

**Senate Foreign Affairs, Defence and Trade
References Committee**

SUBMISSION COVER SHEET

Inquiry Title: Effectiveness of Australia's Military Justice System

Submission No: P40

Date Received: 31.03.04

Submitter: Mr Miller

Organisation:

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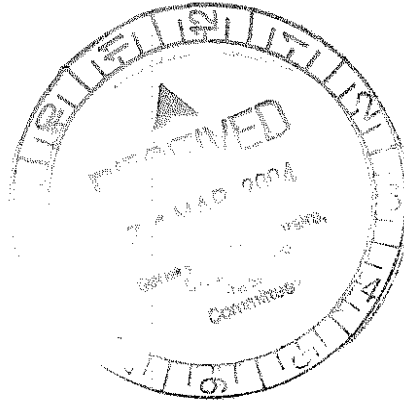
Name/Contact: Mr Russ Miller

Date Authorised:

22nd March 2004

In reply quote:
Senate040322

The Secretary
Senate Foreign Affairs,
Defence and Trade References Committee
Suite S1.57
Parliament House
CANBERRA ACT 2600



Unlawful Discharge – 223961 SGT R.S. Miller

References:

- A. Defence Whistleblower Scheme letter dated 28th February 2003
- B. Email from Sandy Thomas dated 2nd July 2003 14.46pm
- C. Email from Kayla Grant
- D. IGADF/OUT/2003/165 dated 4th August 2003
- E. My Igd031108 dated 8th November 2003
- F. My Igd031208 dated 8th December 2003
- G. Part 2 Acknowledgement dated 27 Aug 03
- H. My Igd040112 dated 12th January 2004
- I. IGADF/OUT/2004/62 dated 10th March 2004
- J. 13 Psych 275/97 dated 14th August 1997
- K. <http://www.alphalink.com.au/~gunman/>



Dear Sir or Ma'am,

It is often said that justice delayed is justice denied. This idea falls in line within the Australian Army's procedural policy of 'Lie, Deny and Delay'.

I heard about the Inspector General, Australian Defence Force in early March 2003 shown as Ref A. It took some months to actually contact anyone from that office because of the inbuilt delay within the promo material. The phone number was wrong, the email address was wrong, people were incorrectly identified etc. Evidenced by Refs B & C.

Eventually, a representative of the Inspector General Australian Defence Force (IGADF) contacted me. As a result a submission was raised and sent.

Ref. D. advising me that it had been received. When the content, and possible repercussions, of my letter were realized no further assistance was provided to me. My enquiries as to the status of that submission were ignored, proved by the lack of response to Refs E. and F. Members mentioned within the submission were neither approached nor interviewed as proven by Ref. G. A further enquiry, Ref H. was also ignored.

I'm in no doubt that Ref. I. would not have been written at all had I not contacted the Senate Foreign Affairs, Defence and Trade References Committee. The IGADF did not look at any of the old evidence nor conduct a proper investigation, who cares about 'new' evidence! The original method of discharge was flawed with falsified documents, slow incompetent management, dishonesty and blatant lies. Lie, Deny and Delay'

From initial contact, as a form letter, from the IGADF: to his 'brush-off' took just over a year. And it was only that quick because someone else gave his office. It is stated in the Defence Service Charter that a reply to correspondence would be provided within 15 working days the partial email address of the IGADF is @defence.gov.au. Lie, Deny and Delay'

I was talking to a Barrister; I believe her name was Susan Richardson, while waiting for the response to my first Show Cause. After hearing my story she said to me "Oh well, you've got them. They'll leave you alone now". My immediate reply was "No, they'll be smarter the second time." And they were. They gleaned from my first show cause who I would approach in preparing my defense and made sure that I could not/did not get to see these people during the preparation of my second Show Cause. A small part of this evidence is show in Ref. J. It's interesting to note that the OC of 13 Psychology Section at the time is happy to point out that a psychological assessment conducted by officers of the Australian Army is required to contain a result that pleases the assessing psychology officer's superiors.

The point that I have always made or alluded too, while trying to address my unlawful discharge, is what's the use of having all these laws and procedural requirements if the people in authority; those people who have the responsibility to uphold and process these laws; can action or ignore them selectively? Lie, Deny and Delay.

No one can defend themselves from lies stamped with an official seal. Nor can they address institutionalized propaganda. I've highlighted points worthy of note.

In closing I find it necessary to request that the receipt for this letter contain a clear time frame in which I can be confident I will be contacted by the Senate Foreign Affairs, Defence and Trade References Committee in relation to this matter. Copies of all the references mentioned, except Ref K., are enclosed. I further apologize if this letter is not perfectly prepared. The costs associated with attempting to address my unlawful discharge are sometimes restrictive.

Thank-you for taking the time to read this letter, I am contactable at any time to answer any questions that may arise.

Yours Sincerely

A handwritten signature in black ink, appearing to read 'Russ Miller', with a stylized flourish at the end.

Russ Miller.

Enclosures:

1. *Defence Whistleblower Scheme letter dated 28th February 2003*
2. *Email from Sandy Thomas dated 2nd July 2003 14.46pm*
3. *Email from Kayla Grant*
4. *IGADF/OUT/2003/165 dated 4th August 2003*
5. *My Igd031108 dated 8th November 2003*
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