

Subj: PRETRIAL CONFINEMENT IN THE CASE OF PRIVATE FIRST CLASS
ZACKARY B. THOMPSON XXX XX 3084/3521

7. It is my opinion that continued pretrial confinement is necessary because:

a. PFC Thompson was given ample opportunities to turn himself into the proper authorities. Through his decisions while in a deserter status it is apparent that PFC Thompson had no real intentions to return to this command. I believe that he will continue to be a flight risk while he is pending disciplinary action.

b. PFC Thompson's previous history and disregard of obedience to orders, both written and oral, gives me reason to believe that PFC Thompson will not stay within the confines of this base.

8. Questions concerning this matter may be directed to the Legal Officer at 645-7871.



(Signature)

John W. Harman, Major, USMC

(Name, Rank, Service)

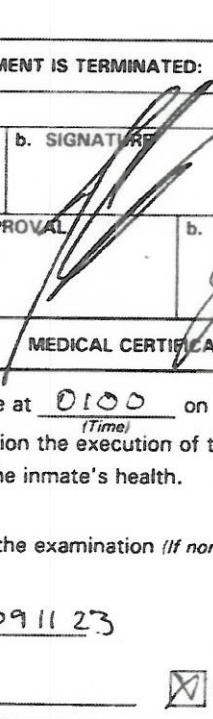
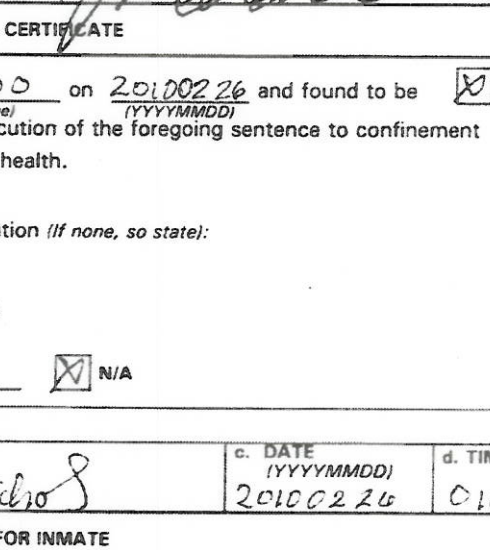
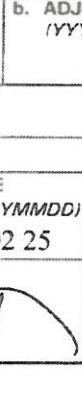

Commander

(Title)

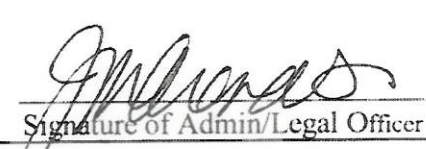
CLA-3

(Command)


CONFINEMENT ORDER

1. PERSON TO BE CONFINED		2. DATE (YYYYMMDD)	
a. NAME (Last, First, Middle) Thompson, Zackary B.		b. SSN 417-35-3084	2010 02 25
c. BRANCH OF SERVICE USMC	d. GRADE E-2	e. MILITARY ORGANIZATION (From): Combat Logistics Regiment 3	
TYPE OF CONFINEMENT			
a. PRE-TRIAL <input type="checkbox"/> NO <input checked="" type="checkbox"/> YES		b. RESULT OF NJP <input checked="" type="checkbox"/> NO <input type="checkbox"/> YES	
c. RESULT OF COURT MARTIAL: <input checked="" type="checkbox"/> NO <input type="checkbox"/> YES			
TYPE: <input type="checkbox"/> SCM <input type="checkbox"/> SPCM <input type="checkbox"/> GCM <input type="checkbox"/> VACATED SUSPENSION			
4. OFFENSES/CHARGES OF UCMJ ARTICLES VIOLATED: Art 85 - Desertion. On or about 08 Jan 2010 SNM went and remained absent from his unit for a period of approximately 49 days.			
5. SENTENCE ADJUDGED:			b. ADJUDGED DATE (YYYYMMDD):
6. IF THE SENTENCE IS DEFERRED, THE DATE DEFERMENT IS TERMINATED:			
7. PERSON DIRECTING CONFINEMENT			
a. TYPED NAME, GRADE AND TITLE: Jay L. Hatton, O-6, Commanding Officer		b. SIGNATURE: 	c. DATE (YYYYMMDD) 2010 02 25
d. TIME 0800			
8.a. NAME, GRADE, TITLE OF LEGAL REVIEW AND APPROVAL: Jayme M. Arenas, O-3, Legal Officer		b. SIGNATURE: 	c. DATE (YYYYMMDD) 2010 02 25
MEDICAL CERTIFICATE			
9a. The above named inmate was examined by me at <u>0100</u> on <u>20100226</u> and found to be <input checked="" type="checkbox"/> Fit <input type="checkbox"/> Unfit (Time) (YYYYMMDD) for confinement. I certify that from this examination the execution of the foregoing sentence to confinement <input checked="" type="checkbox"/> will <input type="checkbox"/> will not produce serious injury to the inmate's health.			
b. The following irregularities were noted during the examination (If none, so state):			
c. HIV Test administered on (YYYYMMDD): <u>2009 11 23</u>			
d. Pregnancy test administered on (YYYYMMDD): _____ <input checked="" type="checkbox"/> N/A			
10. EXAMINER			
a. TYPED NAME, GRADE AND TITLE: NICHOLS Amy LT MC ASN		b. SIGNATURE 	c. DATE (YYYYMMDD) 20100226
			d. TIME 0100
RECEIPT FOR INMATE			
11.a. THE INMATE NAMED ABOVE HAS BEEN RECEIVED FOR CONFINEMENT AT: <u>CAMP HANSEN BASE BRIG</u> (Facility Name and Location)			
ON <u>20100226</u> AND TIME: <u>0103</u> (YYYYMMDD) (Time)			
b. PERSON RECEIVING FOR INMATE TYPED NAME, GRADE AND TITLE: Kozlowski, J.A SSGT/DRS		c. SIGNATURE: 	d. DATE (YYYYMMDD) 20100226
			e. TIME 0103

