

I IN THE UNITED STATES ARMY COURT OF CRIMINAL APPEALS

UNITED STATES,  
Appellee

**MOTION FOR EXTENSION (3)**

v.

Docket No. ARMY 20210638

Private (E-1)  
**LUKE A. WATKINS,**  
United States Army,  
Appellant

Tried at Fort Hood, Texas, on 12 August, 27 September, 30 November, and 1–3 December 2021, before a general court-martial appointed by Commander, III Corps and Fort Hood, Lieutenant Colonel Tiffany D. Pond, 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 20 February 2023 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 panel case with mixed findings. The record of trial with exhibits and allied papers is approximately 1,880 pages, which includes 715 pages of trial transcript. The sentence adjudged on 3 December 2021 included confinement for 140 days and a bad conduct discharge. Appellant is no longer in confinement. Appellant concurs with this request.

3. Appellant's brief is currently due on 21 January 2023. Appellant requests a 30-day extension of time to 20 February 2023.

4. First undersigned counsel is currently assigned 29 cases (22 contested) with approximately 15,500 transcript pages pending before this court and the Court of Appeals for the Armed Forces (CAAF). In the next thirty days, first undersigned counsel has two other initial briefs and an answer brief in an Article 62 appeal due to this court, and a brief and four supplements due to the CAAF. First undersigned counsel was overseas on scheduled annual leave from 8 to 29 December 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: 18 January 2023

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

  
JOYCE C. LIU  
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 13 January 2023.



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

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**Date:** Tuesday, January 17, 2023 12:48:00 PM  
**Attachments:** [Watkins - 20210638 - Motion for Extension \(3\) \(230113\).pdf](#)

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Your pleading is in compliance with the Court's Rules of Practice and Procedure, and the pleading is accepted.

Very respectfully,

Office of the U.S. Army Clerk of Court  
9275 Gunston Road, Bldg. 1450  
Fort Belvoir, VA 22060-5546

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**From:** Britt, Andrew R CPT USARMY HQDA OTJAG (USA) <andrew.r.britt.mil@army.mil>  
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Very respectfully,

ANDREW R. BRITT  
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