SECOND ENDORSEMENT on FLELOGSUPPRON FOUR SIX ltr 5812 Ser N00/628 of 3 Dec 09

From: Commander, Naval Air Forces Reserve
To: Commander, Navy Personnel Command (PERS-00J)

Subj: SET ASIDE OF NONJUDICIAL PUNISHMENT (NJP) ICO AEBN AARON ALEXIS, USN, XXX-XX- [REDACTED]

1. Forwarded, recommending approval.

2. While previously endorsed on 18 December 2009, delay in forwarding is due to an administrative error; this letter was not properly routed to the appropriate action officer until 3 February 2010.

Copy to:
FLELOGSUPPRON FOUR SIX
COMFLELOGSUPPWING
AEBN ALEXIS
FIRST ENDORSEMENT on FLELOGSUPPRON FOUR SIX  ltr 5812 Ser N00/628 of 3 Dec 09

From: Commander, Fleet Logistics Support Wing
To: Commander, Navy Personnel Command (PERS-00J)
Via: Commander Naval Air Forces Reserve

Subj: SET ASIDE OF NJP ICO ABA AARON ALEXIS, USN, XXX-XX

1. Forwarded, recommending approval.

Copy to:
FLELOGSUPPRON FOUR SIX
From: Commanding Officer, Fleet Logistics Support Squadron FOUR SIX
To: Commander, Navy Personnel Command (PERS-00J)
Via: (1) Commander, Naval Air Forces Reserve
      (2) Commander, Fleet Logistics Support Wing

Subj: SET ASIDE OF NJP ICO AEAA AARON ALEXIS, USN,

Ref: (a) Manual for Courts-Martial (MCM), Part V, Para. 6D
     (b) MILPERSMAN 5812-010, Rationale

1. I hereby set aside the nonjudicial punishment (NJP) proceedings in the case of AEAA Aaron Alexis. All rights, privileges, and property affected by virtue of this execution of this punishment shall be restored. Per reference (a), I request that you remove from AEAA Aaron Alexis's official record all references to NJP hearing which has been set aside. Request copy-to addressees take appropriate restorative action in case of AEAA Aaron Alexis and notify me and the member concerned when completed.

2. The following information is provided:
   a. Name: AEAA Aaron Alexis, USN,
   b. Date of NJP: 12 July 09
   c. Imposing Command: Fleet Logistics Support Squadron, FOUR SIX
   d. Offenses of which member was found guilty: Article 134
   e. Punishment Awarded: Reduction in Rate to pay grade E-2
   f. Rationale for set aside: Member appealed the case and in light of new facts surrounding the case, the Commanding Officer has decided that the NJP should be set aside. There was insufficient evidence confirming he was intoxicated per the MILSPERMAN 1900.
   g. Unusual circumstance(s): Reserve Unit in BRAC status.

3. This letter shall not be filed in AEAA Aaron Alexis's official record, but destroyed after the actions are completed.

4. For questions or more information, I can be contacted at [Redacted] or [Redacted]@navy.mil.

Copy to:
File
PSD Millington
Member
FOR OFFICIAL USE ONLY - PRIVACY ACT SENSITIVE

REPORT AND DISPOSITION OF OFFENSE(S)
NAVPER 1626/7

To: Commanding Officer, Fleet Logistics Support Squadron Four Six
Date of Report: 24 JUN 09

I hereby report the following named person for the offense(s) noted:

NAME OF ACCUSED
ALEXIS, AARON

SERIAL NO. [REDACTED]
SOCIAL SECURITY NO. [REDACTED]
RAT/E/GRADE ABN
BR. & CLASS USN
DIV/DEPT 200

PLACE OF OFFENSE(S)
Sundance Parking Lot, Fort Worth, TX

DATE OF OFFENSE(S)
17 MAY 09

DETAILS OF OFFENSE(S) (Refer to Article of UCMJ if known. If unauthorized absence, give following info: time and date of commencement, whether over leave or liberty, time and date of apprehension or surrender and arrival on board, loss of ID card and/or liberty card, etc.):

Article 134—Disorderly conduct, drunkenness

Specification: In that AEAN Alexis Aaron, USN, was at Sundance Square District, Fort Worth, Texas, on or about 17 MAY 09, failed to obey a lawful general order, to wit: AEAN Alexis was consuming alcohol at the stock yards and upon leaping from stairs/garage fractured his right foot, directly disobeying U.S. Navy Regulation, OPNAVINST 5350.4D.

NAME OF WITNESS

RATE/GRADE 200
DIV/DEPT

NAME OF WITNESS

RATE/GRADE 200
DIV/DEPT

I have been informed of the nature of the accusation(s) against me. I understand I do not have to answer any questions or make any statement regarding the offense(s) of which I am accused or suspected. However, I understand any statement made or questions answered by me may be used as evidence against me in event of trial by court-martial (Article 41, UCMJ).

