

1987-1988

ANNUAL BULLETIN



The
Judge Advocate General's
School
U.S. Army
Charlottesville, Virginia

Correspondence Address

Commandant
The Judge Advocate General's School, U.S. Army
ATTN: (*)
Charlottesville, Virginia 22903-1781

(*)

Director, School Support Dept	(General Information)
Director, Guard & Reserve Affairs Dept	(Guard & Reserve Affairs)
Director, Academic Dept	(Resident Courses)
Correspondence Course Officer	(Correspondence Courses)

Telephone Directory

(office)	(commercial no.)
General Information	804-972-6300
Academic Department	804-972-6303
Resident Course Quotas	804-972-6307
Correspondence Courses	804-972-6308

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The Annual Bulletin of The Judge Advocate General's School

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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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.

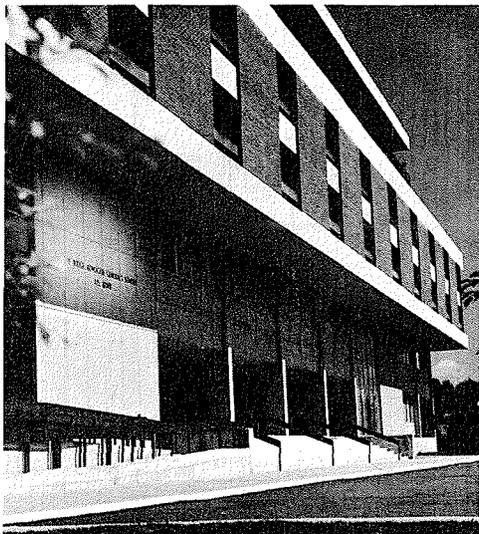
Despite a long record of service by Army judge advocates, not until the beginning of World War II were efforts made to provide them specialized training in military law. In February 1942, as the uniformed lawyer's responsibilities increased in volume and complexity, specialized courses and refresher 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.



MG Hugh R. Overholt,
The Judge Advocate General.

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.





MG William K. Suter,
The Assistant Judge Advocate General.

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 3,000 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 the initial development and subsequent reviews of the designs of military legal offices for the Active Army and Reserve Component force. These designs must allow the Judge Advocate General's Corps to provide total legal service support to the combat force. Each design includes number of personnel, grade structure, and equipment. Additionally, the department develops JAGC doctrine and prepares conceptual analysis studies to help ensure quality legal service support for the total Army. The department edits and publishes the JAGC's two key professional publications, the Military Law Review and The Army Lawyer. The Army Law Library Service, within the department, manages the central acquisition of key library materials for 261 Army law libraries worldwide.

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



This past year has witnessed a number of significant developments at The Judge Advocate General's School. Legislation was introduced in Congress to empower the School to grant an LL.M. in Military Law upon successful completion of the Judge Advocate Officer Graduate Course. Recognition of the demanding scholastic standards of the Graduate Course was exemplified by the positive support for the legislation by various professional and governmental organizations. On 29 July 1986, the JAG Corps became part of the U.S. Army Regimental System, with formal affiliation ceremonies held on 9 October 1986. The JAG School was designated as the "regimental home" of the JAG Corps. As the regimental home, the School will be the repository of not only the regimental flag, but also historical memorabilia of the JAG Corps.

The primary mission of the School is, and always will be, the provision of the highest quality legal instruction to meet the professional development and continuing legal education needs of the Army lawyer, whether active duty or Reserve Component.

During the past year, The Judge Advocate General's School provided instruction to over 3,000 students in 46 resident courses. The 35th Graduate Course, which consisted of 71 students, including visiting military attorneys from Australia, Indonesia, Nigeria, and Israel, began its curriculum in August. Three basic courses were conducted during Fiscal Year 1986. A total of 278 Army officers graduated from the 108th, 109th, and 110th Basic Courses. The continuing legal education courses offered by the School were attended by students from numerous government agencies, several foreign countries, and all branches of the military services. During fiscal year 1986, the School continued to provide senior officers with legal orientations prior to their assumption of command. Eleven general officers attended General Officers Legal Orientation Courses, and 286 battalion and brigade command designees attended five resident Senior Officers 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 Pacific Command area to active duty and civilian attorneys. Between October 1985 and September 1986, the School provided continuing legal education to nearly 2000 Reserve Component judge advocates in 22 regional population centers throughout the United States. Over 1,750 students were enrolled in the correspondence course program, and over 1,600 tapes were dubbed by the School and sent to legal officers throughout the world.

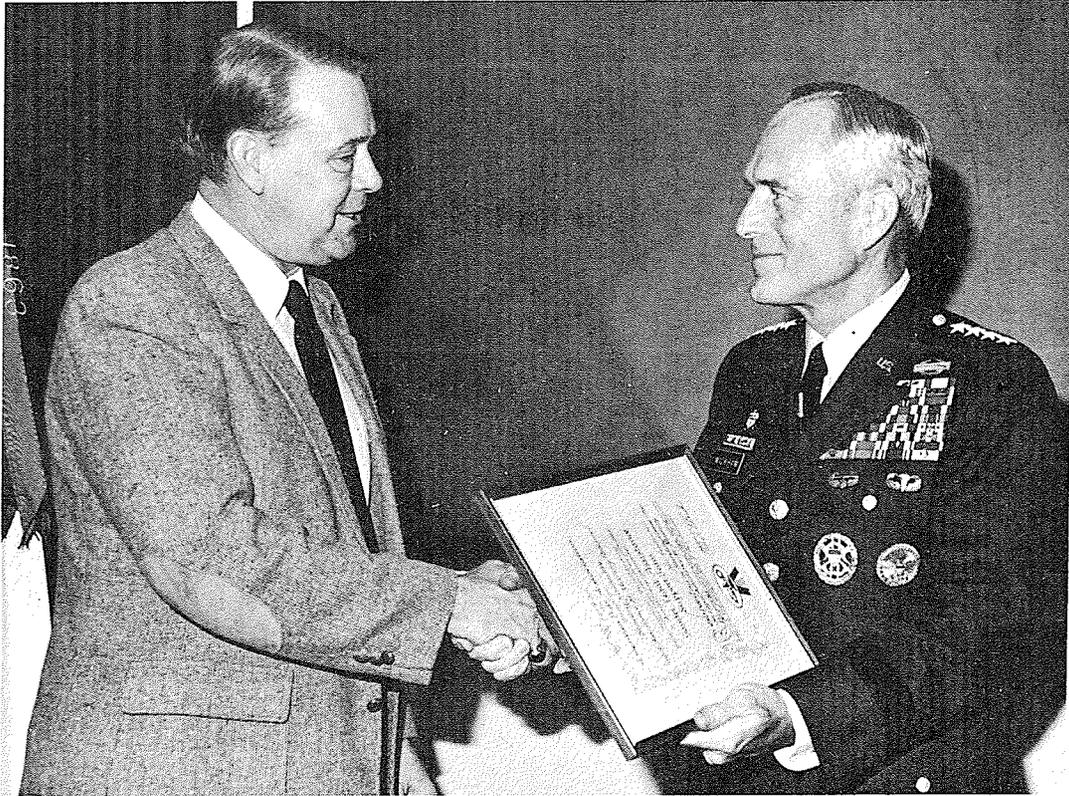
The Administrative and Civil Law Division continued to provide instruction to commanders and attorneys in a broad range of legal subjects. Each Graduate Course student received 224 hours of core instruction, including federal litigation, installation law, claims, military personnel law, civilian personnel law, labor law, and standards of conduct. The Division also offered 15 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 every other month in the Army Installation Management Course at Fort Lee, Virginia. The Division teamed with the International Law Division to teach a five-week CLE at a number of locations in the Pacific, including the Philippines, Guam, Korea, and Japan. One instructor also participated as a guest speaker in a symposium sponsored by the University of Nevada-Reno entitled "Nevada and the Federal Government: A Constitutional Bicentennial Review."



