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1. Nuclear Test Personnel Review (NTPR)

Proponent - Defense Threat Reduction Agency (NSSN/NTPR & ADM), 7825 John J. Kingman Hwy, Fort Belvoir, VA.
Reference Message – HQDA, DACS-DMC, 15 May 1978
Effective date – 15 May 1978
Freeze Code – NTP

The Army has initiated a comprehensive study of personnel radiation exposures which were accumulated during atmospheric nuclear tests from 1945 through 1962. The study is to determine whether a link exists between exposure to low-level external ionizing radiation and increases in incidence of certain diseases.

2. Iranian Foreign Military Sales (FMS) Program (IRA)

Original Proponent – Defense Security Assistance Agency;
Current Proponent – U.S.A Security Assistance Command (USASAC) – (Subordinate Command of AMC) - 5701 21st Street, Ft. Belvoir, VA 22060-5940.
Ref Message – Defense Security Assistance Agency, DSAA/OPS-C, 24 May 84 Subject: Freeze of Iran FMS Program Records
Effective date – 24 May 1984
Freeze Code – IRA

The Iran-U.S. Claims Tribunal at The Hague has jurisdiction over certain claims between the U.S. and Iranian Governments arising from pre 1981 contractual arrangement between them. One of the largest claims against the U.S. Government is case B/1, in which Iran seeks $10 billion, plus interest since 1981, as repayment for alleged wrongful charges to Iran over the life of its Foreign Military Sales (FMS) program. This records freeze has been in effect since the early 1980s for all records relating to the Iranian FMS program. Such records include all FMS supporting and implementing documents, such as: case management files, procurement records (including contracts), transportation records, financial accounting records, etc. Latest correspondence was a DEPSECDEF memo, SUBJECT: Defense of Iranian Claims at the Iran-U.S. Claims Tribunal, Oct 19, 2009, reiterating the need for the records freeze, in effect since the early 80s).

3. Chemical & Biological Warfare (CBW)

Original Proponent - DACS-DMC
Current Proponent – Commander, USA Soldier and Biological Chemical Command, AMSSB-SCI-H, Bldg E5232, Aberdeen Proving Ground, MD 210105424
Reference Message – DRCLDC, HQ DARCOM, 14 Feb 1987 Subject: Destruction of Documents Concerning CW Testing Program
Effective date – 15 May 1978
Freeze Code – CBW

DA message directed the preservation of all documents pertaining to chemical and biological warfare research

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to include that research performed for the Department of the army by universities and other private agencies. The directive includes contracts, correspondence, progress reports, internal memoranda and letters, accounts and minutes of meetings, financial and procurement records, card files, indexes of old and new regulations and protocols issued by DA element, historical material concerning the organization and functions of DA elements involved in chemical or biological warfare research, notes, records of DA personnel and private individuals involved in chemical and biological warfare research, and any other documents related in any way to chemical and biological warfare research.

4. Pakistan Foreign Military Sales (FMS) Program (PAK)
Original Proponent – Defense Security Assistance Agency
Current Proponent – U.S.A Security Assistance Command (USASAC)- (Subordinate Command of AMC) – 5701 21st Street, Fort Belvoir, VA 22060- 5940
Reference Message – Office of the General Counsel, DOD, 23 Sep 1994, Subject: Preservation of Records Relating to Pakistan Foreign Military Sales Program
Effective date – 23 Sep 1994
Freeze Code – PAK

5. Guantanamo Bay Detainee Records Preservation Order
Proponent (Jarallah AL-Marri, et. al., v. George Bush, et al.- General Counsel of the Department of Defense, 1600 Defense Pentagon, Washington, D.C. 20301-1600
Reference Message- Order from Judge Gladys Kessler (U.S. District Court for the District of Columbia, 07 Mar 05 Subject: Preservation of Records
Effective Date- 10 Mar 05
Freeze Code - GBD
Preserve and maintain all evidence and information regarding torture, mistreatment, and abuse of detainees at Guantanamo Bay.

6. Hurricane Katrina Relief Records Preservation Order
Proponent - OSD, the White House, Washington D.C.
Reference Message- Memorandum from Francis Fragos Townsend, Assistance for Homeland Security and Counterterrorism, Subject: Comprehensive Review of Federal Government Response to Hurricane Katrina; Retention of Records
Effective Date- 23 Sep 05
Freeze Code - HKR
The White House, Sep 23, 2005 – until further notice and in accordance with applicable laws, your department or agency (1) retains, preserves, and maintains all records relating to Hurricane Katrina,

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resulting flooding, or their aftermath (records), whether presently existing or created in the future and (2) upon request, provides Records to the Homeland Security Council for review. For purposes of clarity "records" is meant in the broadest sense, and includes all documents, reports, writings, letters, memoranda, notes communications (including emails, faxes, and telephone records, and all communications with other Federal department and agencies, state and local governments and private sector entities), contracts, agreements, schedules, spreadsheets, travel records, data electronically stored information, audio and video recordings, computer disks and hard drives, drawings, graphs, charts, photographs, and all other records of any kind.

7. United States Department of Justice vs. Sun Microsystems, Inc., Hewlett Packard Company and Accenture, LLP
Proponent- DOJ, Civil Div, P.O. Box 261, Washington, DC 20044
Reference Message- Letter from DOJ, Civil Div, P.O. Box 261, WASH, DC 20044 Subject: U.S. ex rel. Rille, et al. v. Sun Microsystems, Inc., Hewlett-Packard Company, and Accenture, LLP
Effective Date- 19 Dec 2007
Freeze Code – SUN
False Claims Act investigation against Sun Microsystems, Inc – the lawsuits and continuing investigation involve allegations that the defendants have systematically solicited and/or made payments of money and others things of value, known as Alliance Benefits, from/to a number of companies with whom they had global alliance Relationships.

8. Lockheed Martin Corporation v. United States America
Proponent- USALSA, JALS-EL, 901 N. Stuart St., Arlington, VA 22203-1837
Reference Message- Memorandum from U.S. Army Legal Services Agency, JALS- EL, 901 N. Stuart St., Arlington, VA. 22203-1837
Subject- Preservation of Records for the case of Lockheed Martin Corporation v. United States America, Civil Action No. 1:08-cv-01160 (JR)
Effective date: 29 July 2009
Freeze Code - LMC
Lockheed Martin Corporation ("Lockheed") filed a complaint against the United States to recover response costs incurred while remediating the Lockheed Propulsion Laboratory facility known as the Redlands facility ("the Site"). LPC purchased the Site in 1961 from Grand Central Rockets ("GCR"). Lockheed alleges in its complaint that it operated the Site to produce rocket propulsion systems and rocket propellants from 1961 through 1975 for the Army, Air Force and the Navy. LPC built rocket propellants and propulsions for the following Army missile program: LOKI (1954-1958);

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DART (19541959); DART (1955-1960), and the MAULER (1957-1965). Given the dates when the Army missile programs were begun (before 1961), most of our contracts will be with GCR.

9. Tronox, Inc. v. Anadarko Petroleum Corp., Adv. Pro. No. 09-1198-alg
Proponent- USALSA, JALS-EL, 901 N. Stuart St. Arlington, VA. 22203-1837
Reference Message- Memo, USALSA, JALSEL, 901 N. Stuart St., Arlington, VA. 22203-1837
Subject: Preservation of Records for the Case of Tronox, Inc. v. Anadarko Petroleum Corp., Adv. Pro. No. 09-1198-alg
Effective date: 16 June 2010
Freeze Code – TRO
All records related to the Tronox, Inc v Anadarko Petroleum Corp., Adv. Pro. No. 09-1198-alg and the environmental remediation at the National Fireworks Site in Hanover, Massachusetts from the years 1900 through 1980. The Department of Justice has requested the Army to initiate this moratorium on records destruction as an effort to ensure that documents related to Tronox litigation and the National Fireworks Site, Hanover, Massachusetts are preserved. USALSA has confirmed that this moratorium on destruction applies to records from years 1900 thru 1980.

