

IN THE UNITED STATES ARMY COURT OF CRIMINAL APPEALS

UNITED STATES

Appellee

**MOTION TO FILE DEFENSE
APPELLATE EXHIBIT D
UNDER SEAL**

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, 13
March, 5-6 June 2023, 28 July, and
25-29 September 2023, before a
general court-martial appointed by the
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

The undersigned appellate defense counsel, pursuant to Rule 17.2(b) of this Court's Rules of Appellate Procedure, move to file defense appellate exhibit D under seal. The sealed exhibit will be hand delivered to the court.

Defense appellate exhibit D is the long form report of appellant's 706 inquiry which includes information regarding the previous relationship between appellant and ■■■.

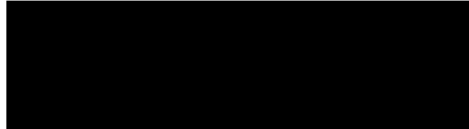
Assignment of Error V asserts ineffective assistance of counsel, and alleges, among other deficiencies, that defense counsel didn't adequately prepare and investigate appellant's case. This defense appellate exhibit is necessary and

relevant to appellant's assignment of error and exemplifies the ineffectiveness of appellant's trial defense counsel.


Therefore, appellate defense counsel respectfully requests that this court grant the instant motion.

PANEL NO. 2

MOTION TO FILE
DEFENSE APPELLATE
EXHIBIT D UNDER SEAL



Jessica A. Adler
Captain, Judge Advocate
Appellate Defense Counsel
Defense Appellate Division

GRANTED:  _____



DENIED: _____

Jonathan F. Potter
Senior Appellate Counsel
Defense Appellate Division

DATE: 12 May 2026



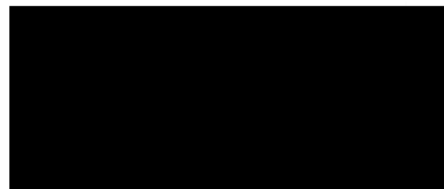
Kyle C. Sprague
Lieutenant Colonel, Judge Advocate
Deputy Chief
Defense Appellate Division



Frank C. Kostik, Jr.
Colonel, Judge Advocate
Chief
Defense Appellate Division

CERTIFICATE OF FILING AND SERVICE

I certify that a copy of the foregoing was electronically filed with the
Army Court and Government Appellate Division on 6 May 2026.



Jessica A. Adler
Captain, Judge Advocate
Defense Appellate Attorney
Defense Appellate Division