



**AMERICA'S ARMY**

People First - Winning Matters

U.S. ARMY

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# Doctrine, Past and Present & *Your Neighborhood Judge Advocate*

BG David Mendelson, US Army  
Assistant Judge Advocate  
Military Law and Operations



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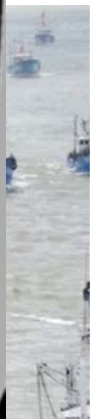
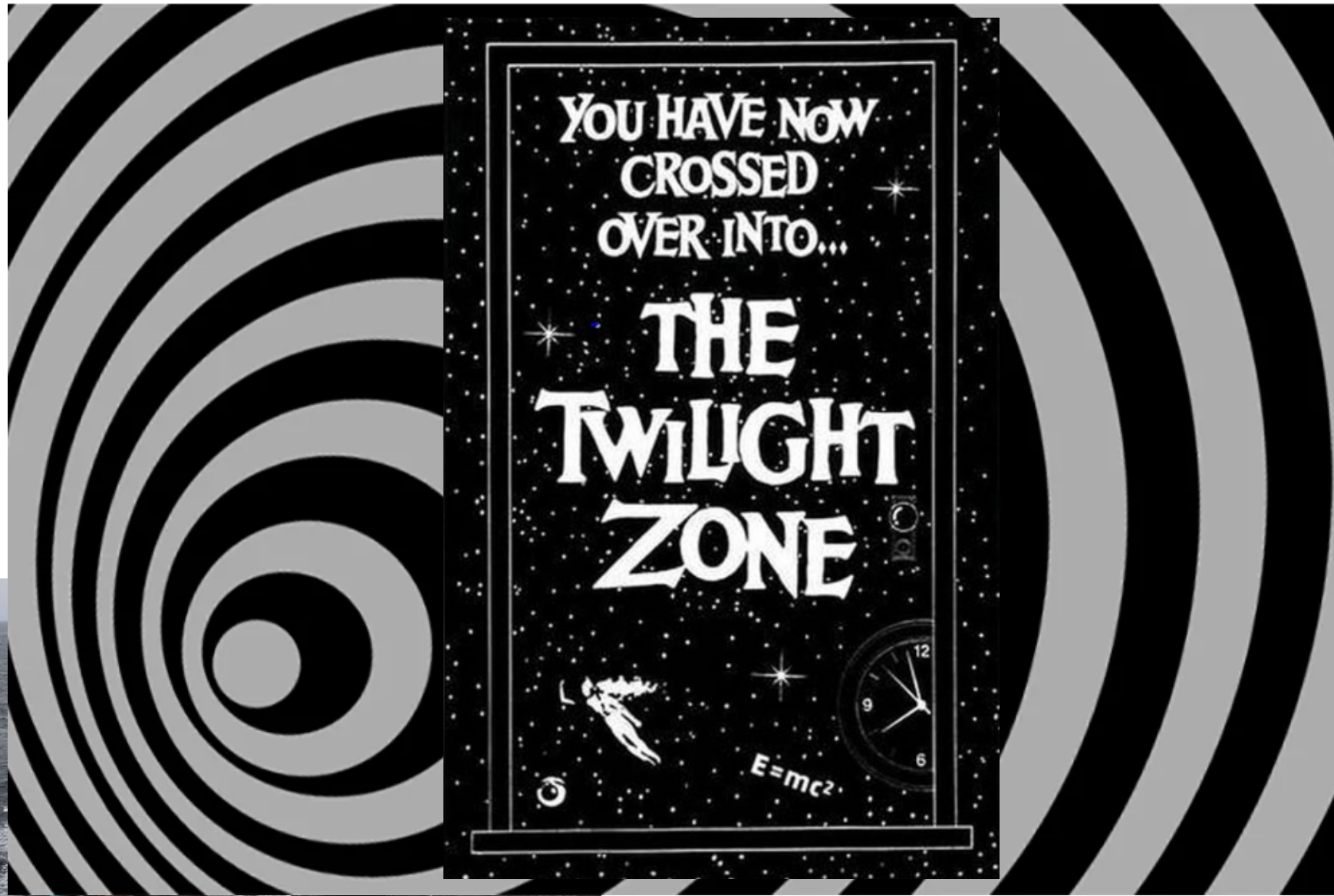
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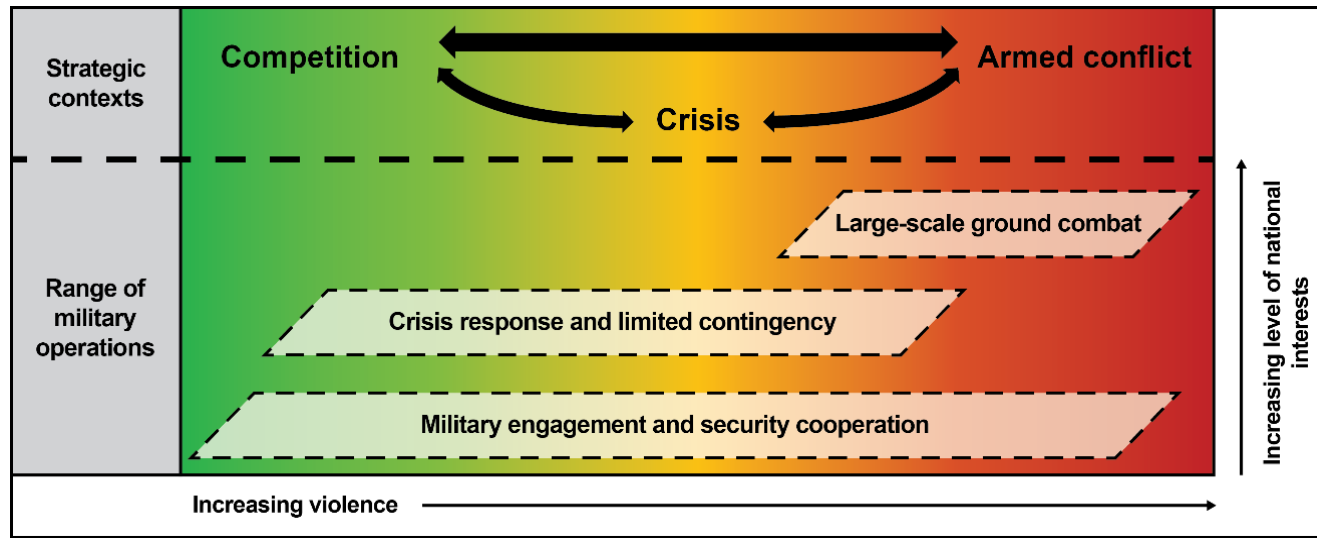
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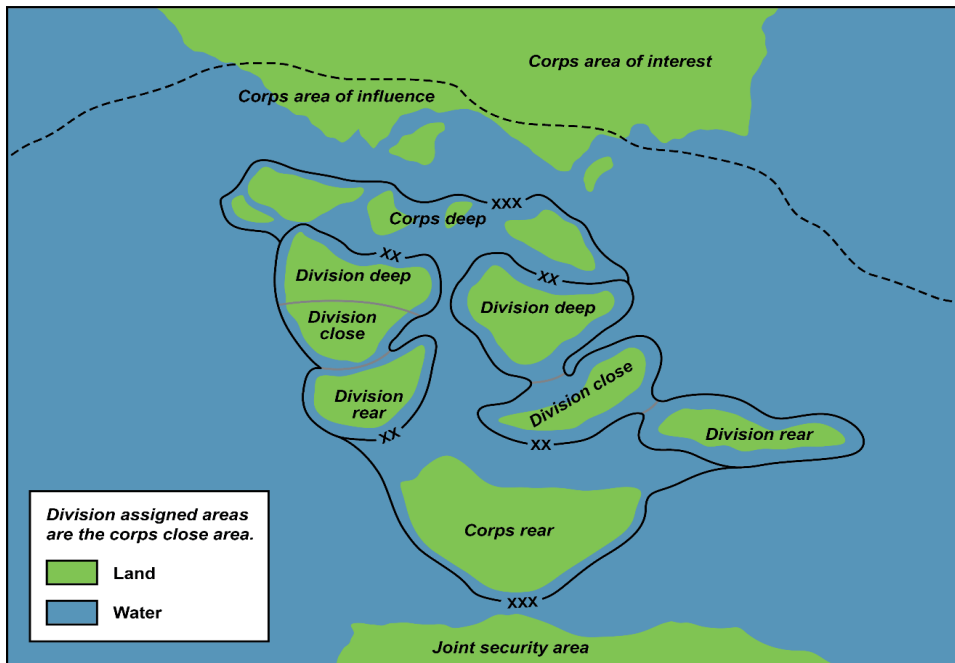
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# The Grey Zone





