

IN THE UNITED STATES ARMY COURT OF CRIMINAL APPEALS

UNITED STATES

Appellee

**APPELLANT’S MOTION FOR
ORAL ARGUMENT**

v.

Docket No. ARMY 20200391

Staff Sergeant (E-6)
LADONIES P. STRONG,
United States Army,

Appellant

Tried at Fort Stewart, Georgia, on 16
December 2019, 14-18 July 2020, and
20 July 2020, before a general
court-martial appointed by the
Commander, Fort Stewart, Georgia,
Colonel G. Bret Batdorff, military
judge, presiding.

TO THE HONORABLE, THE JUDGES OF THE
UNITED STATES ARMY COURT OF CRIMINAL APPEALS

COME NOW the undersigned appellate defense counsel, pursuant to Rules
23 and 25 of this court’s Rules of Practice and Procedure, and request oral
argument on behalf of appellant, Staff Sergeant LaDonies P. Strong. Undersigned
counsel request argument on the following Assignment of Error:

**APPELLANT’S CONVICTIONS FOR NEGLIGENT
HOMICIDE AND PREVENTION OF AN AUTHORIZED
SEIZURE OF PROPERTY ARE LEGALLY AND FACTUALLY
INSUFFICIENT.**

This court should grant appellant’s request for oral argument for two
reasons. First, this case presents an important question regarding the correct
standard for foreseeability as it relates to proximate cause. Second, this case also
presents an issue of first impression: whether the term “seize” used in Article 131e,

Panel 3

UCMJ should be interpreted differently than its meaning in Fourth Amendment cases. Undersigned counsel believe that oral argument from both sides would assist this court in arriving at an informed and reasoned decision.

Conclusion

WHEREFORE, appellant, through undersigned appellate defense counsel, respectfully requests this court grant the motion for oral argument.

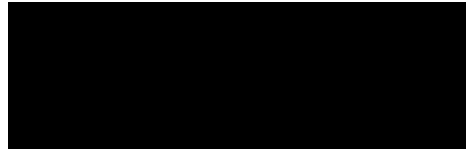
PANEL NO. 3

MOTION FOR ORAL
ARGUMENT

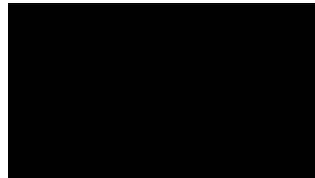
GRANTED: _

DENIED: _____

DATE: 5 January 2022



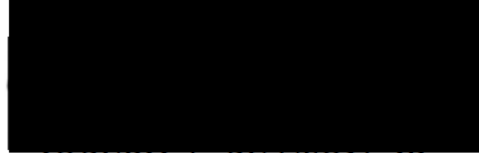
JOSEPH A. SEATON, JR.
CPT, JA
Appellate Defense Counsel
Defense Appellate Division



JOYCE C. LIU
MAJ, JA
Branch Chief
Defense Appellate Division

CERTIFICATE OF FILING AND SERVICE

I certify that a copy of the foregoing was electronically submitted to the
Army Court and Government Appellate Division on 6 December 2021.



JOSEPH A. SEATON, JR.
CPT, JA
Appellate Defense Counsel
Defense Appellate Division

From: [USARMY Pentagon HQDA OTJAG Mailbox Clerk of Court eFiling](#)
To: [Seaton, Joseph A Jr CPT USARMY HQDA OTJAG \(USA\)](#); [USARMY Pentagon HQDA OTJAG Mailbox TJ Service](#)
Cc: [Johnson, Melinda J CIV USARMY HQDA OTJAG \(USA\)](#); [USARMY Pentagon HQDA OTJAG Mailbox DAD ACCAservice](#); [USARMY Pentagon HQDA OTJAG Mailbox GAD ACCAservice](#); [Liu, Joyce C MAJ USARMY HQDA TJAGLCS \(USA\)](#)
Subject: RE: Strong-20200391-Appellant's Motion for Oral Argument-(211206)
Date: Tuesday, December 7, 2021 11:40:00 AM
Attachments: [Strong-20200391-Appellant's Motion for Oral Argument-\(211206\).pdf](#)

Your pleading is in compliance with the Court's Rules of Practice and Procedure, and the pleading is accepted.

Very respectfully,

Office of the U.S. Army Clerk of Court
9275 Gunston Road, Bldg. 1450
Fort Belvoir, VA 22060-5546

From: Seaton, Joseph A Jr CPT USARMY HQDA OTJAG (USA) <joseph.a.seaton4.mil@army.mil>
Sent: Monday, December 6, 2021 7:13 PM
To: USARMY Pentagon HQDA OTJAG Mailbox Clerk of Court eFiling <usarmy.pentagon.hqda-otjag.mbx.clerk-of-court-efiling@army.mil>; USARMY Pentagon HQDA OTJAG Mailbox TJ Service <usarmy.pentagon.hqda-otjag.mbx.tj-service@army.mil>
Cc: Johnson, Melinda J CIV USARMY HQDA OTJAG (USA) <melinda.j.johnson.civ@army.mil>; USARMY Pentagon HQDA OTJAG Mailbox DAD ACCAservice <usarmy.pentagon.hqda-otjag.mbx.dad-accaservice@army.mil>; USARMY Pentagon HQDA OTJAG Mailbox GAD ACCAservice <usarmy.pentagon.hqda-otjag.mbx.gad-accaservice@army.mil>; Liu, Joyce C MAJ USARMY HQDA TJAGLCS (USA) <joyce.c.liu.mil@army.mil>
Subject: Strong-20200391-Appellant's Motion for Oral Argument-(211206)

I hereby certify the following document was transmitted on the date/time of this message:

Strong-20200391-Appellant's Motion for Oral Argument-(211206)

1 attachment was served.

Please acknowledge receipt of this message.

V/R,

Joseph A. Seaton, Jr.
CPT, JA
Appellate Defense Attorney

Defense Appellate Division
U.S. Army Legal Services Agency
9275 Gunston Road

Fort Belvoir, VA 22060-5546
Phone: 804-372-5182