UNITED STATES ARMY COURT OF CRIMINAL APPEALS

FLEMING, PENLAND, and COOPER
Appellate Military Judges

UNITED STATES, Appellee
v.
Specialist KRISTIAN B. PADGETT
United States Army, Appellant

ARMY 20220169

ORDER

WHEREAS:

Pursuant to the terms of appellant's plea agreement, he waived his right to personally receive a copy of his record of trial. Instead, appellant negotiated with the government that his record of trial would be forwarded to his trial defense counsel pursuant to Rule for Court-Martial [R.C.M.] 1112(e)(2). Appellant alleged, in his brief to this court submitted on 26 February 2024, that, as of the date of his filing, his trial defense counsel had not received a copy of his record of trial in accordance with his plea agreement and as required by R.C.M. 1112(e)(2).

NOW THEREFORE, IT IS ORDERED:

Appellate government counsel shall obtain an affidavit from the Staff Judge Advocate, XVIII Airborne Corps and Fort Liberty, Fort Liberty, North Carolina, as well as any supporting documentation, detailing whether, as of the date of this order, a copy of appellant's record of trial has, or has not, been served on appellant's trial defense counsel, either Captain Hailey Manfredi or Captain Michael Brown. Counsel shall then file a motion to supplement the record with this court, no later than fourteen days from the date of this order.

DATE: 20 December 2024

FOR THE COURT:

[redacted]
JAMES W. HERRING, JR.
Clerk of Court

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