

DEPARTMENT OF THE NAVY
Office of the Chief of Naval Operations
Washington; DC 20350

OPNAVINST 5810.4
OP-09J
JAGINST 5810.1
JAG 63
5 September 1984

DEPARTMENT OF THE NAVY
Office of the Judge Advocate General
200 Stovall Street
Alexandria, Virginia 22332

OPNAV INSTRUCTION 5810.4
JAG INSTRUCTION 5810.1

From: Chief of Naval Operations
Judge Advocate General

To: All Ships and Stations (less Marine Corps field addresses not having Navy personnel attached)

Subj: MANAGEMENT GOALS FOR PROCESSING
NAVY COURTS-MARTIAL

Encl: (1) Management Goals for Processing Navy General Courts-Martial
(2) Management Goals for Processing Navy Special Courts-Martial
(3) Management Goals for Processing Navy Summary Courts-Martial
(4) Courts-Martial Data Collection Sheet for General Courts-Martial
(5) Courts-Martial Data Collection Sheet for Special Courts-Martial
(6) Courts-Martial Data Collection Sheet for Summary Courts-Martial
(7) Consolidated Courts-Martial Processing Time Data Compilation Worksheets
(8) Appellate Review Processing Time Data Compilation Worksheet

1. **Purpose.** To promulgate processing time goals for Navy activities involved in the processing of courts-martial.

2. **Cancellation.** OPNAVINST 5810.3, report control symbols JAG 5800-20 and JAG 5800-20A, and Report Forms NAVJAG 5800/43 and 5800/43A are cancelled upon compliance with the requirements of paragraph 5b.

3. Discussion

a. Experience has shown that effective management requires the establishment of management goals for processing Navy courts-martial for every segment of the court-martial process from initial knowledge of a suspected offense through final appellate review of a record of trial. Monitoring these goals will enhance the status of good order and discipline throughout the Navy and furnish the information required by various echelons of command to

promote efficiency, avoid unnecessary delay, effectively manage personnel assets, respond to requests for information from higher authority and facilitate tracking courts-martial throughout each segment of their processing.

b. The management goals delineated in enclosures (1) through (3) represent optimum averages to be obtained and are not mandatory standards. They create no individual rights or due process requirements and are independent of, and have no effect upon, the time standards which have been established by statutory or case law.

c. Different theaters of operation are faced with unique management concerns in the processing of courts-martial. Accordingly, CINCLANTFLT, CINCPACFLT, CINCUSNAVEUR and CNET are free to modify, without increasing the overall processing time goals, individual milestone goals for activities under their command in order to accomplish the objectives noted in paragraph 3a.

4. Definitions

a. **Knowledge of offense**—When the immediate commander first becomes aware that an identified member of his command is suspected of having committed a violation of any punitive article of the UCMJ. Where multiple charges and/or specifications are alleged against a member of his command, this is the date on which the immediate commander first became aware that that member was suspected of having committed any of the alleged offenses which become the subject of trial by court-martial. (See paragraph 4d).

b. **Charges preferred**—When charges are preferred in accordance with R.C.M. 307, MCM, 1984. Where multiple charges and/or specifications are alleged, this is the date of preferal of the latest charge which becomes the subject of trial by court-martial.

c. **Receipt by CA**—When preferred charges are received by the officer exercising summary court-martial jurisdiction. (See R.C.M. 403-405, MCM, 1984). Receipt by CA includes receipt by Convening Authority's staff judge advocate/legal officer. Where multiple charges and/or specifications are alleged, this is the date on which the latest charge preferred which becomes the subject of trial by court-martial

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are received by the officer exercising summary court-martial jurisdiction.

d. If, at any time between knowledge of an offense and the sentencing or acquittal of an accused, the accused becomes an unauthorized absentee or is otherwise not under military control, count only the elapsed days when the accused was subject to military control.

5. Action

a. Management goals established in enclosures (1) through (3) apply to trials by summary court-martial, special court-martial and general court-martial convened in a Navy chain of command and initiated by the referral of charges on or after 1 August 1984.

b. Data for courts-martial in which the sentence was adjudged prior to 1 August 1984 will be reported in accordance with the provisions of OPNAVINST 5810.3. The JAG Management Information System (JAGMIS) currently under development will provide the capability to transfer and accumulate individual case data between and among all offices involved in processing courts-martial. This capability, when fully implemented, will eliminate the need for manually produced statistical reports. Therefore, recognizing the administrative burden that manual reporting requirements place upon operational commands,

no formal reporting requirements are imposed by this instruction.

e. The collection of court-martial management information during the interim period between the cancellation of the reporting requirements of OPNAVINST 5810.3 and full implementation of JAGMIS, both in terms of frequency of reports and information required, will be as directed by CINCLANTFLT, CINCPACFLT, CINCUSNAVEUR and CNET for activities under their command; by CNO (OP-09J) for GCM authorities not in the administrative chain of command of CINCLANTFLT, CINCPACFLT, CINCUSNAVEUR and CNET; and by the Judge Advocate General for the Office of the Judge Advocate General and the Navy-Marine Corps Appellate Review Activity. Enclosures (4) through (8) are samples of data collection worksheets to assist in compiling desired management information during this interim period.

d. Notify the CNO (OP-09J) of any modifications to individual milestone goals promulgated pursuant to paragraph 3c.

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Assistant for Legal Support (OP-09J)/
Judge Advocate General

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Management Goals for Processing
 Navy General Courts-Martial