MG Hugh R. Overholt, The Judge Advocate General, with allied officer students of the 35th Graduate Class (left to right), MAJ Parlaungan Sihombing (Indonesia), LTC Daniel Beerli (Israel), LTC Peter M. Boyd (Australia), and MAJ Nannguhan N. Madza (Nigeria). Standing at extreme left and right are COL Paul J. Rice, Commandant, and COL Francis A. Gilligan, Director, Academic Department.



Clayton B. Burton of the Legal Assistance for Military Personnel (LAMP) Standing Committee of the American Bar Association presents the LAMP Award for Outstanding Professional Legal Assistance to General John A. Wickham, Jr., who accepted the award on behalf of the Gander Legal Assistance Support Team. The award was made during the 1986 JAG Conference.

The Legal Assistance Branch, Administrative and Civil Law Division, which taught three TJAGSA CLE courses, continued to provide timely material and advice to 199 legal assistance offices worldwide. Five separate mailings were sent, with more than 35 publications distributed. Included among materials published and distributed by the Branch were the four All States Guides, a Legal Assistance Officer's Federal Income Tax Supplement, and a new publication, The Army Legal Assistance Program Preventive Law Series. The Branch also distributed materials obtained from non-TJAGSA sources, including an excellent guide to state laws under the Uniform Reciprocal Enforcement of Support Act, a Consumer Law Resources Handbook, and a Lemon Law Litigation Manual. Two other helpful manuals, one entitled Paternity Establishment, and the other entitled Essentials for Attorneys in Child Support Enforcement, were distributed as well as RIA's Complete Analysis of the Tax Reform Act of 1986. In support of a new initiative for the Judge Advocate General's Corps, the Legal Assistance Branch hosted the first course on

Alternative Dispute Resolution on 17-20 February 1987. The course provided information on the use of alternative dispute resolution techniques and how they could be applied in support of an installation.

This was a particularly excellent year for guest speakers, including Ms. Jane Ley, Office of Government Ethics; Mr. John L. Euler, Torts Branch, Department of Justice; Mr. Daniel Levinson, Chairman, Merit Systems Protection Board; and Mr. Dennis M. Devaney, Member, Merit Systems Protection Board. Professor John C. Jeffries, University of Virginia School of Law, presented the 11th 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 eight small group seminars on various areas of evidence and procedure. Instruction in the final two quarters consisted of nine 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, including



The 11th Charles L. Decker Lecturer,
Professor John C. Jeffries,
School of Law, University of Virginia.

Reserve Components. The Criminal Law New Developments Course instructed more than 170 judge advocates on recent criminal law developments. In June 1986, 215 Reserve Component judge advocates attended the two-week Judge Advocate Triennial Training and 140 attended the Judge Advocate Officer Advanced Course (Phase II). In addition to resident instruction, the Division taught criminal law at the monthly Pre-Command Course at Fort Leavenworth; 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,



LTG John F. Wall, Commanding General,
United States Army
Strategic Defense Command,
Arlington, Virginia

jurisdiction, and trial procedure continued with a new DA Pamphlet on jurisdiction published in September 1986, one on trial procedure published in February 1987, and an evidence pamphlet published in July 1987. The members of the Division regularly contributed articles and short notes for publication in The Army Lawyer. Criminal Law instruction was



Beverly B. Byron,
Member of Congress,
Sixth District of Maryland.



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

complemented by a guest speaker program that included Chief Judge Robinson O. Everett, U.S. Court of Military Appeals; Colonel Kenneth A. Raby, Senior Judge, U.S. Army Court of Military Review; Mr. John C. Lowe, prominent local attorney and guest lecturer, University of Virginia School of Law; Dr. Robert S. Brown, forensic psychiatrist, University of Virginia School of Medicine; Professor James B. Haddad, Northwestern University School of Law; Judge Wayne E. Alley, U.S. District Court Judge, Western District of Oklahoma; and Professor Michael H. Graham, University of Miami School of Law, who presented the Sixteenth Kenneth J. Hodson Lecture in Criminal Law.



The 16th Kenneth J. Hodson Lecturer,
Professor Michael H. Graham,
Professor of Law at the
University of Miami School of Law.

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 ten continuing legal education courses. These included the Second Advanced Acquisition Course, one week of instruction in the legal issues involved in the acquisition of major end items and weapon systems; two Fiscal Law courses; one course in Commercial Activities; one course in Claims, Litigation and Remedies; and four two-week Contract Attorneys Courses. The 1987 Government Contract Law Symposium featured lively discussion of legislative changes in the field of government contract



Judge Wayne E. Alley,
Federal District Court,
Western District of Oklahoma.

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 Fourth Annual Gilbert A. Cuneo Lecture in Contract Law by Mr. Raphael Mur, Vice-President, Secretary and General Counsel of Grumman Aerospace Corporation. Guest speakers at the Symposium included General Richard Thompson, Commander of the Army Materiel Command, and Rear Admiral Daniel W. McKinnon, Deputy Director of the Defense Logistics Agency. The Contract Law Division also provided training in contract law to Reserve Component officers at eleven locations and presented on-site fiscal law and

other continuing legal education courses in Germany for U.S. Army Europe; in Savannah, Georgia, for the Corps of Engineers; and at Fort Jackson, South Carolina, for Army personnel. In further support of The Judge Advocate General's program to train and assign specialists in acquisition law, the Contract Law Division introduced a new elective, Advanced Acquisition Law, to the Graduate Course and increased the number of hours of contract and fiscal law instruction in the Graduate Course core curriculum.

