



DEPARTMENT OF THE NAVY
NAVY PERSONNEL COMMAND
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From: Commander, Navy Personnel Command (PERS-00D1)
To: Distribution

Subj: FORFEITURE OF ABATEMENTS FOR REVOCATION OF SUPERVISED RELEASE

Ref: (a) DODI 1325.7, 17 Jul 01
(b) DoD 1325.7-M, 27 Jul 04
(c) OSD (P&R) Memorandum of 17 Sep 04 (Subj: Clarification of DoD Policy on Abatement of Sentences to Confinement)

1. Purpose. Provide clarifying guidance regarding forfeiture of abatements where revocation of supervised release has been directed by a Service Clemency and Parole Board.

2. Definitions. For the purposes of this guidance letter the following definitions apply:

a. Abatement. A term that collectively includes good conduct time (GCT), earned time (ET), and special acts abatement (SAA).

b. Supervision/Supervised Release. Directed release of a prisoner, by a Service Clemency and Parole Board, to parole or mandatory supervised release (MSR).

3. Background

a. Per reference (a), paragraph 6.20.6, a violation of the terms of supervised release will be considered equivalent to a violation of the terms and conditions of parole.

b. Per C2.10 of reference (b), "Prisoners do not receive GCT credit for time in confinement before being released on parole or MSR." As C2.10 encompasses the title of "Unexpired Sentence to be Served by Parole and MSR Violators" this headquarters interprets such policy to include all abatement.

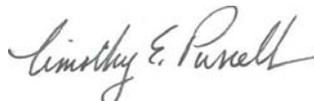
c. Per A3.4.4 of reference (c), applicable for prisoners who have an approved finding of guilty for an offense that occurred after 1 October 2004, "the award of ET shall be conditioned on the prisoner submitting an acceptable release plan and fully cooperating in all other respects with the mandatory supervision policy of DoD Instruction 1325.7, if directed to do so."

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4. Policy. Effective upon signature, a violation of the terms of supervised release will be considered equivalent to a violation of the terms and conditions of parole. Prisoners do not receive abatement credit for time in confinement before being released on supervised release.

5. Applicability. This policy applies to all Navy shore briggs.

6. Point of Contact. Mr. Tim Purcell, PERS-68B, (901) 874-4452, DSN 882, timothy.purcell1@navy.mil.



T. E. PURCELL
By direction

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