Witness: [REDACTED]

Acknowledged: [REDACTED]

PRE-MAST

CONFINEMENT

RESTRICTED: You are restricted to the limits of order of the CO. Until your status as a restricted person is terminated by the CO, you may not leave the restricted limits except with the express permission of the CO or XO. You have been informed of the times and places in which you are required to muster.

NO RESTRICTION

(Signature and title of person imposing restraint)

INFORMATION CONCERNING ACCUSED

CURRENT Enl. DATE

EXPIRATION CURRENT Enl. DATE

TOTAL ACTIVE
NAVAL SERVICE

TOTAL SERVICE ON BOARD

EDUCATION

GCT

AGE

30

MARRITAL STATUS

Single

NO. DEPENDENTS

None

CONTRIBUTION TO FAMILY OR OTH. ALLOWANCE

(Amount required by law)

PAY PER MONTH (including sea or foreign duty pay, if any)

NONE

RECORD OF PREVIOUS OFFENSE(S) (Date type action taken etc. Nonjudicial punishment incidents are to be included.)

NONE

(Rev. 12-88)
NAVPER 1626/7
S/N 0106-LF-006-2700

FOR OFFICIAL USE ONLY - PRIVACY ACT SENSITIVE RD 2.18
PRELIMINARY INQUIRY REPORT

From: Commanding Officer
To: 

1. Transmitted herewith for preliminary inquiry and report by you, including, if appropriate in the interest of justice and discipline, the prefering of such charges as appeal to you to be sustained by expected evidence.

REMARKS OF DIVISION OFFICER (Performance of duty, etc.)

NAME OF WITNESS RATE/GRADE DIVDEPT NAME OF WITNESS RATE/GRADE DIVDEPT

RECOMMENDATION AS TO DISPOSITION
☐ REFER TO COURT-MARTIAL FOR TRIAL OF ATTACHED CHARGES
   (Complete Charge Sheet (DD Form 458) through Page 2)
☐ DISPOSE OF CASE AT MAST
☐ NO PUNITIVE ACTION NECESSARY OR DESIRABLE
☐ OTHER

COMMENT (Include data regarding availability of witnesses, summary of expected evidence, conflicts in evidence, if expected. Attach statements of witnesses, documentary evidence such as service record entries in UA cases, items of real evidence, etc.)

ACTION OF EXECUTIVE OFFICER
☐ DISMISSED ☑ REFER TO CAPTAIN'S MAST

RIGHT TO DEMAND TRIAL BY COURT-MARTIAL
(Not applicable to persons attached to or embarked in a vessel)

I understand that nonjudicial punishment may not be imposed on me if, before the imposition of such punishment, I demand in lieu thereof trial by court-martial. I therefore (do) (do not) demand trial by court-martial.

WITNESS __________________________

SIGNATURE OF ACCUSED

ACTION OF COMMANDING OFFICER

☐ DISMISSED
☐ DISMISSED WITH WARNING (Not considered NUP)
☐ ADMONITION: ORAL/Writing
☐ REPRIMAND: ORAL/Writing
☐ REST TO __________ FOR ______ DAYS
☐ REST TO __________ FOR ______ DAYS WITH SUSP. FROM DUTY
☐ FORFEITURE: TO FORFEIT $_ ______ PAY PER MO. FOR ______ MO(S)

CONF. ON ______ 1, 2, OR 3 DAYS
☐ CORRECTIONAL CUSTODY FOR ______ DAYS
☐ REDUCTION TO NEXT INFERIOR PAY GRADE
☐ REDUCTION TO PAY GRADE OF __________
☐ EXTRA DUTIES FOR ______ DAYS
☐ PUNISHMENT SUSPENDED FOR ______
☐ REFER TO ART. 26 INVESTIGATION
☐ RECOMMENDED FOR TRIAL BY GCM

☐ AWARDED SP CM ☐ AWARDED SC M

DATE OF MAST 12 JUL 2009

DATE ACCUSED INFORMED OF ABOVE ACTION

SIGNATURE OF COMMANDING OFFICER

It has been explained to me and I understand that if I fail this imposition of nonjudicial punishment to be unjust or disproportionate to the offenses charged against me, I have the right to immediately appeal my conviction to the next higher authority within 5 days.

SIGNATURE OF ACCUSED

FINAL ADMINISTRATIVE ACTION

APPEAL SUBMITTED BY ACCUSED
DATING:
FORWARDED FOR DECISION ON:

APPROPRIATE ENTRIES MADE IN SERVICE RECORD AND PAY ACCOUNT ADJUSTED WERE REQUIRED
DATE: ________ (Initials) DATE: ________ (Initials)

FILED IN UNIT PUNISHMENT BOOK:

NAV PERS 162677 (Rev. 12-68) (BACK)