

6/1/2012 – **DAVIS-MONTHAN AFB, Ariz.** -- *Editor's note: Each month, the legal office publishes the results of actions under the Uniform Code of Military Justice completed during the previous month. Specific individuals who received Nonjudicial Punishment are not identified.*

Article 15 Actions: During May 2012, D-M commanders administered eight Nonjudicial Punishment actions under Article 15 of the UCMJ. The punishments imposed reflect the commander's determination of an appropriate punishment after considering the circumstances of the offense and the offender's record. A "suspended" punishment does not take effect unless the offender engages in additional misconduct or fails to satisfy the conditions of the suspension. The suspension period usually lasts for six months unless a lesser amount is specified.

Failure to Go – An airman first class received forfeiture of \$878.00 pay per month for two months (suspended), and 21 days extra duty.

Willful Dereliction, Failure to Go, False Official Statement – An airman first class received a suspended reduction to the rank of airman basic, reduction to the rank of airman, and 30 days extra duty.

False Official Statement, Negligent Dereliction – A senior airman received a reduction to the rank of airman first class and 14 days extra duty.

False Official, Drunk and Disorderly Conduct – An airman first class received a reduction to the rank of airman, 14 days restriction, and 14 days extra duty.

Missing Movement, Drunk and Disorderly Conduct – A senior airman received a reduction to the rank of airman first class, forfeiture of \$400.00 pay per month for two months (suspended), and 14 days extra duty.

Drunk and Disorderly Conduct – An airman first class received a suspended reduction to the rank of airman basic, reduction to the rank of airman, 14 days restriction, and 14 days extra duty.

Willful Dereliction (x2) – An airman first class received a suspended reduction to the rank of Airman, 30 days extra duty, and a reprimand.

Spice Use – A senior airman received a reduction to the grade of airman first class and 30 days extra duty.

Administrative Discharges: During the month of May 2012, D-M commanders completed eight administrative discharge actions. Of those actions, three were for fitness failure, and five were for other misconduct. There were no DUI related administrative discharges processed for the month of May. Probation and Rehabilitation is a 6 to 12 month conditional suspension of the administrative discharge, similar to a probationary period. Under P&R, execution of the approved discharge is

conditionally suspended to give the member a chance to prove that he or she is able to meet Air Force standards. Although P&R is an option for commanders in recommending administrative discharge, only 1 member received P&R in the month of May.

Courts-martial: All courts-martial are open to the public. If you would like to attend one, please visit our website at <http://www.dm.af.mil/library/staffjudgeadvocate.asp> for more information. Visit our USAF Public Docket website at <http://www.afjag.af.mil/docket/index.asp>.

Airman 1st Class James Mills, 355th Civil Engineer Squadron, was tried by general court-martial on May 2, 2012 through May 3, 2012. He pled guilty to one charge of AWOL, one charge of false official statement, one charge of fraudulent enlistment, five charges of drug use, one charge of introducing drugs onto a military installation, one charge of larceny, and one charge of housebreaking. He was sentenced by a panel of officer and enlisted members to a reduction to the grade of E-1, total forfeitures, five years confinement, and a dishonorable discharge.

Senior Airman Tae Yoon Chung, 355th Logistics Readiness Squadron, was tried by general court-martial on May 14, 2012 through May 15, 2012. He was found guilty of one charge of larceny. He was sentenced by a panel of officer and enlisted members to a reduction to the grade of E-1, total forfeitures, three months confinement, a bad conduct discharge, and a reprimand.

Airman 1st Class Paul Bustamante, 355th Logistics Readiness Squadron, was tried by special court-martial on May 30, 2012. He pled guilty to one charge of cocaine use. He was sentenced by a military judge to a reduction to the grade of E-1, forfeiture of \$994.00 pay per month for four months, and four months confinement.