

UNITED STATES AIR FORCE COURT OF CRIMINAL APPEALS

UNITED STATES,)	ACM 37438 (f rev)
Appellee)	
)	
v.)	
)	ORDER TO SHOW CAUSE
Airman First Class (E-3))	
JESSICA E. MCFADDEN,)	
USAF,)	
Appellant)	Panel No. 2

On 19 September 2012, the United States Court of Criminal Appeals for the Armed Forces set aside the decision of this court, granting the petition of the appellant, citing the following issue:

WHETHER THE MILITARY JUDGE ABUSED HIS
DISCRETION BY FAILING TO EXCUSE FOR CAUSE A
COURT MEMBER WHO ACCUSED APPELLANT OF LYING
BY OMISSION BY EXERCISING HER RIGHT TO REMAIN
SILENT.

This issue had not been previously raised with this court.

The record of trial in this matter was returned to this court on 03 October 2012, and is now under review.

Pursuant to Rule 2.2(b) of the United States Air Force Court of Criminal Appeals Rules of Practice and Procedure, it is by the Court on this 17th day of October, 2012,

ORDERED:

That the appellant shall brief this issue to this court, within **sixty (60)** days of the date of this order.

A copy of the appellants brief shall be served on counsel for the appellee, who may file their answer within **thirty (30)** days after service.

FOR THE COURT

OFFICIAL




STEVEN LUCAS
Clerk of the Court