



**WELCOME TO OUR
 1ST QTR COUNCIL MEETING &
 2026 ANNUAL VWAP TRAINING**

Mr. William Yables Jr.
 IVWLO, MCAS New River
 (910) 449-7159
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Ms. Holly Hale
 IVWLO, MCB Camp Lejeune
 (910) 554-8224
 holly.hale@usmc.mil

Administrative Notes



Agenda

Thank you for coming!

- Old business.
- Issues.
- Annual Training.



Old Business



**LAST QUARTER: NO
 QUESTIONS**



**TRAINING:
 MPO VS NCO VS CPO**

**New
 Business**



Issues

- Any issues with any of our service providers?
- Case status.

Case #	Case Name	Case Status	Case Description	Case Date	Case Location	Case Type	Case Category	Case Sub-Category	Case Priority	Case Assigned To	Case Assigned Date	Case Assigned Time	Case Assigned Location	Case Assigned Category	Case Assigned Sub-Category	Case Assigned Priority	Case Assigned Assigned To	Case Assigned Assigned Date	Case Assigned Assigned Time	Case Assigned Assigned Location	Case Assigned Assigned Category	Case Assigned Assigned Sub-Category	Case Assigned Assigned Priority
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**2026 VWAP
 Annual Training**



**VWAP
 OFFICIALS**

- USMC - SJA to CMC
- CMC (PSL) Corrections
- MCI Regional Commanding Generals - RWLO
- Installation commanders - VWLO
- Unit commanders - Bn/Sq and above - VWAC
- Law enforcement - VWAP Representative
- Legal representatives - VWAP Representative
- Corrections Personnel - VWAP Representative
- Service providers (advocates, chaplain, legal assistance attorneys, EOA and health care professionals) - VWAP Representatives

SJA to CMC



Major General Christopher G. Tolar
 Staff Judge Advocate to the Commandant

- Coordinate, implement and manage the VWAP
- Receive complete VWAP reports (2706) and forward to SecNav
- Designate a Functional Area Manager for MCO 5800.16, Chapter 4



VWAP Director



Julie Lindahl, PhD
julie.lindahl@usmc.mil

- Hosts annual VWAP training.
- Conduct program policy development.
- Receive complete VWAP reports (2706) and forward to SecNav.

MCI-EAST Commander



Ralph J. Ritzo Jr.
General
Commanding General
Marine Corps Installations East

- Ensure that the VWAP is properly implemented by installation Commanders
- Appoint a Regional VWLO to ensure compliance with VWAP
- Report data to HQMC on how many DD form 27XX were issued

RVWLO REQUIREMENTS

LtCol Michelle L. Over

michelle.over@usmc.mil

- Ensures training is **available** to all VWLOs and VWACs
- Maintains list of all VWLOs in region
- Chair semi-annual Regional VWLO Meeting
- Ensure data (2701-2704) collection for the region
- Assist CGIP during the preparation and conduct inspections of installation.

MCAS New River Commander



Colonel Thomas C. Farrington II
Commanding Officer
Marine Corps Air Station New River

- Installation commanders are responsible for implementing VWAP and shall be the central points of contact for VWAP issues aboard the installation.
- Installation Commander manages through Installation Victim Witness Liaison Officer (VWLO), VWAP Council and Victim Witness Assistance Coordinators for commands.

Installation Commander

- Ensure coordination between VWAP reps, law enforcement, legal service providers, medical facilities, corrections facilities, and Marine and Family programs
- Establish a local Victim Witness Assistance Council



INSTALLATION LEVEL: WHO DOES WHAT

- **Victim and Witness Liaison Officer (VWLO)**
 - Manages base programs for the Commander
- **NCIS/CID/PMO** – Normally first responsibility is to inform crime victims and witnesses of rights under program; perform threat assessment; assist in contacting other services; safeguard property; contact command VWACs
- **Prosecutors and legal personnel** - Have a continuing responsibility to ensure rights and services afforded victims and witnesses
- **Corrections personnel** - Manage post-trial confinement forms, reports & notifications
- **Sexual Assault Prevention and Response Program**
 - Education and training

INSTALLATION LEVEL: WHO DOES WHAT

- **Victim Legal Counsel** – Represents eligible victims
- **Legal Assistance Attorney** – Legal services
- **Family Advocacy Program** – Victim advocates
- **Equal Opportunity** – Manage the PAC process
- **Transitional Compensation** – HQMC via commanders
- **Unit Commanders** – Security, military protective orders, and notifications
- **UVAs** – Victim advocates
- **Chaplain** – Counseling and comfort
- **Medical** - Services
- **Civilian advocacy services** - Social services & Medical

Staff Judge Advocate



Advise the Commander on the VWAP

Major Michelle E. Perez, MCAS New River michelle.perez1@usmc.mil	Col Scott A. Wilson, MCI-East, Camp Lejeune scott.a.wilson.mil@usmc.mil
Col Adam J. Workman, II MEF adam.j.workman1@usmc.mil	Col Michael J. McDonald, 2d MAW michael.j.mcdonald@usmc.mil
Col Robert A. Gibson, 2nd MarDiv robert.a.gibson.mil@usmc.mil	LtCol Jordan M. Gwiazdon, TECOM jordan.gwiazdon@usmc.mil
LtCol Ryan Lipton, 2nd MLG ryan.lipton@usmc.mil	LtCol Will A. Schmitt, MCRD PI will.schmitt@usmc.mil
LtCol Anthony T. Garofano, MARSOC anthony.t.garofano.mil@socom.mil	Maj Kevin S. Estes, MCAS Cherry Point kevin.estes@usmc.mil
Maj Paul Pfluke, 22 MEU Paul.pfluke@usmc.mil	LtCol Adam R Lindberg, MCAS Beaufort adam.lindberg@usmc.mil
Maj Benjamin D. Anderson, 24 th MEU Benjamin.d.anderson@usmc.mil	
Maj Mark D. Jessup, 26 MEU Mark.jessup@usmc.mil	

VWAP Council member

Installation Victim Witness Liaison Officer



Mr. William Yables Jr.
Paralegal Specialist
Marine Corps Air Station New River
(910) 449-7159
SJA, Bld AS-216 next to MAG-26 HQ

VWAP Council member



Ms. Holly Hale
Civil Process Officer/Legal
Instruments Examiner
Marine Corps Base Camp Lejeune
(910) 554-8224
Bldg 66 Holcomb Blvd



IVWLO REQUIREMENTS



- Ensure that CMC and RVWLO are informed when a new IVWLO is appointed.
- Assist victims in exercising their rights and obtaining support, when appropriate.
- Maintain an installation VWAP website.
- Coordinate with PMO and NCIS with VWACs information.
- Conducts annual training.
- Chairs VWAP Council and conduct quarterly meetings.



IVWLO REQUIREMENTS CONTINUED



- Maintains copy of all appointment letters.
- Maintains list of all VWACs, service providers and SJAs aboard the installation.
- Maintain a directory of military and civilian programs and services within geographic area.
- Ensures VWACs have relevant information, including VWAC roster and directory of local services/programs.
- Ensures victims and witness are notified of their rights via command VWACs, services providers, PMO, NCIS, and TC.
- Ensure deploying unit have VWAP training prior to departure.
- Assists Installation CO in reporting requirements.²⁰

Unit Commanders Requirements

- Appoint a VWAC in writing.
 - Forward a copy to the VWLO within 5 days.
- VWAC's are immediately notified when a member of the unit is a victim or witness.
- Protect victims and witnesses to all extent possible.
 - No Contact orders or Military Protection Order
- Provide annual VWAP training to their personnel.
 - Need documentation (slides and rosters)
- Coordinate with LSSS for SCM with confinement.

VWAC Requirements

- Must be an Officer/SNCO/Civilian
- Victims:
 - Ensure victim understands rights
 - Provided 2701, track "if one has not already been provided."
 - Find out if victim feels in danger/needs MPO
 - Ensure victim is in touch with MFS, VLCO, UVA & SAPR if appropriate
 - Assist in obtaining counseling as necessary
 - Discuss availability of transitional companion and other civilian resources
 - Determine how to be contacted
 - Do they want to be informed and how?
 - Do they want to be informed about pretrial confinement?



VWAP Council member

VWAC Requirements

- If charges preferred
 - Ensure TC accounts for victim's views about trial/sentencing/PTA
 - Ensure victim is aware of ALL trial milestones and rights including right to a copy of the Record of Trial
- Provide annual VWAP training to the Command.

Need documentation (slides and rosters)



Pretrial / DD Form 2701

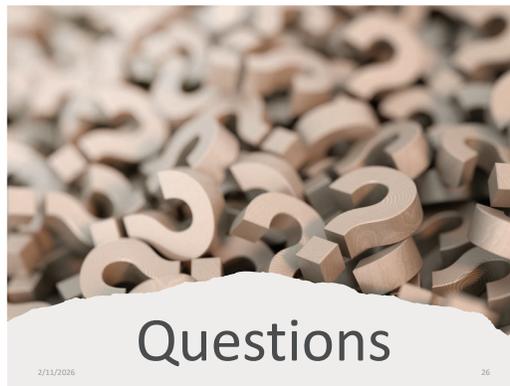
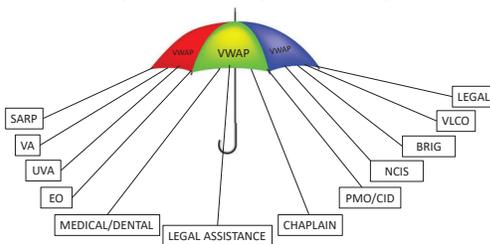


- DD Form 2701 provides initial rights advisement, discusses impact of various crimes, explains basic services and notifies V/W where to get further assistance.
- PMO, CID, or NCIS normally provide V/Ws with DD Form 2701.
 - Always double check and ensure they received!
 - Trial Counsel, Victim Advocates, UVAs, VLC, Medical, Chaplain, EO, VWACs and VWLO also issue 2701's.
 - Have to ask who gave it to them and when (VWAP Intake Form and for LSSS's Case Management System)
- Add to VWAP tracker if necessary.



Service Providers

Depends on who you are seeing.



Questions

Victim's Legal Counsel Organization



The Marine Corps Victims' Legal Counsel Organization is fully committed to provide legal advice and, when detailed, representation to victims of sexual assault, domestic violence and other crimes, and to protect victims' rights at all stages of the military justice process.



HEADQUARTERS, MARINE CORPS MARINE CORPS VICTIMS' LEGAL COUNSEL ORGANIZATION

INFO ORIENTATION FOR JUDGE ADVOCATE DIVISION

VICTIMS OF SEXUAL ASSAULT, DOMESTIC VIOLENCE, AND OTHER SERIOUS CRIMES
Mission: The mission of the Marine Corps Victims' Legal Counsel Organization (VLC/O) is to provide legal advice, counseling, and representation to victims of sexual assault, domestic violence, and other qualifying offenses, while ensuring that victim rights are protected at all stages of the investigation and throughout the military justice process.

Sexual Harassment: The Marine Corps is dedicated to providing support services to those affected by sexual harassment, domestic violence, and other crimes. The Marine Corps established the VLC/O in 2013 to meet statutory requirements to provide legal advice and representation to victims of sexual assault pursuant to U.S.C. §§ 1044 and 1045b. The VLC/O also extended services to victims of other crimes, including serious crimes, with the same legal assistance requirements under 10 U.S.C. § 1044. Today, various statutes and regulations provide eligible victims of sexual assault and domestic violence with the right to the assistance of former Judge Counsel (VLC) upon request. **Assistance of alleged rape-related and domestic violence offenses under the Uniform Code of Military Justice (UCMJ), as well as victims of other serious crimes, who desire a VLC are encouraged to contact the responsible VLC/O office before it determines eligibility for services.**

Other serious crimes include actual, suspected, or alleged major crimes offenses committed by one person against another that are punishable under the UCMJ by more than one year of confinement (e.g., aggravated assault, hazing, robbery, kidnapping and homicide offenses).