10. United States v. Kellogg, Brown & Root Services, Inc
Proponent- USALSA, 901 N. Stuart St., Arlington, VA 22203-1837 Reference: SUBJECT: Preservation of Documents or Information Related to United States v. Kellogg, Brown & Root Services, Inc., Civ.A.No.1:1 0-cv-00530 (D.D.C.), Updated Request for Preservation of Documents - Litigation Hold Order
Effective date: 13 Feb 2009
Freeze code - KBR
The United States of America has filed suit against KBR, for relief under the False Claims Act (FCA), 31 U.S.C § 3729, and common law theories of breach of contract and unjust enrichment, among others, for KBR's knowing submission of false claims to the United States Army, Department of Defense (DoD), for the cost of unauthorized private armed security in Iraq, in violation of KBR's contract with the Army.

11. Fehrenbach v. Department of the Air Force
Proponent: - OSD, 1950 Defense Pentagon, Washington, DC. 20301-1950
Reference Message: Memorandum, OSD, 1950 Defense Pentagon, WASH, DC 20301-1950
Subject: Litigation Hold for OSD Records Managers
Effective date: 5 October 2010

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Freeze code - FHB
Preservation order concerning a Department of Defense (DoD) wide litigation hold pertaining to the (DoD) homosexual conduct policy under 10 USC§ 654 (Don't Ask Don't Tell") (DADT) policy.

12. Deepwater Horizon
Proponent- OGC, 104 Army Pentagon, Washington, DC 20310- 0104
Reference Message- Memo, OGC, SAGC-IECW, Subject: Deepwater Horizon Litigation Hold
Effective date: 7 June 2010
Freeze Code - DWH
Investigations of the explosion and fire that occurred at the Deepwater Horizon facility located about 50 miles from the Louisiana shore on or about April 20, 2010, the discharges of oil resulting from the explosion and fire, and any resulting damages, costs, or effects.
One of many potential outcomes of the responses and investigations could be one or more lawsuits or enforcement actions. Accordingly, until you are notified otherwise, do not destroy potentially relevant information pertaining to the fires and explosion that occurred at the Deepwater Horizon facility, the subsequent discharges of oil, and any damages, costs, or effects.

13. Kilgore Flares Company LLC and ESM Group
Proponent- DOJ, Civil Division, Commercial Litigation Branch
Reference Message- Memorandum, DOJ, Subject: Investigation of Kilgore Flares Company LLC and ESM Group Concerning Contracts for Infrared Countermeasure Flares
Effective date: 5 May 2011
Freeze Code - KFC
All records related to the investigation of Kilgore Flares Company LLC and ESM Group Concerning Contracts for Infrared Countermeasure Flares. In accordance with the Federal Rules of Civil Procedure, the Department of Justice has asked the Department of Army to direct an Armywide preservation pertaining to such documents.

14. Lockheed Martin Corporation v. United States America, et no 06-01438-RJL. (D.D.C.)
Proponent- USALSA, 901 North Stuart Street Arlington, VA 22203·1837 Reference Message- Letter from USALSA, 901 North Stuart Street, Arlington, VA 22203·1837, August 17, 2010
Subject: Preservation of Records for the case of Lockheed Martin Corporation et al. v. United States et al., No. 06-0143JRJL (D.D.C)

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Effective date: August 17, 2010 Freeze
Code - LKM
Alleges that the Army and other military services had contracts with a company called Sperry Gyroscope during and after World War II through the late 1990's, with work performed at Sperry's plant in Great Neck, New York. The Army had both Ordnance and Signal Corps contracts with Sperry Gyroscope, including one contract with the Engineer Corps (Tab D) during World War II.

15. Chubb Custom Insurance Company
Proponent- USALSA, (JALS-EL), 901 N. Stuart St, Arlington, VA 22203-1837 Reference Message- Memorandum, USALSA, Subject: Preservation of Records for the Case of Chubb Custom Ins Co v U.S. Case # CV-11-5594GW (MRWx)
Effective date: 21 Sep 11
Freeze Code - CCI
The above-referenced case is a civil action for cost recovery, contribution, and declaratory judgment under sections 107(a), 113(f), 113(g)(2) of the Comprehensive Environmental Response, Compensation and Liability Act of 1980 (CERCLA), as amended, 42 U.S.C §§ 9601-9675.

16. U.S. Army Medical Research Institute of Infectious Diseases
Proponent- U.S. Army Medical, Research and Materiel Command and Fort Detrick
Reference Message- Memo, USALSA, Subject: Protection of Information Due to On-Going Criminal Investigations and Civil Litigation Relating to the Bacillus Anthrax Attacks in 2001
Effective date: 1 Oct 2003
Freeze Code - ANX
Involves ongoing civil litigation arising from the 2001 *bacillus anthracis* mail attacks that resulted in the deaths of several individuals. On 29 July 2008, Dr. Bruce E. Ivins, died in an apparent suicide. Dr. Ivins was a researcher at USAMRIID. The prior investigative focus on USAMRIID, and the on-going tort litigation against the Army, warrant the continued protection of records that may be needed in the course of the litigation and criminal investigation. Prior record retention orders in September 2011, September 2009, August 2009, April 2009, August 2008, May 2004, and October 2003 were previously sent to direct the protection of pertinent information associated with this case.

17. VIET NAM Related Records
Proponent-
Reference Message, HQ, TAPC-PED-P, 131630z Nov 92, Subject: Senate Select Committee Request For Information.

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Effective date:
Freeze Code - NAM
The Defense POW/MIA office (DPMO) requested Army conduct a final review of its records for any documents related to missing soldiers from the Vietnam war that have not yet been provided. This review should include Vietnam war era POW/MIA intelligence files; operational files; back channel message traffic; policy files; reports investigating irregularities or complaints of POW/MIA matters; lists or rosters of POW/MIA's showing individual official status; files related to special military operations to pinpoint or confirm the presence of live American POW's in southeast Asia or to perform rescue operations; and any files related to POW's alleged or confirmed to be alive.

18. Frontier Chemical Royal Avenue Site
Proponent – USALSA, 9275 Gunston Rd, FT Belvoir, VA 22060-5546
Reference Message- Memorandum, USALSA
Effective date – 17 May 2012
Freeze Code – FCS
This Record Freeze applies to those Army commands, installations and offices that are likely to have potentially responsive information regarding the Frontier Chemical Royal Avenue Site, Niagara Falls, New York (the "Site").
DISTRIBUTION:
Fort AP Hill (Army and DLA DS) Fort Bliss (Army and DLA DS) Fort Bragg (DLA DS), Fort Belvoir (DLA DS) Fort Dix Army, Fort Drum (Army and DLA DS), Fort Devens (DLA DS), Fort Eustis (DLA DS), Iowa Army Ammunition Plant (DLA DS), Letterkenny Army Depot (DLA DS) Rock Island Arsenal (DLA DS) Seneca Army Depot (Army), Tobyhanna Army Depot (Army and DLA DS) Watervliet Arsenal (Army and DLA DS), West Point Military Academy (Army), Army National Guard Facilities Niagara Falls (Army) Lockport Armory (Army) NYS Armory Batavia (Army) AASF #4 Rochester (Army), Vermont Army Guard Camp Johnson Vermont (Army) Camp Edwards (DLA DS) Army at Westfield Massachusetts (DLADS), Pittsfield National Guard Armory (DLA DS AASF #2 MAARNG Building, 7400 Westover AFB Massachusetts (DLA DS) Phelps Collins ANG Alpena Michigan (DLA DS), Selfridge ANG Michigan (DLADS) USPFO Lansing Michigan (DLA DS), Camp Grayling ANG Michigan (DLA DS), U.S. Army Reserve Center Grenier Field (DLA DS)