REQUEST FOR LEGAL SERVICES (RLS)

ACCUSED'S NAME (LAST, FIRST, MI)	GRADE / SSN / MOS	
THOMPSON, ZACKARY B.	PFC/E-2 XXX XX 3084/3521	
UNIT: GSMT Company, CLR-3, 3d MLG, Okinawa, Japan		
DOCUMENTARY EVIDENCE ATTACHED	SRB ATTACHED: YES / NO	
<input type="checkbox"/> NCIS / CID REPORT <input type="checkbox"/> Command Investigation <input type="checkbox"/> NJP transcript(s) / Notes <input type="checkbox"/> None (If marked, please explain in the remarks block at the bottom of the page.) Failure to provide documentary evidence will delay legal proceedings.	DATED: 2010 02 26  Signature of Admin/Legal Officer	
PRETRIAL RESTRAINT--ONE BLOCK MUST BE CHECKED: (Attach copy of docs to RLS)		
<input type="checkbox"/> Liberty Risk <input type="checkbox"/> Conditions on Liberty	<input type="checkbox"/> Pretrial Restriction <input checked="" type="checkbox"/> Pretrial Confinement	<input type="checkbox"/> Arrest <input type="checkbox"/> None
REQUEST APPROPRIATE SERVICES FOR:		
<input type="checkbox"/> Summary Court-Martial <input type="checkbox"/> Administrative Discharge (FOR LSSS, CAMP FOSTER ONLY):	<input checked="" type="checkbox"/> Special Court-Martial <input type="checkbox"/> Art. 32 Investigation <input type="checkbox"/> Misconduct by reason of: <ul style="list-style-type: none"> <input type="checkbox"/> Minor Disciplinary Infractions <input type="checkbox"/> Pattern of Misconduct <input type="checkbox"/> Drug Abuse <input type="checkbox"/> Commission of a Serious Offense <input type="checkbox"/> Alcohol Rehabilitation Failure <input type="checkbox"/> Weight Control Failure <input type="checkbox"/> Other (Specify):	
Recommended Characterization of Discharge to be: <input type="checkbox"/> Under Other Than Honorable Conditions <input type="checkbox"/> General (Under Honorable Conditions) <input type="checkbox"/> Honorable		
REMARKS: Violation of Article 85 – Desertion. On or about 08 Jan 2010 SNM went and remained absent from his unit for a period of approximately 49 days.		
(Continued on Page 2)		

