

## CHARGE SHEET

PLACE FORT MCPHERSON, GEORGIA		DATE 19 February 1970	
ACCUSED (Last name, First name, Middle initial) (List aliases when material)  BASKETTE, BILLY J.		SERVICE NO./SOCIAL SECURITY ACCOUNT NO.	GRADE OR RANK AND PAY GRADE PVT E2
ORGANIZATION AND ARMED FORCE (If the accused is not a member of any armed force, state other appropriate description showing that he is subject to military law) US ARMY SPECIAL PROCESSING DETACHMENT US ARMY GARRISON FORT MCPHERSON, GEORGIA 30330	DATE OF BIRTH 26 July 1948		PAY PER MONTH
	CONTRIBUTION TO FAMILY OR QUARTERS ALLOWANCE (MCM, 126h (2))  NONE		BASIC \$ 127.80
			SEA OR FOREIGN DUTY \$ n/a
			TOTAL \$ 127.80
RECORD OF SERVICE			
INITIAL DATE OF CURRENT SERVICE 1 February 1968		TERM OF CURRENT SERVICE Two (2) Years	
PRIOR SERVICE: <u>none</u> (As to each prior period of service, give inclusive dates of service and Armed Force, if available.) YEARS MONTHS DAYS			
DATA AS TO WITNESSES (Summary Court Officer will line out and insert names as applicable (MCM, 79g) and initial changes)			
NAME OF WITNESS	ADDRESS	WITNESSES FOR PROSECUTION ACCUSED	
DOCUMENTS AND OBJECTS			
LIST AND DESCRIBE (If not attached to charges, note where it may be found)  MR DATED: 5 Feb 70, fr, HHB, 4th Bn, 94th FA, Ft Irwin, California  MR DATED: 16 Feb 70, fr,SPB, USAG, Ft McPherson, Georgia			
DATA AS TO RESTRAINT			
NATURE OF ANY RESTRAINT OF ACCUSED  Pre-trial Confinement  <i>incl 1</i>	DATE 23 Jan 70	LOCATION Post Stoakade, Fort McPherson, Georgia	

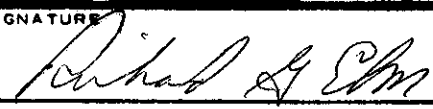

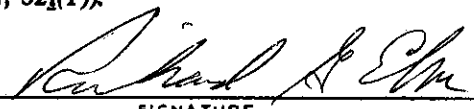


Charge

: Violation of the Uniform Code of Military Justice, Article

86

Specification In that Private 1st Billy J. Hachette, US Army Special Processing Detachment, US Army Garrison, Fort McPherson, Georgia, then a member of Headquarters and Headquarters Battery, 4th Battalion, 9th Field Artillery, Fort Irwin, California, did on or about 16 July 1968, without authority, absent himself from his unit, to wit: Headquarters and Headquarters Battery, 4th Battalion, 9th Field Artillery, located at Fort Irwin, California, and did remain so absent until on or about 22 January 1970.

If this space is insufficient for all charges and specifications, they will be set forth numerically, front to back, on separate sheets attached to this page.

NAME, GRADE, AND ORGANIZATION OF ACCUSER <b>RICHARD G. ELM, CPT, MFC, COMB 879</b>		SIGNATURE 
AFFIDAVIT		
Before me, the undersigned, authorized by law to administer oaths in cases of this character, personally appeared the above-named accuser this <u>20</u> day of <u>February</u> , 197 <u>0</u> , and signed the foregoing charges and specifications under oath that he is a person subject to the Uniform Code of Military Justice, and that he either has personal knowledge of or has investigated the matters set forth therein, and that the same are true in fact, to the best of his knowledge and belief.		
<b>ELT, USAG</b>		SIGNATURE
GRADE AND ORGANIZATION OF OFFICER	<b>ROGER W. WALTON</b>	
<b>ADJUTANT</b>	TYPED NAME	
OFFICIAL CHARACTER, AS ADJUTANT, SUMMARY COURT, ETC. (MCM, 29g, and Article 30g and 136)		
Officer administering oath must be a commissioned officer.		
I have this date informed the accused of the charges against him (MCM, 32f(1)).		<u>21 Feb 70</u> DATE
<b>RICHARD G. ELM, CPT, MFC, COMB 879</b>		
NAME, GRADE, AND ORGANIZATION OF IMMEDIATE COMMANDER	SIGNATURE	
<b>HEADQUARTERS FORT McPHERSON TROOP COMMAND, FORT McPHERSON, GEORGIA</b>		<u>24 Feb 70</u> DATE
DESIGNATION OF COMMAND OF OFFICER EXERCISING SUMMARY COURT-MARTIAL JURISDICTION		PLACE
The sworn charges above were received at <u>1000</u> hours, this date (MCM, 33b).		
FOR THE <sup>1</sup> <b>COMMANDER</b>		
<b>ROGER W. WALTON, ELT, TC, ADJUTANT</b>		
NAME, GRADE, AND OFFICIAL CAPACITY OF OFFICER SIGNING	SIGNATURE	
1ST INDORSEMENT		
<b>HEADQUARTERS, THIRD UNITED STATES ARMY, Fort McPherson, Georgia</b>		<u>16 March 1970</u>
DESIGNATION OF COMMAND OF CONVENING AUTHORITY		PLACE
Referred for trial to the <u>general</u> court-martial appointed by <u>Court-Martial Convening Order Number 13, this headquarters,</u>		
<u>dated</u> <u>16 March</u> <u>1970</u> , subject to the following instructions: <sup>2</sup>		
<u>None</u>		
BY <sup>1</sup> <u>COMMAND</u> of <u>LTC CONNOR</u>		
COMMAND OR ORDER		
<b>RICHARD S. DERBES</b> Captain, JAGC <b>Acting Asst. Adjutant General</b>		
NAME, GRADE, AND OFFICIAL CAPACITY OF OFFICER SIGNING	SIGNATURE	
I have served a copy hereof on each of the above-named accused, this _____ day of _____, 19____.		
NAME, GRADE, AND ORGANIZATION OF TRIAL COUNSEL		SIGNATURE