19. PPG Industries, Inc v. United States, Case No. CV-03526-WJM-MF
Proponent – USALSA, 9275 Gunston Rd., Ft. Belvoir, VA 22060-5546
Reference Message – Memorandum, USALSA
Effective date – 18 July 2012
Freeze Code – PPG

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The Department of Justice has requested the Army to take the steps necessary to preserve documents relevant to this case. PPG Industries, Inc. ("PPG") seeks to recover response costs incurred for remediation of the Garfield Site, located at 880-900 Garfield Avenue, Jersey City, New Jersey (also referred to as the "Hudson County Chromate Site 114" or the "Garfield Avenue Site" (the "Site")). The Site was formerly owned and operated by Natural Products Refinery Corporation ("NPR"). Allegedly, from 1915 through the end of World War I ("WWI") and leading up to, during, and after World War II ("WWII") the Army and other services contracted with NPR to produce chromium chemicals. The alleged timeframe at issue is between 1915 and 1954. NPR received raw Chromite Ore that was then milled into useable chromium chemicals. The Site is alleged to be the source of chromium contamination in the groundwater. DISTRIBUTION: AMC, National Archives and Records Administration, National Personnel Records Center, Office of the General Counsel, Defense Contracting Management Command

20. Gila River Water Rights Adjudication
Proponent – USALSA, 9275 Gunston Rd, Ft Belvoir, VA 22060-5546
Reference Message – Memorandum, USALSA, subject: Continuing Litigation Hold – Gila River Water Rights Adjudication, Fort Huachuca Contested Case No. W1- 11-605, 16 Aug 12
Effective date – 16 August 2012
Freeze Code – GLA

A comprehensive Arizona water rights adjudication of the Gila River system has been ongoing in the Superior Court of the State of Arizona, Maricopa County, since November 1981. The Army asserts a water rights claim in this adjudication. The Army first asserted a water rights claim for the operation of the Fort Huachuca military reservation on 4 January 1982, and then amended the claim on 5 August 1991. On 7 September 2011, the Court approved a Special Master's Report, finding among other things that the Army should have implied federal reserved water rights for the purpose of the Fort Huachuca military reservation, which had been established by President Chester Arthur's Executive Orders of 29 October 1881 and 14 May 1883. The matter has now been returned to the Special Master for the Second Phase of the case, the "quantification phase". On 19 December 2011, the Special Master issued an order setting out the issues for the quantification phase. They are as follows: (1) the scope of water uses encompassed in the term "military purposes"; (2) the quantity of water reserved to fulfill the military purposes; and, (3) whether sources of water other than groundwater are adequate to accomplish the military purposes, and if not, how much groundwater is required. DISTRIBUTION: Fort Huachuca; U.S. Army Installation Management Command; Office of the Assistant Chief of Staff for Installation Management; HQDA DCS G-3/5/7; and, the U.S. Army Corps of Engineers.

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21. Uusi LLC and Oldnar Corp v the US (United States Court of Federal Claims); Case 12-216C
Proponent – USALSA (Patent and Copyright), 9275 Gunston Rd, Fort Belvoir, VA 22060-5546
Reference Message – Memorandum, USALSA, subject: Litigation Hold Request in the Matter of Uusi LLC and Oldnar Corp v the US (United States Court of Federal Claims); Case 12-216C, 17 September 2012
Effective date – 17 September 2012
Freeze Code – UAO
This litigation hold is a patent infringement law suit involving several patents issued to Nartron Corporation and owned now by Uusi LLC. The patents at issue are: US 5,287,831; US 5,327,870; US 5,729,456; US 6,009,369 and US 6,148,258. The patents generally cover vehicle starting systems or components thereof which are used for diesel engines. The complaint of the lawsuit alleges that the Electrical Engine Start System (EESS) and the Safe Start System (SSS) or components of these systems were purchased by the Army and used in High Mobility Multipurpose Wheeled Vehicles (HMMWVs). The complaint alleges that the EESS and SSS or components thereof infringe upon one or more of the patents in the suit.
This freeze was sent by USALSA - Patent Division to: U.S. Army Materiel Command (AMC) Legal Office via AMC Chief IP Counsel and the U.S. Army Tank and Automotive Command (TACOM) Legal Office. RMDA forwarded this lit hold to the Records Administrator for dissemination on 2 Nov 12.

22. Herbicide/Agent Orange Testing at Fort Detrick
Proponent - U.S. Army Litigation Division, 9275 Gunston Rd, Fort Belvoir, VA 22060- 5546
Reference Message – Memorandum, USALSA, subject: Preservation of Records for Herbicide Testing at Fort Detrick, 20 November 2012
Effective date – 17 September 2012
Freeze Code – KRF
This litigation hold applies to those Army commands, installations and offices that are likely to have potentially responsive information regard the Agent Orange testing on Fort Detrick, MD. Below are Army installations that are likely to have potentially responsive information:
DISTRIBUTION: Fort Detrick, IMCOM, USAEC, AMC, Joint Program Executive Office for Chemical and Biological Defense, US Army Chemical, Biological, Radiological and Nuclear (CBRN) School, Duway Proving Ground, USACE (Baltimore and St Louis District).

23. Indian Related Accountable Officers Files
Proponent-
Reference

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Message- Subject:
Effective date:
Freeze Code: IND

24. Whittaker Corporation ("Whittaker") v. United States, United States District Court for the Central District of California, Civ. Case No. 13-01741 FMO (JCX) and Chubb Custom Insurance Company ("Chubb") v. United States, Case No. CV-11- 5594 OW (MRWX)
Proponent - USALSA, JALS-EL, 9275 Gunston Road, Ft. Belvoir, VA 22060
Reference Message – Memorandum, USALSA, subject: Preservation of Records for the cases of Whittaker Corporation ("Whittaker") v. United States, United States District Court for the Central District of California, Civ. Case No. 13-01741 FMO (JCX) and Chubb Custom Insurance Company ("Chubb") v. United States, Case No. CV-11- 5594 OW (MRWX)
Effective date – 8 May 2013
Freeze Code – WTK
Whittaker Corporation's insurer, Chubb, sued the United States, as Whittaker's subrogee, on 7 July 2011. In *Chubb v. United States,* the Army issued a litigation hold on 22 September 2011. To meet the Litigation hold requirements for the Whittaker case, you must simply maintain the moratorium on records destruction for all records related to the case of *Chubb v. United States.* Please refer to the litigation hold guidance of the Chubb case at enclosure 2. If you have received any new documents since your last search, please review those documents for relevant material. Both cases concern alleged hazardous waste contamination at the Whittaker-Hermite Site in Santa Clarita, California.
DISTRIBUTION: Armywide.
7 July 2016: Update and reminder to maintain the moratorium on records destruction that had previously been sent out. 7 July 2016 – Armywide.

25. U.S. v. Boston & Maine Railroad
Proponent - USALSA, JALS-EL, 9275 Gunston Road, Ft. Belvoir, VA 22060
Reference Message – Memorandum, USALSA, subject: Preservation of Records in the Case of U.S. v. Boston & Maine Railroad
Effective date – 5 June 2013
Freeze Code – RRD
This freeze imposes an immediate moratorium on the destruction of all records related to the case of U.S. v. Boston & Maine Railroad. This case alleges a release of hazardous substances occurred from

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the Railroad's operations between 1900 and 1940 on property now included within Fort Devens. DISTRIBUTION: Commands that are likely to have generated relevant documents, but not limited to: Ft Devens, US Army Reserve Command, Army Environmental Command, Base Alignment and Closure Office, Defense Logistics Agency and ACSIM.

