



DEPARTMENT OF THE ARMY
ARMY REVIEW BOARDS AGENCY
251 18TH STREET SOUTH, SUITE 385
ARLINGTON, VA 22202-3531

October 25, 2021

The Honorable Charles S. Haight
Ricard C. Lee United States Courthouse
141 Church Street
New Haven, CT 06510

Re: Terms of the Parties' Settlement, ECF No 198-2, approved by Order of the Court on April 26, 2021, ECF No 223 [Kennedy v. McCarthy, Case 3:16-cv-02010-CSH, Stipulation and Agreement of Settlement]

Dear Judge Haight:

As stipulated in the referenced settlement agreement, section IV.A.5., the Army Discharge Review Board (ADRB) will make every effort to complete its reconsideration of Group A applicants in a timely manner, and agreed to provide a report every six months of the number of Group A cases reconsidered and decided.

As of the date of this letter, the Army has taken the following actions to meet the timely review of the Group A members:

- (a) Notified all Group A members (Exhibit D) by the August 23, 2021 deadline.
- (b) Established the team of analysts and board members to accomplish this review.
- (c) Established a 'De Novo' ADRB schedule, generally Tuesday and Thursday of each week, with the first board meeting on October 26, 2021 followed by the second board on October 28, 2021.
- (d) In order to afford Group A members the agreed upon 60 days to submit supplemental evidence, no Group A cases have been reconsidered and decided as of the date of this letter.

The Army Review Boards Agency will submit its next six-month report on April 26, 2022 with a breakdown of the number of cases reconsidered and decided up to that date, the cases scheduled to be boarded, the number of cases rendered moot due to the member having received an Honorable discharge by a subsequent review or board, and the plan for the following six-month report due October 26, 2022.

Finally, pursuant to the settlement agreement, section IV.D.3, the Army hereby notifies the Court and Class Counsel that it has revised the format of the ADRB vote sheet consistent with the agreed upon modifications to the ADRB's decisional document template.

Sincerely,
The Army Review Boards Agency