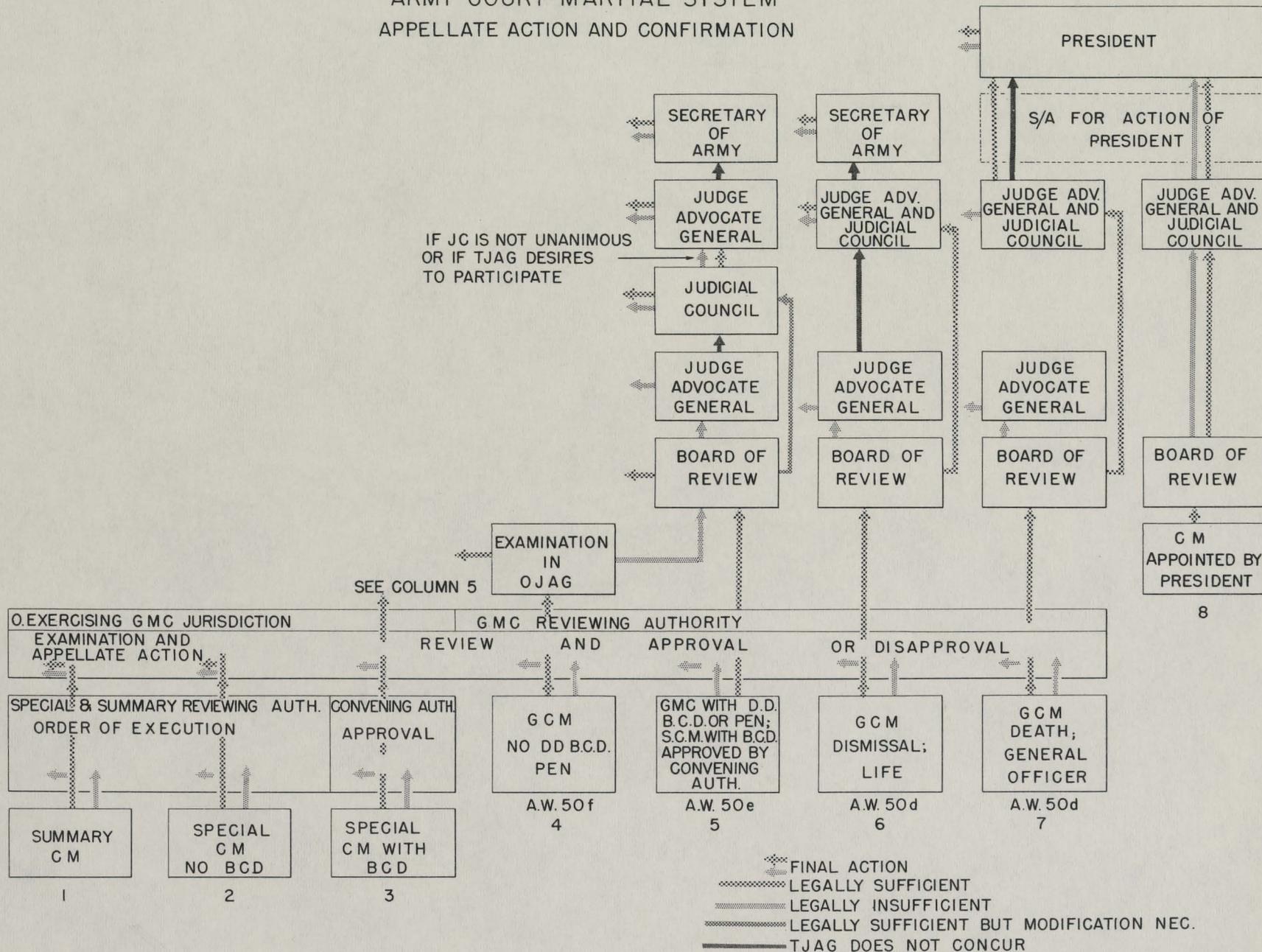


# ARMY COURT-MARTIAL SYSTEM APPELLATE ACTION AND CONFIRMATION



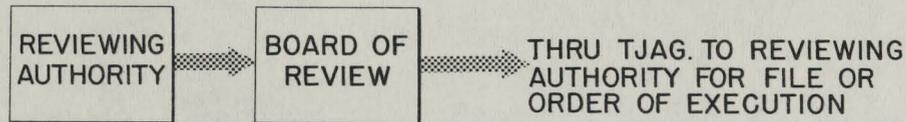
# APPELLATE REVIEW AND CONFIRMING ACTION

## CHART-I

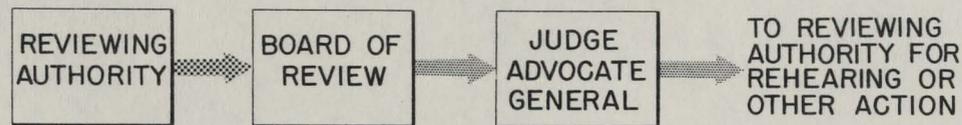
### A.W. 50e CASES INVOLVING:

