ADVICE AS TO APPELLATE RIGHTS

For use of this form, see AR 27-10, the proponent agency is OTJAG.

NOTE: This form may be used to serve the United States Army Court of Criminal Appeals (ACCA) decision by mail or as a guide to inform the accused of his rights when serving him personally.

TO: *(Name and Address of Accused)*	FROM: *(Include Unit and Installation)*

1. In the attached decision, dated the _____ day of _____, _____, the United States Army Court of Criminal Appeals *(ACCA)* in the _____ court-martial case of _____,
(Name of Accused)

_____, affirmed the findings of guilty and only so much
(ACCA Docket No.)

of the sentence as provides for _____

_____

_____
(Partial affirmance of the findings of guilty and/or sentence)

_____

2. You, _____, are hereby advised as follows:
(Name and Rank of Accused)

a. You may petition the United States Court of Appeals for the Armed Forces with respect to any matter of law within sixty *(60)* days from the time you receive the decision of the United States Army Court of Criminal Appeals or the envelope containing the decision was postmarked, whichever is earlier.

b. In connection with the preparation of the petition *(the necessary forms are attached for your use)* and representation before the United States Court of Appeals for the Armed Forces, you have the right either to have a civilian lawyer provided at no expense to the United States, a detailed military lawyer, or both a civilian lawyer and detailed military lawyer.

c. If you do not desire to petition the United States Court of Appeals for the Armed Forces, action will be taken to finalize your conviction and the sentence within sixty *(60)* days from the time you receive the decision of the United States Army Court of Criminal Appeals or the envelope containing the decision is postmarked, whichever is earlier. Should you wish to finalize the findings of guilty as affirmed by the United States Army Court of Criminal Appeals before such time, you may submit a "Request for Final Action," DA Form 4919.

d. To assist you in making your determination of whether to petition the United States Court of Appeals for the Armed Forces, or whether to submit a "Request for Final Action," you may contact your appellate defense counsel who represented you before the United States Army Court of Criminal Appeals. If you have difficulty contacting your appellate defense counsel, you may get help by calling the Army Defense Appellate Division collect at (703) 588-6071 or by contacting the Army Trial Defense Service office located at:

ADDRESS	TELEPHONE NUMBER

e. In order to protect your rights you should take the following action:

(1) Contact your appellate defense counsel as soon as possible for advice.

(2) If you wish to petition the United States Court of Appeals for the Armed Forces, complete all the forms entitled, "Petition for Grant of Review," DA Form 4918. Sign all the forms, and mail or deliver the forms to the United States Court of Appeals for the Armed Forces, 450 E Street, NW, Washington, DC 20442, prior to the lapse of the sixty *(60)* days period mentioned above.

(3) You may use the enclosed, properly addressed envelope, which requires no postage, for mailing the "Petition for Grant of Review" forms to the United States Court of Appeals for the Armed Forces.

LIST OF ENCLOSURES *(Enclosures should include: 1) Decision ACCA (one); 2) DA Form 4918, Petition for Grant of Review (five); and 3) Envelope (USCAAF).)*

TYPED NAME OF SJA REPRESENTATIVE OR DESIGNEE	GRADE	SIGNATURE	DATE *(YYYYMMDD)*