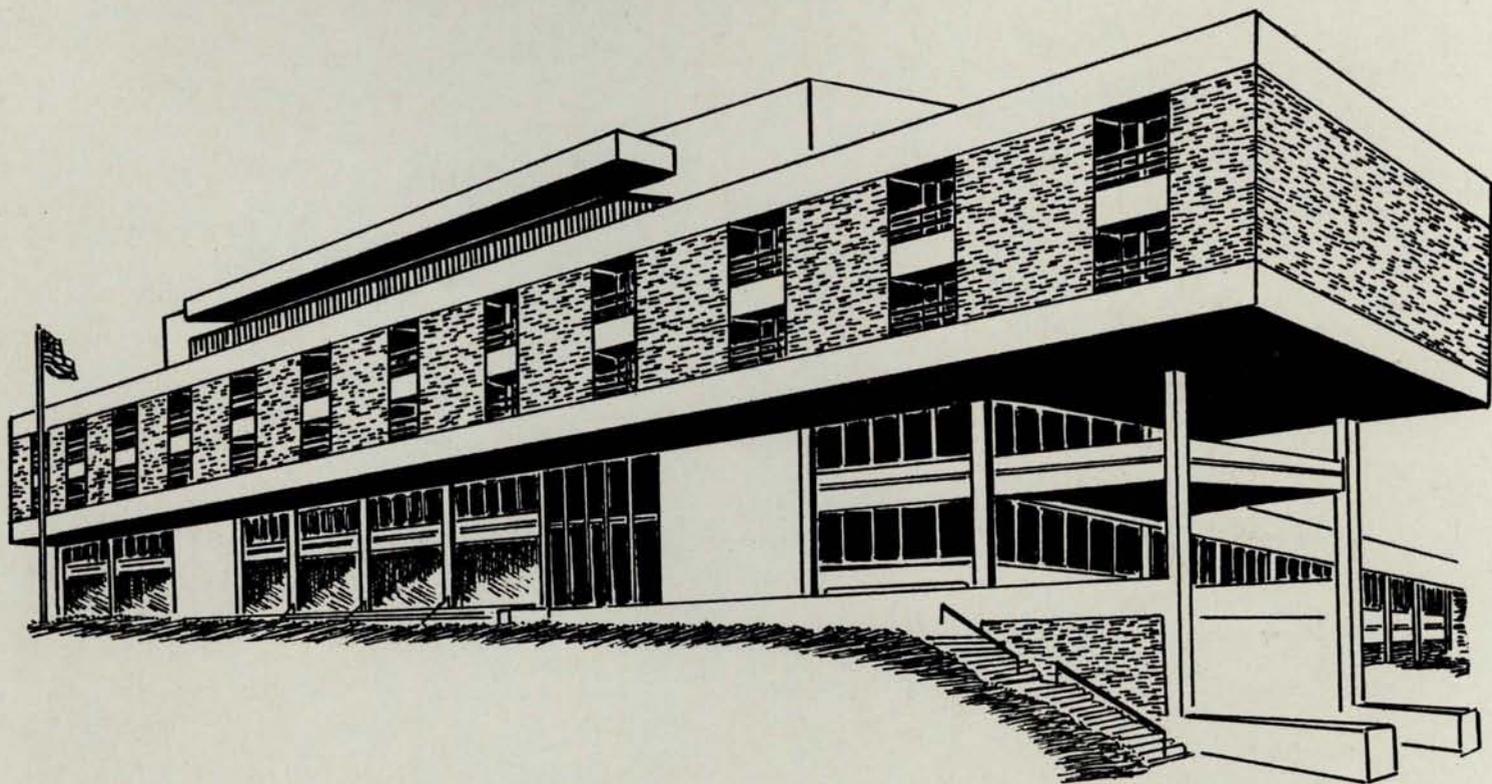
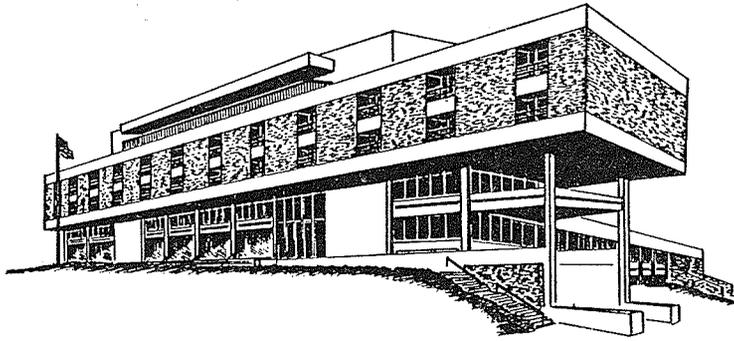


# 1986 1987

## ANNUAL BULLETIN



The Judge Advocate General's School  
United States Army  
Charlottesville, Virginia 22903-1781



The Annual Bulletin of The Judge Advocate General's School, United States Army, contains the Commandant's annual report, the resident course catalog and schedule of courses, the nonresident course catalog, and information about the School and its academic programs.

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The Judge Advocate General's School, U.S. Army  
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Director, Guard & Reserve

(Guard & Reserve Affairs)

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(Resident Courses)

Director, Academic Dept

(Correspondence Courses)

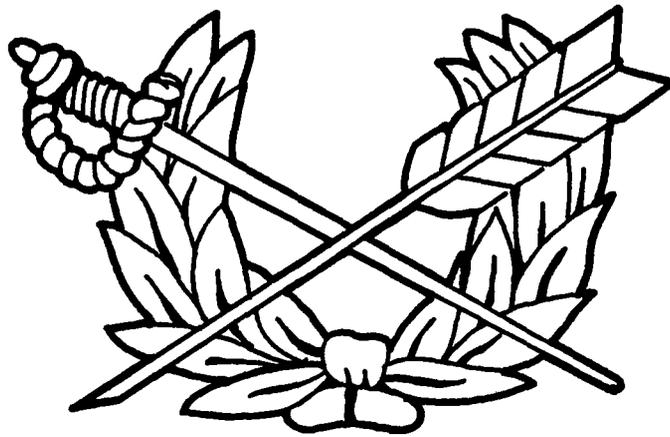
Correspondence Course Officer

## Telephone Directory

(office)  
General Information  
Academic Department  
Resident Course Quotas  
Correspondence Courses

(commercial no.)  
804-293-6885  
804-293-2028  
804-293-6286  
804-293-4046

For AUTOVON calls, dial 274-7110 (U.S. Army Foreign Science and Technology Center) and ask the operator for the commercial number desired.



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# GENERAL INFORMATION



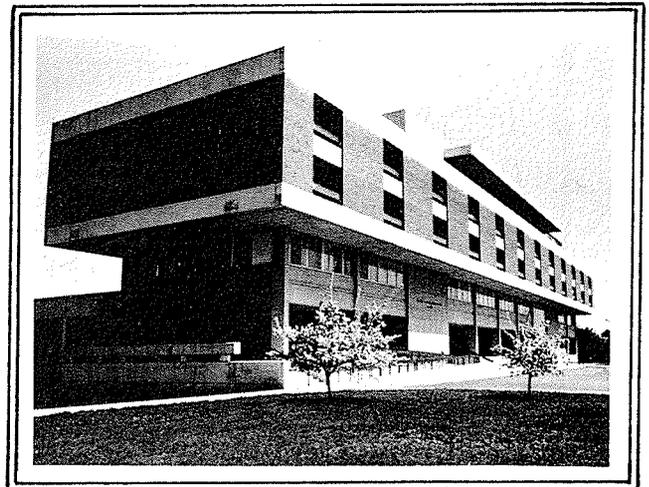
The Army has relied upon lawyers since July 1775 when the Second Continental Congress selected Colonel William Tudor of Boston, a 25-year-old Harvard graduate, as the first Judge Advocate of the Army. From the Revolutionary War until World War I, the relatively small quotas of judge advocates required by the Army were filled with officers equipped for their duties with varying degrees of experience and training. They were sometimes appointed directly from civilian life, but were usually detailed from other branches of the Army.

Despite a long record of service by Army judge advocates, not until the beginning of World War II were efforts made to provide them specialized training in military law. In February 1942, as the uniformed lawyer's responsibilities increased in volume and complexity, specialized courses and refresher training for active duty judge advocates were begun at the National University Law School in Washington, DC. The school moved in August 1942 to the University of Michigan Law School in Ann Arbor. By June 1944, over two-thirds of the active duty officers in the Judge Advocate General's Corps were graduates of the school. The school at Ann Arbor, intended as only a temporary one, was deactivated in 1946 during the general demobilization following World War II.

Following the school's deactivation, a study on the administration of military justice demonstrated a requirement for continued formal training of military lawyers. Gone was the time when one could prepare for the practice of law in the Army by mastering a few books. Detailed instruction was needed for new judge advocates and continuing instruction on new developments in military law was required for all judge advocates. The passage of the Uniform Code of Military Justice in 1950 and the beginning of the Korean Conflict further emphasized this

need. As a result, another temporary school to train judge advocates was activated at Fort Myer, Virginia, in October 1950. It was decided however, that a permanent school for Army lawyers must be established.

An offer from the University of Virginia was accepted by the Army and in August 1951, The Judge Advocate General's School moved to Charlottesville, Virginia, where it shared existing UVA facilities. As the military community grew in the sixties, so did the needs of the JAG Corps. In 1975, the School moved to its own facility in the North Grounds area of the UVA campus, an area dedicated to graduate education and which currently houses the UVA Law School and the Darden Graduate School of Business as well as the JAG School. A significant qualitative improvement, the new facility provided classrooms and seminar rooms with seating capacities from 10 to 200, two practice courtrooms, an auditorium, a library, a post exchange, 80 motel-type rooms for individuals attending continuing legal education courses and private offices for each faculty member.



The Judge Advocate General's School teaches the fundamentals of military law to attorneys newly commissioned as judge advocates and provides graduate legal training for career military officers. Numerous continuing legal education courses and seminars, lasting from three days to three weeks, are given annually. The School also administers an extensive correspondence course continuing legal education program. More than 3,200 attorneys attend resident courses during the year. Correspondence course enrollment exceeds 1,750.

Functions of the School are divided among four departments: Academic; School Support; Developments, Doctrine and Literature; and Guard and Reserve Affairs.

The Academic Department develops and conducts all of the School's resident courses and is responsible for all nonresident instruction including administration of correspondence courses and preparation of training material for judge advocates attending Army reserve schools or serving in Reserve Component units. The department also manages development of legal subject training materials for use Army-wide.

The School Support Department serves as the principal administrative staff, controlling administrative, personnel, logistical, and budget matters. This department is also responsible for conference planning, local claims and legal assistance service, and the TJAGSA Community Club.

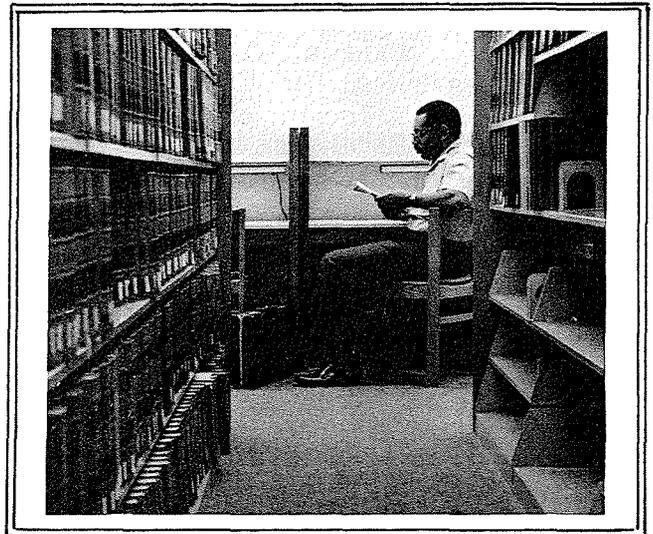
The Developments, Doctrine and Literature Department is responsible for developing the design of new military legal offices to enable the Judge Advocate General's Corps to provide total legal service support to the combat force structure. The design of new legal offices includes the number of personnel, their grade structure, and equipment. The department also develops JAGC doctrine and conceptual analysis studies to help ensure quality legal service support is provided to the active and Reserve Component force. Developments, Doctrine and Literature is responsible for editing and publishing two key Judge Advocate General's Corps' professional publications, the Military Law Review and The Army Lawyer, and managing the Army Law Library Service for the 260 Army law libraries.

The Judge Advocate Guard and Reserve Affairs Department (formerly Reserve Affairs Department) is the principal advisor to The Judge Advocate General on policy matters affecting the appointment, assignment, mobilization, and training of Reserve Component judge advocate officers. The department reviews and makes recommendations on applications for

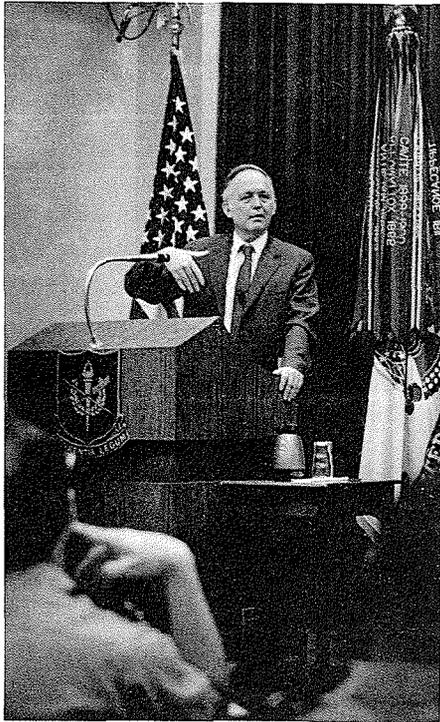
appointments into the JAGC, USAR, and for federal recognition of Army National Guard judge advocates; supervises assignments of Individual Mobilization Augmentees (IMA) and senior USAR judge advocates; provides management advice and assistance to all Reserve Component judge advocates; assists in the development and administration of resident and nonresident technical training programs; and reviews regulations affecting Reserve Component judge advocates for updating and changes.

## COMMANDANT'S REPORT

The Judge Advocate General's School continues to achieve its primary objectives to produce competent new Army lawyers, to prepare experienced attorneys for supervisory positions, and to provide continuing legal education to resident and nonresident students. This achievement is especially noteworthy considering the complex legal areas that compete for our judge advocate resources—everything from government contracting to medical malpractice.



During the past year, The Judge Advocate General's School provided instruction to over 3,200 students in 45 resident courses. The 34th Graduate Course, which consisted of 66 students, including visiting military attorneys from Kenya, Nigeria, and Korea, began its curriculum in August. Three basic courses were conducted during Fiscal Year 1985. A total of 210 Army officers graduated from the 105th, 106th, and



Edward H. Young Lecturer  
Dean Paul D. Carrington

The Administrative and Civil Law Division continued to provide instruction to commanders and attorneys in a broad range of legal subjects. Each Graduate Course student received 224 hours of core instruction, including federal litigation, installation law, claims, military personnel law, civilian personnel law, labor law, and standards of conduct. The Division also offered 12 electives. Each Basic Course received three weeks of instruction in all administrative and civil law subjects, including practical exercises in interviewing and counseling, will drafting, separation agreements, and separation actions.