<sup>1</sup> When an appropriate commander signs personally, inapplicable words are stricken out. <sup>2</sup> Relative to proper instructions which may be included in the indorsement of reference for trial, see MCM, 33j(1). If none, so state.

Fill in blank numbers of pertinent charges and specifications or "all specifications and charges," as may be appropriate for use unless departmental regulations prevent such election (MCM, 32(2)).

☐ THE ACCUSED HAS BEEN PERMITTED AND HAS ELECTED TO REFUSE PUNISHMENT UNDER ARTICLE 15 AS TO

☒ THE ACCUSED HAS NOT BEEN OFFERED PUNISHMENT UNDER ARTICLE 15 AS TO **The Specification and the Charge:**

NAME, GRADE, AND ORGANIZATION OF OFFICER EXERCISING ARTICLE 15 JURISDICTION

**RICHARD G. ELM, CPT, MPC, COMDG SPD**

SIGNATURE

*Richard G. Elm*

**RECORD OF TRIAL BY SUMMARY COURT-MARTIAL**

CASE NUMBER

(inserted by convening authority)

TO BE FILLED IN BY SUMMARY COURT AS APPLICABLE

1. WAS THE ACCUSED ADVISED IN ACCORDANCE WITH PARAGRAPH 79g, MCM, 1951? ☐ YES

When an accused has been permitted and has elected to refuse punishment under Article 15, trial by summary court-martial may proceed despite his objection.

2. THE ACCUSED, HAVING REFUSED TO CONSENT IN WRITING TO TRIAL BY SUMMARY COURT-MARTIAL AND NOT HAVING BEEN PERMITTED TO REFUSE PUNISHMENT UNDER ARTICLE 15, THE CHARGES ARE HEREWITH RETURNED TO THE CONVENING AUTHORITY.

NAME, GRADE, AND ORGANIZATION OF SUMMARY COURT OFFICER

SIGNATURE

TO BE FILLED IN BY THE ACCUSED

☐ CONSENT ☐ OBJECT TO TRIAL BY SUMMARY COURT-MARTIAL

SIGNATURE OF ACCUSED

SPECIFICATIONS AND CHARGES

PLEAS

FINDINGS

SENTENCE OR REMARKS

NUMBER OF PREVIOUS CONVICTIONS CONSIDERED (MCM, 75b(2))

PLACE AND DATE OF TRIAL

DATE SENTENCE ADJUDGED

NAME, GRADE, ORGANIZATION, AND ARMED FORCE OF SUMMARY COURT OFFICER (MCM, 4g)

SIGNATURE

Enter after signature, "Only officer present with command", if such is the case.

TO BE FILLED IN BY CONVENING AUTHORITY (MCM, 89, and app. 14a.)

ORGANIZATION

PLACE

DATE

ACTION OF CONVENING AUTHORITY

NAME, GRADE, AND ORGANIZATION OF CONVENING AUTHORITY

SIGNATURE

ENTERED ON APPROPRIATE PERSONNEL RECORDS IN CASE OF CONVICTION. (MCM, 91g)

NAME, GRADE, AND DESIGNATION OF OFFICER RESPONSIBLE FOR ACCUSED'S RECORDS

SIGNATURE

NOTE: Summary of evidence, if required by the convening or higher authority, will be attached on separate pages.