

United States Navy - Marine Corps  
Court of Criminal Appeals

UNITED STATES  
Appellee

v.

Gregory S. SIMPSON  
Gunnery Sergeant (E-7)  
U. S. Marine Corps  
Appellant

NMCCA NO. 201800268

Special Panel 4

ORDER

*Granting Oral Argument*

Upon consideration of the record of trial and the filings of the parties, it is, by the Court, this 18th day of December, 2019,

**ORDERED:**

1. That the Court will hear oral argument on the following restated Assignments of Error:

- I. *To convict under Article 120c(a)(3), must the Government prove the attendant circumstances of both an indecent viewing under Article 120c(a)(1) and an indecent recording under Article 120c(a)(2)?*
- II. *Whether one who causes another to deliver an indecent visual recording to oneself may providently plead guilty to distribution of that same indecent visual recording under Articles 77 and 120c(a)(3) in light of United States v. Hill, 25 M.J. 411 (C.M.A. 1988)?*
- III. *Given the Government's charging theory, were Appellant's guilty pleas to Charge I, Specifications 2 and 3 provident when his alleged co-conspirator was not subject to the UCMJ?*

2. That the argument will be conducted on Thursday, 6 February 2020, at 1000, at the U.S. Navy-Marine Corps Court of Criminal Appeals, 1254 Charles Morris Street, SE, Washington Navy Yard, DC 20374-5124.

*United States v. Simpson, Order Granting Oral Argument*



FOR THE COURT:

A handwritten signature in blue ink, reading "Rodger A. Drew, Jr.", with a stylized flourish at the end.

RODGER A. DREW, JR.  
Clerk of Court

Copy to:  
NMCCA (51.2)  
45 (LT Morgan)  
CivADC (Mr. Sheldon; Ms. Mitchell)  
46 (Mr. Keller)  
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