



JUSTICE CHRONICLES

Region Legal Service Office Southwest

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NAS Fallon SJA: (775) 426-2854 – DSN 890

NAWS China Lake SJA: (760) 939-6065 – DSN 437

NSA Monterey SJA: (831) 656-2506 – DSN 756

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SAN DIEGO PASSPORT AGENCY OPENS

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The San Diego Passport Agency officially opened to the public on 4 April 2011. It is located at 401 West A Street, 10th Floor, San Diego, CA 92101. Hours of operation are Monday thru Friday, from 0830-1600, excluding Federal holidays.

The passport agency operates on an expedited basis and will issue passport books, passport cards, and visa pages. Customers are required to have an appointment and proof of travel within two weeks. Appointments can be made 24 hours a day via the National Passport Information Center at 1-877-487-2778. All customers seen at the San Diego Passport Agency will be charged an expedited fee of \$60.00. Emergencies do not require an appointment, but proof of emergency is required, for example a death certificate.

Region Legal Service Office Southwest (RLSO SW) oversees the naturalization program for Navy Region Southwest and conducts quarterly command citizenship rep (CCR) training to prepare reps to assist service members with applying for U.S. citizenship. The naturalization department also assists commands with CCR information, and inquiries. Our goal is for each CCR to provide excellent, comprehensive naturalization assistance for virtually all non-citizen service members within their respective command, benefiting not only service members, but the Navy’s mission readiness.

RLSO SW also maintains a master roster of over 400 CCRs in the Navy Region Southwest AOR. The roster is used to make referrals to CCRs, schedule CCRs for training, and notify CCRs of immigration and naturalization updates that effect service members and family members. It is imperative that new CCRs provide his or her name, telephone number, and email address to RLSO SW POC, Ms. Vicki Alba at (619) 556-2788 or at vicki.alba@navy.mil.

Victim and Witness Assistance Program

POCs for RLSO SW locations:

RLSO SW Detachment China Lake: Ms. Jamie Pristas, (760) 939-5630;
RLSO SW Detachment Lemoore: Ms. Annette Monroe, (559) 998-3349;
RLSO SW Branch Office NAS Fallon: LN1 Donna Duncan, (775) 426-3162;
RLSO SW Detachment Naval Base Ventura County: Mr. Jason Bendinelli, (805) 982-4535;
RLSO SW Detachment Monterey: LN1 Laura Bernhardt, (831) 656-2506

VICTIM AND WITNESS ASSISTANCE PROGRAM

Under OPNAVINST 5800.7A, every command is required to appoint a Victim Witness Assistance Coordinator in writing and ensure command personnel are educated on the rights of crime victims and witnesses. Please note, the VWAP program is a separate program from SAPR and FAP, with distinct requirements. RLSO SW provides monthly training for new VWACs.

Upcoming trainings:

Date: 23 May 2011

27 June 2011

25 July 2011

Time: 1300

Location: Fleet and Family Support Center, NBSD, Bldg 259, Classroom 1

RSVP and/or Questions: Nya Ayala, (619) 556-0237, nya.ayala@navy.mil

“Spice” Compounds Classified as Schedule I

“SPICE” COMPOUNDS CLASSIFIED AS SCHEDULE I

On 1 March 2011, the Drug Enforcement Administration (DEA) placed five chemical compounds, sometimes used to make “Spice,” on the controlled substance list. Wrongful use, manufacture, distribution, possession, importation, and exportation of these compounds is unlawful and can be charged under Article 112a, UCMJ, at non-judicial punishment or courts-martial. Wrongful use or possession of these five compounds (or other substances not on the controlled substance list) may also be charged as a violation of Article 92, UCMJ.

The Navy Drug Screening Laboratory does not currently have the capability to test for the presence of these compounds in blood, urine, or in physical evidence (substances suspected to be spice). However, the U.S. Army Criminal Investigative Laboratory (USACIL) has the ability to test physical evidence (not blood or urine) for these five compounds. USACIL will only test evidence submitted by law enforcement (NCIS, CID, etc.)

Commands are encouraged to call RLSO SW or their ISIC JAG to discuss potential charges and evidentiary considerations in Spice cases.

New RLSO SW Quarterdeck Entry Procedures

RLSO SW QUARTERDECK PROCEDURES AND POLICIES

When entering RLSO SW, all visitors will be greeted by a member of the quarterdeck security team, who will inquire about their reason for visiting. This will ensure that they are directed to the correct location. Upon check in, visitors will sign in at the quarterdeck and be issued a visitors badge. To be

issued a badge, they will need to turn over a cell phone or keys as collateral. Also, if the individual has business in one of the courtrooms for a hearing, they will not be permitted to retain their cell phone upon entry into the building. Their cell phone will be safely locked away in the security office until exiting the building. Absolutely no weapons are authorized within RLSO SW unless carried by police officers or NCIS agents. However, any police officer or NCIS agent entering a courtroom will be required to turn in their weapon. Our security office is equipped with a clearing barrel and lock box storage area for firearms of law enforcement officials attending court.

