

In The Matter Of:
United States vs.
PFC Bradley E. Manning

Vol. 24
July 30, 2013
UNOFFICIAL DRAFT - 7/30/13 Morning Session

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VOLUME XXIV
IN THE UNITED STATES ARMY
UNITED STATES
VS.
MANNING, Bradley E., Pfc. COURT-MARTIAL
U.S. Army, xxx-xx-9504
Headquarters and Headquarters Company,
U.S. Army Garrison,
Joint Base Myer-Henderson Hall,
Fort Myer, VA 22211
_____ /

The Hearing in the above-titled matter was held on Tuesday, July 30, 2013, at 1:00 p.m., at Fort Meade, Maryland, before the Honorable Colonel Denise Lind, Judge.

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DISCLAIMER

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1 APPEARANCES :

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ON BEHALF OF GOVERNMENT :

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MAJOR ASHDEN FEIN

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CAPTAIN JOSEPH MORROW

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CAPTAIN ANGEL OVERGAARD

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CAPTAIN HUNTER WHYTE

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CAPTAIN ALEXANDER von ELTEN

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ON BEHALF OF ACCUSED :

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DAVID COOMBS

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CAPTAIN JOSHUA TOOMAN

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MAJOR THOMAS HURLEY

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PROCEEDINGS,

THE COURT: Court is called to order.
Major Fein, account for the parties.

MR. FEIN: Yes, ma'am. All the parties
except Captain Morrow and Captain Overgaard are
present, Mr. Coombs and Major Hurley are present.

Additionally, Your Honor, at 12:55 hours
there are 91 members in the media operations center,
one stenographer, eight members of media in the
courtroom, 30 spectators in courtroom, 38 spectators in
the overflow trailer and if it reaches capacity there
is available seating in the overflow area.

THE COURT: Thank you.
Anything we need to address before we
proceed?

MR. COOMBS: No, Your Honor.

MR. FEIN: Yes, ma'am.

THE COURT: First on scheduling, we will
have sentences proceedings starting tomorrow at 09:30.
The court is prepared to rule on the defense motion for
reconsideration of the Court's 24 July 2013

1 supplemental ruling. RCM 917 motion. 18 United States
2 Code Section 641 Specifications. On 24 July 2013 the
3 defense filed a motion for reconsideration, Appellate
4 Exhibit 614, of this Court's 24 July 2013 supplemental
5 ruling.

6 Defense motions for finding of not guilty
7 RCM 917 Appellate Exhibit 613. The ruling denied the
8 defense motions for findings of not guilty and mistrial
9 for Specifications 4, 6, 8, 12 and 16 of Charge 2. On.

10 26 July 2013, the Government filed a
11 response in opposition Appellate Exhibit 621. The
12 defense motion for reconsideration presents additional
13 argument for the issues raised in the original defense
14 motion, Appellate Exhibit 593.

15 The Court adheres to its ruling at
16 Appellate Exhibit 613. The Court has ruled and the
17 defense has made its records.

18 The ruling for the defense motion
19 consideration is denied so ordered this 30th day of
20 July 2013. That is the next Appellate Exhibit in line.

21 The Court, the Defense has asked the Court

1 to issue special findings. The Court has drafted
2 special findings and will issue those in due course. I
3 will not issue them today.

4 Members of the Gallery, I will now announce
5 the verdict.

6 There are a number of charges I will
7 address in my announcements of the verdict. It will
8 take some time. If there is any outbursts or
9 disturbing conduct I will stop and if I find there has
10 been a disturbance I will order the disturbing party
11 escorted out of the courtroom by security.

12 Accused and Counsel, please rise.

13 Private First Class Bradley E. Manning.

14 This Court finds you of Charge 1 and its
15 Specification not guilty.

16 Of Specification 1 of Charge 2, guilty.

17 Of Specification 2 of Charge 2, in
18 accordance with your plea of guilty, except the words
19 and figures 15 February 2010 and 5 April 2010,
20 substituting therefore the words and figures 14
21 February 2010 and 21 February 2010. Further excepting

1 the words, quote, information related to the national
2 defense to it further excepting the words, with reason
3 to believe such information could be used to the injury
4 to the United States or to the advantage of any foreign
5 nation willfully communicate, deliver, or transmit or
6 cause to be communicated, delivered, or transmitted,
7 unquote. Substituting therefore the words, did
8 willfully communicate, unquote. Further excepting the
9 words and figures, quote, in violation of the United
10 States Code Section 793(e), end quote. Of the excepted
11 words and figures, not guilty; of the substituted words
12 and figures, guilty.

13 Of Specification 3 of Charge 2, guilty,
14 except the words and figures 22 March 2010,
15 substituting therefore the words and figures 17
16 March 2010. Of the excepted words and figures not
17 guilty; of the substituted words and figures, guilty.

18 Of Specification 4 of Charge 2, guilty.

19 Specification 5 of Charge 2, guilty.

20 Of Specification 6 of Charge 2, guilty.

21 Of Specification 7 of Charge 2, guilty.

1 Of Specification 8 of Charge 2, guilty.

2 Of Specification 9 of Charge 2, guilty.

3 Of Specification 10 of Charge 2, guilty.

4 Of Specification 11 of Charge 2, not

5 guilty.

6 Of Specification 12 of Charge 2, guilty.

7 Of Specification 13 of Charge 2, guilty.

8 Of Specification 14 of Charge 2, in

9 accordance with your plea, guilty, except the words and

10 figures 15 February 2010 and 18 February 2010,

11 substituting the words, therefore, the words in figures

12 14 February 2010 and 15 February 2010. Further

13 excepting the words, quote, knowingly exceeded

14 authorized access, unquote; substituting therefore the

15 words, knowingly accessed, quote/unquote. Further

16 excepting the words, quote, with reason to believe such

17 information so obtained could be used to the injury of

18 the United States or to the advantage of any foreign

19 nation in violation of 18 United States Code Section

20 1030(a)(1), unquote. Of the excepted words and

21 figures, not guilty; of the substituted words and

1 figures, guilty.

2 Specification 15 of Charge 2, guilty.

3 Specification 16 of Charge 2, guilty.

4 Of Charge 2, guilty.

5 Of Specification 1 of Charge 3, guilty.

6 Of Specification 2 of Charge 3, guilty.

7 Of Specification 3 of Charge 3, guilty.

8 Of Specification 4 of Charge 3, guilty.

9 Of Specification 5 of Charge 3, in

10 accordance with your plea, guilty, excepting the words
11 and figures 1 November 2009, substituting therefore the
12 words and figures 8 January 2010. Of the excepted
13 words and figures, not guilty; of the substituted words
14 and figures, guilty.

15 Of Charge 3, guilty.

16 Please be seated.

17 Can I have the written verdict as the next
18 Appellate Exhibit in line.

19 Court is in recess until 0930 tomorrow.

20 (Court in recess.)

21

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