The International Law Division continued to emphasize those practical international legal issues that directly relate



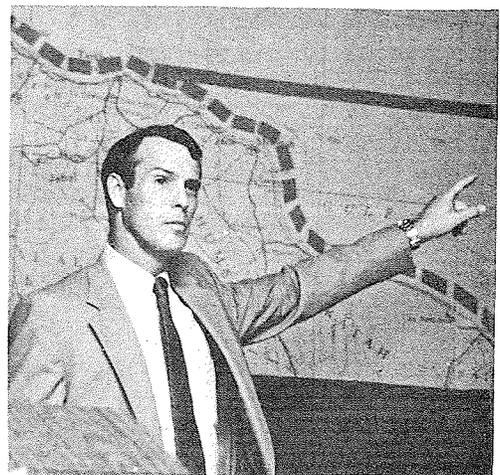
The 4th Gilbert H. Cuneo Lecturer, Mr. Raphael Mur, who is Vice-President, Secretary, and General Counsel of Grumman Aerospace Corporation.

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 were 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 2nd Judge Advocate and Military Operations Seminar

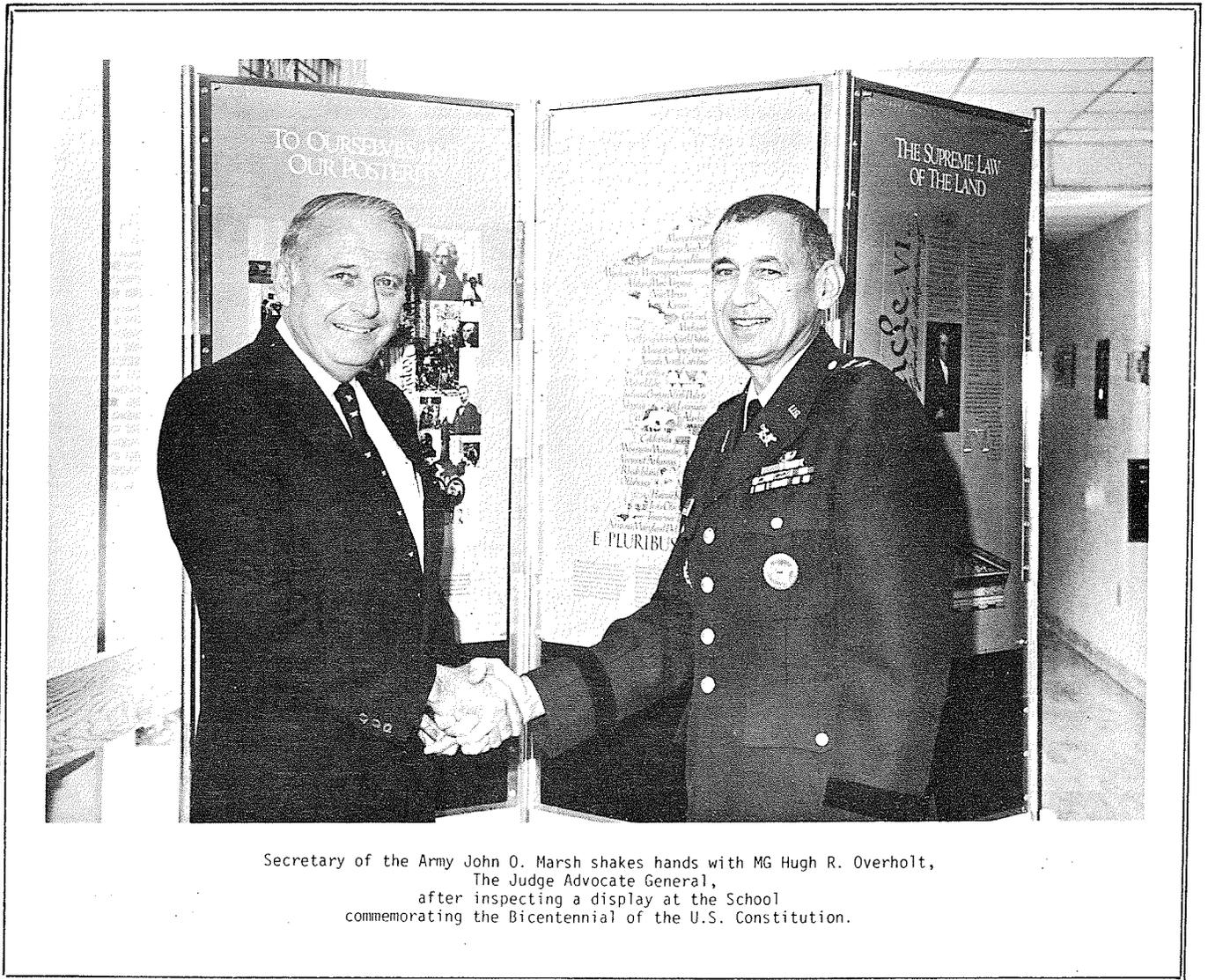


The 4th Waldemar A. Solf Lecturer, The Honorable El Sayed Abdul Raouf El Reedy, Egyptian ambassador to the United States.

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 8th Legal Aspects of Terrorism Course which taught military lawyers of all four services. The Division also taught operational law to Army Reserve and National Guard attorneys at weekend on-site training. The fourth Waldemar A. Solf Lecture was presented by His Excellency, El Sayed Abdul Raouf El Reedy, Ambassador of the Arab Republic of Egypt to the United States.



Mr. Hays Parks, International Law Division, Office of The Judge Advocate General.



Secretary of the Army John O. Marsh shakes hands with MG Hugh R. Overholt, The Judge Advocate General, after inspecting a display at the School commemorating the Bicentennial of the U.S. Constitution.

The Developments, Doctrine and Literature Department continued its efforts in support of the Judge Advocate General's Corps mission to provide total legal service support for the combat force. Recently redesigned corps, division, and separate brigade legal offices have been approved by TRADOC and are being fielded. Designs for legal offices at echelons above corps have been submitted to TRADOC for approval. All designs are based upon Army of Excellence and reflect TRADOC-approved JAGC doctrine, which clearly identifies the five functional areas in which judge advocates will operate in a tactical environment. The Organizational and Operational Plan for acquiring sophisticated microcomputers for all TOE legal offices has been submitted to TRADOC for approval. TJAGSA has received 21 of the current tactical microcomputers for instructional purposes. The Military Law Review and The Army Lawyer continued to provide articles that informed and educated judge advocates in the Active Army and Reserve Component force. The Army Law Library Service

continued efforts to provide needed materials to the 261 Army law libraries worldwide. Continuing our special projects, the department has prepared and made available to SJA offices the Judge Advocate General's Corps Bicentennial Packet, which contains key information concerning the celebration of the Bicentennial of the U.S. Constitution.

