

IN THE UNITED STATES ARMY COURT OF CRIMINAL APPEALS

UNITED STATES,  
Appellee

**MOTION FOR EXTENSION (3)**

v.

Docket No. ARMY 20210286

Private First Class (E-3)  
**LUIS A. MORALESSANCHEZ**  
United States Army,  
Appellant

Tried at Fort Bliss, Texas, on 5 June, 3 August, 22 September 2020, 14, 25–26 January, 19 February, and 3–8, 10, 17 May 2021, before a general court-martial appointed by Commander, Fort Bliss, Colonel Michael S. Devine and Colonel Robert L. Shuck, military judges, 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 29 August 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 have diligently investigated, thoroughly researched, and appropriately briefed the assignments of error in this case in order to fulfill counsel's ethical obligation to represent the appellant's interest.
2. This is a contested case involving a mixed plea with twenty-five specifications, to include two contested convictions for Article 118 offenses. The record of trial with exhibits and attachments is approximately 4,000 pages, which includes 1461 pages of trial transcript. The sentence adjudged on 10 May 2021 included confinement for a total term of forty years and ten months and a

dishonorable discharge. Appellant is still in confinement. Appellant concurs with this request.

3. Appellant's brief is currently due on 30 July 2022. Appellant requests a 30-day extension of time to 29 August 2022.

4. First undersigned counsel is currently assigned 36 cases (25 contested) with approximately 17,100 transcript pages pending before this court and the Court of Appeals for the Armed Forces (CAAF). Since the last extension request, first undersigned appellate counsel was on scheduled annual leave from 27 July to 1 August 2022, filed a brief on issues specified by this court, filed an answer to a government appeal, and filed two writ-appeal petitions to CAAF. First undersigned counsel is also assigned to instruct the Defense Appellate Division's new counsel training course from 1 to 5 August 2022 and will be arguing *United States v. Mays* before this court on 9 August 2022.

5. The undersigned counsel request additional time to review the record, research issues, confer with appellant, and conduct supervisory review.

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


PANEL NO. 3


MOTION FOR EXTENSION (3)

GRANTED:

DENIED: \_\_\_\_\_

DATE: 25 July 2022

  
ANDREW R. BRITT  
Captain, Judge Advocate  
Appellate Defense Counsel  
Defense Appellate Division

  
BRYAN A. OSTERHAGE  
Major, Judge Advocate  
Branch Chief  
Defense Appellate Division

## **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 22 July 2022.



ANDREW R. BRITT  
Captain, Judge Advocate  
Appellate Defense Counsel  
Defense Appellate Division