

IN THE UNITED STATES ARMY
COURT OF CRIMINAL APPEALS

U N I T E D S T A T E S,
Appellee

v.

Private First Class (E-3)
CHELSEA E. MANNING,
United States Army,
Appellant

MOTION FOR COURT ORDER
DETAILING REPLACEMENT DEFENSE
SECURITY EXPERT AND TO ATTACH
DEFENSE APPELLATE EXHIBITS J
AND K

Docket No. ARMY 20130739

Tried at Fort Meade, Maryland,
on 23 February, 15-16 March,
24-26 April, 6-8, 25 June, 16-
19 July, 28-30 August, 2, 12,
and 17-18 October, 7-8, and 27
November-2, 5-7, and 10-11
December 2012, 8-9 and 16
January, 26 February-1, 8
March, 10 April, 7-8 and 21
May, 3-5, 10-12, 17-18 and 25-
28 June, 1-2, 8-10, 15, 18-19,
25-26, and 28 July-2, 5-9, 12-
14, 16, and 19-21 August 2013,
before a general court-martial
appointed by Commander, United
States Army Military District
of Washington, Colonel Denise
Lind, Military Judge,
presiding.

TO THE HONORABLE, THE JUDGES OF THE UNITED STATES
ARMY COURT OF CRIMINAL APPEALS

Undersigned appellate defense counsel, under Rule 23 of
this honorable court's Internal Rules of Practice and Procedure,
moves to have this court order the detail of Ms. Maria Fonseca,
Security Specialist, Special Security Division, U.S. Army
Intelligence and Security Command (INSCOM), as defense security
expert and a member of the appellate defense team. On 4 March

2015, this court detailed Ms. Heather Harris as defense security expert. However, Ms. Harris can no longer assist the defense due to a change in her employment circumstances. Def. App. Ex. J. INSCOM has offered Ms. Fonseca as a replacement for Ms. Harris. Def. App. Ex. K.

Appellate defense counsel continue to require the assistance of a security expert in order to provide confidential advice to the defense team concerning the procedures governing the appropriate storage, handling, and transmittal of classified documents and information pursuant to this court's Protective Order, applicable regulations, and federal law. The defense security expert also will provide the defense with guidance on the procedures for preparing any document, pleading, and substantive communication that contains classified information or information reasonably believed to be classified. Appellate defense counsel requests that any court order make clear that Ms. Fonseca is a member of the defense team with the concomitant duty of confidentiality.

Appellate defense counsel also moves to have this court attach the following documents as Defense Appellate Exhibits J and K:*

* Both proposed exhibits are attached in the Appendix to this Motion.

J: Email dated 25 June 2015 from Ms. Heather Harris to appellate defense counsel; and

K: Email dated 1 July 2015 from Ms. Heather Harris to appellate defense counsel.

Attaching Def. App. Exs. J and K is necessary to support the matters raised in this motion.

Conclusion

WHEREFORE, appellant personally requests this honorable court grant this motion.

Panel No. 3

MOTION FOR COURT ORDER
DETAILING SECURITY EXPERT:

GRANTED: 

DENIED: _____

DATED: JUL 16 2015

MOTION TO ATTACH DEFENSE
APPELLATE EXHIBITS J AND K:

GRANTED: 

DENIED: _____

DATED: JUL 16 2015



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For



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For



J. DAVID HAMMOND
CPT, JA
Appellate Defense Counsel

APPENDIX

Def. App. Ex. J

From: Harris, Heather D CIV USARMY HQ INSCOM (US)
To: Hammond, James D CPT USARMY HQDA OTJAG (US); Potter, Jonathan F LTC USARMY (US); Nancy Hollander;
Vincent J. Ward
Subject: farewell (UNCLASSIFIED)
Date: Thursday, June 25, 2015 2:38:45 PM

CLASSIFICATION: UNCLASSIFIED

ALCON:

I wanted to say thank you and farewell. I have accepted a promotion in DC with USAID. My supervisor is aware I am leaving. At this time, I do not know who will replace me on the Manning case, but if I hear something before my departure on 24 Jul, I will pass it along.

Good luck to you.

Very respectfully,

Heather D. Harris, SAPPC, SPIPC, PSC
Special Security Division Security Specialist
U.S. Army Intelligence & Security Command
ATTN: IASE-SSD

CLASSIFICATION: UNCLASSIFIED

Def. App. Ex. K

From: Harris, Heather D CIV USARMY HQ INSCOM (US)
To: Potter, Jonathan F LTC USARMY (US); Hammond, James D CPT USARMY HODA OTJAG (US)
Cc: Fedor, Tracy L CIV USARMY HQ INSCOM (US); Fonseca, Maria D CIV USARMY HQ INSCOM (US)
Subject: US v Manning_new defense security expert (UNCLASSIFIED)
Date: Wednesday, July 01, 2015 10:22:40 AM

CLASSIFICATION: UNCLASSIFIED

CPT Hammond, LTC Potter,

Ms. Fonseca will be the new defense security expert replacing me.

She can be reached at the same commercial as me,

Very respectfully,

Heather D. Harris, SAPP, SPIPC, PSC
Special Security Division
Security Specialist
U.S. Army Intelligence & Security Command
ATTN: IASE-SSD

CLASSIFICATION: UNCLASSIFIED

CERTIFICATE OF SERVICE

UNITED STATES v. Manning

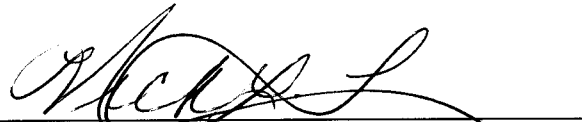
Army Docket No. 20130139

Brief on Behalf of
Appellant _____

Motion _____

Other _____

I certify that a copy of the foregoing was delivered to the Court
and the Government Appellate Division on 14 July 15.



MICHELLE L. WASHINGTON
Paralegal Specialist
Defense Appellate Division
(703) 693-0737

VIA ELECTRONIC MAIL

LS # 11 JUL 2015