Investigations Division

Mr. Earl E. Graham
ebe07675@gmail.com

Dear Mr. Graham:

This responds to your July 19, 2019, telephonic complaint to the Inspector General, South Carolina National Guard Inspector General and subsequently forwarded to our office concerning Major General (MG) Roy V. McCarty, The Adjutant General (TAG), South Carolina and MG Robert E. Livingston, the former TAG. It is our understanding that you alleged the two senior officials:

a. Did not take proper action according to Army Regulation (AR) 600-8-2 regarding flagging actions against Major (MAJ) Johnson. They refused to flag MAJ Johnson for criminal activity because he was a Judge Advocate General officer.

b. They allowed MAJ Johnson to resign his commission in lieu of prosecution for double dipping: getting paid by the National Guard while at the same time getting paid by his state job as a solicitor in Columbia, South Carolina.

Federal law regarding an individual's right to privacy, however, restricts us from releasing information on an individual's personal affairs to those the Privacy Act classifies as third parties. You are considered a third party under the act. Therefore, we are precluded from providing a further response to you.

If the above information is incorrect, request you submit your written complaint to the following website: usarmy.pentagon.hqda-otig.mbx.ignet-saig-ac-assist-you-mailbox@mail.mil. You can also submit your complaint to the Department of Defense Hotline at www.dodig.mil. It is the policy of this office to not accept verbal complaints to ensure issues raised by the complaint are not documented incorrectly or misinterpreted.

My point of contact is Colonel William Mitchell, commercial (703) 545-4556.

Sincerely,

Kevin F. Daniels
Colonel, U.S. Army
Chief, Investigations Division