

IN THE UNITED STATES ARMY COURT OF CRIMINAL APPEALS

UNITED STATES,

Appellee

v.

Staff Sergeant (E-6)

ISAC D. MENDOZA

United States Army,

Appellant

MOTION FOR EXTENSION (2)

Docket No. ARMY 20210647

Tried at Fort Riley, Kansas, on 20 September and 6-8 December 2021, before a general court-martial appointed by Commander, Headquarters, 1st Infantry Division and Fort Riley, Lieutenant Colonel Ryan W. Rosauer, Military Judge, presiding.

TO THE HONORABLE, THE JUDGES OF THE
UNITED STATES ARMY COURT OF CRIMINAL APPEALS

COME NOW the undersigned appellate defense counsel, pursuant to Rules 23 and 24 of this Court's Rules of Appellate Procedure, and move for a 30-day extension of time until 26 September 2022 to file a Brief on Behalf of Appellant.

1. Consistent with Army Regulation 27-26, Rules of Professional Conduct for Lawyers, the undersigned counsel request additional time to ensure that counsel has diligently investigated, thoroughly researched, and appropriately briefed the assignments of error in this case in order to fulfill counsels' ethical obligation to represent the appellant's interest.

2. This is a contested case. The trial transcript contains 376 pages and the record of trial consists of 795 pages. The sentence was adjudged on 8 December 2021, and it included a dishonorable discharge, confinement for 30 months, and reduction to Private E1. Appellant concurs with this request.

3. The Brief on Behalf of Appellant is currently due on 28 August 2022. Appellant requests a 30-day extension of time to 27 September 2022 to file appellant's brief.

PANEL NO. 4

4. First undersigned counsel currently has ten cases before this Court pending opening briefs (including seven contested cases), with approximately 4,462 transcript pages. Additionally, first undersigned counsel has four cases before the Court of Appeals for the Armed Forces (CAAF) pending supplements. Counsel has also received, and continues this month to receive, multiple transfer cases.

5. Undersigned counsel requests additional time to review the record, research issues, confer with appellant, and accomplish supervisory review.

WHEREFORE, appellate defense counsel respectfully request that this Court grant the instant motion.

PANEL NO. 4

MOTION FOR EXTENSION (2)

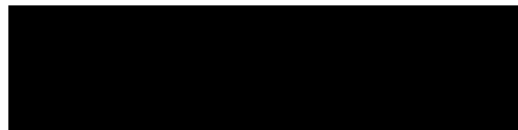
GRANTED _____

DENIED  _____

DATE 23 AUG 2022



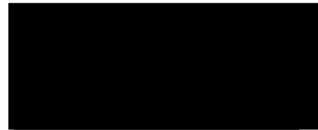
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BRYAN A. OSTERHAGE
MAJ, JA
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CERTIFICATE OF FILING AND SERVICE

I certify that a copy of the foregoing was electronically submitted to the
Army Court and Government Appellate Division on 19 August 2022.



CAROL K. RIM
CPT, JA
Appellate Defense Counsel
Defense Appellate Division