

DEPARTMENT OF THE ARMY
Headquarters, 3d Infantry Division
APO New York 09036

GENERAL COURT-MARTIAL ORDER
NUMBER 1

10 January 1978

Before a general court-martial which assembled at Goepfingen, Germany, pursuant to Court-Martial Convening Order Number 94, Headquarters, 1st Infantry Division Forward, APO New York 09137, dated 28 October 1977, as amended by Court-Martial Convening Order Number 95, Headquarters, 1st Infantry Division Forward, APO New York 09137, dated 2 November 1977, was arraigned and tried:

Specialist Four (E4) James W. Mundy, (b) (6) US Army, Company A, 1st Battalion, 26th Infantry, 1st Infantry Division Forward, APO New York 09137.

Charge: Violation of the Uniform Code of Military Justice, Article 120

Specification: In that Specialist Four James W. Mundy, United States Army, Company A, 1st Battalion, 26th Infantry, did, at the Grafenwoehr Military Training Area, a training area controlled by the United States military forces, Grafenwoehr, Germany, on or about 8 July 1977, rape Private First Class Donna M. Adams, United States Army, while said service persons were then participating in a field training exercise.

PLEAS

To the charge and its specification: Not Guilty.

FINDINGS

Of the Specification and Charge, Guilty.

SENTENCE

To be reduced to the grade of E-1, to be confined at hard labor for seven years, to forfeit \$265.00 pay per month for seven years, and to be dishonorably discharged from the service. (No previous convictions considered)

The sentence was adjudged 8 November 1977.

ACTION

DEPARTMENT OF THE ARMY
HEADQUARTERS 3D INFANTRY DIVISION
APO NEW YORK 09036


10 January 1978

In the foregoing case of Specialist Four James W. Mundy, (b) (6) United States Army, Company A, 1st Battalion, 26th Infantry, 1st Infantry Division Forward, APO New York 09137, the sentence is approved. The forfeitures shall apply to pay becoming due on and after the date of this action. The record of trial is forwarded to The Judge Advocate General of the Army for review by a Court of Military Review. Pending completion of appellate review the accused will be confined in the United States Disciplinary Barracks, Fort Leavenworth, Kansas, or elsewhere as competent authority may direct.

/s/R. Dean Tice
/c/R. DEAN TICE
Major General, USA
Commanding

BY COMMAND OF MAJOR GENERAL TICE:

DISTRIBUTION:
1-Accused
1-TC (CPT EARL) DC (CPT SPITZ)
1-MJ (LTC MORRISON)
1-Cdr, A 1/26th Inf
1-Cdr, 1/26th Inf
1-Cdr, 1st ID FWD, APO 09137
10-TIAG AND EA ROT
8-USYCF, APO 09028
8-CMDT, USDB
2-USAERC
2-CRD, USACIDC
2-SJA, VII CORPS
2-AETSHAG-AS
5-RFC, APO 09137
5-FIN, APO 09137
1-Ref File


JOHN J. TOPY
CW2, USA
Acting Asst AG

