

**UNITED STATES AIR FORCE
COURT OF CRIMINAL APPEALS**

UNITED STATES)	No. ACM 40438
<i>Appellee</i>)	
)	
v.)	
)	ORDER
Mark A. PULLEY)	
Staff Sergeant (E-5))	
U.S. Air Force)	
<i>Appellant</i>)	Panel 2

Appellant’s case was docketed with the court on 28 March 2023. During its review of the record of trial, the Military Records Branch (JAJM) discovered that discs pertaining to Prosecution Exhibits 5 and 22 are missing from the record of trial filed with the court. After further review of the record, the court discovered that discs pertaining to Prosecution Exhibit 6 are also missing from the record.

Accordingly, it is by the court on this 31st day of March, 2023,

ORDERED:

The record of trial in Appellant’s case is returned to the Chief Trial Judge, Air Force Trial Judiciary, for correction under Rule for Courts-Martial (R.C.M.) 1112(d) to account for the above-described issues, and any other portion of the record that hereafter is determined to be missing or defective, after consultation with the parties. *See* Article 66(g), Uniform Code of Military Justice (UCMJ), 10 U.S.C. § 866(g); R.C.M. 1112(d)(2)–(3). Thereafter, the record of trial will be returned to this court for completion of its appellate review under Article 66(d), UCMJ, 10 U.S.C. § 866(d).

The record of trial will be returned to the court not later than **27 April 2023**. If the record cannot be returned to the court by that date, the Government will inform the court in writing not later than **25 April 2023** of the status of the Government’s compliance with this order.



FOR THE COURT

Carol K. Joyce

CAROL K. JOYCE
Clerk of the Court