

IN THE UNITED STATES ARMY COURT OF CRIMINAL APPEALS

UNITED STATES,  
Appellee

**MOTION FOR EXTENSION (2)**

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 20 November 2024 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. The complete electronic record of trial is 2,746 pages, including multiple trial exhibits and 110 appellate exhibits.

2. In addition to the above-captioned case, the undersigned counsel is currently detailed to twenty-two other active cases, including *United States v. Hasan*, a death penalty case. The undersigned is currently working on two briefs due to this court in the next thirty days and has

four supplements due to the Court of Appeals for the Armed Forces also within the next thirty days.

3. Additionally, appellant has not yet received his record of trial.
4. Appellant's brief is currently due on 21 October 2024. Appellant requests a thirty-day extension of time until 20 November 2024.
5. 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, and resolve the issue pertaining to appellant's record of trial.
6. 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 (2)

GRANTED: \_\_\_\_\_

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


DATE: \_\_\_\_\_



BRYAN A. OSTERHAGE  
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 October 2024.



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