

112TH CONGRESS  
1ST SESSION

# H. R. 1045

For the relief of the survivors of Michael T. Theodore, Jr., Joshua A. Sherbourne, and Zachary A. Nolen.

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## IN THE HOUSE OF REPRESENTATIVES

MARCH 11, 2011

Mr. RYAN of Ohio introduced the following bill; which was referred to the Committee on Veterans' Affairs

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## A BILL

For the relief of the survivors of Michael T. Theodore, Jr.,  
Joshua A. Sherbourne, and Zachary A. Nolen.

1       *Be it enacted by the Senate and House of Representa-*  
2       *tives of the United States of America in Congress assembled,*

3       **SECTION 1. FINDINGS.**

4       Congress finds the following:

5               (1) Michael T. Theodore, Jr., Joshua A.  
6       Sherbourne, and Zachary A. Nolen had each passed  
7       the required mental, moral, and physical examina-  
8       tions of the Marine Corps and were hours away from  
9       being sworn in as members of the Marine Corps at  
10       the time of their deaths.

1           (2) On March 31, 2010, in Warren Township,  
2           Ohio, each of these men was present in a govern-  
3           ment-owned vehicle driven by their recruiter, Marine  
4           Sergeant Charles Keene, that was struck from be-  
5           hind by Donald P. Williams.

6           (3) Each of these men died as a result of the  
7           accident, and Donald P. Williams faces aggravated  
8           vehicular homicide charges in their deaths.

9           (4) But for the tragic motor vehicle accident  
10          that occurred on March 31, 2010, each of these men  
11          would have been sworn in as members of the Marine  
12          Corps on April 1, 2010, in Cleveland, Ohio.

13 **SEC. 2. PROVISION OF LIFE INSURANCE UNDER**  
14 **SERVICEMEMBERS' GROUP LIFE INSURANCE.**

15          For the purposes of subchapter III of chapter 19 of  
16          title 38, United States Code, Michael T. Theodore, Jr.,  
17          Joshua A. Sherbourne, and Zachary A. Nolen shall each  
18          be deemed to have been a member of a uniformed service  
19          on active duty and insured under such subchapter at the  
20          time of their deaths on March 31, 2010.

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