Marine Corps VLC/O Marine Corps VLC are attorneys with experience in military justice. Prior to serving as VLC/O, they complete a specialized legal course on specific crime representation, and must successfully undergo a sensitive screening process and be certified to serve as VLC by the Staff Judge Advocate to the Commandant of the Marine Corps. VLC represent the interests of the victim, and must advise those interests any offer from the Government's interest in prosecuting the accused in the case. VLC are supervised by the responsible supervisory Regional VLC who answers to the Chief VLC of the Marine Corps at Headquarters (HQ), VLC/O. The VLC/O chain of command is functionally independent and does not answer to anyone outside the VLC/O, including commanding authorities, staff judge advocates, senior trial and defense counsel.

Confidentiality: Communications between VLC and clients (as well as prospective clients) are confidential and privileged communications. The relationship between VLC and clients is of an attorney and client.

VLC/O Services: The VLC/O provides consultation and assistance with:

- Understanding the military justice system; Exploration of victim rights under the UCMJ; Investigative process, roles and responsibilities of command/convening authorities, trial and defense counsel; Purpose of preliminary hearings as a a victim's 32 hearing, preferential and referral of charges, and the procedures and necessary timelines.



- Statute Night (prosecution and victim):** Military Protected or Unprotected reports of sexual assault seeking military protective order/conviction/recovery orders, addressing issues of harassment, intimidation, retaliation, reprisal, or coercion against the client, coordinating expedited transfer requests in sexual assault cases, facilitating the return of victim property collected during an investigation, and obtaining treatment or transitional services for victims regarding collateral misconduct.
- Legal representation:** Emergency victim rights under the UCMJ to file pre-arrest and arrest. This includes the right to be present at military justice proceedings, to provide a victim preference to the convening authority regarding trial disposition of an offense and crime, to be accompanied to meet statements or produce evidence in certain situations, to attend and to be heard regarding competency of witnesses under Military Rules of Evidence (MRE) 101, and the right to receive a copy of the Report of Trial, and to be heard through VLC in court-martial proceedings where otherwise warranted. VLC accompany clients to initial interviews and court proceedings, and represent the clients in court through written motions and oral arguments, and by assisting with post-trial matters.

Note: VLC/O provides legal advice and representation, services provided by other entities such as the Victim Witness Assistance Program (VWAP), Sexual Assault Prevention and Response Program (SAPR), Sexual Assault Response Coordinator (SARC), Family Advocacy Program (FAP), and Victim Assistance (uniformed and civilian).

Eligibility or Denial: VLC services are not provided to all victims automatically upon the start of an investigation and an offense, upon presence of court-martial charges, or upon any other procedure trigger. Rather, a victim must be eligible to obtain VLC services under pertinent statutes and regulations and must voluntarily seek out these services. Eligible victims include active duty military personnel, dependents, reservists or active duty retirees and others.

How to file a complaint regarding your eligibility: please contact the VLC/O office at your installation or the VLC/O HQ command center.

The VLC/O Offices: The VLC/O operates offices at the installations listed below.

Office	Phone	Email
Camden, VA	(703) 784-4414	VLC.O2@usmc.mil
Camp Lejeune, NC	(910) 461-6818	VLC.O2@usmc.mil
MCAS Cherry Point, NC	(910) 446-5648	VLC.O2@usmc.mil
MCRD Parris Island, SC	(843) 228-3581	VLC.O2@usmc.mil
MCAS Fort Belvoir, AZ	(908) 274-7261	VLC.O2@usmc.mil
MCASOC 28 Palms, CA	(760) 212-8888	VLC.O2@usmc.mil
Camp Pendleton, CA	(951) 267-8833	VLC.O2@usmc.mil
MCAS Miramar, CA	(760) 292-3427	VLC.O2@usmc.mil
MCAS Annapolis, MD	(866) 262-2274	VLC.O2@usmc.mil
Camp Butler, Ohio	**309 (315) 645-4421	VLC.O2@usmc.mil
MCAS Houston, Texas	**309 (281) 855-4438	VLC.O2@usmc.mil

If requested any assistance getting in touch with your installation VLC/O office or nearest VLC/O office, please contact: VLC/O HQ (703) 600-8888/600-8888 ext. 3333



MCB-CLNC/MCAS New River Contact Information

- Major Calebe Rice
- Regional Victims' Legal Counsel
- (910) 451-5165 office
- (910) 915-9774
- calebe.rice@usmc.mil

- Ms. Talana Diggs
- Paralegal
- (910) 451-8519 office
- (703) 859-5310 gov cell
- talana.diggs@usmc.mil
- **Call to schedule appointments

MCB-CLNC/MCAS New River Contact Information

- Capt Steven Trotter
- Victims' Legal Counsel
- 910-451-8023
- steven.m.trotter.mil@usmc.mil

- Capt Emily Buxton
- Victims' Legal Counsel
- 910-450-2499
- emily.buxton.mil@usmc.mil

- Capt Daniel Kim
- Victims' Legal Counsel
- 910-451-3122
- daniel.kim.mil@usmc.mil

- 1stLt Michael Sevarino
- Victims' Legal Counsel
- 910-451-2545
- michael.p.sevarino.mil@usmc.mil

MCAS Cherry Point Contact Information

- Capt Burch
- Victims' Legal Counsel
- 252-466-5649

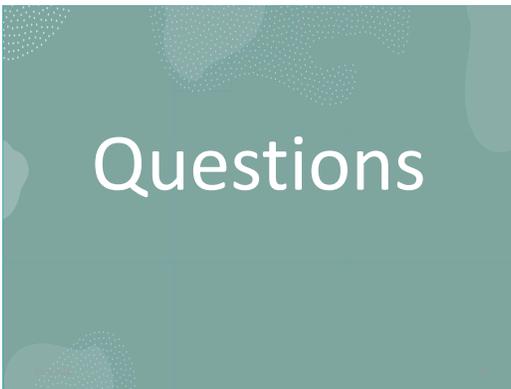
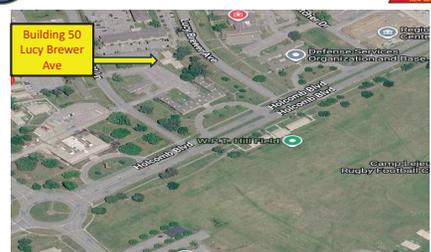
- Mrs. Lisa Kuhl
- Paralegal
- (843) 228-4801 office
- (703) 859-5315 gov cell
- lisa.kuhl@usmc.mil
- **Call to schedule appointments

MCRD Parris Island Contact Information

- Capt Taylor
- Victims' Legal Counsel
- 843-228-3581
- gregory.b.taylor@usmc.mil

- Mr. Derick Checks
- Paralegal
- (843) 228-4801 office
- (703) 859-5315 gov cell
- derick.l.checks@usmc.mil
- **Call to schedule appointments

Location



Office of Special Trial Counsel – Overview Brief

Maj TJ Schwerdtfeger, Special Trial Counsel
U. S. Marine Corps
thomas.schwerdtfeger@usmc.mil
910-451-5770

Overview



Mission:

To provide expert, specialized, independent, and ethical representation of the United States in the investigation and trial-level litigation of "covered offenses" and "other offenses" over which the OSTC exercises authority pursuant to statute and regulation.

"Covered Offenses" =

- 117a (Wrongful Broadcast or Distribution of Intimate Visual Images)
- 118 (Murder)
- 119 (Manslaughter)
- 119a (Death or Injury of an Unborn Child)
- 120 (Rape and Sexual Assault)
- 120a (Depositing Obscene Materials in the Mails)
- 120b (Rape and Sexual Assault of a Child)
- 120c (Other Sexual Misconduct)
- 125 (Kidnapping)
- 125b (Domestic Violence)
- 130 (Stalking)
- 132 (Retaliation)
- 134 (Child Pornography)
- 134 (Sexual Harassment) *Only Formal Substantiated Complaints

"Other Offenses" = Known and related offenses as defined by Article 24a, UCMJ

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Overview



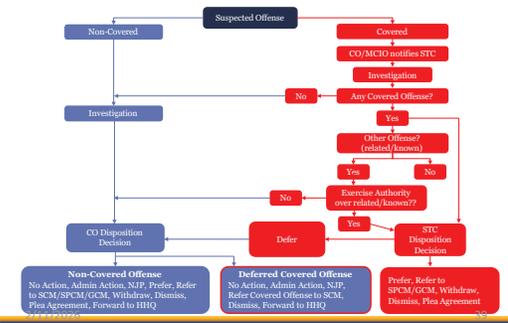
Disposition Actions to be taken by OSTC:

- Prefer
- Refer to a special or general court-martial
- Withdraw
- Dismiss
- Enter into plea agreements on behalf of the United States
- Defer offenses back to the commander for disposition

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Disposition of an Offense



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OFFICE OF THE SPECIAL TRIAL COUNSEL (OSTC)

SECNAV



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OSTC East



RSTC • LtCol Nick Henry; nicholas.s.henry@usmc.mil 910-915-5204	OMB OSTCEAST@usmc
Camp Lejeune • Maj Jason Samuel (Team Lead); jason.d.samuel.mil@usmc.mil 910-915-5437 • Maj TI Schwedtfeger; thomas.schwedtfeger@usmc.mil 771-216-5349 • Maj Michael Blackburn; michael.e.blackburn1@usmc.mil 910-467-8689 • Maj Laura Brewer; laura.brewer@usmc.mil 910-389-7247	MCRD PI • Maj Richard Blanchette (Team Lead); anthony.m.capasso@usmc.mil (843) 228-2558 • Capt Kevin Dubovsky; kevin.dubovsky@usmc.mil 771-216-5235 MCAS Cherry Point • Maj Thomas Rimmer (Team Lead); thomas.rimmer@usmc.mil 771-216-5306 • Maj Peter Rush peter.c.rush@usmc.mil (771) 216-5257

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Questions???



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 Team Leader
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LAW CENTER VWAC TRAINING

CHAMBERLYNN MCGRIGGS
 Victim/Witness Assistance Coordinator
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 Email: chamberlynn.l.mcgriggs.civ@usmc.mil



Victim Witness Assistance Program

"Compassion, Dignity, Respect"

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Victim Witness Assistance Program (VWAP)

"The VWAP is specifically designed to lessen the effects of crime on victims and witnesses and to help them understand and participate in the military justice process."

MCO 5800.16

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What is a VWAC?

A Victim Witness Assistance Coordinator (VWAC) is responsible for overseeing and managing services that support victims and witnesses of crimes through the legal process.

Duties of a VWAC can include:

- Distribute and track VWAP forms including DD Form 2951-04 & VECs
- Provide annual VWAP training to Trial personnel.
- Provide quarterly reporting to WLO

A Law Center VWAC must be:

- An Officer/SNCO/Civilian
- Appointed in writing by Law Center OIC.

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How We Support VWAP

- 1 Provide victims and witnesses with DD Forms 2701, 2702, 2703
- 2 Assist admin officer in arranging travel for victims and witnesses
- 3 Complete 2704 if accused is sentenced with confinement
- 4 Complete Victim's Election of Rights Forms
- 5 Notify victims and witnesses of alternate dispositions.

VWAP Responsibilities: Victim Interaction

Rights	Ensure victim understands their rights: Provide 2701 or track if one has not already been provided
Danger Assessment	Find out if victim feels in danger or feels they need MPO
Connect	Ensure victim is in touch with MFS, VLCO, and/or SAPR if appropriate
Resources	Discuss availability of transitional compensation, social services and counseling, victim advocacy service, etc.
Contact	Determine victim preferences about how, when, and about which case updates to be contacted

VWAP Responsibilities and Requirements

VWAC Responsibilities: Preferred Charges

Ensure TC accounts for victim's views and preferences about trial, sentencing, PTA, etc.

Ensure victim is aware of ALL trial milestones and related rights, including their right to a copy of the Record of Trial

Once assigned to a case, trial counsel must:

Trial Counsel Responsibilities: Initial Case Assignment

Identify	Identify all victims and witnesses involved in the case
Provide	Provide a copy of DD 2702 to victims and eligible witnesses to inform them of their rights in the court martial process
Inform	Inform victims and witnesses about military justice process, including what to expect, what is expected of them, and the stages of the process.
Comply	Comply with notification requirements and consultation requirement

VWAP Notification Requirements

Once victim has requested notification, they must be notified about:

- Pretrial confinement status of the accused
- Date charges are preferred and referred and the nature of the charges
- Acceptance of a pretrial agreement
- Scheduling of court proceedings
- Findings of their case's court-martial
- The final sentence adjudged for the case
- Any convening authority actions regarding findings and sentencing

VWAP Notification Requirements (cont.)

