

**IN THE UNITED STATES ARMY COURT OF CRIMINAL APPEALS**

UNITED STATES

Appellee

**MOTION TO EXAMINE  
SEALED MATERIALS**

v.

Docket No. ARMY 20190556

Private (E-2)

**LEEROY M. SIGRAH ,**  
United States Army,

Appellant

Tried at Fort Campbell, Kentucky, on 4 April, 8 July, and 13–15 August 2019, before a general court-martial appointed by the Commander, Headquarters, Fort Campbell, Colonel Matthew Calarco and Colonel Jacqueline Tubbs, military judges, presiding.

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

COMES NOW the undersigned appellate defense counsel, pursuant to Rules 6.9 and 23 of this court's Rules of Appellate Procedure, and moves to examine sealed materials contained in the record of *United States v. Sigrah*. The undersigned appellate defense counsel, MAJ Christian DeLuke (Branch Chief, Defense Appellate Division), LTC Angela Swilley (Deputy Chief, Defense Appellate Division), and COL Michael Friess (Chief, Defense Appellate Division) seek to examine the following portions of the record, sealed under the provisions of Rule for Courts-Martial 1113: pages 18–135 of the Record of Trial (containing an Article 39(a) hearing closed under the provisions of Military Rule of Evidence (Mil. R. Evid.) 412); Appellate Exhibit I (Defense Motion for Appropriate Relief under Mil. R. Evid. 412); Appellate Exhibit II (Government Response to Defense

**Panel 4**

Motion for Appropriate Relief under Mil. R. Evid. 412); Appellate Exhibit III (Ruling on Defense Motion for Appropriate Relief under Mil. R. Evid. 412).

In the present case, review of the sealed materials is consistent with appellate defense counsel's obligations under Army Reg. 27-26, Rules of Professional Conduct for Lawyers, and is reasonably necessary for appellant, through counsel, to determine whether issues exist that merit presentation to this honorable court for consideration as part of its Article 66, UCMJ, review.

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

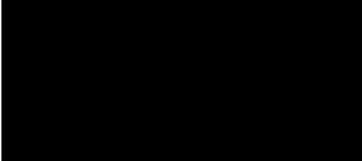
Panel 4

MOTION TO EXAMINE  
SEALED MATERIALS

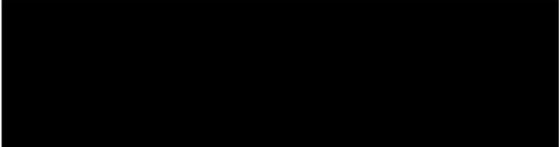
GRANTED 

DENIED \_\_\_\_\_

DATE SEP 15 2020



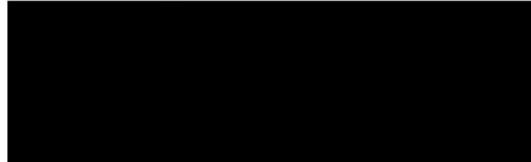
Paul T. Shirk  
Captain, Judge Advocate  
Appellate Defense Counsel  
Defense Appellate Division



Christian E. DeLuke  
Major, Judge Advocate  
Branch Chief  
Defense Appellate Division

**CERTIFICATE OF FILING AND SERVICE**

I certify that a copy of the foregoing was electronically submitted to Army  
Court and Government Appellate Division on September 10, 2020.



**MICHELLE L. WASHINGTON**  
**Paralegal Specialist**  
**Defense Appellate Division**