**FM 3-0**  
OPERATIONS



**OCTOBER 2022**  
**DISTRIBUTION RESTRICTION:**  
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 This publication supersedes FM 3-0, dated 6 October 2017.  
**HEADQUARTERS, DEPARTMENT OF THE ARMY**



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**Before we go too far . . .let's go  
back.**

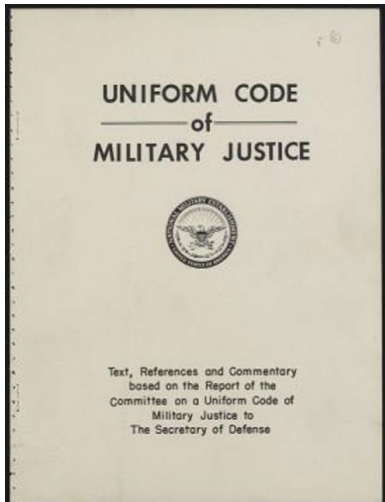




Task Force Smith



## Civil-Military



1948 Order to Desegregate the Military



## M65 280mm Motorized Heavy Gun "Atomic Cannon"



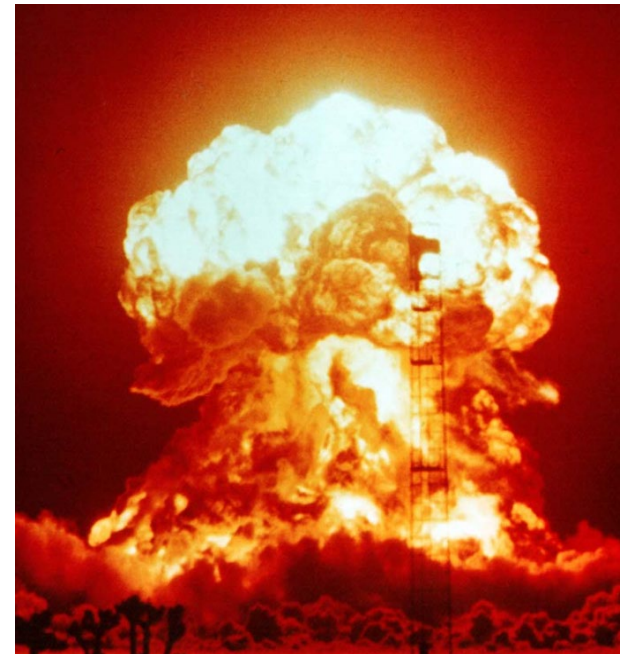
M28/M29 Davy Crockett Nuclear Weapon System



T-10 Soviet Heavy Tank



Marshal Georgy Zhukov







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# Reorganization Objective Army Division (ROAD) and Air Cavalry





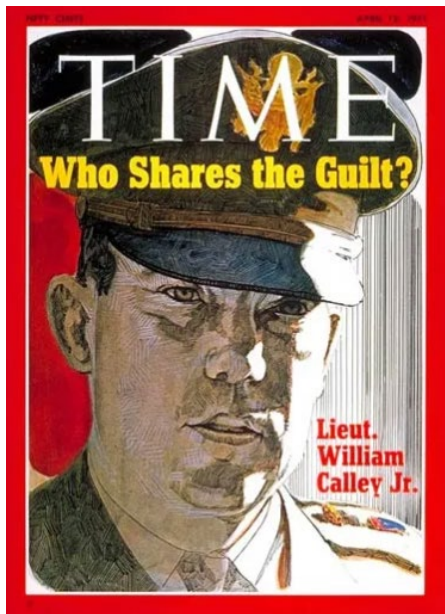
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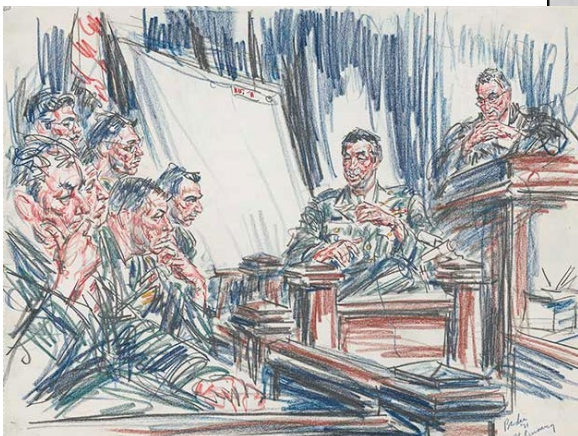
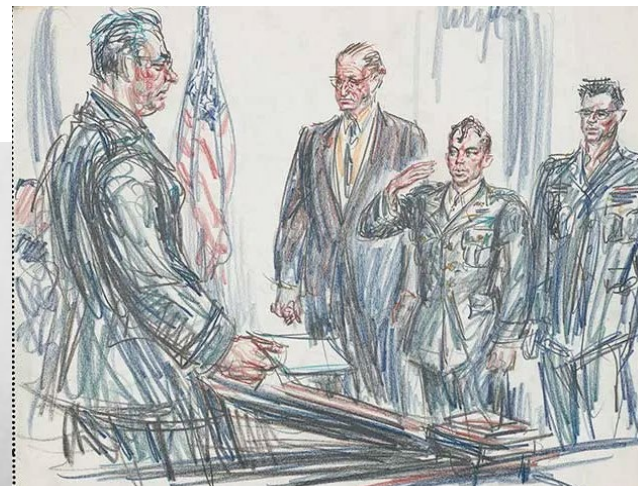
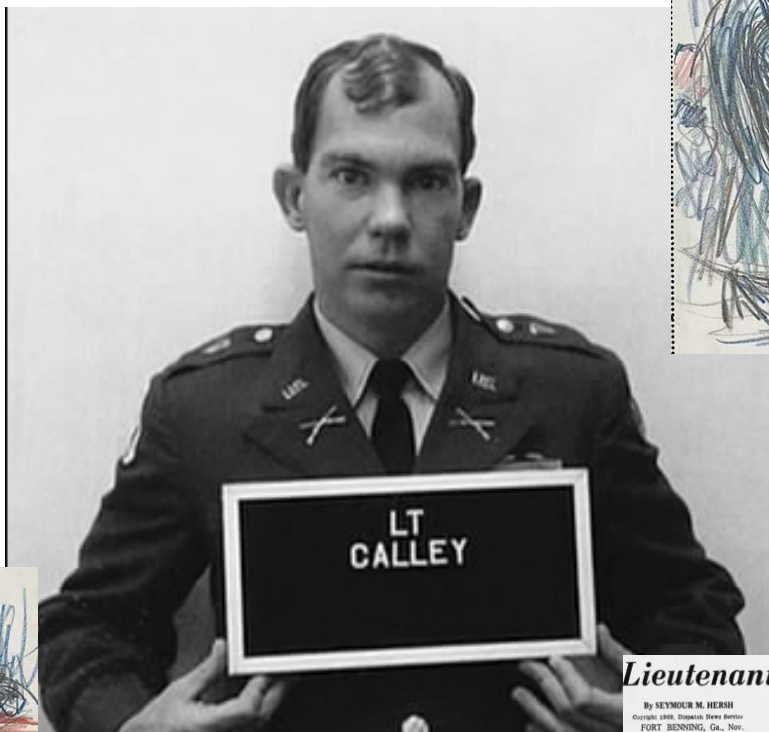
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# My Lai—The Inflection Point



