigation	881
1203P	Operational Law	887
1207P	Environmental Law	880

Comparison of the number of subspecialty coded billets to the number of subspecialty coded officers determines how many quotas the JAG Corps will allocate for a particular curriculum. References (c) and (d) are being revised to reflect the disestablishment of the 1204 (Tax Law) and 1205 (Health Care Law) subspecialties. Although billets will no longer be coded as requiring these subspecialties, officers who have earned these subspecialty codes will retain them.

4. Eligibility

a. An active-duty judge advocate will be eligible for assignment to the Program after selection by the Career Status Board and will continue to be eligible for assignment to the Program up through commander.

b. Whether a judge advocate will be assigned to the Program as a commander will depend on the needs of the Navy and the judge advocate's ability to complete the service and utilization obligations incurred as a result of attending school.

c. Judge advocates who have failed to select for promotion will be considered for the Program on a case-by-case basis.

d. Completion of the Program does not preclude subsequent assignment to the NWC (Intermediate or Senior Course), the National Defense University, the Industrial College of the Armed Forces, or any service school other than TJAGLCS. Judge

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advocates currently enrolled in, or a graduate of, TJAGLCS are ineligible for the Program.

e. Judge advocates enrolled in graduate study on their own initiative and at their own expense are eligible for the Program. Credits earned may be applied towards this Program and reduce the amount of Duty-Under-Instruction (DUINS) time required. Judge advocates who have earned degrees qualifying for a JAG Corps subspecialty may apply for subspecialty coding by contacting the Navy JAG Corps' Postgraduate School Coordinator (PERS-4416B).

5. Assignment Considerations

a. Assignments to postgraduate school will be part of the detailing process. Judge advocates who are interested in the Program should consult with their detailer to discuss eligibility requirements and their educational interests.

b. Judge advocates will be assigned to the Program based upon the needs of the Navy, quota availability, professional performance, and officer preferences. Curriculum assignment decisions will also be made as part of the detailing process, and the particular education plan or curriculum for each student shall be approved by the subspecialty advisors designated in this instruction.

c. Although judge advocates may earn an Operational Law subspecialty code (1203P) at TJAGLCS by satisfying the Operational Law specialty criteria, most students assigned to TJAGLCS will be assigned to a curriculum that satisfies the requirements for the Advanced Military Law/Command Advice subspecialty (1201P). TJAGLCS is the only institution that provides a course of study that meets the Advanced Military Law/Command Advice subspecialty requirements. The determination as to which subspecialty criteria will be assigned will depend on the needs of the Navy.

d. Judge advocates detailed to the Program will apply to law schools for their specified curriculum in accordance with references (a) through (c). In addition, judge advocates will apply to at least one school that has been approved by the Naval Post-Graduate School which is in a geographically disparate area from the other schools to which they have also applied. School assignment decisions will be after application decisions have been made.

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6. Course Completion and Obligated Service. Judge Advocates must complete their degree requirements and graduate within a standard academic year unless the Program is scheduled for a longer period of study. In accordance with reference (e), judge advocates participating in this Program will incur an active-duty obligation of three years.

7. Preparation of an Academic Work. Judge advocates participating in the Program, as well as those attending the TJAGLCS graduate course and the Naval War College Master's degree program, are required to author an original academic work which provides a legal analysis of an issue that affects the U.S. military. Submissions shall be made no later than the judge advocate's scheduled graduation date from the Program. PERS-4416B, with support from Commanding Officer, Naval Justice School, is responsible for implementing and monitoring the academic work requirement.

a. As used in this instruction, "academic work" refers to any writing containing legal analysis of a topic that affects our practice or military operations including, but not limited to, a book review, case note, essay, or thesis. While not required, it is strongly recommended that the writing submitted satisfy the citation and format requirements of a law review article. The writing may be any work required as part of a judge advocate's curriculum. If the curriculum does not otherwise require an academic work suitable for publication, the judge advocate must nevertheless submit an original academic work to meet this requirement. The academic work requirement will also be satisfied by showing a writing has been accepted for publication in a law journal affiliated with an American Bar Association accredited law school, the Naval Law Review, the Military Law Review of TJAGLCS, or the Air Force Law Review.

b. Judge advocates may consult with the Naval Law Review or subject matter experts in the applicable OJAG Division (e.g., Advanced Military Law/Command Advice (1201P), OJAG Code 13; Military Justice Litigation (1202P), Code 20; Operational Law (1203P), Code 10; and, Environmental Law (1207P), Code 12). The Naval Law Review will solicit current topics and issues from the subspecialty advisors and maintain a list of mentors who are experts in a particular area of the law who, upon request, should assist judge advocates in developing suitable writing topics.