REQUEST FOR LEGAL SERVICES (RLS)--PAGE 2

The <u>Summary Court-Martial</u>				
Officer(If applicable) will be:				
<u>SPECIAL COURT-MARTIAL MEMBERS:</u>				
If the unit does not have a standing panel convening order, please provide the names of five officers, selected by the CO, to serve as members. Warrant Officers may be included in the list. If one or more officers are of the same rank, include their date of rank. If a standing panel has been signed, check here: _____				
NAME (First, MI, Last)	RANK	SSN/MOS/USMC/(R)/USN	DATE OF RANK	PHONE #
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
The Accused will be				
<u>Informed</u> of the Charges by: J. M. ARENAS, Capt, Legal Officer, CLR-3, USMC				
The following officer will				
<u>Receipt</u> for the charges: J. M. ARENAS, Capt, Legal Officer, CLR-3, USMC				
The following Officer will				
<u>Refer</u> the Charges (CO's name): J. L. HATTON, Col, CO, CLR-3, USMC				
<u>ESSENTIAL WITNESSES:</u> Please list the name, unit, and phone number of the essential witnesses, and indicate if their records have been flagged for legal hold:				
<u>NAME/RANK</u>	<u>UNIT</u>	<u>PHONE NUMBER</u>	<u>LEGAL HOLD?</u>	
USE ADDITIONAL SHEETS IF NECESSARY				
SIGNATURE OF COMMANDING OFFICER			DATE 20100226	
 J. W. HARMAN				

DESERTER/ABSENTEE WANTED BY THE ARMED FORCES		1. DATE PREPARED (YYYYMMDD) 20100105		REPORT CONTROL SYMBOL DD-P&R(SA)1454	
2. TO (Local, State or Federal law enforcement authority as indicated by Military Deserter Information Point) See Distribution List		3. FROM (Organization or activity and place from which absent. If unauthorized absence occurs in transit, list old and new unit in Remarks) Commanding Officer Combat Logistics Regiment 3 3D Marine Logistics Group Unit 38416 FPO AP 96604-8416		4. DISTRIBUTION CMC SRB PNOK	
5. ABSENTEE IDENTIFICATION					
a. NAME (Last, First, Middle Initial) Thompson, Zackary B.		b. GRADE/RANK/RATE PFC, E-2		c. SEX M	
d. RACE (X one or more)		e. ETHNICITY (X one)			
<input type="checkbox"/> AMERICAN INDIAN/ALASKA NATIVE	<input type="checkbox"/> NATIVE HAWAIIAN OR OTHER PACIFIC ISLANDER	<input type="checkbox"/> HISPANIC OR LATINO			
<input type="checkbox"/> ASIAN	<input checked="" type="checkbox"/> WHITE	<input checked="" type="checkbox"/> NOT HISPANIC OR LATINO			
<input type="checkbox"/> BLACK OR AFRICAN AMERICAN	<input type="checkbox"/> DECLINE TO RESPOND	<input type="checkbox"/> DECLINE TO RESPOND			
f. PLACE OF BIRTH (City, State, Country) Madison, AL, USA		g. DATE OF BIRTH (YYYYMMDD) 19891229		h. HEIGHT 70"	i. WEIGHT 185
j. EYE COLOR (X one)		k. HAIR COLOR (X one)			
<input type="checkbox"/> BLACK	<input type="checkbox"/> GREEN	<input type="checkbox"/> VIOLET	<input type="checkbox"/> AUBURN	<input checked="" type="checkbox"/> BROWN	<input type="checkbox"/> SILVER
<input type="checkbox"/> BLUE	<input type="checkbox"/> GRAY		<input type="checkbox"/> BLACK	<input type="checkbox"/> GRAY	<input type="checkbox"/> WHITE
<input checked="" type="checkbox"/> BROWN	<input type="checkbox"/> HAZEL		<input type="checkbox"/> BLOND	<input type="checkbox"/> RED	<input type="checkbox"/> BALD
l. DIP CONTROL NUMBER		m. BRANCH OF SERVICE M	n. SOCIAL SECURITY NO. 417-35-3084		d. CITIZENSHIP US
q. MILITARY OCCUPATION 3521, Mechanic		s. PERMANENT RESIDENCE ADDRESS (Include ZIP Code) 3200 Stonewall RD Huntsville, AL 3573			
r. CIVILIAN OCCUPATION Unknown					
6. CURRENT ENLISTMENT			7. ENTRY INTO CURRENT PERIOD OF SERVICE		8. ATTACH PHOTOGRAPH (If available)
a. DATE (YYYYMMDD) 20080512	b. PLACE (City and State) Madison, AL		a. DATE (YYYYMMDD) 20080512	b. PLACE (City and State) Same as 6b.	
9. TIME OF ABSENCE			10. ADMINISTRATIVE DATE OF DESERTION (YYYYMMDD)		
a. DATE (YYYYMMDD) 20091209	b. HOUR 0900		20100108		
11. ESCAPED OR SENTENCED PRISONER (X as applicable)			12. DISCHARGE STATUS (X as applicable)		
<input type="checkbox"/> YES	IF "YES," SPECIFY CHARGE		a. DISCHARGED	<input type="checkbox"/> YES	<input checked="" type="checkbox"/> NO
<input checked="" type="checkbox"/> NO			b. SUSPENDED	<input type="checkbox"/> YES	<input checked="" type="checkbox"/> NO
13. OPERATOR'S LICENSE			14. VEHICLE LICENSE		
a. NUMBER Unknown	b. STATE	c. EXP. DATE (YYYYMMDD)	a. PLATE NO. Unknown	b. STATE	c. EXP. DATE (YYYYMMDD)
					d. TYPE
15. VEHICLE					
a. VEHICLE IDENTIFICATION NUMBER Unknown		b. YEAR	c. MAKE	d. MODEL	e. STYLE
					f. COLOR
16. RELATIVES AND/OR PERSONS KNOWN BY ABSENTEE (If more space is needed, continue in Remarks or on a separate page, making reference to this item number.)					
a. NAME (Last, First, Middle Initial)			b. ADDRESS (Include ZIP Code)		
(1) Thompson, Walter M.			3200 Stonewall RD Huntsville, AL 35763		
(2) Thompson, Pamela L.			3200 Stonewall RD Huntsville, AL 35763		
(3)					
(4)					
(5)					