Lt. William Calley Jr.



## Lieutenant Accused Of Murdering 109 Civilians

By SEYMOUR M. HERSH

Current news magazine news service

FORT BENNING, Ga., Nov. 13 — Lt. William L. Calley Jr., 28 years old, is a mild-mannered, boyish-looking Vietnam combat veteran with the nickname "Rusty." The Army is completing an investigation of charges that he deliberately murdered at least 109 Vietnamese civilians in a search-and-destroy mission in March 1968 in a Viet Cong stronghold known as "Pheukville."

Calley has formally been charged with six specifications of mass murder. Each specification cites a number of dead, adding up to the 109 total, and charges that Calley did "with premeditation murder . . . Oriental human beings, whose names and sex are unknown, by shooting them with a rifle."

The Army calls it murder. Calley, his counsel and others associated with the incident describe it as a case of carrying out orders.

"Pheukville" has become a widely known code word among the military in a case that many officers and some Congressmen believe will become far more controversial than the recent murder charges against eight Green Berets.

Year's Investigation Army investigation teams spent nearly one year studying the incident before filing charges against Calley, a platoon leader of the Eleventh Brigade of the Americal Division at the time of the killings.

Calley was formally charged on or about Sept. 8, 1969, in the multiple deaths, just a few days before he was due to be released from active service.

Calley has since hired a prominent civilian attorney, former Judge George W. Lattimer of the U.S. Court of Military Appeals, and is now awaiting a military determination of whether the evidence justifies a general court-martial. Postage officials describe it as the prelude of a civilian grand jury proceeding.

Calley, meanwhile, is being detained at Fort Benning, where his movements are sharply restricted. Even his exact location on the base is a secret; neither the provost marshal, nor the Army's Criminal Shift, nor the Army's Criminal Investigation Division knows where he is being held.

The Army has refused to comment on the case, "in order not to prejudice the continuing investigation and report of the accused." Similarly, Calley —

although agreeing to an interview — refused to discuss in detail what happened on March 16, 1968.

However, many other officers and civilian officials, some angered by Calley's action and others angry that charges of murder were filed in the case, talked freely in interviews at Fort Benning and Washington.

These factors are not in dispute.

The Pheukville area, about six miles northeast of Quang Ngai, had been a Viet Cong fortress since the Vietnam war began.

In early February 1968, a company of the Eleventh Brigade, as part of Task Force Barker, pushed through the area and was severely shot up.

Calley's platoon suffered casualties. After the Communist Tet offensive in February 1968, a larger assault was mounted, again with high casualties and little success. A third attack was quickly mounted and it was successful.

The Army claimed 128 Viet

Conq were killed. Many civilians also were killed in the operation. The area was a free fire zone from which all Viet Cong residents had been expelled, by order, to find safe zones are common throughout Vietnam.

The men who took part in the mission with Calley said that in the early February attacks "we were really shot up."

"Every time we got hit it was from the rear," he said. "So the third time I'd there the order came down to go in and make sure no one was behind."

"We were told to just clear the area. It was a typical combat assault formation. We came in hot, with a cover of artillery in front of us, came down the line and destroyed the village."

"There are always some civilian casualties in a combat operation. He isn't guilty of murder."

"The order to clear the area was relayed from the battalion

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### 350-Pound Campus Queen

BELLINGHAM, Wash., Nov. 11 (UPI) — A 350-pound pig named Grenada has been elected homecoming queen at Western Washington State College.

Grenada was sponsored by the college rugby club.

