

IN THE UNITED STATES ARMY COURT OF CRIMINAL APPEALS

UNITED STATES,

Appellee

v.

Staff Sergeant (E-6)
ALEX J. SECORD
United States Army,
Appellant

**MOTION FOR EXTENSION OF
TIME (4)**

Docket No. ARMY 20210667

Tried at Fort Bragg, North Carolina on
15 July 2021, 2 September 2021, 3
December 2021 and 13-18 December
2021, before a general court-martial
appointed by Commander, 82d
Airborne Division, Colonel Travis
Rogers, military judge, presiding.

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

COMES NOW the undersigned appellate defense counsel, pursuant to
Rules 23 and 24 of this court's Rules of Appellate Procedure, and move this
court to grant appellant's Motion for Extension. The undersigned appellate
defense counsel requests a 30-day extension of time until **1 June 2023** to file
a Brief on Behalf of Appellant.

1. Consistent with Army Reg. 27-26, Rules of Professional Conduct for
Lawyers, undersigned counsel request additional time to ensure that all due
diligence has been done to adequately review, investigate, research, and
brief the assignments of error in this case and to fulfill counsel's ethical
obligation to represent Appellant's interest.

2. This record of trial is 1684 pages. An enlisted panel sitting as a general court martial found Appellant guilty, contrary to his pleas, of five specifications of wrongful use of a controlled substance, and one specification of violation of a lawful general regulation, in violation of Articles 112a and 92, UCMJ. (Charge Sheet). The panel sentenced Appellant to 85 days confinement, reduction to the grade of E-2, and a bad-conduct discharge.
3. The current due date is **2 May 2023**. Appellant consents to this extension. This extension is necessary due to other obligations that have delayed undersigned appellate counsel's ability to finalize this brief. Undersigned counsel has been unable to complete this brief due to preparations and subsequent travel for the outreach oral argument in *United States v. Baba*, in addition to completing a Court of Appeals for the Armed Forces (CAAF) supplement in *United States v. Olivares*.
4. Undersigned counsel currently has seven other cases pending the Brief on Behalf of Appellant before this Court.

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


PANEL NO. 2

MOTION FOR EXTENSION (4)

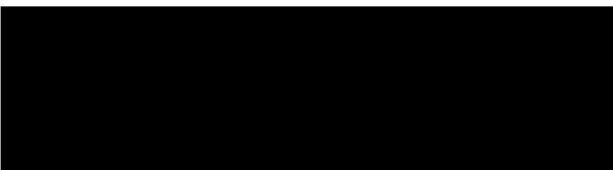
GRANTED:  **FINAL**

DENIED: _____

DATE: 28 April 2023



SARAH H. BAILEY
CPT, JA
Appellate Defense Counsel



MITCHELL HERNIAK
MAJ, JA
Branch Chief
Defense Appellate Division

CERTIFICATE OF FILING AND SERVICE

I certify that a copy of the foregoing was electronically submitted to Army
Court and Government Appellate Division on April 26, 2023.



MELINDA J. JOHNSON
Paralegal Specialist
Defense Appellate Division