<u>Segment</u>	<u>Goal</u>
1. Knowledge of offense -- preliminary inquiry complete IAW R.C.M. 303, MCM, 1984	25 days
2. Preliminary inquiry complete -- charges preferred	2 days
3. Charges preferred -- receipt by OESCMJ IAW R.C.M. 403, MCM, 1984	1 day
4. Receipt of charges by OESCMJ -- pretrial investigation directed IAW R.C.M. 405, MCM, 1984	3 days
5. Pretrial investigation directed -- receipt of charges by NLSO/Investigating Officer	2 days
6. Receipt of charges by NLSO/Investigating Officer -- completion of pretrial investigation	21 days
7. Completion of pretrial investigation -- report of investigation received by OESCMJ	5 days
8. Report of investigation received by OESCMJ -- charges received by OEGCMJ	3 days
9. Charges received by OEGCMJ -- completion of pretrial advice by SJA IAW R.C.M. 406, MCM, 1984	7 days
10. Completion of pretrial advice -- referral of charges by OEGCMJ	3 days
11. Referral of charges by OEGCMJ -- receipt of charges by NLSO	1 day
12. Receipt of charges by NLSO -- sentence or acquittal	30 days
13. Sentence or acquittal -- ROT delivered to CA's legal officer/SJA and accused/defense counsel	30 days
14. Receipt of ROT by CA's legal officer/SJA -- delivery of legal officer/SJA recommendation to accused/defense counsel	10 days
15. Delivery of legal officer/SJA recommendation to accused/defense counsel -- CA action (In no event less than 30 days from date sentence announced, nor less than 7 days from date ROT served on accused, nor less than 5 days from date LO/SJA recommendation served on accused, unless waived by the accused (see JAGMAN 0145).)	10 days
16. CA action -- receipt of CA action by accused and/or defense counsel	2 days

Total Days: 156

Written waiver of appellate review pursuant to Article 61, UCMJ, filed with CA within 10 days after CA action served on the accused or on defense counsel? (Y/N) _____

If Yes:

17. CA action rec'd by accused and/or DC -- receipt by judge advocate for review	11 days
18. Receipt by judge advocate for review -- review complete	10 days
19. Judge advocate review complete -- receipt by OEGCMJ	2 days

Enclosure (1)

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- | | |
|---|--------|
| 20. Receipt by OEGCMJ -- OEGCMJ action IAW R.C.M. 1112, MCM, 1984 | 3 days |
| 21. OEGCMJ action -- sentence executed (Ensuring compliance with R.C.M. 1113, MCM, 1984, and SECNAVINST 5815.3) | 5 days |
| <u>Total Days:</u> | 187 |

If No:

- | | |
|--|---------|
| 22. CA action rec'd by accused and/or DC -- date original ROT forwarded to Office of the Judge Advocate General (OJAG) | 11 days |
| <u>Total Days:</u> | 167 |

If reviewable under Article 66, UCMJ:

- | | |
|--|-------------------|
| 23. Receipt of original ROT by OJAG -- docketed by NMCMR | 2 days |
| 24. Docketed by NMCMR -- NMCMR decision | (IAW NMCMR RULES) |
| 25. NMCMR decision -- receipt by OJAG | 1 day |
| 26. Receipt of decision by OJAG -- date decision promulgated to appellant, OEGCMJ, and others as appropriate | 5 days |

Petition for grant of review filed with Court of Military Appeals within 60 days from the date NMCMR decision promulgated? (Y/N) _____

If NO:

- | | |
|--|---------|
| 27. Date decision promulgated -- OEGCMJ notified that case is final within the meaning of R.C.M. 1209, MCM, 1984 | 75 days |
| 28. OEGCMJ notified that case is final -- date final action taken (Ensuring compliance with R.C.M. 1113, MCM, 1984, and SECNAVINST 5815.3) | 5 days |

If YES:

- | | |
|--|-----------------|
| 29. Date of CMA order to file supplemented petition -- filing of supplemented petition by appellate defense counsel | (IAW CMA RULES) |
| 30. Filing of supplemented petition by appellate defense counsel -- filing of appellate government's answer to supplemented petition | (IAW CMA RULES) |

Review granted by Court of Military Appeals? (Y/N) _____

If NO:

- | | |
|--|--------|
| 31. CMA denial received by OJAG -- OJAG compliance with R.C.M. 1204(c), MCM, 1984 | 3 days |
| 32. OEGCMJ notified that case is final -- date final action taken (Ensuring compliance with R.C.M. 1113, MCM, 1984, and SECNAVINST 5815.3) | 5 days |

If YES:

- | | |
|--|-----------------|
| 33. Date of CMA order granting review -- filing of appellate defense counsel brief | (IAW CMA RULES) |
| 34. Filing of appellate defense counsel brief -- filing of appellate government counsel answer | (IAW CMA RULES) |
| 35. Receipt of CMA decision by OJAG -- OJAG compliance with R.C.M. 1204(c), MCM, 1984 | 3 days |

Petition for review by writ of certiorari filed with Supreme Court within 60 days of CMA decision IAW Supreme Court Rules? (Y/N) _____

If NO:

- | | |
|--|---------|
| 36. Date CMA decision rendered -- OEGCMJ notified that case is final within the meaning of R.C.M. 1209, MCM, 1984 | 75 days |
| 37. OEGCMJ notified that case is final -- date final action taken (Ensuring compliance with R.C.M. 1113, MCM, 1984, and SECNAVINST 5815.3) | 5 days |

If YES:

NOTE--PROCESSING IAW SUPREME COURT RULES

- | | |
|--|--------|
| 38. Date Supreme Court decision rec'd by OJAG -- OJAG compliance with R.C.M. 1205(b), MCM, 1984 | 3 days |
| 39. OEGCMJ notified that case is final -- date final action taken (Ensuring compliance with R.C.M. 1113, MCM, 1984, and SECNAVINST 5815.3) | 5 days |

If reviewable under Article 69(a), UCMJ:

- | | |
|---|---------|
| 40. Receipt of original ROT by OJAG -- review complete | 10 days |
| 41. Review complete -- if review under Article 66, UCMJ, directed, see 23. above; otherwise action promulgated IAW JAGMAN 0147/R.C.M. 1114, MCM, 1984 | 2 days |

Total Days: 179

Management Goals for Processing
Navy Special Courts-Martial

<u>Segment</u>	<u>Goal</u>
1. Knowledge of offense -- preliminary inquiry complete IAW R.C.M. 303, MCM, 1984	20 days
2. Preliminary inquiry complete -- charges preferred	2 days
3. Charges preferred -- receipt by CA	1 day
4. Receipt of charges by CA -- charges referred	3 days
5. Charges referred -- receipt by NLSO	2 days
6. Receipt by NLSO -- sentence/acquittal	20 days
<u>Total Days:</u> 48	

BCD Awarded? (Y/N) _____

If Yes, see item 7; if No, see item 34.

