

**7th Cavalry Regiment
JAG CHARGE SHEET**

INSTRUCTIONS FOR SECTIONS I-III: Sections I, II and III are to be completed by the accused immediate supervisor or other officer above within the accused chain of command (Platoon Leader or above). The accuser will submit the JAG Charge Sheet to the Company Commander & Battalion Staff for review/approval.

I. PERSONAL DATA *(Completed by Platoon Leader or above)*

1. NAME OF ACCUSED Busa, B	2. RANK LTC	3. MOS 31 Alpha	4. POSITION S2 OIC
5. UNIT S2 Security and Intelligence		6. CURRENT SERVICE	
		6a. ENLISTMENT DATE 2 Dec 2008	6b. TIME IN SERVICE (YR./MO.) 3 years 8 months

II. CHARGES *(Completed by Platoon Leader or above)*

7. CHARGE AND SPECIFICATION (S)

On 20Aug12 at 2336, Major Busa, B submitted the following PAF Message requesting a discharge from the 7th Cavalry Regiment.

"I came back thinking that I was returning to family. I was told that I would be back to my old rank after 4 months. I keep hearing that rank doesn't mean shit and that all the people who care know me as Busa and that is all that counts. I was an LTC when I left being drawn away by bullshit by Aaron because what I can donate. I fucked up. I came back saying I fucked up. Now I am at the whim of an individual that has quit the Cav twice and come back at the same rank or higher (second time he quit he did come back at a higher rank). All this happened under the "Plumbly years", the time that all are so willing to dismiss. The only reason the dam built in front of my promotion (the rank of this individual) is because of those "Plumbly years". I was under this persons command then and they DID NOT DO SHIT! It is still this way. This person did not do a single background check as OIC or a member of S2 and admitted this to me and his response was "so what, what are you getting at". It seems very unfair that all of the other members of the Cav are held to a certain standard yet the leadership can do and come and go as they please. I was away for 4 DAYS! 2 weeks for the other and not a peep. I have busted my ass for the Cav in the past and have done as much as I have been able to, spending much of my very limited free time to work at what I was assigned to. Taking time away from my wife and other family, true family members. That seems to be not enough for me at least. I have heard that "rank doesn't mean shit" from too many in leadership, which is easy to say at the top. And I challenge you. If you truly believe that statement, renounce your rank and everyone else's. Only then will that statement hold true. All know that inside of a Military realism clan that the rank signify's accomplishment and tenure. It shows the new guys that you have been here and did what you had to do to earn respect from your peers. So I am tired of the "rank doesn't mean shit argument" because you Goddamn know it does. And the "Plumbly years" are when and how the "leadership" got to where they are. Some by merit and some not. It seems pretty obvious that I am talking about those that have not got there by merit. I have been dicked with enough by someone that does nothing but delegate and can't even do that properly. Yes Bahama that is you. You had us come to a 2 hour meeting where you did not do or anything. Then disconnected. You are "on the road and don't have good internet connection" and that is why you haven't made the post for my promotion, when you have been on just about every day active on the forums and your home IP came up for the post you made today. I guess this will make you smile because I no longer will be here. But I hope everyone else will now see YOU DON'T DO A FUCKING THING! Later. Erase all of my info. I don't want a trace of my existence left in the Cav. This was supposed to be an escape from the day to day bullshit that I have to deal with but thanks to a certain few it has created nothing but stress. And you know what the fucked up thing is? It was done to do just that. You should really be ashamed of yourself, screwing with people like that. That is not the action of a man it is the action of a coward."

In submitting the PAF above, Major Busa, B. violated several articles of the 7th Cavalry UCMJ, the 7th Cavalry Code of Conduct, and lastly the 7th Cavalry General Orders. Compounding the situation, the PAF system is a public system and this message was broadcast for any and all members to see. These actions lack courage or honor and set a poor example for lower rank members to emulate.

The following is a summary of charges:

Article 88 - Contempt toward another member of 7th Cavalry

- Code of Conduct, Article II
- Any commissioned officer who uses contemptuous words against any other member of the 7th Cavalry Regiment, regardless of rank, shall be punished as a court-martial may direct.

Article 89 - Disrespect toward superior commissioned officer

- Any person subject to this chapter who behaves with disrespect toward his superior commissioned officer shall be punished as a court-martial may direct.

