



UNITED STATES MARINE CORPS

VICTIMS' LEGAL COUNSEL ORGANIZATION
OKINAWA BRANCH, PACIFIC REGION
UNIT 35001
FPO AP 96373-5001

IN REPLY REFER TO:
5800
VLC/ima
date

MEMORANDUM

From: Major Victim Attorney, USMC, Victims' Legal Counsel
To: Distribution List

Subj: NOTIFICATION OF REPRESENTATION BY VICTIMS' LEGAL COUNSEL OF
VICTIM

Ref: (a) 10 U.S.C. §1044
(b) 10 U.S.C. §1565b
(c) SECDEF Memorandum of 14 Aug 13
(d) MARADMIN 583/13
(e) DoD Instruction 6495.02 of 28 Mar 13
(f) DoD Instruction 1030.2 of 4 Jun 04
(g) LRM v. Kastenber, 72 M.J. 364 (C.A.A.F. 2013)

1. Pursuant to the references, I have been detailed as Victims' Legal Counsel for Victim. I have formed an attorney-client relationship with Victim and will represent her throughout the investigative process and subsequent legal proceedings in connection with the subject case.

2. The accused in this case is unknown at this time.

3. Please do not contact my client directly. My client requests that any Government agent, military authority, or other person who wishes to interview or question her related to the subject matter contact me first as his/her legal representative. I will coordinate his/her participation if he/she should desire.

4. I respectfully request that you provide me notice and copies of, prior to execution, any official requests, subpoenas, search authorizations, or search warrants issued by Government agents that may implicate my client's legal right to be treated with fairness and with respect for his dignity and privacy.

5. My client asserts all his/her legal rights as a victim of crime, including, but not limited to, the right to be protected from the offender, the right to be notified of court-proceedings, the right to be present at all court proceedings absent a court order, the right to confer with Government counsel to include the right to be consulted regarding any decision to pursue or not pursue charges against the offender, and the right to be provided information about any conviction, sentence, imprisonment, and release of the offender.

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6. My client invokes his/her privileges under Military Rules of Evidence (M.R.E.) 412, 513, and 514 to the fullest extent under the law. If you believe it necessary to obtain any privileged information, please contact me to discuss the matter.

7. In order for my client to meaningfully exercise his/her rights and privileges provided to crime victims by statute, regulation, and case law, I request that the Government provide to me on behalf of my client copies of the following:

- a. Charge sheet in the subject case;
- b. Motions with attachments that involve my client's privileges relating to M.R.E 412, 513, and 514;
- c. Statements made by my client in connection with the investigation of the case, including all sworn and unsworn statements made to Naval Criminal Investigative Service (NCIS) special agents, and other law enforcement investigators;
- d. Statements, sworn and unsworn, made by any individuals interviewed by law enforcement investigators in connection with this case, including to NCIS special agents, that involve observations or opinions regarding victim sexual behavior or predisposition as defined by M.R.E. 412;
- e. Any permissive authorization for search and seizure pertaining to evidence seized from my client, and related evidence custody documents; and
- f. Article 32 Investigating Officer's report with relevant attachments and/or appendices.

8. I can be reached at DSN 315-645-4421, or victim.attorney@usmc.mil

I. M. ATTORNEY

Distribution List:

OIC, LSSS
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STC
SDC
NCIS
SARC

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