7. Sentence/acquittal -- ROT delivered to CA's legal officer/SJA and accused/counsel	25 days
8. Receipt of ROT by CA's legal officer/SJA -- delivery of legal officer/SJA recommendation to accused/defense counsel	10 days
9. Delivery of legal officer/SJA recommendation to accused/defense counsel -- CA action (In no event less than 30 days from date sentence announced, nor less than 7 days from date ROT served on accused, nor less than 5 days from date LO/SJA recommendation served on accused, unless waived by the accused (<u>see</u> JAGMAN 0145).)	6 days
10. CA action -- receipt of CA action by accused and/or defense counsel	2 days
<u>Total Days:</u> 91	

Written waiver of appellate review pursuant to Article 61, UCMJ, filed with CA within 10 days after CA action served on the accused or on defense counsel? (Y/N) _____

If Yes:

11. CA action rec'd by accused and/or DC -- receipt by judge advocate for review	11 days
12. Receipt by judge advocate for review -- review complete	10 days
13. Judge advocate review complete -- receipt by OEGCMJ	2 days
14. Receipt by OEGCMJ -- OEGCMJ action IAW R.C.M. 1112, MCM, 1984	3 days
15. OEGCMJ action -- sentence executed (Ensuring compliance with R.C.M. 1113, MCM, 1984, and SECNAVINST 5815.3)	5 days
<u>Total Days:</u> 122	

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If No:

- | | |
|---|--------------------|
| 16. CA action rec'd by accused and/or DC -- original ROT forwarded to Office of the Judge Advocate General (OJAG) | 11 days |
| 17. Receipt of original ROT by OJAG -- docketed by NCMCMR | 2 days |
| 18. Docketed by NCMCMR -- NCMCMR decision | (IAW NCMCMR RULES) |
| 19. NCMCMR decision -- receipt by OJAG | 1 day |
| 20. Receipt of decision by OJAG -- date decision promulgated to appellant, OEGCMJ, and others as appropriate | 5 days |

Petition for grant of review filed with Court of Military Appeals within 60 days from promulgation date? (Y/N) _____

If NO:

- | | |
|--|---------|
| 21. Date decision promulgated -- OEGCMJ notified no petition filed and that case is final within the meaning of R.C.M. 1209, MCM, 1984 | 75 days |
| 22. OEGCMJ notified that case is final -- date final action taken (Ensuring compliance with R.C.M. 1113, MCM, 1984, and SECNAVINST 5815.3) | 5 days |

If YES:

- | | |
|--|-----------------|
| 23. Date of CMA order to file supplemented petition -- filing of supplemented petition by appellate defense counsel | (IAW CMA RULES) |
| 24. Filing of supplemented petition by appellate defense counsel -- filing of appellate government's answer to supplemented petition | (IAW CMA RULES) |

Review granted by Court of Military Appeals? (Y/N) _____

If NO:

- | | |
|--|--------|
| 25. CMA denial received by OJAG -- OJAG compliance with R.C.M. 1204(c), MCM, 1984 | 3 days |
| 26. OEGCMJ notified that case is final -- date final action taken (Ensuring compliance with R.C.M. 1113, MCM, 1984, and SECNAVINST 5815.3) | 5 days |

If YES:

- | | |
|--|-----------------|
| 27. Date of CMA order granting review -- filing of appellate defense counsel brief | (IAW CMA RULES) |
| 28. Filing of appellate defense counsel brief -- filing of appellate government counsel answer | (IAW CMA RULES) |
| 29. Receipt of CMA decision by OJAG -- OJAG compliance with R.C.M. 1204(c), MCM, 1984 | 3 days |

Petition for review by writ of certiorari filed with Supreme Court within 60 days of CMA decision IAW Supreme Court Rules? (Y/N) _____

If NO:

- 30. Date CMA decision rendered -- OEGCMJ notified that case is final within the meaning of R.C.M. 1209, MCM, 1984 75 days
- 31. OEGCMJ notified that case is final -- date final action taken (Ensuring compliance with R.C.M. 1113, MCM, 1984, and SECNAVINST 5815.3) 5 days

If YES:

NOTE--PROCESSING IAW SUPREME COURT RULES

- 32. Date Supreme Court decision rec'd by OJAG -- OJAG compliance with R.C.M. 1205(b), MCM, 1984 3 days
- 33. OEGCMJ notified that case is final -- date final action taken (Ensuring compliance with R.C.M. 1113, MCM, 1984, and SECNAVINST 5815.3) 5 days

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- 34. Sentence or acquittal -- ROT delivered to CA and accused/counsel 15 days
- 35. ROT delivered to CA and accused/counsel -- CA action (In no event less than 20 days from date sentence announced, nor less than 7 days from date ROT served on accused, unless waived by the accused (see JAGMAN 0145).) 8 days
- 36. CA action -- receipt by judge advocate for review 2 days
- 37. Receipt by judge advocate for review -- review complete 7 days
- 38. Judge advocate review complete -- receipt by OEGCMJ 2 days
- 39. Receipt by OEGCMJ -- OEGCMJ action, if required by R.C.M. 1112, MCM, 1984 3 days

Total Days: 85

Management Goals for Processing
Navy Summary Courts-Martial

<u>Segment</u>	<u>Goal</u>
1. Knowledge of offense -- preliminary inquiry complete IAW R.C.M. 303, MCM, 1984	20 days
2. Preliminary inquiry complete -- charges preferred	2 days
3. Charges preferred -- receipt by CA	1 day
4. Receipt of charges by CA -- charges referred	2 days
5. Charges referred -- receipt by SCM	1 day
6. Receipt by SCM -- sentence or acquittal	7 days
7. Sentence or acquittal -- ROT delivered to CA and accused	5 days
8. ROT delivered to CA and accused -- CA action (In no event less than 7 days from date sentence announced unless waived by the accused (<u>see</u> JAGMAN 0145).)	3 days
9. CA action -- receipt by judge advocate for review	2 days
10. Receipt by judge advocate for review -- review complete	5 days
11. Judge advocate review complete -- receipt by OEGCMJ	2 days
12. Receipt by OEGCMJ -- OEGCMJ action, if required by R.C.M. 1112, MCM, 1984	3 days
<u>Total Days:</u>	53

Courts-Martial Data Collection Sheet
for General Courts-Martial
 (OESCMJ Attach to Original Charge Sheet for Inclusion in ROT)