Article 90 - Assaulting or willfully disobeying superior commissioned officer

- Any person subject to this chapter who—
- (1) assaults his superior commissioned officer by written attacks by any medium while he is in the execution of his office;

Article 133 - Conduct unbecoming an officer and a gentleman

- Any commissioned officer who is convicted of conduct unbecoming an officer and a gentleman shall be punished as a court-martial may direct.

III. PREFERRAL *(Completed by Platoon Leader or above)*

8a. NAME OF ACCUSER Traycer, S	8b. RANK COL	8c. UNIT/POSITION OIC JAG	8d. DATE 22 AUG 2012
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INSTRUCTIONS FOR SECTIONS IV: Sections IV is to be completed by the Accused Company Commander or Battalion Staff Officer (Convening Authority). After a thorough review of the charges and facts of the case, the Convening Authority will make a recommendation for an Article 15, UCMJ or Trial by General Court Martial by marking the appropriate box. The Convening Authority will submit the JAG Charge Sheet to the JAG Office for processing.

IV. BATTALION/COMPANY COMMANDER APPROVAL/RECOMMENDATION

ARTICLE 15, UCMJ

TRIAL BY GENERAL COURT MARTIAL

AFFIDAVIT: Before me, the undersigned, authorized by law to administer oaths in cases of this character, personally appeared the above named accused on the date below, and signed the foregoing charges and specifications under oath that he/she is a person subject to the Uniform Code of Military Justice and that he/she either has personal knowledge of or has investigated the matters set forth therein and that the same are true to the best of his/her knowledge.

9a. NAME OF COMMANDER Bahama, S	9b. RANK LTG	9c. UNIT/POSITION Security Operations Chief	9d. DATE 22 AUG 2012
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INSTRUCTIONS FOR SECTIONS V: Sections V is to be completed by the JAG Office. The JAG Office is responsible to review the entire JAG Charge Sheet and ensure that all applicable procedures have been followed, including but not limited to, a review of the charges, ensure that the accused has been notified, and proper approval has been obtained. For Article 15, the JAG Office will process and forward findings to the General Staff for final approval. For Trial by General Court Martial, the JAG will assign counsel, coordinate all appropriate parties and set a trial date, record findings and sentencing and forward all documents to the General Staff for final approval.

V. JAG PROCESSING

ARTICLE 15, UCMJ

Charges and specifications are appropriate and consistent with the UCMJ.
 All parties involved and their Chain of Command have been notified.

10. CONVENING AUTHORITY

10a. RANK/NAME

10b. POSITION/UNIT

TRIAL BY GENERAL COURT MARTIAL

Charges and specifications are appropriate and consistent with the UCMJ.
 All parties involved and their Chain of Command have been notified.

11. ASSIGNED JAG COUNSEL

11a. PROSECUTING JAG

N/A

11b. DEFENSE COUNSEL

N/A

12. TRIAL DATE N/A	13. PRESIDING JUDGE GOA Unix, S	14a. PANEL MEMBER #1 GEN Mack, W.	14b. PANEL MEMBER #2 LTG Chance, JT	14c. PANEL MEMBER #3 N/A
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15a. JAG RECOMMENDATION

The Jag office has concluded that the facts surrounding the incident in question support our recommendation for the matter to be referred to a general court-martial. The defendants blatant attempts to undermine a respected member of our organization in such a public fashion and his ability as OIC of S2 security intelligence submits our organization to undue harm if he is permitted to stay for any length of time.

This recommendation is submitted with full force and effect of this office, and is submitted to this date, August 27, 2012.
 Evidentiary proof is available within the PAF system.

15b. JAG NAME Traycer, S	15c. RANK COL	15d. POSITION CJAG	15e. DATE 27 AUG 2012
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INSTRUCTIONS FOR SECTIONS VI: Sections VI is to be completed by the JAG Office. See instructions for Section V.

VI. FINDINGS

16a. FINDINGS

It has come to the attention of the JAG office, that after a discussion with the command staff, LTC.Busa (the defendant) has agreed to submit a guilty plea before the court. In an effort to expedite this issue it was agreed by both parties to forgo the formality of a court-martial trial.

The defendant has been notified of the charges before the court and as well as the potential disciplinary action that can be applied. The court has a responsibility to notify the defendant of his rights with regard to his plea of guilty, and we have included below pertinent information for the defendant. The court understands that you have previously entered a guilty plea with regard to the offenses, but we will need you to reaffirm below that you indeed intend to plead guilty before this court and that you are aware of all of your potential rights as well as disciplinary actions. Please read and respond to the following questions.

