

## UNITED STATES MARINE CORPS

2D MARINE DIVISION FLEET MARINE FORCE PSC BOX 20003 CAMP LEJEUNE NC 28542-0003

> DivO 1700.23A CG 17 May 2023

## **DIVISION ORDER 1700.23A**

From: Commanding General, 2d Marine Division

Distribution List

Subj: COMMAND REQUEST MAST PROGRAM

Ref: (a) U. S. Navy Regulations

(b) Marine Corps Manual

(c) MCO 1700.23G

(d) MCO 5210.11F

(e) II MEF 1700.1F

- Encl: (1) 2d Marine Division Leadership submission chain
  - (2) NAVMC 11296 Request Mast Form (Rev. 05-19)
  - (3) Request Mast Tracker Example
- 1. Situation. This Order promulgates Request Mast policy and procedures for 2d Marine Division (2d MarDiv). Any conflict between Reference (c) and this Order should be resolved in favor of Reference (c).
- 2. Cancellation. DivO 1700.23.
- 3. Mission. To preserve the right of every Marine and Sailor to seek assistance from, or communicate grievances directly to their Commanding Officer (CO) up to and including a Commanding General within the chain of command at the same base or immediate geographical location, as established in Reference (a) (Articles 0820c and 1151.1) and Reference (b) (paragraph 2805). This includes both the right of a uniformed member to communicate directly with their CO, normally accomplished in person, and the requirement for the CO to consider the matter and personally respond to the petitioner.

## 4. Execution

- a. Commander's Intent and Concept of Operations
- (1) Commander's Intent. This Order is to be used by all uniformed members of this command for the purpose of implementing Reference (c) within 2d MarDiv. These programs will be published on official organizational read-boards and SharePoint websites, and commanders will ensure all personnel are informed of its contents.

## (2) Concept of Operations

- (a) Request Mast provides a Marine or Sailor the opportunity to communicate not only with their immediate CO, but also with any superior commander in the chain of command up to and include the Commanding General, 2d MarDiv.
- (b) Request Mast applications (NAVMC 11296) will be submitted, in writing, via the chain of command to the commander with whom the Marine or Sailor is requesting an audience. The NAVMC

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11296 may be hand or digitally signed and has expandable text boxes where Marines or Sailors and commanders can enter data pertaining to the Request Mast.

(c) Individual petitioners may opt to Request Mast to the next higher level of command by initiating the Request Mast application through their immediate chain of command. With any Request Mast application, sealed or open, each level of command will offer to address the petitioner's request, but must do so without intimidation.

## b. Tasks

- (1) Commanding Generals/Commanding Officers
- (a) Institute and maintain a commander's Request Mast program consistent with this Order and Reference (c). All personnel will review Reference (c) in its entirety before acting on a Request Mast petition.
- (b) Publish clarifying information to all members of your command regarding unique command relationships which affect how Request Mast applications are routed from the requester to the responding CO or Commanding General.
- (c) Notify the Commanding General via the Command Inspector General (CIG) if a Request Mast is denied. Within five working days of the denial, forward a report explaining the basis for the denial, and affirmation that the Marine or Sailor understands why the request was denied.
- 1. Only the commander to whom a Marine or Sailor requested mast may deny a Request Mast application.
- 2. When there are other appropriate forms of redress, explain to the Marine or Sailor why the Request Mast is denied and advise the Service Member as to the proper avenue of redress. The commander will annotate that the Request Mast was denied in Part II, Section 9 and state the reason explained to the Service Member for the denial in Part II, Section 10 of NAVMC Form 11296, "Marine Corps Request Mast Application."
- (d) Offer to process and resolve a Marine's or Sailor's Request Mast no more than one working day from when the request is presented to when the Marine or Sailor has an audience with the commander. This applies at each level of the command. Explanations for delay will be provided in writing on the NAVMC 11296 and acknowledged by the commander and the service member, in accordance with Reference (c).
- (e) Forward the Request Mast to the next higher commander for consideration and appropriate action when matters are beyond a commander's authority to resolve.
- (f) Ensure the Marine or Sailor submitting the Request Mast is briefed on their rights associated with retaliation. Exercise appropriate disciplinary or administrative action if a Marine commits or attempts to interfere with or engage in acts of reprisal against any Marine or Sailor exercising their right to Request Mast.
- (g) Administratively support Marines or Sailors in the production and submission of the NAVMC 11296.