26. Mary Jennings Hegar, et al. v. Leon Panetta, No. 3: 12-cv-6005 (N.D. Cal.)
Proponent - USALSA, JALS-LT, 9275 Gunston Road, Ft. Belvoir, VA 22060
Reference Message – Memorandum, USALSA, subject: Preservation of Records Related to VFA, Inc. v. United States, No. 1:14-cv-173
Effective date – 20 March 2014 Freeze
Code – MJH

This lawsuit challenges the constitutionality of the prior military policy that excluded women from assignment to certain ground combat units and positions. On 24 January 2013, the Secretary of Defense and Chairman of the Joint Chiefs of Staff directed the policy be rescinded. The Plaintiff's current complaint challenges the military's implementation of the Secretary and Chairman's rescission. This moratorium includes all relevant records, documents and information, regardless of medium, which may include but is not limited to paper copies, electronically stored information found on computer systems, and removable or portable electronic storage media. Additional information regarding types of records to be preserved in this preservation order can be found in paragraph 5 of the U.S. Army Legal Services Agency's memorandum (Encl). All records responsive to this moratorium will be held at their current location until you are notified to resume a regular disposition schedule or are notified to produce such records.
DISTRIBUTION: Armywide.
5/17/2016: ACTION: Forwarded the DoD General Counsel's request for a second supplemental search by the Army for any records that may be relevant to the amended complaint (Encl 2) related to claims which challenged the constitutionality of the then-existing policy excluding women from assignment to certain ground combat units and other positions.
DISTRIBUTION: Armywide
May 2016 - second supplemental search requested.

27. VFA, Inc. v. United States, No. 1:14-cv-173
Proponent – DOD General Counsel, 1600 Defense Pentagon, Washington, DC 20301
Reference Message – MeMO, DOD General Counsel, subject: Litigation Hold Order for Information Related to Mary Jennings Hegar, et al. v.Leon Panetta

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Effective date – 26 February 2014
Freeze Code – VFA
This memorandum imposes an immediate moratorium on the destruction of all records related to the case of VFA, Inc. v. United States. Freeze Code VFA. The referenced suit is postured as a bid protest. VFA claims that in establishing the standardization policy, DoD violated procurement laws because it failed to conduct full and open competition for the acquisition of facility assessment solutions.
Request notification of any responsive records be submitted to Kwenji Jackson, 703-571-0794/ kwenji.s.jackson2.civ@mail.mil (DOD General Counsel) and Eve Roberts, 703-428-6435/ eve.g.roberts.civ@mail.mil (Records Management and Declassification Agency).
DISTRIBUTION: Armywide.

28. Command and Control Facility (64k Building) at Camp Leatherneck, Afghanistan
Proponent – OGC, 104 Army Pentagon, Washington, DC 20310-0104
Reference Message – Memorandum, Office of the General Counsel, subject: Requirement to Identify, Retain, Catalogue and Preserve Records Related to the Command and Control Facility (64k Building) at Camp Leatherneck, Afghanistan
Effective date – 10 April 2014
Freeze Code – LNK
Records or information that may be related to a pending review by the Special Inspector General for Afghanistan Reconstruction. This freeze imposes an immediate moratorium on the destruction of any record related to that review, specifically: (a) any record related to the planning and construction of the 64k building at Camp Leatherneck, Afghanistan; and (b) any record concerning either of two Army Regulation 15-6 investigations regarding the 64k building. Freeze Code is LNK.
DISTRIBUTION:
Assistant Secretary of the Army (Civil Works), Assistant Secretary of the Army (Installations, Energy and Environment) Assistant Secretary of the Army (Financial Management and Comptroller) Office of the Army General Counsel, Administrative Assistant to the Secretary of the Army Assistant Chief of Staff for Installation Management Office of the Judge Advocate General, Commander, U.S. Army Forces Command Commander, U.S. Army Central Command Commander, U.S. Army Corps of Engineers, Installation Management Command.

29. United States v. L-3 Communications Corporation, Communication Systems West-Utah
Proponent – USALSA (JALS-KFLD-PF)

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Reference Message – Memorandum, United States Legal Services Agency (JALS- KFLDPF), subject: United States v. L-3 Communications Corporation, Communication Systems West-Utah (Dist. Of Utah) (Request for Preservation of Documents – Litigation Hold Order) Freeze Code – LLL
Effective date – 28 April 2014
Freeze Code – LLL
The Department of Justice anticipates filing a lawsuit in May 2014, against L-3 Communications Corporation Communication Systems West-Utah ("L-3") in the United States District Court for the District of Utah under the False Claims Act, 31 U.S.C. §§ 3729, et seq. The lawsuit is based upon the Government's assertion that L-3 knowingly submitted false claims associated with contract estimating system failures involving proratables, offloading, and brown bordering, in violation the FCA. With regard to proratables, L3 double proposed solvents, adhesives, lubricants, gasketing materials, and insulation as direct costs and overhead costs and subsequently presented or caused to be presented inflated claims for payment by the United States. Concerning offloading, L3 did not provide any cost or pricing data from its offloading department's activities, which exported direct manufacturing labor to its vendors, but rather knowingly disclosed fictitious in-house data and subsequently presented or caused to be presented inflated claims for payment. Lastly, with regard to L3's brown border builds of equipment, no direct manufacturing labor cost was disclosed by L3 from this program in connection with proposals for a ROVER 5 delivery order; instead, L3 disclosed higher manufacturing labor costs from Low Initial Rate of Production (LRIP) builds and builds of other products. DISTRIBUTION: AMC

30. Larry Holmberg v. United States (United States Court of Federal Claims); Case 14-284C
Proponent – United States Legal Services Agency (JALS-RL/IP)
Reference Message – Memorandum, United States Legal Services Agency (JALS- RL/IP), subject: Litigation Hold Request Larry Holmberg v. United States (United States Court of Federal Claims); Case 14-284C
Effective date – 14 May 2014
Freeze Code – HOL
This litigation hold is issued as a result of a complaint, alleging the U.S. Government infringes US Patent Numbers US6,988,331 (the '331 patent) and US 7,100,321 (the '321 patent). The patents relate to a Range Finder.
DISTRIBUTION: The U.S. Army Materiel Command and the U.S. Army Communications-Electronics Command have been identified as organizations likely to possess, or otherwise have access to, electronically stored information, paper, or other records containing information that may be related to the above referenced litigation.

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RMDA has changed some freeze codes to comply with the standards of the National Archives and Records Administration (NARA). NARA's freeze codes only allow for three letters. All codes that have been changed are in RED.

31. U.S. ex rel. Dani Shemesh v. CA, Inc., No. 09-CV-01600-ESH (D.D.C.)
Proponent – United States Legal Services Agency (JALS-KFLD-PF)
Reference Message – Memo, USALSA, subject: Preservation of Records for U.S. *ex rel.* Dani Shemesh v. CA, Inc., No. 09-CV-01600-ESH (D.D.C.)
Effective date – 18 July 2014
Freeze Code – DSH
This moratorium on records destruction is issued for all records related to purchases of Term Software Licenses, Perpetual Software Licenses, and Maintenance of Software from CA, Inc., CA Technologies, and/or Computer Associates, Inc. (collectively, "CA, Inc.") between 2002 through present under the General Services Administration's (GSA) Multiple Award Schedule (MAS) Contract GS-35F-0823M. The Relator in U.S. *ex rel.* Dani Shemesh v. CA, Inc. alleges that CA, Inc. made false statements and/or material omissions in negotiations with GSA, and thereafter fraudulently induced GSA to extend the MAS Contract by failing to provide current, accurate, and complete pricing information to GSA.
USALSA listed: Army Contracting Command (ACC),Army Contracting Agency (ACA) Devens Satellite, ACA Minneapolis, ACC Aberdeen Proving Grounds – All, ACC Picatinny Arsenal, ACC Redstone Arsenal, Communications-Electronics Command (CECOM) Fort Monmouth, Red River Army Depot, U.S. Army Tank-Automotive Command, Army Materiel Command, Ammunition Demand Automated Process Support Office (Joint Munitions Command), Program Executive Office- Enterprise Information Systems (PEO-EIS), U.S. Army Joint Munitions Command, Mission and Installation Contracting Command, Carlisle Barracks, Fort Buchanan, Fort Belvoir, Fort Benning, Fort Bliss, Fort Bragg, Fort Dix, Fort Eustis, Fort Hood, Fort Jackson, Fort Knox, Fort Leavenworth, Fort Lee, Fort Leonard Wood, Fort Riley, Fort Sam Houston, West Point, National Guard Bureau, U.S. Army National Guard Readiness Center, US P&FO Montana Army National Guard, US P&FO Ohio Army National Guard, U.S. Army Corps of Engineers, Rock Island, St. Louis.
DISTRIBUTION: Armywide.

