

IN THE UNITED STATES ARMY COURT OF CRIMINAL APPEALS

UNITED STATES,
Appellee

MOTION FOR EXTENSION (4)

v.

Docket No. ARMY 20230520

Staff Sergeant (E-6)
RICHARD T. RIDDLE
United States Army,
Appellant

Tried at Wheeler Army Airfield,
Hawaii, on 27 January 2023, 13 March
2023, 5-6 June 2023, 28 July 2023, and
25-29 September 2023, before a
general court-martial appointed by
Commander, 8th Theater Sustainment
Command, Lieutenant Colonel Robert
E. Murdough, 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 moves for a thirty-day extension of time until 19 January 2025 to file a Brief on Behalf of Appellant.

1. Appellant was convicted, contrary to his pleas, of a violation of Article 128, Uniform Code of Military Justice [UCMJ], as a lesser included offense of Article 120, and one specification of kidnapping. Appellant was also convicted, consistent with his pleas, of one specification of Article 128; several specifications of Article 91; two specifications of Article 90, four specifications of Article 89; two specifications of Article 86; and one specification of Article 134. Appellant was sentenced to more than 116 months confinement, and he remains incarcerated.


2. The complete electronic record of trial is 2,746 pages, including multiple trial exhibits and 110 appellate exhibits. Numerous issues were contested, including speedy trial, witness production, expert requests, evidentiary matters, and the panel instructions.

3. The undersigned counsel is detailed to twenty-one cases, including *United States v. Hasan*, a death penalty case. In approximately the last thirty days, counsel has been actively engaged in six other cases in addition to the above captioned case. This includes four cases with supplements filed with the Court of Appeals for the Armed Forces. In the upcoming week, the undersigned has a reply brief due in *United States v. Jarlego* on 17 December 2024 and a brief due in *United States v. Ruhrup* the following day. Moreover, counsel is working on filing briefs before the end of this month in *United States v. Mendoza* and *United States v. Coe*, both of which are cases on remand.
4. The undersigned's review of this case has identified several issues that require further review.
5. Additionally, appellant has not yet received his record of trial. The undersigned anticipates that will be resolved this month.
6. Appellant's brief is currently due on 20 December 2024. Appellant requests a thirty-day extension of time until 19 January 2025.
7. Consistent with Army Reg. 27-26, Legal Services: Rules of Professional Conduct for Lawyers (28 Jun. 2018), the undersigned counsel requests additional time to review the case, fulfill counsel's ethical obligation to represent appellant's interest.
8. Appellant consents to this extension request.

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

PANEL NO. 2

MOTION FOR EXTENSION (4)

GRANTED: _

DENIED: _____

DATE: 16 December 2024



Major, Judge Advocate
Appellate Defense Counsel
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 15 December 2024.



BRÝAN A. OSTERHAGE
Major, Judge Advocate
Appellate Defense Counsel
Defense Appellate Division