

MILITARY JUSTICE TRANSPARENCY BULLETIN

June 2025 — July 2025

Approved by the Staff Judge Advocate

The information in this bulletin is intended to provide USAFA personnel a concise summary of discipline across USAFA and should not be interpreted as directing commanders or supervisors to take any particular action in future cases, as all cases are unique. This edition covers cases completed in April and May 2025. The bulletin will be published bi-monthly and specifically include all disciplinary actions involving allegations of sexual misconduct in accordance with DAF guidance. This information will also be accessible at: https://www.usafa.edu/transparency-bulletin/

Due to Privacy Act protections, names are only included for courts-martial resulting in a guilty verdict since courts are public hearings.

If you have questions or suggestions for improvement, please direct them to your chain of command.

Sincerely,

Colonel Theodore Richard
USAF Academy Staff Judge Advocate

TRAINING / TRENDS

Service members are subject to prosecution for the consumption or possession of certain substances. Knowing your restrictions can prevent you from finding yourself in trouble for illegal substance use. Operational Supplement Safety has an online database allowing service members to reference prohibited ingredients. Kratom is one such ingredient.

Kratom is a tropical tree native to Southeast Asia and Africa, that is marketed as an herbal extract/supplement in the United States, often sold in pills, capsules, powders, and drinks. Kratom is strictly prohibited for use by service members due to its potential health risks, addictive properties, and impact on military readiness. Kratom can mimic the effects of opioids, leading to addiction and withdrawal symptoms. The FDA has not approved kratom for any medical use and has issued warnings about its potential dangers, including seizures and liver damage.

Use of Kratom and other prohibited substances found in the DoD Prohibited Ingredient List, https://www.opss.org/dod-prohibited-dietary-supplement-ingredients, is punishable by the Uniform Code of Military Justice and can result in loss of pay and allowances, confinement, and/or a dishonorable discharge.

Don't risk your health or your future. Use the link above to learn what to avoid when considering dietary supplement products and other substances.

UPCOMING COURTS-MARTIAL

As a reminder, an accused is innocent of all charges unless and until proven guilty beyond a reasonable doubt. All courts-martial are held in the USAFA Courtroom (2nd Floor, Harmon Hall) and are open to the public. If the courtroom is full, individuals may view the proceeding from an overflow room.

CASE NAME

CHARGES

DATE

United States v. AFC V.Z.

Article 120, Sexual Assault

Trial: 4-8 Aug 2025

For more information about upcoming cases across the Air Force, visit the AF JAG Corps Public Docket: https://legalassistance.law.af.mil/AMJAMS/PublicDocket/docket.html

COURTS-MARTIAL RESULTS

N/A

DISCHARGE BOARD RESULTS

Although many discharges/disenrollments may occur via written notification and response, in some cases a discharge board is warranted. The additional due process measures of a board is required in cases involving non-probationary officers, NCOs, Airmen with > 6 years of service, or when seeking a service characterization of Under Other Than Honorable (UOTHC). An UOTHC characterization is reserved for serious misconduct and typically results in a loss of most military/VA benefits. A Board of Inquiry/Discharge Board provides additional procedural standards, to include an impartial panel (similar to a jury), a neutral legal advisor, and the presence of counsel for the government, victim, and respondent.

N/A

NONJUDICIAL PUNISHMENT

Nonjudicial punishment (NJP) is a tool through which a commander offers an accused the opportunity to have their case decided by the commander or to demand a trial by court-martial. If the individual chooses to accept the NJP, it is not an admission of guilt, but rather a decision to have the commander decide guilt and, if appropriate, punishment. The punishment options in NJP are more limited than at a court-martial and depend on the rank of the commander and the accused. For cadets and officers, punishment is limited to forfeiture of pay, reprimand, and restriction. For enlisted, punishment may also include reduction in rank and/or extra duty. Punishments may also be suspended, which essentially acts as a probationary period in which the punishment will be removed after a period of time if the individual complies with the terms of the suspension.

AWOL and False Official Statement: A USAFA cadet received nonjudicial punishment for being absent from their appointment place of duty and then making a false official statement with the intent to deceive. The punishment consisted of restriction to the limits of the Air Force Academy for 30 days, and a reprimand.

<u>Conduct Unbecoming an Officer:</u> Three USAFA cadets received nonjudicial punishment for conduct unbecoming an officer. Their punishment consisted of forfeiture of \$669.00 pay per month for 2 months, with one month of forfeiture being suspended until 21 Nov 25, restriction to the limits of the Air Force Academy for 60 days, and a reprimand.