GCM in the case of: U.S. v. _____

Pretrial Restraint Imposed? (Yes/No) _____

If Yes: Fm _____ To _____

<u>Segment</u>	<u>Dates</u>	<u>Goal</u>	<u>Elapsed Days</u>
1. Knowledge of offense	_____		
2. Preliminary inq'ry comp.	_____	25 days	_____
3. Charges preferred	_____	2 days	_____
4. Receipt by OESCMJ	_____	1 day	_____
5. Pretrial inv. directed	_____	3 days	_____
6. Chgs rec'd by NLSO/IO	_____	2 days	_____
7. Pretrial inv. comp.	_____	21 days	_____
8. ROI rec'd by OESCMJ	_____	5 days	_____
9. Chgs rec'd by OEGCMJ	_____	3 days	_____
10. SJA pretrial adv. comp.	_____	7 days	_____
11. Chgs ref'd by OEGCMJ	_____	3 days	_____
12. Chgs rec'd by NLSO	_____	1 day	_____
13. Sentence or acquittal	_____	30 days	_____
14. ROT del'd to CA's LO/SJA and accused/DC	_____	30 days	_____
15. LO/SJA recommendation rec'd by accused/DC	_____	10 days	_____
16. CA action	_____	10 days	_____

(In no event less than 30 days from date sentence announced, nor less than 7 days from date ROT served on accused, nor less than 5 days from date LO/SJA recommendation served on accused, unless waived by the accused (see JAGMAN 0145).)

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<u>Segment</u>	<u>Dates</u>	<u>Goal</u>	<u>Elapsed Days</u>
17. CA action rec'd by accused and/or DC	_____	2 days	_____
Written waiver of appellate review pursuant to Article 61, UCMJ, filed with CA within 10 days after CA action served on the accused or on defense counsel? (Y/N) _____			
If Yes:			
18. CA action rec'd by accused and/or DC	_____		
19. Receipt of CA action by JA for review	_____	11 days	_____
20. JA review complete	_____	10 days	_____
21. Receipt of JA review by OEGCMJ	_____	2 days	_____
22. OEGCMJ action	_____	3 days	_____
23. Sentence executed (Ensuring compliance with R.C.M. 1113, MCM, 1984, and SECNAVINST 5815.3)	_____	5 days	_____
If No:			
24. CA action rec'd by accused and/or DC	_____		
25. Original ROT sent to OJAG	_____	11 days	_____
<u>If reviewable under Article 66, UCMJ:</u>			
26. Original ROT rec'd by OJAG	_____		
27. Docketed by NCMR	_____	2 days	_____
28. NCMR decision	_____	(IAW NCMR RULES)	_____
29. Decision rec'd by OJAG	_____	1 day	_____
30. Decision promulgated to appellant, OEGCMJ, and others as appropriate	_____	5 days	_____

<u>Segment</u>	<u>Dates</u>	<u>Goal</u>	<u>Elapsed Days</u>
Petition for grant of review filed with Court of Military Appeals within 60 days from the date NCMCR decision promulgated? (Y/N) _____			

If NO:

- | | | | |
|---|-------|---------|-------|
| 31. OEGCMJ notified by OJAG
no petition filed | _____ | 75 days | _____ |
| 32. Final action taken
(Ensuring compliance with R.C.M. 1113, MCM, 1984,
and SECNAVINST 5815.3) | _____ | 5 days | _____ |

If YES:

- | | | | |
|--|-------|--------------------|-------|
| 33. CMA order to file
supplemented petition | _____ | | _____ |
| 34. Supplemented petition
filed by appellate DC | _____ | (IAW CMA
RULES) | _____ |
| 35. Filing of appellate
GC's answer to
supplemented petition | _____ | (IAW CMA
RULES) | _____ |

Review granted by Court of Military Appeals? (Y/N) _____

If NO:

- | | | | |
|---|-------|--------|-------|
| 36. CMA denial rec'd by OJAG | _____ | | _____ |
| 37. OJAG compliance with
R.C.M. 1204(c), MCM, 1984 | _____ | 3 days | _____ |
| 38. OEGCMJ notified case final | _____ | | _____ |
| 39. Final action taken
(Ensuring compliance with R.C.M. 1113, MCM, 1984,
and SECNAVINST 5815.3) | _____ | 5 days | _____ |

If YES:

- | | | | |
|-----------------------------------|-------|--------------------|-------|
| 40. CMA order granting review | _____ | | _____ |
| 41. Appellate DC's
brief filed | _____ | (IAW CMA
RULES) | _____ |
| 42. Appellate GC answer filed | _____ | (IAW CMA
RULES) | _____ |

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<u>Segment</u>	<u>Dates</u>	<u>Goal</u>	<u>Elapsed Days</u>
43. CMA decision rec'd by OJAG	_____		
44. OJAG compliance with R.C.M. 1204(c), MCM, 1984	_____	3 days	_____
Petition for review by writ of certiorari filed with Supreme Court within 60 days of CMA decision IAW Supreme Court Rules? (Y/N) _____			
If NO:			
45. CMA decision rendered	_____		
46. OEGCMJ notified case final	_____	75 days	_____
47. Final action taken (Ensuring compliance with R.C.M. 1113, MCM, 1984, and SECNAVINST 5815.3)	_____	5 days	_____
If YES:			
NOTE--PROCESSING IAW SUPREME COURT RULES			
48. Supreme Court decision rec'd by OJAG	_____		
49. OJAG compliance with R.C.M. 1205(b), MCM, 1984	_____	3 days	_____
50. OEGCMJ notified case final	_____		
51. Final action taken (Ensuring compliance with R.C.M. 1113, MCM, 1984, and SECNAVINST 5815.3)	_____	5 days	_____
<u>If reviewable under Article 69(a), UCMJ:</u>			
52. Original ROT rec'd by OJAG	_____		
53. Review complete	_____	10 days	_____
If review under Article 66, UCMJ, directed, <u>see</u> 23. above; otherwise			
54. JAG decision promulgated	_____	2 days	_____

Courts-Martial Data Collection Sheet
for Special Courts-Martial
 (CA Attach to Original Charge Sheet for Inclusion in ROT)

