



# HEADQUARTERS, UNITED STATES FORCES KOREA

UNIT #15237  
APO AP 96205-5237

REPLY TO  
ATTENTION OF:

02 NOV 2003

FKJA

## MEMORANDUM FOR SEE DISTRIBUTION

SUBJECT: US Forces Korea Command Policy #39, Strong Disciplinary Measures to Combat Fraud, Waste, Abuse, and Corruption

1. This policy supersedes USFK Command Policy Letter 11, Strong Disciplinary Measures to Combat Fraud, Waste, Abuse, and Corruption, undated. This policy remains in effect until rescinded or superseded.
2. Reference: DoDD 5500.7-R, Joint Ethics Regulation (JER), 30 Aug 93. Ch. 5, 25 Oct 04.
3. This policy applies to all United States Forces Korea (USFK) military members, civilian employees, invited and local contractors, technical representatives, and their family members.
4. To ensure that all personnel place their loyalty in the United States Constitution, abide by applicable laws, and place ethical principles above private gain, strong disciplinary measures are required to combat fraud, waste, abuse, and corruption.
5. All personnel must protect and conserve Government property and not use it for other than authorized activities. All personnel must disclose fraud, waste, abuse, and corruption to appropriate authorities.

a. *Fraud, Waste, Abuse, and Corruption Cases Involving Military Members.* Commanders, managers, and supervisors must consult with their servicing judge advocate to determine appropriate action under the UCMJ and consider adverse administrative measures in cases of fraud, waste, abuse, or corruption in which a military member is involved.

b. *Fraud, Waste, Abuse, and Corruption Cases Involving Civilian Employees.* Commanders, managers, and supervisors must consult with their servicing civilian personnel office and labor counselor to determine appropriate action. While removal from government employment of an individual found to have engaged in fraud, waste, abuse, or corruption may not be appropriate in every case, it must be considered. Any decision *not* to remove must be adequately supported by mitigating circumstances.

c. *Fraud, Waste, Abuse, and Corruption Cases Involving Invited and Local Contractors and Technical Representatives.* Commanders, managers, and supervisors must coordinate with the Contracting Officer Representative, Contracting Officer, and servicing judge advocate to determine appropriate action in cases of fraud, waste, abuse, or corruption. The contractor must

*This letter can be found at <http://www.usfk.mil>*

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be informed of the situation and the probable results of failure to take appropriate action with regard to the individual contractor employee alleged to be involved in the fraud, waste, abuse, or corruption.

d. *Fraud, Waste, Abuse, and Corruption Cases Involving Family Members.* Commanders, managers, and supervisors of personnel with family members in Korea must consult with their servicing judge advocate to determine appropriate action in cases of fraud, waste, abuse, or corruption in which a family member is involved.

6. Persons subject to the UCMJ who fail to comply with the provisions of this policy are subject to punishment under the UCMJ, as well as to adverse administrative action and other adverse action authorized by applicable laws or regulations. Persons not subject to the UCMJ who fail to comply with the provisions of this policy may be subject to adverse administrative sanctions, including, but not limited to, revocation of privileges as authorized by applicable laws and regulations.

7. Questions regarding this policy should be referred to the Administrative Law Division, Office of the Judge Advocate, 723-7092. To make a report, personnel may contact the Fraud, Waste, and Abuse hotline at 738-7867.

FOR THE COMMANDER:



DAVID P. VALCOURT  
Lieutenant General, USA  
Chief of Staff

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