In June 1986, the Judge Advocate Guard and Reserve Affairs Department sponsored resident Judge Advocate Triennial Training in Criminal Law, and Phase II of the Judge Advocate Officer Advanced Course for nearly 360 Army Reserve and National Guard judge advocates. The 1987 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 Continuing Legal Education (on-site) program in 22 regional population centers throughout the United States. Between October 1985 and May 1986, the on-site program provided continuing legal

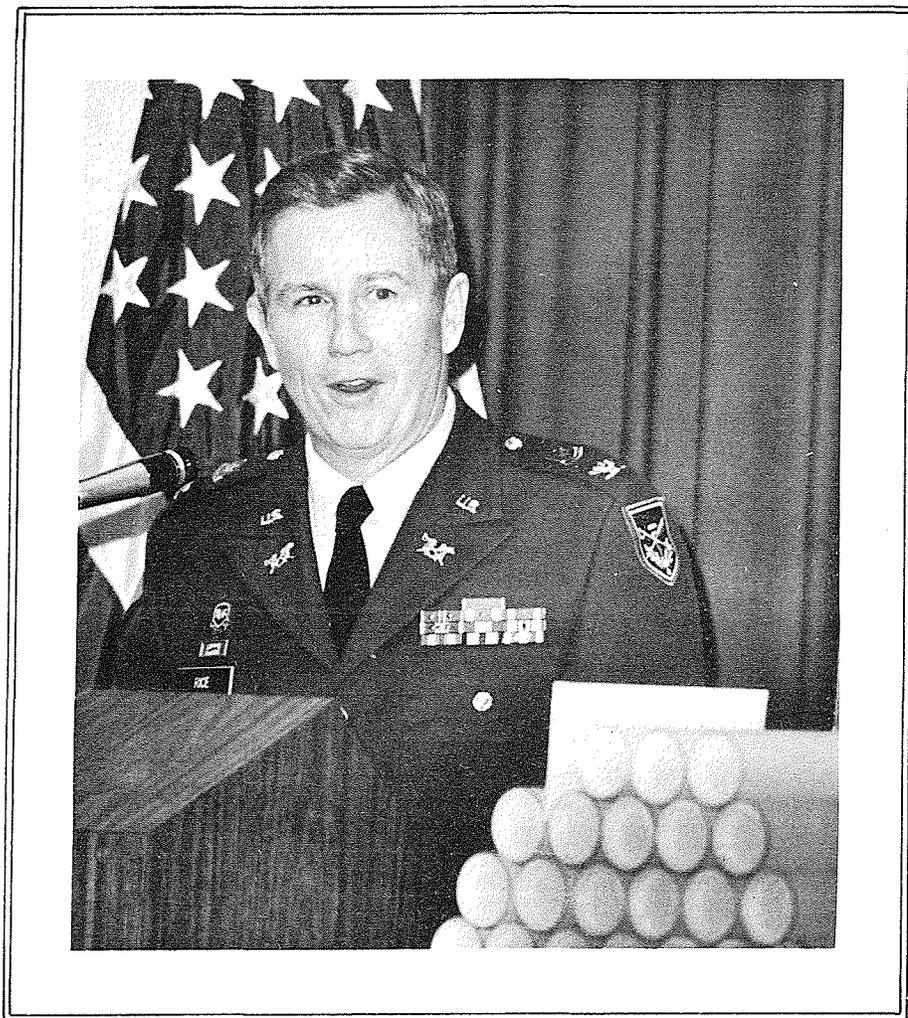
education to nearly 2,000 attendees representing all services and all components. Department initiatives in the past year included broadening the base of Army National Guard participation in TJAGSA resident and nonresident training, successfully integrating newly commissioned USAR judge advocates into 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. 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. The School's existing library area will also undergo substantial renovations which will not only increase available shelf space but also add an archive storage/reading room, a computerized legal research work area, and a student lounge/break area.

The accomplishments of The Judge Advocate General's School this past year have been many. The ever changing nature of the law and increasing demand for professional continuing legal education does not allow us to rest upon our laurels. The staff and faculty is committed to maintaining the School's tradition of academic excellence and will ensure the School continues to meet the educational needs of today's Army lawyer.



PAUL J. RICE
Colonel, U. S. Army
Commandant



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.

FACULTY

The Judge Advocate General's School Academic Department faculty consists of 35 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 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. Constituting approximately one half of the course, criminal law instruction not only prepares the student to be a trial attorney in the military court-martial system, but also an advisor to commanders, law enforcement personnel, or accused. 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 with exercises 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.

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, socioeconomic policies, the commercial activities program, and weapons systems acquisition, 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 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, the Military Rules of Evidence, advanced trial procedure, 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 fifteen 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.

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.

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 and The Judge Advocate General controls attendance at the Staff Judge Advocate Course. MILPERCEN selects officers for attendance at Senior Officers Legal Orientation Courses. 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.

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.



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

Course Descriptions



The 15th Edward H. Young Lecturer,
Professor Roger C. Park,
University of Minnesota Law School.

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 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. Selection for attendance is through MILPERCEN.

SUBSTANTIVE CONTENT: Administrative and Civil Law: Judicial review of military activities, military aid to civil authorities, legal basis of installation 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, acquisition process, and combat contracting.

GENERAL OFFICERS LEGAL ORIENTATION COURSE (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. Attendance is arranged through the General Officer Management Office, the Pentagon.

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 government contract law for attorneys at the installation level and entry level of the Army Materiel Command and comparable contracting activities.

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; contract disputes, including remedies of unsuccessful offerors and appeals; introduction to acquisition of automatic data processing equipment and introduction to procurement fraud.

GOVERNMENT CONTRACT LAW SYMPOSIUM (5F-F11)

LENGTH: 4-1/2 days.

PURPOSE: To provide continuing legal education in government contract law and related subjects. The Symposium provides an annual survey of developments in legislation, case law, administrative decisions and DoD policy. It presents a variety of subjects which pose current challenges to attorneys in various agencies and commands designed to heighten awareness and broaden perspective. The Symposium is intended for senior attorneys and supervisory attorneys. 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 more than two year's experience as a contract law attorney. This course is designed for the more experienced contract attorney and for supervisors. 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 and practical aspects of contracting, funding, competitive negotiation, socioeconomic policies, international acquisition, modifications, weapons system acquisition, truth in negotiations, terminations, labor relations problems, contract claims, and litigation. Course will normally be in a symposium format featuring guest speakers, plus 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: To provide continuing legal education in the area of contract litigation before the Boards of Contract Appeals and the U.S. Claims Court. The course is intended for attorneys who conduct contract litigation or who support litigation efforts in their respective agencies.

