



DEPARTMENT OF THE NAVY
BOARD FOR CORRECTION OF NAVAL RECORDS
2 NAVY ANNEX
WASHINGTON DC 20370-5100

TRG
Docket No: 8587-00
21 June 2001

[REDACTED]

Dear [REDACTED]

This is in reference to your application for correction of your naval record pursuant to the provisions of Title 10 of the United States Code, section 1552.

A three-member panel of the Board for Correction of Naval Records, sitting in executive session, considered your application on 12 June 2001. Your allegations of error and injustice were reviewed in accordance with administrative regulations and procedures applicable to the proceedings of this Board. Documentary material considered by the Board consisted of your application, together with all material submitted in support thereof, your naval record and applicable statutes, regulations and policies. In addition, the Board considered the letter from the Commanding Officer (CO), Navy Recruiting District (NRD), Jacksonville, Florida, dated 6 February 2001, a copy of which is enclosed.

After careful and conscientious consideration of the entire record, the Board found that the evidence submitted was insufficient to establish the existence of probable material error or injustice.

The record shows that you reported to the NRD, Jacksonville on 16 November 1998. In April 2000 you requested command assistance because you were being denied a loan by the Navy-Marine Corps Relief Society (NMCRS) and you needed immediate monetary relief in order to reimburse bounced checks and avoid incarceration. Subsequently, NMCRS denied your request for a loan, even with the command's favorable endorsement. The CO appealed the denial by contacting the President of NMCRS. At that time, the CO was informed that you had previously declared bankruptcy, taken out a NMCRS loan, and had a history of writing bad checks. Although he was reluctant to approve another loan because of your long history of indebtedness problems, the President NMCRS eventually agreed to the loan.

An NMCRS monthly budget, dated 11 April 2000, shows a total indebtedness of \$38,377 which included a car loan of about \$22,000 and about \$2,216 in bad checks. Apparently with the help

of NMCRS and budget counseling, you have adhered to a budget and are paying your creditors in accordance with an established payment plan.

After considering your previous bankruptcy, indebtedness problems and history of writing bad checks, the commanding officer decided that nonjudicial punishment (NJP) was appropriate in your case. On 12 May 2000 you received NJP for dishonorably failing to pay debts in the amount of \$2,215.78 (presumably the actual total of the bad checks), in violation of Article 134 of the Uniform Code of Military Justice (UCMJ). The punishment imposed was a reduction in rate from NC1 (E-6) to NC2 (E-5), which was suspended for six months.

On 9 July 2000 you were arrested by civil authorities for driving under the influence of alcohol. The command situation report states that you were driving erratically on I-95 in a government vehicle, and sideswiped one car and rear ended another vehicle. The arresting officer found you passed out in the government vehicle with a blood alcohol content of .22. On 18 September 2000 the suspension of the reduction in rate was vacated due to continued misconduct, and you were reduced in rate to NC2. You are scheduled to transfer to the Fleet Reserve on 1 August 2001.

You state in your application that you recognized you had a debt problem, have worked with NMCRS and a debt counseling service and have been paying all of your creditors since April 2000. You contend that since there was no intent to defraud your creditors, the elements of a charge of dishonorable failure to pay debts have not been met.

In the enclosed letter of 6 February 2001, the command points out that you were indebted; writing bad checks; had not informed the command of your previous history of indebtedness, bankruptcy, and writing bad checks; and continued to make excessive purchases since the bankruptcy. The command believes that all of the elements of a charge of dishonorably failing to pay a debt under Article 134, USMJ have been met and recommends that your request for removal of the NJP be denied.

In your rebuttal to the command's letter, you continue to contend that the elements of dishonorably failing to pay debts have not been met. You point out that more than negligence is necessary and failure to pay must be characterized by deceit, evasion, false promises, or other distinctly culpable circumstances indicating a deliberate non-payment or grossly indifferent attitude toward one's just obligations. You further contend that your creditors were satisfied with your conduct because your indebtedness was open-ended credit card debt and the minimum

monthly payments were made on time. Concerning the bad checks you state that your wife wrote most of them and they occurred because you and your wife did not balance your account. You contend that the efforts you made to secure a loan and obtain budget counseling so you could pay your debts means that you have not been indifferent to your obligations and, therefore, this element of the charge has not been met. Finally, you point out that there have been no excessive purchases or bounced checks after the NMCRS budget was made in April 2000 and, in effect, that the commanding officer's comments in this regard are incorrect.

Concerning the driving under the influence arrest you point out that you attended a party hosted by your zone supervisor and there were several other recruiters there driving government vehicles. You point out that this incident has no bearing on the fairness of the initial NJP and have submitted evidence showing that you have been an excellent recruiter before and after the incidents at issue.

In reaching its decision, the Board noted that not all of your indebtedness was credit card debt because your indebtedness included a car loan. Further, it is clear to the Board that your creditors would not be happy when they received a bad check in payment or were asked for a lower interest rate or an extension of time to pay. The Board believed that the commanding officer was referring to your previous history of bankruptcy, writing bad checks and making excessive purchases; and that your current difficulties occurred because you repeated that behavior. Therefore, the Board substantially concurred with the comments contained in the CO's letter and concluded that the NJP was proper and there was no abuse of the CO's discretion. Finally, the Board noted that the punishment you received was not too severe because its imposition was suspended, and was only imposed after the subsequent serious DUI incident.