SPCM in the case of: U.S. v. _____

Pretrial Restraint Imposed? (Yes/No) _____

If Yes: Fm _____ To _____

<u>Segment</u>	<u>Dates</u>	<u>Goal</u>	<u>Elapsed Days</u>
1. Knowledge of offense	_____		
2. Preliminary inq'ry comp.	_____	20 days	_____
3. Charges preferred	_____	2 days	_____
4. Receipt by CA	_____	1 day	_____
5. Chgs referred by CA	_____	3 days	_____
6. Chgs rec'd by NLSO	_____	2 days	_____
7. Sentence or acquittal	_____	20 days	_____
Bad Conduct Discharge Awarded? (Y/N) _____			
If Yes, <u>see</u> item 8; if No, <u>see</u> item 46.			
8. ROT del'd to CA's LO/SJA and accused/DC	_____	25 days	_____
9. LO/SJA recommendation rec'd by accused/DC	_____	10 days	_____
10. CA action (In no event less than 30 days from date sentence announced nor less than 7 days from date ROT served on accused, nor less than 5 days from date LO/SJA recommendation served on accused, unless waived by the accused (<u>see</u> JAGMAN 0145).)	_____	6 days	_____
11. CA action rec'd by accused and/or DC	_____	2 days	_____

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<u>Segment</u>	<u>Dates</u>	<u>Goal</u>	<u>Elapsed Days</u>
Written waiver of appellate review pursuant to Article 61, UCMJ, filed with CA within 10 days after CA action served on the accused or on defense counsel? (Y/N) _____			
If Yes:			
12. CA action rec'd by accused and/or DC	_____		
13. Receipt by JA for review	_____	11 days	_____
14. JA review complete	_____	10 days	_____
15. Receipt of JA review by OEGCMJ	_____	2 days	_____
16. OEGCMJ action	_____	3 days	_____
17. Sentence executed (Ensuring compliance with R.C.M. 1113, MCM, 1984, and SECNAVINST 5815.3)	_____	5 days	_____
If No:			
18. CA action rec'd by accused and/or DC	_____		
19. Original ROT sent to OJAG *** (CA FORWARD COMPLETED COPIES OF THIS FORM AND CA ACTION TO OEGCMJ THAT WOULD HAVE REVIEWED ROT HAD APPELLATE REVIEW BEEN WAIVED)	_____	11 days	
20. Original ROT rec'd by OJAG	_____		
21. Docketed by NMCMR	_____	2 days	_____
22. NMCMR decision	_____	(IAW CMA RULES)	_____
23. Decision rec'd by OJAG	_____	1 day	_____
24. Decision promulgated to appellant, OEGCMJ, and others as appropriate	_____	5 days	_____

<u>Segment</u>	<u>Dates</u>	<u>Goal</u>	<u>Elapsed Days</u>
Petition for grant of review filed with Court of Military Appeals within 60 days from the date NMCMR decision promulgated? (Y/N) _____			
If NO:			
25. OEGCMJ notified by OJAG no petition filed	_____	75 days	_____
26. Final action taken (Ensuring compliance with R.C.M. 1113, MCM, 1984, and SECNAVINST 5815.3)	_____	5 days	_____
If YES:			
27. CMA order to file supplemented petition	_____		
28. Supplemented petition filed by appellate DC	_____	(IAW CMA RULES)	_____
29. Filing of appellate GC's answer to supplemented petition	_____	(IAW CMA RULES)	_____
Review granted by Court of Military Appeals? (Y/N) _____			
If NO:			
30. CMA denial rec'd by OJAG	_____		
31. OJAG compliance with R.C.M. 1204(c), MCM, 1984	_____	3 days	_____
32. OEGCMJ notified case final	_____		
33. Final action taken (Ensuring compliance with R.C.M. 1113, MCM, 1984, and SECNAVINST 5815.3)	_____	5 days	_____
If YES:			
34. CMA order granting review	_____		
35. Appellate DC's brief filed	_____	(IAW CMA RULES)	_____
36. Appellate GC answer filed	_____	(IAW CMA RULES)	_____

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<u>Segment</u>	<u>Dates</u>	<u>Goal</u>	<u>Elapsed Days</u>
37. CMA decision rec'd by OJAG	_____		
38. OJAG compliance with R.C.M. 1204(c), MCM, 1984	_____	3 days	_____
Petition for review by writ of certiorari filed with Supreme Court within 60 days of CMA decision IAW Supreme Court Rules? (Y/N) _____			
If NO:			
39. CMA decision rendered	_____		
40. OEGCMJ notified case final	_____	75 days	_____
41. Final action taken (Ensuring compliance with R.C.M. 1113, MCM, 1984, and SECNAVINST 5815.3)	_____	5 days	_____
If YES:			
NOTE--PROCESSING IAW SUPREME COURT RULES			
42. Supreme Court decision received by OJAG	_____		
43. OJAG compliance with R.C.M. 1205(b), MCM, 1984	_____	3 days	_____
44. OEGCMJ notified case final	_____		
45. Final action taken (Ensuring compliance with R.C.M. 1113, MCM, 1984, and SECNAVINST 5815.3)	_____	5 days	_____
<u>NON-BCD Special Courts-Martial</u>			
46. ROT delivered to CA and accused/DC	_____	15 days	_____
47. CA action (In no event less than 20 days from date sentence announced, nor less than 7 days from date ROT served on accused, unless waived by the accused (see JAGMAN 0145).)	_____	8 days	_____
48. Receipt by JA for review	_____	2 days	_____
49. JA review complete	_____	7 days	_____

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<u>Segment</u>	<u>Dates</u>	<u>Goal</u>	<u>Elapsed Days</u>
50. Receipt of JA review by OEGCMJ	_____	2 days	_____
51. OEGCMJ action, if req'd by R.C.M. 1112, MCM, 1984	_____	3 days	_____

Courts-Martial Data Collection Sheet
for Summary Courts-Martial
 (CA Attach to Original Charge Sheet for Inclusion in ROT)

