

FM CDR XVIII ABN CORPS
TO CDR 16TH MP BDE
XVIII ABN CORPS SJA

SUBJECT: COURT-MARTIAL SECURITY REQUIREMENTS, CNTL NO 15-12180955

1. SITUATION. XVIII ABN CORPS, THE XVIII ABN CORPS STAFF JUDGE ADVOCATE (SJA), AND THE US ARMY TRIAL JUDICIARY (SECOND CIRCUIT), HAVE REQUESTED SUPPORT FOR COURT-MARTIAL PROCEEDINGS ON FORT BRAGG FROM 1 JAN 16 UNTIL RELIEVED. THIS ORDER SUPERCEDES ALL PREVIOUS ORDERS ON COURT MARTIAL SECURITY REQUIREMENTS.

2. MISSION. XVIII ABN CORPS PROVIDES SECURITY AND SUPPORT TO COURT-MARTIAL PROCEEDINGS AT FORT BRAGG FROM 1 JAN 16 UNTIL RELIEVED IOT ENSURE SAFE AND SECURE COURT HEARINGS.

3. EXECUTION.

3.A. COMMANDER'S INTENT. COURTS-MARTIAL OFTEN INVOLVE HIGH PROFILE EVENTS WITH MEDIA COVERAGE, CIVILIAN ATTENDANCE, AND SENIOR MILITARY LEADER PARTICIPATION. THE MILITARY POLICE AND SUPPORTING SOLDIERS TASKED TO PROVIDE SUPPORT AT THESE PROCEEDINGS MUST BE PROFESSIONAL, COMPETENT, AND ACT DECISIVELY IOT ENSURE A SAFE AND SECURE ENVIRONMENT. THIS IS AN ENDURING TASKING TO PROVIDE A MILITARY POLICE SECURITY DETAIL FOR COURTS-MARTIAL. THIS TASKING WILL NOT APPLY TO OTHER PROCEEDINGS SUCH AS ARRAIGNMENTS AND MOTIONS SESSIONS UNLESS THE SJA CLERK OF COURT NOTIFIES THE 16TH MP BDE BJA OF A REQUIREMENT IN A PARTICULAR CASE.

3.B. CONCEPT OF THE OPERATION. PROVIDE SECURITY BY ESTABLISHING CONTROL OF THE MAIN ENTRANCE TO THE FORT BRAGG COURTHOUSE, OR ALTERNATE COURT-MARTIAL LOCATIONS AS NEEDED; SEARCH INDIVIDUALS AS THEY ENTER THE BUILDING; AND IDENTIFY AND NEUTRALIZE ANY THREAT PRESENTED DURING THE PROCEEDINGS. ALL COURTS-MARTIAL PROCEEDINGS CONCLUDE WITHOUT ISSUE, INCIDENT, OR ANY NEGATIVE PUBLICITY.

3.C. TASK TO SUBORDINATE UNITS. CDR 16TH MP BDE:

3.C.1. FOR ALL DOCKETED COURTS-MARTIAL THE 16TH MP BDE WILL PROVIDE TWO MILITARY POLICE TO PERFORM COURTHOUSE SECURITY FOR THE TIME AND DURATION REQUESTED. MILITARY POLICE WILL NOT PROVIDE A SECURITY DETAIL FOR OTHER PROCEEDINGS SUCH AS ARRAIGNMENTS AND MOTIONS SESSIONS UNLESS A MILITARY POLICE COURTHOUSE SECURITY DETAIL IS SPECIFICALLY REQUESTED BY THE SJA CLERK OF COURT. MILITARY POLICE COURTHOUSE SECURITY DETAIL WILL NOT BE TAKEN FROM ALLOCATED PATROLS IN SUPPORT OF THE LAW ENFORCEMENT COMMITMENT.

3.C.2. THE 16 MP BDE TRIAL COUNSEL WILL CONDUCT TRAINING ON THE RULES OF COURT WITH ALL DESIGNATED MILITARY POLICEMEN IAW RULE 31 OF THE RULES OF PRACTICE BEFORE ARMY COURTS-MARTIAL, RCM 801(A)(2) AND (3), AND AR 27-10, PARA. 7-7D. CONDUCT TRAINING ON THE RULES ASSOCIATED WITH MAKING STATEMENTS TO THE MEDIA CONCERNING COURTS-MARTIAL PROCEEDINGS AS STATED IN PARAGRAPH 3.E.10 OF THIS ORDER.

