

Thursday, 13 March 2014

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United States v. Green

Before Panel 2 of the Court

For Appellant: LT Carrie Theis, JAGC, USN

For Appellee: Maj David Roberts, USMC

A military judge sitting as a general court-martial convicted the appellant, pursuant to his pleas, of one specification of wrongful appropriation and one specification of communicating indecent language, in violation of Articles 121 and 134, UCMJ, 10 U.S.C. §§ 921, 934 (2006). The military judge convicted the appellant, contrary to his pleas, of one specification of rape of a child, two specifications of aggravated sexual contact with a child, one additional specification of wrongful appropriation, and two specifications of sodomy with a child, in violation of Articles 120, 121 and 125, UCMJ, 10 U.S.C. §§ 920, 921, 925 (2006). The military judge sentenced the appellant to 140 months confinement, reduction to pay-grade E-1, and a dishonorable discharge. The convening authority approved the sentence as adjudged and, except for the punitive discharge, ordered it executed.

The issue to be argued before the Court is:

**WHETHER THE MILITARY JUDGE REVERSIBLY ERRED IN
FAILING TO SUPPRESS THE APPELLANT'S UNCORROBORATED
CONFESSIONS?**