In addition to teaching Army Reserve and Army National Guard attorneys on the weekend, Division instructors taught one-week USAREUR Legal Assistance, Tax, and Administrative Law Courses. Instructors also taught each month in the Pre-Command Course at Fort Leavenworth and each quarter in the Army Logistics Management Center at Fort Lee. The Division teamed with the Criminal Law Division to teach a five-week CLE at a number of locations in the Pacific, including the Philippines, Guam, Korea, and Japan.

107th Basic Courses. The continuing legal education courses offered by the School were attended by students from numerous government agencies, the Canadian Armed Forces, and all branches of the military services. During fiscal year 1985, the School continued to provide senior officers with legal orientations prior to their assumption of command. Thirty-six general officers attended General Officer Legal Orientation Courses, and 290 battalion and brigade command designees attended five resident Senior Officer Legal Orientation Courses. Additionally, instructors from the School participated in twelve Pre-Command Courses conducted at Fort Leavenworth, Kansas, for battalion and brigade command designees. The faculty also taught courses in Europe, Korea, and the PACOM area to active duty and civilian attorneys. Between October 1984 and September 1985, the School provided continuing legal education to over 1700 Reserve Component judge advocates in 23 regional population centers throughout the United States. Over 1,788 students were enrolled in the correspondence course program, and 1,600 tapes were dubbed by the School and sent to legal officers throughout the world.



Congresswoman  
Patricia Schroeder



Decker Lecturer  
Robert M. O'Neil

The Legal Assistance Branch, Administrative and Civil Law Division, which taught two TJAGSA CLE courses, continued to provide timely material and advice to 199 legal assistance officers worldwide. Six separate mailings were sent, with more than 20 publications distributed. Included among materials distributed were the five All States Guides, a Legal Assistance Officer's Federal Income Tax Supplement, a Consumer's Resource Handbook, state and federal income tax materials, including all state income tax forms, and a packet of estate planning materials. A special course of instruction was presented at TJAGSA on 18-19 February 1986, to familiarize active duty and Reserve Component attorneys with the facts and legal issues arising from the tragic air crash in Gander, Newfoundland, which killed 248 Fort Campbell soldiers. Two videotapes were produced on consumer law, completing a three-part consumer law series. A special issue of the Military Law Review devoted to the Second Legal Assistance Symposium was published in the Spring, 1986.

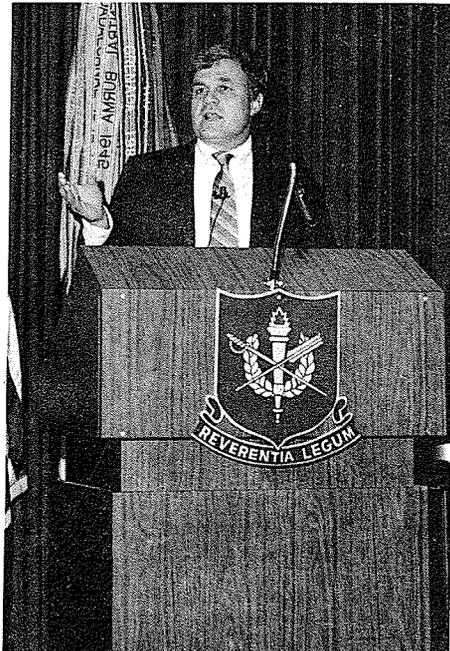
This was a particularly excellent year for guest speakers, including Mrs. Susan Crawford, Army General Counsel; Ms. Cecelia Wirtz, Assistant General Counsel, Office of Management and Budget; Congresswoman Patricia Schroeder, First District, Colorado; Mr. K. William O'Connor, Special Counsel, Merit Systems Protection Board; Mr. Dennis M. Devaney, Member, Merit Systems Protection Board; and Mr. Robert M. O'Neil, President of the University of Virginia, who presented the Charles L. Decker Lecture.

The Criminal Law Division continued to provide specialized training to newly commissioned judge advocates in the Basic Course and to experienced judge advocates attending the Graduate Course. The Basic Course students received five weeks of criminal law instruction, including a demanding clinical training program consisting of eleven trial technique exercises and two moot court presentations. The core curriculum for the Graduate Course was designed to familiarize all students with criminal law subjects during the first two quarters and included nine small group seminars on various areas of evidence and procedure. Instruction in the final two quarters consisted of seven advanced criminal law electives. Two sessions of the Criminal Trial Advocacy Course were offered to a total of 96 trial and defense counsel, and the Military Judge Course was offered to selected officers from all Armed Services. The Criminal Law New Developments Course



Ms. Susan Crawford  
General Counsel  
Department of the Army

instructed more than 150 judge advocates on recent criminal law developments. In addition to resident instruction, the Division taught criminal law at the monthly Pre-Command Course at Fort Leavenworth; at the Advanced NCO Course at Fort Benjamin Harrison; at eleven different reserve on-site locations; and at two separate week-long CLE's in USAREUR. The Division also presented a condensed advocacy course in USAREUR between the week-long CLE's. The task of complete revision of DA Pamphlets covering the fields of evidence, jurisdiction, and trial procedure continued throughout the year. The material formerly found in criminal law



Judge Walter T. Cox, III  
U.S. Court of Military Appeals



Robinson O. Everett  
Chief Judge  
U.S. Court of Military Appeals

The Contract Law Division gave introductory instruction in government contract law to students in all of the Basic Classes and comprehensive instruction to the students of the Graduate Course. In addition, the Division sponsored nine continuing legal education courses. These included the first Advanced Acquisition Course, two weeks of instruction in the legal issues involved in the acquisition of major end items and weapon systems; two fiscal law courses; and four two-week Contract Attorneys Courses. The 1986 Government Contract Law Symposium featured lively discussion of legislative



Hodson Lecturer  
James E. Bond

deskbooks published at TJAGSA has been converted into one of the pamphlets or retained in a revised, single volume deskbook. The members of the Division regularly contributed articles and short notes for publication in The Army Lawyer. Criminal Law instruction was complemented by a guest speaker program that included Chief Judge Robinson O. Everett, U.S. Court of Military Appeals; Judge Walter T. Cox, III, U.S. Court of Military Appeals; Mr. John C. Lowe, lecturer, University of Virginia School of Law; Mr. Richard "Racehorse" Haynes; and Professor James E. Bond, Wake Forest University School of Law, who presented the Fifteenth Kenneth J. Hodson Lecture in Criminal Law.

changes in the field of government contract law and recent decisions of the courts, boards of contract appeal, and the General Accounting Office. Also featured were seminars in special contract law topics and the delivery of the Third Annual Gilbert A. Cuneo Lecture in Contract Law by Mrs. Eleanor R. Spector, Deputy Assistant Secretary of Defense for Acquisition. The Contract Law Division also provided training in contract law to Reserve Component officers and presented on-site fiscal law and other continuing legal education courses in Europe and Korea, in



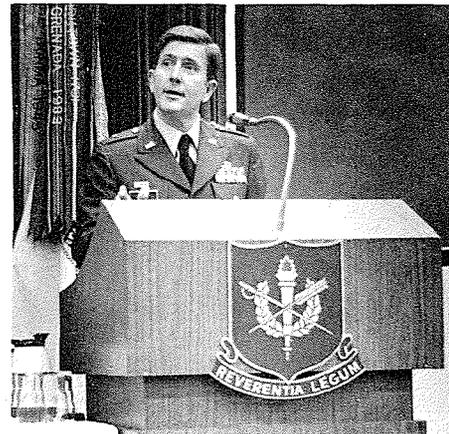
Mr. Richard Haynes

Hawaii for the Corps of Engineers, in Chambersburg, Pennsylvania for the Depot Systems Command, in Washington, D.C. for the U.S. Army Intelligence and Security Command, and in Warren, Michigan for the Army Materiel Command. In support of the Administration's anti-fraud, waste and abuse program, the Division hosted the Department of Defense's Procurement and Contract Fraud Course and participated in five conferences, held in Korea, Europe, and the United States, sponsored jointly with the U.S. Army Criminal Investigation Command and the U.S. Army Audit Agency.

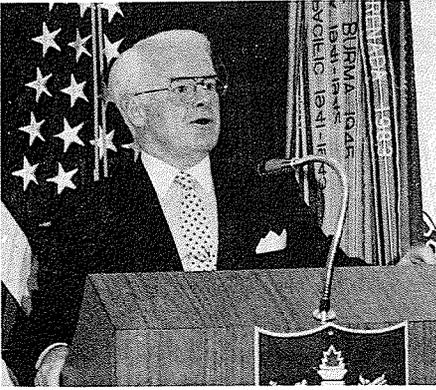


Cuneo Lecturer  
Eleanor R. Spector

The International Law Division continued to emphasize those practical international legal issues that directly relate to the judge advocate in military operations. The goal of the Division is to ensure that military lawyers are knowledgeable in all aspects of "operational law" and are able to participate effectively as members of the commander's operations team. Lessons learned from Operation Urgent Fury in Grenada and the training exercises in Latin America, Europe and the Middle East are incorporated into the Graduate Course and CLE instruction. Three Law of War Workshops were taught at the School, and the Division sent two instructors to USAREUR to assist in the presentation of a Law of War Workshop. The workshops emphasized the operational aspects of the law of war and the 1st Judge



BG Charles R. Henry  
Competition Advocate General



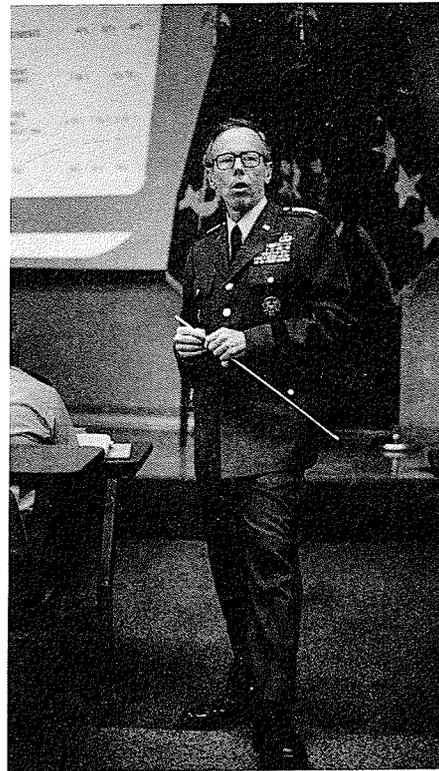
Solf Lecturer  
Louis G. Fields

Advocate and Military Operations Seminar built upon that instruction by providing multi-disciplinary, practical, legal guidance for JAG participation in training exercises and combat operations. The Judge Advocate General's directive on ensuring JAG officer awareness of the terrorist threat continued to be implemented by the Division through the 7th Legal Aspects of Terrorism Course which taught military lawyers of all four services. In addition to teaching Army Reserve and National Guard component attorneys at weekend on-site training, the Division also taught approximately 275 Reserve and National Guard students during the Judge Advocate Officer Advanced Course (Phase VI) and the Judge Advocate Triennial Training in June 1985. The third Waldemar A. Solf Lecture was presented by Mr. Louis G. Fields, Jr., U.S. Representative to the Conference on Disarmament with the rank of Ambassador from 1981-1985.



Department of Defense General Counsel  
Henry L. Garrett, III  
and COL Rice

The Developments, Doctrine and Literature Department has made tremendous contributions to the mission of the Judge Advocate General's Corps to ensure total legal service support is provided to the combat force. Recently all corps, division and separate brigade legal offices have been redesigned in accordance with a new standard design configuration. JAGC doctrine clearly identifying the five functional areas in which staff judge advocate offices will be operating in a tactical environment has been approved by TRADOC. Initiatives are underway to acquire sophisticated microcomputers and mobile field telephones for all TOE legal offices. The Military Law Review and The Army Lawyer have continued their high standard of excellence, and the Army Law Library Service actively manages the assets of 260 Army law libraries. The Department, as action agency for The Judge Advocate General's School, is planning the JAG Corps' contribution to the Bicentennial Celebration of the U.S. Constitution. The Department is also developing, at the request of The Judge Advocate General, a concept statement which addresses the functional and personnel requirements of staff judge advocate offices of the 1990s and beyond.



General Maxwell R. Thurman  
Vice Chief of Staff  
U.S. Army



LTG Walter F. Ulmer, Jr.  
USA Retired

In June 1985, the Judge Advocate Guard and Reserve Affairs Department sponsored resident Judge Advocate Triennial Training in Contract Law, International Law, Claims, and Phase VI of the Judge Advocate Officer Advanced Course for 275 Army Reserve and National Guard judge advocates. The 1986 Judge Advocate General's Reserve Training Workshop was held in April for 150 selected Reserve and Active Component officers. The Department sponsored the School's on-site technical training program in 23 regional population centers throughout the United States. Between October 1984 and September 1985, the on-site program provided continuing legal education to more than 1,700 attendees representing all services and all components. Department initiatives in the past year included broadening the base of Army National Guard participation in TJAGSA resident and nonresident training, successfully integrating newly commissioned USAR judge advocates into Phase I of the Active Component Judge Advocate Officer Basic Course, and participating in recruiting efforts sponsored by the JAGC Professional Recruiting Office which helped increase Reserve Component strength to record levels.

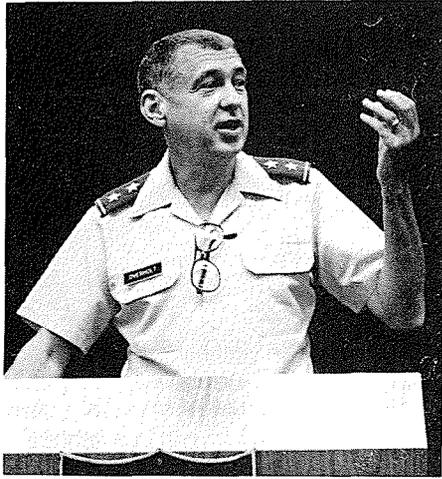
The School Support Department continued to provide total logistical and administrative support for the staff, faculty, and guests.

In recent years, increases in the missions required of the JAG School have created a demand for space which exceeds the capabilities of the present facility. On 13 June 1985, groundbreaking was conducted for a 48,500 square foot addition to the existing building. Construction on the new facility is scheduled to begin January 1987 and to be completed March 1988. The new addition will include a 325 seat multi-purpose auditorium, a large general purpose classroom, and eight seminar rooms, two of which are adaptable as courtrooms. The building will also house a television production studio, a computer learning center, a new post exchange, and additional office space.

