

**APPENDIX - U.S. COAST GUARD MILITARY JUSTICE STATISTICS**

Report Period: 1 OCTOBER 1997 - 30 SEPTEMBER 1998

**PART 1 - BASIC COURTS-MARTIAL STATISTICS (Persons)**

TYPE COURT	TRIED	CONVICTED	ACQUITTALS	RATE OF INCREASE (+)/ DECREASE (-) OVER LAST REPORT
GENERAL	18	17	1	+66%
BCD SPECIAL	21	20		+75%
NON-BCD SPECIAL	0	0	0	UNCHANGED
SUMMARY	8	8	0	-20%
OVERALL RATE OF INCREASE (+)/DECREASE (-) OVER LAST REPORT				+40%

**PART 2 – DISCHARGES APPROVED**

GENERAL COURTS-MARTIAL ( CA LEVEL) NUMBER OF DISHONORABLE DISCHARGES	3
NUMBER OF BAD-CONDUCT DISCHARGES	8
SPECIAL COURTS-MARTIAL ( SA LEVEL) NUMBER OF BAD-CONDUCT DISCHARGES	4

**PART 3 – RECORDS OF TRIAL RECEIVED FOR REVIEW BY JAG**

FOR REVIEW UNDER ARTICLE 66 – GENERAL COURTS-MARTIAL	13
FOR REVIEW UNDER ARTICLE 66 – BCD SPECIAL COURTS-MARTIAL	6
FOR EXAMINATION UNDER ARTICLE 69 – GENERAL COURTS-MARTIAL	3

**PART 4 – WORKLOAD OF THE COAST GUARD COURT OF CRIMINAL APPEALS**

TOTAL ON HAND BEGINNING OF PERIOD	14
GENERAL COURTS-MARTIAL	7
BCD SPECIAL COURTS-MARTIAL	7
REFERRED FOR REVIEW	19*
GENERAL COURTS-MARTIAL	13
BCD SPECIAL COURTS-MARTIAL	6
TOTAL CASES REVIEWED	11*
GENERAL COURTS-MARTIAL	5
BCD SPECIAL COURTS-MARTIAL	6
TOTAL PENDING AT CLOSE OF PERIOD	23
GENERAL COURTS-MARTIAL	15
BCD SPECIAL COURTS-MARTIAL	8
RATE OF INCREASE (+)/DECREASE (-) OVER NUMBER OF CASES REVIEWED DURING LAST REPORTING PERIOD	58% increase in number referred 56% decrease in number reviewed.

**PART 5 – APPELLATE COUNSEL REQUESTS BEFORE**

**U.S. COAST GUARD COURT OF CRIMINAL APPEALS (CCA)**

NUMBER	23
PERCENTAGE	100%

**PART 6 - ACTIONS OF THE U.S. COURT OF APPEALS FOR THE ARMED FORCES  
(CAAF)**

PERCENTAGE OF CCA-REVIEWED CASES FORWARDED TO CAAF (4/11)	36%
PERCENTAGE OF INCREASE (+)/DECREASE (-) OVER PREVIOUS REPORTING PERIOD	+6%
PERCENTAGE OF TOTAL PETITIONS GRANTED (0/4)**	0%
PERCENTAGE OF INCREASE (+)/DECREASE (-) OVER PREVIOUS REPORTING PERIOD	-62%
PERCENTAGE OF PETITIONS GRANTED OF TOTAL CASES REVIEWED BY CCA (0/11)	0%
RATE OF INCREASE (+)/DECREASE (-) OVER THE NUMBER OF CASES REVIEWED DURING LAST REPORTING PERIOD	-50%

**APPENDIX - U.S. COAST GUARD MILITARY JUSTICE STATISTICS - CONT'D**

<b>PART 7 – APPLICATIONS FOR RELIEF UNDER ARTICLE 69, UCMJ</b>		
TOTAL PENDING BEGINNING OF PERIOD		0
RECEIVED		0
DISPOSED OF		0
GRANTED	0	
DENIED	0	
NO JURISDICTION	0	
WITHDRAWN	0	
TOTAL PENDING AT END OF PERIOD		0
<b>PART 8 – ORGANIZATION OF COURTS</b>		
TRIALS BY MILITARY JUDGE ALONE		
GENERAL COURTS-MARTIAL		9
SPECIAL COURTS-MARTIAL		19
TRIALS BY MILITARY JUDGE WITH MEMBERS		
GENERAL COURTS-MARTIAL		9
SPECIAL COURTS-MARTIAL		2
<b>PART 9 – COMPLAINTS UNDER ARTICLE 138, UCMJ</b>		
NUMBER OF COMPLAINTS		2
<b>PART 10 – STRENGTH</b>		
AVERAGE ACTIVE DUTY STRENGTH		35,293
<b>PART 11 – NONJUDICIAL PUNISHMENT (ARTICLE 15, UCMJ)</b>		
NUMBER OF CASES WHERE NONJUDICIAL PUNISHMENT IMPOSED		921
RATE PER 1,000		26.10
RATE OF INCREASE (+)/DECREASE (-) OVER PREVIOUS PERIOD		+8.9%

NOTE: A BCD Special or BCD Special Court-Martial is a court-martial authorized to impose a BCD, whether or not a BCD was imposed by the court-martial.

\*Frazier v. McGowan, originally addressed by the CGCCA as a Petition for Extraordinary Relief (habeas corpus) and remains pending reconsideration at CAAF on that issue. It has also been referred for review by the CGCCA under Art. 66, UCMJ.

\*\* The 3 petitions granted in FY98 were for cases reviewed in FY97.