

**JUDICIAL PROCEEDINGS PANEL
REQUEST FOR INFORMATION SET # 6**

106. DoD and Services: Have there been problems or concerns with implementation of the withholding policy?

DoD	DoD is not aware of any issues relating to the implementation of the withholding policy.
USA	There have been no problems or concerns with implementation of the withholding policy.
USAF	There have been no problems or concerns with the implementation of the withholding policy in the Air Force.
USN	The Navy is unaware of any problems or concerns with implementation of the withholding policy.
USMC	One concern with the withholding policy presents itself where the only appropriate action to take against an accused service member would be a low-level disposition for misconduct collateral to the underlying sex assault allegation. In such cases, due to the withholding policy, the SA-IDA has no ability to forward that collateral misconduct to a subordinate commander for disposition. The result is that low-level actions taken against a service member, such as NJP for underage drinking or a barracks order violation, occur at a much higher level than would otherwise be appropriate if the collateral misconduct were not linked to an allegation of sexual assault.
USCG	The Coast Guard is not aware of any problems or concerns with implementation of the withholding policy.