

JUNE 10, 2013

UNITED STATES CONGRESSMAN
HON. BILLY LONG
3232 E. RIDGEVIEW ST.
SPRINGFIELD, MO. 65804

RE: HEARINGS HOUSE ARMED SERVICE
COMMITTEE, “ BOARD FOR CORRECTION
OF MILITARY RECORDS “ (BCMR’S)

MR. CONGRESSMAN,

Recently I contacted your office in Washington and in Springfield regarding the military BOARDS FOR CORRECTION OF MILITARY RECORDS . Known as BCMR’S. Each branch of the military has their own BCMR.

Currently, and for the past couple of decades, these so called BOARDS have NOT followed their mandate to correct any ERROR and to compensate for an injustice.

In ROTH v. UNITED STATES, 378, F3d 1371, 1381 (Fed. Cir. 2004) the Court said, “ The Secretary is obligated not only to properly determine the nature of any error or injustice, but also to take such corrective action as will appropriately and fully erase such error or compensate such injustice when a correction BOARD fails to correct an injustice clearly presented in the record before it , it is acting in violation of its mandate “. (underscoring supplied)

Congress passed into law, TITLE 10 § 1552 to deal with the BCMR’S. Since these BOARD’S are NOT following their mandate, and are in fact, committing criminal acts against the veterans of this nation, it is hereby requested that a HEARING be requested BY YOU with the HOUSE ARMED SERVICE COMMITTEE, SUBCOMMITTEE ON MILITARY PERSONNEL. I believe that is the SUBCOMMITTEE with OVERSIGHT of these BOARDS.

A lawyer, Raymond J. Toney, did a REPORT for the STATE OF TEXAS regarding these BCMR’S. I have a copy, of which, I will be more than glad to share with you. This REPORT exposed the corruption and criminal conduct of these BCMR’S to NOT FOLLOW the ADMINISTRATIVE PROCEDURES ACT (APA).

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In 1985, in the U.S. Court of Claims, a case, CASEY v. U.S. 8 Cl Ct May 1985 determined that ANY VETERAN with a STIGMA DISCHARGE was entitled to a FAIR HEARING UPON DISCHARGE. Every VETERAN has a SECRET code placed upon their person without their knowledge, called a SPN, (spin), SPD, (spud) CODE, and many combat veterans have a BAD or FALSE AND STIGMATIZING CODE having been assigned a BAD code to steal BILLIONS of DOLLARS from the Veterans Benefit Administration. That's why there is this so called backlog of claims, they ARE THE VICTIMS !!

The BCMR'S SHOULD HAVE acknowledged immediately to the veteran whether he/she had a BAD or FALSE code, corrected the record, if they could, and then pay the veteran for " BEING STABBED IN THE BACK " and denied due process of law. To deprive a veteran of the United States Due Process of Law is tantamount to treason !! Branding human beings with a number to systematically eliminate them is under AMERICAN LAW, 18 U.S.C. § 1091 a criminal act punishable by DEATH !

Since the late 1980's CONGRESS has APPROPRIATED millions of dollars to those BCMR'S to pay veterans for being stabbed in the back with one of these insidious codes. That sum should be nearly ONE BILLION DOLLARS now. NOT ONE VETERAN HAS SEEN ONE PENNY OF THAT MONEY !!!!! Those BCMR'S ARE NOT TELLING A VETERAN ABOUT THE CODE, NOR ARE THEY CORRECTING THE RECORD AS MANDATED BY CONGRESS !

In a recent lawsuit, WILHELMUS v. GEREN, U.S. Dist. Ct. for D.C., 09-662, decided JULY 13, 2011, the Court said, that the Army BCMR must follow the Administrative Procedures Act, and that LIKE cases should be decided ALIKE . Clearly, there is ENOUGH PROOF that HEARINGS should be forthcoming regarding the failure of these BCMR'S to follow the MANDATE Congress has set for them to follow. Acting as a gang of criminals WILL NOT BE TOLERATED !!!!!!!

I call upon you MR. CONGRESSMAN to protect the veterans not only of the STATE of MISSOURI, but the rest of the nation. The Federal Government created the veteran, thru CONGRESS there has been protections set to protect veterans from abuse, and clearly, those measures are NOT being followed. LEGAL PRECEDENT must be followed, therefore, just ONE case exposing the SECRET CODE on a veterans DD FORM 214 and their person, will be enough for ALL OTHER VETERANS TO HAVE THEIR RECORD CORRECTED, be paid for an injustice, and LEARN for the FIRST TIME, they have been stabbed in the back.

Since this issue should be NUMBER ONE on your list of things to address, I trust you will write a REQUEST to the Subcommittee on Military Personnel (if that's the

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right committee) to HOLD HEARINGS on the FAILURE OF THE BCMR'S to FOLLOW THEIR MANDATE TO CORRECT " ANY " ERROR IN A VETERANS RECORD, and COMPENSATE THE VETERAN FOR THE DAMAGE DONE.

Placing a STIGMA upon a young soldier, a FALSE STIGMA at that, which BRANDS him/her for life, is tantamount to being SENTENCED to a LIFE of deprivation of those items deemed orderly in a democratic society. I am Mr. Congressman available to answer any questions you may have, moreover, to produce ANY document you may wish to read supporting this request for HEARINGS.

The veterans of this nation trust this will not take you very long to file a REQUEST since this is a grave matter. Once you send the request, I would like to have a copy of that public document.

Any and all assistance to this request for HEARINGS regarding the misconduct of the military BCMR'S would be highly appreciated.

EDWIN H. CROSBY III
2835 S. FORT AVE.
APT. 1308
SPRINGFIELD, MO. 65807

SENT CERTIFIED MAIL: 70111570000052015454

PHONE: 889-2509