SCM in the case of: U.S. v. _____

Pretrial Restraint Imposed? (Yes/No) _____

If Yes: Fm _____ To _____

<u>Segment</u>	<u>Dates</u>	<u>Goal</u>	<u>Elapsed Days</u>
1. Knowledge of offense	_____		
2. Preliminary inq'ry comp.	_____	20 days	_____
3. Charges preferred	_____	2 days	_____
4. Receipt by CA	_____	1 day	_____
5. Chgs referred by CA	_____	2 days	_____
6. Chgs rec'd by SCM	_____	1 day	_____
7. Sentence or acquittal	_____	7 days	_____
8. ROT delivered to CA and accused	_____	5 days	_____
9. CA action (In no event less than 7 days from date sentence announced unless waived by the accused (see JAGMAN 0145))	_____	3 days	_____
10. Receipt by JA for review	_____	1 day	_____
11. JA review complete	_____	10 days	_____
12. Receipt of JA review by OEGCMJ	_____	2 days	_____
13. OEGCMJ action, if req'd by R.C.M. 1112, MCM, 1984	_____	3 days	_____

Consolidated Courts-Martial Processing Time
Data Compilation Worksheet for General Courts-Martial
Appellate Review Not Waived)

GCM Authority: _____
 Period Ending: _____ Date Completed: _____

Number of Cases Involving Pretrial Restraint _____

<u>Segment</u>	<u>No. Cts.</u>	<u>Total Elapsed Days</u>	<u>Average Elapsed Days</u>	<u>Goal</u>	<u>No. Cts Exceeding Goals</u>
1. Knowledge of offense	_____	_____	_____	_____	_____
2. Prelim. inq'ry comp.	_____	_____	_____	25	_____
3. Charges preferred	_____	_____	_____	2	_____
4. Receipt by OESCMJ	_____	_____	_____	1	_____
5. Pretrial inv. directed	_____	_____	_____	3	_____
6. Chgs rec'd by NLSO/IO	_____	_____	_____	2	_____
7. Pretrial inv. comp.	_____	_____	_____	21	_____
8. ROI rec'd by OESCMJ	_____	_____	_____	5	_____
9. Chgs rec'd by OEGCMJ	_____	_____	_____	3	_____
10. SJA pretrial adv. comp.	_____	_____	_____	7	_____
11. Chgs ref'd by OEGCMJ	_____	_____	_____	3	_____
12. Chgs rec'd by NLSO	_____	_____	_____	1	_____
13. Sentence or acquittal	_____	_____	_____	30	_____
14. ROT del'd to CA's LO/SJA and accused/DC	_____	_____	_____	30	_____
15. LO/SJA recommendation rec'd by accused/DC	_____	_____	_____	10	_____
16. CA action	_____	_____	_____	10	_____
17. CA action rec'd by accused and/or DC	_____	_____	_____	2	_____
18. Orig. ROT sent to OJAG	_____	_____	_____	11	_____

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<u>Segment</u>	<u>No. Cts.</u>	<u>Total Elapsed Days</u>	<u>Average Elapsed Days</u>	<u>Goal</u>	<u>No. Cts Exceeding Goals</u>
<u>If reviewable under Article 66, UCMJ:</u>					
19. NCMCMR decision rec'd _____					
Petition for grant of review filed with Court of Military Appeals within 60 days from the date NCMCMR decision promulgated? (Y/N) _____					
If NO:					
20. OEGCMJ notified by OJAG no petition filed _____					
21. Final action taken _____				5	
If YES and if review <u>not</u> granted by Court of Military Appeals:					
22. OEGCMJ notified by OJAG case final _____					
23. Final action taken _____				5	
If YES and if review <u>granted</u> by Court of Military Appeals:					
24. CMA decision rec'd from OJAG _____					
Petition for review by writ of certiorari filed with Supreme Court within 60 days of CMA decision IAW Supreme Court Rules? (Y/N) _____					
If NO:					
25. OEGCMJ notified by OJAG no petition filed _____					
26. Final action taken _____				5	
If YES:					
27. Supreme Court decision rec'd by OEGCMJ _____					
28. Final action taken _____				5	
<u>If reviewed under Article 69(a), UCMJ:</u>					
29. JAG decision rec'd by OEGCMJ _____					
30. Final Action taken _____				5	

Consolidated Courts-Martial Processing Time
Data Compilation Worksheet for General Courts-Martial
(Appellate Review Waived Pursuant to Article 61, UCMJ)

GCM Authority: _____
 Period Ending: _____ Date Completed: _____

Number of Cases Involving Pretrial Restraint _____

<u>Segment</u>	<u>No. Cts.</u>	<u>Total Elapsed Days</u>	<u>Average Elapsed Days</u>	<u>Goal</u>	<u>No. Cts Exceeding Goals</u>
1. Knowledge of offense	_____	_____	_____	_____	_____
2. Prelim. inq'ry comp.	_____	_____	_____	25	_____
3. Charges preferred	_____	_____	_____	2	_____
4. Receipt by OESCMJ	_____	_____	_____	1	_____
5. Pretrial inv. directed	_____	_____	_____	3	_____
6. Chgs rec'd by NLSO/IO	_____	_____	_____	2	_____
7. Pretrial inv. comp.	_____	_____	_____	21	_____
8. ROI rec'd by OESCMJ	_____	_____	_____	5	_____
9. Chgs rec'd by OEGCMJ	_____	_____	_____	3	_____
10. SJA pretrial adv. comp.	_____	_____	_____	7	_____
11. Chgs ref'd by OEGCMJ	_____	_____	_____	3	_____
12. Chgs rec'd by NLSO	_____	_____	_____	1	_____
13. Sentence or acquittal	_____	_____	_____	30	_____
14. ROT del'd to CA's LO/SJA and accused/DC	_____	_____	_____	30	_____
15. LO/SJA recommendation rec'd by accused/DC	_____	_____	_____	10	_____
16. CA action	_____	_____	_____	10	_____
17. CA action rec'd by accused and/or DC	_____	_____	_____	2	_____
18. CA action rec'd by accused and/or DC	_____	_____	_____	2	_____

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<u>Segment</u>	<u>No. Cts.</u>	<u>Total Elapsed Days</u>	<u>Average Elapsed Days</u>	<u>Goal</u>	<u>No. Cts Exceeding Goals</u>
19. Receipt of CA action by JA for review	_____	_____	_____	11	_____
20. JA review complete	_____	_____	_____	10	_____
21. Receipt of JA review by OEGCMJ	_____	_____	_____	2	_____
22. OEGCMJ action	_____	_____	_____	3	_____
23. Sentence executed	_____	_____	_____	5	_____