(h) Maintain accountability of Request Mast petitions to ensure they are resolved in a timely manner, that the disposition is being executed, and that no adverse or prejudicial action befall Marines or Sailors that Request Mast.

## (2) Command Inspector General

- (a) Provide administrative assistance to the Commanding General, commanders, and uniformed personnel in the submission and processing of Request Masts within 2d MarDiv as delineated in this Order.
- (b) Facilitate the administrative processing of Request Mast petitions addressed to respective commanders within 2d MarDiv.
- 1. The Division Commander may authorize a specified individual (i.e. a CIG) to act as the Commanding General's Request Mast Reviewing Authority (RMRA), to include review of petitions that are sealed and marked "to be opened by the Commanding General only."
- 2. A RMRA may neither respond to nor deny a Request Mast on my behalf but may make appropriate recommendations that pertain to the Request Mast application.
- 3. A RMRA may consult with the Marine or Sailor requesting mast to provide administrative support and ensure the NAVMC 11296 is correctly and sufficiently developed.

## c. Coordinating Instructions

- (1) Members of this command exercising Request Mast will conform to Reference (c), which describes the Request Mast process and procedural aspects, and to Enclosure (1), which describes the unique procedural elements of this command's Request Mast program.
- (2) A Request Mast to a superior commander within 2d MarDiv will not be denied by a subordinate commander.
- (3) Marines and Sailors will be afforded the opportunity to Request Mast in person unless extraordinary circumstances preclude such an appearance. The Assistant Division Commander will receive the Request Mast when the Commanding General is not available and is assigned as acting.
- (4) Reference (c) describes the process and procedural aspects of the Request Mast program and is the single Request Mast directive for the Marine Corps. Command Request Mast Orders are not required to be produced or published. However, specific elements of a given Request Mast program, such as unique processes based on the geographic separation of subordinate units, will be promulgated in local command Request Mast programs.
- (5) The criteria for denying a request application is described in detail in Chapter 1, Paragraph 4 of Reference (c), and includes:
- (a) Actions under the Uniform Code of Military Jusctice, such as using Request Mast as a means of collateral attack against the findings or punishment resulting from disciplinary action.
  - (b) Involuntary administrative separations, whether in progress or final.
- (c) Ongoing Article 138 or 1150 investigations; Commanders should consult with their supporting staff judge advocate in such instances.

- (6) A Marine or Sailor is not required to disclose the subject of the Request Mast to anyone in the chain of command except to the commander with whom the Service Member is Requesting Mast.
- (7) The senior local commander within the Service Member's chain of command will forward the Request Mast application intended for a commander not located on the same base or geographic location as the Service Member requesting mast. The Request Mast should then be addressed with the Marine or Sailor in person, by telephone, or in writing, as deemed appropriate by the commander addressed in the Request Mast.
- (8) Marines or Sailors who are confined in correctional facilities have the right to Request Mast. A Request Mast marked "to be opened by the commanding officer/Commanding General only" will not be opened by correctional facility personnel. Only the commanding officer, Commanding General, or if applicable, the designated RMRA may open a Request Mast labeled "to be opened by the commanding officer/Commanding General only."
- (9) Leaders other than commanders in the petitioner's chain of command authorized to try to resolve a Request Mast will not placate, delay, or postpone a Request Mast petition to address the issue at their level. Once a petitioner has conveyed a request to his or her immediate chain of command, that leader will immediately assist the petitioner in filling out the NAVMC 11296 and will escort the petitioner to the point of contact designated to receive the Request Mast. No one in the chain of command has the authority to address a Request Mast except the CO or officer properly designated as "Acting CO" in the unit CO's absence.