- |                              |   |  |
|------------------------------|---|--|
| (1) DISHONORABLE DISCHARGE   | } | 5531 IN FY 1948<br>96.69% OF TOTAL CASES<br>SUBJECT TO APPELLATE<br>REVIEW |
| (2) BAD CONDUCT DISCHARGE    |   |  |
| (3) PENITENTIARY CONFINEMENT |   |  |

### A. CASES HELD LEGALLY SUFFICIENT BY BOARD OF REVIEW:



### B. CASES HELD LEGALLY INSUFFICIENT IN WHOLE OR IN PART:



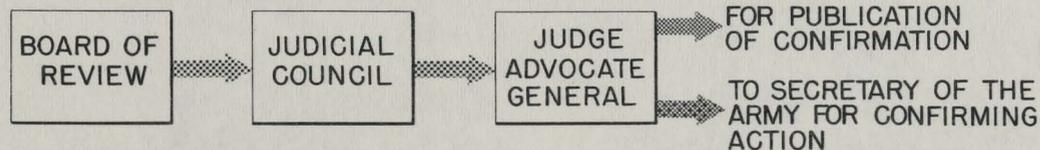
### C. CONFIRMING ACTION:

CONFIRMING ACTION BY THE JUDICIAL COUNCIL MAY BE REQUIRED WHEN:

- (1) BOARD OF REVIEW DEEMS MODIFICATION OF SENTENCE NECESSARY
- (2) JUDGE ADVOCATE GENERAL DEEMS MODIFICATION OF SENTENCE NECESSARY
- (3) JUDGE ADVOCATE GENERAL DOES NOT CONCUR IN HOLDING OF BOARD

NOTE.

THE JUDGE ADVOCATE GENERAL PARTICIPATES IN THE CONFIRMING ACTION IF HE SO DIRECTS OR IF THE JUDICIAL COUNCIL IS NOT UNANIMOUS



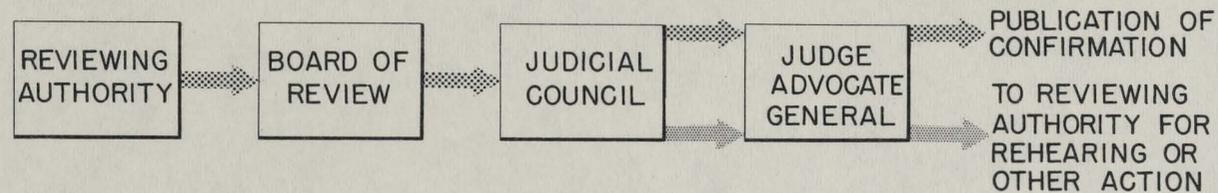
- ▨ LEGALLY SUFFICIENT
- ▨ LEGALLY INSUFFICIENT
- ▨ TJAG CONCURS
- ▨ TJAG DOES NOT CONCUR

## CHART-II

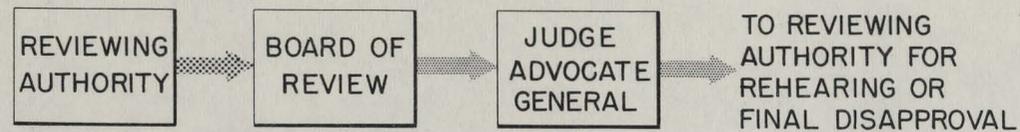
### CONFIRMATION CASES INVOLVING:

(1) IMPRISONMENT FOR LIFE.....	40 IN FY 1948
(2) DISMISSAL OF AN OFFICER OTHER THAN A GENERAL OFFICER.....	129 IN FY 1948
(3) DISMISSAL OR SUSPENSION OF A CADET.....	0 IN FY 1948
	169 IN FY 1948
	%3 OF CASES SUBJECT TO APPELLATE REVIEW

#### A. OPINION OF LEGAL SUFFICIENCY BY BOARD OF REVIEW AND CONFIRMING ACTION:

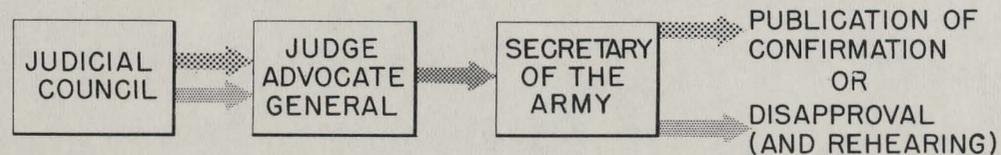


#### B. CASES HELD LEGALLY INSUFFICIENT BY BOARD OF REVIEW WITH CONCURRENCE OF THE JUDGE ADVOCATE GENERAL:



NOTE: IF THE JUDGE ADVOCATE GENERAL DOES NOT CONCUR IN HOLDING OF LEGAL INSUFFICIENCY HE TRANSMITS IT TO JUDICIAL COUNCIL. THENCE ACTION IS AS SHOWN IN A.