TC must notify all victims who intend to attend any MJ proceedings of scheduling changes that may affect the victims' appearance

TC must notify victims of right to a copy of the record of trial in a sexual assault case

VWAP Trial Counsel Consultation Requirement

Victims have a designated advisory role in decisions involving prosecutorial discretion such as plea bargaining.

TC shall ensure victims are aware of the right to act in this advisory capacity.

When a victim has elected to act in advisory capacity, TC shall ensure victim's views regarding prosecution and plea negotiations are obtained and forwarded to convening authority.

Additional Victim and Witness Rights: During the CM Process

- Separate waiting room upon request during the court martial
- Information concerning services such as transportation, parking, childcare, lodging, translators and interpreters
- Notification to employers that the victim/witness is involved in court-martial upon request
- Contact creditors on behalf of a victim/witness if they are subject to serious financial strain caused by crime or cooperation in investigation/prosecution

**Additional
Victim and
Witness Rights:
Sentencing**

- Victims are to be informed of their right for an opportunity to present evidence to the court at sentencing, including statement concerning impact of the crime, including:



DD Forms

**DD FORM 2701:
INITIAL
INFORMATION
FOR VICTIMS
AND WITNESSES
OF A CRIME**

- DD Form 2701 provides initial rights advisement to victims and witnesses of crimes
- Discusses the impact of various crimes, explains basic services, and notifies victims and witnesses where to get further assistance
- It is paramount that victim(s) and/or witness(es) of a crime receive this form
- Can be issued by:
 - VWACs
 - EO or IO
 - NCIS/CID/PMO
 - TCs
 - Victim Advocates
 - UVAs
 - VLC
 - Medical
 - Chaplain
 - VWLO

**DD FORM 2702:
COURT-MARTIAL
INFORMATION
FOR VICTIMS AND
WITNESSES OF A
CRIME**

- DD Form 2702 explains the court martial process, gives tips and restates rights.
- Includes rights relevant to participating in the court martial process.
- Provides VWAP responsible official contact information and trial counsel contact information
- Upon first contact with a victim or witness, prosecution provides DD Form 2702.

**DD FORM 2703:
POST-TRIAL
INFORMATION
FOR VICTIMS AND
WITNESSES OF A
CRIME**

- DD Form 2703 informs victims and witnesses of basic about the post-trial process.
- Explains victims and eligible witnesses' right to receive information about the conviction, sentencing, imprisonment, parole eligibility and release of the accused.
- Provides primary Contact info for Service Central Repository, Confinement Facility, Service Clemency and Parole Board and any other necessary agency/office.
- Prosecution provides this form at the conclusion of a court-martial resulting in a conviction

**DD FORM 2704:
VICTIM/WITNESS
CERTIFICATION
AND ELECTION
CONCERNING
PRISONER STATUS**

- DD Form 2704 requires election by each victim and eligible witness on whether they wish to receive information on confinement status of the accused.
- Trial Counsel provides brig with DD Form 2704 at finish of trial.
- Redacted copies of this form are provided to victims and witnesses upon request.
- This form is NOT included in the Record of Trial (ROT) – these have personal info of victims and witnesses and should not be shared.

VICTIM WITNESS CERTIFICATION AND ELECTION CONCERNING PROBABLE STATUS

PROBABLE STATUS STATEMENT

SECTION 1 - ADMINISTRATIVE INFORMATION

4. NOTIFY (Initial)

YES	NO
TC/D:	

DD FORM 2706-1 (Rev. 10-2014)

DD FORM 2706: ANNUAL REPORT ON VICTIM AND WITNESS ASSISTANCE

- DD Form 2706 is used to record the total number of victims and witnesses who received DD Form 2701-2703 and total number of victims and witnesses who elected to receive notification via DD Form 2704.
- Numbers are reported on a quarterly basis

- 1st Qtr: 1 January - 31 March
- 2nd Qtr: 1 April - 30 June
- 3rd Qtr: 1 July - 30 September
- 4th Qtr: 1 October - 31 December

DD FORM 2706-2 (Rev. 10-2014) ANNUAL REPORT ON VICTIM AND WITNESS ASSISTANCE

SECTION 1 - ADMINISTRATIVE INFORMATION

SECTION 2 - QUARTERLY REPORTING INFORMATION

QUARTER	NO. OF VICTIMS AND WITNESSES RECEIVING DD FORM 2701-2703	NO. OF VICTIMS AND WITNESSES RECEIVING DD FORM 2704
1st Qtr: 1 January - 31 March		
2nd Qtr: 1 April - 30 June		
3rd Qtr: 1 July - 30 September		
4th Qtr: 1 October - 31 December		

SECTION 3 - ADDITIONAL INFORMATION

VICTIM ELECTION OF RIGHTS FORM

- Victim's Elections of Rights (VEOR) Form explains to victim the rights they maintain even after a trial, including:
- Allows victims to choose which post-trial rights they want to exercise
 - Receive a copy of the recording of all open sessions of the court-martial as well as copies of evidence and admitted appellate exhibits
 - Receive a certified Record of Trial
 - Receive a record of the Convening Authority's Action
 - Receive a copy of the Entry of judgement
 - Be notification of any future appellate filings/proceedings
- Completed VEORs are forwarded to the post-trial section of the Law Center.
- Eventually forwarded to the VWAP manager of the Appellate branch for continuous victim notification.

Acknowledgments

I acknowledge (I) not prior to adjudication of the court-martial concerning the offenses committed against me, I was provided with the above mentioned DD Form 2706-1 and made it understood and my own right. (I) did not document any objection with any VLE, I, my, or my counsel have signed this form.

I specifically request a copy of the recording of all open sessions of the court-martial and copies of all exhibits to the evidence admitted at the court-martial and all appellate exhibits. Copies should be delivered to: _____ my counsel _____ within _____ days of this request.

I specifically request that any copy of the CA's Action be delivered to: _____ my counsel _____

I specifically request that any copy of the Entry of Judgment be delivered to: _____ my counsel _____

I specifically request that any copy of the Convening Authority's Action be delivered to: _____ my counsel _____

I specifically request notification of any future appellate filings/proceedings that occur in any case: _____ my counsel _____

I desire to receive, or give up, or file/forfeight:

Right to Submit Matters to the CA

Receive Official CA's Action

Receive Official Entry of Judgment

Receive Official Record of Trial

Notification of Appellate Proceedings

If applicable, provide victim legal counsel's name, address, and telephone number set:

Telephone: _____

Facsimile: _____

Forward this election and any change of address or phone number to:

Regional Service Office
 Legal Services Support/Prosecution Staff
 8000 14th Street, NW
 Camp Pendleton, CA 92041

Signature: _____
 Title: _____
 Date: _____
 Print Signature of Victim: _____

Summary

COORDINATION IS KEY

- Victims and witnesses of crime deserve protection and assistance.
- All offices relating to military justice are responsible for ensuring a smooth transition of victim and witness assistance at each stage of the criminal justice process.
- This means that close coordination is required among the VWAP personnel assigned to each of these offices during the transition from one phase of the criminal justice process to the next.
 - Ensure right contact information is given on each DD Form to each Victim or Witness.
 - Ensure continuing coverage for Victims/Witnesses of services and rights.

Questions?

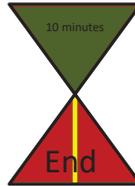
Victims and Witness Assistance Program Medical

HM1 VALCONI

Questions



Take a 10 minute break



Prohibited Activities and Conduct (PAC)

MCO 5354.1G



Punitive Provisions



- Punitive Provision // Harassment**
Per DODI 1020.03/MCO 5354.1G
Behavior that is unwelcome or offensive to a reasonable person, whether oral, written, or physical, that creates an intimidating, hostile, or offensive environment.
- Punitive Provision // Bullying**
Per DODI 1020.03/MCO 5354.1G
A form of harassment that includes acts of aggression by Service members or DoD civilian employees, with a nexus to military service, with the intent of harming a Servicemember either physically or psychologically without a proper military or other governmental purpose.
- Punitive Provision // Hazing**
Per DODI 1020.03/MCO 5354.1G
A form of harassment that includes conduct through which Service members or DoD civilian employees, without a proper military or other governmental purpose, but with a nexus to Military Service, physically or psychologically injure or create a risk of physical or psychological injury to Service members for the purpose of initiation into, admission into, affiliation with, change in status or position within, or continued membership in any military or DoD civilian organization.
- Punitive Provision // Prohibited Discrimination**
Per DODI 1350.02/MCO 5354.1G
Discrimination, including disparate treatment, of an individual or group on the basis of race, color, national origin, religion, ancestry, pregnancy, gender identity, or sexual orientation that is not otherwise authorized by law or regulation and detracts from military readiness.
- Punitive Provisions // Sexual Harassment/Offense**
Per DODI 1350.02/MCO 5354.1G
Sexual harassment, including sexual assault, is prohibited in any military or DoD civilian organization.

Punitive Provision // Harassment



Per DODI 1020.03/MCO 5354.1G

Behavior that is unwelcome or offensive to a reasonable person, whether oral, written, or physical, that creates an intimidating, hostile, or offensive environment.

BEHAVIOR THAT IS SIMPLY RUDE, IGNORANT, ABRASIVE, OR UNKIND IS NOT ALWAYS CONSIDERED HARASSMENT

Punitive Provision // Bullying



Per DODI 1020.03/MCO 5354.1G

A form of harassment that includes acts of aggression by Service members or DoD civilian employees, with a nexus to military service, with the intent of harming a Servicemember either physically or psychologically, without a proper military or other governmental purpose.

BULLYING=EXCLUSION

Punitive Provision // Hazing



Per DODI 1020.03/MCO 5354.1G

A form of harassment that includes conduct through which Service members or DoD employees, without a proper military or other governmental purpose, but with a nexus to Military Service, physically or psychologically injure or create a risk of physical or psychological injury to Service members for the purpose of initiation into, admission into, affiliation with, change in status or position within, or continued membership in any military or DoD civilian organization.

HAZING=INCLUSION

Punitive Provision // Prohibited Discrimination



Per DODI 1350.02/MCO 5354.1G

Discrimination, including disparate treatment, of an individual or group on the basis of race, color, national origin, religion, or sex that is not otherwise authorized by law or regulation and detracts from military readiness.

SOME INSTANCES MAY SEEM LIKE PROHIBITED DISCRIMINATION BUT ARE ACTUALLY HARASSMENT.
RACIAL SLUR = HARASSMENT
ASSIGNING TASKS BASED ON RACE = PROHIBITED DISCRIMINATION

Seven Protected Categories



- Race
- Color
- National Origin
- Religion
- Sex (including pregnancy)



Punitive Provisions // Sexual Harassment Defined



UCMJ - Article 134

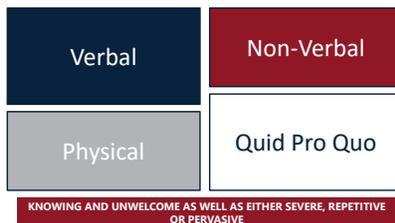
Required elements constituting sexual harassment-

- (1) That the accused **knowingly** made sexual advances, demands or requests for sexual favors, or knowingly engaged in other conduct of a sexual nature;
- (2) the conduct was **unwelcome**;
- (3) **severe, repetitive, or pervasive** causing an intimidating, hostile, or offensive working environment;
- (4) the conduct was to the prejudice of good order and discipline in the armed forces and/or of a nature to bring discredit upon the armed forces.

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Types of Sexual Harassment



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Reporting Process



THIS PROCESS IS NOT INTENDED TO REPLACE SMALL UNIT LEADERSHIP

FILE A COMPLAINT WITHIN 90 DAYS
(120 DAYS FOR RESERVES)

ONLY EOAS SHALL CONDUCT INTAKES

COMPLAINANT DETERMINES THE REPORTING TYPE

REQUIRED TO SUBMIT A NAVMC 11512

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Reporting Process // Reporting Options



Any complaint that has not been resolved shall be restricted to personnel with a need-to-know.

