



DEPARTMENT OF THE NAVY
COMMANDER
CARRIER STRIKE GROUP TEN
FPO AE 09506-4701

IN REPLY REFER TO:
5720
Ser 00/110
23 June 2011

Mr. Michael Junge
16012 Fairway Drive
Montclair, VA 22025

Dear Mr. Michael Junge:

SUBJECT: FREEDOM OF INFORMATION ACT REQUEST OF 23 MAY 2011

This responds to your Freedom of Information Act (FOIA) request of 23 May 2011, in which you requested the investigation (including appendices and endorsements) into the material condition of USS HAWES (FFG 53) conducted by Commander, Destroyer Squadron 26, in December 2009.

Your request was received by this office on 6 June 2011 and assigned file number CCSG10-FY11-003. You amended your request on 13 June 2011 in which you decided that you did not want any of the Appendices or Enclosures be included in our response.

After a thorough review of Carrier Strike Group TEN records, we located records responsive to your request. The Investigation of the incident is attached to this letter as enclosure (1). The investigation conducted into the incident was a Judge Advocate General Instruction 5800.7E (JAGMAN) Chapter II, Command Investigation. Portions of the enclosure are redacted for various reasons. The redacted portions have the specific FOIA exemption listed over the redacted information. The (b)(5) exemptions were redacted as part of the deliberative process privilege. The (b)(6) redactions removed the names of the individuals involved for privacy reasons.

Because your request has been partially denied, you are advised of your right to appeal this determination, in writing to:

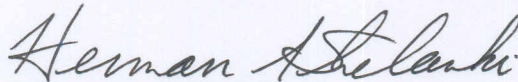
Office of the Judge Advocate General
Department of the Navy
ATTN: FOIA APPEALS
1322 Patterson Avenue SE, Suite 3000
Washington Navy Yard, DC 20374-5066

SUBJECT: FREEDOM OF INFORMATION ACT REQUEST OF 23 MAY 2011

Please include a copy of your original request, a copy of this letter, your supporting rationale on why the appeal should be granted, and any other information you would like considered in adjudicating your appeal. The appeal must be postmarked no later than 60 calendar days from the date on this letter. Both the appeal letter and the envelope should bear the notation, "Freedom of Information Act Appeal" and our FOIA case file number: CCSG-10 FY11-03 on any correspondence dealing with this request.

If you have any questions regarding your request, please contact my Staff Judge Advocate, Commander Dan Cimmino, JAGC, U.S. Navy, via telephone at (757)445-2307, or email at daniel.cimmino@navy.mil.

Sincerely,



H. A. SHELANSKI
Rear Admiral, U.S. Navy
Commander

Encl: 1. USS HAWES (FFG 53) Investigation dated 8 February 2010



DEPARTMENT OF THE NAVY

COMMANDER
CARRIER STRIKE GROUP TEN
FPO AE 09506-4701

IN REPLY REFER TO:
5830
Ser N00/017
23 Jan 10

From: Commander, Carrier Strike Group TEN
To: (b) (6), USN, XXX-XX- (b) (6)

Subj: PRELIMINARY INQUIRY INTO THE DETERIORATION OF MATERIAL
CONDITIONS ABOARD USS HAWES (FFG 53), WHICH WAS
DISCOVERED ON 08 JANUARY 2010

Ref: (a) Manual of the Judge Advocate General

1. This appoints you, per Chapter II of reference (a), to inquire into the facts and circumstances surrounding the deterioration of material conditions aboard USS HAWES (FFG 53). The deterioration was discovered on 08 January 2010 during the ATG Engineering LTT assist visit.

2. Investigate the cause and scope of the deterioration, and any fault, neglect, or responsibility therefore, and recommend appropriate administrative or disciplinary action. Specifically, you are directed to review all maintenance and related records kept aboard HAWES, Afloat Training Group Atlantic, and Commander, Destroyer Squadron TWO-SIX. Report your findings of fact, opinions, and recommendations in letter form by 8 February 2010, unless an extension of time is granted. If you have not previously done so, read chapter II of reference (a) in its entirety before beginning your investigation. In particular your attention is directed to sections 0202 and 0203 of reference (a).

3. You may seek legal advice from (b) (6), JAGC, USN, during the course of your investigation.

4. By copy of this appointing order, (b) (6) is directed to furnish necessary clerical assistance.

P. Driscoll

P. DRISCOLL

Copy to:
COMDESRON 26
USS HAWES (FFG 53)
(b) (6)

Enclosure (1)

08 February 2010

From: (b) (6), USN
To: Commander, Carrier Strike Group TEN

Subj: PRELIMINARY INQUIRY INTO THE DETERIORATION OF MATERIAL
CONDITIONS ABOARD USS HAWES (FFG 53), WHICH WAS
DISCOVERED ON 08 JANUARY 2010

Encl: (1) Convening order dtd 23 January 2010
(2) USS HAWES 2008-2009 Schedule
(3) COMDESRON 26 2008-2009 Schedule
(4) HAWES 2008-2009 Manning Summary
(5) COMDESRON 26 2008-2009 Manning Summary
(6) ULTRA-E Report of February 2008
(7) GTB37 Inspection Report on 1A&1B Engines of March 2008
(8) 3M Certification Report of March 2008
(9) 3M LTT Report of June 2008
(10) Pre-deployment Inspection of 1A&1B Engines of January 2009
(11) ULTRA-S Report of February 2009
(12) 3M Recertification Report of February 2009
(13) 3M LTT Report of June 2009
(14) Command Climate Report of September 2009
(15) Tech Assist Report of October 2009
(16) Engine History Report for 1A&1B Engines
(17) HAWES SBTB Report of November 2009
(18) 3M Admin Review Report of November 2009
(19) Pre-ULTRA Material Visit Report of January 2010
(20) Tech Assist Report of January 2010
(21) NNSY Report of Inspection on 1A Engine of January 2010
(22) MIP 2340 PMS Requirements for Engines
(23) HAWES Quarterly Boards for Underway Quarters 2008-2009
(24) ESOMS Tagout Records for 1A Engine
(25) ESOMS Tagout Records for 1B Engine
(26) WEBLOG Operating Records for 1A Engine Hours
(27) WEBLOG Operating Records for 1B Engine Hours
(28) NAVSEA Logbook data on Inspection Requirements
(29) TORIS Monthly Training Overviews
(30) Engineering PQS Qualification Report
(31) CASREP Summary for 2009
(32) Report of Interview of (b) (6)
(33) Report of Interview of (b) (6)
(34) Report of Interview of (b) (6)
(35) Engineering WTRP
(36) Report of Interview of (b) (6)
(37) Report of Interview of (b) (6)
(38) Local Engine Hours Log
(39) COMDESRON 26 Email of February 2009
(40) COMDESRON 26 Email of January 2010