

IN THE UNITED STATES ARMY COURT OF CRIMINAL APPEALS

UNITED STATES,

Appellee

**MOTION TO ATTACH
GOVERNMENT APPELLATE
EXHIBITS 1, 2, and 3**

v.

Docket No. ARMY 20230576

Warrant Officer 1 (WO-1)

JOSEPH S. BURCH,

United States Army,

Appellant

Tried at Fort Novosel, Alabama on 10 April, 28 July, and 6 November 2023 before a general court-martial appointed by Commander, Fort Novosel, Lieutenant Colonel Trevor Barna and Lieutenant Colonel Pamela Jones, military judges, presiding.

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

Pursuant to Rule 23 of this honorable court's Rules of Appellate Procedure, the undersigned appellate government counsel files this motion to attach.

1. **Government Appellate Exhibit 1** is the email chain between the government and the *Dubay* military judge discussing bifurcated proceedings.

2. **Government Appellate Exhibit 2** is the email chain between the government and LTC Pamela Jones's regarding her availability.

3. **Government Appellate Exhibit 3** is the chain between the government and the *Dubay* military judge discussing scheduling and associated EDR.

The government respectfully requests these exhibits be attached to the appellate record.

WHEREFORE, the United States prays this honorable court grant the instant motion.

MOTION TO ATTACH
GOV'T APP. EX. 1, 2, and 3



Vy/T. Nguyen
CPT, JA
Appellate Attorney, Government
Appellate Division

PANEL No. 2

APP. EX. 1

GRANTED: _____

DENIED: _____

DATE: _____

APP. EX. 2

GRANTED: _____

DENIED: _____

DATE: _____

APP. EX. 3

GRANTED: _____

DENIED: _____

DATE: _____

CERTIFICATE OF SERVICE, U.S. v. BURCH (20230576)

I certify that a copy of the foregoing was sent via electronic submission to
the Defense Appellate Division at [REDACTED]

[REDACTED] on the 28th day of June, 2024.

[REDACTED]
DANIEL L. MANN
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Government Appellate Division
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[REDACTED]