



Punitive Discharged With Retirement Pay - Windfall for the Accused or Justice for All: Wright Flyer Paper No. 3

Maj Christopher C Lozo

[Download now](#)

[Click here](#) if your download doesn't start automatically

Punitive Discharged With Retirement Pay - Windfall for the Accused or Justice for All: Wright Flyer Paper No. 3

Maj Christopher C Lozo

Punitive Discharged With Retirement Pay - Windfall for the Accused or Justice for All: Wright Flyer Paper No. 3 Maj Christopher C Lozo

When retirement-eligible military members are courtmartialed for any offense and are punitively discharged, by operation of law they forfeit retirement pay—an amount sometimes more than one million dollars. This forfeiture is a collateral consequence of receiving a punitive discharge—it is not a specific punishment imposed by the court-martial sentencing authority or by the convening authority who approved the courtmartial's action. In some cases the loss of retirement pay is appropriate and reasonable; in other cases it is harsh and inappropriately severe. My thesis is that the court-martial members and the convening authority, not the operation of law, should deprive a member of retirement pay. This paper explores the implications of a new punishment, Punitive Discharge with Retirement Pay (PD&R). The PD&R would be a new punishment authorized at the trial of a retirement-eligible military member. The court members would be instructed that if they sentence the accused to a PD&R, the accused would be punitively discharged from service with the loss of all military benefits except retirement pay. The members would also be instructed that they are free to adjudge a traditional punitive discharge that carries with it the loss of retirement pay. Thus, the sentence adjudged would directly take into account whether the accused should be required to forfeit retirement pay as an aspect of the punishment, rather than leaving the determination to the collateral operation of law. It is my contention that the adoption of the PD&R as a punishment option would be consistent with the maintenance and preservation of good order and discipline in the armed forces, as well as serve the ends of justice. I analyze both the current military justice system and the current retirement system and what impact the PD&R would have on both systems if adopted. I use the notion of maintenance and preservation of good order and discipline in the armed forces as the litmus test of acceptability of the PD&R. In other words, if the PD&R had either a positive or neutral effect on good order and discipline and a positive or neutral effect on military retirement, it should be adopted. I conclude that the PD&R would have a beneficial effect on the maintenance and preservation of good order and discipline and a neutral effect on military retirement. Because the PD&R would enhance good order and discipline, I also conclude that it should be adopted. I note that the military retirement system is a statutory system and would require congressional legislation to enact the PD&R, and the changes to the Manual for Courts-Martial United States would require an executive order to implement. The proper administration of military justice requires a delicate balance between the needs of good order and discipline and the needs and rights of the accused. The PD&R discharge would enable the system to make finer distinctions in the sentencing process, thus enhancing justice and fairness in the armed forces.

 [Download Punitive Discharged With Retirement Pay - Windfall ...pdf](#)

 [Read Online Punitive Discharged With Retirement Pay - Windfa ...pdf](#)

Download and Read Free Online Punitive Discharged With Retirement Pay - Windfall for the Accused or Justice for All: Wright Flyer Paper No. 3 Maj Christopher C Lozo

From reader reviews:

Michael Milliner:

Have you spare time for a day? What do you do when you have much more or little spare time? Sure, you can choose the suitable activity to get spend your time. Any person spent their own spare time to take a walk, shopping, or went to often the Mall. How about open or maybe read a book called Punitive Discharged With Retirement Pay - Windfall for the Accused or Justice for All: Wright Flyer Paper No. 3? Maybe it is to get best activity for you. You realize beside you can spend your time along with your favorite's book, you can cleverer than before. Do you agree with the opinion or you have additional opinion?

Raymond Hollander:

Now a day individuals who Living in the era where everything reachable by talk with the internet and the resources inside it can be true or not need people to be aware of each info they get. How individuals to be smart in acquiring any information nowadays? Of course the correct answer is reading a book. Studying a book can help people out of this uncertainty Information mainly this Punitive Discharged With Retirement Pay - Windfall for the Accused or Justice for All: Wright Flyer Paper No. 3 book as this book offers you rich details and knowledge. Of course the info in this book hundred per-cent guarantees there is no doubt in it as you know.

Lou Whisenhunt:

That book can make you to feel relax. This particular book Punitive Discharged With Retirement Pay - Windfall for the Accused or Justice for All: Wright Flyer Paper No. 3 was colorful and of course has pictures on there. As we know that book Punitive Discharged With Retirement Pay - Windfall for the Accused or Justice for All: Wright Flyer Paper No. 3 has many kinds or category. Start from kids until teenagers. For example Naruto or Investigation company Conan you can read and feel that you are the character on there. Therefore , not at all of book are make you bored, any it makes you feel happy, fun and loosen up. Try to choose the best book to suit your needs and try to like reading this.

Kenneth Vargas:

A lot of book has printed but it is unique. You can get it by world wide web on social media. You can choose the best book for you, science, witty, novel, or whatever by searching from it. It is known as of book Punitive Discharged With Retirement Pay - Windfall for the Accused or Justice for All: Wright Flyer Paper No. 3. You can include your knowledge by it. Without departing the printed book, it could add your knowledge and make you happier to read. It is most critical that, you must aware about publication. It can bring you from one spot to other place.

**Download and Read Online Punitive Discharged With Retirement
Pay - Windfall for the Accused or Justice for All: Wright Flyer
Paper No. 3 Maj Christopher C Lozo #LF9JECAXMT4**

Read Punitive Discharged With Retirement Pay - Windfall for the Accused or Justice for All: Wright Flyer Paper No. 3 by Maj Christopher C Lozo for online ebook

Punitive Discharged With Retirement Pay - Windfall for the Accused or Justice for All: Wright Flyer Paper No. 3 by Maj Christopher C Lozo Free PDF d0wnl0ad, audio books, books to read, good books to read, cheap books, good books, online books, books online, book reviews epub, read books online, books to read online, online library, greatbooks to read, PDF best books to read, top books to read Punitive Discharged With Retirement Pay - Windfall for the Accused or Justice for All: Wright Flyer Paper No. 3 by Maj Christopher C Lozo books to read online.

Online Punitive Discharged With Retirement Pay - Windfall for the Accused or Justice for All: Wright Flyer Paper No. 3 by Maj Christopher C Lozo ebook PDF download

Punitive Discharged With Retirement Pay - Windfall for the Accused or Justice for All: Wright Flyer Paper No. 3 by Maj Christopher C Lozo Doc

Punitive Discharged With Retirement Pay - Windfall for the Accused or Justice for All: Wright Flyer Paper No. 3 by Maj Christopher C Lozo Mobipocket

Punitive Discharged With Retirement Pay - Windfall for the Accused or Justice for All: Wright Flyer Paper No. 3 by Maj Christopher C Lozo EPub