Continual attention to the upgrading of the School's physical plant is only one aspect of the School's commitment to excellence in legal education. Dedication to selecting the highest quality officers available as faculty members and continuous evaluation of the school's academic program help ensure that the School fulfills its responsibilities of providing professional legal education for the Army lawyer, now and in the future.



PAUL J. RICE  
Colonel, JAGC  
Commandant



MG Hugh R. Overholt  
The Judge Advocate General

## ACCREDITATION

The Judge Advocate General's School curriculum provides continuing legal education for military lawyers. The Graduate Course was approved by the American Bar Association as a graduate law program on 25 February 1958. After an inspection in April 1981, the Accreditation Committee of the Section of Legal Education and Admissions to the Bar of the American Bar Association sanctioned continued approval of the Judge Advocate Officer resident Graduate Course as a specialized program beyond the first degree in law.



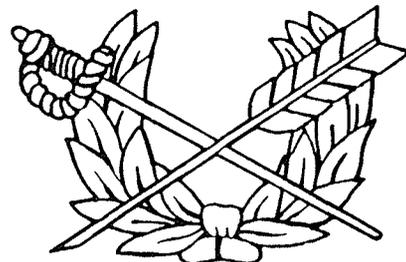
MG William K. Suter  
The Assistant Judge Advocate General

## FACULTY

The Judge Advocate General's School Academic Department faculty consists of 34 military attorneys and two officers not commissioned in the Judge Advocate General's Corps. Other attorneys on the School staff provide instruction periodically in areas of individual expertise. The faculty is supplemented by an extensive guest lecturer program. Faculty selections are based on academic qualifications, experience, and interest in teaching. Over 99 percent have completed graduate programs in law beyond the first professional degree. Most faculty members have considerable practical experience in the areas of the law they teach. All of the instructors in the Criminal Law Division, for example, have extensive courtroom trial experience. Faculty members typically spend three years teaching, then return to other forms of legal practice. This rotation system aids in keeping instruction current and tied to the realities of military legal practice.

## LIBRARY

The Judge Advocate General's School Library provides a place for research and study to faculty and students. The facility specializes in federal and military legal matters and maintains an extensive set of legal periodicals. The library provides ready access to the primary research materials needed in military legal practice. An automated research capability has been added to assist the student in legal research. For more extensive research, students and faculty use the nearby Arthur J. Morris Law Library and the Alderman Library on the main grounds of the University.



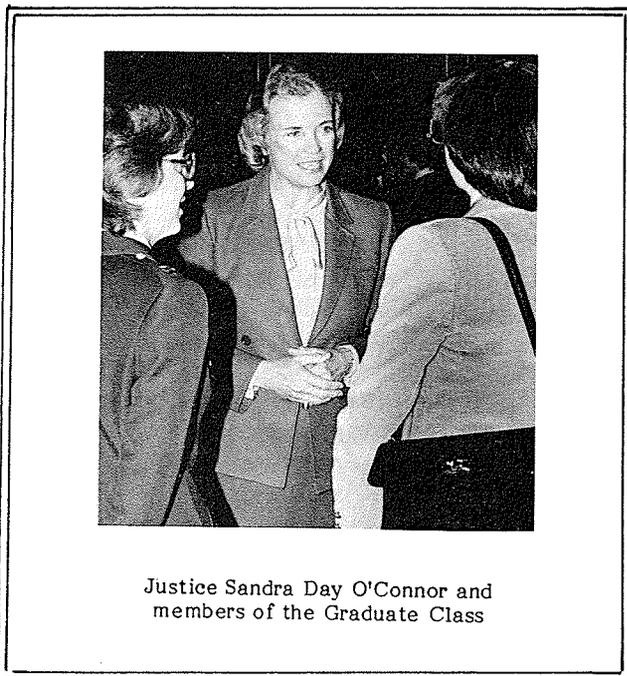
# RESIDENT PROGRAM: The Basic Course



The Basic Course is offered three times each year. It is a twelve-week introduction to the practice of law in the military society. Newly commissioned attorneys spend two weeks at Fort Lee, Virginia, learning basic military skills and becoming familiar with the day-to-day functions of the soldier and commander. The balance of the course is taught at the School in Charlottesville. The curriculum is designed to teach legal rules and skills and to illustrate the nature of legal problems likely to occur in military legal practice in judge advocate offices throughout the world. Approximately one half of the course focuses on criminal law with emphasis on preparing the student to be a trial attorney in the military court-martial system. One third of the course introduces the student to civil and administrative law practice. The remainder of the program covers the military lawyer's role in government contract law and international law. These subjects are wide-ranging and realistically prepare the student for military practice. Each attorney participates in at least two complete practice trials, in several sessions built around specific courtroom evidentiary problems, and in exercises structured to involve the student in typical law office situations. A graduate of the course can begin active practice with a minimum of "on-the-job" orientation.

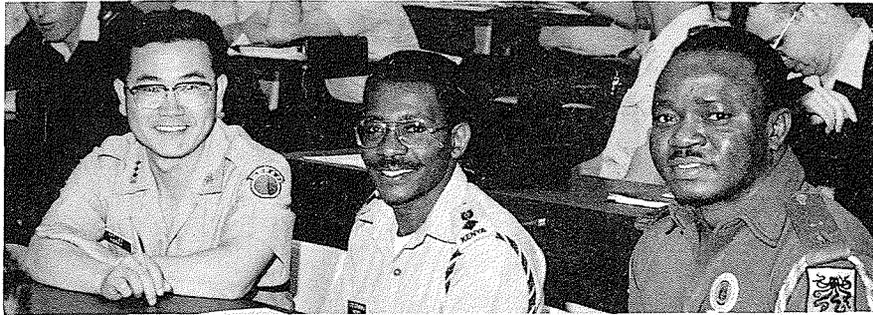
# The Graduate Course

The Graduate Course is comparable to an LL.M. program. The class consists of between 60 and 85 students selected from the Army, Navy, and Marine Corps. All students are attorneys with about four to eight years of experience as practitioners. Attendance at the Graduate Course is competitive, with selection of Army lawyers made by a board of officers convened by The Judge Advocate General of the Army. The Graduate Course consumes a full resident academic year. It prepares experienced attorneys for first-line supervisory positions and other positions of special responsibility within the Judge Advocate General's Corps.



Justice Sandra Day O'Connor and members of the Graduate Class

Instruction in the Graduate Course varies in form, with lecture and Socratic dialogue predominating. Emphasis is placed on use of the seminar approach when possible, and the case method where time and subject permit. The Contract Law Division's core instruction is primarily technique- and fact-oriented. Its goal is to give students specific practical skills in reviewing government acquisition actions and solving problems arising under government contracts at military installations located in the United States. The Division's electives provide students with specific instruction in such areas as litigation, disputes and remedies, negotiation,



Allied officer students in the 34th Graduate Class:  
CPT Janghan Lee (Korea), LTC Titus Githiora (Kenya), and  
MAJ J.O.J. Okoloagu (Nigeria)

socioeconomic policies, and the commercial activities program, and are designed to prepare students for assignments upon graduation. The goal of the International Law Division is to provide the students in-depth knowledge of the law of war and operational law. While international law of peace subjects are taught as electives, the mandatory curriculum emphasizes those legal issues the JAG officer must know to be an effective member of the operations team during training exercises and in combat. The instruction begins with the law of war and builds on that level foundation with practical guidance on such subjects as foreign claims, civil affairs, and security assistance. The course culminates in guidance to the student on how to participate effectively in training exercises and how to perform as a force multiplier on the commander's operations team in combat. The Criminal Law Division presents a balanced offering of procedural and evidentiary subjects. The mandatory curriculum is supplemented by electives in military jurisprudence, professional responsibility,

scientific evidence, constitutional evidence, advanced trial advocacy, and substantive criminal law. The Administrative and Civil Law Division presents over one half of all core instruction in such diverse subjects as defensive federal litigation, law of military installations, military and civilian personnel law, labor relations, government information practices; claims, legal assistance, and selected additional topics. This Division also presents three unique core courses: command and staff, management, and communications. These courses are designed to teach each attorney to write, speak, lead, and manage others more effectively. Many of the twelve Administrative Law elective offerings go into some of the core topics, such as military personnel law, claims, and legal assistance, in greater detail. The other electives, such as advanced federal litigation, environmental law, and nonappropriated funds, give the student an opportunity to learn more about subjects only briefly covered in the core curriculum.



The 34th Graduate Class joined the 108th Basic Class in presenting this window to the School

# Continuing Legal Education Courses

Each year the School offers more than 20 specialized continuing legal education courses. They vary in length from three days to three weeks. The courses provide a practice-oriented continuing legal education program for military attorneys. Most of the courses provide an update in a particular field of law, while some serve as advanced qualification courses for positions such as a military judge. Some courses are designed to acquaint non-lawyers with the role of the law in military activities. Some 3,000 students attend these resident courses annually.



Dean John J. Douglass  
National College of District Attorneys

## Attendance at Resident Courses

Selection for attendance at the resident Graduate Course is made by a board of officers convened by The Judge Advocate General. Attendance at most resident continuing legal education courses is primarily managed through the allocation of quotas to various Army commands. Attendance at the Military Judge Course is controlled by the U.S. Army Judiciary. The Judge Advocate General controls attendance at the Staff Judge Advocate Course. The School does not normally accept individual applications from attorneys or judge advocate offices. Interested Army lawyers should request a quota assignment through the training office of their organization.



Chapman B. Cox  
The Assistant Secretary of Defense  
for Force Management and Personnel

Allocation of quotas is made on an annual basis. The size of most continuing legal education courses is controlled in order to ensure quality education through direct contact between the instructor and the student, and through seminar discussion among students. In the spring of each year, the School furnishes Army major commands, other services, and selected federal agencies with a course schedule and a quota allocation by course. Determinations as to who will attend courses offered by the School are made by the various commands and agencies, provided attendees meet course prerequisites listed in the Annual Bulletin. All funding and publication of travel orders are accomplished by the attendees' parent organizations.



# Course Descriptions



## **JUDGE ADVOCATE OFFICER BASIC COURSE (5-27-C20)**

**LENGTH:** 10 weeks (preceded by two weeks at Fort Lee, Virginia)

**PURPOSE:** To provide officers newly appointed in the Judge Advocate General's Corps with the basic orientation and training necessary to perform the duties of a judge advocate.

**PREREQUISITES:** Commissioned officer who is a lawyer and who has been appointed or anticipates appointment in the Judge Advocate General's Corps or another service's equivalent. Security clearance required: None.

**SUBSTANTIVE CONTENT:** The course stresses military criminal law and procedure and other areas of military law which are most likely to concern a judge advocate officer in the first duty assignment. Specifically, it provides an introduction to the following: military criminal law and the practical aspects of criminal procedure and practice; personnel law (military and civilian); legal basis of command; claims; legal assistance; Army organization and management; the law of U.S. Government contracts; and the Law of War and Status of Forces Agreements.

## **JUDGE ADVOCATE OFFICER GRADUATE COURSE (5-27-C22)**

**LENGTH:** 42 weeks.

**PURPOSE:** To provide branch training in and a working knowledge of the duties and responsibilities of field grade Judge Advocate General's Corps officers, with emphasis on the positions of first-line supervisor or high-level action officer.

**PREREQUISITES:** Commissioned career officer of the Armed Forces whose branch is JAGC or another service's equivalent, in fifth to eighth year of active commissioned service. Army officers are selected for attendance by The Judge Advocate General.

**SERVICE OBLIGATION:** Two years.

**SUBSTANTIVE CONTENT:** The Judge Advocate Officer Graduate Course prepares career military lawyers for future service in staff judge advocate positions. To accomplish this, the course is oriented toward graduate-level legal education comparable to the graduate programs of civilian law schools. The American Bar Association has approved the course as meeting its standards for specialized legal education beyond the first professional degree. The course is conducted over a two-semester academic year totaling approximately 42 credit hours. It consists of the following curriculum elements:

1. Core Courses consisting of approximately 28 credit hours of criminal law, administrative and civil law, international law, contract law, military subjects, management, and communications.
2. Electives totaling approximately 14 credit hours.

## **SENIOR OFFICERS LEGAL ORIENTATION COURSE (5F-F1)**

**LENGTH:** 4-1/2 days.

**PURPOSE:** To acquaint general and special courts-martial convening authorities and other senior officers with the legal responsibilities and issues commonly faced by installation, division, brigade, and battalion commanders.

**PREREQUISITES:** Active duty commissioned officers in the grade of colonel and lieutenant colonel assigned as, or about to be assigned as a brigade commander or a commander who will exercise special courts-martial convening authority. Security clearance required: None.

**SUBSTANTIVE CONTENT:** Administrative and Civil Law: Judicial review of military activities, military aid to civil authorities, legal basis of installations and unit command, labor-management relations, civilian personnel law, survivor benefits nonpunitive options, nonappropriated funds, civil rights, legal assistance, claims, environmental law, government information practices, and fraternization. Criminal Law: Survey of principles relating to search and seizure, confessions, nonjudicial punishment, and command control. Emphasis is placed on the options and responsibilities of convening authorities before and after trial in military justice matters, including the theories and effects of sentencing. International Law: Responsibilities of command and staff under the law of armed conflict and national implementing policy; legal responsibilities of command and staff overseas under status of forces agreements and other stationing agreements. Contract Law: An overview of the framework for government acquisitions, and a discussion of fiscal constraints (the purpose, bona fide needs, and anti-deficiency statutes), the Commercial Activities Program, and the acquisition process.

**GENERAL OFFICERS LEGAL ORIENTATION  
(5F-F2)**

**LENGTH:** 1 - 1 1/2 days.

**PURPOSE:** To acquaint general courts-martial convening authorities and other senior commanders with the legal responsibilities and issues commonly faced by division, installation, and other major activity commanders.

**PREREQUISITES:** Active duty general officer. Security clearance required: None.

**SUBSTANTIVE CONTENT:** The course content is tailored to the specific needs of the General Officer. The full range of military law topics is available for selection.

**CONTRACT ATTORNEYS COURSE  
(5F-F10)**

**LENGTH:** 2 weeks.

**PURPOSE:** To provide basic instruction in the legal aspects of government acquisition at the installation level.

**PREREQUISITES:** Active duty or Reserve Component military attorneys or appropriate civilian attorneys employed by the U.S. Government, with six months or less contract experience. Individuals who have completed this course within the three-year period immediately preceding the date of this course are not eligible to attend. Army Judge Advocate General's Corps officers must have completed the Judge Advocate Officer Basic Course (5-27-C20) prior to attending this course. Security clearance required: None.

**SUBSTANTIVE CONTENT:** Basic legal concepts regarding the authority of the government and its personnel to enter into contracts; contract formation (sealed bidding and negotiation), including appropriations, basic contract types, labor standards, and socioeconomic policies; contract performance, including modifications, terminations, inspection, and acceptance; and disputes, including remedies of unsuccessful offerors and appeals.