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, remedies available to both the government and contractors, preparation of files under ASBCA Rule 4, litigation reports, marshalling evidence, conducting and defending discovery, negotiating settlements, and coordination of remedies for contract fraud.

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

LENGTH: 4-1/2 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 supplies, services, major end items, and weapon systems.

PREREQUISITES: Active duty military attorneys or appropriate civilian attorneys employed by the U.S. Government. Individuals 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 law beyond basic installation level topics. It is intended for attorneys involved in acquisition of supplies, components, weapons or major end items. 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, fiscal law, restrictions on competition, and contract fraud.

**ADVANCED INSTALLATION CONTRACTING COURSE
(5F-F18)**

LENGTH: 4 1/2 days.

PURPOSE: To provide advanced instruction to attorneys engaged in government contracting for installations and comparable activities.

PREREQUISITES: Active duty military attorneys or appropriate civilian attorneys employed by the U.S. Government. Individuals must have successfully completed the Contract Attorneys Course (5F-F10) 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 addresses acquisition planning, funding, formation and administration of government contracts at military installations and comparable government agencies. The instruction builds upon the prerequisites with emphasis on cost type contracts, incentive and award fees; negotiations; effective contract administration and oversight of contractor performance; performance work statements; project planning and budgeting; acquisition of services; and acquisition of automatic data processing equipment, software, and maintenance. This is a new course.

**PROGRAM MANAGERS' ATTORNEYS COURSE
(5F-F19)**

LENGTH: 4 1/2 days.

PURPOSE: To provide advanced instruction to attorneys engaged in major systems research and development and acquisition, especially to those in direct support of Program Managers (PM) and Program Executive Officers (PEO).

PREREQUISITES: Active duty military attorneys or appropriate civilian attorneys employed by the U.S. Government. Students must have completed the Advanced Acquisition Course and have at least two years 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 addresses major systems acquisition through various milestones, acquisition planning, research and development, test and evaluation, competition enhancement, technical data, risk allocation, funding and budgeting, defense enterprise programs, and other topics of primary interest to PM and PEO and the lawyers who advise them. This is a new course.

**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 COURSE
(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.

**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: DoD 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 constitutes 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 of the law of war: 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, 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.

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 ensure 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 counterterrorism 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: review of operations plans, rules of engagement, peacetime use of force, individual legal problems of deploying soldiers, security assistance, and fiscal considerations connected with 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 E7 and above with an MOS of either 71D or 71E. Persons who have completed this course within the last four years are ineligible to attend. Persons who have completed this course more than four 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.

**LAW FOR LEGAL NONCOMMISSIONED OFFICERS COURSE
(512-71D/20/30)**

LENGTH: 4-1/2 days.

PURPOSE: To provide essential training for legal noncommissioned officers who work as professional assistants to Army judge advocates. The course is specifically designed to meet the needs of the Army legal NCO, MOS 71D, for skill level three training.

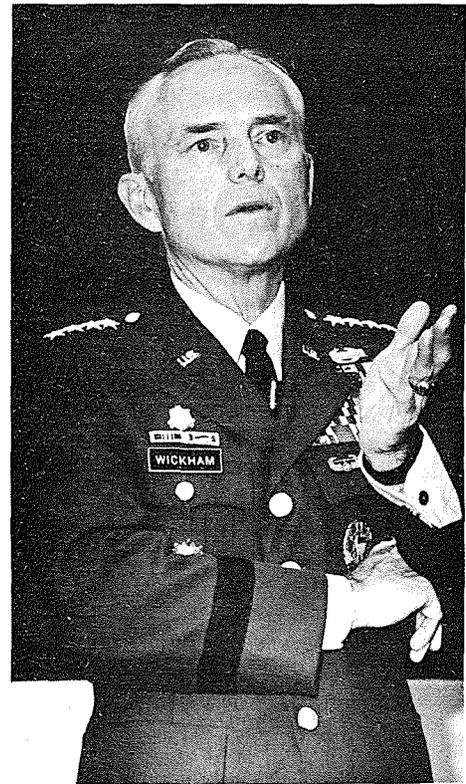
PREREQUISITES: The course is open only to enlisted Army soldiers and Reserve Component personnel in the grades of E-4 thru E-6, MOS 71D or 71E, who are serving in an Army legal office, or whose immediate future assignment entails providing professional assistance to an Army attorney. Students must have served a minimum of one year in a legal 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, claims, client screening, pretrial procedure, post-trial responsibilities, interviewing techniques, Privacy and Freedom of Information Acts, and professional responsibility.



(above) MG William K. Suter, The Assistant Judge Advocate General, and MG Hugh R. Overholt, The Judge Advocate General.

(right) General John A. Wickham, Jr. Chief of Staff, United States Army, addressing the 1986 JAG Conference.



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.

Enrollment

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

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. A copy of the employee's current job description should be attached to the enrollment application.

- 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.

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
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,
Law Office Management Course	JA 58
Military Judge Course	JA 131, JA 132, JA 133,
	JA 134, JA 137
Law of War Workshop	JA 142

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.

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 Reserve Component Judge Advocate Officer Basic Correspondence Course (JA OBC) meets the requirements for promotion to captain. Completion of the Judge Advocate Officer Advanced Correspondence Course (JA OAC) 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 legal noncommissioned officers, 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 covers basic material in legal research, criminal law, and organization of a staff judge advocate office. Successful completion of this course is a prerequisite for attendance at the resident Law for Legal Noncommissioned Officers Course.

The Law for Legal Noncommissioned Officers Correspondence Course is designed to improve technical skills involved in the management and operation of an Army legal 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.



The 35th Graduate Class presented the stained glass window over the parking lot entrance to the School as its class gift. The design features the new JAG Corps regimental crest as its focal point.



RESERVE COMPONENT 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. Officers attending the two-week Judge Advocate Officer Basic Course Phase I training at Fort Lee, Virginia will receive equivalent credit for all Phase I correspondence courses except: MPO 1004, Civil Disturbance Planning; EO 002, Equal Opportunity Policy, Staff Organization and Procedures; and ISO 1261, Alcohol and Drug Abuse Prevention and Control.