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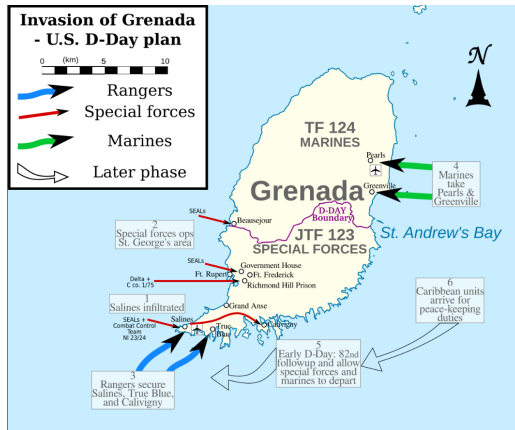
November 5, 1974  
NUMBER 5100.77

GC, DoD

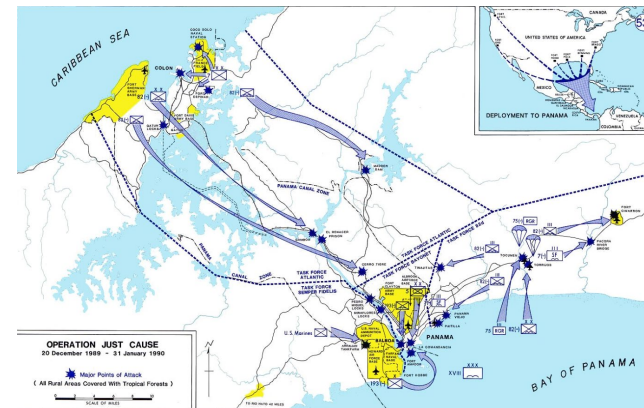
## Department of Defense Directive

SUBJECT: DoD Program for the Implementation of the Law of War (Short Title: DoD Law of War Program)

- Refs:
- (a) Army Field Manual 27-10, The Law of Land Warfare, July 1956
  - (b) Naval Warfare Information Publication 10-2, Law of Naval Warfare, September 1955
  - (c) DoD Directive 5100.69, "DoD Program for Prisoners of War and Other Detainees," December 27, 1972
  - (d) DoD Instruction 5500.15, "Review of Legality of Weapons Under International Law."



Operation Urgent Fury, Grenada, 25-29 October 1983



Operation Just Cause, Panama, December 1989-January 1990



# SOVIET BIG 7



BMP-2



Mi-24



2S1



2S3



T-72



SA-8B

ZSU-23/4



RP Book



M1A1



Bradley Fighting Vehicle



UH 60 Blackhawk



Patriot Air Defense System



AH 64 Apache





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...and then there was none.







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# Full-Spectrum Operations/GWOT





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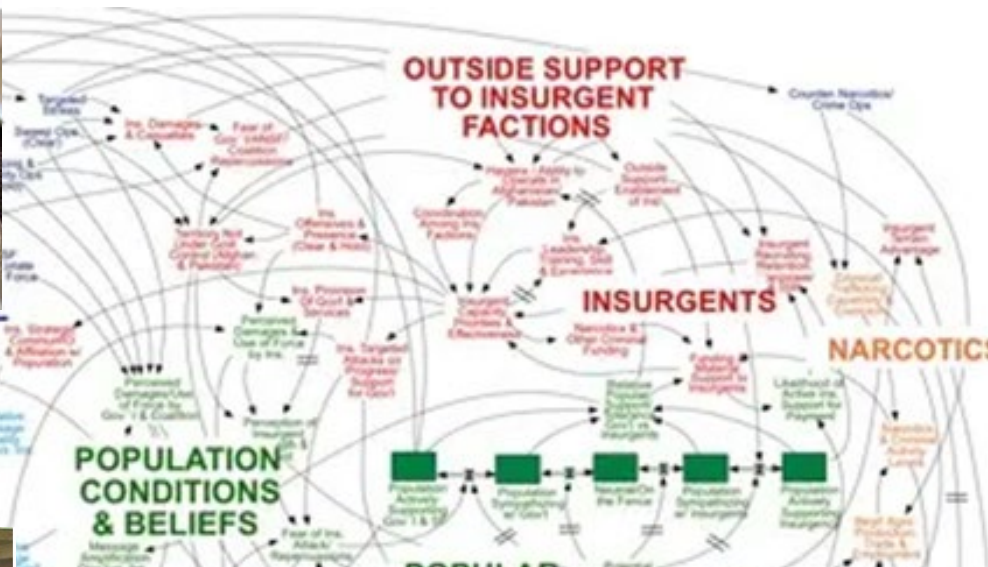
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**WWJD?**



AFP/GETTY IMAGES/FILE





# Meanwhile . . . New Generation Warfare



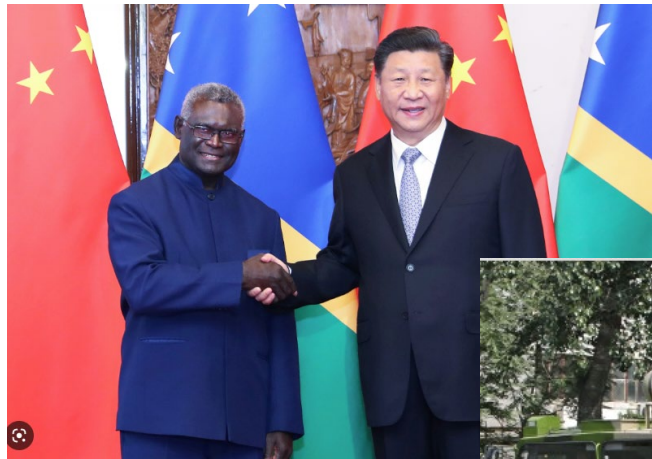
Gerasimov



"Little Green Men"



