

# UNITED STATES ARMY COURT OF CRIMINAL APPEALS

Before  
SMAWLEY, EWING, and PARKER  
Appellate Military Judges

**UNITED STATES, Appellee**  
**v.**  
**Master Sergeant ANDREW D. STEELE,**  
**United States Army, Appellant**

ARMY 20170303

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NOTICE OF HEARING  
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TO: Appellate Defense Counsel: Captain Lauren Teel, JA  
Appellate Government Counsel: Captain Jennifer Sundook, JA

Notice is hereby given that a hearing in this case before the United States Army Court of Criminal Appeals, Panel 4, has been set for Wednesday, 30 March 2022 at 1200, at The George Washington University Law School, 2000 H Street, N.W., Washington, D.C. 20052, in the Moot Courtroom. Argument will be heard on the following issues:

WHETHER THIS COURT HAS DISCRETION TO CONSIDER AN ADDITIONAL ASSIGNMENT OF ERROR CHALLENGING THE FINDINGS WHEN (1) APPELLANT FAILED TO RAISE IT DURING HIS FIRST APPEAL BEFORE THIS COURT; AND (2) THIS COURT ONLY REMANDED APPELLANT'S CASE FOR A SENTENCE REHEARING.

WHETHER, ASSUMING THIS COURT DOES HAVE DISCRETION TO CONSIDER THE ADDITIONAL ASSIGNMENT OF ERROR, IT SHOULD EXERCISE THAT DISCRETION IN THIS CASE.

WHETHER INDECENT EXPOSURE, ARTICLE 120c, UCMJ, IS UNCONSTITUTIONALLY VAGUE.

Pursuant to this court's Rule 16.1(b), the parties shall file four copies of the Joint Appendix no later than ten days from the issuance date of this Notice.

STEELE—ARMY 20170303

Panel Composition: Chief Judge SMAWLEY, Judge EWING, and Judge PARKER.

Date: 4 February 2022



JAMES A. EWING  
Colonel, JA  
Associate Judge

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