

UNITED STATES ARMY COURT OF CRIMINAL APPEALS

FLEMING, PENLAND, and MORRIS
Appellate Military Judges

UNITED STATES, Appellee
v.
Private E1 NOAH P. HULIHAN
United States Army, Appellant

ARMY 20220552

ORDER

WHEREAS:

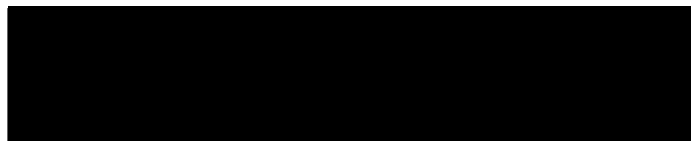
Pursuant to the terms of appellant's plea agreement, appellant waived his right to personally receive a copy of his record of trial. Instead, appellant negotiated with the government that his record of trial would be forwarded to his trial defense counsel pursuant to Rule for Court-Martial [R.C.M.] 1112(e)(2). Appellant alleged, in his brief to this court submitted on 5 March 2024, that 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, Fort Bragg, 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 Michael Brown or Captain Sergio Suarez, and if it has been served, the date upon which it was served. Counsel shall then file a motion to supplement the record with this court, no later than five days from the date of this order.

DATE: 14 March 2025

FOR THE COURT:



JAMES W. HERRING, JR.
Clerk of Court

HULIHAN — ARMY 20220552

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