PHASE I NUMBER	MILITARY SUBJECTS SUBCOURSE TITLE	CREDIT HOURS
IS 0264	Physical Training	1
IS 0821	First Aid	12
IS 0345	Operations In An NBC Environment	8
MP 1004	Civil Disturbance Planning	6
IS 0299	Code/Conduct, Survive, Evade, Resist, Escape	1
EO 002	Equal Opportunity Policy, Staff Organization and Procedures	7
IS 1261	Alcohol and Drug Abuse Prevention and Control	6
IS 1203	Service Benefits	2
IS 3005	Safeguarding Defense Information	4
FA 8018	The Army Divisions	6
TOTAL:		53

PHASE II NUMBER	LEGAL SUBJECTS SUBCOURSE TITLE	CREDIT HOURS
JA 2	Standards of Conduct and Professional Responsibility	3
JA 12	Government Contracts	6
JA 20	Intro'n to Ad & Civil Law and Military Legal Bibliography	3
JA 21	Legal Basis of Command	9
JA 22	Military Personnel Law and Boards of Officers	6
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 Procedure	15
JA 43	The Law of Land Warfare	6
JA 58	Staff Judge Advocate Operations	9
	PHASE II:	75
	PHASE I:	53
	TOTAL:	128



MG William K. Suter, The Assistant Judge Advocate General, and Mrs. Suter, with Justice Antonin Scalia, U.S. Supreme Court.

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
IS 0264		Physical Training	1
CM 7114		Chemical and Biological Operations	11
MP 1005		Civil Disturbance Operations	6
EO 006		Special Influences on Equal Opportunity	2
IS 1262		Organizational Effectiveness	18
IS 1261		Alcohol and Drug Abuse Prevention and Control	<u>6</u>
TOTAL:			44

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	<u>3</u>
TOTAL:			39

PHASE III		MILITARY SUBJECTS — COMMAND AND MANAGEMENT	
NUMBER		SUBCOURSE TITLE	CREDIT HOURS
IS 1202		Personnel Management	6
IS 1701		Command and Staff Procedures	10
FI 0986		Resource Management	16
AG 0067		Civilian Personnel Management	10
FI 0063		Office Management	<u>18</u>
TOTAL:			60

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	<u>9</u>

TOTAL: 51

PHASE V MILITARY SUBJECTS — TRAINING, SKILLS, AND
ORIENTATION SUBJECTS

NUMBER	SUBCOURSE TITLE	CREDIT HOURS
AG 0015	The Officer Evaluation Reporting System	6
AG 0112	Reserve Components Retention	4
DP 0133	Basic Data Processing Software Concepts	11
FA 8018	The Army Divisions	6
IS 0252	Soviet Armed Forces	10
IS 0285	Map Reading	6
IS 3005	Safeguarding Defense Information	<u>4</u>

TOTAL: 47

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	<u>9</u>

TOTAL: 39

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 125A	Law of Federal Employment	6
JA 125B	Law of Federal Labor-Management Relations	<u>6</u>

TOTAL: 78

TOTAL NUMBER OF CREDIT HOURS: 358



Honorary Sergeant Major of the Corps, SGM John Nolan (Ret);
 Honorary Colonel of the Corps, MG Kenneth J. Hodson (Ret);
 MG Hugh R. Overholt, The Judge Advocate General; and
 General John A. Wickham, Jr., Chief of Staff, United States Army-
 1986 JAG Conference.



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 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 Law for Legal Noncommissioned Officers' Course.

PREREQUISITES: Military personnel in grade E-5 or below who possess MOS 71D or 71E; military members of other services with equivalent specialties; 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	Military Criminal Law for Paralegals	6
JA 58	Staff Judge Advocate Operations	<u>9</u>
		18

LAW FOR LEGAL NONCOMMISSIONED OFFICERS CORRESPONDENCE COURSE

PURPOSE: To prepare soldiers to perform or to improve their technical skills in performing the duties of Legal NCO, MOS 71D and 71E.

PREREQUISITES: Must be active Army, USAR or ARNGUS warrant officer or soldier in grade E-6 or above who has a primary MOS 713A, 71D, or 71E. Soldiers in grade E-5 or below who have completed the Law for Legal Specialists are eligible for enrollment. Military members of other services with equivalent specialties are eligible for enrollment.

NUMBER	SUBCOURSE TITLE	CREDIT HOURS
JA 2	Standards of Conduct and Professional Responsibility	3
JA 20	Introduction to Administrative and Civil Law, and Military Legal Bibliography	3
JA 22	Military Personnel Law and Board of Officers	6
JA 25	Claims	6
JA 26	Legal Assistance	9
JA 30	Introduction to Military Criminal Law	6
JA 58	Staff Judge Advocate Operations	9
JA 130	Nonjudicial Punishment	3
JA 140	Judge Advocate Operations Overseas	9
IS 0821	First Aid	12
IS 0345	Operations in an NBC Environment	8
IS 1261	Alcohol and Drug Abuse Prevention and Control	6
AG 0102	Review Written Communications	9
IS 3005	Safeguarding Defense Information	<u>4</u>
	TOTAL CREDIT HOURS	93

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-6 or above who has a primary MOS of 713A, 71D, or 71E and who has completed the Law for Legal Noncommissioned Officers 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		MILITARY SUBJECTS	
NUMBER		SUBCOURSE TITLE	CREDIT HOURS
AG 0028		Effective Army Writing	32
AG 0067		Civilian Personnel Management	10
AG 0068		Position and Pay Management	17
AG 0400		The Army Records Management Program	5
IN 0400		Fundamentals of Leadership (Part I)	5
IN 0401		Fundamentals of Leadership (Part II)	8
IS 0264		Physical Training (Advanced)	1
IS 1701		Command and Staff	10
FI 0986		The Army Planning, Programming and Budgeting System	16
FI 0988		Army Budgeting	20
FI 0063		Office Management	<u>18</u>
			142

PHASE II		LEGAL SUBJECTS	
NUMBER		SUBCOURSE TITLE	CREDIT HOURS
JA 23		Civilian Personnel Law and Labor-Management Relations	3
JA 36		Fundamentals of Military Criminal Law and Procedures	15
JA 125A		Law of Federal Employment	6
JA 133		Pretrial Procedure	9
JA 134		Trial Procedure	6
JA 135		Post-Trial Procedure	3
			—
			42
		Total Credit Hours	184





Celebrating the 212th birthday of the U.S. Army, SP4 Olivia Battle and BG Dulaney L. O'Roark, Jr., cut the first slice of birthday cake.

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 MILITARY CRIMINAL LAW FOR PARALEGALS

(6 credit hours)

An introduction to military criminal law for the non-lawyer, legal specialist. 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 specialist. 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; treatment of prisoners of war, the wounded and sick, civilian persons, and 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 soldier 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 endorsements, 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.



