

IN THE UNITED STATES COURT OF APPEALS
FOR THE ARMED FORCES

Frank D. WUTERICH) GOVERNMENT'S MOTION
Staff Sergeant (E-6)) FOR ENLARGEMENT OF TIME
U.S. Marine Corps,)
Appellant) Crim.App. Misc. Dkt. No. 200800183
v.)
USCA Dkt. No. 11-8003/MC
United States,)
Appellee)

TO THE JUDGES OF THE UNITED STATES COURT OF APPEALS
FOR THE ARMED FORCES:

COMES NOW the United States, pursuant to Rule 30 of this Court's Rules of Practice and Procedure, and respectfully moves this Court to enlarge the Government's time to comply with its March 15, 2011, Order by one day. Despite immediate action and continual motion by Marine Corps trial offices on the West Coast and the Government to comply with this Court's March 15, 2011, order, the original authenticated Record of Trial will not be delivered to Appellate Government Counsel until March 23, 2011. Appellate Government Counsel informed Appellant's Counsel, Mr. Sullivan, of this motion, and he expressed consent to the motion. Good cause thus exists to grant this motion.

Conclusion

The Government respectfully requests this Court grant a one-day enlargement of time for the Government to comply with this Court's March 15, 2011, Order to produce authenticated transcripts of Article 39(a) sessions from Appellant's trial.

/s/

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Certificate of Filing and Service

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on this 23rd day of March, 2011.

/S/

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