Accordingly, your application has been denied. The names and votes of the members of the panel will be furnished upon request.

It is regretted that the circumstances of your case are such that favorable action cannot be taken. You are entitled to have the Board reconsider its decision upon submission of new and material evidence or other matter not previously considered by the Board. In this regard, it is important to keep in mind that a presumption of regularity attaches to all official records. Consequently, when applying for a correction of an official naval

record, the burden is on the applicant to demonstrate the existence of probable material error or injustice.

Sincerely,

W. DEAN PFEIFFER
Executive Director

Enclosure



DEPARTMENT OF THE NAVY

NAVY RECRUITING DISTRICT, JACKSONVILLE
4070 BOULEVARD CENTER DRIVE
JACKSONVILLE, FL 32207-2897

1620
Ser 01/ 146
06 FEB 01

From: Commanding Officer, Navy Recruiting District, Jacksonville
To: Chairman, Board for Correction of Naval Records

Subj: REQUEST FOR NON-JUDICIAL PUNISHMENT DOCUMENTATION IN THE CASE
OF [REDACTED]

Ref: (a) Chairman, Board for Correction of Naval Records Itr Docket No 8587-00 dtd 28 Dec 00

Encl: (1) NAVPERS 1626/7 Report and Disposition of Offense(s) I [REDACTED]
(2) Commanding Officer Itr of 18 September 2000 IRT Vacated Suspension of Punishment
[REDACTED]
(3) UCMJ Article 134 (Debt, dishonorably failing to pay) definition
(4) Former XO NRD Jacksonville email dtd 9 Apr 00
(5) CMC NRD Jacksonville noted dtd 10 and 12 Apr 00
(6) NMCRS Active Duty Command Appeal letter undated (faxed 11 Apr 00)
(7) NMCRS monthly budget prepared 11 Apr 00
(8) State of Georgia Police Report Case number 00070435
(9) Unit SITREP message DTG 071200Z JUN 00

1. Per reference (a), enclosures (1) through (9) are submitted as amplifying information for this case.
2. Enclosures (1) and (2) provide Commanding Officer's Non-Judicial Punishment information. SNM was charged with violation of UCMJ Article 134 (Debt, dishonorably failing to pay) as described in enclosure (3). The following criteria from enclosure (3) and facts surrounding the case are presented (all criteria must be met):
 - a. "That the accused was indebted to a certain person or entity in a certain sum": Enclosures (4) and (5) indicate that SNM admitted to an indebtedness problem.
 - b. "That this debt became due and payable on or about a certain date:" Enclosures (4) and (5) and a recent conversation with the former Commanding Officer, indicate that SNM advised that he owed money and that immediately monetary relief was necessary to reimburse bounced checks in order to avoid incarceration.
 - c. "That while the debt was still due and payable, the accused dishonorably failed to pay this debt": Enclosure (3) defines "dishonorable" as "The failure to pay must be characterized by deceit, evasion, false promises, or other distinctly culpable circumstances indicating a deliberate non-payment or grossly indifferent attitude toward one's just obligations." SNM did not fully advise the chain-of-command of his situation in a timely manner. He first approached the command as indicated in enclosures (4) and (5), when he could not get a loan from Navy-Marine Corps Relief Society (NMCRS). Enclosure (6) shows that NMCRS would not grant a loan to SNM unless it came with

FEB 13 2001

Subj: REQUEST FOR NON-JUDICIAL PUNISHMENT DOCUMENTATION IN THE CASE
OF [REDACTED]

command endorsement. Per enclosure (6), the Executive Director was contacted by the command, and she also disapproved issuance of the loan. The Commanding Officer then contacted the President of NMCRS, [REDACTED], USN (Ret), who informed the Commanding Officer that SNM had already taken out a previous NMCRS loan, had a bankruptcy on record and had a history of writing bad checks. The Admiral was hesitant to assist SNM, as he had a long history of indebtedness problems; however, after a long discussion, he agreed to fund the loan.

d. "That, under the circumstances, the conduct of the accused was to the prejudice of good order and discipline in the armed forces or was of a nature to bring discredit upon the armed forces." The Commanding Officer's conversation with the Admiral revealed that SNM had not told the complete truth to the command and had continued to make excessive purchases and to bounce checks as indicated in enclosure (7). As a result, SNM was taken to Commanding Officer's Non-Judicial Punishment (NJP) on 12 May 00 for dishonorably failing to pay a just debt. As indicated in enclosure (1), the punishment awarded was a reduction in rate, suspended for six months. On 6 July 00, SNM was stopped by local Georgia police after he rear-ended a vehicle. He was driving a government vehicle and appeared to be intoxicated. He was administered a breathalyzer test, where he recorded a reading of .22, well above the legal limit, and was arrested for driving while intoxicated, as indicated in enclosures (8) and (9). The incident was investigated, and as a result of the findings, the Commanding Officer vacated SNM's suspension, and he was reduced in rate to E-5 on 14 September 2000, as indicated in enclosure (2).