8. Requests to Delay Program Completion or Submission of the Writing Requirement. Requests to delay Program completion

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beyond an academic year, or requests to delay submission of the writing requirement, for exigent circumstances must be in writing and submitted via PERS-4416B to the Deputy Judge Advocate General for approval on a case-by-case basis. Failure to timely complete any funded degree requirements, including the writing requirement discussed above in paragraph 7 above, may result in modification of orders and other appropriate accountability measures.

9. Utilization Tours. Judge advocates participating in this Program must serve one tour in a validated subspecialty billet as soon as possible, but not later than the second tour following graduation. The Judge Advocate General and Commander, Navy Personnel Command may approve exceptions.

10. Completion of Postgraduate Education. Upon successful completion of this Program, all judge advocates, to include those enrolled at TJAGLCS and the NWC, will submit a hard copy of their transcript to PERS-4416B to ensure the correct educational coding and service obligation is documented in their record and the transcript is uploaded into their Official Military Personnel File (OMPF). Transcript submissions should be made as soon as practicable after graduation, but no later than 30 June following graduation. An officer who fails to complete all degree requirements may nonetheless incur a three year service obligation.

11. Action and Coordination

a. In coordination with the Navy JAG Corps' Postgraduate School Coordinator (PERS-4416B) and the Office of the Judge Advocate General (Code 61), the JAG Corps' Officer Community Manager (OCM) shall annually assess fit/fill, utilization, and the inventory of subspecialty coded officers. The OCM will make a recommendation on allocation of subspecialty curricula to PERS-4416B to inform the detailing process.

b. The OCM shall coordinate with the subject-matter experts noted below to review Critical Skill Requirements (CSR) and Educational Skill Requirements (ESR) and curricula bi-annually as required by references (a) and (f). The subspecialty advisors shall endorse the review, and the Judge Advocate General, as the Community Sponsor, shall approve.

c. The following subject-matter experts in the Office of the Judge Advocate General are designated as subspecialty advisors:

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<u>Subspecialty</u>	<u>Advisor</u>
Advanced Military Law/Command Advice (1201P)	Director, Code 13
Military Justice Litigation (1202P)	Director, Code 20
Operational Law (1203P)	Director, Code 10
Environmental Law (1207P)	Director, Code 12

Further, Director, Code 18 will work closely with Director, Code 10 and provide subspecialty advice on matters related to cyber, intelligence, and national security law.

d. PERS-4416B will approve individual student curriculum after consultation with the subspecialty advisors. Students will submit their curriculum plan to PERS-4416B who will coordinate with the designated subspecialty advisors. Curriculum approval must be provided by PERS-4416B within 2 business days. PERS-4416B may conditionally approve individual student curriculum without consultation with the subspecialty advisors when expeditious approval is required and time does not permit immediate coordination.

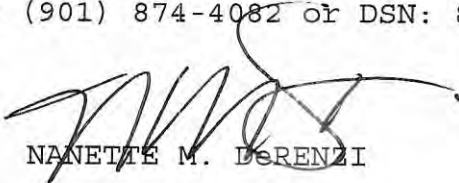
e. PERS-4416B will approve topics for the academic work requirement after consultation with the designated subspecialty advisors.

12. Additional Qualification Designation. Additional Qualification Designation (AQD) codes enhance billet and officer designator codes by identifying more specifically the qualifications required by a billet or a unique qualification awarded to an incumbent through service in the coded billet. An AQD is separate, but related to, the subspecialty expertise developed through postgraduate education. Students should consult with PERS-4416B to determine if their education qualifies them for an AQD.

13. Career Development and Progression. To maximize the Navy's return on investment in graduate education, it is important for officers with a subspecialty designation to seek guidance and mentoring from senior officers who hold the same subspecialty. The subspecialty advisors identified in this instruction can assist officers in identifying mentors and provide advice about career development and progression. Enclosure (1) lists the type of billets that utilize expertise in a particular subspecialty. Enclosure (1) is illustrative, and not an exhaustive list.