32. Safety Light Superfund Site, Bloomsburg, Pennsylvania
Proponent – United States Legal Services Agency (JALS-EL)
Reference Message – Reference Memo, USALSA, JALS-EL, 20 November 2014, subject: Preservation of Records for the Safety Light Superfund Site, Bloomsburg, PA
Effective date – 20 NOV 2014 Freeze
Code – SLS
This memorandum imposes an immediate moratorium on the destruction of records related to

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the Safety Light Superfund Site that operated (approximately) between 1948-2007. The Site operators used radioactive materials to manufacture commercial quantities of luminous devices for military and commercial purposes. Past disposal practices resulted in radiological contamination of soils and groundwater at the Site. DISTRIBUTION: Office of the Surgeon General, AMC, COE, Test and Evaluation Command and IMCOM.

33. In re Doe Run Resources Corporation

Proponent – United States Legal Services Agency (JALS-LT)
Reference Message – Reference Memorandum, U.S. Army Legal Services Agency, JALS-EL, 3 February 2015, subject: Preservation of Records Relating to In re Doe Run Resources Corporation
Effective date – 3 Feb 2015
Freeze Code – DOE

This freeze relates to lead mines in Southeast Missouri that the War Department may have owned or operated during the first half of the 19th century. During discovery, the plaintiff may seek, and Anny is required to search and preserve records related to the mining and disposal of lead during years 1803-1847 on lands owned by the United States in Southeast Missouri, including but not limited to lands within the counties of St. Francois, St. Genevieve, Jefferson, and Washington; and the liability of the Anny for clean-up costs as an owner or operator under CERCLA, 42 U.S.C. § 9607(a) with respect to lead disposal in that region.
DISTRIBUTION: AMC, Acquisition Support Center, Joint Munitions Command, Research, Development & EngineeringCommand

34. Tennessee Clean Water Network v. U.S. Department a/Defense, et al., No.2: 14-cv-336 (E.D. Tenn.) –

Proponent - United States Legal Services Agency (JALS-EL)
Reference Message – Reference Memorandum, U.S. Army Legal Services Agency, JALS-EL, 20 February 2015, subject: Production and Preservation Notice for Tennessee Clean Water Network v. U.S. Department a/Defense, et al., No.2: 14-cv- 336 (E.D. Tenn.)
Effective date – 20 Feb 2015
Freeze Code –TCW

Re: alleged National Pollutant Discharge Elimination System ("NPDES") permits and alleged Clean Water Act (CWA) violations arising out of the operations at the Holston Army Ammunitions Plants (HSAAP) located in Kingsport, Tennessee. DISTRO: AMC, Redstone Arsenal, Holston AAP.

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35. TPL, Inc. v. U.S., Fed. CL No. 15-282 C (Fort Wingate, New Mexico)
Proponent - United States Legal Services Agency (JALS-EL)
Reference Message – Reference Memorandum, U.S. Army Legal Services Agency, JALS-EL, 22 April 2015, subject: Preservation of Records for the TPL, Inc. v. U.S., Fed. CL No. 15-282 C (Fort Wingate, New Mexico)
Effective date – 22 April 2015 Freeze
Code –WIN
Freezing all records related to TPL Inc. v. U.S. regarding the facility use contract DAAA09-94-E-0014 (the "contract"), environmental compliance records, remediation and monitoring, any and all records pertaining to parcel 22 and building 51 between1994 through 2007 at Fort Wingate.
DISTRO: AMC, Army Sustainment Command, Joint Munitions Command, and Fort Wingate.

36. MyKey Technology, Inc v. United States, Court of Federal Claims No. 14-232C
Proponent – USALSA (Regulatory Law and Intellectual Property Division)
Reference Message – Reference Letter, U.S. Army Legal Services Agency, Regulatory Law and Intellectual Property Division, 7 May 2015, subject: RE: LITIGATION HOLD REQUEST for MyKey Technology, Inc v. United States, Court of Federal Claims No. 14-232C
Effective date – 7 May 2015
Freeze Code – MKT
This litigation hold is issued as a result of a complaint alleging the U.S. Government infringes U.S. Patent No. 6,813,682 entitled "Write Protection for Computer Long-Term Memory Devices", (2) U.S. Patent No. 7,159,086 entitled "Systems and Methods For Creating Exact Copies of Computer Long-Term Storage Devices, and (3) U.S. Patent No. 7,228,379 entitled "Systems and Methods For Removing Data Stored On Long-Term Memory Devices" owned by MyKey Technology.
DISTRO: AMC, MEDCOM, COE, U.S. Army Aviation and Missile Command (AMCOM), U.S. Army Tank and Automotive Command, U.S. Army Research and Development and Engineering Command, U.S. Army Research Laboratory and the U.S. Army Aviation and Missile Research and Development and Engineering Center, and U.S. Army Medical Research and Materiel Command .

37. Jacob Humble v. United States
Proponent - United States Legal Services Agency (JALS-LT)
Reference Message – Reference Memorandum, U.S. Army Legal Services Agency, JALS-LT, 28 May 2015, subject: Litigation Hold Order in the Matter of Jacob Humble v. United States
Effective date – 11 May 2015

Records Freezes
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RMDA has changed some freeze codes to comply with the standards of the National Archives and Records Administration (NARA). NARA's freeze codes only allow for three letters. All codes that have been changed are in RED.

Freeze Code – HUM

This memorandum imposes an immediate moratorium on the destruction of records related to the Jacob Humble v. United States lawsuit. This is an action for judicial review of administrative denial of disability benefits that the United States Anny failed to provide to Plaintiff under the terms of the Servicemembers Group Life Insurance Traumatic Injury Protection Program.

DISTRO: Assistant Secretary of the Army (M&RA), Army Review Board Agency (SAMR-RBB) and HRC.

38. CHEVRON

Proponent - United States Legal Services Agency (JALS-EL)

Reference Message – Reference Memorandum, U.S. Army Legal Services Agency, JALS-EL, 21 May 2015, subject: Records Freeze for Seven Chevron Sites in Texas, California and Illinois in WWI and WWII eras (1911-1920 & 1939 – 1949) Effective date – 21 May 2015

Freeze Code – CVN

The Department of Justice has requested the Army initiate a moratorium on records destruction as an effort to ensure documents related to the production, storage, and disposal of gasoline and related products are preserved for potential litigation. This memorandum imposes an immediate moratorium on the destruction of records related to seven Chevron Sites in Texas, California, and Illinois in World War WWI and WWII eras (1911-1920 and 1939-1949). DISTRO: TRADOC, AMC, ATEC, IMCOM, CMH and NARA.

July 2016 – reminder sent to AMC, IMCOM, ATEC, CMH

39. CLAIBORNE v. MCHUGH

Proponent - United States Legal Services Agency (JALS-LTM)

Reference Message – Reference Memorandum, U.S. Army Legal Services Agency, JALS-LTM, 17 & 20 July 2015, subject: Litigation Hold Order in the Matter of Claiborne v McHugh et. al., Civil Action No. 3:15-cv-011982 (D.Or.)

