



UNITED STATES MARINE CORPS
MARINE AIR GROUND TASK FORCE TRAINING COMMAND
MARINE CORPS AIR GROUND COMBAT CENTER
BOX 788100
TWENTYNINE PALMS, CALIFORNIA 92278-8100

CCO 5800.9
SJA
APR 25 2013

COMBAT CENTER ORDER 5800.9

From: Commanding General
To: Distribution List

Subj: MILITARY PROTECTIVE ORDERS

Ref: (a) MCO P5800.16A
(b) 10 U. S.C. § 1567
(c) 10 U. S.C. § 1567a
(d) MARADMIN 522/04
(e) DoD Directive 6495.01

Encl: (1) Sample DD Form 2873 Military Protective Order
(2) Sample Commanding Officer's Letter

1. Situation. The use of Military Protective Orders (MPOs) has become a critical tool for shielding potential victims of abuse. In accordance with the references, in order to effectively protect persons involved in a military protection situation, it is necessary for MPOs to receive full force and effect regardless of where any individual involved in the order resides. Without adequate communication between military and local law enforcement officials, the protective effect of MPOs is unduly blunted.

2. Mission. To promulgate policy for the use and distribution of MPOs.

3. Execution

a. Commander's Intent and Concept of Operations

(1) Commander's Intent. Commanding Officers (CO) shall issue MPOs when necessary to safeguard victims, quell disturbances, and maintain good order and discipline.

(2) Concept of Operations. Before issuing an MPO, the commander must determine that there is sufficient reason to conclude that an MPO is warranted in the interest of good order and discipline and is in compliance with this Order and the references. Failure to abide by the restrictions of an MPO may constitute a violation of Articles 90, 92, and 134 of the Uniform Code of Military Justice.

b. Subordinate Element Missions

(1) Commanding Officers of Headquarters Battalion, Marine Corps Tactics and Operations Group, Marine Corps Logistics and Operations Group, Marine Corps Mountain Warfare Training Center, and Marine Aviation Weapons and Tactics Squadron One

(a) Seek the advice of the Staff Judge Advocate prior to issuing an MPO.

DISTRIBUTION STATEMENT A: Approved for public release; distribution is unlimited.

(b) Enclosure (1) is the appropriate form to use when issuing MPOs. In Block 6 of the DD Form 2873, type in the word "indefinite." Use enclosure (2) when the MPO needs to be rescinded or modified.

(c) In accordance with reference (a), the Commander will retain the original completed DD Form 2873. A copy of the signed DD Form 2873 shall be provided to the service member and to the protected person. Prior to serving the form, ensure that the personal identifiable information of both the service member and the protected person (e.g., home address, home phone number, social security number, date of birth) are not released to the other party involved. Utilize enclosure (2) when the MPO needs to be rescinded or modified.

(d) Pursuant to reference (b), MPOs are considered standing orders. When a service member detaches from a command that has issued an MPO, the detaching command will contact the gaining command and recommend that a new MPO be issued, if an MPO is still necessary.

(e) By close of business every Thursday, all units under Marine Air Ground Task Force Training Command, Marine Corps Air Ground Combat Center and tenant commands are required to notify the desk sergeant at Provost Marshal Office (PMO) of the issuance, modification, or cancellation of any MPO. A negative report indicating no changes to the previous week's report is required.

(f) Advise the person being protected to file a restraining order with local law enforcement whether they reside on or off the installation.

(g) Advise the person being protected that they should contact the command or PMO to report any violation of an MPO on or off the installation.

(2) Tenant Commanders. Request compliance with this Order and the policies contained within the references.

(3) Assistant Chief of Staff G-7, Provost Marshal Office

(a) PMO is responsible for collecting and tracking all MPOs issued to personnel aboard this installation.

(b) Notice to Local Law Enforcement

1. In accordance with reference (c), notify local civilian law enforcement of the subject MPO when subject persons do not reside aboard the installation by providing the names of the individuals involved.

2. Appropriate authorities include both the law enforcement agency having jurisdiction over the area in which the person protected by the MPO resides and the law enforcement agency having jurisdiction over the area in which the person against whom the MPO was issued resides.

3. This Order is a continuing requirement. Notify the appropriate civilian authorities of any change to the status of the MPO, including its termination.

4. Per reference (d), unless directed to do so, distribution to local civilian law enforcement officials of the completed DD Form 2873, whether the original or a copy, is not authorized.

5. Maintain a logbook entry whenever notification is made.

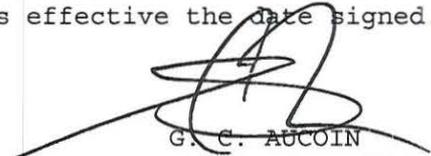
c. Coordinating Instructions. A current version of DD Form 2873 (Military Protective Order) is available at <http://www.dtic.mil/whs/directives/infomgt/forms/efoms/dd2873.pdf>.

4. Administration and Logistics. Distribution statement A directives issued by the Commanding General are distributed via e-mail upon request and can be viewed at <http://www.29palms.marines.mil/Staff/G1Manpower/AdjutantOffice/CCO.aspx>.

5. Command and Signal

a. Command. This Order is applicable to all active duty, reserve, and civilian personnel aboard the Combat Center, MCMWTC, and MAWTS-1.

b. Signal. This Order is effective the date signed.