(above) Brigadier William Douglas Rolfe,
Director,
Australian Legal Services.

(right) COL Benjamin A. Sims with
BG Robert H. Tips, Assistant Judge
Advocate General for Operations (IMA);
BG Howard I. Manweiler (Ret), who
formerly served as ARNG Special
Assistant to The Judge Advocate
General; and BG Thomas P. O'Brien, Jr.,
Chief Judge, U.S. Army Legal
Services Agency (IMA).



Subcourse Descriptions: Military Subjects

Descriptions of military subject subcourses utilized in the Basic, Advanced, Law for Legal Noncommissioned Officers, and Army Legal Office Administration Correspondence 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

RESIDENT PROGRAM: BY COURSE TYPE

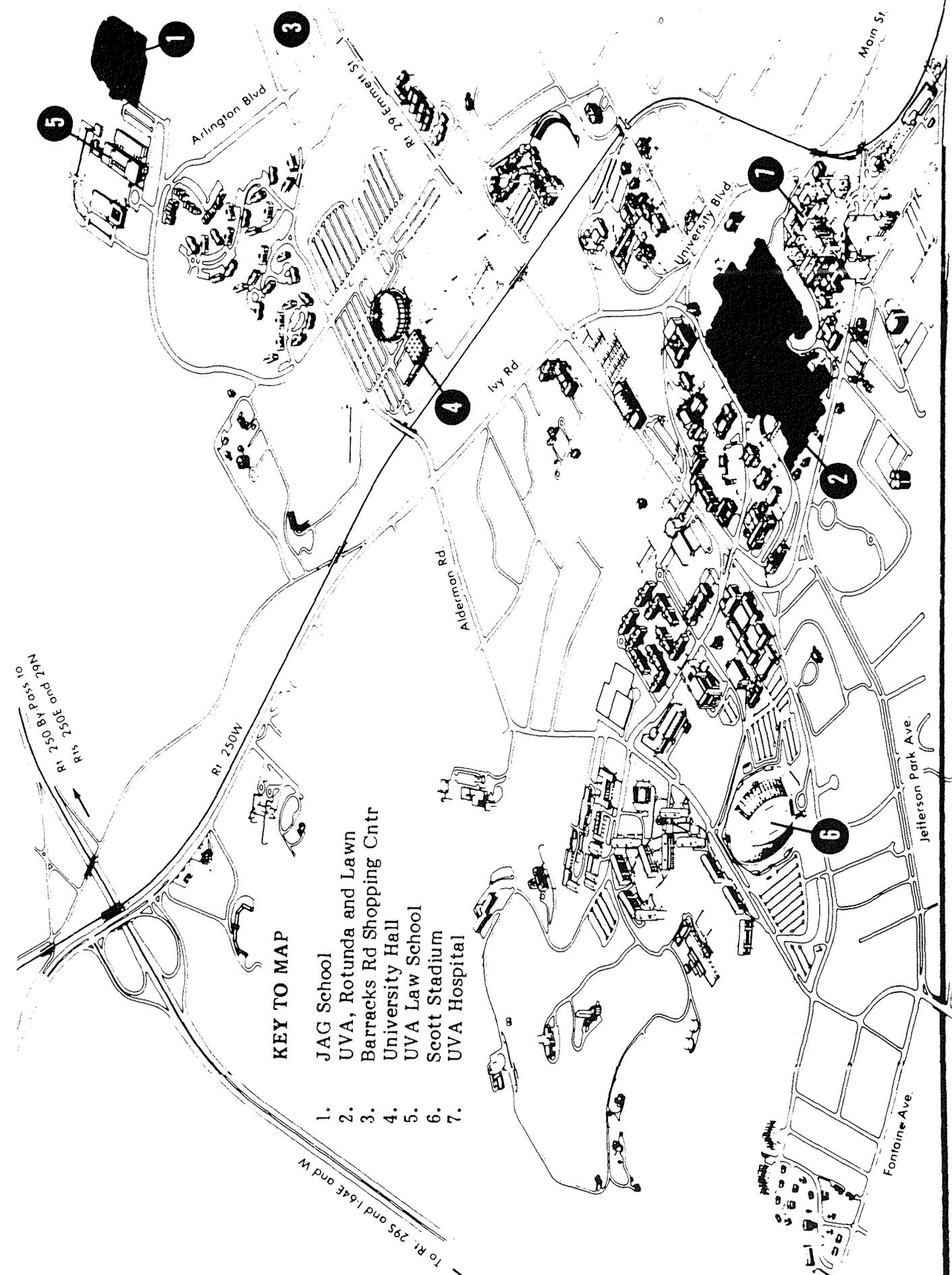
<u>Number</u>	<u>Course Title</u>	<u>Dates</u>
5-27-C22	36th Graduate Course	3 Aug 87-20 May 88
5-27-C22	37th Graduate Course	1 Aug 88-19 May 89
5-27-C20	113th Basic Course	20 Jul 87-25 Sep 87
5-27-C20	114th Basic Course	19 Oct 87-18 Dec 87
5-27-C20	115th Basic Course	19 Jan 88-25 Mar 88
5-27-C20	116th Basic Course	25 Jul 88-30 Sep 88
5F-F1	90th Senior Officers Legal Orientation	24-28 Aug 87
5F-F1	91th Senior Officers Legal Orientation	2-6 Nov 87
5F-F1	92nd Senior Officers Legal Orientation	25-29 Jan 88
5F-F1	93rd Senior Officers Legal Orientation	28 Mar-1 Apr 88
5F-F1	94th Senior Officers Legal Orientation	6-10 Jun 88
5F-F1	95th Senior Officers Legal Orientation	1-5 Aug 88
5F-F52	18th Staff Judge Advocate Course	25-29 Apr 88
	4th SJA Spouses' Course	25-29 Apr 88
	19th Methods of Instruction Course	16-18 May 88
	1987 JAG Conference	6-9 Oct 87
	JATT Team Training	13-24 Jun 88
	JAOAC (Phase VI)	13-24 Jun 88
	JA Reserve Component Workshop	12-15 Apr 88
	U.S. Army Claims Service Training Seminar	27 Jun-1 Jul 88
	Professional Recruiting Training Seminar	11-13 July 88
512-71D/ 71E/40/50 512-71D/ 20/30	Legal Administrators Workshop	12-15 Jul 88
5F-F10	Law for Legal Noncommissioned Officers	18-22 Apr 88
5F-F10	113th Contract Attorneys Course	14-25 Sep 87
5F-F10	114th Contract Attorneys Course	22 Feb-4 Mar 88
5F-F10	115th Contract Attorneys Course	2-13 May 88
5F-F10	116th Contract Attorneys Course	18-29 Jul 88
5F-F11	1988 Government Contract Law Symposium	11-15 Jan 88
5F-F12	25th Fiscal Law Course	30 Nov-4 Dec 87
5F-F12	26th Fiscal Law Course	18-22 Apr 88
5F-F13	6th Contract Claims, Litigation, and Remedies Course	12-16 Sep 88
5F-F16	7th Commercial Activities Program Course	19-23 Oct 87
5F-F17	3rd Advanced Acquisition Course	4-8 Apr 88
5F-F18	1st Advanced Installation Contracting Course	23-27 May 88
5F-F19	1st Program Managers' Attorneys Course	1-5 Feb 88
5F-F22	32nd Federal Labor Relations Course	14-18 Dec 87
5F-F22	33rd Federal Labor Relations Course	16-20 May 88
5F-F23	21st Legal Assistance Course	16-20 Nov 87
5F-F23	22nd Legal Assistance Course	21-25 Mar 88
5F-F24	12th Admin Law for Military Installations Course	7-11 Mar 88
5F-F25	2nd Alternative Dispute Resolution Course	16-19 Feb 88
5F-F29	6th Federal Litigation Course	19-23 Oct 87
7A-713A	17th Law Office Management Course	18-22 Jul 88
5F-F32	19th Criminal Trial Advocacy Course	26-30 Oct 87
5F-F32	20th Criminal Trial Advocacy Course	8-12 Feb 88
5F-F33	31st Military Judge Course	23 May-10 Jun 88
5F-F35	11th Criminal Law New Developments Course	17-21 Aug 87
5F-F35	12th Criminal Law New Developments Course	15-19 Aug 88
5F-F42	36th Law of War Workshop	10-14 Aug 87
5F-F42	37th Law of War Workshop	16-20 Nov 87
5F-F42	38th Law of War Workshop	14-18 Mar 88
5F-F42	39th Law of War Workshop	11-15 Jul 88
5F-F43	9th Legal Aspects of Terrorism Course	21-25 Sep 87
5F-F47	3rd Judge Advocate and Military Operations Seminar	7-11 Dec 87