**1987 GOVERNMENT CONTRACT LAW SYMPOSIUM  
(5F-F11)**

**LENGTH:** 4-1/2 days.

**PURPOSE:** To provide continuing legal education in topical areas of contract acquisition. The Symposium also provides the opportunity to learn of issues and changes of a policy nature which will affect government acquisition. The Symposium provides the opportunity to become aware of issues and problems encountered by the various agencies and commands so that the attorney's overall view of government acquisition is expanded. This course is revised annually.

**PREREQUISITES:** Active duty military attorneys or appropriate civilian attorneys employed by the U.S. Government. Applicants must have successfully completed the Contract Attorneys Course (5F-F10), or equivalent training, or have at least one year's experience as a contract law attorney. Although possibly appropriate for reservists, enrollment is not warranted unless the individual is working in a government contract law assignment. Security clearance required: None.

**SUBSTANTIVE CONTENT:** Advanced legal concepts arising in connection with the practical aspects of contracting, funding, competitive negotiation, socioeconomic policies, government assistance, state and local taxation, modifications, weapons system acquisition, truth in negotiations, terminations, labor relations problems, contract claims, and litigation. Course will normally be in a symposium format with seminars, with emphasis on new developments, reiteration of selected contract topics, and policy insights.

## **FISCAL LAW COURSE (5F-F12)**

**LENGTH:** 4-1/2 days.

**PURPOSE:** To provide a basic knowledge of the law and regulations governing the obligation and expenditure of appropriated funds and an insight into current fiscal issues within the Department of the Army. The course covers basic statutory constraints and administrative procedures involved in the system of appropriation, control, and obligation of funds within the Department of Defense. This course emphasizes the team method of resolving fiscal problems.

**PREREQUISITES:** Active duty commissioned officers of an armed force or appropriate civilian employees of the U.S. Government serving in the grade of GS-9 or above, actively engaged in contract law, contracting, or administering funds available for obligation on government contracts. Individuals must be attorneys, contracting officers, comptrollers, finance and accounting officers, budget analysts, or equivalent. Attendees should have completed the Contract Attorneys Course (5F-F10), a financial manager's course, a comptrollership course, or equivalent. Security clearance required: None.

**SUBSTANTIVE CONTENT:** Practical legal and administrative problems in connection with the funding of government contracts. Basic aspects of the appropriations process, administrative and statutory control of appropriated funds, revolving funds, and minor construction will be covered.

## **CONTRACT CLAIMS, LITIGATION, AND REMEDIES COURSE (5F-F13)**

**LENGTH:** 4-1/2 days.

**PURPOSE:** The Contract Claims, Litigation, and Remedies Course is designed to develop an understanding of Rule 4 and litigation files, preparation of witnesses and development of the government case for litigation, litigation techniques, and rules of the Boards of Contract Appeals, and the U.S. Claims Court. Remedies available to both the Government and the contractor will be covered. The course is a combination of lectures and seminars.

**PREREQUISITES:** Active duty or Reserve Component military attorneys or appropriate civilian attorneys employed by the U.S. Government, with at least six months of contract experience. Applicants must have successfully completed the Contract Attorneys Course (5F-F10) or equivalent. Security clearance required: None.

**SUBSTANTIVE CONTENT:** This course will focus on preparation for litigating contract claims, techniques of litigation, rules of the Boards of Contract Appeals, and remedies available to both the government and contractors.



**COMMERCIAL ACTIVITIES PROGRAM (CAP) COURSE  
(5F-F16)**

**LENGTH:** 3-1/2 days.

**PURPOSE:** To provide a working understanding of the policies and procedures associated with implementing the Commercial Activity Program (CAP) of OMB Circular A-76.

**PREREQUISITES:** Active duty or Reserve Component military attorneys or appropriate civilian attorneys employed by the U.S. Government who have successfully completed the Contract Attorneys Course (5F-F10) or who will be involved with Commercial Activities at their installations or activities. Although appropriate for reservists, enrollment is not warranted unless an individual is working in a government contract law assignment. Security clearance required: None.

**SUBSTANTIVE CONTENT:** This course will examine OMB Circular A-76 and its implementation, the contracting process associated with the "firm bid" cost comparison, writing performance work statements, litigation resulting from previous CA efforts, and federal employee rights during a CA action. Socioeconomic policies and Freedom of Information Act problems associated with CA will be discussed.

**ADVANCED ACQUISITION COURSE  
(5F-F17)**

**LENGTH:** 4-1/2 days.

**PURPOSE:** To provide advanced instruction in the legal aspects of government acquisition of goods, services, major end items, and weapon systems.

**PREREQUISITES:** Active duty military attorneys or appropriate civilian attorneys employed by the U.S. Government. Applicants must have successfully completed the Contract Attorneys Course (5F-F10) or equivalent training and have at least one year's experience as a contract law attorney. Although possibly appropriate for reservists, enrollment is not warranted unless the individual is working in a government contract law assignment. Security clearance required: None.

**SUBSTANTIVE CONTENT:** This course will discuss acquisition concerns beyond the installation level. Topics will include competitive negotiation, truth in negotiations, negotiation techniques, patent and data rights policies, inspection, acceptance, warranties, government furnished property, cost principles and cost accounting standards, major systems acquisitions, life cycle management, breakout of components, foreign military sales, and fiscal law.

**FEDERAL LABOR RELATIONS COURSE  
(5F-F22)**

**LENGTH:** 4-1/2 days.

**PURPOSE:** To provide a basic knowledge of federal civilian personnel law and federal labor-management relations.

**PREREQUISITES:** Active duty or Reserve Component military attorneys or civilian attorneys employed by the Department of Defense. Attorneys from other military services and governmental agencies will be accepted on a space available basis. Reserve officers must have completed the Judge Advocate Officer Basic Course. Individuals must be working or expect to work in an assignment involving civilian personnel or labor law. Persons who have completed this course or the Graduate Course within the three-year period immediately preceding the date of this course, have an advanced degree in labor law, or who have worked in labor law for over one year, are not eligible to attend. Students are required to bring the Collective Bargaining Agreement from their installation. Security clearance required: None.

**SUBSTANTIVE CONTENT:** Law of Federal Employment: Hiring, classification, and discharge of employees under current Civil Service laws and regulations; roles of the Office of Personnel Management and the Merit Systems Protection Board; grievance and adverse action procedures; substantive standards for adverse actions; reduction-in-force procedures; and equal employment

opportunity law. Federal Labor-Management Relations: Rights and duties of management and labor under Title VII of the Civil Service Reform Act of 1978; representation activities; negotiation of labor contracts; unfair labor practice complaints; administration of labor contracts; procedures for arbitration of grievances; and labor law implications of contracting out.

**LEGAL ASSISTANCE COURSE  
(5F-F23)**

**LENGTH:** 4-1/2 days.

**PURPOSE:** To provide a working knowledge of both the administrative and substantive aspects of legal assistance.

**PREREQUISITES:** Active duty military attorneys and civilian attorneys employed by the U.S. Government who are or will be working in legal assistance. Reserve Component officers who are rendering legal assistance to military members on a regular basis. Officers who have completed either this course or the resident Judge Advocate Officer Graduate Course within the three-year period immediately preceding the date of this course are not eligible to attend. Security clearance required: None.

**SUBSTANTIVE CONTENT:** The course will present both basic law and current developments in areas of interest to military legal assistance attorneys, including consumer protection, family law, state and federal taxation, survivor benefits, Soldiers' and Sailors' Civil Relief Act, ethics, immigration and naturalization, estate planning and wills, bankruptcy, and interviewing and counseling clients.

**ADMINISTRATIVE LAW FOR MILITARY INSTALLATIONS COURSE  
(5F-F24)**

**LENGTH:** 4-1/2 days.

**PURPOSE:** To provide instruction in administrative law subjects affecting military installations. This course is designed for military and civilian attorneys at installation legal offices who are or will be practicing administrative law.

**PREREQUISITES:** Active duty, Reserve Component, or civilian attorneys employed by the Department of the Army. Individuals must be working or expect to work in an administrative law assignment. Officers who have completed either this course or the resident Judge Advocate Officer Graduate Course within the three-year period immediately preceding the date of this course are not eligible to attend. Students are required to bring an example of an actual administrative law problem, the office solution, and the organization of the student's Staff Judge Advocate's office for the delivery of administrative law support to the command. Security clearance required: None.

**SUBSTANTIVE CONTENT:** The course will present an overview of the law and current developments in areas of interest to military attorneys in administrative law assignments. Areas covered include the law governing command of installations, nonappropriated fund instrumentalities, military assistance to law enforcement personnel, government information practices to include the Freedom of Information Act and Privacy Act, military personnel law, standards of conduct, environmental law, and reports of survey.

**ALTERNATIVE DISPUTE RESOLUTION  
(5F-F25)**

**LENGTH:** 3-1/2 days.

**PURPOSE:** To provide a working knowledge of the various alternative dispute resolution systems and the principles and techniques utilized by those systems.

**PREREQUISITES:** Active duty military attorneys and civilian attorneys employed by the U.S. Government who are or will be working in legal assistance or supporting an installation alternative dispute resolution system.

**SUBSTANTIVE CONTENT:** The course will present instruction on the different alternative dispute resolution systems such as mediation and arbitration. Instruction will include the various roles the attorney can perform in these systems and students will be given instruction in the art of mediation, designed to prepare them to serve as mediators.

#### **CLAIMS COURSE (5F-F26)**

**LENGTH:** 4-1/2 days.

**PURPOSE:** To provide basic legal education in the Army Claims System, including recent judicial decisions and statutory, regulatory, and policy changes affecting claims. This course is specifically designed to meet the needs of claims officers at Army installations.

**PREREQUISITES:** U.S. Army active duty or appropriate civilian attorneys employed by the Department of the Army. Persons who have completed the Graduate Course within a three-year period immediately preceding the date of this course or who have more than one year of claims experience as of the date of the course are not eligible to attend. Security clearance required: None.

**SUBSTANTIVE CONTENT:** Instruction in the Personnel Claims Act, Federal Tort Claims Act, and the Federal Medical Care Recovery Act. Instruction will be provided also in foreign/NATO-SOFA claims; risk management/quality assurance; personal liability of government officials for official conduct; the role of the Army Claims Service; and field claims practice to include claims office management, organization, budgeting, and civilian personnel law.

#### **FEDERAL LITIGATION COURSE (5F-F29)**

**LENGTH:** 4-1/2 days.

**PURPOSE:** To provide practical experience in representing the military departments in federal district court proceedings.

**PREREQUISITES:** Agency attorneys who are working or expect to be working in federal litigation matters. Litigation attorneys from other agencies will be admitted on a space available basis. Security clearance required: None.

**SUBSTANTIVE CONTENT:** This is a demanding, practice-oriented course. The course involves intensive instruction and exercises encompassing problems confronting government attorneys in federal litigation. Student participation in practical exercises constitute a substantial portion of the course. Instruction is provided in federal litigation subjects including federal rules of civil procedure, case management techniques, discovery, judicial review, official immunity, and federal motion practice.

#### **CRIMINAL TRIAL ADVOCACY COURSE (5F-F32)**

**LENGTH:** 4-1/2 days.

**PURPOSE:** To improve and polish the experienced trial lawyer's advocacy skills. This course is for trial counsel and defense counsel.

**PREREQUISITES:** Active duty military attorneys certified as counsel under Article 27b(2), UCMJ, with at least six months and no more than twelve months of experience as a trial attorney. Must currently be serving as trial or defense counsel or designated to fill position upon course completion. Security clearance required: None.

**SUBSTANTIVE CONTENT:** Intensive instruction and exercises encompass problems confronting counsel from pretrial investigation through appellate review. Issues in evidence, professional responsibility, procedure, trial advocacy, and topical aspects of current military law are considered. A substantial portion of the course involves student participation in practical exercises.

**MILITARY JUDGE COURSE  
(5F-F33)**

**LENGTH:** 3 weeks.

**PURPOSE:** To provide military attorneys with advanced schooling to qualify them to perform duties as full-time military judges at courts-martial.

**PREREQUISITES:** Active duty or Reserve Component military attorneys. Security clearance required: None. Army officers are selected for attendance by the Chief Trial Judge, U.S. Army Judiciary.

**SUBSTANTIVE CONTENT:** Trial procedure, substantive military criminal law, defenses, instructions, evidence, current military legal problems, and professional responsibility.

**CRIMINAL LAW NEW DEVELOPMENTS COURSE  
(5F-F35)**

**LENGTH:** 4-1/2 days.

**PURPOSE:** To provide counsel and criminal law administrators with information regarding recent developments and trends in military criminal law. This course is revised annually.

**PREREQUISITES:** This course is limited to active duty judge advocates and civilian attorneys who serve as counsel or administer military criminal law in a judge advocate office. Security clearance required: None.

**SUBSTANTIVE CONTENT:** Developments during the past year in military criminal procedure, substantive criminal law, professional responsibility, evidence, and advocacy.

**LAW OF WAR WORKSHOP  
(5F-F42)**

**LENGTH:** 4-1/2 days.

**PURPOSE:** To provide basic knowledge of the law of war; the major changes now pending in this field; the practical aspects of mission planning and accomplishment in accordance with the law of war, and the conduct of law of war instruction.

**PREREQUISITES:** Active duty or Reserve Component military attorneys or appropriate civilian attorneys employed by the Department of Defense, as well as non-attorney officers who are to be involved in any aspect or level of the law of war process: command, operational, staff, advisory, or instructional. Judge advocates who have graduated from the Basic Course within the previous twelve months or the Graduate Course within the previous two years are not eligible to attend without prior approval of the Chief of the International Law Division. Security clearance required: None.

**SUBSTANTIVE CONTENT:** International customary and treaty rules affecting the conduct of forces in military operations in all levels of hostilities; the Hague and Geneva Conventions and their application in military operations, to include problems on reporting and investigating war crimes, treatment and control of civilians, treatment and classification of detainees; the potential change to the law of war resulting from the 1977 Protocols to the 1949 Geneva Conventions, including extensive new obligations of commanders and military attorneys. Practical emphasis is given to all levels of mission planning and accomplishment in accordance with the law of war; to the law of war responsibilities of attorney and non-attorney staff officers and of commanders; and to law of war instruction, including techniques and instructional aids.

**LEGAL ASPECTS OF TERRORISM COURSE  
(5F-F43)**

**LENGTH:** 4-1/2 days.

**PURPOSE:** To provide knowledge of the legal aspects of terrorism and counterterrorism, focusing on the questions confronting military commanders both in the United States and overseas concerning terrorism and the legality of counterterrorism measures.

