

ADVISEMENT OF RIGHTS UPON PRETRIAL CONFINEMENT

The Manual for Courts Martial requires that you be advised of certain rights you have pursuant to this confinement. Initial each item after you have read each advisement.

INITIALS	RIGHTS						
	You are being held for the offense(s) of: <i>(List Article(s) from UCMJ)</i>						
	You have the right to remain silent, that is, to say nothing at all. Any statement you may make, oral or written, may be used as evidence against you by court-martial or in other judicial or administrative proceedings.						
	You may obtain a civilian lawyer of your own choosing, at no expense to the United States.						
	You may have a military lawyer appointed for you, free of charge.						
	The following procedures will be used to review your pretrial confinement:						
A.	Within 72 hours, your commander will decide whether pretrial confinement will continue (or 72 hours after your commander was told of your confinement, if another person ordered you confined). Unless you or your lawyer ask for a delay, a pretrial confinement review will be completed within 7 days of your placement in confinement. The reviewing officer has 7 days from imposition of confinement to complete the review and provide a report to the convening authority.						
B.	Although there is no requirement that you or your lawyer, if any, be present at the pretrial confinement review, your lawyer or you will usually be allowed to attend.						
C.	You understand the pretrial confinement review will not be delayed to allow you or your lawyer to attend unless one of you submits a written delay request.						
D.	If you have a lawyer, you and your lawyer may give the reviewing officer written matters to consider.						
E.	If practicable, considering the time limits set by the law or your request for delay, you and your lawyer, if any, will be given a chance to meet with the reviewing officer and make a statement or present evidence.						
F.	Upon completion of the pretrial confinement review, the reviewing officer will make a report to the convening authority.						
	CONVENING AUTHORITY'S NAME, GRADE AND ORGANIZATION						
(1)	If the reviewing officer decides you should be released from pretrial confinement, the convening authority will order your release.						
(2)	If the reviewing officer decides you should remain in pretrial confinement, the convening authority will be told and you will receive a written copy of the reviewing officer's report.						
G.	Once the charges for which you have been confined are referred to trial, you may ask the military judge to review your pretrial confinement.						
<table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 33%; text-align: center;">COUNSEL REQUESTED</td> <td style="width: 33%; text-align: center;">DELAY REQUESTED</td> <td style="width: 33%; text-align: center;">REFUSED TO INITIAL THIS FORM</td> </tr> <tr> <td style="text-align: center;"> <input type="checkbox"/> YES <input type="checkbox"/> NO </td> <td style="text-align: center;"> <input type="checkbox"/> YES <input type="checkbox"/> NO </td> <td style="text-align: center;"> <input type="checkbox"/> YES <input type="checkbox"/> NO </td> </tr> </table>		COUNSEL REQUESTED	DELAY REQUESTED	REFUSED TO INITIAL THIS FORM	<input type="checkbox"/> YES <input type="checkbox"/> NO	<input type="checkbox"/> YES <input type="checkbox"/> NO	<input type="checkbox"/> YES <input type="checkbox"/> NO
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DATE	SUBJECT'S NAME AND GRADE <i>(Print or Type)</i>						
SIGNATURE							
DATE	BRIEFING OFFICIAL'S NAME, GRADE AND TITLE <i>(Print or Type)</i>						
SIGNATURE							
DATE	WITNESS' NAME, GRADE AND TITLE <i>(Print or Type)</i>						
SIGNATURE							

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