

Tuesday, January 26, 2010

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United States v. Saxman

The appellant was convicted by officer members, contrary to his plea, of knowingly possessing child pornography in violation of 18 U.S.C. § 2252A(a)(5)(A), as assimilated by Article 134, UCMJ, 10 U.S.C. § 934. The issue to be argued before the court is:

WHETHER THIS COURT CAN CONDUCT AN ARTICLE 66, UCMJ, REVIEW WHERE THE TRIAL COURT DID NOT SPECIFY WHICH VIDEOS FORMED THE BASIS OF APPELLANT'S CONVICTION FOR KNOWING POSSESSION OF CHILD PORNOGRAPHY WHEN THE MEMBERS FOUND THE APPELLANT GUILTY BY EXCEPTIONS AND SUBSTITUTIONS OF POSSESSING ONLY FOUR OF THE CHARGED 22 VIDEOS.