IN THE UNITED STATES ARMY
FIRST JUDICIAL CIRCUIT

UNITED STATES	)	
	)	**NOTICE UNDER MRE 505(h)**
v.	)	
	)	
MANNING, Bradley E., PFC	)	
U.S. Army, xxx-xx-(b) [redacted]	)	
Headquarters and Headquarters Company,	)	
U.S. Army Garrison, Joint Base Myer-	)	14 January 2013
Henderson Hall, Fort Myer, VA 22211	)	

The defense provides the following notice under MRE 505(h):

1. The defense provides the following clarification regarding it notice with respect to (b) (6) [redacted], and (b) (6) [redacted]. The defense intends to discuss the evidence that they possessed and their activities that are relevant to this case. If the testimony of the witness is related to the 29 November 2012 Declassification Notice, then the defense only intends to discuss those matters that are authorized. The defense intends to interview all on their general techniques, tactics, and procedures for both classified and unclassified evidence. Certain lines of questioning can be easily imagined: (1) what was the evidence that you possessed (this response will be limited by what is and is not approved), (2) how did you know it was that (same limitation), (3) what did you do with this evidence, and (4) distinguish between what happened here and standard procedure.

2. The defense wishes to further clarify its notice with respect to Mr. Adrian Lamo. The defense intends to discuss fully the online conversations between Mr. Lamo and PFC Manning. The defense will use the chat logs between the two from the relevant wired.com article as opposed any classified version. The defense will neither confirm nor deny any intelligence to Mr. Lamo. Rather, the defense will ask about a particular item that was revealed and follow up with queries as to what, if anything, Mr. Lamo did with that information.

3. The defense will use the information contained in BATES numbers 378148-378175 and 410623-410634 while interviewing witnesses #145-147. (The numbers were taken from the 26 October 2012 Government Witness List.)

Thomas F. Hurley

THOMAS F. HURLEY
MAJ, JA
Defense Counsel

APPELLATE EXHIBIT 469
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