



Marine Corps League

Established by an Act of Congress - 4 August 1937

22 March 2022

From: Glen Barry Evans, PDC

To: Chief Operating Officer, Marine Corps League

Ref: a) Article XI, Section 1100, National Bylaws

b) CHAPTER TEN, SECTION 10020, National Administrative Procedures

Subj: Amendment of National Administrative Procedures

In accordance with the Reference a), the below Amendment to the National Administrative Procedures is proposed.

The Sections of the National Bylaws and National Administrative Procedures all concern a single, often misunderstood, issue. **Resignation with Prejudice** is not clearly understood by many Officers as well as a significant number of Members.

In accordance with Reference a), add a new sub-paragraph (4) to Article V, Section 520, Paragraph a. without changing the current wording

Section 520. Ineligible for Membership

- a. No Detachment, may accept as a regular, associate, or any honorary member any person:
 - (1) Who is currently incarcerated or on supervised probation for any felony conviction or any misdemeanor conviction; or
 - (2) Who has been convicted of a crime where the victim is a child; or
 - (3) Whose name has been stricken from the rolls of the Marine Corps League.
 - (4) "Resignation with Prejudice" to avoid facing Disciplinary charges before a Hearing Board is constant with "stricken from the rolls." See the National Administrative Procedures, Chapter Nine, Section 9040, Paragraph d.**

In accordance with Reference b), Restructure Paragraph a, and add a new subparagraph (2) to Chapter Seven, Section 7065, Paragraph a. without changing the current wording,

Section 7065. Resignation

...

- a. The member will submit their resignation from the Marine Corps League to the National Commandant via the Department Commandant and the Division National Vice Commandant with a copy to the Detachment Commandant. In the event that the member has pending Chapter Nine charges against him/her, the member must resign "with prejudice".
 - (1) In the event that the Member has pending Chapter Nine Disciplinary Charges against them, the member must resign "with prejudice."
 - (2) "Resignation with Prejudice" will be handled in accordance with Section 9040 of Chapter Nine of these Administrative Procedures "Resignation with Prejudice" will permanently bar the Individual from future Membership in the Marine Corps League.**

OVER

In accordance with Reference b), Restructure Paragraph d, and add a new subparagraph 2) to Chapter Nine, Section 9040, Paragraph d, without changing the current wording and add text to Attachment 8 of this Chapter.

Chapter Nine, Section 9040

...

Current wording:

d. Response to Disciplinary Charge. The Respondent shall have 10 days to file with the Department Judge Advocate his written response to the disciplinary charge. He shall serve a copy of the defense on the Petitioner. The Respondent need not respond if he so chooses.

Proposed Wording

d. Response to Disciplinary Charge.

1. The Respondent shall have 10 days to file with the Department Judge Advocate his written response to the disciplinary charge. He shall serve a copy of the defense on the Petitioner. The Respondent need not respond if he so chooses.
- 2. If the Respondent does not desire to present a defense to Disciplinary Charges against them before a Hearing Board, they may "Resign with Prejudice" from the Marine Corps League. "Resignation with Prejudice" will avoid an appearance before a Hearing Board, and it will also be a determination to be a permanent bar of any future Membership in the Marine Corps League, and will be handled as specified in Attachment 8 to this Chapter.***

In Attachment 8 to Chapter Nine

Add additional wording to the current Part 4, as follows:

Place the Respondent's name on the Expulsion/Resignation IHL list, ***which will permanently bar any future Membership in the Marine Corps League.***

Add a sentence to the current text of the Sample Letter so that the entire text will read:

In lieu of appearing before a Hearing Board to defend myself against Disciplinary Charges, I hereby Resign my Membership in the Marine Corps League with Prejudice, effective immediately.

I understand that this action will bar the possibility of my having any future Membership in the Marine Corps League.

New wording is in bold italics and highlighted

Rationale: During my several tours as Department Judge Advocate, I found that there was a general lack of understanding of the term "Resign with Prejudice." My attempt here is to add wording to make the concept easier to understand without changing the original wording or the intent of the original writer.

Semper Fidelis


Glen Barry Evans, PDC
Marine Corps League
Et al.