

Disparate Treatment of MC ETN3 Grant Hrdlicka

MC-Midshipman Candidate ETN3-Electronics Technician Nuclear Petty Officer 3rd Class

<u>Seaman Grant Hrdlicka</u>	<u>Other Students</u>
highlight indicates differences	
Asked to consult with an attorney before making a written or oral statement	Did not ask to consult with an attorney
Charged with providing alcohol to minor. Charged under UCMJ and processed to Captains Mast. Reduced in rank, ½ pay for two months, 60 days restriction, loss of privileges. Recommended for separation from NAPS/no appointment to USNA. Appeal DENIED by Superintendent Buck to be admitted to USNA after reviewing for ONE day	Student 1 - Charged with providing alcohol to minor. Charged under UCMJ and processed to Captains Mast. ½ pay for two months. 45 days restriction, loss of privileges. Recommended for separation from NAPS/no appointment to USNA. Appeal GRANTED by Superintendent Buck to be admitted to USNA after reviewing for 60 days. <u>Received appointment to USNA on May 6, 2022</u>
Appeal packet submitted to Superintendent Buck consisted of a three-page appeal, seven character reference statements from other NAPS students and enlisted Navy personnel regarding Seaman Hrdlicka’s leadership abilities, and five enclosures supporting his work ethic and military commitment (two recommendation letters from staff at Naval Nuclear Prototype School (NNPTC), graduation diploma <i>with distinction</i> from Nuclear “A” school, commendation letter from Commander of USS Charlotte (SSN 766), and an award from the department Chief at USS Charlotte (SSN 766)	Student 1 – Appeal consisted of one-page. No statements or enclosures.
Seaman Hrdlicka was charged with Article 92 (Failure to Obey an Order or Regulation), more specifically, wrongfully purchasing alcohol, returning with it to Naval Academy Preparatory School, and consuming it there; and Article 134 (Disorders and Neglects to the Prejudice of Good Order and Discipline), more specifically, providing alcohol to a service member younger than twenty-one years of age.	Student 1 – Was only charged with Article 92, (Failure to Obey an Order or Regulation), more specifically, for drinking while on liberty AND providing alcohol to minors. Those violations could have been charged <u>separately</u> into two distinct violations. <u>Other students were charged with those two distinct separate violations in their disciplinary actions.</u>
Charged with providing alcohol to minor. Charged under UCMJ and processed to Captains Mast. Reduced in rank, ½ pay for two months, 60 days restriction, loss of privileges. Recommended for separation from NAPS/no appointment to USNA. Appeal DENIED by Superintendent Buck to be admitted to USNA after reviewing for ONE day	Student 2 - Charged with providing alcohol to minor. Processed to adjudication within NAPS. 45 days restriction, 180 days loss of car. NOT recommended for separation from NAPS/no appointment to USNA. <u>Received appointment to USNA on May 6, 2022</u>

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<p>First and only disciplinary action. Charged with providing alcohol to minor. Charged under UCMJ and processed to Captains Mast. Reduced in rank, ½ pay for two months, 60 days restriction, loss of privileges. Recommended for separation from NAPS/no appointment to USNA. Separated from NAPS after completing all advanced courses and finals. NOT allowed to submit admissions package to USNA. Appeal DENIED by Superintendent Buck to be admitted to USNA after reviewing for ONE day</p>	<p>Students 3 & 4 – Both students processed to adjudication with Commanding Officer for alcohol violations. Both had previous adjudicated disciplinary violations, one for alcohol and one for vandalism, respectively. Both received 45 days restriction, loss of privileges. Both recommended for separation from NAPS/no appointment to USNA. Both were allowed to submit their admission package to USNA. Neither received an appointment to USNA.</p>
<p>Charged with providing alcohol to minor. Charged under UCMJ and processed to Captains Mast. Reduced in rank, ½ pay for two months, 60 days restriction, loss of privileges. Recommended for separation from NAPS/no appointment to USNA. Appeal DENIED by Superintendent Buck to be admitted to USNA after reviewing for ONE day</p>	<p>Student 5 – NAPS Captain Bahr had publicly stated that if a student sees him for a disciplinary matter in the 3rd marking period, he will not recommend acceptance into the USNA. That statement is false. The 19-year-old minor student involved in Seaman Hrdlicka’s violation was taken to adjudication by Captain Bahr for the alcohol violation and received 27 days restriction, loss of privileges. <u>Significantly less than any other alcohol related punishment the entire year.</u> NOT recommended for separation from NAPS/no appointment to USNA. When Student 5 asked Captain Bahr about his appointment, Captain Bahr replied that “he would take care of it for him”. <u>Received appointment to USNA on May 6, 2022</u></p>
<p>Charged with providing alcohol to minor. Charged under UCMJ and processed to Captains Mast. Reduced in rank, ½ pay for two months, 60 days restriction, loss of privileges. Recommended for separation from NAPS/no appointment to USNA. Appeal DENIED by Superintendent Buck to be admitted to USNA after reviewing for ONE day</p>	<p>Students 6-18 – Thirteen students taken to adjudication for various alcohol violations, similar to Seaman Hrdlicka. 45 days restriction, loss of privileges. NOT recommended for separation from NAPS/no appointment to USNA. Later, two students DOR’d (drop of request). One failed NAPS because of grades. Another student was Student 3 described above. <u>Nine students received their appointments to the Academy on May 6, 2022.</u></p>
<p>Charged with providing alcohol to minor. Charged under UCMJ and processed to Captains Mast. Reduced in rank, ½ pay for two months, 60 days restriction, loss of privileges. Recommended for separation from NAPS/no appointment to USNA. Separated from NAPS after completing all advanced course and finals. NOT allowed to submit admissions package to USNA. Appeal</p>	<p>Student 19 – Taken to adjudication by Captain Bahr in the 3rd marking period for violation of aiding and abetting alcohol rule violations of Students 3 & 4. 45 days restriction, loss of privileges. Recommended for separation from NAPS/no appointment to USNA. However, Student 19 was NOT separated from NAPS and was ALLOWED to submit admissions package to</p>