17. CERTIFICATION (See Notes)

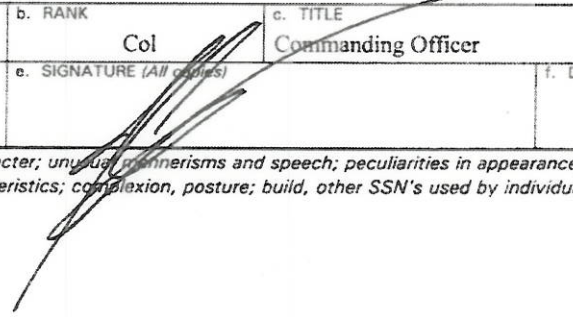
The undersigned states: That he/she is a commissioned officer of the United States Marine Corps (Military Department), presently assigned as the Commanding Officer, CLR-3, 3D MLG (Unit from which the alleged deserter absented himself or herself), and in the performance of official duties imposed by Department of Defense Directive 1325.2 and MCO P 5800.16A (Regulations of the Service concerned which implement DOD Directive 1325.2, e.g. Army Regulations 190-9 and 630-10), he/she has conducted an investigation into the status of Zackary B. Thompson, Private First Class (Name and rank of alleged deserter), a member of the United States Armed Forces serving on active duty with CLR-3, 3D MLG (Unit and Service from which the alleged deserter absented himself or herself), by questioning his/her unit cohorts; by examining and verifying the field service records of said service member which reflect his/her duty status; by requesting the member's next of kin to urge his/her voluntary return to military control if they are aware of his/her whereabouts; by inquiring to the fullest extent possible into the feasibility of other explanations for the member's absence, to include sickness, injury, hospitalization, and confinement by civil law enforcement officials; and officially ordered diversion from his/her unit of assignment by querying the member's losing unit (and en route temporary duty unit), the appropriate career management division, the servicing replacement organization, and the servicing Military Personnel and Transportation Assistance Office (and (See Note 1) N/A).

That based on the aforesaid investigation, the undersigned has personal knowledge that, on or about 20091209 (Date YYYYMMDD), Zackary B. Thompson, Private First Class (Name and rank of alleged deserter), did, without authority and with intent to remain away therefrom permanently, absent himself/herself from his/her unit/organization/place of duty, to wit: (See item 3 above) located at (See item 3) in violation of Section 885, Title 10, United States Code and he/she has remained continuously so absent until 20100108 (Date this statement is executed - YYYYMMDD). I state under penalty of perjury (under the laws of the United States of America (See Note 2) that the foregoing is true and correct. Executed on 20100108 (Date - YYYYMMDD).

NOTES:

1. For use only when a servicemember fails to report to a gaining unit of assignment during a permanent change of station.
2. For use only when statement is executed outside the United States, its territories, possessions and commonwealths.

18. COMMANDING OFFICER

a. TYPED NAME (Last, First, Middle Initial)	b. RANK	c. TITLE
Hatton, Jay L.	Col	Commanding Officer
d. ORGANIZATION AND INSTALLATION	e. SIGNATURE (All copies)	f. DATE SIGNED (YYYYMMDD)
CLR-3, 3D MLG		20100108

19. REMARKS (List peculiar habits and traits of character; unusual mannerisms and speech; peculiarities in appearance; clothing worn; aliases (names); marks and scars; tattoos; facial characteristics; complexion, posture; build, other SSN's used by individual; or other data that may assist in identification.