Effective date – 17 July 2015

Freeze Code – CLB

This is an Administrative Procedure Act action arising under 5 U.S.C. §701 asking the Court stop the Army from further processing SSG Claiborne for general discharge. This is also an action asking the Court to compel the Army pursuant to 28 U.S.C. §1391 (mandamus) to provide his wrongfully withheld 20 year active duty retirement.

40. White Sands Missile Range - Alleged National Resource Damages, National Aeronautics and Space Administration

Records Freezes
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Proponent - United States Legal Services Agency (JALS-EL)
Reference Message – Reference Memorandum, U.S. Army Legal Services Agency, JALS-EL, 21 July 2015, subject: Litigation Hold –White Sands Missile Range – Alleged Natural Resource Damages, National Aeronautics and Space Administration
Effective date – 17 July 2015
Freeze Code – ONR
The New Mexico Office of Natural Resources Trustee alleges that the National Aeronautics and Space Administration (NASA) may be a potentially responsible party for damages to compensate the public to restore natural resources injured as a result of alleged releases of hazardous substances at and from the NASA White Sands Test Facility (WSTF) in New Mexico.

The NASA WSTF site is a tenant unit of the Army's White Sands Missile Range (WSMR). NASA is the Federal agency responsible for operation of the WSTF site. As Federal land manager for the land and natural resources on which the site is located, the Army may serve as a co-trustee regarding this claim. The Army has not been identified as, and is not considered, a PRP for the claim. In anticipation of potential litigation, documents and other evidence, including electronically stored information (ESI), must be preserved. Please notify all pertinent Army records managers of their preservation obligations in accordance with this litigation hold.

The New Mexico Office of Natural Resources Trustee alleges that historic operations at the WSTF have resulted in threatened natural resource damages (NRD) on both WSTF and WSMR property. The WSMR property has been continuously occupied by the Army since 1945. The WSTF has been continuously operated by NASA since 1962 under a Memorandum of Understanding with the Army.
DISTRIBUTION: AMC, IMCOM, COE, ATEC

41. Multi-Case Litigation Hold for Aerial Photography Collections Containing Information Potentially Relevant to Pending and Anticipated Claims Under the Comprehensive Environmental Response, Compensation, and Liability Act ("CERCLA") and the Resource Conservation and Recovery Act ("RCRA")
Proponent - United States Legal Services Agency (JALS-EL)
Reference Message – Reference Memorandum, U.S. Army Legal Services Agency, JALS-EL, 19 Aug 15, subject: Multi-Case Litigation Hold for Aerial Photography Collections Containing Information Potentially Relevant to Pending and Anticipated Claims Under the Comprehensive Environmental Response, Compensation, and Liability Act ("CERCLA") and the Resource Conservation and Recovery Act ("RCRA")

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Effective date – 19 Aug 15
Freeze Code – APC
The Army has been identified as likely to possess, or otherwise have access to Aerial Photography Collections containing information potentially relevant to pending and anticipated claims under the Comprehensive Environmental Response, Compensation, and Liability Act and the Resource Conservation and Recovery Act. This armywide freeze imposes an immediate moratorium on the destruction of all aerial photography in film or other format that was generated prior to January 1, 2000 and involved the activities of the United States with respect to mining operations and during armed conflicts including World War I, World War II, the Korean Conflict and the Vietnam Conflict.
DISTRIBUTION: ARMYWIDE

42. Peterson/Puritan, Inc. Superfund Site, 1:14-mc-103-M-PAS (D.R.I. Nov. 21, 2014)
Proponent - United States Legal Services Agency (JALS-EL)
Reference Message – Reference Memorandum, U.S. Army Legal Services Agency, JALS-EL, 29 Sep 15, subject: Litigation Hold – In re: Peterson/Puritan, Inc. Superfund Site, 1:14-mc-103-M-PAS (D.R.I. Nov 21, 2014)
Effective date – 29 SEP 15
Freeze Code – PPS
The U.S. Department of Justice anticipates litigation may be filed and has requested the Army implement a Litigation Hold to preserve any potentially relevant information pertaining to the Army's alleged contribution to the Peterson/Puritan, Inc. Superfund Site (the "Site") located near the cities of Cumberland, Smithfield and Lincoln, Rhode Island from 1950-1990. The exact nature of the waste transported has not yet been determined; however, there is some evidence that spent ammunition may have been transported to the landfill.
DISTRIBUTION: AMC, SMDC, COE, IMCOM, USARC

43. Pieper et al v. United States, Civil Action No. 1:15-cv-02457 (D. Md.)
Proponent - United States Legal Services Agency (JALS-EL)
Reference Message – Reference Memorandum, U.S. Army Legal Services Agency, JALS-EL, 1 Oct 15, subject: Litigation Hold – Pieper et al v. United States, Civil Action No. 1:15-cv-02457 (D.Md)
Effective date – 1 OCT 15
Freeze Code – PPR
The Department of Justice previously requested that the Army initiate a moratorium on records destruction in an effort to ensure any documents potentially relevant to the use, storage, and disposal of Agent Orange, Tetrachloroethene (PCE), Trichloroethene (TCE), and any other contaminants that may have migrated off of Fort Detrick to the surrounding community be

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preserved for potential litigation. Since then, a complaint has been filed against the U.S. Army under the Federal Tort Claims Act (FTCA) in Pieper et al v. United States, Civil Action No. 1:15-cv-02457, in the District Court of Maryland.

On 20 November 2012 (Encl 2) a Litigation Hold was issued placing a moratorium on records destruction as it related to herbicide development, storage, testing, and destruction conducted on Fort Detrick, Maryland. The purpose of this memorandum is to re-issue that Litigation Hold, update previous guidance, and request that you initiate a moratorium on records destruction for all records related to the production, storage, and disposal of toxic substances at Fort Detrick, Maryland and subsequent decontamination and remediation efforts as outlined below and in the enclosed Guidance Memorandum. This request is to be considered permanent, until such time that notification is provided authorizing the resumption of standard record destruction policies. DISTRIBUTION: OAA, Center of Military History, ACSIM, AMC (Army Research, Development and Engineering Command, Army Research Laboratory), TRADOC (Army Chemical, Biological, Radiological a Nuclear (CBRN) School), MEDCOM (Army Medical Research and Materiel Command, Army Medical Research Institute of Infectious Diseases), IMCOM (Army Environmental Command, Army Garrison, Detrick), COE (Baltimore District, St Louis District (Ordnance and Technical Services Branch)), US Army Military History Institute

44. Middlefield-Ellis-Whisman (MEW) Superfund Study Area, Mountain View and Moffett Field, California

Proponent - United States Legal Services Agency (JALS-EL)

Reference Message – Reference Memorandum, U.S. Army Legal Services Agency, JALS-EL, 3 Nov 15, subject: Litigation Hold – Middlefield-Ellis-Whisman (MEW) Superfund Study Area, Mountain View and Moffett Field, California

Effective date – 2 Nov 15

Freeze Code – MEW

The U.S. Army Legal Services Agency, Environmental Law Division (ELD) anticipates litigation may be filed against the Army for response action or costs, pursuant to the Comprehensive Environmental Response, Compensation and Liability Act (CERCLA), §§ 107 and/or 113 based on the Army's alleged contribution to the Middlefield-Ellis-Whisman ("MEW") Superfund Study Area (the "Site") located ne the cities of Mountain View and Moffett Field, California. ELD requests implementation of a Litigatior Hold to preserve any potentially relevant information, including electronically stored information (ES and tangible things, pertaining to the "Site". Specifically, the Army must preserve potentially relevant information concerning U.S. Army Signal Corps activities pertaining to real property located at 100 Ferguson Drive, Mountain View, California from 1953 to 1966, including, but not limited to, operatior

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with, contracting with, or directing the Electronics Defense Laboratory ("EDL"), the U.S. Army Signal Research and Development Laboratory, and Electronics Research Unit at the Site.
DISTRIBUTION: U.S. Army Corps of Engineers; U.S. Army Materiel Command; U.S. Army Signal Corps; U.S. Army Communications-Electronic Command; and the U.S. Army Environmental Command.

