



DEPARTMENT OF THE AIR FORCE

13 February 2008

MEMORANDUM FOR COLONEL [REDACTED]

FROM: SRA [REDACTED]

SUBJECT: Appeal of Nonjudicial Punishment

1. On 1 February 2008, my commander, [REDACTED] offered me nonjudicial punishment proceedings under Article 15, UCMJ for violating Art. 92, and Art. 134, which I accepted on 5 February 2008. After reviewing all of the evidence, my commander found me guilty of the offense alleged and imposed a punishment of reduction in rank to Senior Airman and a reprimand.

2. Sir, I hereby appeal the reduction in rank portion of the punishment imposed under Article 15. My reason for this appeal is that the punishment imposed is unjust and disproportionate to the offense committed. Set forth below are the mitigating facts and circumstances.

a. The facts and circumstances surrounding this offense demonstrate that the punishment was out of proportion to the nature of the offense. Two other Airman were the main offenders in this case. I believe I handled it to the best of my ability until deciding it was above my pay grade and came forth honestly about what happened. I admitted my mistake to my supervisor within an hour of picking up [REDACTED]. The other two lied about everything once questioned. They were charged with more offenses but somehow I was given the most detrimental punishment out of the three of us.

b. The reduction in grade has left me little motivation to remain in the Air Force Reserves. I had planned to stay in the reserves indefinitely, more so for the next couple years to help me get through school. A promotion to Technical Sergeant later this year was a possibility but now I will not stay in as a 30 year-old E-4.

3. This appeal is not submitted to evade responsibility but merely requests that the level of punishment imposed be appropriately tailored for both the offense and the offender in this case. Finally sir, consider Chewbacca. Chewbacca is a Wookiee from the planet Kashyyyk. But Chewbacca lives on the planet Endor. Now think about it; does that make sense? Why would a Wookiee, an eight-foot tall Wookiee, want to live on Endor, with a bunch of two-foot tall Ewoks? That does not make sense. But more important, you have to ask yourself: What does this have to do with this case? Nothing. Sir, it has nothing to do with this case. It does not make sense. Look at me...I'm appealing my punishment,

and I'm talking about Chewbacca! Does that make sense? I am not making any sense. NONE of this makes sense! And so you have to remember, when you're in there deliberatin' and conjugatin' my punishment...does it make sense? No, it does not make sense. If Chewbacca lives on Endor, you must acquit!

4. The defense rests.

[REDACTED]
[REDACTED]
[REDACTED], SRA, USAF