

THE  
2023 CONTINUING LEGAL EDUCATION AND TRAINING PROGRAM  
of the  
UNITED STATES COURT OF APPEALS  
FOR THE ARMED FORCES



May 10-11, 2023

Antonin Scalia Law School, George Mason University  
Van Metre Hall Multipurpose Room  
3351 Fairfax Drive  
Arlington, VA 22201

2023 CONTINUING LEGAL EDUCATION AND TRAINING PROGRAM  
U.S. Court of Appeals for the Armed Forces

**Wednesday, May 10, 2023**

- 7:30 a.m.      *Registration***
- 8:00 a.m.      *Welcoming Remarks***  
The Honorable Kevin Ohlson, Chief Judge, U.S. Court of Appeals for the Armed Forces
- 8:05 a.m.      *The Theft of the Crown Jewels of Hesse-Darmstadt: The Criminal Proceedings and An Unusual Aftermath***  
Mr. Frederic L. Borch, III, U.S. Army Judge Advocate General's Corps, Regimental Historian and Archivist, The Judge Advocate General's Legal Center and School; Colonel, U.S. Army retired
- 9:05 a.m.      *Break***
- 9:15 a.m.      *The New Military Judge Alone Sentencing & Guidelines***  
Colonel Tyesha Lowery Smith, Chief Trial Judge, U.S. Army Trial Judiciary and Chair of the Sentencing Parameters & Criteria Board
- 10:15 a.m.      *Break***
- 10:25 a.m.      *FY23 NDAA Changes to Appellate Jurisdiction and Their Ramifications***  
Mr. Steven Haight, Chief Deputy Clerk of Court, U.S. Army Court of Criminal Appeals, Lieutenant Colonel James Peter Ferrell, Military Justice and Discipline Directorate, Commander Chad Temple, Criminal Law Division (OJAG Code 20), Major Julie Borchers, U.S. Army Office of The Judge Advocate General, and Lieutenant Commander Daniel P. Halsig, Office of Military Justice (CG-LMJ)
- 11:55 a.m.      *Veterans and Servicemembers Clinic***  
Mr. Tim Macarthur and Ms. Leigh Winstead
- 12:15 p.m.      *Lunch***
- 1:20 p.m.      *Issues before the Defense Advisory Committee on Investigation, Prosecution, and Defense of Sexual Assault in the Armed Forces***  
Professor Suzanne Goldberg, Member of DAC-IPAD, and Brigadier General James R. Schwenk, USMC retired, Member of DAC-IPAD
- 2:20 p.m.      *Break***
- 2:30 p.m.      *Digital Evidence***  
Mr. Gary Korn, Office of Chief Counsel, Department of the Army CID, Major ReAnne R. Wentz, Associate Professor, Criminal Law Department, The Judge Advocate General's Legal Center and School, and Mr. Ovie Carroll, Director, Cybercrime Lab, Computer Crime and Intellectual Property Section, Department of Justice
- 4:00 p.m.      *Adjournment/Evaluations***

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***Thursday, May 11, 2023***

- 8:00 a.m.     ***The Sherman-Winthrop Debate about Military Justice***  
Colonel William (“Bill”) R. Hagan, U.S. Army retired
- 9:00 a.m.     ***Break***
- 9:10 a.m.     ***The Untrue History of Unsworn Statements***  
Major Daniel F. Rendleman, U.S. Army
- 10:10 a.m.    ***Break***
- 10:20 a.m.    ***The Seven Military Clauses in the U.S. Constitution***  
Assistant Professor Robert Leider, Antonin Scalia Law School, George Mason University
- 11:20 a.m.    ***Lunch***
- 12:40 p.m.    ***Legal Issues Arising out of the Conflict in Ukraine***  
Professor Ed Swaine and Professor Laura Dickinson, The George Washington University Law School
- 1:40 p.m.     ***Break***
- 1:50 p.m.     ***Emerging Ethical Issues for Special Victims’ Counsel***  
Mr. Martin Mitchell, Veterans Law Judge, Board of Veterans’ Appeals
- 2:50 p.m.     ***Break***
- 3:00 p.m.     ***Outside Activities for Military Judges and Counsel***  
Mr. Martin Mitchell, Veterans Law Judge, Board of Veterans’ Appeals
- 4:00 p.m.     ***Adjournment/Evaluations***