3. Based on the information above, I believe that all the elements of Article 134 – (Debt, dishonorably failing to pay) were met. Based on the contents of enclosure (8) and SNM's violation of COMNAVCRUITCOMINST 4400.1C, which specifically prohibits alcohol consumption in conjunction with operating a government vehicle, I strongly recommend that SNM's request to remove this NJP be denied.

4. My point of contact in this matter is [REDACTED], Legal Officer, and he can be reached at (904) 396-5909 x161 or email at WardleD@cnrc.navy.mil.

[REDACTED]
[REDACTED]
[REDACTED] UB
Acting

Copy to:
NRD Jax EPO
NRD Jax Legal
NRD Jax Admin
NC2 [REDACTED]

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

To: Commanding Officer, Navy Recruiting District Jacksonville Date of Report: 01 May 2000

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

NAME OF ACCUSED	SERIAL NO.	SOCIAL SECURITY NO.	RATE/GRADE	BR. & CLASS	DIV/DEPT
[REDACTED]	N/A	[REDACTED]	NC1	TCN1	NRS Waycross

PLACE OF OFFENSE(S)	DATE OF OFFENSE(S)
Waycross, GA	April, 2000

DETAILS OF OFFENSE(S) (Refer by 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.):

Violation of UCMJ, Article 134- Debt, dishonorably failing to pay

In that Navy Counselor First Class Micheal J. Martineau, U. S. Navy, NRS Waycross, on active duty, did, at or near Waycross Georgia, being indebted in the sum of 2,215.78, which was due to creditors, which amount became due and payable, did dishonorably fail to pay said debt.

NAME OF WITNESS	RATE/GRADE	DIV/DEPT	NAME OF WITNESS	RATE/GRADE	DIV/DEPT
[REDACTED]	ABCM	CMC	[REDACTED]	AVCM	APC

AVCM(AW),USN, Legal Officer

(Rate/Grade/Title of person submitting report)

(Signature of Accuser)

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 31, UCMJ).

Witness: [REDACTED] Acknowledged: [REDACTED]

PRE-TRIAL RESTRAINT

PRE-TRIAL CONFINEMENT

NO RESTRICTION

RESTRICTED: You are restricted to the limits of _____ in lieu of arrest by 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 which you are required to muster.

(Signature and title of person imposing restraint)

(Signature of Accused)

INFORMATION CONCERNING ACCUSED

CURRENT ENL. DATE	EXPIRATION CURRENT ENL. DATE	TOTAL ACTIVE NAVAL SERVICE	TOTAL SERVICE ON BOARD	EDUCATION	GCT	AGE
96JUL02	31DEC01	19YRS	1YR 6MNTHS	12	31	42
MARITAL STATUS	NO. DEPENDENTS	CONTRIBUTION TO FAMILY OR QTRS. ALLOWANCE (Amount required by law)		PAY PER MONTH (Including sea or foreign duty pay, if any)		
MAR	5	0		2277.00/1138.00		

Enclosure (1)

PRELIMINARY INQUIRY REPORT

From: Commanding Officer

Date:

To:

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

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

Table with 6 columns: NAME OF WITNESS, RATE/GRADE, DIV/DEPT, NAME OF WITNESS, RATE/GRADE, DIV/DEPT

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.)

(Signature of Investigating Officer)

ACTION OF EXECUTIVE OFFICER

DISMISSED

REFER TO CAPTAIN'S MAST

SIGNATURE OF EXECUTIVE OFFICER

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 NJP)
ADMONITION: ORAL/IN WRITING
REPRIMAND: ORAL/IN WRITING
REST. TO ... FOR ... DAYS
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. 32 INVESTIGATION
RECOMMENDED FOR TRIAL BY GCM

DETENTION: TO HAVE \$... PAY PER MO. FOR (1, 2, 3) MO(S) DETAINED FOR ... MO(S)

AWARDED SPCM AWARDED SCM

DATE OF MAST

5/12/00

DATE ACCUSED INFORMED OF ABOVE ACTION

5/12/00

SIGNATURE OF COMMANDING OFFICER

It has been explained to me and I understand that if I feel 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

DATE

I have explained the above rights of appeal to the accused.

000512

SIGNATURE OF WITNESS

DATE: 5/12/00

FINAL ADMINISTRATIVE ACTION

APPEAL SUBMITTED BY ACCUSED

FINAL RESULT OF APPEAL:

DATED:

FORWARDED FOR DECISION ON:

APPROPRIATE ENTRIES MADE IN SERVICE RECORD AND PAY ACCOUNT ADJUSTED WERE REQUIRED

FILED IN UNIT PUNISHMENT BOOK:

(Initials)

DATE:

(Initials)



DEPARTMENT OF THE NAVY

NAVY RECRUITING DISTRICT
4070 BOULEVARD CENTER DRIVE
JACKSONVILLE, FLORIDA 32207-2897

18 September 2000

MEMORANDUM

From: Commanding Officer, Navy Recruiting District, Jacksonville
To: Officer-in-Charge, PSD Mayport, FL (Attn: Legal Section)

Subj: VACATED SUSPENSION OF PUNISHMENT [REDACTED]

Ref: (a) Manual for Courts Martial
(b) JAGMAN

Encl: (1) NAVPERS 1626/7 (Report and Disposition of Offense)
(2) NAVPERS 1070/613

1. Per reference (a) and (b), member's suspension is vacated effective 14 September 2000, as a result of continued misconduct. Offense occurred during the period of vacated suspension. Service member was notified in person and given an opportunity to respond to the vacated suspension.

