UNITED STATES ARMY COURT OF CRIMINAL APPEALS

Before
FLOR, POND, and COOPER
Appellate Military Judges

UNITED STATES, Appellee
v.
Master Sergeant ROBERT A. MARSHALEK
United States Army, Appellant

ARMY 20240324

John H. Cook, Military Judge

NOTICE OF HEARING

TO: Appellate Defense Counsel: Major Beau O. Watkins, JA.

Appellate Government Counsel: Captain Matthew C. Whear, JA.

Notice is hereby given that a hearing in this case before the United States Army Court of Criminal Appeals, has been set for Thursday, 9 July 2026 at 1000 hours. Argument will be heard on the following issues:

I.

WHETHER THE MILITARY JUDGE ERRED WHEN HE FOUND GOOD CAUSE UNDER R.C.M. 506(c) AND EXCUSED APPELLANT'S FIRST DETAILED DEFENSE COUNSEL OVER APPELLANT'S OBJECTION WITHOUT PROPERLY BALANCING APPELLANT'S SIXTH AMENDMENT RIGHT TO THE COUNSEL OF HIS CHOICE.

II.

WHETHER THE MILITARY JUDGE ERRED WHEN HE DENIED THE DEFENSE MOTION TO DISMISS THE CHARGES ON THE GROUNDS OF UNLAWFUL COMMAND INFLUENCE.

The parties shall file three copies of the Joint Appendix by 26 June 2026.

Panel Composition: Chief Judge FLOR, Senior Judge POND, and Senior Judge COOPER.

Date: 16 June 2026

[redacted]
ANDREW FLOR
Colonel, JA
Chief Judge

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