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THE LAW FIRM OF PUCKETT AND FARAJ, PC

May 13, 2011

Via Email at: rbracknell@acus.org

LtCol Robert Bracknell
Marine Corps Combat Development Command
3300 Russell Road
Quantico, VA 22314-5033

Re: United States v. Capt James Rowe; Request for delay of the Article 32 hearing

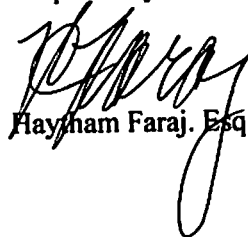
Dear LtCol Bracknell,

I request that the Article 32 hearing currently scheduled for May 18, 2011, be continued until June 6, 2011. The reason for the requested delay is to allow the defense to investigate and prepare for the hearing. As you are aware Capt Rowe is charged with very serious misconduct. The Government has been investigating the allegations for months. I received the Report of Investigation on May 11. I have not had sufficient time to review the investigation, interview witnesses or even an opportunity to discuss the facts alleged, with any great detail, with Capt Rowe. A continuance until June 6, will permit the defense team to properly prepare for the Article 32 hearing. Capt Rowe agrees that the period from May 18, 2011 until June 6, 2011 shall be excludable pursuant to R.C.M. 707.

A denial of this request will prejudice Capt Rowe's ability to properly defend the charges against him as contemplated by R.C.M. 405. The defense has not had an opportunity to identify and coordinate calling witnesses, to submit a witness request to Trial Counsel, to collect and organize evidence, or to conduct its own investigation of the alleged offenses. Accordingly, good cause exists to grant this request pursuant to your appointing order.

I may be reached by email at haytham@puckettfaraj.com or by telephone at 760-521-7934.

Respectfully submitted,



Haytham Faraj, Esq.