INFORMATION

1. AUTHORITY TO APPREHEND.

a. Any civil officer having the authority to apprehend offenders under the laws of the United States, or of a State, territory, commonwealth, possession, or the District of Columbia may summarily apprehend deserters from the Armed Forces of the United States and deliver them into custody of military officials.

Receipt of this form and a corresponding entry in the FBI's NCIC Wanted Person File, or oral notification from military officials or Federal law enforcement officials that the person has been declared a deserter and that his/her return to military control is desired, is authority for apprehension.

b. Civil authorities may apprehend absentees (AWOL's) when requested to do so by military authorities.

2. PAYMENT OF REWARD OR REIMBURSEMENT FOR EXPENSES.

a. Rewards. Receipt of this form, or oral or written notification from military authorities or Federal law enforcement officials, prior to apprehension of the individual, that the person is an absentee and that his/her return to military control is desired will be considered as an offer of reward. Persons or agency representatives (except salaried officers or employees of the Federal Government or servicemembers) apprehending or delivering absentees to military control are authorized:

(1) Payment for apprehension and detention of absentees until military authorities assume custody; or

(2) Payment for apprehension and delivery of absentees to a military installation.

b. Reimbursement for Expenses. Reimbursement may be made for actual expenses incurred when conditions for payment of a reward cannot be met. If two or more persons perform these services, payment will be made jointly or severally, but total payment to all may not exceed prescribed limitations.

c. Payment. Payment will be made to the person or agency representative actually making arrest and detention or delivery by the disbursing officer servicing the military facility to which the absentee is delivered and will be in full satisfaction of all expenses of

apprehending, keeping and delivering the absentee. Payment may be made whether the absentee surrenders or is apprehended. Payment will not be made for information leading to apprehension, nor for apprehension not followed by return to military control. Both reward and reimbursement may not be paid for the same apprehension and detention or delivery.

3. INDIVIDUAL CLAIMS HE/SHE IS NOT ABSENT WITHOUT AUTHORITY.

When a detained individual claims that he/she is not absent without leave and does not have the papers to prove his/her claim, the apprehending person or agency representative should communicate directly by the most rapid means available, with the nearest military installation manned by active duty personnel. When necessary, communicate directly (telephone or telegraph) with the Deserter Information Point of the military service concerned.

a. **US Army:** U.S Army Deserter Information Point
ATTN: ATZK-PMF-D
1481 Old Ironsides Avenue
Fort Knox, KY 40121

Telephone: Area Code (502) 626-3711/
3712/3713

b. **US Navy:** Navy Absentee Collection and
Information Center (NACIC)
2834 Greenbay Road
North Chicago, IL 60064

Telephone collect: Area Code (847) 688-2106
(or toll free: 1-800-423-7633)

c. **US Marine Corps:** Commandant, US Marine Corps
Code POS-40
2 Navy Annex
Washington, DC 20380-1775

Telephone collect: Area Code (703) 614-3248/3376

d. **US Air Force:** Headquarters AF Personnel Center
(DPWCM)
550 C Street West, Suite 14
Randolph AFB, TX 78150-4716

Telephone collect: Area Code (210) 566-3752
(or toll free: 1-800-531-5501)

Alary #: 00433



UNITED STATES MARINE CORPS
COMBAT LOGISTICS REGIMENT 3
3D MARINE LOGISTICS GROUP
UNIT 38416
FPO AP 96604-8416

IN REPLY REFER TO:
T 5800
CO
15 DEC 2009

From: Commanding Officer, Combat Logistics Regiment 3
To: Officer In Charge, Installation Personnel Administration
Center (ATTN: LEGAL SECTION)

Subj: UNAUTHORIZED ABSENCE ICO PRIVATE FIRST CLASS ZACKARY B.
THOMPSON XXX XX 3084/3521 USMC

1. This letter is to certify the unauthorized absence of Private First Class Zackary B. Thompson as of 0900, 9 December 2009. SNM was last seen at Point Loma Naval Hospital, at 0730, 9 December 2009.
2. Questions pertaining to this matter may be addressed to the Regimental Adjutant at DSN 645-7871.


J. M. ARENAS
By direction

Unit Diary #: 71834

ENCLOSURE (4)