IN THE UNITED STATES ARMY COURT OF CRIMINAL APPEALS

UNITED STATES	Appellee	**CONSENT MOTION TO CORRECT POST-TRIAL ERROR**
v.		Docket No. ARMY 20220088
Staff Sergeant (E-6) **GARY L. GOINS** United States Army	Appellant	Tried at Fort Bragg,[1] North Carolina, on 28 May 2021, 21 October 2021, 24 November 2021, 31 January 2022, and 1–2 March 2022 before a general court-martial convened by Commander, Fort Bragg, Colonel Gregory B. Batdorff, Military Judge, presiding.

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

Pursuant to Rule 23.1 of this honorable court's Rules of Appellate Procedure, the undersigned appellate government counsel files this motion to correct:

1. The government incorporates its statement of the case and statements of fact from its Response to the court, dated 9 May 2024 filed concurrently with this instant motion.

[1] At the time of trial, the installation was named Fort Bragg. Effective 2 June 2023, the installation was officially redesignated as Fort Liberty: https://armypubs.army.mil/epubs/DR_pubs/DR_a/ARN38392-AGO_2023-13-000-WEB-1.pdf.

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2. The medical records page numbered 1 through 99, subpoena, and DA Form 4254 located within the original record of trial (ROT) at Volume 3 of 9 and within the electronic record of trial (eROT) at Volume 2 of 8 pages 3–103 of 310 were included in error.

3. On 9 May 2024, appellate defense counsel concurred.

WHEREFORE, the government prays this Court direct correction of this post-trial error by removing the above-named pages in the ROT at Volume 3 of 9 and within the eROT at Volume 2 of 8 pages 3–103.

[redacted]

MOTION TO CORRECT POST-TRIAL ERROR

VY T. NGUYEN
CPT, JA
Appellate Attorney, Government
Appellate Division

PANEL No. 2

GRANTED: _____

DENIED: _____

DATE: _____

CERTIFICATE OF SERVICE, U.S. v. GOINS (20220088)

I certify that a copy of the foregoing was sent via electronic submission to the Defense Appellate Division at [redacted] [redacted] on this 9th day of May 2024.

[redacted]

DANIEL L. MANN
Senior Paralegal Specialist
Government Appellate Division
9275 Gunston Road
Fort Belvoir, VA 22060-5546
[redacted]