IN THE UNITED STATES AIR FORCE COURT OF CRIMINAL APPEALS
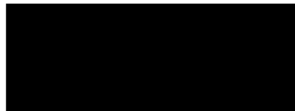
UNITED STATES	)	**MOTION TO WITHDRAW FROM**
Appellee	)	**APPELLATE REVIEW AND**
	)	**MOTION TO ATTACH**
	)	
v.	)	Before Panel No. 2
	)	
Staff Sergeant (E-5)	)	No. ACM S32774
DAVID L. JOHNSON	)	
United States Air Force	)	29 April 2024
Appellant	)	

TO THE HONORABLE, THE JUDGES OF THE
UNITED STATES AIR FORCE COURT OF CRIMINAL APPEALS:

Pursuant to Rule 16 of this Honorable Court's Rules of Practice and Procedure, and Rule

for Courts-Martial (R.C.M.) 1115, Appellant hereby moves to withdraw his case from appellate

review. Appellant withdraws the previously filed Motion to Withdraw from Appellate Review

and Motion to Attach as the incorrect version of DD Form 2330 was attached. The correct DD

Form 2330 is attached to this motion. Appellant has fully consulted with Maj Heather M. Bruha,

his appellate defense counsel, regarding this motion to withdraw. No person has compelled,

coerced, or induced Appellant by force, promises of clemency, or otherwise to withdraw his case

from appellate review. Further, pursuant to Rules 23(b) and 23.3(b) of this Honorable Court's

Rules of Practice and Procedure, undersigned counsel asks this Court to attach the two-page

document appended to this pleading to Appellant's Record of Trial. The appended document is

necessary to comply with R.C.M. 1115(d) and Rule l6.1 of this Honorable Court's Rules of

Practice and Procedure.

WHEREFORE, Appellant respectfully requests that this Honorable Court grant the above captioned motion to withdraw from appellate review and likewise grant his request to attach matters to the record.
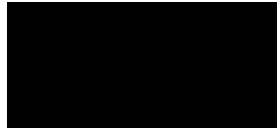
Respectfully submitted,

HEATHER M. BRUHA, Maj, USAF
Appellate Defense Counsel
Air Force Appellate Defense Division

CERTIFICATE OF FILING AND SERVICE

I certify that the original and copies of the foregoing were sent via email to the Court and served on the Appellate Government Division on 29 April 2024.

Respectfully submitted,

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HEATHER M. BRUHA, Maj, USAF
Appellate Defense Counsel
Air Force Appellate Defense Division
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