CLASSIFICATION: UNCLASS 100

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Reporting Process // Complainant



A complainant can expect the following:

- Overview of reporting options
- Safety assessment
- Information regarding support services & next steps
- Updates on the investigation (as necessary)
- Retaliation complaint options & appellant rights

No Wrong Door Policy means Marines can report to any victim service and warm handoffs will be provided

CLASSIFICATION: UNCLASS 104

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WHO IS YOUR EOA?



Mr. Brendan Timmons

Phone Number: 910-451-1850 Cell: 910-467-9595
Email: brendan.m.timmons@vbl.usmc.mil
Building/Rm Number: Bldg 27 Post Ln, Rm 7
Camp Lejeune, NC

Anonymous Reporting via NCIS:
<https://www.ncis.navy.mil/Resources/NCIS-Tips/MPE-Advice-Lines>
(844) 818-1674

CLASSIFICATION: UNCLASS 105

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Questions?



CLASSIFICATION: UNCLASS 106

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Take a 10 minute break



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Religious Ministry Team



Chaplain Phillip Stephens
RP1 Orrin Bryant
Sgt Rachel Hoffman
RP3 Arielle Cohen

(910) 449-6801 / 7500 Chapel, Building AS-236



252.647.0757
phillip.j.stephens.mil@usmc.mil

VWAP Council member



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Religious Ministry Team



PROVIDE – CARE – FACILITATE – ADVISE

- Chaplain, RP, CA, and Contract Clergy Confidentiality
- Does the RMT support people of different faith perspectives?
- Is the RMT available 24/7?
- Do Chaplains talk to perpetrators?
- Can a SAPR VA see a Chaplain?
- What topics can I see the Chaplain about?
- Is there ever a time a Chaplain will break confidentiality?



VWAP Council member

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Religious Ministry Team



Questions ?



VWAP Council member

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LEGAL ASSISTANCE

MCB CAMP LEJEUNE
 Building #66, Holcomb Blvd
 (Cross Street is Molly Pitcher Dr)
 Front Desk: 910.451.1903

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Access to Services

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- For Up-to-Date Hours and Info, Lejeune Legal Assistance website
- Open M-F 0730 – 1600 (closed 1130-1300)
- New client walk-Ins Tues and Thurs 0730-1000 (first come, first served)
- Immigration:
 - Active duty M/Tues/W 0830-1000 // 1300-1500
 - Dependents Tues/Wed 0800-1000 // 1300-1500

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Eligibility for Services

2/11/2026

- Actdu (30 days or more)
- Dependents of actdu
- Dependents of SM that died on actdu
- Rep of incapacitated person eligible for service
- Military retirees
- Dependents of retirees or deceased retirees

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Eligibility for services

2/11/2026

- Reservist less than 29 days actdu & depts.
- On emergency basis as determined by OIC
- Inactive reserve: consistent w/ mobilization needs
- Certain DoD civilians, DoD contractors or employees under limited circumstances described in Marine Corps Legal Assistance Program Manual (MCLAP 2020)

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Allocation of Services

2/11/2026

Limited as resources permit
May be prioritized for active duty

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Services Offered Domestic Relations: Divorce Related

2/11/2026

- Div / Sep Brief - Tues/Thurs
- Uncontested divorce workshop - Tuesday
- Sep Agreement Assistance
- Parenting/Custody Assistance
- Non-support claims
- Advice, assistance, referral



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Services Offered Other Domestic Relations

- Step-parent adoption
- Name change

Old Name
New Name

2/11/2026

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Services Offered

- Deployment and Mobilization (Briefs, Preparation of Wills and POAs)
- Estate Planning
- Immigration/Naturalization
- Tax Preparation through Tax Center: call 910.451.3296 for appts

OUR SERVICES

2/11/2026

Services Offered, Continued:

- Notary Services
- Landlord/Tenant Disputes
- Consumer Law and Debt Collection Issues, including Consumer Fraud
- Service member Civil Relief Act
- Exceptional Family Member (EFM) Legal Counsel

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Limitations



- Time & resources
- No Military Justice
 - No criminal matters
 - No fitrep rebuttals, BCNR
 - No claims against the US
 - No Article 138 complaints
 - No representing conflicting interests
 - No in court rep (EFM exceptions)
 - Initial consult face to face vice phone
 - Personal legal assistance, not small business
 - No third-party advice

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Issues related to victimization

- Divorce
- Non-support
- Domestic Violence Protective Order
- Military Protection Order
- Lease Termination
- Identity Theft
- Fraud

2/11/2026

Divorce Overview Grounds

- See LSST Lejeune website section on Domestic Relations / Divorce and separation
- Grounds:
 - Incurable insanity
 - Continuous sep over 1 year
- Separation:
 - Separate residences
 - at least one party intent not to reconcile

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Divorce Overview Jurisdiction



- Jurisdiction over divorce
- Jurisdiction over children
- Jurisdiction over military pension

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Divorce Overview: Marital Separation Agreement (MSA)

- Resolves issues pending divorce
 - Custody / child support
 - Alimony / PSS
 - Property (including pension)
 - Debts
- Makes divorce quick, simple, inexpensive

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Process for MSA

- Brief
- Counsel
- Worksheet
- Review
- Notarization
- Divorce workshop
- Incorporation

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What if we can't agree?



DOs



DON'Ts

2/11/2026

Military Dependent Support Regulations: USMC

Vol 9, LSAM (MCO 5800.16A)
 Applicable only if no MSA or court order
 Prospective only upon complaint to SPCMCA



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Dependent Support: USMC

- 1 Dependent = 1/2 of BAH
- 2 Dependents = 2/3 of BAH
- 3 Dependents = 3/4 of BAH
- 4 Dependents = 4/5 of BAH
- 5 Dependents = 5/6 of BAH
- 6+ Dependents = 6/7 of BAH
 (not to exceed 1/3 of gross pay)

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Dependent Support USMC
 Discretionary Exemptions by SPCMCA

- Spouse income exceeds Marine income*
 - Separated for 1 yr or more and Marine has been voluntarily paying support for 1 yr*
 - Marine is victim of spousal abuse*
 - Marine is making regular and recurring payments on debts and obligations on behalf of other spouse
- *May reduce support for spouse but not child

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Dependent Support USMC
 Fundamental Fairness Exception

- Releasing Marine from interim support obligation, given the totality of circumstances, is a matter of fundamental fairness.
- Next CO in chain decides
- CO must consult SJA



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Navy Dependent Support
 MilPersMan section 1754-30

- Obey court orders
- Obey written agreement
- Conform to Navy support guidelines



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Navy Interim Support

Supported dependents	Guideline support amount
Spouse only	1/3 gross pay
Spouse and 1 minor child	1/2 gross pay
Spouse and 2 or more children	3/5 gross pay
One minor child	1/6 gross pay
Two minor children	1/4 gross pay
Three minor children	1/3 gross pay

Gross pay* includes base pay & BAH, but not BAS or special duty pay

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MILPERSMAN Exemptions



Director, Dependency Claims, DFAS may grant spousal support waiver for:

- Desertion without just cause
- Spousal abuse
- Infidelity on the part of the spouse

Navy CO does not have the power to grant the waiver – Waivers go to DFAS!



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MilPersMan Child Support Exemption

- Location and welfare of child cannot be determined
- Person requesting support doesn't have custody
- Authority: CO



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Dependent Support: Service Regulation Reference

- Army: Army Regulation 608-99
- Navy: Military Personnel Manual 1754-30
- USAF: Air Force Instruction 36-2906
- USMC: Vol 9, LSAM (MCO 5800.16)
- USCG: Cmdt Inst Manual M1600.2, section E

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The CO is NOT a Judge
No authority to:

- Divide marital property
- Award custody of minor children
- Allocate debt
- Require party to enter MSA
- Order more spt than auth in ct order, MSA, or LSAM
- Order payments retroactive to complaint

Regulatory Traps

- Loss / recoupment of FSA when "separated"
- Loss of dependent allowance if not providing support to dependents

DV Protective Order

ONSLOW COUNTY DOMESTIC VIOLENCE COORDINATOR (assists in DVPO filings during normal business hours)
(910) 478-3646 Onslow County District Court: 602 Anne St, Jacksonville

ONSLOW VICTIM'S CENTER
(a variety of services for victims, including DVPO E-Files)
(910) 938-9541 403 N. Bayshore Blvd., Jacksonville, NC 28540
24 Hour crisis line: (910) 347-4000

JACKSONVILLE POLICE DEPT
(receives reports of crimes and assists with DVPO E-Files)
Request to dispatch officer (910) 455-7585
Admin: (910) 455-4000 200 Marine Blvd, Jacksonville / Emergencies: 911

ONSLOW COUNTY SHERIFF
717 Court Street, Jacksonville (910) 455-3113

ONSLOW COUNTY MAGISTRATE'S OFFICE (open 24 hours)
(910) 478-3619 717 Court Street, Jacksonville, NC 28540

Military Protective Order

- Issued by CO
- Purpose: Prevent harm
- Only revocable by CO
- Violation is a crime under the UCMJ
- Cannot be issued to a civilian spouse
- DVPO also recommended for victims in addition (enforceable on base per 10 U.S.C. 1561a / DoDI 6400.06)

Uniformed Services Former Spouse Protection Act (USFSPA)

- 10 USC 1408
- Authorizes state divorce courts to divide disposable retired pay
- If 10 yr marriage / service overlap, authorizes direct pay by DFAS



Survivor Benefit Plan



- Survivor annuity (55% of base amount chosen)
- Election upon retirement
- If married, must elect spousal coverage at full amount unless spouse waives
- Divorce court can direct former spouse coverage
- Cost: 6.5 % of base amount
- FS entitlement ends on remarriage before age 55 (reinstated if marriage ends due to death, divorce, annulment)
- References
 - 10 USC 1408
 - DoDI 1332.02
 - DoD MTR Vol 7b, ch 44-46.34
 - DFAS guide to SBP: <https://www.dfas.mil>

USFSPA: Victim Compensation to Spouse [10 USC 1408 (h)]

Spouse entitled to an amount from the U.S. equal to share of retired pay if:

- Qualifying pension division order and
- SM/ former SM, after retirement eligibility based on yrs svc, loses eligibility due to dependent abuse misconduct, and
- Spouse, while married to SM, was the victim of the abuse or parent of dependent child of SM who was the victim of abuse
- Terminates upon remarriage /starts again death, annulment or divorce

USFSPA: Victim Compensation to Child [10 USC 1408 (h)]

- Spouse entitled to compensation is also eligible for any other benefit of the dependent of a retiree; e.g., medical, dental, commissary, exchange
- Child entitled to compensation is also eligible for benefits as if perp was entitled to retired pay

Victim Rights Under USFSPA 10 USC 1408(h)

Child right to court ordered child support paid by the U.S. if

- Qualifying child support order from retired pay
- Member/ former member, after retirement eligibility, loses eligibility for retired pay based on misconduct involving abuse of spouse or child
- Terminates upon remarriage

- SCRA (50 USC 3955)
- Pre-Service Lease
 - PCSO / Deployment
 - Death / Catastrophic illness or injury
 - Stop Movement Order
 - NC SCRA (NCGS 127B-25 et seq)
 - Incorporates SCRA
 - Prohibits waiver

Early Lease Termination



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Lease termination DV /Sexual Assault / Stalking

NCGS 42-45.1

Three Requirements:

- (1) 30 day written notice to landlord AND
- (2) Safety plan issued during term of tenancy recommending relocation & issued by program substantially complying w/ 50B-9 AND

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Lease termination DV /Sexual Assault / Stalking

Requirements

- 30 day written notice to landlord AND
- Safety plan by complying program recommends relocation AND
- 50B or 50C DVPO (other than ex parte) or
- Address confidentiality card per NCGS 15C-4 or
- Criminal order restraining person from contacting protected tenant

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Identity Theft

- Attacks against existing credit; e.g. credit / debit cards, bank accounts
- Attacks against future credit
 - Fraudulent loans / new credit on your name
- Miscellaneous attacks; e.g. firearms purchase, immigration, passport, tax refund, classified info, criminal ID, etc.