45. AMC Personnel Litigation Records Freezes (AMC ONLY)
Proponent - HQ, AMC, HQ AMC, AMCIO-IAR, BLDG 4400, Redstone Arsenal, AL 35898-0001
Reference Message – HQ, AMC, AMCIO-IAR, 4 FEB 16
Effective date – 10 FEB 16
Freeze Code – AMC
This records freeze code (AMC) is issued to cover all active AMC personnel litigation cases. All files related to these litigations will be held in the current file area and no transfers will take place. Once the case is closed, the records should follow their normal disposition.

46. Cranbury Brick Yard, LLC, Civ. Action No. 15-2789
Proponent - United States Legal Services Agency (JALS-EL)
Reference Message – Reference Memorandum, U.S. Army Legal Services Agency (USALSA), JALS-EL, 10 March 2016, subject: Litigation Hold - In re: Cranbury Brick Yard, LLC, Civ. Action No. 15-2789
Effective date – 10 March 2016
Freeze Code – CBY
A Complaint has been filed against the U.S. Army for response costs, pursuant to the Comprehensive Environmental Response, Compensation and Liability Act (CERCLA), §§ 107 and/or 113 based on the U.S. Army's alleged contribution to the release of hazardous substances and unexploded munitions located at the Cranbury Brick Yard site (the "Site") in Cranbury, New Jersey. At the time of the alleged release,
the Site was known as the Unexcelled Manufacturing Company, Inc. and Unexcelled Chemical Corporation. The U.S. Department of Justice will be requesting the Department of the Army (Army) implement a Litigation Hold to preserve any potentially relevant information, including electronically stored information (ESI) and tangible things, pertaining to the Site. Specifically, the Army must preserve potentially relevant information associated with the production and disposal of munitions, explosives, and waste at the Site, dated between 1942 and 1960.
DISTRIBUTION: Center of Military History, TRADOC, AMC, COE and IMCOM. Requested dissemination to subordinates: U.S. Army Chemical Corps (CBRN School); U.S. Army Ordnance Corps; U.S. Army Ordnance Corps Training and Heritage Center; U.S. Army Chemical Corps

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Museum; U.S. Army Quartermaster Museum; Rock Island Arsenal Museum, U.S. Army Environmental Command, U.S. Army Defense Ammunition Center, U.S. Army Sustainment Command, Joint Munitions Command, Scientific Information Center, U.S. Army Research, Development, and Engineering Command, U.S. Army Aviation and Missile Command.

47. The Western New York Foundation for Fair Contracting, Inc. v. Arsenal Contracting LLC
Proponent – Office of the Judge Advocate General
Reference Message – Reference Memorandum, Office of the Judge Advocate General, DAJA-PFD, 7 April 2016, subject: United States ex rel. The Western New York Foundation for Fair Contracting, Inc. v. Arsenal Contracting LLC, et.al; Civil Action No. 11-CV-0821-S
Effective date – 7 April 2016
Freeze Code – ARC
On 28 September 2011, the plaintiff-relator, The Western New York Foundation for Fair Contracting, Inc. (WNYFFC), a New York State non-profit corporation, filed the above captioned qui tam lawsuit in the United States District Court for the Western District of New York, Buffalo, New York, alleging that the defendants defrauded the U. S. government on construction contracts classified as "set aside" contracts for "Service Disabled Veteran Owned Small Business Concerns" (SDVO SBC). Specifically, WNYFCC alleges that defendants falsely certified Arsenal Contacting LLC as an SDVO SBC in order to obtain the award of several construction contracts by the U.S. Veterans Administration and two awarded by the U.S. Army Contracting Command-Warren (ACC-WRN), Watervliet Arsenal Contracting Office, under contract numbers W911PT09P0219 and W911PT08C0016.
DISTRIBUTION: AMC - U.S. Army Contracting Command-Warren (ACC-WRN), Watervliet Arsenal Contracting Office.

48. Lange v Patrick J. Murphy, Acting Secretary of the Army
Proponent – AMC
Reference Message – Reference Email, HQ, AMC, AMCIO-IAR, 18 April 2016, subject: Litigation Hold Issue
Effective date – 18 April 2016
Freeze Code – LNG
This hold is related to the anticipated litigation of Lange v Patrick J. Murphy, Acting Secretary of the Army.

49. Kanwar Bir Singh, Harpal Singh, Satwinder Singh, Ex Rel. A.S.G. (Minor) v. Lieutenant General James C. McConville, et al
Proponent – USALSA

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Reference Message – Reference Memorandum, USALSA, JALS-LT, 14 June 2016, subject: Litigation Hold Order in the Matter of Kanwar Bir Singh, Harpal Singh, Satwinder
Singh, Ex Rel. A.S.G. (Minor) v. Lieutenant General James C. McConville, et al.
Effective date – 14 June 2016
Freeze Code – SSS
This lawsuit identifies the plaintiffs, Kanwar Bir Singh (Massachusetts Army National Guard), Harpal Singh (Army Reserves), and Arjan Singh Ghotra (Virginia Army National Guard), who are potential, current Army service members alleging that the United States Army improperly discriminated against them in violation of the Religious Freedom Restoration Act (RFRA) by prolonged processing of their request for a religious accommodation to Army Regulation 670-1, Wear and Appearance of Army Uniforms.
DISTRIBUTION: Assistant Secretary of the Army (Manpower and Reserve Affairs), General Counsel Chief of Legislative Liaison, Chief, National Guard Bureau, Deputy Chief of Staff, G-1, Army Human Resources Command, The Judge Advocate General, U.S. Army Forces Command, U.S. Army Reserve Command, U.S. Army Training and Doctrine Command, Army National Guard, Virginia Army National Guard, Massachusetts Army National Guard

50. 35th Avenue Superfund Site, Birmingham, AL
Proponent – USALSA
Reference Message – Reference Memorandum, USALSA, JALS-EL, 13 June 2016, subject: Litigation Hold - 35th Avenue Superfund Site, Birmingham, AL
Effective date – 13 June 2016
Freeze Code – TFA
Anticipates litigation may be filed against the Army for response action or costs, pursuant to the Comprehensive Environmental Response, Compensation, and Liability Act (CERCLA), §107, §113, or both, based upon the Army's alleged contribution to the 35th Avenue Superfund Site (the "Site"), located in and around Birmingham, Jefferson County, Alabama. To ensure proper record preservation, ELD is requesting implementation of a litigation hold to ensure preservation of potentially relevant information, including electronically stored information ("ESI") and tangible things, pertaining to the Site. Specifically, the Army must preserve potentially relevant information, including but not limited to, information associated with War Department, Department of Defense ("DOD") or Army relationships with the businesses identified in the litigation hold (Encl 1). The Army must also preserve potentially relevant records related to the production of toluene, ammonium sulfate, coal-tar derivatives, and munitions, including but not limited to, millimeter shells and millimeter brass casings, from the years 1918 to 1945.
DISTRIBUTION: U.S. Army Corps of Engineers; U.S. Army Materiel Command; U.S. Army Installation Management Command; Joint Munitions Command; U.S. Army Ordnance Corps; and the U.S. Army Environmental Command; NARA.

