

ACTIONS

Against

me

**OHIO ARMY NATIONAL GUARD
HEADQUARTERS 16TH ENGINEER BRIGADE (COMBAT SUPPORT)
3990 EAST BROAD STREET BUILDING 2
COLUMBUS OHIO 43213-1152**

NGOH-ENG-Z

14 May 2011

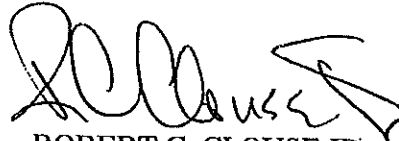
MEMORANDUM FOR 2LT Mark R. Phillips, 11335 Claridon Troy Road, Chardon, OH 44024

SUBJECT: Withdrawal of Federal Recognition

1. This is to inform you that sufficient basis exists to initiate action for withdrawal of Federal Recognition in the Army National Guard for moral or professional dereliction, in accordance with NGR 635-101, paragraph 9. Specifically, you submitted altered records in support of your travel voucher.
2. In view of the above, a board of officers will be convened under the provisions of NGR 635-101 to make a recommendation regarding your continued retention in the Army National Guard. Under the provisions of NGR 635-101, paragraph 14a, you have the following options:
 - a. Show cause for retention before a board of officers convened for that purpose.
 - b. Submit your resignation in lieu of proceedings for withdrawal of Federal Recognition.
3. Additionally, under the provisions of NGR 635-101, paragraph 15, you are entitled to the following privileges:
 - a. To appear before the board in person at your own expense.
 - b. To be furnished copies of the records that will be submitted to the board and other pertinent releasable documents.
 - c. To submit statements in your own behalf.
 - d. To be represented by appointed military counsel, by military counsel of your own choice (if reasonably available), or by civilian counsel at your own expense.
 - e. To be allowed a reasonable time to prepare your case. In no instance will you have less than 30 days from the date of this notification.

NGOH-ENG-Z
SUBJECT: Withdrawal of Federal Recognition

4. You will elect one of the options on Enclosure 1 and return your election within 15 calendar days of receipt of this notification. If you elect to submit your resignation in lieu of withdrawal of Federal Recognition, also complete and return Enclosure 2.



ROBERT C. CLOUSE JR.
Brigadier General
Commanding

Encls

1. Election of Options
2. Resignation in Lieu of Board

CF:

Cdr, HQ 216th Eng Bn
Cdr, 812th Eng Co (Sapper)

15 calendar Days

29/May/2011

Date

SUBJECT: Election of Options

FOR Commander, HQ 16th Engineer Brigade (Combat Support), 3990 East Broad Street
Building 2, Columbus, Ohio 43213-1152

1. I elect to tender my resignation as an officer of the Army National Guard and as a Reserve Officer of the Army in lieu of proceedings for withdrawal of Federal Recognition, under the provisions of Section V, NGR 635-101.

2. I desire a hearing before a board of officers and:

a. Elect to appear before a board at my own expense.

b. Waive my right to appearance before the board.

c. Desire to be represented by appointed military counsel.

d. Desire to be represented by, if reasonably available: _____

(Name)

(Grade)

(SSAN)

(Address and/or Assignment)

e. Desire to be represented by civilian counsel of my own choice and at my own expense.

f. Desire copies of records which will be submitted to the board and other pertinent releasable documents.

g. Desire to submit statements in my own behalf.

(Signature)

MARK R. PHILLIPS

2LT, Ohio ARNG

268-86-1902

SUBJECT: Resignation in Lieu of Board Proceedings for Withdrawal of Federal Recognition

FOR Commander, HQ 16th Engineer Brigade (Combat Support), 3990 East Broad Street
Building 2, Columbus, Ohio 43213-1152

1. I, Mark R. Phillips, 2LT, 268-86-1902, having been informed that proceedings have been initiated to withdraw my Federal Recognition, do hereby voluntarily tender my resignation as an officer of the Ohio Army National Guard and as a Reserve Officer of the Army under the provisions of Section V, NGR 635-101.
2. I have been advised of the reason for initiation of action to withdraw my Federal Recognition, of my rights to appear before a board of officers, to be represented by counsel, to submit a brief on my behalf, and any other statements, to present witnesses in my behalf, and to have a reasonable time (at least 30 days from the date of notification) to prepare my case.
3. I hereby waive these rights with the understanding that if my resignation is accepted, I may be separated either under honorable conditions, or under conditions other than honorable. I also understand that I may be furnished an honorable, general, or other than honorable discharge certificate as determined by Commander, U.S. Army Human Resources Command.

(Signature/Date)

MARK R. PHILLIPS
2LT, Ohio ARNG
268-86-1902

OHIO ARMY NATIONAL GUARD
Headquarters, 16th Engineer Brigade (Combat Support)
3990 East Broad Street, Building 2
Columbus, Ohio 43213-1152

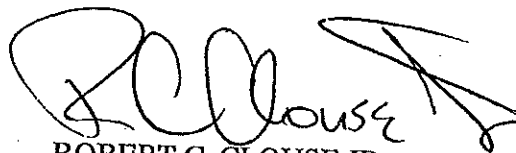
NGOH-EA-Z

14 May 2011

MEMORANDUM FOR 2LT Mark R. Phillips, 268-86-1902, 812th Engineer Company (Sapper),
1400 West Old Lincoln Way, Wooster, Ohio 44691-3326

SUBJECT: Memorandum of Reprimand

1. You are hereby reprimanded for violating O.R.C. 5924.107, False Official Statement, and O.R.C. 5924.132, Fraud Against the Government, of the OCMJ, in that you forged documents relating to your TDY lodging and submitted those same documents for reimbursement. Your conduct has been prejudicial to good order and discipline in the armed forces and is of a nature to bring discredit upon the armed forces.
2. It is a matter of serious concern to me that you committed such irresponsible acts and omissions. The United States Army reposed special trust and confidence in you when it bestowed upon you the privilege of being a commissioned officer. This privilege carries with it the responsibility to set a standard of personal conduct that Soldiers under you can follow. You have failed in this duty.
3. This reprimand is administrative in nature and is not imposed as punishment under Article 15 of the UCMJ. I am considering filing it in your Official Military Personnel File as a permanent document, but will consider any written matters you wish to submit prior to my final filing decision.
4. Acknowledge receipt of this memorandum. You then have seven (7) days to return the memorandum and submit any written matters in extenuation and mitigation. If you fail to respond within that time, I will assume that you elect not to submit matters and will take final filing action without your input.



ROBERT C. CLOUSE JR.
Brigadier General
Commanding

MEMORANDUM FOR Commander, 16th Engineer Brigade (Combat Support), 3990 E Broad St
Bldg 2, Columbus, Ohio 43213-1152

SUBJECT: Acknowledgment of Receipt of Administrative Reprimand

1. I have read and understand the unfavorable information against me contained in the administrative reprimand signed by the Commanding General, 16th Engineer Brigade. I understand I may rebut the unfavorable information contained in this administrative reprimand and that I have seven (7) days to submit any written statements or other documentation in support of any rebuttal. I also acknowledge receipt of copies of the documents that formed the basis for this administrative reprimand.
2. I elect to submit/not submit (circle one) written statements or other documentation in support of my rebuttal of the unfavorable information contained in the administrative reprimand.

(DATE)

MARK R. PHILLIPS
2LT, OHARNG
268-86-1902

7 Days

21/May/2011