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Bank fraud

A growing problem
Use of P to P apps for theft
NFCU "Parking Lot Scam" update

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- Immediate steps-Stop the bleeding!
 - Close compromised accounts
 - Notify affected vendors, agencies
 - Fraud alert
 - Notify any involved bank
- Next
 - Security freeze
 - EFTA / FCBA Notices
 - Review and follow FTC checklist

What to do...



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Consumer Fraud

- Statement / Supporting Documentation
- Demand Letter
- Public Enforcement Agencies
 - CFPB (loans, banking, debt collection, credit reporting)
 - US DoJ (SCRA, USERRA, UOCAVA)

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Current Scam Example



- Scammer targets victims at NFCU parking lot
- Needs to "borrow" your phone OR
- Gains access thru fraud OR
- Gains access thru force / threat
- Sends signal to victim phone to authorize access / victim accepts
- Use of cash app to "return" loaned funds / cancel the transaction
- 500+ victims / over \$2 million stolen
- UPDATE: 8 indicted by EDVA // Form for potential victims

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Public Enforcement Agencies

- NC DoI (Insurance)
- NC SecState (Investment Fraud)
- NC DMV License & Theft (fraudulent vehicle sales)
- NC Attorney General (General Consumer Fraud)

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Public Enforcement Agencies

- Medical Licensing Boards
- NC State bar (lawyers)
- DSS: NC Adult Protective Services (Abuse, neglect, exploitation of disabled adults)
- NC Licensing Board for General Contractors, Plumbing & Heating, Electrical
- AFDCB

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ANY QUESTIONS?

Questions?

2/11/2026



Sexual Assault Prevention & Response



Shanna Colman
Installation Sexual Assault Response Coordinator
910-238-0975

Milagros Guzman
MCAS New River Victim Advocate
252-647-1577

Camp Lejeune New River 24/7 Sexual Assault Support Line
910-750-5852

DOD Safe Helpline - 877-995-5247

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What do we do?

- All SARCs and SAPR VAs, regardless of whether they are civilian or uniformed, have confidentiality.
- Provide non-judgmental support and access to resources for sexual assault survivors.
- Advocate to address issues or concerns within the command.
- Training and education – SAPR Annual – CRB-
- Prevention and awareness
- Ensure collaboration between systems - CMG
- Monitor trends and inform Command of necessary trends and policy changes.

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Who Do We Serve?

- Service members – whether sexual assault prior to service or while in service
- Military Dependents – over the age of 18 (whose offender is not a spouse, someone they live with or have a child in common with)
- Reserve members
- DoD civilian employees & family – OCONUS
- Limited services to non-DoD affiliated civilians sexually assaulted by a service member

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Reporting Options

Available Options	Unrestricted Report	Restricted Report
Victim Advocate/SARC Support	Y	Y
Counseling/Chaplain Services	Y	Y
Medical Care/Forensic Exam	Y	Y
Victims' Legal Counsel	Y	Y
Law Enforcement Investigation	Y	N
Command Support	Y	N
Military Protective Order	Y	N
Expedited Transfer	Y	N
CATCH	Y	Y

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Expanded Eligibility for Restricted Reporting

- **Old Policy:** A victim of sexual assault was not eligible to sign a restricted report if a member of their chain of command was aware of a suspected sexual assault and notified law enforcement.
- **New Policy:** Victims can now elect to file a restricted report, even if:
 - They disclosed the sexual assault to their commander or to their chain of command, or
 - There is an ongoing MCIO investigation into the sexual assault incident initiated by a third party and not due to the victim's disclosure to law enforcement, or
 - The MCIO investigation into the sexual assault has been closed.

The only times victims are **not eligible** to file a restricted report, is when:

- They personally disclosed the sexual assault to law enforcement, or
- They previously signed an unrestricted report by signing a DD 2910 with a SARC or SAPR VA on the same incident.

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No Wrong Door: Warm Hand-off

Warm Hand-off: Is a direct connection, introduction to responsible staff at the appropriate on or off installation office. The office or the person who received the disclosure **MUST** accompany the victim to the correct location and introduce them to the appropriate point of contact who will be providing the service. If taking place virtually, the warm hand-off must take place by conference call or similar technology (NOT A VOICEMAIL).

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No Wrong Door: Warm Hand-off instructions





No Wrong Door Policy

- Only data is tracked. We do not need the name or details of the victim. We only need to know from where and to where, as well as when the follow up was done.
- Example: Someone comes to a SAPR VA and makes a disclosure of Sexual Harassment.
 - Step 1: SAPR VA will ask the victim if they have permission to do a warm hand-off to the appropriate service provider (EO).
 - Step 2: SAPR VA will set up a meeting between the EO and the victim. The SAPR VA will also accompany the victim to this meeting. In the instances that a warm hand-off CANNOT be done in person (which should be few and far between), you can conduct a conference call with both the victim and EO.
 - Step 3: The SAPR VA will contact the victim in two weeks and ask "Was EO the appropriate service for your issue?"
 - Step 4: The SAPR VA will contact their supervising SARC and advise that a warm hand-off was completed between SAPR and EO and follow up when was completed (provide the date it was completed).

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DON NO WRONG DOOR WARM HAND-OFF POINTS OF CONTACT



Organization	Address	Phone Number
New River Sexual Assault Response Coordinator (SARC) Pamela Alberti (covering) 2d MAW SAPR Program	Building AS-90 Curtis Rd, MCAS New River Room 231, Bldg. 219, Cherry Point, NC, 28533	910-238-0975
Marie Brodie MCAS New River Family Advocacy Program	Email: marie.brodie@usmc.mil Building AS-90 Curtis Rd, MCAS New River	252-466-3549 0730-1630 (910) 449-4435 or (910) 449-6110
Katherine Light DAVA Equal Opportunity Advisor MCIEAST-MCB Camp Lejeune	Building 27, Room 7, Camp Lejeune, NC	After hours 24/7 line (910) 376-2155 Office: 910-451-1850 Cell: 910-467-9595
2d Marine Aircraft Wing, Equal Opportunity Advisor	Building 1, Cherry Point, NC https://osmc.sharepoint-mil.us/sites/2dMAW_EO	Office: (252) 466-2492 BlackBerry: (252) 876-6345

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DON NO WRONG DOOR WARM HAND-OFF POINTS OF CONTACT

Organization	Address	Phone Number
Victim Witness Assistance Program (VWAP)	Building AS-216 Bancroft St, Jacksonville, NC 28545	(910) 449-7159
Mr. William Yables	Email: william.yables@usmc.mil http://www.newriver.marines.mil/Staff/JudgeAdvocate/VWAP.aspx	
Victims' Legal Counsel - Eastern Region	Marine Corps Base Camp Lejeune Bldg. 403 off McHugh Blvd and L Street	(910) 451-8519
MCAS New River Chapel	236 Curtis Rd, Jacksonville, NC 28540	(910) 449-7584
Chaplain Michael W. Beasley MCAS New River Clinic	Building AS-100 / 100 White St., Jacksonville, NC 28540	(910) 449-6500 x277
Department Head Community Counseling Program	Building AS-90 Curtis Rd, MCAS New River	(910) 449-6110
Onslow County Women's Shelter	226 New Bridge Street, Jacksonville, NC 28540	(910) 238-2941
Naval Hospital Sexual Assault Forensic Examiner	100 Brewster Blvd, Camp Lejeune, NC 28547	910-450-4563
Anita Brown		

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Safe-to-Report Policy

Based on an update to the 2021 NDAA, the DOD has released a new Safe-to-Report Policy, which prohibits commanders from taking legal or administrative action on minor collateral misconduct.

- Examples of collateral misconduct that generally should be treated as minor for this policy:
 - Drinking underage at the time of the assault;
 - Engaging in unprofessional relationship with the accused at the time of the sexual assault, this includes a relationship that violated the law, regulation or policy in place at the time of the assault (ex. Fraternalization);
 - Violation of lawful orders establishing curfews, off-limit locations, school standards, barracks/dormitory/berthing policies, or similar matters.
- Special Considerations:
 - Commanders will have wide discretion to determine if the collateral misconduct is considered minor or non-minor.
 - Commanders can consider aggravating or mitigating circumstances when making this determination.

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Program Updates - Information



Confidentiality

SAPR Related Inquiry

CATCH - Expanded Eligibility

Restricted Reporting - Expanded Eligibility

7/11/2020

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Contact Information



Shanna Colman
Sexual Assault Response Coordinator
Cell: 910-238-0975

Milagros Guzman
Civilian Victim Advocate
Cell: (252) 647-1577

Lejeune-New River
24/7 Support Line 910-750-5852

VWAP Council member

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Questions

2/11/2026

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THE NAVAL CRIMINAL INVESTIGATIVE SERVICE

SEXUAL ASSAULT

Presented by: NCIS CAW
February 2026



THE NAVAL CRIMINAL INVESTIGATIVE SERVICE

SEXUAL ASSAULT

- NCIS investigations into sexual assault are guided by UCMJ Articles, DODI 5505.18 and NCIS Policy.
- 01JAN19 was the implementation date of changes to DODI 5505.18 brought forth in 2016.



SEXUAL ASSAULT

- Timeliness of the initiation of a sexual assault investigation is critical for NCIS. The Victim should be interviewed as soon as possible, even if just an initial interview, which can be followed up on a later date with a more formal interview.
- The timely report of a sex assault allows NCIS the opportunity to collect fragile, transient evidence that may provide critical information in the course of the investigation.



SEXUAL ASSAULT (CONSEQUENCES)

- Service members should be made aware of the consequences of perpetrating a sex assault. If the investigation shows that it is reasonable to believe a sexual assault was committed and that the suspect committed the crime, the suspect's fingerprints will be taken and submitted to the FBI. Any future criminal history checks will show the suspect was investigated for a sexual assault. This record does not go away.
- If the suspect is ultimately convicted of a sexual assault, this can lead to judicial and administrative actions such as confinement, adverse discharge, forfeitures, as well as may require to register as a sexual offender and may become a prohibited person, not allowed to own, possess or purchase firearms or ammunition.



REPORTING

- During normal business hours (0800-1630) NCIS can be contacted directly.
- Via any pre-established NCIS contact.
- 910-449-2058 (NCIS New River – Admin) **(**If no contact – Do Not leave a voice message)**
- Call the NCIS Camp Lejeune main office at (910) 451-8600, they will take your information and contact a New River Agent/Investigator.
- After Hours, Weekends and Holidays:
- Contact the Provost Marshal's Office (PMO) (910) 451-3004 or 451-2557. PMO will initiate a response with coordination with CID and the NCIS Duty Agent will be notified and respond as appropriate.
- ♦ **In all instances of Emergencies or Active Threat, contact "911"**



NCISRA MCAS NEW RIVER

Supervisory Special Agent (SSA) Michael C. Cote
910-449-6012 / michael.cote@ncis.navy.mil

AS302, McAvoy Street, MCAS New River
(Co-located with PMO/CID)

- NCISRA MCAS New River covers MCAS (MAW) commands, as well as Camp Geiger and Camp Johnson



QUESTIONS?

www.ncis.navy.mil

Provost Marshal Office & Criminal Investigation Division



Criminal Investigator Daniel Hardesty (30Apr26)
(910) 449-6193 / (910) 330-0531 (Cell)
Criminal Investigator Michael Walusz (01May26)
(910)451-2571 / (910)320-7645 (Cell)



PMO Building AS-302, MCAS New River, NC
Agent Kade Nolder Agent Atticus Pond
(910) 449-6193 (910) 499-5733

Domestic Reports Investigator Greg McNutt
(910)449-6639

VWAP Council member

Law Enforcement

- Appoint a VWAC to the Victim Witness Council
- Provide DD 2701 (VWAP) forms to victims and witnesses
- Maintain data on the number of victims and witnesses provided DD 2701s
- Notify VWLO and Command VWAC when a victim and/or an accused assigned to their command is involved in an investigation.

