

Privacy Act Notice

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PURPOSE(S):

To obtain information required for official purposes, to include feedback on the military justice process.

ROUTINE USES:

The Privacy Act, 5 U.S.C. S. 552a, "Routine Uses" is applicable as is the DoD "Blanket Routine Uses" published at the beginning of the Air Force's compilation of systems of records notices, located at www.defenselink.mil/privacy/notices/usaf; and other Routine Uses listed under the Legal Assistance and Judge Advocate Personnel Records Air Force Judge Advocate Privacy Act System of Record Notices. Such routine uses outside of DoD for other than DoD official purposes include responding to congressional requests and law enforcement requests. These routine uses may also be reviewed at the defenselink.

DISCLOSURE IS VOLUNTARY: You are not required to provide this information.

Please complete the following questionnaire about the military justice process. It will take you about 20 minutes to complete.

You may complete this questionnaire anonymously. Do not include information that you would like to remain confidential.

Air Force - Military Justice Feedback

Part 1 - Air Force Victim and Witness Assistance Program

1. Did you receive a copy of the DD Form 2701, Initial Information for Victims and Witnesses of Crime?

- Yes
- No
- I don't know/remember

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2. Who provided the DD Form 2701, Initial Information for Victims and Witnesses of Crime, to you?

- SARC
- Victim Advocate
- AFOSI
- Trial Counsel
- Victim Liaison (VWAP)
- Special Victims' Counsel
- Other (please specify)

3. When was the DD Form 2701, Initial Information for Victims and Witnesses of Crime, provided to you?

- When I first reported the assault
- Within the first month of reporting the assault
- I don't know/remember

4. Was the information contained in the DD Form 2701, Initial Information for Victims and Witnesses of Crime, explained to you?

- Yes
- No
- I don't know/remember

5. Did the case proceed to trial?

- Yes
- No

6. Did you receive a copy of DD Form 2702, Court-Martial Information for Victims and Witnesses of Crime?

- Yes
- No
- I don't know/remember

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7. Was the DD Form 2702, Court-Martial Information for Victims and Witnesses of Crime, explained to you?

- Yes
- No
- I don't know/remember

8. Were you kept informed of the Article 32 hearing date (if applicable), the trial date, and any delays?

- Yes
- No
- If no, please explain.

9. If the accused was convicted, did you receive a copy of the DD Form 2703, Post Trial Information for Victims and Witnesses of Crime?

- Yes
- No
- I don't know/remember
- Accused was found not guilty

10. Was the information in the DD Form 2703, Post-Trial Information for Victims and Witnesses of Crime, explained to you?

- Yes
- No
- I don't know/remember

11. If the offender received confinement, were you given the option of being notified when the offender is released from confinement?

- Yes
- No
- I don't know/remember

12. Did the legal office prosecuting the case discuss the following issues with you:

| | Yes | No | I don't know/remember | Not applicable |
|---|-----------------------|-----------------------|-----------------------|-----------------------|
| Decision not to bring court-martial charges against your assailant | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |
| Dismissal of charges against your assailant | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |
| Placing your assailant in jail prior to trial | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |
| If your assailant was placed in jail prior to trial, discussing his potential release from jail | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |
| Pretrial agreement negotiations and terms (plea bargains) | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |
| Decision to pursue discharge proceedings against your assailant or accept or deny a resignation of your assailant in lieu of trial by court-martial | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |
| Scheduling of judicial proceedings where you were required to attend and testify | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |
| Whether you wanted to provide a victim impact statement as part of the post-trial process | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |

Part 2 - Special Victims' Counsel Program

13. Were you represented by a Special Victims' Counsel?

Yes

No

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14. Approximately how long did it take for your Special Victims' Counsel to contact you once you requested representation?

- within 1 day
- 2-3 days
- 4-6 days
- 1 week
- more than 1 week

15. Did this response time meet your expectations?

- Yes
- No

If no, please explain.

16. Did your Special Victims' Counsel explain the scope of his or her representation, that is what the SVC could and could not do, during your first conversation?

- Yes
- No

17. Did you understand the explanation?

- Yes
- No

18. Did your Special Victims' Counsel explain that he or she could attend your interviews (in person or via telephone or VTC) with investigators, trial counsel, and defense counsel?

- Yes
- No
- I don't know/remember

19. Did you request that your Special Victims' Counsel attend any interviews or meetings with the following personnel?

| | Yes | No |
|-----------------|-----------------------|-----------------------|
| Investigators | <input type="radio"/> | <input type="radio"/> |
| Trial Counsel | <input type="radio"/> | <input type="radio"/> |
| Defense Counsel | <input type="radio"/> | <input type="radio"/> |
| Commander | <input type="radio"/> | <input type="radio"/> |

Other (please specify)

20. Did your Special Victims' Counsel attend (in person or by telephone or VTC) interviews or meetings with the following personnel?

| | Yes | No |
|-----------------|-----------------------|-----------------------|
| Investigators | <input type="radio"/> | <input type="radio"/> |
| Trial Counsel | <input type="radio"/> | <input type="radio"/> |
| Defense Counsel | <input type="radio"/> | <input type="radio"/> |
| Commander | <input type="radio"/> | <input type="radio"/> |

Other (please specify)

21. Did your Special Victims' Counsel discuss legal issues such as the "rape shield law" regarding any prior sexual conduct, or the law protecting statements made to the SARC or victim advocate from being introduced at trial?

- Yes
- No
- I don't know/remember

22. Did your Special Victims' Counsel talk with you about how to respond to any harassment or intimidation you might receive from anyone during the trial process?