**PREREQUISITES:** Active duty military or appropriate civilian attorneys employed by the U.S. Government whose present or immediately pending major duties include advice to staff or command on the legal aspects of counterterrorism. Security Clearance Required: Secret. Attendees will insure that orders reflect clearance status.

**SUBSTANTIVE CONTENT:** The terrorism problem and measures being contemplated to counter it both within and outside the United States; relevant international law and agreements, and national legislation in regard to terrorism; the use of force and limitations on the use of force in foreign countries; legal rules applicable to terrorism during armed conflict; counterterrorism authority of U.S. commanders overseas; the use of force to counter terrorism within the United States, both on and off federal installations; the Posse Comitatus Act; and relationships with DOD, non-DOD, state, and local agencies.

**JUDGE ADVOCATE AND MILITARY OPERATIONS SEMINAR  
(5F-F47)**

**LENGTH:** 4-1/2 days.

**PURPOSE:** To provide judge advocate officers continued education and expertise in contemporary applications of domestic and international law associated with the planning and execution of peacetime and combat military operations.

**PREREQUISITES:** Active duty or Reserve Component military attorneys working or expected to be working the area of operational law. Security Clearance Required: None.

**SUBSTANTIVE CONTENT:** This course will consider the difficult legal problems relating to military combat and training operations, including: handling of detainees, rules of engagement, peacetime use of force, individual legal problems of deploying soldiers, and fiscal considerations in deploying overseas. The course will be in a seminar format, emphasizing practical solutions to the legal issues raised and requiring free interchange and evaluations of proposals offered by attendees.

**STAFF JUDGE ADVOCATE COURSE  
(5F-F52)**

**LENGTH:** 4-1/2 days.

**PURPOSE:** To inform the newly selected Staff Judge Advocates and Deputy Staff Judge Advocates of current trends and developments in all areas of military law.

**PREREQUISITES:** Active duty field grade Army judge advocate whose actual or anticipated assignment is as a Staff Judge Advocate or Deputy Staff Judge Advocate of a command with general court-martial jurisdiction. Security clearance required: None.

Selection for attendance is by The Judge Advocate General.

**SUBSTANTIVE CONTENT:** Major problem areas and new developments in military justice, administrative and civil law, contract law, and international law.

**LAW OFFICE MANAGEMENT COURSE  
(7A-713A)**

**LENGTH:** 4-1/2 days.

**PURPOSE:** To provide a working knowledge of the administrative operations of an Army staff judge advocate office and basic concepts of law office management to senior enlisted personnel; and to provide enhancement of law office management skills to warrant officers.

**PREREQUISITES:** Active duty or Reserve Component Army warrant officers (MOS 713A) and senior noncommissioned officers in the grade of E6 and above with an MOS of either 71D or 71E. Persons who have completed this course within the last three years are ineligible to attend. Persons who have completed this course more than three years ago are eligible to attend, but priority will be given to first-time students. Security clearance required: None.

**SUBSTANTIVE CONTENT:** Management theory and practice including leadership, leadership styles, motivation, and organizational design. Law office management techniques including management of military and civilian personnel, equipment, law library, office actions and procedures, budget management and control, and manpower. Warrant officers receive a separate track of instruction designed to improve their unique law officer management skills.

## **ADMINISTRATION AND LAW FOR LEGAL SPECIALISTS (512-71D/20/30)**

**LENGTH:** 4-1/2 days.

**PURPOSE:** To provide essential training for legal specialists and civilian employees who work as professional assistants to Army judge advocates. The course is specifically designed to meet the needs of the Army legal specialist, MOS 71D, for skill level three training.

**PREREQUISITES:** The course is open only to enlisted Army soldiers and Reserve Component personnel in the grades of E-4 thru E-6, MOS 71D or 71E, and civilian employees who are serving in an Army legal office, or whose immediate future assignment entails providing professional assistance to an Army attorney. Students must have served a minimum of one year in a legal specialist/legal position and must have satisfactorily completed the Law for Legal Specialists Correspondence Course not less than 60 days before the starting date of the course. Personnel of other services may attend this course if space is available. Security clearance required: None.

**SUBSTANTIVE CONTENT:** The course focuses on Army legal practice, with emphasis on the client service aspects of administrative and criminal law. The course builds on the prerequisite foundation of field experience and correspondence course study. Coverage includes legal research, administrative eliminations and board procedures, document preparation in the legal assistance area, consumer protection, client screening, selection of court personnel, payment and travel of witnesses, interviewing techniques, Privacy Act and Freedom of Information, review of courts-martial, and professional responsibility.



COL Rice and COL Gilligan (center), with allied officer students  
2LT Javier Triminio (Honduras), CPT Janghan Lee (Korea),  
LTC Titus Githiora (Kenya), MAJ J.O.J. Okoloagu (Nigeria),  
CPT John Lever (United Kingdom), and  
2LT Gustavo Escoto (Honduras)

# NONRESIDENT PROGRAM

## Gen. Information

The Nonresident Instruction Program closely parallels resident instruction and provides a means for students to increase their knowledge, acquire new skills, and improve job proficiency. Instructional materials are mailed to the student postage-paid, and prepaid envelopes are provided for returning the materials.

A subcourse consists of one or more lessons pertaining to a specific subject. Each lesson has a study assignment in texts provided with the subcourse, or contains a practical exercise. After studying the text assignment, the student completes the lesson to test understanding of the text material, and then consults the approved solutions (which are furnished in the subcourse packet) to ascertain whether the lesson objective has been accomplished. When the student has completed all the lessons, the examination (which is also furnished with the subcourse materials) is taken.

A course consists of a series of subcourses or separate lessons designed to provide comprehensive instruction at a particular grade level, or in a particular job-oriented subject area. Normally, three subcourses are mailed at one time to a student enrolled in a course. As subcourses are completed and returned, additional subcourses are mailed.

## Eligibility

The following individuals are eligible for enrollment:

- Members of all components of the armed forces of the United States and retirees.

- Civilian employees of any agency of the federal government whose official duties require knowledge obtainable through correspondence course study.

Restrictive eligibility requirements and course prerequisites are listed at the beginning of each course when applicable.

## Enrollment

Applications for enrollment should be submitted on DA Form 145. This form is available through normal military distribution. The DA Form 145 should be submitted through one of the following channels:

- Individuals on extended active duty with the U.S. Army should submit applications to their commanding officer.

- Unit members of the USAR not on extended active duty should send applications to the commanding officer who is the custodian of their military personnel records jacket.

- Non-unit reservists should send applications to their Personnel Management Officer, U.S. Army Reserve Personnel Center, ATTN: DARP-OPS-JA, 9700 Page Boulevard, St. Louis, Missouri 63132.

- Members of the Army National Guard not on extended active duty should submit applications to their commanding officer.

- Members of any component of the Armed Forces of the United States other than a component of the U.S. Army should submit applications as prescribed by the individual's branch of service.

- Civilian employees of the U.S. Government should submit applications to their supervisors.

- Retirees should submit their applications directly to the School.

Enrollment by active duty judge advocates in the Judge Advocate Officer Advanced Correspondence Course will require approval of the Personnel, Plans and Training Office, OTJAG.





## Maintaining Enrollment

Students enrolled in selected subcourses must complete all subcourses in which enrolled or 30 credit hours, whichever is less, during each enrollment year.

Advanced Course students must complete 75 credit hours in each enrollment year. Basic Course students must complete the entire course in a one-year period.

Students enrolled in any course must complete the course in the time limitation listed at the beginning of each course.

Failure to participate for a period of six months constitutes a basis for canceling the enrollment.

Awards of resident credit will apply toward the annual requirements for enrollment for the enrollment year in which the award is made. Awards of constructive and equivalent credit will not apply toward annual requirements for enrollment. USAR school credit for common military subjects does not count toward annual credit hour requirements.

## Independent Enrollment

An applicant who does not meet the eligibility requirements for enrollment in one of the judge advocate correspondence courses or who wishes only to take selected subcourses may enroll in specific subcourses provided the applicant's duties or prospective duties require the training that may be accomplished by means of such subcourse. Enrollment as an independent student requires that the student complete 30 credit hours per year or the individual subcourse, whichever is less.

## Constructive & Equivalent Credit

Equivalent credit may be awarded for portions of the Basic and Advanced Courses. Equivalent credit will be granted upon satisfactory completion of essentially the same program of instruction at another military or civilian institution, and for completion of individual subcourses covering the same material when the subcourse was taken previously and not as part of either the Basic or the Advanced Course.

Equivalent credit will also be given for completion of the following resident courses at The Judge Advocate General's School:

<u>Resident Course</u>	<u>Equivalent Credit for Subcourse</u>
Claims Course	JA 128
Criminal Trial Advocacy	JA 134
Contract Attorneys Course	JA 112
Fiscal Law Course	JA 115
Federal Labor Relations Course	JA 125A, JA 125B
Legal Assistance Course	JA 26, JA 129
Administrative Law for Military Installations	JA 124, JA 126, JA 127, JA 58
Law Office Management Course	JA 36, JA 131, JA 132, JA 133, JA 134, JA 137
Military Judge Course	JA 142
Law of War Workshop	

Constructive credit may be granted for truly unique, in-depth, specialized experience. Because the purpose of this School is to provide military legal education and not to award credit for education, constructive or equivalent credit will be given principally when little purpose would be served by insisting that the student undergo a program of instruction for which the student already has met the qualifications or when the student has taken a similar course at another institution. Regular military or civilian legal experience will not qualify for constructive credit. Normally, there will be no constructive credit granted for JA 150 or JA 151 — the writing requirements.

Written applications for constructive or equivalent credit may be submitted along with a resume of qualifications. Address such requests to the Correspondence Course Officer.



BG Daniel W. Fouts, (former) Chief Judge, USALSA (IMA);  
BG Howard L. Manweiler, ARNG Special Assistant to The Judge Advocate General;  
and BG Robert H. Tips, Assistant Judge Advocate General  
for Operations (IMA)

## Information for Reserve & NG Officers

Judge Advocates in the Army Reserve and Army National Guard may fulfill military educational requirements for promotion through correspondence course programs. Completion of the Officer Basic Correspondence Course (JAIBC) meets the requirements for promotion to captain. Completion of the Judge Advocate Officer Advanced Correspondence Course (JAOAC) is required for promotion to major.

Members of the USAR and ARNGUS not on active duty may earn retirement points by participating in the Army Correspondence Course Program. One retirement point is earned for successful completion of three credit hours of correspondence course work. This School forwards statements of credit hours earned by Reserve students to the servicing data processing centers within two weeks after the end of the Reservist's retirement year. Retirement points for Army National Guard personnel are computed by National Guard Headquarters from copies of subcourse completion reports the School sends to students through their enrollment channels.

Reserve Component officers who wish to attend resident continuing legal education (CLE) courses at The Judge Advocate General's School must submit applications and obtain quotas prior to attendance. USAR officers submit applications on DA Form 1058 and National Guard officers submit applications on NGB Form 64. USAR unit members obtain quotas through unit channels, and USAR Individual Mobilization Augmentees (IMA) obtain quotas from the JAGC PMO at the Army Reserve Personnel Center (ARPERCEN) in St. Louis. National Guard officers forward applications

to the ARNG Military Education Branch, Aberdeen Proving Grounds, Maryland. All applicants must indicate height, weight, and date of birth on their applications plus pertinent course numbers listed elsewhere in this bulletin. Information copies of applications should be forwarded to: Commandant, The Judge Advocate General's School, U.S. Army, ATTN: JAGS-GRA, Charlottesville, VA 22903-1781. Individuals enrolled in JAOAC through the USAR School system should notify the Guard and Reserve Affairs Department to facilitate record-keeping and issuance of course completion certificates. USAR schools offer branch immaterial Officer Advanced Courses Phases I, III and V on a rotational basis. The Judge Advocate General's School offers legal Phases II, IV and VI of the JAOAC in residence each summer on a rotational basis. National Guard officers will obtain JAOAC resident phase quotas from the Military Education Branch as described above; all USAR officers will obtain quotas from the JAGC PMO at ARPERCEN.

Individuals who desire more information about the Army Judge Advocate Reserve program should correspond with the Director, Judge Advocate Guard and Reserve Affairs Department.

## Correspondence Course Programs

The nonresident program includes an officer Basic and Advanced Course, an introductory course for legal specialists, a course for Army warrant officers in the legal field, and an elective program of courses for students who wish to take additional legal subjects. The detailed structure of each of these appears on the next several pages, and descriptions of individual subcourses follow.

The Basic Course is designed for the new Reserve Component military attorney. It offers fundamental legal instruction and serves as a brief overview of military legal practice. The course is not intended as a substitute for the resident class for those officers going on active duty.

The Advanced Course is the nonresident version of the Graduate Course, described under the resident program in this booklet. The course provides graduate level instruction in criminal, contract, international, administrative and civil law, and communications and writing skills. Many of the subjects are offered in resident continuing legal education courses taught at the JAG School, and the School hosts a USAR school each summer to cover one of the legal subject phases. The Judge Advocate General's School's military subjects phases do not equate to USAR school military subjects phases. In addition, the JAG School's common military subjects phases are more comprehensive in coverage than USAR school military subjects phases, and completion of phases I, III, and V through the USAR school will not result in complete credit for Judge Advocate common military subjects phases. Students may complete the Advanced Course by any combination of resident and nonresident work. A more detailed memorandum covering the relationship of the correspondence course program, USAR school courses, and resident CLE courses is provided to students when they enroll.

The Law for Legal Specialists Correspondence Course is the introductory phase of the resident Administration and Law for Legal Specialists Course and consists of basic material in legal research, criminal law, and organization of a staff judge advocate office.

The Army Legal Office Administration Correspondence Course covers communication skills, management, and selected legal subjects. It is designed to cover skills needed by the Army military law office manager.

The Elective Courses offer six separate subcourses in administrative law, international law, and individual research and writing. It is designed to allow students to pursue their legal education beyond the above courses.

Enrollment in two or more courses at the same time is not permitted.