2. Enclosure (1) is provided as documentation of punishment awarded at CO's NJP held on 12 May 2000. Enclosure (2) is a page 13 acknowledgement reduction-in-rate by [REDACTED]

Enclosure (2)

ble discharge, forfeiture of all pay and allowances, and confinement for 1 year.

(2) *Breach of correctional custody.* Bad-conduct discharge, forfeiture of all pay and allowances, and confinement for 6 months.

f. *Sample specifications.*

(1) *Escape from correctional custody.*

In that _____ (personal jurisdiction data), while undergoing the punishment of correctional custody imposed by a person authorized to do so, did, (at/on board—location), on or about _____ 20_____, escape from correctional custody.

(2) *Breach of correctional custody.*

In that _____ (personal jurisdiction data), while duly undergoing the punishment of correctional custody imposed by a person authorized to do so, did, (at/on board—location), on or about _____ 20_____, breach the restraint imposed thereunder by _____.

71. Article 134—(Debt, dishonorably failing to pay)

a. *Text.* See paragraph 60.

b. *Elements.*

(1) That the accused was indebted to a certain person or entity in a certain sum;

(2) That this debt became due and payable on or about a certain date;

(3) That while the debt was still due and payable the accused dishonorably failed to pay this debt; and

(4) That, under the circumstances, the conduct of the accused was to the prejudice of good order and discipline in the armed forces or was of a nature to bring discredit upon the armed forces.

c. *Explanation.* More than negligence in nonpayment is necessary. The failure to pay must be characterized by deceit, evasion, false promises, or other distinctly culpable circumstances indicating a deliberate nonpayment or grossly indifferent attitude toward one's just obligations. For a debt to form the basis of this offense, the accused must not have had a defense, or an equivalent offset or counterclaim, either in fact or according to the accused's belief, at the time alleged. The offense should not be charged if there was a genuine dispute between the parties as to the facts or law relating to the debt which would

IV-102

affect the obligation of the accused to pay. The offense is not committed if the creditor or creditors involved are satisfied with the conduct of the debtor with respect to payment. The length of the period of nonpayment and any denial of indebtedness which the accused may have made may tend to prove that the accused's conduct was dishonorable, but the court-martial may convict only if it finds from all of the evidence that the conduct was in fact dishonorable.

d. *Lesser included offenses.* None.

e. *Maximum punishment.* Bad-conduct discharge, forfeiture of all pay and allowances, and confinement for 6 months.

f. *Sample specification.*

In that _____ (personal jurisdiction data), being indebted to _____ in the sum of \$ _____ for _____, which amount became due and payable (on) (about) (on or about) _____ 20_____, did (at/on board—location)(subject-matter jurisdiction data, if required), from _____ 20 _____, t o _____ 20_____, dishonorably fail to pay said debt.

72. Article 134—(Disloyal statements)

a. *Text.* See paragraph 60.

b. *Elements.*

(1) That the accused made a certain statement;

(2) That the statement was communicated to another person;

(3) That the statement was disloyal to the United States;

(4) That the statement was made with the intent to promote disloyalty or disaffection toward the United States by any member of the armed forces or to interfere with or impair the loyalty to the United States or good order and discipline of any member of the armed forces; and

(5) That, under the circumstances, the conduct of the accused was to the prejudice of good order and discipline in the armed forces or was of a nature to bring discredit upon the armed forces.

c. *Explanation.* Certain disloyal statements by military personnel may not constitute an offense under 18 U.S.C. §§ 2385, 2387, and 2388, but may, under the circumstances, be punishable under this article. Examples include praising the enemy, attacking the

Enclosure (3)

From: [redacted] [bruns@eagnet.com]
Sent: Sunday, April 09, 2000 3:33 PM
To: cmc_jax@cnrc.navy.mil; epo_jax@cnrc.navy.mil
Cc: cr_jax@cnrc.navy.mil
Subject: NC1 [redacted]

NC1 stopped by Fri afternoon to talk to one of you - I was able to speak with him briefly before I was dashed off to my medical appointment. NC1 has some serious financial problems, numerous bounced checks (and he anticipates more bounced checks come 15 April payday). He had just been up at Kings Bay FSC getting financial counseling and going to Navy Relief. He is also apparently having stress problems (his doctor recently told him he had had a 'silent heart attack' (sometime since his last EKG 6 years ago)).

NC1 had all his FSC paperwork so I had him leave me a copy (its in my desk).

Bottom lines - need you all to follow-up -

1. Call NC1 to get his full story on the financial and medical side
2. Has he been getting FSC counseling for his stress?
3. Navy Relief will not support his request for \$ unless there is command backing (NR generally doesn't help out in these kinds of cases) - I called the KBay NR POC, but he wasn't in so I left a message. PLEASE CONTACT NAVY RELIEF IMMEDIATELY. We need to bail him out first from his near-term problem (i.e., current and 4/15 bounced checks), then work on his long-term financial/medical stability.

