

REPRISAL COMPLAINT ADVISEMENT AND ELECTION FORM

The proponent agency is NGB-EO. The prescribing directive is NGR 600-22/ANGI 36-3.

PRIVACY ACT STATEMENT

AUTHORITY: Title 10 USC Section 1034, DOD Directive 7050.6

PURPOSE: Used to document the advisement and formal filing of military complaint of reprisal.

ROUTINE USES: None.

DISCLOSURE: Voluntary. This information may be disclosed to the Inspector General of the Air Force, Army, or Department of Defense.

Any military member who reasonably believes a personnel action (including the withholding of an action) was taken or threatened in reprisal for making or preparing to make a lawful communication to a Member of Congress, an Inspector General (IG), or any member of an audit, inspection, investigation, or law enforcement organization within DoD, any Equal Opportunity or Military Equal Opportunity office, or to their chain of command, may file a complaint with the Air Force or Army IG, (as appropriate), or subordinate level IG, under the provisions of AFI 90-301, or AR 20-1 respectively, or with the Inspector General, Department of Defense (IG, DoD) under the provisions of Title 10, United States Code, Section 1034, and Department of Defense Directive (DoDD) 7050.6, Military Whistleblower Protection.

You are advised that if you elect to file your complaint with the IG, DoD, upon review of your complaint, the IG, DoD can either accept the complaint or deny DoD consideration and refer your complaint to the Air Force or Army IG for consideration. If the IG, DoD grants DoD-level consideration, the IG, DoD may either investigate the complaint themselves or refer the complaint to the Army or Air Force for investigation, while maintaining oversight. The election to file with the IG, DoD is optional; however, if you elect to file the complaint with the IG, DoD, you must file the complaint within 60 days of becoming aware of the personnel action (that is the basis of the allegation). Regardless of which office conducts the investigation the same reprisal process will be used. However, acceptance of your complaint by IG, DoD entitles you to the following statutory provisions: right to appeal Air Force or Army Boards for Correction of Military Records finding to the Secretary of Defense and receive a redacted copy of the ROI and attachments.

If you elect to file with IG, DoD, you are responsible for forwarding all documents relating to your reprisal complaint to their office. Army or Air Force IG officials will assist you upon your request. You should read DoDD 7050.6, and follow the instructions contained therein.

Department of Defense Inspector General
Attn: Defense Hotline
1900 Defense Pentagon
Washington DC 20301-1900

You are further advised that you may file a complaint of reprisal for having engaged in a protected Equal Opportunity activity with an Inspector General at any level. However, if the reprisal action which you allege does not pertain to "taking or threatening to take an adverse personnel action against you, or withholding or threatening to withhold a favorable personnel action from you," the reprisal action of which you complain will not meet the "acid test" used in an Inspector General investigation. That is, if the reprisal action which you allege consists of a hostile working environment or various forms of harassment, commander-condoned peer reprisal, etc., or if the personnel action which is the basis of your allegation of reprisal resulted in ending your military membership in the National Guard, and your status is now a former military member of the National Guard, then you should file your complaint within Equal Opportunity channels.

ACKNOWLEDGMENT

I have read and understand the above reprisal complaint procedures.

I [will] or [will not] file my complaint with my EO or MEO Officer. (Circle one and initial)

SIGNATURE:

DATE:

PRINT:

NAME:

GRADE:

ORGANIZATION ADDRESS: (Including Zip Code)

ORGANIZATION TELEPHONE

DSN: (If Available)

COMMERCIAL: (Include Area Code)

HOME TELEPHONE: (Include Area Code)

NOTES/COMMENTS: (If Any)