3.D. TASKS TO STAFF. XVIII ABN CORPS SJA:

3.D.1. COORDINATE WITH CHIEF CIRCUIT JUDGE AND 16 MP BDE BJA TO ENSURE NOTICE OF ALL DOCKETED COURTS-MARTIAL AND OTHER COURT SESSIONS WHEN MILITARY POLICE SUPPORT HAS BEEN REQUESTED BY THE CHIEF CIRCUIT JUDGE. PROVIDE NOTICE OF APPLICABLE DELAYS OR CANCELATIONS TO ENSURE THAT TASKED INDIVIDUALS ARRIVE WHEN REQUIRED AND ARE PROMPTLY NOTIFIED. CHANGES OCCURRING AFTER DUTY HOURS WILL BE TRANSMITTED BY CELLULAR TELEPHONE TO THE 16TH MP BDE BJA FOR IMMEDIATE DISSEMINATION.

ADDITIONALLY, PROVIDE 16TH MP BDE BJA CONTACT INFORMATION OF TRIAL COUNSEL FOR EACH PROCEEDING WHERE THIS TASKING REQUIRES A MILITARY POLICE SECURITY DETAIL.

TRAINING AS DESCRIBED IN PARAGARPH 3.C.2. WILL BE REINFORCED BY TRIAL COUNSEL

COORDINATE WITH ALL OTHER SJA OFFICES REGARDING REQUIREMENTS OF TASKER WITH OTHER GCMCA SJA OFFICES AND TRIAL COUNSEL DUTIES.

3.E. COORDINATING INSTRUCTIONS.

3.E.1. SOLDIERS AND NCOS FOR THIS TASKING WILL NOT PERFORM ANY OTHER DUTIES FOR THE DURATION OF COURT PROCEEDINGS.

3.E.2. MILITARY POLICE ARE REQUIRED TO REPORT TO THE APPROPRIATE COURTHOUSE NLT ONE HOUR PRIOR TO THE COMMENCEMENT OF COURT AND RECEIVE A BRIEF FROM THE TRIAL COUNSEL ASSIGNED TO THE PROCEEDING.

3.E.3. UNIFORM FOR ALL MILITARY POLICE CONDUCTING SECURITY OPERATIONS WILL BE THE ACU, BERET, AND ASSIGNED LAW ENFORCEMENT EQUIPMENT (TO INCLUDE M9 PISTOL WITH AMMUNITION, HAND IRONS, AND ASSIGNED NONLETHAL WEAPONS).

3.E.4. MILITARY POLICE CONDUCTING SECURITY OPERATIONS WILL HAVE CURRENT LAW ENFORCEMENT TRAINING TO INCLUDE LAW ENFORCEMENT TRAINING SEMINAR (LETS) QUALIFICATION, REQUIRED LEGAL BRIEF, CURRENT QUALIFICATION/CERTIFICATION ON CARRIED LETHAL/LESS THAN LETHAL WEAPONS, BE PHYSICALLY CAPABLE OF RUNNING, CARRYING EQUIPMENT AND STANDING FOR LONG DURATIONS, AND BE WITHIN ARMY HEIGHT/WEIGHT REQUIREMENTS.

3.E.5. THE LOCATION OF ALL COURT-MARTIAL PROCEEDINGS IS EITHER THE FORT BRAGG COURTHOUSE, LOCATED ACROSS FROM THE SOLDIER SUPPORT CENTER AND NEXT TO DAVIS DENTAL CLINIC, OR THE 3RD FLOOR OF BUILDING 2-1133, THE XVIII AIRBORNE CORPS OFFICE OF THE STAFF JUDGE ADVOCATE, LOCATED AT THE INTERSECTION OF ARMISTEAD AND MACOMB. OCCASIONAL COURTS-MARTIAL CAN BE HELD AT THE POPE COURTHOUSE. ADDITIONAL INFORMATION WILL BE PROVIDED IF THE POPE COURTHOUSE IS UTILIZED.

3.E.6. STANDARD USE OF FORCE AND ESCALATION OF FORCE RULES APPLY DURING THE CONDUCT OF COURTHOUSE SECURITY.