Following check-in, all visitors will be asked to empty the contents of their pockets onto the desk before walking through the metal detector. All visitors are subject to a baggage search by our staff to prevent any concealed weapons or unauthorized items from entering the premises. Upon passing through the metal detector system successfully, visitors will retrieve their personal belongings and will be granted access into the building. If, however, if the metal detector alarms, quarterdeck security staff will use a wand detector, ensuring maximum security in the building. All visitors will be escorted to the location of the business they need to conduct. Upon completion of their business at RLSO SW, all visitors are required to exit through the same doors they entered through and to return their visitors' badge to the quarterdeck.

Results of Trial

RESULTS OF TRIAL

Navy E-5 with 10 years and 1 month of service, sentenced to a bad conduct discharge, 4 months of confinement and reduction in rank to E-1 for larceny of more than \$500.00. This court was held on 6 January 2011.

Navy E-5 with 11 years and 4 months of service, sentenced to a bad conduct discharge, 32 months of confinement, and reduction in rank to E-1 for violating a lawful general order and larceny of more than \$500.00. This court was held on 6 January 2011.

Navy E-5 with 19 years and 2 months of service, sentenced to 179 days of confinement for a 4 month unauthorized absence. This court was held on 7 January 2011.

Navy E-3 with 2 years and 5 months of service, sentenced to a bad conduct discharge, 150 days of confinement, forfeitures of \$975.00 per month for 5 months, and reduction in rank to E-1 for conspiracy, false official statement, larceny, and housebreaking. This court was held on 14 January 2011.

Navy E-3 with 2 years and 7 months of service, sentenced to a dishonorable discharge, 36 months of confinement, forfeiture of all pay and allowances, and reduction in rank to E-1 for wrongfully engaging in a sexual act and wrongfully impeding an investigation. This court was held on 14 January 2011.

Navy E-3 with 1 year and 7 months of service, sentenced to a dishonorable discharge, 36 months of confinement, forfeiture of all pay and allowances, and reduction in rank to E-1 for attempting to wrongfully engage in a sexual act,

conspiracy, and wrongfully committing indecent conduct. This court was held on 11 February 2011.

Navy E-6 with 9 years and 3 months of service, sentenced to 75 days of confinement, reduction in rank to E-5, and restriction for 15 days for failure to obey an order or regulation, assault, indecent language toward a child, endangerment of a child, and wrongfully influencing or altering testimony. This court was held on 11 February 2011.

Navy E-2 with 2 years and 11 months of service, sentenced to a bad conduct discharge, 360 days of confinement, and reduction in rank to E-1 for intentionally exposing in an indecent manner and sexual assault. This court was held on 24 February 2011.

Navy E-3 with 2 years and 9 months of service, sentenced to a bad conduct discharge, 12 months of confinement, and reduction in rank to E-1 for conspiracy, false official statement, and larceny. This court was held on 2 March 2011.

Navy E-2 with 3 years and 1 month of service, sentenced to a dishonorable discharge, 36 months of confinement, and reduction in rank to E-1 for wrongful use, manufacture, and distribution of a controlled substance. This court was held on 3 March 2011.

Navy E-3 with 2 years and 5 months of service, sentenced to a bad conduct discharge, 30 days of confinement, and reduction in rank to E-1 for wrongfully engaging in a sexual act. This court was held on 18 March 2011.

*Officer Board of
Inquiry Results*

OFFICER BOARD OF INQUIRY RESULTS

Navy O-4 was ordered to show cause for retention due to misconduct: failure to obey an order or regulation and conduct unbecoming of an officer and a gentleman. Board members recommended retention and found that none of the reasons specified were supported by sufficient evidence presented to warrant separation. The Board of Inquiry was held 10 January 2011.

Navy O-3 was ordered to show cause for retention due to misconduct: false official statement, wrongful use, possession, etc., of a controlled substance, and larceny of government property. Board members recommended separation with an other than honorable characterization. The Board of Inquiry was held 27 January 2011.

Navy O-3 was ordered to show cause for retention due to substandard performance of duty: failure to demonstrate qualities of leadership required of an officer in the member's grade and failure to conform prescribed standards of military deportment. Board members recommended separation with an honorable characterization. The board of Inquiry was held 22 February 2011.

Navy O-3 was ordered to show cause for retention due to misconduct: commission of a civilian offense. Board members recommended separation

***Waterfront Training
Outreach***

with an other than honorable characterization. The Board of Inquiry was held 4 March 2011.

WATERFRONT TRAINING OUTREACH

Come join us at our Monthly Legal Officer Brown Bag Lunch/Discussion!!
Hosted by COMNAVSURFOR Legal and RLSO SW Command Services.

When: Thursday, May 26, 1200-1300
Thursday, June 30, 1200-1300

Where: 32nd street (wet side), Waterfront Recreation Center (near Pier 2,
across the street from the Base Theater). Blue and Gold room.

What: The HOTTEST legal topics of the day!

Plus JAGS will be available to answer any and all legal questions.

Tell us what issues you are facing so we can train on your specific topic.

RSVP is appreciated but not required. Thank you for your support.

RSVP to LT Mario Correa at mario.correa@navy.mil.

TOPICS FOR FUTURE ISSUES

If you have a topic you'd like to see discussed in the next newsletter, please forward your request to LNC(SCW) Jessica Miller at jessica.miller2@navy.mil.