- Yes
- No
- I don't know/remember

23. Did your Special Victims' Counsel attend the Article 32 hearing with you?

- Yes
- No
- Not applicable. There was no Article 32 hearing in my case.
- Not applicable. I did not have an SVC until after the Article 32 occurred.

24. How satisfied were you with your Special Victims' Counsel's advice and support during the Art. 32?

- 1 (extremely satisfied)
- 2 (satisfied)
- 3 (dissatisfied)
- 4 (extremely dissatisfied)

Please explain

25. Did your Special Victims' Counsel attend the court-martial with you?

- Yes
- No
- Not applicable. There was no court-martial in my case.
- Not applicalbe. I did not have an SVC until after the court-martial occurred.

26. How satisfied were you with your Special Victims' Counsel's advice and support during the court-martial?

- 1 (extremely satisfied)
- 2 (satisfied)
- 3 (dissatisfied)
- 4 (extremely dissatisfied)

Please explain

27. For the following statements, indicate how strongly you agree or disagree with the statements

| | 1 (strongly agree) | 2 (agree) | 3 (neutral) | 4 (disagree) | 5 (strongly disagree) |
|--|-----------------------|-----------------------|-----------------------|-----------------------|-----------------------|
| The frequency of communication with my Special Victims' Counsel (on the phone, via email, or in person) met my expectations. | <input type="radio"/> |
| My Special Victims' Counsel answered my questions about the investigation and court-martial process. | <input type="radio"/> |
| My Special Victims' Counsel helped me understand the investigation and court-martial process. | <input type="radio"/> |
| I felt that my Special Victims' Counsel effectively spoke on my behalf. | <input type="radio"/> |

28. Please select all issues that your Special Victims' Counsel assisted you with.

| | Yes | No | N/A |
|----------------------------|-----------------------|-----------------------|-----------------------|
| Housing | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |
| Financial | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |
| Civilian employment | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |
| Privacy | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |
| Civilian restraining order | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |
| Military protective order | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |
| Separation or divorce | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |
| Child custody | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |

29. Would you recommend other victims of sexual assault request a Special Victims' Counsel?

Yes

No

Please explain why you would make that recommendation.

30. What changes to the Special Victims' Counsel program would you suggest?

31. Is there anything you would recommend to your Special Victims' Counsel as a way that he or she could strengthen his or her work for victims?

32. Please provide any additional comments you would like your Special Victims' Counsel and senior JAG Corps leaders to be aware of.

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Part 3. Military Justice Process

33. How satisfied were you with the way you were treated by the following individuals during the criminal justice process:

| | 1 (extremely satisfied) | 2 (satisfied) | 3 (dissatisfied) | 4 (extremely dissatisfied) | N/A |
|--------------------------|-------------------------|-----------------------|-----------------------|----------------------------|-----------------------|
| Investigators | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |
| Trial Counsel | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |
| Defense Counsel | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |
| Judge | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |
| SARC | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |
| Victim Advocate | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |
| Victim Liaison (VWAP) | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |
| Special Victims' Counsel | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |

If you would like to comment about any of the individuals, please include their name.

34. Were you asked at any point during the military justice process to consent to the release of your medical or mental health records?

- Yes
- No
- I don't know/remember

35. Who requested your medical or mental health records?

- Investigators
- Trial Counsel
- Defense Counsel
- I don't know/remember

Other (please specify)

36. Did anyone attempt to protect the privacy of those records for you?

- I consented to my records being released
- Yes
- No
- I don't know/remember

Explain your response if you believe more information is necessary.

37. Who attempted to protect the privacy of those records for you?

- Trial Counsel
- Special Victims' Counsel
- Judge
- Yourself
- Not Sure

Please explain what was done to protect your records if you know.

38. What was the result in the case against the person who assaulted you?

- No action
- Administrative action (LOC, LOA, LOR)
- Nonjudicial punishment (Article 15)
- Discharge or resignation instead of court-martial
- Court-martial conviction
- Court-martial acquittal

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39. How satisfied were you with the outcome and why?

1 (extremely satisfied)

2 (satisfied)

3 (dissatisfied)

4 (extremely dissatisfied)

Outcome

Please explain.

40. For the following questions, indicate how strongly you agree or disagree with the statements.

1 (strongly agree)

2 (agree)

3 (neutral)

4 (disagree)

5 (strongly disagree)

I felt I understood my rights as a victim

I felt I was able to exercise my rights as a crime victim during the military justice process

My rights as a crime victim were respected

The military justice process was fair

41. If you did not believe the military justice process was fair, please provide any comments on your experience with the process.

42. Please provide any additional comments about the military justice process you would like senior leaders to be aware of.

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Part 4. Contact Information

If you are comfortable doing so, we ask that you provide your name and contact information and the name of the Special Victims' Counsel and/or Area Defense Counsel who represented you in order to allow us to gain the most value from your feedback. If you choose to share the name of your counsel, your feedback may be shared with them.

43. Name

44. Are you willing to be contacted by the Air Force or Department of Defense regarding this survey, including a member of the JAG Corps, Inspector General, or your Commander?

Yes

No

45. Contact Information (only include information for the means of communication by which you are willing to be contacted):

Address

Phone Number

Email Address

46. Your Special Victims' Counsel's Name (if applicable)

47. Your Area Defense Counsel's Name (if applicable)

Conclusion

Thank you for providing feedback on the military justice process. Your feedback is critical to providing assistance to victims. We appreciate your investment of time and effort in improving the system for others. The Sexual Assault Response Coordinator and Family Advocacy Program at your installation are available to provide support and resources should you need them at any time.