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<p>DENIED by Superintendent Buck to be admitted to USNA after reviewing for ONE day</p>	<p>the USNA. <u>Student 6 received an appointment to the Academy on May 6, 2022.</u></p>
<p>Charged with providing alcohol to minor. Charged under UCMJ and processed to Captains Mast. Reduced in rank, ½ pay for two months, 60 days restriction, loss of privileges. Recommended for separation from NAPS/no appointment to USNA. Separated from NAPS after completing all advanced courses and finals. NOT allowed to submit admissions package to USNA. Appeal DENIED by Superintendent Buck to be admitted to USNA after reviewing for ONE day.</p>	<p>Students 20-28 – Nine students taken to adjudication for violation of UA (unauthorized absence). 30 days restriction, loss of privileges. Recommended for separation from NAPS/no appointment to USNA. However, all nine students were NOT separated from NAPS and were ALLOWED to submit admissions package to the USNA. <u>Eight students received their appointments to the Academy on May 6, 2022.</u> One did not receive an appointment due to inadequate grades.</p>
<p>First and only disciplinary action. Charged with providing alcohol to minor. Charged under UCMJ and processed to Captains Mast. Reduced in rank, ½ pay for two months, 60 days restriction, loss of privileges. Recommended for separation from NAPS/no appointment to USNA. Separated from NAPS after completing all advanced course and finals. NOT allowed to submit admissions package to USNA. Appeal DENIED by Superintendent Buck to be admitted to USNA after reviewing for ONE day.</p>	<p>Students 29-30 – Two student athletes were adjudicated by Captain Bahr for violations of article 0406, harassment of another student (non-sexual), 0110, Pattern of misconduct, and three counts of 0415, Violation Of UCMJ or other regulations. Both students were awarded 45 days restriction, loss of privileges. Both were recommended for separation from NAPS/no appointment to USNA. However, both students were NOT separated from NAPS and were ALLOWED to submit admissions package to the USNA. Student 29 even had a previous disciplinary adjudication for a CMEQ (command managed equal opportunity) case and was NOT recommended for separation from NAPS/no appointment to USNA in that case. <u>Student 29 received an appointment to the Academy on May 6, 2022,</u> even after two serious disciplinary violations.</p>
<p>Charged with providing alcohol to minor. Charged under UCMJ and processed to Captains Mast. Reduced in rank, ½ pay for two months, 60 days restriction, loss of privileges. Recommended for separation from NAPS/no appointment to USNA. Separated from NAPS after completing all advanced courses and finals. NOT allowed to submit admissions package to USNA. Appeal DENIED by Superintendent Buck to be admitted to USNA after reviewing for ONE day.</p>	<p>Student 31 – was taken to adjudication with four alcohol violations in 1st marking period. NOT recommended for separation from NAPS/no appointment to USNA. At the end of the school year, Student 31 grades were failing. Was allowed to submit admission package to the USNA. <u>Student 31 received an appointment to the Academy on May 6, 2022.</u></p>