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June 27, 2022

President Joseph R. Biden
The White House
1600 Pennsylvania Avenue NW
Washington, DC 20500

Dear President Biden:

As Commander in Chief, I appreciate that you have a duty and interest to ensure our men and women who serve this great nation are treated fairly and guaranteed the protections outlined in our Constitution. For this reason, I write to again bring your attention to the case of Major Clarence Anderson III.

As you know, on April 22, 2015, Major Anderson was convicted of sexual assault and other related charges in a general court-martial trial. Since his conviction, Major Anderson has maintained his innocence and produced accounts of alleged bribery, evidence suppression, and witness tampering throughout his court-martial, military appeal, and Federal appeal.

In October 2015, the Air Force responded to an inquiry from former-Congressman Martha Roby (AL-02), appearing to affirm that Major Anderson would be granted a post-trial hearing and the assigned judge would have full authority to rule on any motions the defense counsel submitted.

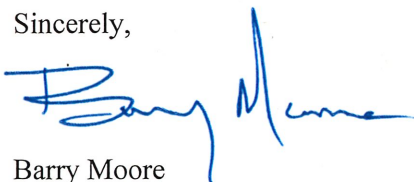
At the post-trial hearing, the military judge ruled that he had no authority to hear evidence of prior perjured testimony or order a new trial because the trial record was previously authenticated and did not allow Major Anderson to submit evidence of perjury nor order a new trial. This ruling seems to contradict what the Air Force affirmed to Congresswoman Roby when they stated there were no restrictions on the judge's authority.

- Was the Air Force's response to former-Congressman Roby also submitted as discovery to Major Anderson's defense counsel, per discovery rules outlined in the 2012 Military Court Martial Manual, in effect at the time of Major Anderson's court martial in 2015?

Enclosed are two documents regarding this matter. I would appreciate a response regarding this contradiction and how it impacted Mr. Anderson's ability to submit new evidence or have a new trial ordered on his behalf. My office has twice presented this matter to the Air Force and has not yet received a clear answer to this specific question, which is why I am again appealing to you and ask that you appoint an independent investigator outside of the Air Force to review this matter.

If Major Anderson was unlawfully prohibited from presenting exculpatory evidence that would have presumably affected the outcome of his trial, and the Air Force did not follow discovery laws to aide Major Anderson in presenting this exculpatory evidence, then a retrial would appear to be in order. If you or your staff have questions regarding this request, please do not hesitate to contact my Chief of Staff, Shana Teehan, at 202-225-2901.

Sincerely,



Barry Moore
U.S. Representative