

**WESTERN JUDICIAL CIRCUIT
NAVY-MARINE CORPS TRIAL JUDICIARY**

U N I T E D S T A T E S)	GENERAL COURT-MARTIAL
)	
v.)	DEFENSE REQUESTED
)	INSTRUCTIONS
DOUGLAS WACKER)	
CAPT)	(Findings and Sentencing)
U.S. Marine Corps)	
)	18 FEB 2011
)	

The Government requests that the military judge provide the following instructions to the members:

1. Instruction: Affirmative Defenses: Mistake of Fact
2. Instruction: Good Military Character Evidence
3. Instruction 7-18: Have you Heard Questions to Impeach Opinion
4. Instruction 7-7-1: Credibility of Witnesses
5. Instruction 7-3: Circumstantial Evidence
6. Instruction: Prior inconsistent statements
7. Instruction: Evidence of criminal conviction for crimes involving dishonesty

/s/
C. P. HUR
Capt, U.S. Marine Corps
Defense Counsel

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U N I T E D S T A T E S)	GENERAL COURT-MARTIAL
)	
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)	DEFENSE EXHIBITS
DOUGLAS WACKER)	
CAPTAIN)	
U.S. Marine Corps)	
)	18 FEBRUARY 2010
)	

The following Defense exhibits may be offered into evidence during the trial:

- A. Map of New Orleans French Quarter
- B. Photos of New Orleans
- C. Photos of Royal St. Charles Hotel
- D. Video of New Orleans French Quarter
- E. Fitness reports of Capt Wacker
- F. Receipts of Jessica Brooder as provided in discovery by the trial counsel
- G. Phone records of Jessica Brooder as provided in discovery by the trial counsel
- H. Receipts of Elizabeth Easley as provided in discovery by the trial counsel
- I. Phone records of Elizabeth Easley as provided in discovery by the trial counsel
- J. Audio of voice message of Jessica Brooder as provided at the Article 32 hearing
- K. Emails of Jessica Brooder as provided in discovery by the trial counsel
- L. Emails of Elizabeth Easley as provided in discovery by the trial counsel
- M. Statements of Jessica Brooder as provided in discovery by the trial counsel

- N. Statements of Elizabeth Easley as provided in discovery by the trial counsel
- O. Elizabeth Easley journal entries as provided in discovery by the trial counsel
- P. Jessica Brooder text messages as provided in discovery by the trial counsel
- Q. Elizabeth Easley text messages as provided in discovery by the trial counsel

/s/

C. P. HUR

Capt, U.S. Marine Corps

Defense Counsel