Expanded Arctic Military Basing



Security Agreements



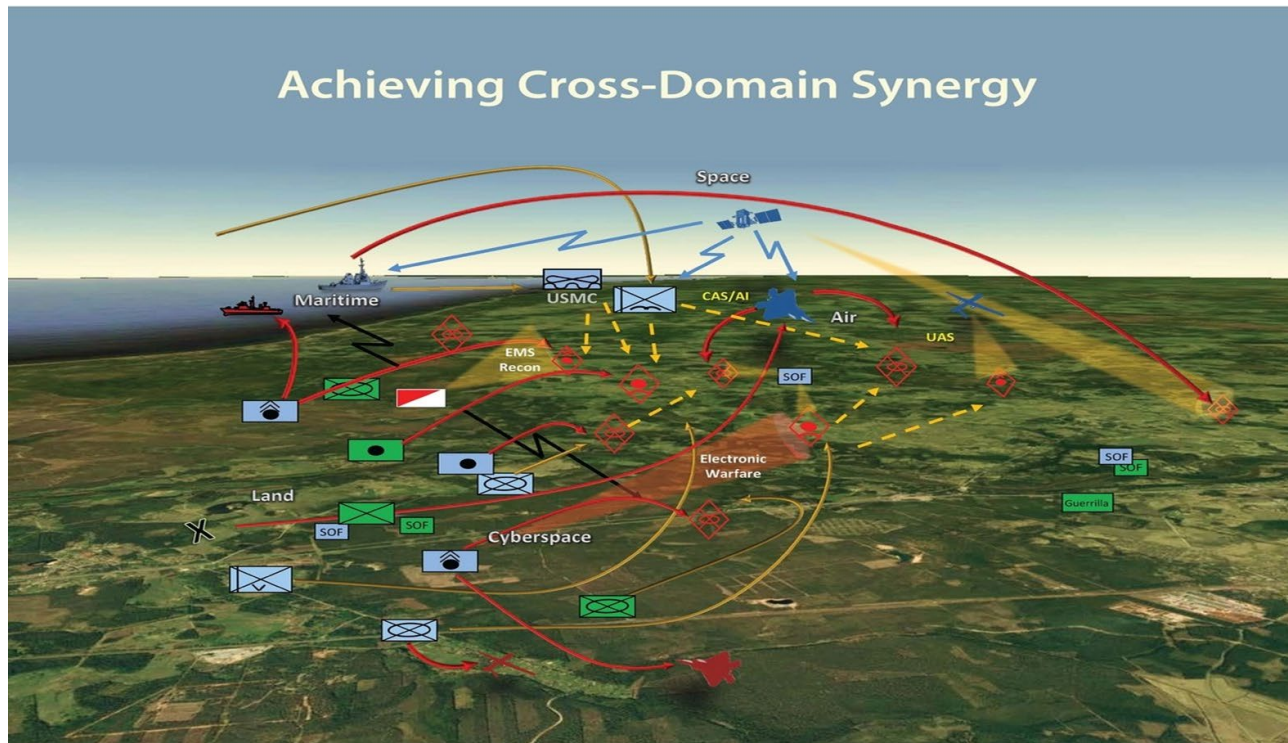
Overseas Investment



DF-21D "Carrier Killer"



Chinese Aircraft Carrier Liaoning



**The Army conducts operations across multiple domains and the information environment. All Army operations are multi-domain operations, and all battles are multi-domain battles. FM 3-0**



