

# UNITED STATES ARMY COURT OF CRIMINAL APPEALS

Before  
FLEMING, PENLAND, and SCHLACK  
Appellate Military Judges

**UNITED STATES, Appellee**  
**v.**  
**Private E1 DAQUARIES K. ROBINSON**  
**United States Army, Appellant**

ARMY 20230533

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ORDER  
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WHEREAS:

On 5 October 2023, a military judge sitting as a special court-martial convicted appellant, in accordance with his pleas, of one specification of desertion and one specification of absence without leave in violation of Articles 85 and 86, Uniform Code of Military Justice [UCMJ], 10 U.S.C. §§ 885, 886.

NOW THEREFORE, IT IS ORDERED:

On its own motion, this Court specifies the following issue:

I.

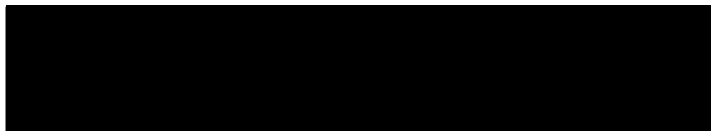
WHETHER THE MILITARY JUDGE ERRED BY ACCEPTING APPELLANT'S GUILTY PLEA TO A DESERTION BEGINNING ON OR ABOUT 4 NOVEMBER 2019 WHEN APPELLANT AVERRED HIS INTENT TO PERMANENTLY REMAIN AWAY FORMED IN MARCH 2023.

Appellant shall file a brief on the specified issue no later than seven days from the date of this order. Appellee shall file a responsive brief no later than seven days from the date of Appellant's brief.

ROBINSON – Army 20230533

DATE: 13 November 2024

FOR THE COURT:



JAMES W. HERRING, JR.  
Clerk of Court

CF: JALS-DA  
JALS-GA  
JALS-CCR  
JALS-CR2