LAW ENFORCEMENT ROLES & RESPONSIBILITIES

A: Installation Investigative and Law Enforcement Personnel

1. Each Law enforcement agency or office shall appoint a Law Enforcement VWAC. The Law Enforcement VWAC shall:
 - a. Sit on Victim and Witness Assistance Council.
 - b. Ensure DD Form 2701's are provided to victim and witnesses and contain accurate contact information. The number of DD Form 2701's provided to victims and witnesses will be tracked and reported to installation VWLO.
 - c. Conduct annual training of law enforcement personnel on VWAP requirements and applicable orders covering the treatment of victims and witnesses.
2. All investigative and law enforcement personnel must understand the VWAP and provide crime victims and witnesses the information described in this chapter. Law Enforcement personnel shall identify victims and witnesses of crime, treat them with fairness, and respect their dignity and privacy.

LAW ENFORCEMENT ROLES & RESPONSIBILITIES

3. Threat Assessment. All investigative and law enforcement personnel have a continuing duty to take reasonable measures to protect victims and witnesses from further threat, harm, and intimidation. To that end, investigative and law enforcement personnel shall immediately assess the situation and take action to minimize any threat to the victim or witness. When discussing protective measures, avoid creating unrealistic expectations concerning the scope of protection available.
4. The lead investigator will ensure each victim and witness understands their rights and receives a completed DD Form 2701. The form shall include the name and telephone number of the investigator, VWLO, Cognizant command VWAC, and when appropriate, a victim advocate. Investigative reports will not contain the home address and telephone number of victims and witnesses unless the information is specifically pertinent (ie, crime scene at the victim's home).
5. Investigative and law enforcement personnel shall familiarize themselves with the Installation VWLO's directory of victim support organizations and services and supply victims and witnesses with appropriate information to facilitate their obtaining support.
6. At victim's request, the lead investigator will keep the victim apprised of the status of the investigation, to the extent it will not interfere with the investigation.

LAW ENFORCEMENT ROLES & RESPONSIBILITIES

7. On request, the lead investigator shall promptly notify victims and witnesses when a suspect is apprehended.
8. Investigative and law enforcement personnel shall safeguard victim's and witness' property held as evidence and assist in returning it as soon as possible.
9. To ensure command VWACs are notified of criminal investigations requiring action under this chapter, the following notifications shall be made, as applicable:
 - a. If both the accused and victim are military members, the lead investigator will provide the victim's identity to the VWAC of the accused's command, the VWAC of the victim's command and Installation VWLO.
 - b. If only the accused is a military member, the lead investigator will provide the victim's identity to the VWAC of the accused's command and Installation VWLO.
 - c. Where only the victim is a military member, if a DoD Criminal Investigative Agency is involved in the investigation, the lead investigator will provide the victim's identity to the VWAC of the victim's command and Installation VWLO. If no DoD criminal investigative agency is involved, the local law enforcement liaison will liaise with the non-DoD law enforcement agency to obtain victim's identity and provide the information to the VWAC of the victim's command and Installation VWLO.

ISSUE DD FORM 2701 TO VICTIMS AND WITNESSES

ISSUE DD FORM 2701 TO VICTIMS AND WITNESSES

David Letterman's Top Ten Law Enforcement Tips

- 10 - Don't Drink and Drive, you might spill the drink.
- 9 – Domestic Violence – Learn to not have to win the argument. Men She is always right!
- 8 – Larceny / Breaking and Entering. A majority can be prevented if you just lock your doors/windows.
- 7 – Stolen property – Do law enforcement a favor, record all your serialized property.
- 6 – Domestic Violence preventative maintenance – Don't put yourself in compromising positions with those of the opposite sex.

David Letterman's Top Ten Law Enforcement Tips

- 5 – Aggravated Assaults – If you got to fight to correct a situation, Keep it fair, no weapons. (BY NO MEANS AM I SAYING ITS OK TO FIGHT)
- 4 – Sexual Assaults – If you have any doubts that he/she is consenting, "STOP" the act.
- 3 - Extortions/Scams – If you do not recognize the caller or text, assume it is an attempt to steal your money. Never, Never, Never give you financial information. (NFCU)
- 2 – Suicide Prevention – Be accountable to your brothers and sisters. In a majority of all incidents, there were warning signs.

David Letterman's Top Ten Law Enforcement Tips

- AND THE NUMBER ONE TIP –
 - GENTLEMEN, IF YOU THINK SENDING A DICK PICK IS A NECESSITY, BE MINDFULL THAT YOU'RE PROBABLY NOT SENDING YOUR PICTURE(S) TO THE LADY WHO INITIATED THE CONTACT WITH YOU.

David Letterman's Top Ten Law Enforcement Tips



HERE IS WHO YOU ARE COMMUNICATING WITH. IMMEDIATELY AFTER SCAMMERS GET YOUR PICTURES, YOU WILL BE EXTORTED TO SEND \$500 OR THEY WILL SEND YOUR PICTURES TO YOUR MARINE UNIT, FAMILY, AND FRIENDS.

Questions



Marine & Family Programs

Transitional Compensation for Abused Dependents

Credentialed Advocate
 Family Advocacy Program
 Marine and Family Programs
 Lizbeth.deam@usc.mil
 O: 910-910-451-7298
 C: 910-252-503-6932

Overview

- MCO 1754.11 FAP Advocate Responsibilities
- Program Overview
- Eligibility Criteria
- Program Benefits
- Application Process

Transitional Compensation for Abused Family Dependents (TCAD) Policy

- Federal Law per 10 U.S.C 1059
- Mandated program per DoDI 1342.24
- DoD Financial Management Regulation Vol 7B Chapter 60

Purpose

- To provide temporary financial assistance to eligible family members and, when applicable, Service Members (SM)
- Helps ease the financial burden for eligible family members after the Marine offender is separated from the Marine Corps for a documented dependent-abuse offense

Dependent Abuse Offenses

- Must be a criminal offense as specified under Uniform Code of Military Justice (UCMJ), federal law, criminal laws of the United States and other jurisdictions of the U.S., and/or laws of other nations

Dependent Abuse Offenses

- Some examples of dependent-abuse offenses include*:
 - Sexual assault, rape, sodomy
 - Assault, battery
 - Child abuse, child neglect
 - Murder, manslaughter
 - Stalking
 - Domestic violence (Effective 1 JAN 19 per FY19 National Defense Authorization Act)
- * This list is not all inclusive. Other stipulations may apply.

FAP Advocate Responsibilities

- Educate commands at their respective installations, and other relevant personnel on:
 - Transitional Compensation Program
 - Eligibility criteria
 - Importance of including domestic abuse in separation documentation, when appropriate
- Educate eligible victims or legal guardians/ representatives
- Assist in the application process
- Liaise between Headquarters Marine Corps (HQMC), victim, law enforcement, Staff Judge Advocate (SJA), and other appropriate entities

Eligibility Criteria for Spouse

- Must have been legally married to SM at time of the offense
- Marine served minimum of **30** days on active duty
- Marine separated from service for a documented dependent-abuse offense via:
 - Result of a court-martial sentence
 - Forfeiture of all pay and allowances via court-martial
 - Administrative separation (Enlisted)
 - Board of Inquiry (Officers)

Eligibility Criteria for Spouse

- Can be divorced as of SM's separation
- If SM is separated for an offense relating to child abuse, spouse must **NOT** have participated in the abuse

Eligibility Criteria for Children

- Under 18 years of age
- Resided with SM at time of offense
- 18 years or older, but incapable of self-support because of mental or physical incapacity (will require evidence)
- Between 18 and 23 years old, but enrolled full time in an institution of higher learning and dependent on SM for greater than half of support (will require evidence)
- Still a dependent at the time of the separation or court-martial

Eligibility Criteria for Children

- Proration may occur if the child is not a dependent for duration of payment (i.e., child turning 18 years of age that graduates high school while TCAD is being paid)
- Stepchildren are eligible assuming they are dependents of the member that committed the offense at the time of the separation
- Eligible children not residing with the parent can receive payment through a payee (or legal guardian)
 - Not if child is in foster care – as state has custody
 - If child is returned to spouse/legal guardian, spouse/legal guardian can receive payment

Not Eligible

- Intimate partner (even if residing with SM)
- Dependent when SM was not separated
 - SM dies by suicide after offense but prior to separation
 - SM was subject to Non-judicial Punishment (NJP) but not separated
- Child not residing with the SM or spouse at the time of the dependent-abuse offense
 - SM abuses new wife while biological child from previous marriage is visiting

Forfeiture Provisions for TCAD Beneficiaries

- Cohabitates with former SM upon SM separation
- Spouse remarries while receiving payments
- Loses custody of children (forfeits child amount)
- Noncompliant with annual recertification requirements with DFAS and DEERS

Commencement of Benefits

- On the date the court-martial sentence is adjudged if the sentence includes a dismissal, dishonorable discharge, bad conduct discharge, or forfeiture of all pay and allowances

OR

- On the date the Marine's command informs the Marine that an administrative separation has been initiated (notification letter)

Commencement of Benefits

OR

- On the date the Marine's command accepts a Separation in Lieu of Trial (SILT) request (entire SILT is required to process package)

OR

- On the date the Marine's command notifies Marine of Board of Inquiry

Detailed Benefits

- Duration of benefits:
 - 12-36 months
 - Cannot be extended
- Monthly monetary payments
- Military ID card
- Medical
- Dental (space available status at installation)
- Commissary and Exchange

Detailed Benefits

- Joint Travel Regulations (JTR) provides for safety transfers in certain situations (MILPERSMAN 1300-1200 CH-40)
- Transportation is **NOT** a TCAD benefit
- Medical expenses related to the abuse can be approved by SecNav on a case-by-case basis for coverage after expiration of TCAD (Designee Program) – includes mental health

Payments

- Based on the rate in effect for dependency and indemnity compensation
- Monies are not reported as income
- Monies are not taxed
- First payment will take up to 8 weeks from approval date to receive

Application Process

- Completion of application packet by victim with assistance from FAP Advocate
- DD Form 2698, Feb. 2019, Application for Transitional Compensation
 - Supporting legal documents
 - Direct Deposit Form SF1199A
 - Cover sheet
- Approval and financial allocation at HQMC
- HQMC notifies Defense Finance and Accounting Services (DFAS), Defense Enrollment Eligibility Reporting System (DEERS), and FAP Advocate

Exceptional Eligibility

- Authorized under OSD DTM 14 April 2008
 - SecNav's office authorized to review and approve cases where dependent-abuse offense was not documented as reason for separation
 - Evidence of dependent-abuse offense must accompany the application
 - SM must already be separated at the time of application for waiver

Exceptional Eligibility

- Examples of Documentation
 - Incident Determination Committee (IDC) letters showing met criteria for physical abuse (required)
 - NJP documentation (Unit Punishment Books)
 - SILT package (charge sheets, request letter, endorsements)
 - Law enforcement reports including military blotters
 - Court documents (ex parte, protective orders)
 - FAP assessments

Important Notes

- DFAS, DEERS, HQMC are not connected
- HQMC must wait for response from DFAS and DEERS
- Beneficiary maintains responsibility for follow-up with DFAS/DEERS
 - FAP Advocate can assist
 - HQMC can assist



Take a 10 minute break



Questions



North Carolina Compensation Program

- The compensation program is designed to cover medical expenses, lost wages, funeral expenses and more.
- A maximum of \$45,000 may be awarded.
- Counseling for immediate family shall not exceed \$3K per family.
- Lost wages (\$300 per week and max of 26weeks)
- A maximum of \$10,000 may be paid to survivor for funeral expenses (burial, cremation, and/or transportation of body).
- Crime must be reported to law enforcement within 72 hours.

Benefits for approved claims are paid directly to a service provider!



Crime Scene Clean-up

CRIME SCENE DO NOT CROSS



CRIME SCENE CLEAN-UP

- ❖ Replace door locks or doors
- ❖ Broken windows
- ❖ Remove blood stains from carpet, beds, rugs, floors, and walls.
- ❖ Painting
- ❖ The clean-up of a dwelling or automobile must be performed by a certified company specializing in biohazard clean-up.
- ❖ The expenses must be filed with homeowner's insurance first.
- ❖ Automobile expenses must be filed first with automobile insurance.