3.E.7. THE SECURITY DETAIL WILL WAND ALL PERSONNEL ENTERING THE FACILITY AND INSPECT ALL BAGS AND OTHER CONTAINERS TO CHECK FOR WEAPONS, CONTRABAND, AND RECORDING DEVICES AND PROVIDE A SECONDARY LEVEL OF PROTECTION FOR THE COURTHOUSE. THOROUGH INSPECTION REQUIREMENTS APPLY TO ALL PERSONNEL REGARDLESS OF RANK OR POSITION. INDIVIDUALS ATTEMPTING TO ENTER THE COURTROOM WITH AUDIO/VISUAL RECORDING EQUIPMENT WILL BE DENIED ACCESS UNLESS APPROVED BY THE MILITARY JUDGE. THE SECURITY TEAM WILL INSTRUCT ALL INDIVIDUALS TO TURN ANY CELLULAR PHONE OR ELECTRONIC DEVICES COMPLETELY OFF BEFORE ENTERING THE COURTROOM. PHYSICAL SEARCHES OF PERSONNEL WILL BE CONDUCTED IN THE EVENT THE WAND BECOMES INOPERABLE. TRIAL COUNSEL OR CLERK OF COURT WILL NOTIFY THE SECURITY DETAIL WHEN THEY ARE ALLOWED TO LEAVE THE FACILITY AT THE END OF THE DAY'S TRIAL ACTIVITIES.

3.E.8. AT NO TIME WILL THE SECURITY DETAIL LEAVE THE COURTHOUSE UNLESS AUTHORIZED BY THE MILITARY JUDGE, TRIAL COUNSEL, OR CLERK OF COURT.

3.E.9. EXCEPT IN THE CASE OF EMERGENCY, SECURITY DETAIL PERSONNEL WILL NOT ENTER THE ACTUAL COURTROOM UNLESS AUTHORIZED AND/OR REQUESTED BY THE MILITARY JUDGE. WEAR OF FIREARMS INSIDE THE COURTROOM ITSELF MUST BE SPECIFICALLY APPROVED BY THE MILITARY JUDGE.

3.E.10. MEDIA COVERAGE MAY COVER HIGH PROFILE PROCEEDINGS. MILITARY POLICE ARE NOT AUTHORIZED TO PROVIDE STATEMENTS TO THE MEDIA UNDER ANY CIRCUMSTANCE ABOUT THEIR ROLE IN THE TRIAL, THEIR KNOWLEDGE OF THE TRIAL, OR THEIR OPINIONS ON THE DEFENDANT OR TRIAL PROCESS. OFFICIAL THEMES AND MESSAGES ARE THE RESPONSIBILITY OF THE FORT BRAGG PAO AND THE MILITARY POLICE WILL DIRECT MEDIA TO THAT OFFICE IF QUESTIONED.

3.E.11. APPROXIMATELY THREE (3) TO FOUR (4) COURTS-MARTIAL ARE CONDUCTED EACH MONTH. EACH TRIAL LASTS APPROXIMATELY TWO (2) TO THREE (3) DAYS. (THE NUMBER OF MONTHLY COURTS-MARTIAL AND THE DURATION CAN VARY GREATLY.) TRIAL PROCEEDINGS WILL NORMALLY BEGIN AT 0900 EACH DAY AND END AT APPROXIMATELY 1730 ALTHOUGH THOSE TIMES ARE SUBJECT TO CHANGE.

4. SUSTAINMENT. NA.

5. COMMAND AND SIGNAL. POINTS OF CONTACT.

5.A. THE POINT OF CONTACT FOR THIS TASKING IS THE XVIII AIRBORNE CORPS & FORT BRAGG MILITARY JUSTICE OFFICE AT 910-396-4113. INDIVIDUAL POCs BELOW:

5.A.1. SJA CLERK OF COURT IS MS. STACY CRAVER AT 910-396-6373, EMAIL: STACY.C.CRAVER.CIV@MAIL.MIL.

5.A.2. 16 MP BDE BJA IS CPT CHRISTINA COLCLOUGH at 910-907-1913, EMAIL: CHRISTINA.K.COLCLOUGH.MIL@MAIL.MIL

5.A.3. SENIOR TRIAL COUNSEL IS CPT (P) BRANDON BERGMANN AT 910-396-1232, EMAIL: BRANDON.R.BERGMANN.MIL@MAIL.MIL.

5.B. XVIII ABN CORPS, G3 OPS, MR. MORRISON AT 910-396-8192, EMAIL: IAN.A.MORRISON4.CIV@MAIL.MIL.

AUTHENTICATION/XVIII ABN CORPS/ACOFs G3/COL WATSON.