Consolidated Courts-Martial Processing Time
Data Compilation Worksheet for BCD Special Courts-Martial
(Appellate Review Not Waived)

GCM Authority: _____
 Period Ending: _____ Date Completed: _____

Number of Cases Involving Pretrial Restraint _____

<u>Segment</u>	<u>No. Cts.</u>	<u>Total Elapsed Days</u>	<u>Average Elapsed Days</u>	<u>Goal</u>	<u>No. Cts Exceeding Goals</u>
1. Knowledge of offense	_____	_____	_____	_____	_____
2. Prelim. inq'ry comp.	_____	_____	_____	20	_____
3. Charges preferred	_____	_____	_____	2	_____
4. Chgs rec'd by CA	_____	_____	_____	1	_____
5. Chgs referred by CA	_____	_____	_____	3	_____
6. Chgs rec'd by NLSO	_____	_____	_____	2	_____
7. Sentence or acquittal	_____	_____	_____	20	_____
8. ROT del'd to CA's LO/SJA and accused/DC	_____	_____	_____	25	_____
9. LO/SJA recommendation rec'd by accused/DC	_____	_____	_____	10	_____
10. CA action	_____	_____	_____	6	_____
11. CA action rec'd by accused and/or DC	_____	_____	_____	2	_____
12. Orig. ROT sent to OJAG	_____	_____	_____	11	_____
13. NMCMR decision rec'd	_____	_____	_____	_____	_____

Petition for grant of review filed with Court of Military Appeals within 60 days from the date NMCMR decision promulgated? (Y/N) _____

If NO:

14. OEGCMJ notified by OJAG no petition filed	_____	_____	_____	_____	_____
15. Final action taken	_____	_____	_____	5	_____

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<u>Segment</u>	<u>No. Cts.</u>	<u>Total Elapsed Days</u>	<u>Average Elapsed Days</u>	<u>Goal</u>	<u>No. Cts Exceeding Goals</u>
If YES and if review not granted by Court of Military Appeals:					
16. OEGCMJ notified by OJAG case final	_____	_____	_____		
17. Final action taken	_____	_____	_____	5	_____
If YES and if review granted by Court of Military Appeals:					
18. CMA decision rec'd from OJAG	_____				
Petition for review by writ of certiorari filed with Supreme Court within 60 days of CMA decision IAW Supreme Court Rules? (Y/N) _____					
If NO:					
19. OEGCMJ notified by OJAG no petition filed	_____				
20. Final action taken	_____	_____	_____	5	_____
If YES:					
21. Supreme Court decision rec'd by OEGCMJ	_____				
22. Final action taken	_____	_____	_____	5	_____

Consolidated Courts-Martial Processing Time
Data Compilation Worksheet for BCD Special Courts-Martial
(Appellate Review Waived Pursuant to Article 61, UCMJ)

GCM Authority: _____
 Period Ending: _____ Date Completed: _____

Number of Cases Involving Pretrial Restraint _____

<u>Segment</u>	<u>No. Cts.</u>	<u>Total Elapsed Days</u>	<u>Average Elapsed Days</u>	<u>Goal</u>	<u>No. Cts Exceeding Goals</u>
1. Knowledge of offense	_____	_____	_____	_____	_____
2. Prelim. inq'ry comp.	_____	_____	_____	20	_____
3. Charges preferred	_____	_____	_____	2	_____
4. Receipt by CA	_____	_____	_____	1	_____
5. Chgs referred by CA	_____	_____	_____	3	_____
6. Chgs rec'd by NLSO	_____	_____	_____	2	_____
7. Sentence or acquittal	_____	_____	_____	20	_____
8. ROT del'd to CA's LO/SJA and accused/DC	_____	_____	_____	20	_____
9. LO/SJA recommendation rec'd by accused/DC	_____	_____	_____	4	_____
10. CA action	_____	_____	_____	6	_____
11. CA action rec'd by accused and/or DC	_____	_____	_____	2	_____
12. Receipt of CA action by JA for review	_____	_____	_____	11	_____
13. JA review complete	_____	_____	_____	10	_____
14. Receipt of JA review by OEGCMJ	_____	_____	_____	2	_____
15. OEGCMJ action	_____	_____	_____	3	_____
16. Sentence executed	_____	_____	_____	5	_____

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Consolidated Courts-Martial Processing Time
Data Compilation Worksheet for NON BCD Special Courts-Martial

GCM Authority: _____
 Period Ending: _____ Date Completed: _____

Number of Cases Involving Pretrial Restraint _____

<u>Segment</u>	<u>No. Cts.</u>	<u>Total Elapsed Days</u>	<u>Average Elapsed Days</u>	<u>Goal</u>	<u>No. Cts Exceeding Goals</u>
1. Knowledge of offense	_____	_____	_____	_____	_____
2. Prelim. inq'ry comp.	_____	_____	_____	20	_____
3. Charges preferred	_____	_____	_____	2	_____
4. Receipt by CA	_____	_____	_____	1	_____
5. Chgs referred by CA	_____	_____	_____	3	_____
6. Chgs rec'd by NLSO	_____	_____	_____	2	_____
7. Sentence or acquittal	_____	_____	_____	20	_____
8. ROT del'd to CA and accused/DC	_____	_____	_____	15	_____
9. CA action	_____	_____	_____	8	_____
10. Receipt of CA action by JA for review	_____	_____	_____	2	_____
11. JA review complete	_____	_____	_____	7	_____
12. Receipt of JA review by OEGCMJ	_____	_____	_____	2	_____
13. OEGCMJ action	_____	_____	_____	3	_____

Consolidated Courts-Martial Processing Time
Data Compilation Worksheet for Summary Courts-Martial

