# DEPARTMENT OF THE ARMY

**UNIT**

**ADDRESS**



UIC DATE

MEMORANDUM FOR RECORD

SUBJECT: Conscientious Objector Hearing

1. I, [CO NAME] have had it explained to me and understand the maters below pertaining to this hearing:

2. The purpose of the hearing is to:

 a. Afford me, as the applicant, a chance to present any evidence in support of this application

 b. Enable the investigating officer to ascertain and assemble all relevant facts

 c. Create a comprehensive record.

 d. Facilitate an informed recommendation by the investigating officer and decision by higher authority.

3. If I fail without good cause to appear, or if I refuse to appear at the hearing, the investigating officer may proceed in my absence and I will be deemed to have waived my appearance. I further understand that if I fail or refuse to take an oath, make an affirmation, as to the truthfulness of my testimony at the hearing, the investigating officer may consider this failure or refusal to take an oath or make an affirmation in making her recommendation and evaluation of my request.

4. This hearing may be delayed for good cause at my request.

5. I am entitled to be represented by counsel at no expense to the Government. I DO/DO NOT plan to obtain such counsel (appropriately line out and initial).

6. This hearing is not governed by the rules of evidence employed by court-martial, except that all oral evidence will be under oath or affirmation. Any relevant information may be received. Statements received from persons not present need not be under oath or affirmation.

7. This is not an adversary proceeding.

8. I may submit any additional evidence I desire, and present any witnesses in my behalf, However, I must secure their attendance.

9. I am permitted to question any witnesses who appear.

10. A verbatim record of the hearing is not required. However, I may make such a record at no expense to the government. If I do so, I must make a copy available to the investigating officer.

11. The version of the hearing as recorded by the investigating officer is final as to the testimony of the witnesses. However, its regularity may be rebutted.

12. A copy of the record will be forwarded to me at the time the record is forwarded to the commander. I understand that I have the right to submit a rebuttal within 10 calendar days of my receipt of record.

 IO NAME CO NAME

 CPT, BRANCH RANK, USA

 Investigating Officer UNIT