Thanks, XO



NAVY-MARINE CORPS RELIEF SOCIETY

ACTIVE DUTY COMMAND APPEAL

1. We regret that the Navy-Marine Corps Relief Society is unable to assist your current request for financial assistance. Your request was carefully evaluated in light of the Society's relief policies by a trained interviewer. It was then reviewed by another qualified caseworker who concurred in the interviewer's recommendation to deny your request. The reason for the denial has been explained to you.
2. If you believe your case merits further consideration, you have the right to exercise **COMMAND APPEAL**. To initiate the appeal process, discuss your situation with one of the following members of your command: Commanding Officer, Executive Officer, Command Master Chief or Sergeant Major. For Marines this must be at a the Battalion/Squadron level or above.
3. If your command agrees with you, the command should contact the ~~Auxiliary's~~ **Executive Director** (Mrs. Gail Tate) at 912-673-3928 (commercial) or 573-3928 (DSN). The Executive Director will personally reevaluate your request.
4. If your case is still not approved, and your command still supports your request, the command should contact the Society's President or Executive Vice President in Arlington, Virginia for final review. Contact the Auxiliary Executive Director for the phone number.

NMCRS 218A
8/97
GAA 08/99

Georgia Auxiliary Bldg 1039 NSB Kings Bay GA 31547 912-673-2001x3928 DSN 573-3928 FAX 912-673-3787 DSN 573-3787
Albany Branch MCLB Code 170 814 Radford Blvd Albany GA 31704-1128 912-438-2297 DSN 587-5469 FAX 912-439-4561
Athens Office NSCS Code 074 1425 Prince Avenue Athens GA 30606-2205 706-354-7360x2208 DSN 558-7360x2208 FAX(C) 706-354-7370
Atlanta Branch Bldg 80 NAS Atlanta 1000 Halsey Ave Marietta GA 30060-5099 770-919-6623 DSN 925-6735 FAX 770-795-7704
NWS Charleston Branch 1004 Jefferson Ave Ext Bldg 717 Goose Creek SC 29445-6511 843-764-7682 DSN 794-7682 FAX 803-572-1755
USS Santa Barbara AE 28 FPO AA 34093-3306

Enclosure (6)



NMCRS MONTHLY BUDGET

AUXILIARY/BR: GA/Anch INTERVIEWER: Fyline Bossard

SERVICEMEMBER'S NAME		Jun-00	SSN	DATE PREPARED 20000411	
LES: YES/NO		yes	# MOS.		
PAY OF SM		ACTUAL	PROJ	FAMILY INCOME	ACTUAL PROJ
BASE PAY (GRADE/YRS)	E-6 over 20	2,277.00	2,277.00	NET PAY OF SM	1,959.13 1,982.44
FLIGHT/SUBMARINE PAY				OTHER INCOME SM	cash back 1,250.00 0.00
SEAHARDSHIP DUTY PAY				"D" ALLOTMENT	Boarder 125.00
OTHER PAY (TYPE)	Recruiter	375.00	375.00	NET PAY OF SPOUSE	16 yr old son 400.00
TOTAL TAXABLE INCOME	(1)	\$2,652.00	\$2,652.00	"S" ALLOT (Total Saved)	
ALLOWANCES OF SM				CHILD SUPPORT/AFDC	556.00 556.00
BAH		589.00	589.00	OTHER	SSI for 14 yr old son Child 340.00 340.00
BAS		258.98	258.98	TOTAL FAMILY INCOME (C)	\$4,105.13 \$3,403.44
SEPARATION ALLOWANCE (FSA)				# IN HOUSEHOLD	6 AGES: 11, 14, 16, 17
COLA (LOCATION)				FAMILY LIVING EXPENSES	
OTHER ALLOWANCES				RENT/MORTGAGE	Rent 625.00 625.00
TOTAL ALLOWANCES	(2)	\$847.98	\$847.98	ELECTRIC	Avg 185.00 185.00
GROSS INCOME	(A) = (1+2)	\$3,499.98	\$3,499.98	WATER/SEWAGE/GARBAGE	85.00 85.00
DEDUCTIONS FROM SM'S PAY				HEATING FUEL/NATURAL GAS	
FED INCOME TAX (M/S)	M-4	177.10	177.10	HOMEOWNERS/RENTERS INS	w/ car
SOCIAL SECURITY (FICA)		141.17	141.17	OTHER	
MEDICARE		33.02	33.02	SUB-TOTAL HOUSING EXP (1)	\$895.00 \$895.00
STATE INCOME TAX (State)	FL			FOOD (NMCRS est.)	\$950 700.00 700.00
INSURANCE (SGLI)/ Navy Home		16.50	16.50	CLOTHING (NMCRS est.)	\$300 150.00 150.00
INSURANCE (Other)	14 Yr old son	12.35	12.35	CHILD CARE	
DENTAL PLAN		21.33	21.33	TELEPHONE (Base Rate)	\$12 65.00 35.00
"D" ALLOTMENT	1) 1st Credit	70.51	000.00	CELL/PAGER/OTHER	
"S" ALLOTMENT	CAR 2) HFC & New South	649.41	491.00	CABLE (Base Rate)	\$9 48.00 48.00
GARNISHMENT	3) Money Tree	182.50	NMCRS	MEDICAL	
GOVERNMENT QUARTERS				SAVINGS (Total Saved)	175.00
BONDS (AMT)				INSURANCE	
CHARITY ALLOTMENT (NMCRS/CFC)				DEPLOYED SM EXP	
EDUCATION (ENDS)				MISC (From misc. expense list)	292.00 392.00
CU/BANK LOAN (ENDS)				SUB-TOTAL OTHER (2)	\$1,255.00 \$1,500.00
NMCRS LOAN (ENDS AC)	200106	164.96	164.96	GASOLINE	80.00 80.00
ADVANCE PAY (ENDS)	NMCRS 2000104	72.00	72.00	CAR MAINT	100.00 100.00
ADVANCE BAH (ENDS)				CAR INSURANCE (Annual)	1673 131.00 131.00
GOVT INDEBT (ENDS)				TAX/TAGS/REG (Annual)	15.00 15.00
NMCRS LOAN	7373.96		388.11	SUB-TOTAL TRANSPORTATION (3)	\$326.00 \$326.00
TOTAL DEDUCTIONS	(B)	\$1,540.85	\$1,517.54	TOTAL LIVING EXP (D)=(1+2+3)	\$2,476.00 \$2,721.00
NET PAY	(A-B)	\$1,959.13	\$1,982.44		