G. C. AUCOIN
Chief of Staff

Sample DD Form 2873 Military Protective Order

MILITARY PROTECTIVE ORDER			
PRIVACY ACT STATEMENT			
<p>In accordance with the Privacy Act of 1974 (Public Law 93-579), this notice informs you of the purpose of this form and how it will be used. Please read it carefully.</p> <p>AUTHORITY: 5 U.S.C. 301, Departmental Regulations; 10 U.S.C. 136, Under Secretary of Defense for Personnel and Readiness; and National Defense Authorization Act for Fiscal Year 1995, Sec. 534.</p> <p>PRINCIPAL PURPOSE(S): To inform the service member and the protected person that the commanding officer is issuing an order to the member prohibiting contact or communication with the protected person or members of the protected person's family or household and directing that the member take specific actions that support, or are in furtherance of, the prohibition.</p> <p>ROUTINE USE(S): Any release of information outside of the Department of Defense shall be compatible with the purposes for which the information is being collected and shall be in accordance with an established routine use for the record system where the information is maintained.</p> <p>DISCLOSURE: Voluntary. Failure to disclose/verify information will not delay either the issuance of the order or the enforceability of the order.</p>			
1. SERVICE MEMBER		2. PROTECTED PERSON <i>(Important: see NOTE)</i>	
a. RANK	b. LAST NAME	FIRST NAME	
c. UNIT			
d. INSTALLATION			
<p>NOTE: Omit information in Item 2 that, if known to the service member in Item 1, could endanger the protected person.</p>			
3. INFORMATION SUPPORTING ISSUANCE OF THIS MILITARY PROTECTIVE ORDER			
4. THE PROTECTED PERSON HAS ALSO BEEN ISSUED THE FOLLOWING COURT ORDERS:			
<p>a. Civil protection order issued (Date - YYYYMMDD) _____, in _____ Court, _____ County, State of _____</p>			
<p>b. Order issued (Date - YYYYMMDD) _____, in _____ Court, _____ County, State of _____</p>			
			Property Settlement
			Custody and/or Visitation

5. As a Commanding Officer with jurisdiction over the above-named service member, I find that there is sufficient reason to conclude that the issuance of an order is warranted in the best interest of good order and discipline. It is hereby ordered that (Initial applicable portions):

	<p>a. The above-named service member is restrained from initiating any contact or communication with the above-named protected person either directly or through a third party. For purposes of this order, the term "communication" includes, but is not limited to, communication in person, or through a third party, via face-to-face contact, telephone, or in writing by letter, data fax, or electronic mail. If the protected person initiates any contact with the service member, the service member must immediately notify me regarding the time and circumstances surrounding such contact.</p>
	<p>b. The above-named service member shall remain at all times and places at least _____ feet away from the above-named protected person and members of the protected person's family or household including _____ but not limited to, residences and workplaces. Members of the protected person's family or household include: _____</p>
	<p>c. The above-named service member will vacate the military residence shared by the parties located at _____</p>
	<p>d. Until further notified, the above-named service member will be provided temporary military quarters at: _____</p>
	<p>e. The above-named service member will attend the following counseling: _____</p>
	<p>f. The above-named service member will surrender his/her government weapons currently in his/her possession at the time of issuance of this order to: _____</p>
	<p>g. The above-named service member will dispose of his/her personal firearm(s) that are located or stored on the installation at the time of issuance of this order: _____</p>
	<p>h. Exceptions to this order will be granted only after an appropriate request is made to me and approved by me.</p>
	<p>i. Other specific provisions of this order: _____</p>

6. DURATION The terms of this order shall be effective until _____, unless sooner rescinded, modified, or extended in writing by me.

ENFORCEABILITY Violation of this order or an applicable civilian protection order shall constitute a violation of Article 90 of the Uniform Code of Military Justice.

<p>a. COMMANDING OFFICER'S SIGNATURE</p>	<p>b. DATE (YYYYMMDD)</p>
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7. I hereby acknowledge receipt of a copy of this order and attest that I understand the terms and conditions it imposes on me.

<p>a. SERVICE MEMBER'S SIGNATURE</p>	<p>b. DATE (YYYYMMDD)</p>
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DISTRIBUTION:

<p>Service member Service member's local personnel file</p>	<p>Protected person (Custodial parent of protected child)</p>
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Reset

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Sample Commanding Officer's Letter



UNITED STATES MARINE CORPS
HEADQUARTERS BATTALION
MARINE AIR GROUND TASK FORCE TRAINING COMMAND
MARINE CORPS AIR GROUND COMBAT CENTER
BOX 788200
TWENTYNINE PALMS, CALIFORNIA 92278-8200

5800
Org Code
Date

From: Bravo Company, Headquarters Battalion
To: Commanding Officer, Headquarters Battalion

Subj: REQUEST TO RESCIND OR MODIFY DD FORM 2873 MILITARY PROTECTIVE ORDER IN
THE CASE OF RANK FIRST NAME MIDDLE INITIAL LAST NAME EDIPI/MOS USMC

1. It is requested that the military protective order signed on _____ be rescinded.

2. It is requested that the military protective order signed on _____ be modified to include

3. The point of contact for this matter is RANK INITIALS LAST NAME at (760) 830-1234.

COMPANY COMMANDER SIGNS

Enclosure (2)