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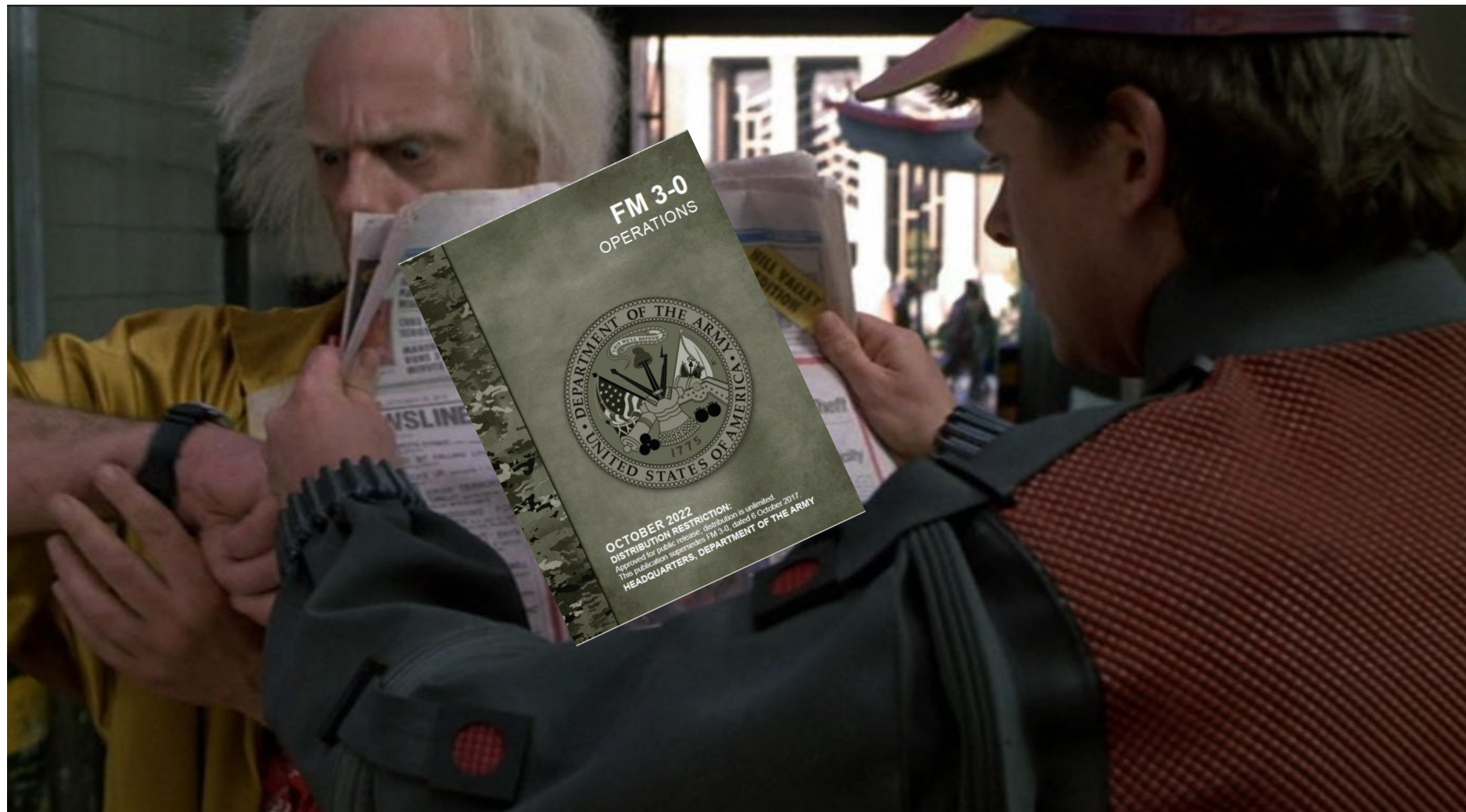
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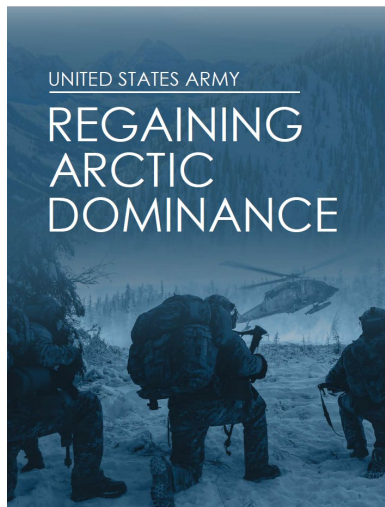
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# Back to the Present!





Ground-launched Cruise Missile



US Army Arctic Strategy (2021)



