

**DEPARTMENT OF THE AIR FORCE  
UNITED STATES AIR FORCE JUDICIARY**

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UNITED STATES

v.

Capt Jacob R. Wulfson  
[REDACTED]

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GOVERNMENT REQUEST FOR  
JUDICIAL NOTICE

24 March 2026

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COMES NOW the United States, by and through counsel, and submits this request that this Court take judicial notice of the following under Military Rule of Evidence (M.R.E.) 202: (1) that in [REDACTED] on 2 December 2023, sunrise began at 0746; and (2) that on 2 December 2023, the Christmas Head Boat Race was held in [REDACTED]

**SUMMARY**

Pursuant to M.R.E. 202, the Government requests judicial notice of the following information:

- A. In [REDACTED] on 2 December 2023, sunrise began at 0746 local time (Coordinated Universal Time (UTC)/Greenwich Mean Time);
- B. The Christmas Head Boat Race was held on 2 December 2023 from 1000 to 1500 UTC in [REDACTED] and [REDACTED]
- C. The Christmas Head Boat Race was held along the [REDACTED]  
[REDACTED]

**FACTS**

- 1. On 2 December 2023, sunrise began at 0746 local time, Attachment 1, Greenwich Mean Time (GMT), which correlates to UTC [REDACTED] from November to March each year. Attachment 2.
- 2. The Christmas Head Boat Race is an annual festive holiday boat racing event that is held in [REDACTED] each year along the [REDACTED] which is held by the [REDACTED]. During the event, teams of rowers dress in holiday themed costumes and race from the [REDACTED]. In 2023, the event was held on 2 December 2023, began at 1000 UTC and took place until 1500 UTC. Attachments 3 & 4.

**LAW**

- 3. M.R.E. 201 allows judicial notice of adjudicative facts. The military judge may judicially notice a fact that is not subject to reasonable dispute because it: (1) is generally known

universally, locally, or in the area pertinent to the event; or (2) can be accurately and readily determined from sources whose accuracy cannot reasonably be questioned. M.R.E. 201(b).

4. The military judge must take judicial notice if a party requests it and the military judge is supplied with the necessary information. M.R.E. 201(c)(2).

5. The military judge may take judicial notice at any stage of the proceeding. M.R.E. 201(d).

6. The military judge must instruct the members that they may or may not accept the noticed facts as conclusive. M.R.E. 201(f).

### **ARGUMENT**

7. Pursuant to M.R.E. 202, the Government requests judicial notice that:

- A. In [REDACTED] on 2 December 2023, sunrise began at 0746 local time (Coordinated Universal Time (UTC)/Greenwich Mean Time);
- B. The Christmas Head Boat Race was held on 2 December 2023 from 1000 to 1500 UTC in [REDACTED] and [REDACTED];
- C. The Christmas Head Boat Race was held along the [REDACTED]

8. According to the undisputed evidence publicly available, these items took place, are generally known, and their accuracy cannot be reasonably questioned. As it relates to the Christmas Head Boat Race, ticketing from the [REDACTED] shows the date, time and location of the event, and coverage of the event by a local newspaper, including detailed information and photographs, show that the event actually took place as planned.

9. Based on these undisputed, and indeed indisputable, publicly known, facts, the Government requests this Court take judicial notice of such facts during this court-martial proceeding.

### **MOTION HEARING**

10. The Government does not request an Article 39(a) hearing to resolve this issue.

### **REQUESTED RELIEF**

THEREFORE, the Government requests this court take judicial notice of the two items as requested/stated above.

[REDACTED]

CHRISTOPHER MITCHELL, Maj, USAF  
Special Trial Counsel

**Attachments:**

1. [REDACTED] - Sunrise, Sunset, and Daylength, December 2023, undated, 4 pages, *available at* [REDACTED]
2. [REDACTED]
3. Tickettailor, Christmas Head 2023 Tickets, dated 2 Dec 23, 3 pages, *available at* [REDACTED]
4. In Pictures: 2023 Christmas Head boat race in [REDACTED] a festive delight, dated 7 Dec 23, *available at* [REDACTED]

**CERTIFICATE OF SERVICE**

I hereby certify that I delivered a copy of this document to the Military Judge and Defense Counsel via e-email and e-filing on 24 March 2026.

[REDACTED]

CHRISTOPHER MITCHELL, Maj, USAF  
Special Trial Counsel