VEHICLES (YEAR/MODEL) (1) 84 Olds Firenza (2) '99 Pontiac Grand Am

INDEBTEDNESS

TO WHOM OWED	% INT	PURPOSE INCURRED	DATE INCURRED	ORIGINAL AMOUNT	BALANCE OWED	MONTHS TO GO	MONTHS BEHIND	MONTHLY PAYMENTS	PROJECTED PAYMENTS
1. First Credit	??				\$500			ALLOT	ALLOT
2. HFC & New South		Car & stuff			22,500			ALLOT	ALLOT
3. Money Tree		loan			1,673	NO VALUE!		ALLOT	NMCRS 0.00
4. NEX		cc			1,967	25/2	4	78.00	cccs
5. Providian		cc			1,600	40/0	4	40.00	cccs
LAST PAY:		SUB TOTALS PAGE 1			\$28,240		(E1)	\$118.00	\$0.00
NEXT PAY:		TOTALS FROM PAGE 2			\$10,136		(E2)	\$2,787.00	\$517.00
RECOMMENDATIONS		GRAND TOTALS			\$38,376		(E=E1 + E2)	\$2,885.00	\$517.00
		TOTAL MONTHLY EXPENSES					(F=D+E)	\$5,861.00	\$3,238.00
		IF C>F					SURPLUS	\$1,255.87	\$165.44
		(-) CUSHION						130.00	130.00
		NET (+) (-)						\$1,385.87	\$35.44

Enclosure (7)



NMCRS MONTHLY BUDGET
ADDITIONAL CREDIT DEBT

Page 2.

NAME	TO WHOM OWED	% INT	PURPOSE INCURRED	DATE INCUR	ORIGINAL AMOUNT	BALANCE OWED	MONTHS TO GO	MONTHS BEHIND	MONTHLY PAYMENTS	PREPARED 20000411	PROJECTED PAYMENTS
6.	Friedmans		Jewelry			700	10.8		65.00		CCCS
7.	Badcock		Furniture			529	10.8		50.00		50.00
8.	Sweat's		Furniture			4,000	39.2		102.00		CCCS
9.	AAFEES		oo			2,691	38.4		70.00		CCCS
10.	CCCS						#DIV/0!				467.00
11.	Cash Back		780 Gets 600				0:0		780.00		} NMCRS
12.	GA Catalog Sales		650 Gets 500				0:0		650.00		
13.	T&C Pawn		300 Gets 250				0:0		300.00		
14.	Cash Advance		650 Gets 500				0:0		650.00		
15.							#DIV/0!				
16.	BAD Checks		TOTAL OWED on cks			2,216	22.2		100.00		NMCRS
17.							#DIV/0!				
18.							#DIV/0!				
19.							#DIV/0!				
20.							#DIV/0!				
21.							#DIV/0!				
22.							#DIV/0!				
23.							#DIV/0!				
24.							#DIV/0!				
25.							#DIV/0!				
SUB-TOTAL BALANCE						\$10,136		SUB-TOTAL PYMNTS	\$2,767.00		\$517.00
(Automatically added to page 1)											

ADDITIONAL RECOMMENDATIONS:

1. CCCS program results: A) S/A lot for \$849.41 lowered to \$491 (Car Payment) with New South portion in CCCS program. B) First Credit, AAFEES, NEX, Providian, Friedmans, First Credit, and Sweats Furniture are all in CCCS program.
2. Child support is NOT reliable at Christmas. Couple MUST FOLLOW UP with attorney, state, or federal agencies.
3. Misc Exp are low for family size.
4. CMC Dean Leonard to follow up with SM. CMC understands that this will be a ONE TIME ONLY assist if say again if given.
5. SC can improve situation with part time work for SW and/or the two oldest children. With minimal work related expenses would drastically improve the family finances.
6. HR/wk that nets \$5.00/HR yields \$300.00 monthly income. If three people did that and subtract half for personal money SF still nets \$450/month.
6. Start Savings at \$175 per month and designate it for GENUINE FUTURE NEEDS.
7. SM new EAOS 20011231.
8. We pay Money Tree \$1672.98
9. We pay Cash Advance Catalog Sales \$1300.00
10. We pay Cash Back Catalog Sales \$910.00
11. We pay Georgia Catalog Sales \$650
12. We pay T&C Pawn \$625.00
13. We pay bad Checks \$2215.78
14. Total of 7373.76. Repay by allot of 388.11 for 18 Months.

INTERVIEWER

Pauline Bossard

AUXILIARY/BR

GAA/MSK

NMCRS MONTHLY MISCELLANEOUS EXPENSE WORKSHEET

NAME: [REDACTED] SSN: [REDACTED] DATE: 20000411

INTERVIEWER: [REDACTED]

Do not duplicate expenses already covered.

		AUX/BR		GAA/MSBK	
		ACTUAL	PROJ	ACTUAL	PROJ
PERSONAL CARE:					
BARBER		25.00	25.00		
MAKE-UP		10.00	10.00		
BEAUTY SHOP					
NAILS					
TOILETRIES					
CONTACTS		14.00	14.00		
Sub-Total		\$49.00	\$49.00		
RECREATION:					
SPORTING EVENTS					
SPORTS EQUIPMENT					
CLUBS					
DAY TRIPS					
TRAVEL					
FILM DEVELOP					
MOVIES					
BOWLING/GOLF					
CD'S/TAPES					
VIDEO RENTALS		10.00	10.00		
VIDEO GAMES					
COLLECTIONS					
BINGO/SLOTS					
LOTTERY					
EATING OUT					
FAST FOOD		25.00	25.00		
PIZZA/CARRY OUT		20.00	20.00		
Sub-Total		\$55.00	\$55.00		
TOBACCO:					
CHEWING/SNUFF					
CIGARETTES		50.00	50.00		
PIPE/OTHER					
Sub-Total		\$50.00	\$50.00		
ALLOWANCES:					
S/M					
SPOUSE					
Sub-Total		\$0.00	\$0.00		
EDUCATION:					
TUITION					
TUTORING					
TEXTBOOKS					
Sub-Total		\$0.00	\$0.00		
GIFT/CARDS:					
BIRTHDAYS		20.00	20.00		
ANNIVERSARY					
HOLIDAYS		35.00	35.00		
Sub-Total		\$55.00	\$55.00		
CONTRIBUTIONS:					
CHARITIES					
RELIGIOUS					
FAMILY					
Sub-Total		\$0.00	\$0.00		
PETS:					
VET/KENNEL					
LICENSE					
FOOD					
Sub-Total		\$0.00	\$0.00		
FINANCIAL:					
BANK CHARGE		10.00	10.00		
ATM CHARGES					
OTHER					
Sub-Total		\$10.00	\$10.00		
LAUNDRY:					
DRY CLEANING		8.00	8.00		
LAUNDROMAT					
TAILORING					
Sub-Total		\$8.00	\$8.00		
READING:					
BOOKS					
NEWSPAPERS					
MAGAZINES					
Sub-Total		\$0.00	\$0.00		
MAIL SUPPLIES:					
STAMPS		5.00	5.00		
STATIONERY					
PACKAGES					
Sub-Total		\$5.00	\$5.00		
BEVERAGES:					
LIQUOR/BEER					
COFFEE MESS					
SODAS/WATER					
Sub-Total		\$0.00	\$0.00		
CHILDREN:					
TUITION					
ALLOWANCES			100.00		
SCHOOL LUNCHES		50.00	50.00		
SCHOOL SUPPLIES		10.00	10.00		
TUTORING					
HOME SCHOOLING					
DIAPERS					
BABYSITTING					
CLUB DUES					
ACTIVITIES					
UNIFORMS					
LESSONS					
Sub-Total		\$80.00	\$160.00		
HOUSEHOLD:					
GARAGE SALES					
GARDENING					
APPLIANCES					
FURNITURE					
REPAIRS					
LAYAWAY					
Sub-Total		\$0.00	\$0.00		
COMPUTER:					
REPAIRS					
SUPPLIES					
UPGRADE					
SOFTWARE					
ON-LINE SERVICE					
Sub-Total		\$0.00	\$0.00		
TRANSPORTATION:					
BUS/TAXI					
CARPOOL					
SUBWAY					
TRAIN					
FERRY/TOLLS					
PARKING					
Sub-Total		\$0.00	\$0.00		
		ACTUAL	PROJ		
TOTAL		\$292.00	\$392.00		