A PLEA OF GUILTY IS EQUIVALENT TO A CONVICTION. ON YOUR PLEA ALONE, WITHOUT RECEIVING ANY EVIDENCE, THIS COURT CAN FIND YOU GUILTY OF THE OFFENSE (S) TO WHICH YOU PLEAD GUILTY. YOUR PLEA WILL NOT BE ACCEPTED UNLESS YOU REALIZE THAT BY YOUR PLEA YOU ADMIT EVERY ACT OR OMISSION AND EVERY ELEMENT WITH RESPECT TO THE OFFENSE (S) TO WHICH YOU PLEAD GUILTY, AND THAT YOU ARE PLEADING GUILTY BECAUSE YOU REALLY ARE GUILTY. IF YOU ARE NOT CONVINCED THAT YOU ARE IN FACT GUILTY, YOU SHOULD NOT ALLOW ANY OTHER CONSIDERATION TO INFLUENCE YOU TO PLEAD GUILTY

DO YOU UNDERSTAND WHAT I HAVE JUST TOLD YOU?

HOW DO YOU PLEAD?

ARE YOU PLEADING GUILTY VOLUNTARILY AND OF YOUR OWN FREE WILL?

Please copy and paste your answers to the above and initial

If you have made your plea, the court will move on to sentencing. The general staff will consider extenuating and mitigating circumstances along with your time in service to the Regiment in their deliberation. The General command staff will submit their findings when they have reached their decision, and will submit those findings within this thread.

LTC. Busa, B Response:

I am doing this from my phone and it will not allow me to copy and paste.

I do understand though all of the above and my answers to all three questions are yes.

I hope this post will suffice. I will not be able to get to a computer to do it properly until approximately 10:30pm est

16b. NAME

Traycer, S

16c. RANK

COL

16d. POSITION

CJAG

16e. DATE

28 AUG 2012

INSTRUCTIONS FOR SECTIONS VII: Sections VII is to be completed by the JAG Office. See instructions for Section V.

VII. SENTENCING

17a. SENTENCE

JAG Case #12-22-8

28 August 2012

Findings:

The accused, Lieutenant Colonel Busa, B. has entered a plea of guilty for all charges as specified:

Article 88, 7Cav UCMJ, Contempt toward another member of the 7th Cavalry Regiment.

Article 89, 7Cav UCMJ, Disrespect towards superior commissioned officer

Article 90, 7Cav UCMJ, Assaulting a superior commissioned officer

Article 133, 7Cav UCMJ, Conduct unbecoming an officer and a gentleman

I find that the accused has knowingly, intelligently, and consciously waived his rights against self-incrimination, to a trial of the facts by a court-martial, and to be confronted by the witnesses against him; that the accused is, in fact guilty; and his plea of guilty is accepted.

The charges under Articles 117 and 134, are hereby dropped.

Sentence:

Lieutenant Colonel Busa, B. with consideration of your time in service and contributions to the 7th Cavalry Regiment, and in accordance with your pleas of guilty, this court-martial finds you guilty of all charges and specifications and sentences you to be reduced to the rank of Captain.

Accordingly, the approved findings and sentences are AFFIRMED.

17b. NAME

Mack, W

17c. RANK

GEN

17d. POSITION

Regimental XO

17e. DATE

28 AUG 2012

INSTRUCTIONS FOR SECTIONS VIII: Sections VIII is to be completed by the Regimental Commanding Officer or designee. The Regimental CO will review all the facts of the case and may revise the final sentence at this time. Final approval by the Regimental CO or designee is required to close the proceedings and record into the official record (MILPAC). Once approved, the Regimental CO will complete the form below and forward to the JAG Office for final processing.

VIII. FINAL APPROVAL (*Regiment Commanding Officer or designee*)

18a. APPROVAL/FINAL SENTENCE

Approved.

Court-martial adjourned.

18b. COMMANDER RANK/NAME

GEN Mack, Whitey

18c. POSITION/UNIT

Regimental Executive Officer

18d. APPROVAL DATE

29 AUG 2012

INSTRUCTIONS FOR SECTIONS IX: Sections IX is to be completed by the JAG Office, the S1 OIC, or designee.

IX. PERSONNEL PROCESSING

- Update record in Military Police Booking Area.
- Update MILPAC as necessary.
- Update Forum as necessary.
- Update Ventrilo as necessary.

19a. NAME OF S1 PERSONNEL

S1 Staff

19b. RANK

N/A

19c. UNIT/POSITION

S1 Department

19d. DATE

TBD