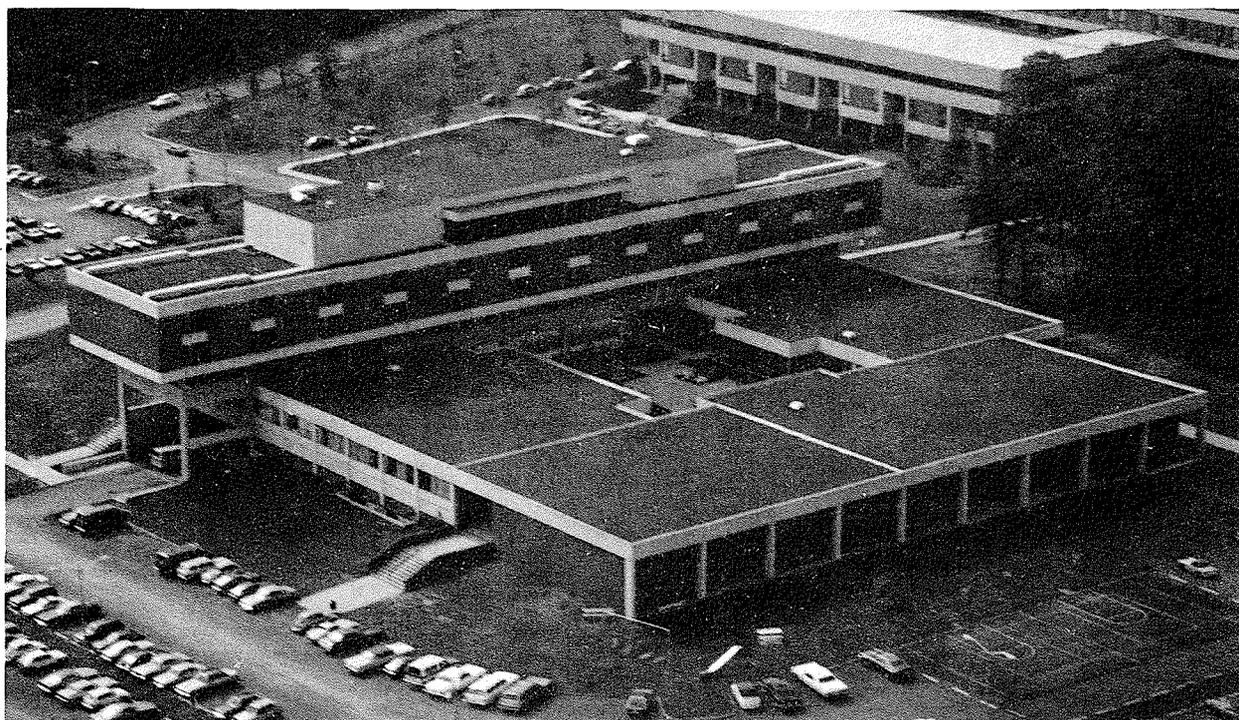
## JUDGE ADVOCATE OFFICER BASIC CORRESPONDENCE COURSE

**PURPOSE:** To provide basic branch orientation and training for Reserve Component officers who are receiving a commission in the Judge Advocate General's Corps without concurrent orders to active duty. This course serves as a branch qualification course for Reserve officers.

**PREREQUISITES:** The course is open to attorneys who have applied for appointment or who have been appointed in the Reserve Component to the Judge Advocate General's Corps. A copy of the appointment application should accompany the request for enrollment if the student is pending appointment in the Judge Advocate General's Corps.

**ACADEMIC REQUIREMENTS:** Students must complete the entire course within one year of enrollment.

PHASE I MILITARY SUBJECTS			PHASE II LEGAL SUBJECTS		
NUMBER	SUBCOURSE TITLE	CREDIT HOURS	NUMBER	SUBCOURSE TITLE	CREDIT HOURS
INO 330	M16A1 Rifle	6	JA 2	Standards of Conduct and Professional Responsibility	3
ISO 264	Physical Training	1	JA 12	Government Contracts	6
ISO 263	First Aid in Disaster	12	JA 20	Intro'n to Ad & Civil Law and Military Legal Bibliography	3
INO 109	NBC Operations	9	JA21	Legal Basis of Command	9
MPO 1004	Civil Disturbance Planning	6	JA22	Military Personnel Law and Boards of Officers	6
ISO 299	Code/Conduct, Survive, Evade, Resist, Escape	1	JA 23	Civilian Personnel Law and Labor-Management Relations	3
EO 002	Equal Opportunity Policy, Staff Organization and Procedures	7	JA 25	Claims	6
ISO 1262	Organizational Effectiveness	18	JA 26	Legal Assistance	9
ISO 238	Drug Abuse	3	JA 36	Fundamentals of Military Criminal Law and Procedure	15
AGO 405	Military Correspondence	8	JA 43	The Law of Land Warfare	6
AGO 005	Benefits for Servicemen & Their Families	9	JA 58	Staff Judge Advocate Operations	9
ISO 3005	Safeguarding Defense Information	4		PHASE II:	75
FA 8018	The Army Divisions	6		PHASE I:	90
	TOTAL:	90		TOTAL:	165



# JUDGE ADVOCATE OFFICER ADVANCED CORRESPONDENCE COURSE

**PURPOSE:** To provide a working knowledge of the duties and responsibilities of field grade Judge Advocate General's Corps officers. This course is the nonresident version of the Judge Advocate Officer Graduate Course.

**PREREQUISITES:** The course is open to individuals who are (1) commissioned officers assigned to the Judge Advocate General's Corps (or another service's equivalent legal branch) and (2) have completed or received credit for the Judge Advocate Officer Basic Course.

**ACADEMIC REQUIREMENTS:** Students must complete a minimum of 75 credit hours each enrollment year and must complete the entire course within five years. Students should note that there may be other, more stringent requirements imposed by their appointment process or career management authority. The five-year, 75-hour per year requirement of this paragraph is the academic requirement for maintaining enrollment.

PHASE I REQUIRED MILITARY SUBJECTS		
NUMBER	SUBCOURSE TITLE	CREDIT HOURS
ISO 264	Physical Training	1
ISO 220	CBR Operations and Biological Defense	10
MPO 1005	Civil Disturbance Operations	6
EO 006	Special Influences on Equal Opportunity	2
ISO 1262	Organizational Effectiveness	18
ISO 238	Drug Abuse	3
<b>TOTAL:</b>		<b>40</b>

PHASE II CRIMINAL LAW SUBJECTS		
NUMBER	SUBCOURSE TITLE	CREDIT HOURS
JA 130	Nonjudicial Punishment	3
JA 131	Courts-Martial Evidence	3
JA 132	Constitutional Evidence	9
JA 133	Pretrial Procedure	9
JA 134	Trial Procedure	6
JA 135	Post Trial Procedure	3
JA 137	Crimes and Defenses	3
JA 160	Professional Responsibility	3
<b>TOTAL:</b>		<b>39</b>

PHASE III MILITARY SUBJECTS -- COMMAND AND MANAGEMENT		
NUMBER	SUBCOURSE TITLE	CREDIT HOURS
ISO 205	Personnel Management	6
ISO 208	Command and Staff Procedures	10
ISO 233	Resource Management	16
AGO 067	Civilian Personnel Management	10
FI 63	Office Management	18
<b>TOTAL:</b>		<b>60</b>

PHASE IV ADMINISTRATIVE AND CIVIL LAW SUBJECTS		
NUMBER	SUBCOURSE TITLE	CREDIT HOURS
JA 121	Legal Basis of Command: Command of Installations	9
JA 122	Legal Basis of Command: Military Aid to Law Enforcement	3
JA 123	Legal Basis of Command: Environmental Law	6

JA 124	Legal Basis of Command: Nonappropriated Fund Instrumentalities	6
JA 126	Government Information Practices	6
JA 127	Military Personnel Law	6
JA 128	Claims (FTCA, PC, FCA)	6
JA 129	Legal Assistance Programs, Administration and Selected Problems	9
<b>TOTAL:</b>		<b>51</b>

PHASE V MILITARY SUBJECTS -- TRAINING, SKILLS, AND ORIENTATION SUBJECTS		
NUMBER	SUBCOURSE TITLE	CREDIT HOURS
AGO 015	The Officer Evaluation Reporting System	6
AGO 112	Reserve Components Retention	4
DP 133	Basic Data Processing Software Concepts	11
FA 8018	The Army Divisions	6
ISO 252	Soviet Armed Forces	10
ISO 283	Civil Affairs Orientation	2
ISO 285	Map Reading	6
ISO 3005	Safeguarding Defense Information	4
<b>TOTAL:</b>		<b>49</b>

PHASE VI CONTRACT AND INTERNATIONAL LAW SUBJECTS		
NUMBER	SUBCOURSE TITLE	CREDIT HOURS
JA 112	Government Contract Law	15
JA 115	Fiscal Law	6
JA 140	JA Operations Overseas	9
JA 142	Law of War	9
<b>TOTAL:</b>		<b>39</b>

PHASE VII LEGAL RESEARCH AND WRITING and ADMINISTRATIVE LAW COURSES		
NUMBER	SUBCOURSE TITLE	CREDIT HOURS
JA 150	Legal Research and Writing Program	42
JA 151	Fundamentals of Military Legal Writing	15
JA 120	Defensive Federal Litigation	9
JA 125 A	Law of Federal Employment	6
JA 125 B	Law of Federal Labor-Management Relations	6
<b>TOTAL:</b>		<b>78</b>
<b>TOTAL NUMBER OF CREDIT HOURS:</b>		<b>356</b>

**ELECTIVE COURSES**

**PURPOSE:** To provide additional legal courses to active duty and Reserve Component Judge Advocate officers who want to pursue their legal education beyond the Judge Advocate Officer Basic and Advanced Correspondence Courses.

**PREREQUISITES:** These courses are open to all Judge Advocate General's Corps officers on active duty, in the Army Reserve, or in Army National Guard.

**ACADEMIC REQUIREMENTS:** The student must complete the subcourse in which he or she is enrolled. There is no requirement for completing a minimum number of subcourses. No certificate of completion or diploma will be given. None of these subcourses may be substituted for any other legal or military subcourse offered in other curricula. Only JA 152E and 153E can be repeated for additional credit. All other subcourses described in this bulletin, once taken and successfully completed, cannot be repeated for additional promotion or retirement points. Requests for exceptions (e.g., retaking courses in areas of the law that have undergone significant changes) should be submitted to the Commandant to the attention of the Correspondence Course Officer.

NUMBER	SUBCOURSE TITLE	CREDIT HOURS
JA 141E	Law of Peace	9
JA 152E	Writing For Publication	42
JA 153E	A Book Review	9
JA 161E	Reports of Survey	3
JA 162E	Civil Rights	3

**LAW FOR LEGAL SPECIALISTS CORRESPONDENCE COURSE**

**PURPOSE:** To provide Army legal specialists with the substantive legal knowledge for performing duties as a lawyer's assistant and with a foundation for resident instruction in the Administration and Law for Legal Specialists' Course.

**PREREQUISITES:** Military personnel who possess MOS 71D, 71E, or 713A; military members of other services with equivalent specialities; or civilian employees working in a military legal office.

NUMBER	SUBCOURSE TITLE	CREDIT HOURS
JA 20	Introduction to Administrative and Civil Law, and Military Legal Bibliography	3
JA 30	Introduction to Military Criminal Law	6
JA 58	Staff Judge Advocate Operations	9
		<u>18</u>

**ARMY LEGAL OFFICE ADMINISTRATION CORRESPONDENCE COURSE**

**PURPOSE:** To prepare Army members to perform or to improve their proficiency in performing the duties of Army Legal Office Administration.

**PREREQUISITES:** Must be an active Army, USAR, or ARNGUS warrant officer or enlisted member in grade E-5 or above who has a primary MOS of 713A, 71D, or 71E and who has completed the Law for Legal Specialists' Correspondence Course. Members of other branches of service and civilians are not eligible for this course.

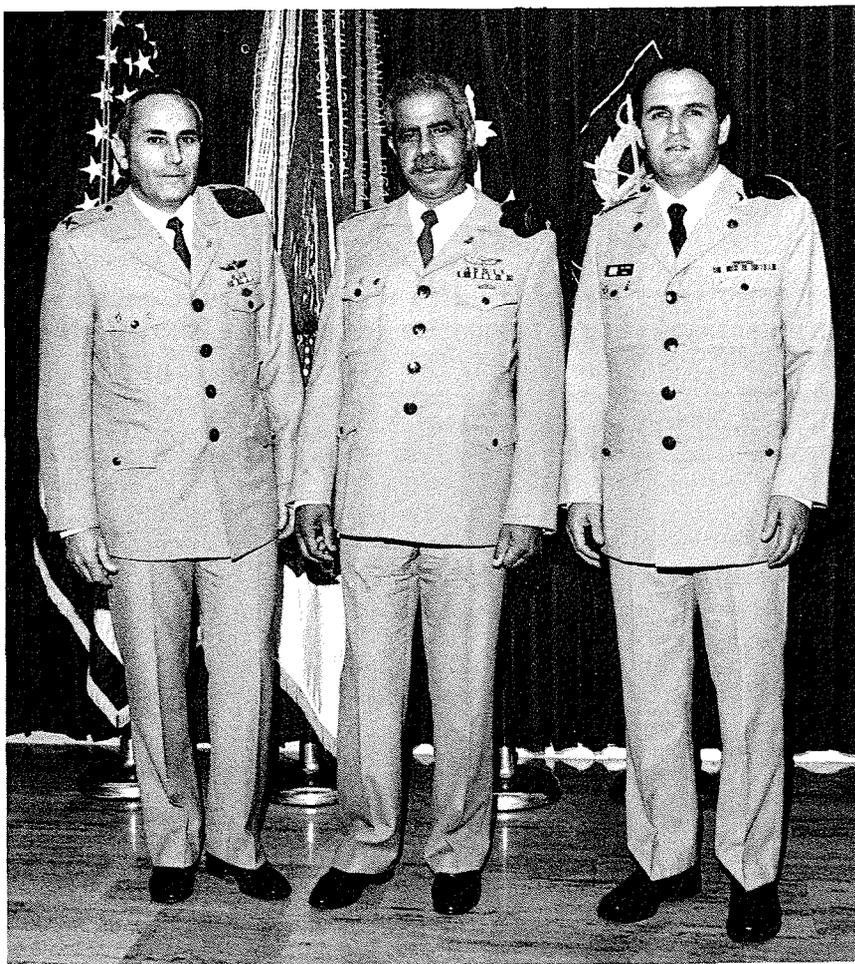
**ACADEMIC REQUIREMENTS:** Students must complete 80 credit hours per enrollment year.

PHASE I NUMBER	MILITARY SUBJECTS SUBCOURSE TITLE	CREDIT HOURS
AGO 028	Effective Army Writing	32
AGO 68	Position and Pay Management	17
AGO 400	The Army Records Management Program	5
INO 400	Fundamentals of Leadership (Part I)	5
INO 401	Fundamentals of Leadership (Part II)	8
ISO 264	Physical Training (Advanced)	1
FI 986	The Army Planning, Programming and Budgeting System	16
FI 988	Army Budgeting	20
		104

PHASE II NUMBER	LEGAL SUBJECTS SUBCOURSE TITLE	CREDIT HOURS
JA 2	Standards of Conduct and Professional Responsibility	3
JA 23	Civilian Personnel Law and Labor- Management Relations	3
JA 25	Claims	6
JA 26	Legal Assistance	9
JA 36	Fundamentals of Military Criminal Law and Procedures	15
JA 125A	Law of Federal Employment	6
JA 130	Nonjudicial Punishment	3
JA 133	Pretrial Procedure	9
JA 134	Trial Procedure	6
JA 135	Post Trial Procedure	3

Total Credit Hours

167



Distinguished guests BG Ben-Zion Farhi  
(the Military Advocate General of the Israeli Defense Forces),  
MG David Maimon (President of the Military Court of Appeals for Israel),  
and COL Biran (Military Attache, Israeli Embassy)

# Subcourse Descriptions: Legal Subjects

The following subcourses cover legal material and are prepared by The Judge Advocate General's School. These subcourses are available for individual enrollment under the independent student category.

