

UNITED STATES ARMY COURT OF CRIMINAL APPEALS

Before
POND, MORRIS, and JUETTEN
Appellate Military Judges

UNITED STATES, Appellee
v.
Chief Warrant Officer Two JONATHAN K. CUNNINGHAM
United States Army, Appellant

ARMY 20220140

Bret Batdorff, Military Judge (arraignment)
J. Harper Cook, Military Judge (trial)

NOTICE OF HEARING

TO: Appellate Defense Counsel: Captain Robert W. Duffie, JA.

Appellate Government Counsel: Captain Alex J. Berkun, JA.

Notice is hereby given that a hearing in this case before the United States Army Court of Criminal Appeals, has been set for 0900 on Monday, 31 March 2025 at Regent University, 1000 Regent University Dr. Virginia Beach, VA 23464. Argument will be heard on the following issues:

I.

WHETHER APPELLANT'S CONVICTIONS ARE
FACTUALLY SUFFICIENT.

II.

WHETHER THE MILITARY JUDGE ERRED BY
ADMITTING A HEARSAY STATEMENT OF
APPELLANT'S WIFE.

The parties shall file four copies of the Joint Appendix by 14 March 2025.

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

CUNNINGHAM — ARMY 20220140

Date: 24 February 2025



TIFFANY D. POND'
Colonel, JA
Chief Judge

CF: Chief, DAD
Chief, GAD
JALS-CR4

JALS-TJ
JALS-CCO