IN THE UNITED STATES ARMY COURT OF CRIMINAL APPEALS

| | |
|---|---|
| UNITED STATES,<br>Appellee | MOTION FOR EXTENSION (2) |
| v. | Docket No. ARMY 20210382 |
| Staff Sergeant (E-6)<br>**JEFF I. GORDON II**<br>United States Army,<br>Appellant | Tried at Fort Leonard Wood, Missouri, on 12 April, 27 April, 7 June, and 28 June 2021, before a general court-martial appointed by the Commander, Headquarters, U.S. Army Maneuver Support Center of Excellence, Lieutenant Colonel Jessica Conn, 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 Internal Rules of Practice and Procedure and move this court to grant appellant's Motion for Extension of Time. The undersigned appellate defense counsel requests a 30-day extension of time, until 29 April 2024, to file a Brief on Behalf of Appellant. The Brief on Behalf of Appellant is currently due on 29 March 2024. Pursuant to Rule 24.1(b), the first undersigned counsel asserts:

> 1. On 28 June 2021, an enlisted panel sitting as a general court-martial, found Staff Sergeant (SSG) Jeff I. Gordon (appellant) guilty in accordance with his plea of one specification of sexual assault of a child, one specification of domestic violence in violation of Articles 120 and 128b, Uniform Code of Military Justice, 10 U.S.C. §920, 928b (2018) [UCMJ]. The military judge sentenced appellant to nine

months and twenty-five days of confinement and dishonorable discharge. On 22 July 2021, the convening authority took no action.

2. The court referred appellant's case on 30 October 2023. Appellant recently contacted and retained the undersigned civilian defense counsel on 4 March 2024. The counsel received the record of trial which included 303 transcript pages, approximately 2102 pages of other documents recently. The record contains additional sealed exhibits and records to be reviewed.

3. Counsels request additional time to review all of the materials and consult the client to ensure that all due diligence has been done to adequately review, investigate, research, and additional matters on behalf of appellant, as well as fulfill counsel's ethical obligation to represent his interests.

4. Appellant concurs with this request.

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

[redacted]

Panel 3

FOR

MOTION FOR EXTENSION (2)

PETER KAGELEIRY, JR.
Civilian Appellate Counsel

[redacted]

GRANTED: [redacted]

DENIED: _____

DATE: 21 MAR 2024

TUMENTUGS D.ARMSTRONG
MAJ, JA
Appellate Defense Counsel
Defense Appellate Division

**CERTIFICATE OF SERVICE**

I certify that a copy of the foregoing was electronically submitted to the Army Court and Government Appellate Division on 20 March 2024.



TUMENTUGS D. ARMSTRONG
Major, Judge Advocate
Appellate Defense Counsel
Defense Appellate Division