



DEPARTMENT OF THE ARMY
HEADQUARTERS, THIRD UNITED STATES ARMY
FORT MC PHERSON, GEORGIA 30330

AJAJA

28 April 1970

SUBJECT: Request for Clemency in Case of U.S. v. James J. Rector

THRU: Office of the Army Staff Judge Advocate
Third United States Army
ATTN: CPT Joseph Miller, TC, Military Justice
Fort McPherson, Georgia 30330

TO: Commanding General
Third United States Army
Fort McPherson, Georgia 30330

1. Pursuant to paragraph 48k(1) of the Manual for Courts-Martial, the detailed defense counsel request that clemency be considered in the case of U.S. v. James J. Rector. Clemency is requested for the following reasons:

a. The detailed and civilian defense counsel through the five month period of working on Rector's case had the opportunity to know and become closely acquainted with Specialist Rector and his family. During all of this time before, during and even after the court-martial, Specialist Rector never expressed bitterness against the Army or against the individual that testified against him at the court-martial.

b. At the trial, individuals testified that Specialist Rector was an excellent soldier in all ways before his court-martial.

c. Specialist Rector expressed the desire to return to duty and be given the opportunity to prove that he can once again be the type soldier that he once had proved to be.

d. Specialist Rector's First Sergeant testified at the court-martial that he would like to have Rector back in his company even though he had been found guilty of three offenses of which he had been charged.

e. The nature of the evidence against Specialist Rector and the findings in a companion case.

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3. Therefore, the detailed and civilian defense counsel would respectfully urge the reviewing authority to grant clemency in this case and allow Specialist Rector the opportunity to return to duty. This act of clemency would benefit both Specialist Rector, and the United States Army.

JAMES W. LANE
Captain, JAGC
Detailed Defense Counsel

MR. ROBERT M. BADER
Civilian Defense Counsel