

IN THE UNITED STATES ARMY COURT OF CRIMINAL APPEALS

UNITED STATES,
Appellee

**MOTION TO EXAMINE SEALED
MATERIALS**

v.

Docket No. ARMY 20230520

Staff Sergeant (E-6)
RICHARD T. RIDDLE
United States Army,
Appellant

Tried at Wheeler Army Airfield,
Hawaii, on 27 January 2023, 13 March
2023, 5-6 June 2023, 28 July 2023, and
25-29 September 2023, before a
general court-martial appointed by
Commander, 8th Theater Sustainment
Command, Lieutenant Colonel Robert
E. Murdough, military judge, presiding.

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

COME NOW the undersigned appellate defense counsel, pursuant to Rules 6.9 and 23 of this court's Rules of Appellate Procedure, and move to examine the following sealed materials contained in the record of the above captioned case, which were reviewed by trial counsel and defense counsel at trial, and which were subsequently sealed pursuant to Rule for Courts-Martial [R.C.M.] 1113: **Appellate Exhibits IV, IV-A, XIV, XV, XVII, XVIII, XXI, LV, LV-A through LV-E, LVI, LVII, LVIII, LVIII-A through LVIII-E, LIX, LIX-A and LIX-B, and LXI; and transcript pages 106-108 and 430-477 along with associated audio.** All the sealed materials were sealed in accordance with R.C.M. 1113 and relate to Military Rule of Evidence 412 or 513.

Review of this material is necessary to complete final review of appellant's case. Consistent with appellate defense counsel's obligations under Army Reg. 27-26, Rules of Professional Conduct for Lawyers, review is reasonably necessary to ensure all issues are presented to this honorable court for consideration as part of its Article 66, Uniform Code of Military Justice, review.

WHEREFORE, appellate defense counsel respectfully request that this court grant the instant motion.

PANEL NO. 2



MOTION TO EXAMINE SEALED MATERIALS

Major, Judge Advocate
Appellate Defense Counsel
Defense Appellate Division

MOTION TO EXAMINE APPELLATE EXHIBIT IV

GRANTED: _____

DENIED: _____

DATE: _____

MOTION TO EXAMINE APPELLATE EXHIBIT IV-A

GRANTED: _____

DENIED: _____

DATE: _____

**MOTION TO EXAMINE
APPELLATE EXHIBIT XIV**

GRANTED: _____

DENIED: _____

DATE: _____

**MOTION TO EXAMINE
APPELLATE EXHIBIT XV**

GRANTED: _____

DENIED: _____

DATE: _____

**MOTION TO EXAMINE
APPELLATE EXHIBIT XVII**

GRANTED: _____

DENIED: _____

DATE: _____

**MOTION TO EXAMINE
APPELLATE EXHIBIT XVIII**

GRANTED: _____

DENIED: _____

DATE: _____

**MOTION TO EXAMINE
APPELLATE EXHIBIT XXI**

GRANTED: _____

DENIED: _____

DATE: _____

**MOTION TO EXAMINE
APPELLATE EXHIBIT LV**

GRANTED: _____

DENIED: _____

DATE: _____

**MOTION TO EXAMINE
APPELLATE EXHIBIT LV-A**

GRANTED: _____

DENIED: _____

DATE: _____

**MOTION TO EXAMINE
APPELLATE EXHIBIT LV-B**

GRANTED: _____

DENIED: _____

DATE: _____

**MOTION TO EXAMINE
APPELLATE EXHIBIT LV-C**

GRANTED: _____

DENIED: _____

DATE: _____

**MOTION TO EXAMINE
APPELLATE EXHIBIT LV-D**

GRANTED: _____

DENIED: _____

DATE: _____

**MOTION TO EXAMINE
APPELLATE EXHIBIT LV-E**

GRANTED: _____

DENIED: _____

DATE: _____

**MOTION TO EXAMINE
APPELLATE EXHIBIT LVI**

GRANTED: _____

DENIED: _____

DATE: _____

**MOTION TO EXAMINE
APPELLATE EXHIBIT LVII**

GRANTED: _____

DENIED: _____

DATE: _____

**MOTION TO EXAMINE
APPELLATE EXHIBIT LVIII**

GRANTED: _____

DENIED: _____

DATE: _____

**MOTION TO EXAMINE
APPELLATE EXHIBIT LVIII-A**

GRANTED: _____

DENIED: _____

DATE: _____

**MOTION TO EXAMINE
APPELLATE EXHIBIT LVIII-B**

GRANTED: _____

DENIED: _____

DATE: _____

**MOTION TO EXAMINE
APPELLATE EXHIBIT LVIII-C**

GRANTED: _____

DENIED: _____

DATE: _____

**MOTION TO EXAMINE
APPELLATE EXHIBIT LVIII-D**

GRANTED: _____

DENIED: _____

DATE: _____

**MOTION TO EXAMINE
APPELLATE EXHIBIT LVIII-E**

GRANTED: _____

DENIED: _____

DATE: _____

**MOTION TO EXAMINE
APPELLATE EXHIBIT LIX**

GRANTED: _____

DENIED: _____

DATE: _____

**MOTION TO EXAMINE
APPELLATE EXHIBIT LIX-A**

GRANTED: _____

DENIED: _____

DATE: _____

**MOTION TO EXAMINE
APPELLATE EXHIBIT LIX-B**

GRANTED: _____

DENIED: _____

DATE: _____

**MOTION TO EXAMINE
APPELLATE EXHIBIT LXI**

GRANTED: _____

DENIED: _____

DATE: _____

**MOTION TO EXAMINE
TRANSCRIPT PAGES 106-108
AND ASSOCIATED AUDIO**

GRANTED: _____

DENIED: _____

DATE: _____

**MOTION TO EXAMINE
TRANSCRIPT PAGES 430-477AND
ASSOCIATED AUDIO**


GRANTED: _____

DENIED: _____

DATE: _____

CERTIFICATE OF FILING AND SERVICE

I certify that a copy of the foregoing was electronically submitted to the
Army Court and Government Appellate Division on 27 January 2025.



BRÝAN A. OSTERHAGE
Major, Judge Advocate
Appellate Defense Counsel
Defense Appellate Division