## 5. Administration and Logistics

## a. Records Management

- (1) Records created because of this Order will be managed according to National Archives and Records Administration (NARA) approved dispositions per SECNAV M-5210.1 to ensure proper maintenance, use, accessibility, and preservation, regardless of format or medium. Refer to MCO 5210.11F for Marine Corps records management policy and procedures.
- (2) Request Mast records will be properly safeguarded and maintained separately from service records.
- (3) The command will manage Request Mast records in accordance with record schedule 1000-34. Records schedules may be located at: https://portal.secnav.navy.mil/orgs/DUSNM/DONAA/DRM/Records-and-Information Management/Approved/Record/Schedules/Forms/AllItems.aspx.
- b. <u>Privacy Act</u>. Any misuse or unauthorized disclosure of Personally Identifiable Information (PII) may result in both civil and criminal penalties. The Department of the Navy (DON) recognizes that the privacy of an individual is a personal and fundamental right that will be respected and protected. The DON's need to collect, use, maintain, or disseminate PII about individuals for purposes of discharging its statutory responsibilities will be balanced against the individuals' right to be protected against unwarranted invasion of privacy. All collection, use, maintenance, or dissemination of PII will be in accordance with the Privacy Act of 1974, as implemented per SECNAVINST 5211.5E.
- c. Forms Management. NAVMC 11296 may be located on Naval Forms Online at: https://forms.documentservices.dla.mil/order/.

d. Functional Area Checklist. The Request Mast functional area checklist can be referenced at: https://www.igmc.marines.mil/Units/Inspections-Division/Functional-Area-Checklists-FACs/

## 6. Command and Signal

- a. <u>Command</u>. This Order is applicable to all uniformed members of this command and will be supported by civilian supervisors as appropriate.
  - b. Signal. This Order is effective the date signed.

C. L. WORTH J.

**DISTRIBUTION: A** 

## closure (1)

# **2D MARINE DIVISION LEADERSHIP SUBMISSION CHAIN**

## Regiments with Subordinate Battalions









Options of Personnel to submit a Request Mast Form with







Independent Battalions

## MARINE CORPS REQUEST MAST PRIVACY ACT STATEMENT Authority: 10 U.S.C. 5014; 10 U.S.C. 5020; SECNAVINST 5430.57 series; SECNAVINST 5370.5 series; and E.O. 9397 (SSN), as amended. **SORN NO5041-1**Principal Purpose: To determine the facts and circumstances surrounding allegations or complaints against Department of the Navy personnel and/or Navy/Marine Corps activities. To present findings, conclusions, and recommendations developed from investigations and other inquiries to the Secretary of the Navy, Chief of Naval Operations, Commandant of the Marine Corps, or other appropriate Commanders. Routine Uses: Information will be disclosed to command personnel with a need to know in order to process, analyze, and take actions in response to requests. Information may be disclosed to the Secretary of the Navy, Chief of Naval Operations, Commandant of the Marine Corps, or other appropriate Commandars with a need to know in order to provide a record of grievances, command decisions, and any subsequent personnel management actions. A complete list and explanation of the applicable routine uses is published in the authorizing SORN available at http://docid.defines.gov/Privacy/SORNaindex/DOD-Component-Article-Ylew/Article/570354/n05041-1/. Disclosure: Voluntary. However, failure of the applicant to complete all the requested items could result in inaccurate command analysis and delayed command actions PART I: REQUEST: COMPLETED BY THE APPLICANT 1. NAME: (Last, First, MI) 2. RANK: 3. EDIPI 4. UNIT I REQUEST MAST WITH: (The Commander with whom you desire to communicate) NAME OF COMMANDER (Rank, Full Name) 5b. COMMAND 6 SUBJECT MATTER (Describe your grievance or problem. Include details and facts about the matter. Provide dates and names of any individuals involved, possible wilnesses, and to whom this matter may have been previously reported. Attach additional sheets, as needed). 7. REQUESTED RESOLUTION: (Clearly describe the resolution you seek from the Commander named in block 5a.) 8 AFFIDAVIT certify the statements in blocks 6 and 7 are true. Signature: Date

NAVMC 11296 (Rev. 05-19)(EF)

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(2)