## **JA 2 STANDARDS OF CONDUCT AND PROFESSIONAL RESPONSIBILITY**

(3 credit hours)

Familiarization with the standards of conduct pertaining to DA personnel with emphasis on Reserve Components and examination of the Code of Professional Responsibility as it has been applied in the Judge Advocate General's Corps.

## **JA 12 GOVERNMENT CONTRACTS**

(6 credit hours)

An introduction to fundamental aspects of Department of Defense acquisition policies and practices, including formation and type of contracts, methods of acquisition, parties, the contracting officer's team, performance, termination, and disputes resolution.

## **JA 20 INTRODUCTION TO ADMINISTRATIVE AND CIVIL LAW, AND MILITARY LEGAL BIBLIOGRAPHY**

(3 credit hours)

Military administrative law, its legal basis, and primary sources of authority for military administrative decisions; military legal research.

## **JA 21 LEGAL BASIS OF COMMAND**

(9 credit hours)

Ownership of military installations; legislative jurisdiction; substantive law applicable on military installations; the authority of the commander to control installation activities; the federal magistrate court system as it functions on a military installation; operation of nonappropriated fund activities on a military installation; restrictions on military aid to law enforcement authorities; environmental law considerations in planning and executing Army activities; and release of Army records pursuant to the Freedom of Information Act.

## **JA 22 MILITARY PERSONNEL LAW AND BOARDS OF OFFICERS**

(6 credit hours)

Study of the composition of the Army; officer appointment, promotion, and separation; enlistment and induction; enlisted grades, reduction, and separation.

## **JA 23 CIVILIAN PERSONNEL LAW AND LABOR-MANAGEMENT RELATIONS**

(3 credit hours)

Statutory and regulatory basis for civilian personnel in the federal service; minor personnel actions; procedures for adverse actions against civilian employees; basic principles of labor relations in the federal service; collective bargaining and labor contract negotiations in the federal service.

## **JA 25 CLAIMS**

(6 credit hours)

The Army claims program; Personnel Claims Act; Federal Medical Care Recovery Act; Federal Claims Collection Act.

### **JA 26 LEGAL ASSISTANCE**

(9 credit hours)

Legal assistance program; Soldiers' and Sailors' Civil Relief Act; domicile and Soldiers' and Sailors' Civil Relief Act tax provisions; survivor benefits and Survivor Benefit Plan.

### **JA 30 INTRODUCTION TO MILITARY CRIMINAL LAW**

(6 credit hours)

An introduction to military criminal law for the non-lawyer, legal clerk. The course covers jurisdiction, nonjudicial punishment, courts-martial procedure, the punitive articles of the UCMJ, defenses, and other topics. This is an introductory course, designed for the non-lawyer, but the student should have had experience working as a legal clerk. An individual who has not worked in a military legal office may find the material too technical.

### **JA 36 FUNDAMENTALS OF MILITARY CRIMINAL LAW AND PROCEDURE**

(15 credit hours)

An introduction to fundamental aspects of military criminal law and procedure, including: jurisdiction over the person and over the offense; nonjudicial punishment; classification of courts-martial; preparation and disposition of charges; Article 32 investigation; pretrial advice; convening courts-martial; courts-martial personnel; the Article 39(a) session; arraignment, motions, pleas; trial procedure; findings and sentences; appellate review and new trials; matters of defense; the punitive articles.

### **JA 43 THE LAW OF LAND WARFARE**

(6 credit hours)

Basic rules and principles; commencement of hostilities; forbidden conduct with respect to persons; forbidden means of waging warfare; bombardments, assaults, sieges, and stratagems; treatment of property during combat; remedies for violation of international law; prisoners of war; the wounded and sick; treatment of civilian persons; treatment of internees, information bureaus, central agencies, and relief societies.

### **JA 58 STAFF JUDGE ADVOCATE OPERATIONS**

(9 credit hours)

The Staff Judge Advocate and relations with the commander and staff; organization and function of a staff judge advocate section; responsibilities of the Staff Judge Advocate.

### **JA 112 GOVERNMENT CONTRACT LAW**

(15 credit hours)

Introduction and general principles; funding and fund limitations; contract types; contracting methods, formal advertising, and negotiations; remedies of unsuccessful offerors; contract attorney responsibilities; contract modifications; contract termination for default; termination for convenience; inspection, acceptance and warranties; disputes and remedies; selected labor standards; socioeconomic policies; and nonappropriated funds.

### **JA 115 FISCAL LAW**

(6 credit hours)

Legal and administrative problems in connection with the funding of government contracts, budgeting and appropriations, administrative control of appropriated funds, the Anti-Deficiency Act, and the Minor Construction Act.

### **JA 120 DEFENSIVE FEDERAL LITIGATION**

(9 credit hours)

Study of the scope of judicial review of military activities, the general grants of jurisdiction to the

federal courts used to review military cases, the exhaustion of remedies doctrine, and the concept of non-reviewability of military affairs.

**JA 121 LEGAL BASIS OF COMMAND: COMMAND OF INSTALLATIONS**

(9 credit hours)

A study of the scope of command authority of military installations addressing sources of command authority, legislative jurisdiction, substantive civil and criminal law applicable at installations, law enforcement, and the constitutional limitations on command under the First, Fourth, and Fifth Amendments.

**JA 122 LEGAL BASIS OF COMMAND: MILITARY AID TO LAW ENFORCEMENT**

(3 credit hours)

The Posse Comitatus Act and its application; "Exceptions" to the Posse Comitatus Act; consequences of violation of the Act; martial rule; military assistance to civil authorities authorized by statute; legal problems involved in civil disturbance operations.

**JA 123 LEGAL BASIS OF COMMAND: ENVIRONMENTAL LAW**

(6 credit hours)

The National Environmental Policy Act of 1969; the environmental consideration process; environmental impact statements; the Clean Air Amendments of 1970; the Federal Water Pollution Control Act Amendment of 1972; and the effect of pollution control laws on the activities of federal facilities.

**JA 124 LEGAL BASIS OF COMMAND: NONAPPROPRIATED FUND INSTRUMENTALITIES**

(6 credit hours)

The different types of nonappropriated fund instrumentalities; their status as instrumentalities; authority to establish nonappropriated fund instrumentalities; operation and control of nonappropriated fund instrumentalities; and nonappropriated fund employees.

**JA 125A LAW OF FEDERAL EMPLOYMENT**

(6 credit hours)

Employment criteria and preference; classification of service, appointment in the federal service; employee discipline—authority and procedure; substantive reasons for removal; political activities; reductions-in-force and employee grievances; administrative and judicial review; equal employment opportunity in the federal government.

**JA 125B LAW OF FEDERAL LABOR-MANAGEMENT RELATIONS**

(6 credit hours)

The representation process; scope of collective bargaining; impasse resolution; unfair labor practices; grievances and arbitration.

**JA 126 GOVERNMENT INFORMATION PRACTICES**

(6 credit hours)

An analysis of the Freedom of Information Act, the Privacy Act, the relationship between them, and how they are implemented by the Department of the Army.

**JA 127 MILITARY PERSONNEL LAW**

(6 credit hours)

A review of substantive and procedural aspects of military personnel law to include emphasis in the areas of military status, administrative separations, and military administrative remedies.

**JA 128 CLAIMS**

(6 credit hours)

Introduction to the FTCA; jurisdictional and procedural requirements; proper claimants under the FTCA; the FTCA cause of action; exceptions to government liability; and individual liability of government employees. The course also includes introduction to the Foreign Claims Act and Personnel Claims.

**JA 129 LEGAL ASSISTANCE PROGRAMS, ADMINISTRATION, AND SELECTED PROBLEMS**

(9 credit hours)

Analysis of the organization and administration of military legal assistance programs and military aspects of the following selected substantive areas: family law; state taxation of income and property; Soldiers' and Sailors' Civil Relief Act; personal finance and consumer affairs; and estate planning and survivors' benefits.

**JA 130 NONJUDICIAL PUNISHMENT**

(3 credit hours)

Source and extent of commander's nonjudicial punishment authority and the rights of the individual serviceperson who is offered nonjudicial punishment.

**JA 131 COURTS-MARTIAL EVIDENCE**

(3 credit hours)

Sources of military evidentiary law, the military rules of evidence, concepts of physical and scientific evidence as they apply to courts-martial practice.

**JA 132 CONSTITUTIONAL EVIDENCE**

(9 credit hours)

The Fourth Amendment: searches and seizures, inspections, inventories and the exclusionary rule. The Fifth Amendment and Article 31: theories of self-incrimination, involuntary confessions, unwarned confessions, and related procedural issues. The Sixth Amendment: eyewitness identification, confrontation, and compulsory process.

**JA 133 PRETRIAL PROCEDURE**

(9 credit hours)

Jurisdiction, pretrial confinement, courts-martial personnel; preparation and drafting of charges and specifications; disposition of charges; Article 32 investigation and pretrial advice; command control, and pretrial agreements.

**JA 134 TRIAL PROCEDURE**

(6 credit hours)

Article 39(a) sessions; challenges; arraignment; motions and pleas; former jeopardy; findings; presentencing procedure; instructions; sentencing.

**JA 135 POST-TRIAL PROCEDURE**

(3 credit hours)

Rationale for the military corrections system and disposition of offenders; post trial responsibilities and actions; appellate review under the UCMJ; extraordinary writs and their application to the military system.

**JA 137 CRIMES AND DEFENSES**

(3 credit hours)

Inchoate crimes, fraternization, substantive common law crimes, offenses against military authority, absence without leave, defenses and the law of mental responsibility.

**JA 140 JUDGE ADVOCATE OPERATIONS OVERSEAS**

(9 credit hours)

This subcourse provides the judge advocate officer with a working knowledge of the aspects of judge advocate legal duties that are varied, added to, or controlled as a result of being performed in a foreign country.

**JA 141E THE LAW OF PEACE**

(9 credit hours)

The international system of state relations and the role of regional and international organizations, including the requirements of statehood and the various forms of recognition of states and governments; the various jurisdictional concepts within international law; jurisdictional immunities; state responsibility and nationality; the treaty-making process and treaty obligations.

**JA 142 THE LAW OF WAR**

(9 credit hours)

The law of war in its various settings in international and internal conflicts; the evolution of this law into its modern day concept; conflict management and the role of various international organizations with respect to the use of force and intervention; the legality of tactical operations and weapons employed; the application of the Hague and Geneva Conventions to hostilities.

**JA 150 LEGAL RESEARCH AND WRITING PROGRAM**

(42 credit hours)

An individual legal research and writing project requiring a documented paper of at least 3,000 words dealing with a subject relevant to military legal practice.

**JA 151 FUNDAMENTALS OF MILITARY LEGAL WRITING**

(15 credit hours)

This subcourse deals with drafting typical items of correspondence encountered in the military legal office. The requirements include preparing an officer evaluation report, writing a recommendation for an award, and drafting several short items of correspondence such as forwarding indorsements, information papers, memoranda, and military letters. The source materials will be provided. The student should not need to do independent research.

**JA 152E WRITING FOR PUBLICATION**

(42 credit hours)

An individual legal research and writing project of publishable quality requiring a documented paper of at least 3,000 words dealing with a subject relevant to military legal practice.

**JA 153E A BOOK REVIEW**

(9 credit hours)

A critical review of an approved book that deals with a topic of contemporary military or legal significance. The book should be read and the review submitted within six weeks from the date of approval of the book. The review should normally consist of approximately 10-15 double-spaced typewritten pages. Issues of the Military Law Review may be consulted for examples of book reviews.

**JA 160 PROFESSIONAL RESPONSIBILITY**

(3 credit hours)

Application of the Code of Professional Responsibility to the military lawyer.

### **JA 161E REPORTS OF SURVEY**

(3 credit hours)

A discussion of the authority to assess pecuniary liability and the principles and procedures that are used to determine pecuniary liability. The responsibilities of the appointing authority, survey officer, approval authority, appeal authority, and JAG officer will be reviewed.

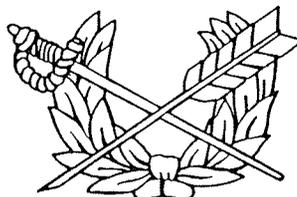
### **JA 162E CIVIL RIGHTS**

(3 credit hours)

Basic regulations and statutes devoted to civil rights; the equal opportunity program.



