



Judge Advocate Training

Instructors:

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Assistant Judge Advocate Curtis McNeil, Esq.

2025 DEPARTMENT OF FLORIDA

DEPARTMENT CONVENTION

Moot Trail

POST ABC V BOB BUTTHEAD FACTUAL SCENARIO

Factual Scenario

- 1) Commander of the post, ABC, Billy Badass, and his wife, Karen Badass, are at the post home on Saturday, June 8, 2024, at approximately 6 PM.
- 2) They are sitting at a table in the social quarters of the post home.
- 3) Bob Butthead is disabled and normally uses a wheelchair, but on June 8, 2024, was using crutches.
- 4) Bob Butthead has been at the bar for a while.
- 5) Bob, Butthead, at approximately 6 PM, pays his tab and decides to leave.
- 6) On the way to the door, Bob Butthead loses his balance and bumps into the table where Commander Badass, and his wife, Karen, are sitting.
- 7) Karen Badass tells Bob Butthead that he is drunk, that he drinks too much, and that he should watch where he is going.

Factual Scenario Continued

- 8) Bob Butthead apologizes and says he is sorry.
- 9) Karen Badass replies that he is drunk and should not get drunk at Post ABC.
- 10) Bob Butthead, as he is turning to leave, says, “I may be drunk, but you are ugly. The difference is, I will be sober in the morning, but she will still be ugly.”
- 11) Karen Badass then takes her glass of wine and throws the liquid content onto Bob Butthead.
- 12) Bob Butthead turns back around to face Karen Badass; as he is doing this, Commander Badass gets up and pushes/shoves Bob Butthead in the chest, causing Bob Butthead to fall down.

Factual Scenario Continued

- 13) Legionnaires, other than Commander and Karen Badass, help Bob Butthead up and to his car.
- 14) The next day, June 9, 2024, charges are preferred by Sally Busybody against Commander Badass.
- 15) Sally Busybody is a member of Post ABC but was not present at the post at the time of the incident. It is known that she dislikes Commander Badass, and they have had problems in the past.
- 16) Karen Badass is not a member of Post ABC, but is the past president of the Post ABC Auxiliary in there still a member of the Post ABC Auxiliary.

Charges

Post ABC V Bob Badass

Charges

I, Sally Busybody, being a member of the American Legion and Post ABC, bring the following charges against Bob, bad ass, and state:

Count 1

Conduct Unbecoming a member of the American Legion

- 1) Billy Badass did on June 8, 2024 at Post ABC located at 1 Joshua Drive, Anytown, Florida, exhibited conduct/behavior that was unbecoming of a member of The American Legion by:
 - a. Did commit a battery upon Bob Butthead by pushing and or shoving Bob Butthead against his will and without his consent.
 - b. The push and or shove caused Bob Butthead to fall to the ground.
 - c. The incident took place at approximately 6:00 PM in the post's social quarters while dinner was being served.
 - d. Such behavior is conduct unbecoming a member of the American Legion.

Sally Busybody_____

(Accuser)

Charges Continued

STATE OF FLORIDA. }

SS

COUNTY OF Xanadu}

BEFORE ME,

The undersigned authority, a Notary Public, duly commissioned in, and for the said County and State, personally appeared Sallie Busybody, who is personally known to me, or produced _____, as identification and known to me to be the same person described in and who acknowledged, sworn, and executed the foregoing instrument, as true and correct.

WITNESS my hand and seal this 9th day of June, 2024.

Notary Public

My Commission Expires:

Summons

American Legion Post Number ABC

CASE NO: ABC-2024-1

Plaintiff,

Vs. Billy Badass

Defendant.

_____ /

SUMMONS

Personal Service on a Natural Person

TO DEFENDANT: Name: Billy Badass

Address: I Did It Lane

Any Town, FL 12345

IMPORTANT

Con't

Summons Continued

Charges have been filed against you in the above-referenced matter. A copy of the sworn written charges is attached hereto. A trial in this matter has been scheduled for the 29th day of June 2024 at 10:00 PM. The trial will be held at 1912 A Lee Road, Orlando, FL 32810 (American Legion, Department of Florida, Inc. – Headquarters)

You have an absolute right to attend, present evidence on your behalf, including written testimony, testify on your own behalf, and cross examine the witnesses against you. You have the right to be assisted by another member of the American Legion or an attorney. You have a right to record or utilize the services of a court reporter, at your own expense, to report to trial proceedings. You should review and be familiar with the rules, governing trials, which can be found at the end of the constitution/bylaws, American legion, department of Florida...

If convicted of the charges, you could be reprimanded, suspended, or expelled from the American Legion. If a post officer, or, you can be removed from office upon conviction, and or one of the punishments set forth.

Steve Rogers

Post Adjutant/Other Authorized Post Officer

Victim Statement

- Bob Butthead (Statement)
 - 1) Member of Post ABC.
 - 2) Injured leg while in active duty.
 - 3) Can walk with the use of crutches or a walker.
 - 4) Usually uses a wheelchair.
 - 5) Arrived at Post ABC on June 8, 2024.
 - 6) Drank Shirley Temple's.
 - 7) Other people at the bar teased him.

Victim Statement Continued

- 8) Started drinking Bud Light.
- 9) I Got up to leave at bout 6 PM.
- 10) Walking to the door on my crutches, I lost my balance.
- 11) Bumped into the table.
- 12) I apologized and started for the door.
- 13) Lady accused me of being drunk.
- 14) She said I drink too much and should watch where I was going.
- 15) I told her I might be drunk, but she was ugly. The difference is I will be sober tomorrow morning, but you will still be ugly. She threw a drink on me. I turn back around.
- 16) I was shoved to the ground by Commander Badass.

Witness Statement

- Susie Bartender (Statement)

- 1) I was tending bar at Post ABC on June 8, 2024.
- 2) I came on duty at 4:00 PM.
- 3) Bob Butthead was on his usual barstool when I started my shift.
- 4) Susie served Bob Butthead four Bud Lights.
- 5) Bob butthead left the Post at about 6:00 PM. On the way out, there was a problem at the table where Commander Badass and his wife were sitting.
- 6) Heard a commotion, looked up, and saw Commander Badass shove Bob Butthead in the chest.
- 7) Bob Butthead fell to the ground.
- 8) Other legionnaires helped Bob butthead up and to his car.

Witness Statement (2)

- Karen Badass (Statement)
 - 1) June 8, 2024, came to Post ABC with her husband, Billy Badass for drinks and dinner.
 - 2) Served about 3:30 PM.
 - 3) Eating dinner.
 - 4) Bob Butthead is always drunk.
 - 5) Stumbled into the table and spilled my glass of wine on him.
 - 6) Accused me of being ugly.
 - 7) Husband, Billy Badass defended her honor.
 - 8) Confronted Bob Butthead.
 - 9) Bob Butthead slipped and fell down.

Questions?



Please leave feedback.