State of Georgia PCIBASE INCIDENT REPORT

AGENCY ID OHI

GA 0200100

CASE NUMBER

00070435

IDENT TYPE

1

COUNTS

1

INCIDENT CODE

5	4	0	4

PREMISE TYPE

1 HIGHWAY	2 SVC STATION
3 CONVENIENCE STORE	4 BANK
5 COMMERCIAL	6 RESIDENCE
7 SCHOOL/CAMPUS	8 ALL OTHER

IDENT LOCATION

HY 40 & I-85 EXIT 3 OFF RAMP

LOC CODE

1 1 1 1 1 1

IDENT DATE

06/2000

TIME

1531

To

07/06/2000

TIME

1531

WEAPON TYPE

1 GUN	2 CUTTING TOOL
3 HANDS/FIST, ETC	4 OTHER

COMPLAINANT

ADDRESS

PHONE NUMBER

12

FIRMS NAME

GOVERNMENT | CITY OF KINGSLAND

RACE

SEX

AGE

RESIDENCE PHONE

BUSINESS PHONE

CITY

TATE OF GEORGIA

CENSUS TRACT

EMPLOYER OR OCCUPATION

IDENT

Yes No

IF Yes, Name Victim's School

NAME

RACE

SEX

DATE OF BIRTH

AGE

ADDRESS

CENSUS TRACT

HEIGHT

WEIGHT

HAIR

EYES

CHARGES

DUI

COUNTS

OFFENSE CODE

OFFENSE

ARREST

JURIS

1 CITY

2 COUNTY

3 STATE

4 OUT OF STATE

5 UNKNOWN

TOTAL NUMBER ARRESTED

1

ARREST AT OR NEAR OFFENSE SCENE

NO YES

DATE OF OFFENSE

07/06/2000

TAG NUMBER

G1207563

STATE

GA

YEAR

2000

VIN

1FAFP6539WK263778

PLATE ONLY

VIN PLATE ONLY

YEAR

1995

MAKE

FORD

MODEL

CONTOUR

STYLE

40

COLOR

WHITE/

MOTOR SIZE (CID)

AUTO

MAN

SPD

INSURED BY

ADDRESS

PHONE NUMBER

VEHICLES	CURRENCY, NOTES, ETC	JEWELRY, PREC METALS	FURS	PROPERTY RECOVERY INFO ONLY
STOLEN 0	0	0	0	
RECOVD 0	0	0	0	THEFT <input type="checkbox"/> RECOVERY <input type="checkbox"/>
CLOTHING	OFFICE EQUIPMENT	TV, RADIO, LIC	HOUSEHOLD GOODS	DATE OF THEFT
STOLEN 0	0	0	0	1/1
RECOVD 0	0	0	0	JURISDICTION CODES
FIREARMS	CONSUMABLE GOODS	LIVESTOCK	OTHER	1. CITY
STOLEN 0	0	0	0	2. COUNTY
RECOVD 0	0	0	0	3. STATE
TOTAL				4. OUT OF STATE
0				5. STATE
0				6. UNKNOWN

GCIC ENTRY

WARRANT MISSING PERSON VEHICLE ARTICLE BOAT GUN SECURITIES

DID INVESTIGATION INDICATE THAT THIS INCIDENT WAS DRUG RELATED?

IF YES, PLEASE INDICATE THE TYPE OF DRUGS USED BY OFFENDER

1. AMPHETAMINE 2. BARRITUATE 3. COCAINE 4. HALLUCINOGEN 5. HEROIN

6. MARIJUANA 7. METHAMPHETAMINE 8. OPIUM 9. SYNTHETIC NARCOTIC 0. UNKNOWN

REQUIRED DATA FBI US FOR CLEARANCE REPORT

DATE OF CLEARANCE

07/08/2000

CLEARED BY ARREST EXCEPTIONALLY CLEARED UNFOUNDED

ADULT JUVENILE

REFPKT DATE

07/08/2000

DUI [Narrative ID = 00070435 INC000001]

Added 07/07/2000 - 08:27:47 By FLEURY P

Report by Cpl Edward Green

On 07-06-2000 at approximately 1531 hrs Officer Gail Braswell initiated a traffic stop on a 1995 Ford Contour, for impeding flow of traffic. Officer Braswell made contact with the driver, identified as [REDACTED]

REPORTING OFFICER

REEN E

NUMBER

619

APPROVING OFFICER

WAINWRIGHT K T

NUMBER

503

Enclosure (8)

BY ID

200100

Kingsland Police Department

INCIDENT

Narrative Supplement Page : 1

CASE NUMBER

00070435 001

██████████ Officer Braswell detected a strong odor commonly associated with an alcoholic beverage about ██████████'s person. Upon Sgt Peeples' arrival to the scene, he conducted the standardized field sobriety test on ██████████. Listed offender failed the field sobriety tests, Sgt Peeples arrested him for driving under the influence of alcohol. This officer, ██████████, read the GA Implied Consent Warning to offender and placed him in the back seat of my patrol vehicle and transported him to the Police Station for an intoximeter test. The results of the intoximeter test was .224 grams. The intoximeter test was conducted by Officer Gail Braswell. Offender was transported to the Camden County Sheriffs substation.

On the same date and time a ██████████ made contact with Officer Braswell and stated to her that he witnessed the listed vehicle sideswipe another vehicle in the State of Florida. ██████████ also stated that the above vehicle did make contact with his vehicle before Officer Braswell initiated the traffic stop.

