

Good afternoon, my name is Holly Yeager and I thank you for giving me the opportunity to speak today on behalf of my son, Robert Condon.

Our attorney began his closing: “one person lied, and this entire case has been created to support that lie”. I agree with that assessment; and not as his mother but as a retired police officer – looking strictly at the evidence.

I would like to use my time today to bring your attention to a series of mistakes that have led to an unprecedented 30-year prison sentence for my son; Tech Sergeant Robert Condon - a decorated combat veteran with an otherwise impeccable service record. I wish there were one definable issue I could present you with to incapsulate the error of this case, however, over the years I have come to discover multiple mistakes at every level of the military judicial system, from the investigation to prosecution and finally his appeal.

FIRST: Investigators influenced witness testimony by first drafting an illegal search warrant in order to seize the witness’s phone. Then bullied and manipulated her into participating in an investigation, that she wanted no part of. Ultimately ordering her to testify as a victim against her will. She wrote a 3-page letter to the convening authority begging to be excused from this prosecution, but that request was denied (see letter).

SECOND: Investigators altered a statement by directing the next witness to change her previously written statement with regards to consensual sex with TSgt. Condon, they then used that altered statement to put TSgt. Condon in pretrial confinement – where he was confined for nearly a year – violating his right to speedy trial, as well as making it difficult to assist in his own defense. At trial, TSgt. Condon was found NOT GUILTY of her alleged charges.

THIRD: Physical evidence was destroyed, most concerning of which was my son’s phone which investigators took into evidence; and was later found lying on a random desk without a proper chain of custody, broken and the information within unable to be recovered. (Evidence that would have helped the defense).

FOURTH: Exculpatory evidence was withheld from the defense when the accuser’s prior criminal records were not turned over during discovery. This record showed that the initial accuser had a prior felony conviction, along with

several other legal issues which she never disclosed to the Air Force. Knowledge of which would have proven the accuser enlisted fraudulently into the Air Force, while also speaking directly to her lack of integrity.

FIFTH: Investigators further attempted to influence witness testimony when they contacted TSgt. Condon's friend and threatened her using false evidence, attempting to manipulate her into making a complaint as a victim. (letter)

FINALLY: The record of trial provided by the Air Force for his appeal did not match the record of trial provided to his defense attorney. Thus, compromising the entire appellate review. To this day, we are uncertain which record was provided to the court; but we do know that two different records exist, that the prosecution was aware of this and made no effort to inform the defense counsel.

This case was made extremely complicated, and it is difficult to explain all that happened in such a short time. However, my son has written an account of his case in a book entitled *The Invisible Casualty* by Robert A. Condon, which is available on Amazon as an ebook for \$2.99. I can also send a PDF of the book to this committee if you like.

CLOSING: As a retired police officer with 20 years of experience in the field, I know that if I had been responsible for even one of these infractions, I could have been fired. After nearly 10 years of my son's imprisonment, I still cannot understand how a case which resulted in a 30-year prison sentence could have been handled with such casual disregard for due process.

My son's parole packet went in on May 18<sup>th</sup>. In the last 10 years, my son has lost his paternal grandmother; and, last Thursday his father. He just wants to come home, before other members of his family are gone; and asks that you intercede on his behalf with the Air Force parole & clemency board. He would like the board to understand these issues that are specific to his case.

As his Mother, I want far more for my son: I want him freed, his case overturned and his rights and benefits reinstated. Have legal experts review this case and see if they don't agree! Please give me back my son!