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14. The Navy JAG Corps' Postgraduate School Coordinator (Pers-4416B) is the point of contact for all matters related to this Program and may be contacted at (901) 874-4082 or DSN: 882-4082.



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Distribution:

Electronic only, via the Office of the Judge Advocate General's
Web site <http://www.jag.navy.mil>.

Billets Utilizing Subspecialty Expertise

<u>SUBSPECIALTY</u>	<u>PAYGRADE</u>	<u>DESCRIPTION</u>
1201	06/05	OJAG Code 13 Div. Director CNPC SJA USFF Deputy SJA CNRNDW SJA CNRMA CNRSE SJA CNRMW SJA CNRSW SJA CNRNW SJA CNREURAFSWA SJA CNRJAPAN SJA CNRHAWAII SJA BUMED SJA NMC Balboa SJA NMC Bethesda SJA NMC Portsmouth SJA
	04/03	COMPACFLT Deputy SJA COMNAVAIRPAC Deputy SJA COMNAVSURFPAC Deputy SJA COMNAVAIRLANT Deputy SJA COMNAVSURFLANT Deputy SJA CNIC Deputy SJA CNP Deputy SJA USNA Deputy SJA CNET Deputy SJA NSW Deputy SJA NECC Deputy SJA Naval Reactors SJA NCIS HQ SJA CNRC SJA CNATRA SJA COMLOG WESTPAC SJA OJAG Code 13 Branch Head OJAG Code 14 Branch Head NJS Instructor
1202	06	Chief Judge, Trial Judiciary Chief Judge, NMCCA Circuit Military Judge OJAG Code 20 Div. Director Chief Def. Cnsl. of the Navy CO, DSO

05	Associate Judge, NMCCA Military Trial Judge Director, TCAP Director, DCAP OIC, DSO XO, RLSO
05/04	Trial Counsel Instructor, NJS OJAG Code 20 Attorney Deputy Director, TCAP Deputy Director, DCAP Appellate Govt Counsel Appellate Defense Counsel Senior Defense Counsel Senior Trial Counsel Defense Counsel Trial Counsel
1203	06 OJAG Code 10 Div. Director OJAG Code 18 Div. Director COCOM SJA Naval Component Commander FJA USFF FJA OPNAV N3/N5L LEGAD OPNAV N2/N6 LEGAD STRIKEFORNATO LEGAD CJCS Legal Counsel or Deputy NWC Instructor Marshall Center Instructor CO, RLSO (overseas) NSWC SJA NECC SJA 10 th Fleet / USFLTCYBCOM SJA
05	DoS P/M Judge Advocate OJAG Code 18 Deputy Div. Dir. OJAG Code 10 Attorney COCOM ASJA USCYBERCOM SJA STRATCOM Deputy SJA USFF ASJA Fleet SJA SPECWARDEVGRU SJA OPLAW/DETOPS Individ. Augmentee CJCS Deputy Legal Counsel CJCS J5 Policy Judge Advocate

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OSD(P) LEGAD
 USFORKOREA OPLAW Attorney
 DIA

05/04	<p>OJAG Code 10 Attorney SPECWARDEVGRU Deputy SJA COCOM ASJA ONI LEGAD 10th Fleet / USFLTCYBCOM ASJA TACTRAGRU Instructor Strike Group SJA OPNAV N3/N5L Deputy LEGAD NJS I-Law Department Head SOCOM/JMISC USCYBERCOM Deputy SJA</p>
04/03	<p>Fleet Deputy SJA RLSO I-Law Atty. (overseas)</p>
1207	<p>06</p> <p>OJAG Code 12 Div. Director ASN(EI&E) Sr. Envntl. Counsel N4 Sr. Envntl. Counsel CPF Sr. Envntl. Counsel</p>
05	<p>N45 Deputy Counsel USFF Environmental Counsel CPF Deputy Envntl. Counsel OJAG Code 10 Envntl. Counsel OLA Envntl. Counsel OSD DGC (I&E) CNRMA REC CNRSE REC CNRSW REC CNRNW REC CNMAR REC</p>
05/04	<p>C6F Environmental Counsel NAVLITOFF Envntl. Trial Atty. CNRMA Deputy REC CNRSE Deputy REC CNRSW Deputy REC</p>
04/03	<p>Code 12 Assistant Counsel N45 Assistant Counsel USFF Assistant Envntl. Counsel CPF Assistant Envntl. Counsel</p>