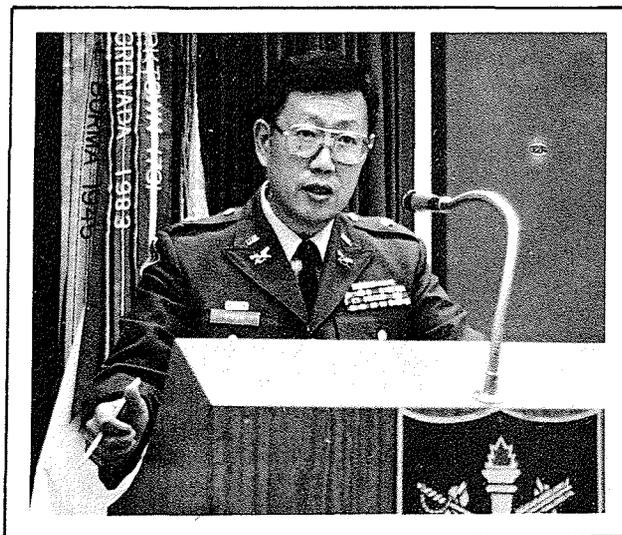
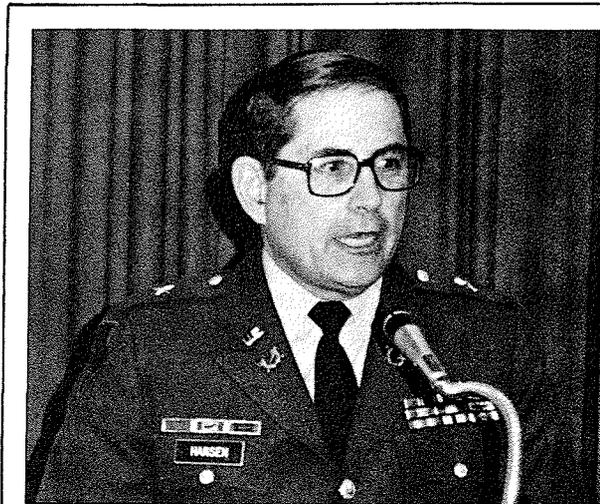
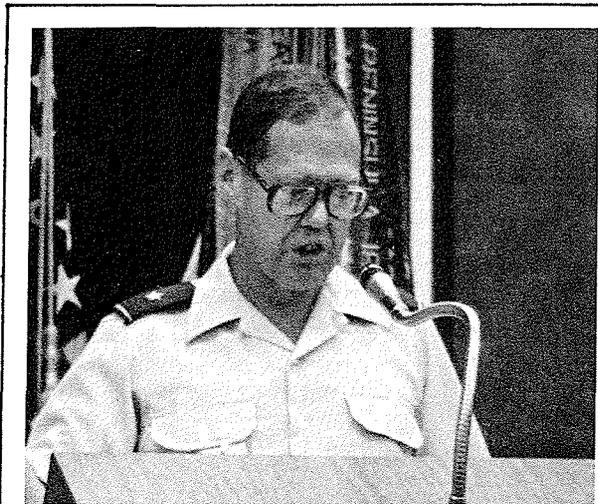
Major General William K. Suter,  
The Assistant Judge Advocate General,  
and  
Major General Hugh R. Overholt,  
The Judge Advocate General



# Subcourse Descriptions: Military Subjects

Descriptions of military subject subcourses utilized in the Basic, Advanced, and Army Legal Office Administration Courses are contained in DA Pamphlet 351-20, Army Correspondence Course Program Catalog. Students who wish to take any of these military subject subcourses should submit DA Form 145 to the Army's centralized correspondence course office at the following address:

Army Institute for Professional Development  
U.S. Army Training Support Center  
Newport News, VA 23628-0001



BG Ronald M. Holdaway, Judge Advocate, Headquarters, U.S. Army Europe and 7th Army,  
BG Donald W. Hansen, Assistant Judge Advocate General for Military Law,  
BG John L. Fugh, Assistant Judge Advocate General for Civil Law,  
and BG Dulaney L. O'Roark, Jr., Commander, USALSA, and Chief Judge, USACMR

# RESIDENT PROGRAM:



# BY COURSE TYPE

5-27-C22	35th Graduate Course	4 Aug 86-22 May 87
5-27-C20	110th Basic Course	21 Jul 86-26 Sep 86
5-27-C20	111th Basic Course	20 Oct 86-19 Dec 86
5-27-C20	112th Basic Course	20 Jan 87-27 Mar 87
5-27-C20	113th Basic Course	20 Jul 87-25 Sep 87
5F-F1	85th Senior Officers Legal Orientation	8 Sep 86-12 Sep 86
5F-F1	86th Senior Officers Legal Orientation	3 Nov 86-7 Nov 86
5F-F1	87th Senior Officers Legal Orientation	2 Feb 87-6 Feb 87
5F-F1	88th Senior Officers Legal Orientation	13 Apr 87-17 Apr 87
5F-F1	89th Senior Officers Legal Orientation	1 Jun 87-5 Jun 87
5F-F1	90th Senior Officers Legal Orientation	24 Aug 87-28 Aug 87
5F-F52	17th Staff Judge Advocate Course	20 Apr 87-24 Apr 87
	1986 JAG Conference	7 Oct 86-10 Oct 86
	JATT Team Training	15 Jun 87-26 Jun 87
	JAOAC (Phase IV)	15 Jun 87-26 Jun 87
	JA USA R Workshop	31 Mar 87-3 Apr 87
	U.S. Army Claims Service Training Seminar	6 Jul 87-10 Jul 87
512-71D/ 71E/40/50	Chief Legal NCO Workshop	9 Jun 87-12 Jun 87
512-71D/ 20/30	3rd Admin & Law for Legal Specialists	4 May 87-8 May 87
5F-F10	108th Contract Attorneys Course	28 Jul 86-8 Aug 86
5F-F10	109th Contract Attorneys Course	15 Sep 86-26 Sep 86
5F-F10	110th Contract Attorneys Course	23 Feb 87-6 Mar 87
5F-F10	111th Contract Attorneys Course	27 Apr 87-8 May 87
5F-f10	112th Contract Attorneys Course	20 Jul 87-31 Jul 87
5F-F11	1987 Government Contract Law Symposium	12 Jan 87-16 Jan 87
5F-F12	23rd Fiscal Law Course	1 Dec 86-5 Dec 86
5F-F12	24th Fiscal Law Course	18 May 87-22 May 87
5F-F13	5th Contract Claims, Litigation, and Remedies Course	8 Jun 87-12 Jun 87
5F-F16	6th Commercial Activities Program Course	14 Oct 86-17 Oct 86
5F-F17	2nd Advanced Acquisition Course	6 Apr 87-10 Apr 87
5F-F22	30th Federal Labor Relations Course	15 Dec 86-19 Dec 86
5F-F22	31st Federal Labor Relations Course	11 May 87-15 May 87
5F-F23	19th Legal Assistance Course	27 Oct 86-31 Oct 86
5F-F23	20th Legal Assistance Course	23 Mar 87-27 Mar 87
5F-F24	11th Admin Law for Military Installations	9 Mar 87-13 Mar 87
5F-F25	Alternative Disputes Resolution Course	17 Feb 87-20 Feb 87
5F-F26	8th Claims Course	26 Jan 87-30 Jan 87
5F-F29	5th Federal Litigation Course	20 Oct 86-24 Oct 86
7A-713A	16th Law Office Management Course	13 Jul 87-17 Jul 87
5F-F32	17th Criminal Trial Advocacy Course	17 Nov 86-21 Nov 86
5F-F32	18th Criminal Trial Advocacy Course	9 Feb 87-13 Feb 87
5F-F33	30th Military Judge Course	26 May 87-12 Jun 87
5F-F35	10th Criminal Law New Developments Course	11 Aug 86-15 Aug 86
5F-F35	11th Criminal Law New Developments Course	17 Aug 87-21 Aug 87
5F-F42	34th Law of War Workshop	27 Oct 86-31 Oct 86
5F-F42	35th Law of War Workshop	16 Mar 87-20 Mar 87
5F-F42	36th Law of War Workshop	10 Aug 87-14 Aug 87
5F-F43	8th Legal Aspects of Terrorism Course	20 Oct 86-24 Oct 86
5F-F47	2d Judge Advocate & Military Opns Seminar	8 Dec 86-12 Dec 86

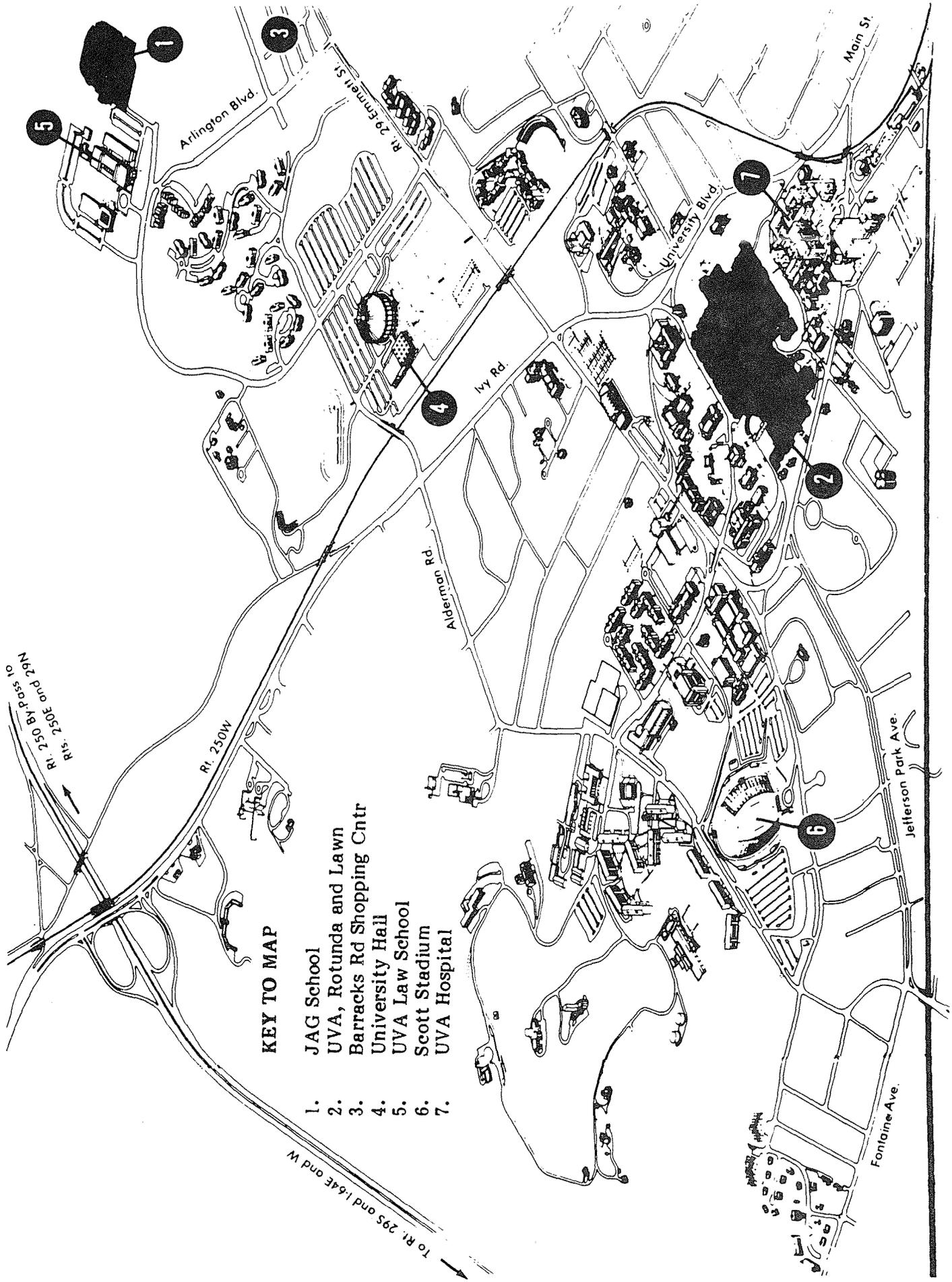


# RESIDENT PROGRAM: CHRONOLOGICAL SCHEDULE

5F-F10	108th Contract Attorneys Course	28 Jul 86-8 Aug 86
5-27-C22	35th Graduate Course	4 Aug 86-22 May 87
5F-F35	10th Criminal Law New Developments Course	11 Aug 86-15 Aug 86
5F-F1	85th Senior Officers Legal Orientation	8 Sep 86-12 Sep 86
5F-F10	109th Contract Attorneys Course	15 Sep 86-26 Sep 86
	1986 Worldwide JAG Conference	7 Oct 86-10 Oct 86
5F-F16	6th Commercial Activities Program Course	14 Oct 86-17 Oct 86
5F-F43	8th Legal Aspects of Terrorism Course	20 Oct 86-24 Oct 86
5F-F29	5th Federal Litigation Course	20 Oct 86-24 Oct 86
5-27-C20	111th Basic Course	20 Oct 86-19 Dec 86
5F-F42	34th Law of War Workshop	27 Oct 86-31 Oct 86
5F-F23	19th Legal Assistance Course	27 Oct 86-31 Oct 86
5F-F1	86th Senior Officers Legal Orientation Course	3 Nov 86-7 Nov 86
5F-F32	17th Criminal Trial Advocacy Course	17 Nov 86-21 Nov 86
5F-F12	23d Fiscal Law Course	1 Dec 86-5 Dec 86
5F-F47	2d Judge Advocate and Military Operations Seminar	8 Dec 86-12 Dec 86
5F-F22	30th Federal Labor Relations Course	15 Dec 86-19 Dec 86
5F-F11	1987 Government Contract Law Symposium	12 Jan 87-16 Jan 87
5-27-C20	112th Basic Course	20 Jan 87-23 Jan 87
5F-F26	8th Claims Course	26 Jan 87-30 Jan 87
5F-F1	87th Senior Officers Legal Orientation Course	2 Feb 87-6 Feb 87
5F-F32	18th Criminal Trial Advocacy Course	9 Feb 87-13 Feb 87
5F-F25	Alternative Dispute Resolution Course	17 Feb 87-20 Feb 87
5F-F10	110th Contract Attorneys Course	23 Feb 87-6 Mar 87
5F-F24	11th Admin Law for Military Installations	9 Mar 87-13 Mar 87
5F-F42	35th Law of War Workshop	16 Mar 87-20 Mar 87
5F-F23	20th Legal Assistance Course	23 Mar 87-27 Mar 87
	JA USAR Workshop	31 Mar 87-3 Apr 87
5F-F17	2d Advanced Acquisition Course	6 Apr 87-10 Apr 87
5F-F1	88th Senior Officers Legal Orientation Course	13 Apr 87-17 Apr 87
5F-F52	17th Staff Judge Advocate Course	20 Apr 87-24 Apr 87
5F-F10	111th Contract Attorneys Course	27 Apr 87-8 May 87
512-71D/20/30	3d Administration and Law for Legal Specialists	4 May 87-8 May 87
5F-F22	31st Federal Labor Relations Course	11 May 87-15 May 87
5F-F12	24th Fiscal Law Course	18 May 87-22 May 87
5F-F33	30th Military Judge Course	26 May 87-12 Jun 87
5F-F13	5th Contract Claims, Litigation, and Remedies Course	8 Jun 87-12 Jun 87
512-71D/E/4050	Chief Legal NCO Workshop	9 Jun 87-12 Jun 87
	JATT Team Training	15 Jun 87-26 Jun 87
	JAOAC (Phase IV)	15 Jun 87-26 Jun 87
	U.S. Army Claims Service Training Seminar	6 Jul 87-10 Jul 87
7A-713A	16th Law Office Management Course	13 Jul 87-17 Jul 87
5F-F10	112th Contract Attorneys Course	20 Jul 87-31 Jul 87
5-27-C20	113th Basic Course	20 Jul 87-25 Sep 87
5-27-C22	36th Graduate Course	3 Aug 87-21 May 88
5F-F42	36th Law of War Workshop	10 Aug 87-14 Aug 87
5F-F35	11th Criminal Law New Developments Course	17 Aug 87-21 Aug 87
5F-F1	90th Senior Officers Legal Orientation Course	24 Aug 87-28 Aug 87



# NOTES



**KEY TO MAP**

- 1. JAG School
- 2. UVA, Rotunda and Lawn
- 3. Barracks Rd Shopping Cntr
- 4. University Hall
- 5. UVA Law School
- 6. Scott Stadium
- 7. UVA Hospital

Rt. 250, Rt. 250E and 29N

To Rt. 295 and I-64E and W

Arlington Blvd

Rt. 20 Emmet St

University Blvd

Ivy Rd.

Alderman Rd

Rt. 250W

Jefferson Park Ave.

Fontaine Ave.

Main St