#### C. CASES WHERE THE JUDGE ADVOCATE GENERAL DOES NOT CONCUR IN THE DETERMINATION OF THE JUDICIAL COUNCIL:



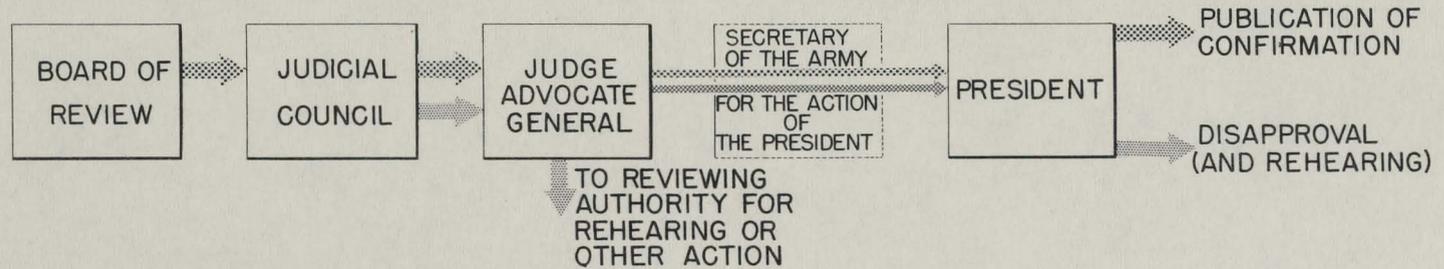
LEGALLY SUFFICIENT  
 LEGALLY INSUFFICIENT  
 NON CONCURRENCE

### CHART-III

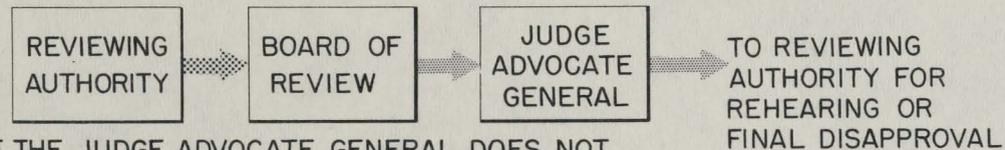
#### CASES REQUIRING PRESIDENTIAL CONFIRMATION

(1) DEATH SENTENCES..... 19 IN FY 1948 } 0.31% OF CASES SUBJECT TO APPELLATE REVIEW  
 (2) GENERAL OFFICERS..... 0 IN FY 1948 }

#### A. OPINION OF LEGAL SUFFICIENCY BY BOARD OF REVIEW AND CONFIRMING ACTION



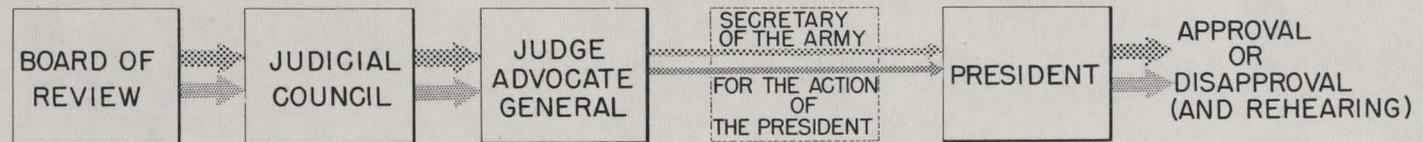
#### B. CASES HELD LEGALLY INSUFFICIENT BY BOARD OF REVIEW WITH CONCURRENCE OF THE JUDGE ADVOCATE GENERAL



NOTE: IF THE JUDGE ADVOCATE GENERAL DOES NOT CONCUR IN HOLDING OF LEGAL INSUFFICIENCY HE TRANSMITS CASE TO JUDICIAL COUNCIL. THENCE ACTION IS AS SHOWN IN A. ABOVE

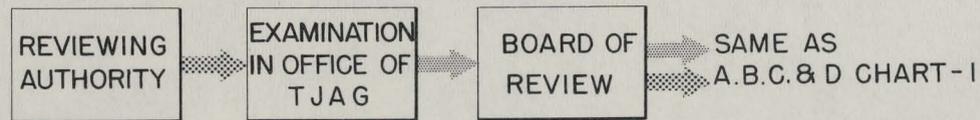
### CHART-IV

SENTENCES OF COURTS CONVENED BY THE PRESIDENT..... 0 IN FY 1948



### CHART-V

ALL OTHER GENERAL COURT MARTIAL CASES..... 1359 IN FY 1948



 LEGALLY SUFFICIENT  
 LEGALLY INSUFFICIENT  
 NON CONCURRENCE

FILE