NOTES

RESIDENT PROGRAM: CHRONOLOGICAL SCHEDULE

<u>Number</u>	<u>Course Title</u>	<u>Dates</u>
5-27-C20	113th Basic Course	20 Jul-25 Sep 87
5-27-C22	36th Graduate Course	3 Aug 87-20 May 88
5F-F42	36th Law of War Workshop	10 Aug-14 Aug 87
5F-F35	11th Criminal Law New Developments Course	17-21 Aug 87
5F-F1	90th Senior Officers Legal Orientation	24-28 Aug 87
5F-F10	113th Contract Attorneys Course	14-25 Sep 87
5F-F43	9th Legal Aspects of Terrorism Course 1987 JAG Conference	21-25 Sep 87 6-9 Oct 87
5F-F29	6th Federal Litigation Course	19-23 Oct 87
5F-F16	7th Commercial Activities Program Course	19-23 Oct 87
5-27-C20	114th Basic Course	19 Oct-18 Dec 87
5F-F32	19th Criminal Trial Advocacy Course	26-30 Oct 87
5F-F1	91st Senior Officers Legal Orientation	2-6 Nov 87
5F-F23	21st Legal Assistance Course	16-20 Nov 87
5F-F42	37th Law of War Workshop	16-20 Nov 87
5F-F12	25th Fiscal Law Course	30 Nov-4 Dec 87
5F-F47	3rd Judge Advocate and Military Operations Seminar	7-11 Dec 87
5F-F22	32nd Federal Labor Relations Course	14-18 Dec 87
5F-F11	1988 Government Contract Law Symposium	11-15 Jan 88
5-27-C20	115th Basic Course	19 Jan-25 Mar 88
5F-F1	92nd Senior Officers Legal Orientation	25-29 Jan 88
5F-F19	1st Program Managers' Attorneys Course	1-5 Feb 88
5F-F32	20th Criminal Trial Advocacy Course	8-12 Feb 88
5F-F25	2nd Alternative Dispute Resolution Course	16-19 Feb 88
5F-F10	114th Contract Attorneys Course	22 Feb-4 Mar 88
5F-F24	12th Admin Law for Military Installations Course	7-11 Mar 88
5F-F42	38th Law of War Workshop	14-18 Mar 88
5F-F23	22nd Legal Assistance Course	21-25 Mar 88
5F-F1	93rd Senior Officers Legal Orientation	28 Mar-1 Apr 88
5F-F17	3rd Advanced Acquisition Course JA Reserve Component Workshop	4-8 Apr 88 12-15 Apr 88
5F-F12	26th Fiscal Law Course	18-22 Apr 88
512-71D/ 20/30	Law for Legal Noncommissioned Officers Course	18-22 Apr 88
5F-F52	18th Staff Judge Advocate Course 4th SJA Spouses' Course	25-29 Apr 88 25-29 Apr 88
5F-F10	115th Contract Attorneys Course	2-13 May 88
5F-F22	19th Methods of Instruction Course	16-18 May 88
5F-F18	33rd Federal Labor Relations Course 1st Advanced Installation Contracting Course	16-20 May 88 23-27 May 88
5F-F33	31st Military Judge Course	23 May-10 Jun 88
5F-F1	94th Senior Officers Legal Orientation JATT Team Training JAOAC (Phase VI) U.S. Army Claims Service Training Seminar	6-10 Jun 88 13-24 Jun 88 13-24 Jun 88 27 Jun-1 Jul 88
5F-F42	Professional Recruiting Training Seminar	11-13 Jul 88
512-71D 71E/40/50	39th Law of War Workshop Legal Administrators Workshop	11-15 Jul 88 12-15 Jul 88
7A-713A	17th Law Office Management Course	18-22 Jul 88
5F-F10	116th Contract Attorneys Course	18-29 Jul 88
5-27-C20	116th Basic Course	25 Jul-30 Sep 88
5F-F1	95th Senior Officers Legal Orientation	1-5 Aug 88
5-27-C22	37th Graduate Course	1 Aug 88-19 May 89
5F-F35	12th Criminal Law New Developments Course	15-19 Aug 88
5F-F13	6th Contract Claims, Litigation and Remedies Course	12-16 Sep 88

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

- 1.
- 2.
- 3.
- 4.
- 5.
- 6.
- 7.

RI 250 BY Pass to
RIS 250E and 29N

To Rt. 295 and 164E and W

Arlington Blvd

Rt 29 Emmet St

University Blvd

Ivy Rd

Alderman Rd

RI 250W

Main St

Jefferson Park Ave.

Fontaine Ave.