Payer of Last Resort

Like other compensation programs, NC is a payer of last resort paying for financial losses not covered by other sources, including, but not limited to:

- ❖ Auto, disability or health insurance
- ❖ Public funds such as Medicaid
- ❖ Sick or annual (vacation) leave paid by an employer
- ❖ Workers Compensation or
- ❖ Restitution paid by an offender.

How to apply

- ▶ **A Crime Victim Compensation Application is available on the web at www.ncdps.gov.**
- Your local law enforcement agency and the victim witness coordinator in your local District Attorney's Office has the necessary forms and information for application.
- You can call the Victims' Compensation Office in Raleigh to obtain applications.
- NC CRIME VICTIM COMPENSATION COMMISSION
Division of Victims Compensation Services
4232 Mail Service Center
Raleigh, North Carolina 27699-4232
- Telephone 1/800-826-6200 (within NC)
- or 919/733-7974

Questions



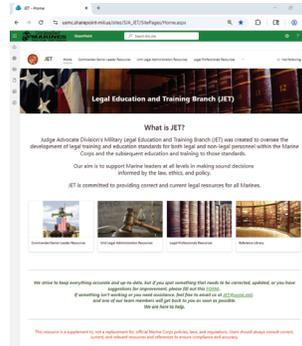
VWAP Overview



REFERENCES



- Victim Witness Protection Act of 1982 – establishes VWAP
- Victims of Crime Act of 1984 – DOJ funded/Victims have fund
- Crime Control Act of 1990 – Victims right to information about offenders
- 18 U.S.C. § 3771(a) “Justice for All Act of 2004”
- DoDI 1030.02 of 27 July, 2023 “Victim and Witness Assistance”
- SECNAVINST 5800.11B of 5 Jan 2006 “Victim and Witness Assistance Program”
- JAGINST 5800.7G of 14 Feb 2022 “Manual of the Judge Advocate General”
- MCO 5800.16 W/CH7 Vol 16, Chap 4 of 26 Aug 2021 “Victim and Witness Assistance Program”
- ASO 5800.1B of 24 Aug 2023 “Victim and Witness Assistance Program”

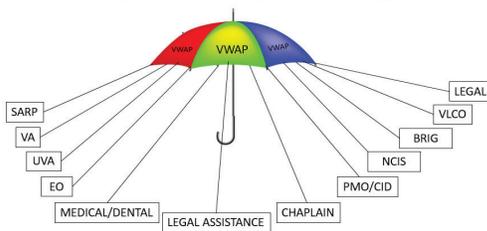


HOW IT WORKS

- Installation commanders are responsible for implementing VWAP and shall be the central points of contact for VWAP issues aboard the installation.
- Installation Commander manage through Installation Victim Witness Liaison Officer (IWVLO), VWAP Council which includes all service provides and **Victim Witness Assistance Coordinators (VWAC)** from each command.

SERVICE PROVIDERS

Depends on who you are seeing.



VWAP vs SAPR:

- VWAP is an *overarching assistance program for victim(s) and witness(es) of any crime*, regardless of type and criminal proceeding.
 - SAPR is a *specialized victim assistance program for sexual assault cases.*
- The main requirements of VWAP are for the necessary personnel to inform victim(s) and witness(es) of their rights, providing appropriate information (forms/notification), and track the status of a confined individual if requested.
 - Under SAPR, the obligations are much more **labor intensive** and require constant coordination of all **parties.**

VWAP vs SAPR: Applicability

VWAP

- Applies to **all victims and witnesses of crimes** committed in violation of the UCMJ.

SAPR

- Applies to **all eligible victims of sexual assault.**

VWAP vs SAPR PERSONNEL INVOLVED

VWAP

- Victim Witness Assistance Coordinators (VWAC)
- Victim Legal Counsel Organization (VLCO)
- All Service providers

SAPR

- Uniform Victims Advocates (UVA)

Question:

- Can the UVA and VWAC be the same person?

– **NO!**

- **Look at the job title**
– **different roles and responsibilities evident**



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WHO IS A VICTIM?

Definition:

A person who has suffered direct physical, emotional, or financial harm due to a crime committed in violation of the Uniform Code of Military Justice (UCMJ).



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WHO IS A VICTIM cont.

Victims shall include, *but is not limited to*:

- Military members and their family members.
- When stationed outside the continental United States, DoD civilian employees and contractors, if provided for in the contract, and their family members. This program applies to services not available to DoD civilian employees and contractors, and their family members, in stateside locations, such as medical care in military medical facilities.
- When a victim is under 18 years of age, incompetent, incapacitated, or deceased, the term includes either: a legal guardian, spouse, parent, child, sibling, family member, or another person the court designates, local responsible official, or designee.
- The term does not include any individual involved in the crime as a perpetrator or accomplice, even if the individual meets one of the other groups listed above.
- An authorized representative of an institutional entity that meets the direct loss requirement. Federal Departments, State, and local agencies are not eligible for services as institutional entity victims.



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VICTIMS' RIGHTS

A victim has the right to:

- (1) Be reasonably protected from the accused.

MPO or No Contact Orders

- (2) The right to reasonable, accurate, and timely notice of any of the following:

Initial Review
Officer's (IRO) Hearing

- (a) A public hearing concerning the continuation of confinement prior to trial of the accused.
- (b) A preliminary hearing pursuant to Article 32 of the UCMJ relating to the offense.
- (c) A court-martial relating to the offense.
- (d) post-trial motion, filing, or hearing that may address the finding or sentence of a court-martial with respect to the accused, unseal privileged or private information of the victim, or result in the release of the accused.
- (e) A public proceeding of the service clemency and parole board relating to the offense.
- (f) The release or escape of the accused, unless such notice may endanger any person's safety.

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VICTIMS' RIGHTS cont.

- (3) Be present at, and not to be excluded from any public hearing or proceeding described in paragraph (2) unless the military judge or preliminary hearing officer determines, after receiving clear and convincing evidence, that testimony by the victim would be materially altered if the victim observed that hearing or proceeding.

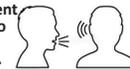
- (4) Be reasonably heard, personally or through counsel, at:
 - (a) A public hearing concerning the continuation of confinement before the court-martial of the accused.
 - (b) Preliminary hearings conducted pursuant to Article 32 of the UCMJ and court-martial proceedings relating to Rules 412, 513, and 514 of the Military Rules of Evidence or regarding other rights provided by statute, regulation, or case law.
 - (c) A sentencing hearing relating to the offense.
 - (d) A public Military Department Clemency and Parole Board hearing relating to the offense. A victim may make a personal appearance before the Military Department Clemency and Parole Board or submit an audio, video, or written statement.

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VICTIMS' RIGHTS cont.

- (5) Confer with the attorney for the U.S. Government in the case. This will include the reasonable right to confer with the attorney for the U.S. Government at any proceeding described in Paragraph 3.2.a.(2).



- (a) Victims who are eligible for legal assistance may consult with a military legal assistance attorney in accordance with Paragraph 3.4.

- (b) Victims of an alleged sex-related offense, who are eligible for legal assistance pursuant to Military Department or National Guard Bureau policies or Sections 1044 or 1044e of Title 10, U.S.C., may consult with an SVC/VLC/VC in accordance with Paragraph 3.5.

- (c) All victims may seek the advice of a private attorney at their own expense.

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VICTIMS' RIGHTS cont.

- (6) Receive restitution as provided in accordance with State and Federal law.

Plea agreements

- (7) Proceedings free from unreasonable delay.

- (8) Be informed in a timely manner of any plea agreement, separation-in-lieu-of-trial agreement, or non-prosecution agreement relating to the offense, unless providing such information would jeopardize a law enforcement proceeding or violate the privacy concerns of an individual other than the accused.



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VICTIMS' RIGHTS cont.

- (9) Be treated with fairness and respect for their dignity and privacy.

- (10) Express their views about disposition of the case to the commander or convening authority.



- (11) Decline to testify at a preliminary hearing conducted pursuant to Article 32 of the UCMJ.



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WHO IS A WITNESS?

Definition:



"A person possessing information or evidence about a crime within the investigative jurisdiction of the Marine Corps and who provides that knowledge to investigative and law enforcement personnel or to a Marine Corps representative. When the witness is a minor, the term "witness" includes an adult family member, legal guardian, or other person responsible for the minor witness. The term does not include a non-percipient character witness, expert witnesses, or any individual involved in the crime as a perpetrator or accomplice."

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WITNESS' RIGHTS



A witness has the right:

- A. To be treated with fairness and respect for the witness's dignity and privacy.
- B. To be reasonably **protected from the accused**. NPO or No Contact Orders
- C. To be **notified of any scheduling changes that will affect the witness's appearance at court-martial or ADSEP proceedings**.
- D. To be **notified of any decision to dispose of an alleged offense at court-martial, NJP, or ADSEP proceedings**. NOTIFIED
- E. To be **provided information about the resolution of the case**, to include **ADSEP decisions, any punishment awarded to the offender, sentencing, imprisonment and release of the offender, if confined**.
- F. To be **notified of the apprehension of an accused, the initial appearance of an accused before a military judge, the release of the accused pending court-martial, any escape of the accused, and the time and location of any trial, NJP, or ADSEP proceedings (including entry of guilty pleas and sentencing)**.

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VWAP FORMS/LETTERS



DD Forms 2701-2706 do not replace genuine service and support.



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Initial Information and Service Letter (IISL)

040502, Initial Information and Services

- A. **Immediately after identifying a crime victim or witness**, the unit Victim Witness Assistance Coordinator (VWAC), the Law Center VWAC, or trial counsel will explain and provide a copy of DD Form 2701, "Initial Information for Victims and Witnesses of Crime" and provide the below information.
- (1) Contact information for the appropriate victim and witness services, including NCIS/CID, the command Victim and Witness Liaison, the trial counsel office, victim compensation personnel, legal assistance, VLG, and the Inspector General's office.
 - (2) **Record the date on which the DD Form 2701 was provided to the victim or witness**. Proper completion and recording of this completion **serves as evidence** the victim or witness was timely notified of his or her rights.
 - (3) Information about available military and civilian emergency medical and social services, victim advocacy services for victims of domestic violence or sexual assault. When necessary, party administering DD Form 2701 will provide assistance in seeking such services.
 - (4) Information about restitution or other relief a victim may be entitled to, and the manner in which such relief may be obtained.
 - (5) To victims of intra-familial abuse, information on the availability of limited transitional compensation benefits and possible entitlement a portion of the active duty Service member's retirement benefits pursuant to Sections 1059 and 1408 of Title 10, U.S.C., and DoD 1342.24.

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Initial Information and Service Letter (IISL) cont.

- (6) Information about public and private programs available to provide counseling, treatment, and other support, including available compensation through federal, state, and local agencies.
- (7) Information about the prohibition against intimidation and harassment of victims and witnesses, and an arrangement for the victim or witness to receive reasonable protection from threat, harm, or intimidation from an accused offender and from people acting in concert with or under the control of the accused offender.
- (8) Information concerning military and civilian protective orders, as appropriate. 
- (9) If necessary, provide assistance in contacting the people responsible for administering victim and witness services and relief.
- (10) If appropriate, explain how victim or witness experiencing reprisal as a result of their making, preparing to make, or being perceived as making or being prepared to make a protected communication in accordance with Section 1034 of Title 10, U.S.C. and DoD 7090.06 may file a military whistleblower complaint with the Inspector General's Office.
- (11) Information about the victim's right to seek the advice of an attorney with respect to his or her rights as a crime victim pursuant to federal law and DoD policy. This includes the right of Service members and their dependents to consult a military legal assistance attorney or a VLC.

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VWAP Services Stop

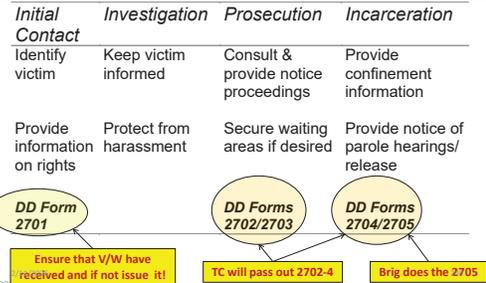
- Court-martial, NJP or Administrative process is completed
- Victim assistance services will support and care for the victim from initiation of a report until the victim is no longer eligible for such services or the victim specifies to the local responsible official (LRO) that they no longer require or desire services.