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	PART II. COMM	INDERS' ENGA	AGEMENT: COMPLE	TEO BY	COMMAN	DER WITHIN TH	E CHAIN	OF COMMAND
Applicant a per	MAST: (While disclessonal audience, Co closure will comple	mmanders mus	vance/problem is stric t acknowledge their e	tly volunt	ary, every nt below.	Commander in t Only the Commo	he chain o	of command must offer the nately selected to provide final
9a, FIRST CO CHAIN OF	MMANDER IN COMMAND		Print Name		Rank	Billet		Command/Unit Name
Subject Matter			Forward?	Yes	☐ No	De	nied (if na	med in 5a.)? Yes No
Remarks: (Det	ail attempts to proce	ss or resolve)						
Signature:							Date <sup>-</sup>	
	COMMANDER IN		Print Name		Rank	Billet		Command/Unit Name
CHAIN O	F COMMAND:							
Subject Matter	Disclosed? Ye	No	Forward?	Yes	☐ No	De	nied (if na	med in 5a )? Yes No
Remarks: (Det	ail attempts to proce	ss or resolve)						
Signature.							Date:	
	DMMANDER IN F COMMAND:		Print Name	_	Rank	Sillet		Command/Unit Name
CIVIII	COMMUNIO.					L		
Subject Matter			Forward?	Yes	No.	De	nied (if na	med in 5a )? Yes No
Remarks. (Det	ail attempts to proce	ISS OF FESOIVE)						
		•						
		•						
Signature.						11.11 - 10.11 - 10.11 - 10.11	Date	
T	TE COMMANDING						Date:	
9d IMMEDIA	TE COMMANDING							nied? Yes No
9d IMMEDIA Forwarded (if		GENERAL No						nied? Yes No
9d IMMEDIA Forwarded (if	pplicable) Yes	GENERAL No						nied? Yes No

NAVMC 11298 (Rev. 05-19)(EF)

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	PART III: FINAL DISPOSITION:					
10. FINAL DIS inquiry or inve- matter was inc	POSITION: (Detail any actions or all stigation was conducted, provide rele appropriate for Mast.)	tempts to re evant findin	esolve the grievance/problem gs_If the request was denie	n Include and d by the Com	y referrals for fui mander specifie	ther personnel actions. If an d in block 5a, explain why the
777	pproprieto tot vidos.)					
Signature	1907-11-94				Date:	
	PART IV: AP	PLICANT	S ACKNOWLEDGEMENT O	F FINAL DIS	POSITION	
11. Applicants	must sign the acknowledgement of					
Final	Disposition by a selected subord	inate Com	mander: Without any intimic	lation coercie	on or feer of reta	aliation. Lyoluntarily disclosed
my R	equest Mast to a Commander who wastend the disposition of my grievanc	vas subordi	nate to the Commander I on	ginally reques	ted in block 5a	and I accept and fully
Name			Comma <b>nd</b>			
Final speci	Disposition by the requested Confically named in block 5a. I fully und	nmander: erstand the	My Request Mast was grant disposition Final Disposition	ed and I com	municated direct	ly with the Commander er.
Requ	est Denied: I understand my Requi	est Mast w	as denied by the Commande	r I specifically	named in block	5a
Requ	est Withdrawn: Without any intimic	dation, coer	cion, or fear of retaliation, I v	oluntarily witi	ndraw my Reque	est Mast.
Applicant Sign	ature:				Date.	=
Witness Signa	ture.	<del></del>			Date:	
	Print Name (Witness)		Rank		Comman	d/Unit Name
l		7				

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## ENCLOSURE (3)

## REQUEST MAST TRACKER EXAMPLE

# Commanders Request Mast Tracker and Follow-Up Procedures

					 Г.	_	,	 1	 	 	
Destruction Date	20220101	20220101	20230101	20230101							
Follow-up Remarks	20180712 – Email response from SNM. Timely, disposition was completed, and no adverse action	N/A	Denied – regarding NJP	20190506 – Telephone call w/ SNM. Timely, disposition was complete. Adverse action. Pi started							
Date of Final Disposition	20180613	20180820	20190405	20190406							
Date Forwarded (if required)	N/A	20180816	N/A	N/A							
Date of Appearance with CO	20180612	20180816	20190405	20190501							
Cmdr in Block 5a	LTCOLJONES (Bn CO)	GEN STAR (MSC)	LTCOL SMITH (Bn CO)	LTCOL SMITH (8n CO)							
Applicant's Rank & Name	LCPLIAN A, MARINE	SSGT BELT T. BUCKLE	CPL IWAS NIPED	SGT AARON J. SQUAREAWAY							
Date of Affidavit	20180612	20180815	20190405	20190501						EN	CL