

# UNITED STATES ARMY COURT OF CRIMINAL APPEALS

Before  
POND, MORRIS, and JUETTEN  
Appellate Military Judges

**UNITED STATES, Appellee**  
**v.**  
**Sergeant JOHN PENALOZA**  
**United States Army, Appellant**

ARMY 20230473

Rebecca L. Farrell, Military Judge

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NOTICE OF HEARING  
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TO: Appellate Defense Counsel: Captain Stephen R. Millwood  
Major Robert D. Luyties  
Colonel Philip M. Staten

Appellate Government Counsel: Major Patrick S. Barr  
Major Marc B. Sawyer  
Colonel Richard E. Gorini

Notice is hereby given that a hearing in this case before the United States Army Court of Criminal Appeals, has been set for Wednesday, 20 November 2024 at 1000. Argument will be heard on the following issues:

I.

BY NOT ARRIVING WITH CASH, APPELLANT DID NOT TAKE A SUBSTANTIAL STEP TOWARDS COMPLETING THE OFFENSE OF ATTEMPTED SEX TRAFFICKING OF A CHILD.

II.

THE GOVERNMENT ENTRAPPED APPELLANT BY INTRODUCING THE CRIMINAL SCHEME WHEN HE WAS NOT PREDISPOSED TO ENGAGE IN ATTEMPTED SEX TRAFFICKING OF A CHILD.

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The parties shall file four copies of the Joint Appendix by 31 October 2024.

Panel Composition: Chief Judge POND, Judge MORRIS, and Judge JUETTEN.

Date: 21 October 2024



TIFFANY D. POND  
Colonel, JA  
Chief Judge

CF:	Chief, DAD	JALS-TJ
	Chief, GAD	JALS-CCO
	JALS-CR4	JALS-CCZ