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51. Defense Depot Memphis, Tennessee and Offsite Contamination, Investigation, and Response
Proponent – USALSA
Reference Message – Reference Memorandum, USALSA, JALS-EL, 7 July 2016, subject: Preservation of Records for Defense Depot Memphis, Tennessee and Offsite Contamination, Investigation, and Response
Effective date – 7 July 2016
Freeze Code – DDM
The United States Army (the Army) anticipates bringing cost recovery litigation for past and future response actions and costs at Defense Depot Memphis, Tennessee (DDMT), pursuant to Comprehensive Environmental Response, Compensation and Liability Act (CERCLA) §§ 107 and/or 113. Currently there is evidence to suggest that some contamination on DDMT is the result of offsite sources that have migrated onto the installation. The first identified source of contamination is located in the northwest comer of Dunn Field. The second is an offsite plume located in the southwest comer of the Main Installation near the offsite well MW-269.
DISTRIBUTION: U.S. Army Environmental Command, U.S. Army Corps of Engineers, U.S. Army Installation Management Command, Atlantic Region, U.S. Army Base Realignment and Closure Division and NARA.

52. Chelsea Elizabeth Manning v. Hagel
Proponent - USALSA
Reference Message – USALSA, JALS-LTM, 17 Dec 2014, subject: Litigation Hold Order in the Matter of Chelsea Elizabeth Manning v. Hagel, et. al., No. 14-1609 (D.D.C.)
Effective date – 17 Dec 2014
Freeze Code – MAN
This freeze imposes an immediate moratorium on the destruction of records related to the Chelsea Elizabeth Manning v. Hagel lawsuit. The lawsuit identifies a plaintiff who is an inmate incarcerated at the
United States Disciplinary Barracks. She alleges that the Department of Defense and individually named defendants have failed to provide medically necessary treatment for her gender dysphoria and seeks to compel treatment. This records freeze was previously sent out by the U.S. Army Legal Services Agency, but not to the agency/command Records Managers. Please ensure your command groups are notified of this litigation hold.
DISTRO: General Counsel, Provost Marshal General, MEDCOM.
July 2016: DOJ requested reminder. DISTRO: General Counsel, MEDCOM, PMG

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53. Nathan Michael Smith v. Barack H Obama
Proponent - USALSA
Reference Message – USALSA, JALS-LT, 17 Aug 2016, subject: Litigation Hold Order in the Matter of Nathan Michael Smith v. Barack H Obama
Effective date – 17 Aug 2016
Freeze Code – NMS
This freeze imposes an immediate moratorium on the destruction of records related to the matter Nathan Michael Smith v. Barack H Obama. The plaintiff, Nathan Michael Smith, a U.S. Army Captain currently deployed to Kuwait in support of Operation Inherent Resolve, claims that the military operations in Iraq and Syria against the Islamic State of Iraq and the Levant (ISIL) have not been specifically authorized by Congress and are therefore illegal.
DISTRO: ASA(FM&C), GC, OCLL, DCS, G-3/5/7, DCS, G-8, OTJAG.

54. Fitzsimmons v. United States, No. 16-519C, No. 1: 16-cv-0967-RPM-KLM (D. Colo.)
Proponent - USALSA
Reference Message – USALSA, JALS-LT, 22 July 2016, subject: Litigation Hold - In re: Fitzsimmons v. United States, No. 16-519C, No.1: 16-cv-0967-RPM-KLM (D. Colo.) Effective date – 22 July 2016
Freeze Code – FIZ
A Complaint has been filed against the U.S. Army for response costs, pursuant to the Comprehensive Environmental Response, Compensation and Liability Act (CERCLA}, § 107 and/or 113 based on the U.S. Army's alleged contribution to the release of hazardous substances located at the former Fitzsimmons Army Medical Center site in Aurora, Colorado.
Distro: U.S. Army Corps of Engineers, U.S. Army Materiel Command, U.S. Army Environmental Command, U.S. Army Medical Command, U.S. Army Contracting Command,
U.S. Army Medical Department Center and School, U.S. Army Reserve Command,
U.S. Army Claims Service, U.S. Army Legal Services Agency, and Base Realignment and Closure Team. Reminder sent: 8 September 2016.

55. M.W. v United States Department of the Army
Proponent - USALSA
Reference Message – USALSA, JALS-LT, 27 September 2016, subject: Litigation Hold Order in the Matter of M.W. v. United States Department of the Army
Effective date – 27 September 2016
Freeze Code – MWA
The plaintiff, M.W. and the American Diabetes Association allege that AR 608-10 creates a blanket discriminatory policy prohibiting the provision of critical diabetes-related care for children

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with diabetes who are otherwise eligible to participate in Army Child, Youth & School (CYSS) Services.
DISTRIBUTION:
Office of the Assistant Secretary of the Army (Manpower & Reserve Affairs); Office of the Army General Counsel; Office of the Judge Advocate General, Administrative Law Division; Office of the Staff Judge Advocate, Presidio of Monterey; Installation Management Command; Installation Management Command, G-9; Office of the Staff Judge Advocate, Installation Management Command; Army Child and Youth Services, Presidio of Monterey; Morale, Welfare and Recreation, Presidio of Monterey

56. United States ex rel. Kammarayil and Shabbir v. Sterling Operations, Inc. et al., 15-CV-01699 (D.D.C.) FILED UNDER SEAL
Proponent - OTJAG
Reference Message – OTJAG, DAJA-PFD, 23 November 2016, subject: subject: Request for Preservation of Records: United States ex rel. Kammarayil and Shabbir v. Sterling Operations, Inc. et al., 15-CV-01699 (D.D.C.) FILED UNDER SEAL
Effective date – 23 November 2016
Freeze Code – KKS
On 16 October 2015, the relators filed the above captioned qui tam lawsuit in the United States District Court for the District of Columbia, alleging that the named defendants defrauded the U.S. government on contract number W91B4N-08-D-0012, which was awarded by the U.S. Army Corps of Engineers (USACE) to Sterling Operations, Inc. (formerly known as EOD Technology, Inc.) for the supply of relocatable building modules (RLBs) to Bagram Airfield. DISTRIBUTION: AMC (ACC).

LIFTED FREEZES:

2012 - General Motors Corp. vs. United States of America
2012 - E.I. DuPont de Nemours and Company vs. United States
2012 - G.A.S.P. et al vs. Oregon Department of Environmental Quality and the Oregon Quality Commission
2012 - Maryland Department of the Environment vs. United States
2012 - Raytheon Aircraft Company vs. United States
2012 - The CNA Corporation vs. Secretary of the Army
2013 – AVX
2013 – CALTRAN
2013 – Charles Melvin Price Support Center

Records Freezes
30 November 2016
(56)

RMDA has changed some freeze codes to comply with the standards of the National Archives and Records Administration (NARA). NARA's freeze codes only allow for three letters. All codes that have been changed are in RED.

2013 - Colorado Dept of Public Health
2013 - FT Benning Maneuver Center
2013 - Hellert et. al. v. United States
2013 - Otterbein - California Department of Trans Colorado Dept of Health
2013 - Ralph E. Price v. Robert M. Gates
2014 - KORI CIOCA, et al vs. Donald Rumsfeld
2015 - Decision Dynamics
2015 - Ensign-Bickford
2015 - US v Philip Morris
2016 - Singh v Ashton Carter
2016 - City of Colton v. American Promotional Event, Inc/Rialto v. United States
2016 - Ford Motor Co. v. United States, Case No 04-72018 (E.D. Mich.)
2016 - Ford Motor Co. v. Michigan Consolidated Gas Company, Case No. 2:08cv13503
2016 - Chartis Specialty Insurance Company v. United States, Case No. CV-12-10579 R (JCx)
2016 - AAR Manufacturing, Inc. and Weatherhaven Resources, LTD. v. the U.S
2016 - Kelly v. FBI, DoD, et al, Civ. No. 13-825 (D.D.C.)
2016 - CSX Transportation Inc. v. United States Case No. 14-cv-1170 (COFC)