

IN THE UNITED STATES ARMY COURT OF CRIMINAL APPEALS

UNITED STATES

Appellee

**MOTION FOR EXTENSION (2)
TO FILE APPELLANT'S INITIAL
APPELLATE BRIEF**

v.

Docket No. ARMY 20250305

Specialist (E-4)
TROY A. TODD,
United States Army,

Appellant

Tried at Fort Bliss, Texas, on 5 June 2025, before a special court-martial convened by the Commander, 1st Armored Division and Fort Bliss, Lieutenant Colonel Rick B. Mathew, military judge, presiding.

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

Pursuant to Rules of Appellate Procedure 23 and 24, the undersigned counsel for appellant moves this court for a thirty-day extension to file his initial appellate brief from the current deadline of 9 March 2026 to 8 April 2026. Pursuant to Rule 24.1(b), the undersigned counsel asserts the following:

1. On 5 June 2025, a military judge sitting as a special court-martial convicted appellant, in accordance with his guilty plea, of possessing child pornography, in violation of Article 134, Uniform Code of Military Justice, 10 U.S.C. § 934 (2018 & Supp. V 2024). (R. at 76; Statement of Trial Results). That same day, the military judge sentenced appellant to twelve months' confinement, reduction to E-1, and a dishonorable discharge. (R. at 86; Statement of Trial Results).

2. On 27 June 2025, the convening authority approved the findings and sentence. (Action). On 1 July 2025, the military judge entered judgment. (Judgment).

3. On 10 October 2025, this court docketed appellant's case. (Referral and Designation of Counsel). The transcript is 86 pages. Moreover, the record of trial contains an additional 205 pages of exhibits and other documents.

4. There is good cause to warrant a filing extension for appellant's initial appellate brief from 9 March to 8 April due to the undersigned counsel's workload. The undersigned counsel has multiple upcoming filing deadlines, consisting of eight cases on appeal, all of which have filing deadlines between now and the end of March. Moreover, the undersigned counsel is preparing for an upcoming oral argument before this court on 1 April.

5. Accordingly, the additional time requested will ensure that the undersigned counsel, his supervisor, and office leadership can adequately and sufficiently prepare appellant's initial appellate brief, as well as fulfill their ethical obligation to represent appellant's best interests, in accordance with Army Reg. 27-26, Legal Services: Rules of Professional Conduct for Lawyers (26 Mar. 2025).

6. Appellant, who still is serving his sentence of twelve months' confinement, concurs with this request for delay.

Accordingly, this court should grant the motion.

PANEL NO. 3

MOTION FOR EXTENSION (2) TO
FILE APPELLANT'S INITIAL
APPELLATE BRIEF

GRANTED:  _____

DENIED: _____

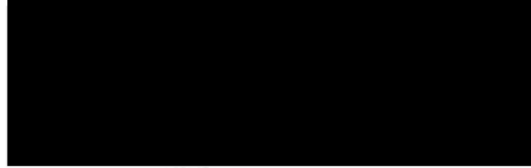
DATE: 5 March 2026



Grant A. Olan
Captain, Judge Advocate
Defense Appellate Counsel
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 March 3, 2026.



MICHELLE L.W. Surratt
Paralegal Specialist
Defense Appellate Division



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Cc: [Olan, Grant A CPT USARMY \(USA\)](#); [Hopkins, Andrew M MAJ USARMY HQDA OTJAG \(USA\)](#); [Johnson, Melinda J CIV USARMY HQDA OTJAG \(USA\)](#); [Riddick, Angela R CIV \(USA\)](#)
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X Noncompliance with ACCA Rule 24.1.

Rule 24.1. Motion for Extension of Time. (a) Upon motion and for good cause shown, the Court may grant an extension of time for counsel to file a brief, motion, motion response, or other filing permitted under these rules. Except for reply briefs, any motion for extension shall be requested at least 5 days prior to the filing being due. Motions for extension of time to file reply briefs shall be requested at least 1 business day prior to the filing being due. Each motion for extension of time shall note whether it is the first, second, third, or subsequent such motion in the case, and include the original and current due dates. Until a motion for an extension of time has been granted, the original filing deadline remains in effect.

X Noncompliance with Rule 13.2 Electronic Filing Format.
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v/r

Michelle L.W. Surratt

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