



Department of North Carolina

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30 March 2023

To: Marine Corps League National COO Bob Borka
 From: William E. Brown, MCL Life Member #60939

Subj: **Proposed Amendment to the National Administrative Procedures (NAP), Chapter Nine , Section 9005.**

In accordance with the National Bylaws (NBL) Article XI, Section 1100, and NAP Chapter Ten, Section 10020, the following is submitted for consideration by the body assembled at the 2023 National Convention.

CURRENT SECTION:

- c. Grievance. A Grievance is an injustice which gives grounds for complaint because it is harmful or unjust.
- (1) The written grievance shall specify:
 - (a) what is alleged to have occurred,
 - (b) when it was alleged to have occurred,
 - (c) where it was alleged to have occurred,
 - (d) the names of the parties and witnesses, and
 - (e) such other supporting information as may be necessary to adequately inform the Respondent, so a defense may be prepared.
 - (2) A Grievance does not subject the Member, Detachment, or Department to punishment. The goal of the grievance is to resolve the injustice.
 - (3) Prior to the written Grievance being filed with the Jurisdictional Judge Advocate, the Grievance must be considered by the Detachment to attempt to mediate the problem. (Rev 2021)
 - (4) When a Grievance is filed with the Jurisdictional Judge Advocate (see Section 9000(e) below) by the aggrieved Member, in accordance with Section 9015 of this chapter, the role of the Detachment is then terminated, and the Grievance moves forward in accordance with those procedures.

PROPOSED SECTION:

- c. Grievance. A Grievance is an injustice which gives grounds for complaint because it is harmful or unjust.
- (1) The written grievance shall specify:
 - (a) what is alleged to have occurred,
 - (b) when it was alleged to have occurred,
 - (c) where it was alleged to have occurred,
 - (d) the names of the parties and witnesses, and
 - (e) such other supporting information as may be necessary to adequately inform the Respondent, so a defense may be prepared.
 - (2) A Grievance does not subject the Member, Detachment, or Department to punishment. The goal of the grievance is to resolve the injustice.
 - (3) Prior to the written Grievance being filed with the Jurisdictional Judge Advocate, the Grievance must be considered by the Detachment to attempt to mediate the problem. (Rev 2021)
The Detachment Commandant and Detachment Judge Advocate should provide a written

summary of the events, any pertinent facts and actions taken on behalf of the Detachment to mediate the problem prior to submission to the Jurisdictional Judge Advocate.

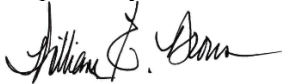
(4) When a Grievance is filed with the Jurisdictional Judge Advocate (see Section 9000(e) below) by the aggrieved Member, in accordance with Section 9015 of this chapter, the role of the Detachment is then terminated, and the Grievance moves forward in accordance with those procedures.

CHANGE RATIONALE:

Short of anything to prejudice an outcome, it is imperative that the Detachment has taken appropriate steps to resolve or mediate a meaningful solution in the matter. This can be accomplished through one-on-one meetings between the parties and an impartial disinterested party agreeable to both parties, and other efforts to fully determine the differences and work to a harmonious conclusion.

It is possible that the summary may disclose facts or actions taken or that may have been omitted which could help facilitate resolution by the Jurisdictional Judge Advocate.

Respectfully Submitted,



William E. "Bill" Brown
Department of North Carolina Judge Advocate
Air, Land NC Detachment 1257 Past Commandant