

**United States Court of Appeals
for the Armed Forces
Washington, D.C.**

In Re:)
)
CHANGE OF RULE) ORDER
)
)

On consideration of a proposed change to the Rules of Practice and Procedure, United States Court of Appeals for the Armed Forces, which was presented to and reviewed by the Rules Advisory Committee of the United States Court of Appeals for the Armed Forces, and thereafter published in the Federal Register for comment, it is, by the Court, this 30th day of July, 2008,

ORDERED:

That effective September 1, 2008, Rule 21(f) is hereby amended as provided in the attachment to this Order.

For the Court,

/s/William A. DeCicco
Clerk of the Court

Rule 21 (a)-(e) unchanged.

~~(f) An appellant or counsel for an appellant may move to withdraw his petition at any time. See Rule 30.~~

(f) An appellant or counsel for an appellant may move to withdraw his petition at any time by filing a motion pursuant to Rule 30. Such a motion shall substantially comply with the requirements of Rule for Courts-Martial 1110, and be accompanied by a written request for withdrawal that includes the following:

- (1) A statement that the appellant and counsel for the appellant have discussed the appellant's right to appellate review, the effect of withdrawal, and that the appellant understands these matters;
- (2) A statement that the motion to withdraw the petition is submitted voluntarily and cannot be revoked; and
- (3) The signatures of the appellant and counsel for the appellant.