HIMARS in the Aleutian Islands, Alaska

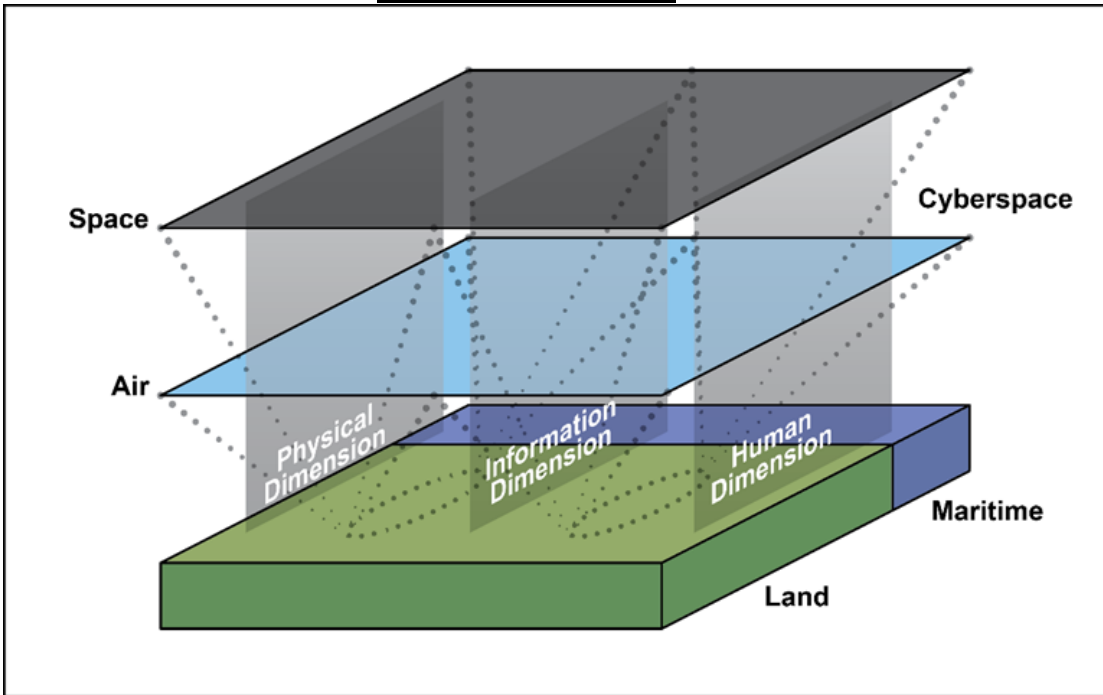


--- Polar Silk Road  
--- Existing route via Strait of Malacca

The Polar Silk Road



Hypersonic Weapons



## Operational Environment:

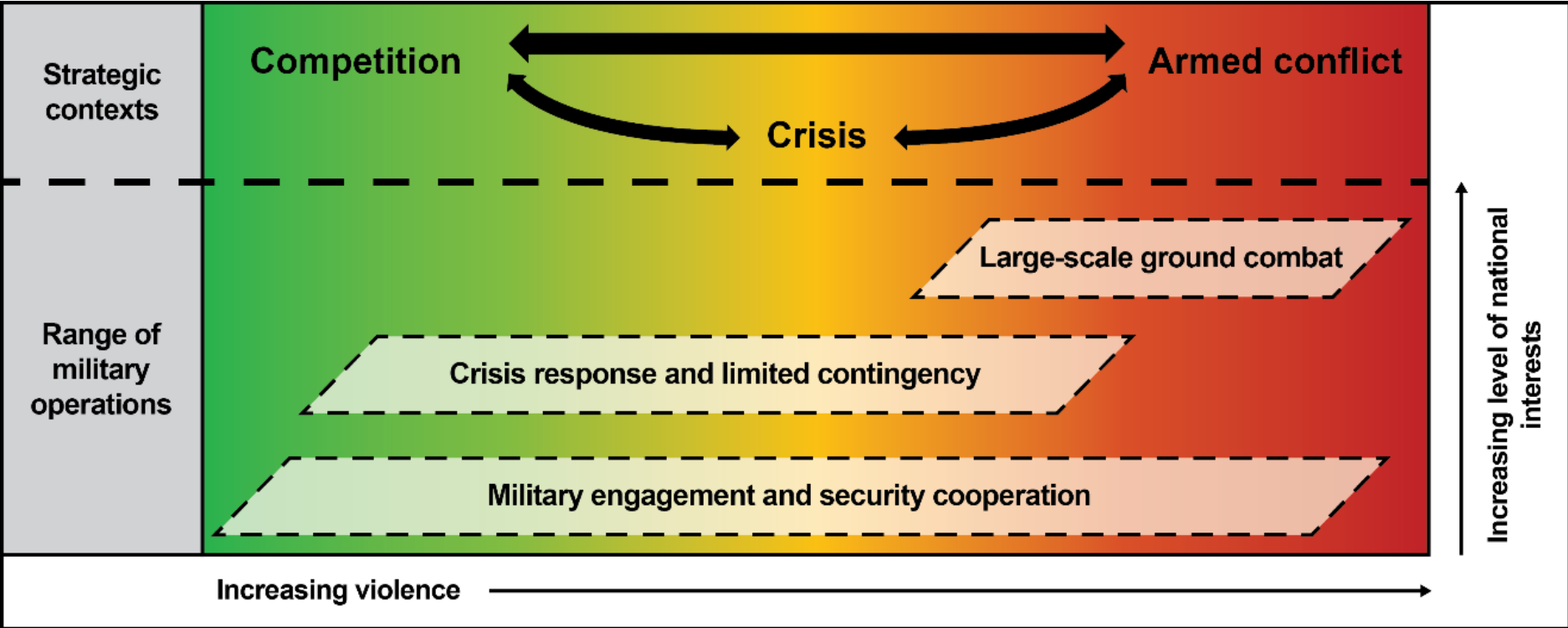
- **Composed of five domains** (land, maritime, air, space, and cyberspace).
- **Understood through three dimensions** (physical, information, human).

**Domain:** a physically defined portion of an operational environment requiring a unique set of warfighting capabilities and skills

- Army leaders must understand the complementary and reinforcing ways in which they can employ capabilities from all the domains in support of operations on land.
- Army forces mainly operate through the physical dimension to influence through the information dimension and produce victory in the human dimension.
- Army formations create or maintain and exploit relative advantages that encompasses:
  - **Physical** advantage
  - **Human** advantage
  - **Information** advantage

*War is thus an act of force to compel our enemy to do our will. - Carl von Clausewitz*







Civilian Harm (long range fires/ urban operations)



Army JAG Mastery of Cyber, IO, and Maritime Law



Interoperability with Partners and Allies



Operating and advising with degraded communication



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# What Are JAGs Doing?



## NSL Practitioners Working Group—INDOPACOM



October 2022



2022 Fugh Symposium  
The Judge Advocate General's Legal Center & School  
Charlottesville, Virginia  
15 June 2022





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**The JAG Corps**



## Principled Counsel



**Servant  
Leadership**

**Stewardship**

**Mastery of the Law**