

Matthew has a police report from Perth Australia stating there was no evidence that sexual assault or rape occurred. How interesting is it that there are no police reports from the Pettis County sheriff's department for any of the sexual assault charges brought against Matthew during his Court-Martial? His now ex-wife brought all these sexual assault allegations to the Air Force to bolster charges against Matthew that would ensure he would not be a part of his son's life.

There were 3 charges of sexual assault alleged to have happened in Australia. One of the charges was changed during the Court-Martial to attempted sexual assault mid-stream during the trial! Matthew was found not guilty of all sexual assault charges alleged to have happened in Australia, including the charge that was changed to attempted sexual assault during the trial. But...the police report from Perth, Australia was used to bolster the sexual assault charges against Matthew in Sedalia, Missouri. Even though these sexual assaults were alleged to have happened more than a year prior to the allegations made from Perth, Australia.

As it turned out, Matthew was found guilty of 2 sexual assault charges in Sedalia, Missouri. With no physical evidence, no rape kit, no police report that anything happened. Just the word of his then wife making these allegations that sexual assault happened, carried more weight with the Air Force court.

The max penalty for all charges was 70 years. The prosecution asked for 45 years. Matthew was given a 21 year sentence to be served at Fort Leavenworth USDB, the military's maximum security prison. All based entirely on the word of a wife with an agenda to keep Matthew from his son! I ask you why would anyone want their son or daughter to join and serve any military branch if they knew all their work, service and honor can be brought down by the allegations of someone who can make a mere allegation and it is upheld entirely on their word and nothing else? Now that you have been made aware, you should also know it can happen to you. Don't think for one second it can't. It did to Matthew. Fort Leavenworth has several honorable men who have had their lives, their families and relatives destroyed by this travesty of "justice", NO! THIS IS INJUSTICE!

We have video evidence that was not allowed in Matthew's defense, showing consensual sex between Matthew and his then wife, taken at the residence in Sedalia, Missouri. Clearly a Brady Violation

After over a year and a half the defense had to provide a vigorous defense for Matthew, he was called to Whiteman's ADC a couple of days before the trial. Matthew was told by Captain Berry and Jim Culp he would have to plead guilty to the first block of charges against him. If Matthew did not, he would be imprisoned for life. Matthew surely did not want to plead guilty to anything. Jim Culp stated that he was not concerned about a charge of Ineffective Assistance of Counsel and that the guilty plea would be used to gain favor with Judge Imburgia when he decided on the sexual assault charges. This mixed plea was something that Dan Conway, Matthew's lead defense counsel said during the DuBay hearing, would probably not do again in the future.

CAAF agreed with Matthew that the Prosecutor committed clear error when he used Matthew's guilty plea and Providence inquiry to bolster the government's argument the Matthew was guilty of the sexual offenses. The Prosecutor provided Judge Imburgia a slide detailing and reminding the Judge of the charges that Matthew had been coerced to plea guilty to in the first part of his Court-Martial. Please note that even with a Prosecutor committing clear error, this was not deemed sufficient to provide relief even a new trial. The only thing that mattered was the allegation made by Matthew's then wife.

There were 29 new recordings submitted for evidence by Matthew's then wife to be used by the Prosecution shortly before the trial. Matthew asked his defense team to ask for a continuance to determine the legitimacy of these recordings. Matthew's attorneys told him "We are going to trial no matter what".