<u>Conduct Unbecoming an Officer:</u> Two USAFA cadets received nonjudicial punishment for conduct unbecoming an officer. The punishment consisted of forfeiture of \$669.00 pay per month for 2 months, restriction to the limits of the Air Force Academy for 60 days, and a reprimand.

<u>Unlawful Recording and Conduct Unbecoming an Officer:</u> A USAFA cadet received nonjudicial punishment for knowingly making a recording of another person without their consent and other conduct unbecoming an officer. The punishment consisted of forfeiture of \$669.00 pay per month for 2 months, restriction to the limits of the Air Force Academy for 60 days, and a reprimand.

^{*} Disenrollment/discharge action may be initiated following completion of NJP process. Those actions will be reflected in the next section (Discharges/Disenrollments), but may not appear until the next report due to the time of completion of those actions.

DISCHARGE / DISENROLLMENTS

Airmen and cadets are subject to disenrollment/discharge if they engage in conduct inconsistent with military service. As an analogy to the civilian sector, these decisions are the equivalent of an employer terminating an employee or in the case of cadets, a university removing a student. For non-committed and non-prior enlisted cadets, a disenrollment decision automatically results in discharge from the military. For committed cadets, after disenrollment the SECAF determines whether the cadet will serve their commitment via enlisted service (ADSC), monetary recoupment, ROTC, or whether the service commitment is waived. All individuals discharged from the military will receive a service characterization of either Entry Level (< 180 days), Honorable, Under Honorable Conditions (General) or Under Other than Honorable Conditions (UOTHC). Cadets also receive a rating between 1 and 5, which is used to determine whether they should be considered for other commissioning programs.

The rating system is as follows:

- 1 Highly recommend;
- 2 Recommend as average;
- **3** Should not be considered w/o weighing needs of the service against reasons for disenrollment;
 - 4 Physical/medical;
 - 5 Definitely not recommend;
 - 6 Entry Level/Cadet not at Academy long enough for another rating.

As of the date of this bulletin, the approximate rate for monetary recoupment is \$55,000 per year of attendance at USAFA.

Academic Deficiency: Nine cadets were involuntarily disenrolled due to academic deficiencies. All received Honorable discharge characterizations. Seven cadets received ratings of 3 and two cadets received ratings of 5. Eight cadets had no ADSC, but one cadet was recommended for an active-duty enlisted period of 2 years. Finally, two additional cadets resigned in lieu of (RILO) involuntary disenrollment, with each being disenrolled with an Honorable discharge characterization, a rating of 3 and no ADSC.

Misconduct:

Honor Code Violation: Two cadets were disenrolled for honor violations based on cheating, in violation of the honor code. Both cadets received an Honorable discharge characterization. One cadet received a rating of 3 and the other received a rating of 5, based on having already been on honor probation. Neither cadet has an ADSC.

Conduct and Aptitude Probation Failure: 2 cadets were disenrolled for failure to meet the terms of their conduct and aptitude probation. Each cadet was disenrolled with an Honorable discharge characterization, a rating of 5, and no ADSC.

Inappropriate Media Post: One cadet resigned in lieu of disenrollment for making a social media post that result in a security alert at USAFA. That cadet was disenrolled with a General discharge characterization and a rating of 5. The cadet has no ADSC.

Minor Disciplinary Infractions: One enlisted member was separated from the military with a General discharge characterization for minor disciplinary infractions.

Drug Use: One enlisted member was separated from the military with a General discharge characterization for drug use.

Drug Use/Minor Disciplinary Infractions: One enlisted member was separated from the military with a General discharge characterization for drug use and other minor disciplinary infractions.

SEXUAL MISCONDUCT RESULTS

In accordance with DAFI 51-201, Administration of Military Justice, all legal offices are required to publish the results of disciplinary actions taken in response to allegations of sexual misconduct, to include sexual assault and sexual harassment. The following summary includes only UCMJ or Adverse Administrative Actions taken for allegations of sexual misconduct during this period.

The results are also accessible at: https://www.usafa.edu/transparency-bulletin/

DISCLAIMER: The information provided is to foster transparency and promote deterrence amongst Airmen and Guardians. It should not be misconstrued as a mechanism to count cases of sexual misconduct, because it could result in double counting data.

Results of Courts-Martial: N/A

Nonjudicial Punishment: N/A

Administrative Actions: N/A