GCM Authority: _____
 Period Ending: _____ Date Completed: _____

Number of Cases Involving Pretrial Restraint _____

<u>Segment</u>	<u>No. Cts.</u>	<u>Total Elapsed Days</u>	<u>Average Elapsed Days</u>	<u>Goal</u>	<u>No. Cts Exceeding Goals</u>
1. Knowledge of offense	_____	_____	_____	_____	_____
2. Prelim. inq'ry comp.	_____	_____	_____	20	_____
3. Charges preferred	_____	_____	_____	2	_____
4. Receipt by CA	_____	_____	_____	1	_____
5. Chgs referred by CA	_____	_____	_____	2	_____
6. Chgs rec'd by SCM	_____	_____	_____	1	_____
7. Sentence or acquittal	_____	_____	_____	7	_____
8. ROT del'd to CA and accused	_____	_____	_____	5	_____
9. CA action	_____	_____	_____	3	_____
10. Receipt of CA action by JA for review	_____	_____	_____	1	_____
11. JA review complete	_____	_____	_____	5	_____
12. Receipt of JA review by OEGCMJ	_____	_____	_____	2	_____
13. OEGCMJ action	_____	_____	_____	3	_____

Appellate Review Processing Time
Data Compilation Worksheet

General Courts-Martial

If reviewable under Article 66, UCMJ:

<u>Segment</u>	<u>No. Cts.</u>	<u>Total Elapsed Days</u>	<u>Average Elapsed Days</u>	<u>Goal</u>	<u>No. Cts Exceeding Goals</u>
1. Orig ROT rec'd by OJAG	_____	_____	_____		
2. Docketed by NCMCR	_____	_____	_____	2	_____
3. NCMCR decision	_____	_____	_____	90	_____
4. Decision rec'd by OJAG	_____	_____	_____	1	_____
5. Decision promulgated	_____	_____	_____	5	_____

Petition for grant of review filed with Court of Military Appeals within 60 days from the date NCMCR decision promulgated? (Y/N) _____

If NO:

6. OJAG notice to OEGCMJ that no petition filed	_____	_____	_____	75	_____
---	-------	-------	-------	----	-------

If YES:

7. CMA order to file supplemented petition	_____	_____	_____	(IAW CMA RULES)	_____
8. Supplemented petition filed by appellate DC	_____	_____	_____	(IAW CMA RULES)	_____
9. Filing of appellate GC's answer to supplemented petition	_____	_____	_____	(IAW CMA RULES)	_____

Review granted by Court of Military Appeals? (Y/N) _____

If NO:

10. CMA denial rec'd by OJAG	_____	_____	_____		
11. OJAG compliance with R.C.M. 1204(c), MCM, 1984	_____	_____	_____	3	_____

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<u>Segment</u>	<u>No. Cts.</u>	<u>Total Elapsed Days</u>	<u>Average Elapsed Days</u>	<u>Goal</u>	<u>No. Cts Exceeding Goals</u>
If YES:					
12. CMA order granting review	_____	_____	_____		
13. ADC's brief filed	_____	_____	_____	(IAW CMA RULES)	_____
14. AGC answer filed	_____	_____	_____	(IAW CMA RULES)	_____
15. CMA decision rec'd by OJAG	_____	_____	_____	(IAW CMA RULES)	_____
16. OJAG compliance with R.C.M. 1204(c), MCM, 1984	_____	_____	_____	3	_____

Petition for review by writ of certiorari filed with Supreme Court within 60 days of CMA decision IAW Supreme Court Rules? (Y/N) _____

If NO:					
17. CMA decision rendered	_____	_____	_____		
18. OEGCMJ notified case final	_____	_____	_____	75	_____

If YES:					
19. Supreme Court decision rec'd by OJAG	_____	_____	_____		
20. OJAG compliance with R.C.M. 1205(b), MCM, 1984	_____	_____	_____	3	_____

If reviewed under Article 69(a), UCMJ:

21. Original ROT rec'd by OJAG	_____	_____	_____		
22. Review complete	_____	_____	_____	10	_____
23. Decision promulgated	_____	_____	_____	2	_____

<u>Segment</u>	<u>No. Cts.</u>	<u>Total Elapsed Days</u>	<u>Average Elapsed Days</u>	<u>Goal</u>	<u>No. Cts Exceeding Goals</u>
<u>Special Courts-Martial:</u>					
1. Original ROT rec'd by OJAG	_____	_____	_____		_____
2. Docketed by NMCMR	_____	_____	_____	2	_____
3. NMCMR decision	_____	_____	_____	90	_____
4. Decision rec'd by OJAG	_____	_____	_____	1	_____
5. Decision promulgated	_____	_____	_____	5	_____
Petition for grant of review filed with Court of Military Appeals within 60 days from the date NMCMR decision promulgated? (Y/N) _____					
If NO:					
6. OJAG notice to OEGCMJ no petition filed	_____	_____	_____	75	_____
If YES:					
7. CMA order to file supplemented petition	_____	_____	_____	(IAW CMA RULES)	_____
8. Supplemented petition filed by appellate DC	_____	_____	_____	(IAW CMA RULES)	_____
9. Filing of appellate GC's answer to supplemented petition	_____	_____	_____	(IAW CMA RULES)	_____
Review granted by Court of Military Appeals? (Y/N) _____					
If NO:					
10. CMA denial rec'd by OJAG	_____	_____	_____	(IAW CMA RULES)	_____
11. OJAG compliance with R.C.M. 1204(c), MCM, 1984	_____	_____	_____	3	_____
If YES:					
12. CMA order granting review rec'd by OJAG	_____	_____	_____	(IAW CMA RULES)	_____

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<u>Segment</u>	<u>No. Cts.</u>	<u>Total Elapsed Days</u>	<u>Average Elapsed Days</u>	<u>Goal</u>	<u>No. Cts Exceeding Goals</u>
13. ADC's brief filed	_____	_____	_____	(IAW CMA RULES)	_____
answer filed	_____	_____	_____	(IAW CMA RULES)	14. AGC _____
15. CMA decision rec'd by OJAG	_____	_____	_____	(IAW CMA RULES)	_____
16. OJAG compliance with R.C.M. 1204(c), MCM, 1984	_____	_____	_____	3	_____
Petition for review by writ of certiorari filed with Supreme Court within 60 days of CMA decision IAW Supreme Court Rules? (Y/N) _____					
If NO:					
17. CMA decision rendered	_____	_____	_____	(IAW CMA RULES)	_____
18. OEGCMJ notified case final	_____	_____	_____	75	_____
If YES:					
19. Supreme Court decision rec'd by OJAG	_____	_____	_____		_____
20. OJAG compliance with R.C.M. 1205(b), MCM, 1984	_____	_____	_____	3	_____