

SECRETARY, DEPARTMENT OF TRANSPORTATION DESIGNATION OF
CONVENING AUTHORITIESTHE SECRETARY OF TRANSPORTATION
WASHINGTON, D.C. 20590

January 4, 1994

From: The Secretary *J.P.*
To: Commandant, U.S. Coast GuardSubj: Designation of Courts-Martial Convening Authorities and
Officials Authorized to Remit or Suspend Unexecuted
Portions of Courts-Martial Sentences

1. Designation of courts-martial convening authorities under the authority of Articles 22 and 23, Uniform Code of Military Justice:

a. Supersession of prior designations. The designations of general and special courts-martial convening authorities made by the Secretary of Transportation as contained in the Department of Transportation letter dated May 1, 1987, are superseded.

b. General Courts-Martial. In accordance with Article 22(a)(8), Uniform Code of Military Justice, the following commanding officers of the Coast Guard may convene general courts-martial:

The Commandant of the Coast Guard;
The Commander of any Coast Guard Area;
The Superintendent, Coast Guard Academy;
The Commander of any Coast Guard District; and
The Commander of any Coast Guard Maintenance and Logistics Command.

c. Special Courts-Martial. In accordance with Article 23(a)(7), Uniform Code of Military Justice, the following commanding officers of the Coast Guard may convene special courts-martial:

(1) Commanding Officers of all Coast Guard units, some of whom have specific statutory authority.

(2) Commanding Officer, Headquarters Staff, USCG Headquarters.

(3) Commanding Officer, Staff Enlisted Personnel, at each Area.

(4) Commanding Officer, Staff Enlisted Personnel, at each Coast Guard District Office.

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(5) Commanding Officer, Enlisted Personnel, USCG Academy.

(6) Commanding Officer, Staff Enlisted Personnel, at each Maintenance and Logistics Command.

(7) Commanding Officer, Enlisted Personnel, USCG Yard.

(8) Commanding Officer, Military Personnel, USCG National Pollution Funds Center.

2. The following commanding officers are authorized to remit or suspend any part or amount of the unexecuted part of any sentence under the authority of Article 74(a), Uniform code of Military Justice:

a. The Commandant, except while a case is being reviewed by the Coast Guard Court of Military Review or the Court of Military Appeals.

b. The officer exercising general court-martial jurisdiction over the accused, but only as to those parts of a sentence which do not include a punitive discharge, except while a case is being reviewed by the Coast Guard Court of Military Review or the Court of Military Appeals.

c. In addition to his authority contained in Rule for Courts-Martial 1108, MCM 1984, the immediate commanding officer of the accused, in cases where a punitive discharge has been previously approved, but only as to those parts of the sentence which do not include the punitive discharge, except while a case is being reviewed by the Coast Guard Court of Military Review or the Court of Military Appeals.