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Victim Witness Program Four Phases of Assistance



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Pretrial / DD Form 2701



- DD Form 2701 provides initial rights advisement, discusses impact of various crimes, explains basic services and notifies V/W where to get further assistance.
- PMO, CID, or NCIS normally provide V/Ws with DD Form 2701.
- ✓ Always double check and ensure they received it!
 - Trial Counsel, Victim Advocates, UVAs, VLC, Medical, Chaplain, VWACs and VWLO also issue 2701's.
 - Have to ask who gave it to them and when (VWAP Intake Form and for LSSS's Case Management System)
- Add to VWAP tracker if necessary.

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Military Trial Process / DD Form 2702



- Upon first contact with victim or witness, the Prosecution (TC) will provide DD Form 2702.
- DD Form 2702 explains military trial process, gives tips and restates rights.
 - Includes rights regarding participating in trial process.
 - Also provides VWAP responsible official contact information and prosecutor contact information

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POST TRIAL / DD FORM 2703



- **Prosecution provides** at the conclusion of a court-martial resulting in a conviction, trial counsel shall inform victims and witnesses of basic information about the post-trial process and provide each with a completed DD Form 2703 (Post-Trial Information for Victims and Witnesses).
- Includes the right to receive information about the conviction, sentencing, imprisonment, parole eligibility and release of the accused.
- Provides **primary Contact info** for Service Central Repository (CMC PSL (Corrections)), Confinement Facility, Service Clemency and Parole Board and any other necessary agency/office.

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Post Trial / DD Form 2703



- Prosecution provides victim or witness with DD Form 2703 upon the finding of guilty at a Special or General court-martial trial or VWAC/Summary court-martial officer for Summary court-martials.
 - Includes "Right to receive information about the conviction, sentencing, imprisonment, parole eligibility and release of the accused"
 - Provides Contact info for Service Central Repository (CMC PSL (Corrections)), Confinement Facility, Service Clemency and Parole Board and any other necessary agency/office
 - From this point on the V/Ws POC will be the confinement facility or the Service Central Repository listed on the back of this page.



POST TRIAL / DD FORM 2704



- Trial Counsel provides brig with DD Form 2704 at finish of trial for Special and General Courts-martial.
- Command VWAC provides brig with DD Form 2704 at finish of trial for Summary Courts-martial.
- Requires election by each V/W whether to receive information on confinement status.
- Provided to victims and witnesses upon request (redacted).
- The 2700s are never included in the Record of Trial (ROT) – these have personal info of victims and witnesses and should not be shared.

4. NOTIFY (Initial)	
YES	NO
TC/D:	



POST TRIAL / DD FORM 2704



-A DD Form 2704 must accompany a prisoner if a sentence to confinement is adjudged, regardless if there are no victims and witnesses.

-If there is a minor, a parent or guardian must be listed. The age of the minor must be provided.

-Notifications to victims and witnesses are made via certified mail. A complete mailing address should be provided. (Not a barracks address)

Incident number:
This is the blotter number, CID or NCIS case number.

Victim(s) or Witnesses certification

If CID or NCIS were involved in the case then you will need to add there address and phone number.

Affiliation and status
Victim(s) or Witnesses elect to be notified. They must put their initials in the box. The Trial Counsel can initial on their behalf under the TC/D.



VICTIM ELECTION OF POST-TRIAL AND APPELLATE RIGHTS DD FORM 2704-1




POST TRIAL NOTIFICATIONS / DD FORM 2705



- Corrections personnel ensure notifications made to Victims or Witnesses listed on DD Form 2704 if requested.

- > Clemency Eligibility.
- > Parole Eligibility.



- > Change in status – Parole/Clemency Approved, Released, Deceased, Escaped, Transferred, Work release, etc...



Reporting / DD Form 2706



- DoD has an annual reporting however, USMC requires a quarterly reporting.
- Due by the 5th day following the each quarter (April, July, October, and January)



TRACKING



VICTIM AND WITNESS ASSISTANCE PROGRAM TRACKER FOR 2026 (1 Jan - 31 Dec 2026)

Week ending	Total #	2701	2702	2703	2704
		Crime Victims	Witnesses	Crime Victims	Witnesses
1/3/2026					
1/10/2026					
1/17/2026					
1/24/2026					
1/31/2026					
2/7/2026					
2/14/2026					
2/21/2026					
2/28/2026					
3/7/2026					
3/14/2026					
3/21/2026					
3/28/2026					
3/31/2026					
Submit 1st Qtr report to VWLO by 4 April 2026					



Article 139 Claims

- Reference:
 - 10 U.S.C. § 939
 - MCM, Article 139 UCMJ
 - JAGMAN, Chapter 4: ARTICLE 139 CLAIMS – REDRESS OF DAMAGE TO PROPERTY

This chapter provides for assessments against the pay of members of the naval service in satisfaction of claims for damage or wrongful taking of privately-owned property under Article 139, UCMJ. Under Article 139, UCMJ, pay may be assessed if the damage, destruction, or loss is caused by willful, wrongful, reckless, riotous, or disorderly conduct by the Service member. Charges against pay under these regulations will be made only against the pay of persons shown to have been principal offenders or accessories.

ARTICLE 139 CLAIMS

Commanders have the authority to deduct money from one military member's pay and give it to another military member or civilian for **loss or damage of property**.

PROPER CLAIMANTS

Proper claimants include any individual (whether civilian or military), a business, charity, or a state or local government that lawfully owns or possesses property.

Example:

LCpl I. B. Wrong gets into a fight with his girlfriend. He launches her new iPhone 16 across the room like he's trying out for Detroit Tigers. She comes to you with her shattered phone. You can tell her about Article 139 complaints.

BLUF: CG can direct that the cost of the damage be deducted from LCpl Wrong's pay and given to his ex-girlfriend!

CLAIMS NOT COGNIZABLE

- a. Claims resulting from simple negligence.
- b. Claims of subrogees.
- c. Claims for personal injury or death.
- d. Claims arising from acts or omissions within the scope of employment of the offender.
- e. Claims for reimbursement for damage, loss, or destruction of U.S. Government property.
- f. Claims resulting from a breach of contractual or fiduciary duty, such as nonpayment of rent.

LIMITATION ON CLAIMS

- **Time limitations:** A claim must be submitted within **90 days** of the incident.
- **Acts of property owner:** When the acts or omissions of the property owner, his lessee, or agent, were a proximate contributing factor to the loss or damage of the property, assessments will not be made against members of the naval service in excess of the amount for which they are found to be directly responsible, i.e., comparative responsibility for the loss will be the standard for determining financial responsibility.
- **Only direct physical damage considered:** Assessment will be made only for direct physical damage to the property. Consequential damages, such as loss of use, will not be considered.

SUBMITTING A CLAIM

- **Contents of the claim:**
 - ✓ Amount of the claim
 - ✓ The facts and circumstances surrounding the claim
 - ✓ Personally signed by the claimant.
- **Claim submission:** A claim shall be filed with the commanding officer of the alleged offender.

ACTIONS BY THE COMMAND

- Promptly investigated and adjudicated.
- If CO to whose command the alleged offender does not report, that officer shall forward the claim to other CO.
- Where the command of the alleged offender cannot be determined, the claim and supporting materials shall be forwarded to the Chief of Naval Personnel or the Deputy Commandant for Manpower and Reserve Affairs, as appropriate, for action.
- **Upon receipt of the claim:** CO **must provide** notice to the alleged offender of the basic allegations in the claim and appoint an investigating officer (IO).
 - If at any time during the processing of the claim, the alleged offender voluntarily elects to make **restitution**, this matter **may be closed**.

ACTIONS BY THE INVESTIGATION OFFICER

- The investigation **must gather** all relevant information about the matter, answering the who, what, where, when, why, and how questions, and make findings and opinions, as appropriate, about the validity of the claim under Article 139, UCMJ, and these regulations..
- The investigation must determine the amount of damage suffered by the property owner. The standard of proof for a finding of pecuniary liability and for the amount to be assessed under Article 139, UCMJ, is preponderance of the evidence. **"More likely than not"**
- The investigation must make recommendations about the amount to be assessed against the pay of the responsible parties. If more than one person is found responsible, recommendations must be made about the assessments against each individual.
- Where a recommendation of pecuniary liability is made, the investigating officer will forward a copy of the investigation to the identified responsible member. The member will be advised that he or she has **five working days to submit a statement or additional information about the incident.**
- Upon receipt of comments from the member or the expiration of the comment period, the IO must forward the investigation to a judge advocate for review.

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CO ACTION



- Once satisfied the report is complete, the judge advocate will forward the investigation and their review to the CO.
- If the CO is not a GCMCA
 - The written claim;
 - The IO report;
 - The offender's statement, and
 - The SPCMCA recommendation are all forwarded to the GCMCA for review and action.
- Directs DFAS to withhold the specified amount from each paycheck to the claimant
 - Special review if greater than \$5,000
- Notifies the offender and claimant of action



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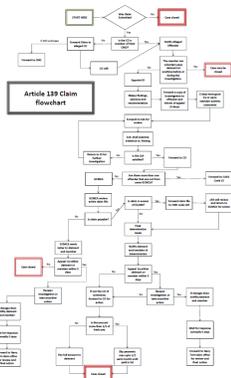
APPEAL

- Claimant or offender may request reconsideration within 5 working days of GCMCA decision, goes to OJAG.
- No action can be taken until after opportunity for reconsideration and final action is complete.
- A successor commander may change or cancel the assessed compensation based only on newly discovered evidence, fraud, or obvious error of law or fact.



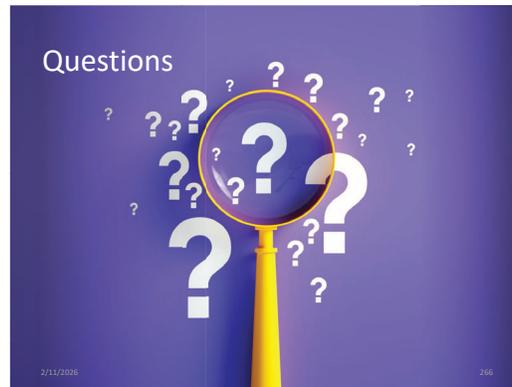
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PERSONAL CLAIMS ACT

- Military Personnel and Civilian Employees' Claims Act (PCA), 31 U.S.C. § 3721 – Gratuitous act to compensate military and civilians for loss, damage or destruction of personal property **"incident to service."**
 - Reference JAGMAN Chapter 8
 - Claims & Tort Litigation (Code 15)
 - For questions regarding PCA claims (888) 897-8217



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32 CFR Sec. 842.30 General provisions.



Payable claims must be for:

- Personal property which is reasonable or useful under the circumstances of military service.
- Loss, damage, destruction, **confiscation**, or forced abandonment which is incident to service.
- Losses that are not collectable from any other source, including insurance and carriers.
- Property that is owned by the claimants, their immediate families, or borrowed for their use.
- Losses occurring without the claimants' negligence.

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PERSONNEL CLAIMS ACT

CHAPTER 8 JAGMAN

<https://www.jag.navy.mil/legal-services/code-15/personnel/>

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Questions



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Do you have the keys?



"Work the program and it will work"™

2/11/2026 by William Yables Jr. 280
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SUMMARY

- Victim(s) and Witness(es) of Crime deserve protection and your assistance.
- Installation Commanders own the VWAP.
- All agencies have their roles.
- Coordination is Key.



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Last Change



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Next Council Meeting For MCAS New River

- 6 May 2026 1300-1400 [Topic TBD]
- 5 Aug 2026 1300-1400 [Topic TBD]
- 28 Oct 2026 1300-1400 [Topic TBD]



At New River Theater

Mark your calendar today!

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MCAS New River VWAP Initial Training @ building AS-216



- 1300-1530 2 Mar 2026
- 1300-1530 1 Jun 2026
- 1300-1530 14 Sep 2026
- 1300-1530 16 Nov 2026



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Victim Witness Assistance Program *"Compassion, Dignity, Respect"*



THANK YOU FOR COMING TO OUR 1ST QTR COUNCIL MEETING & 2026 ANNUAL VWAP TRAINING

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