

**WESTERN JUDICIAL CIRCUIT
NAVY-MARINE CORPS TRIAL JUDICIARY**

| | | |
|-------------------------|---|-----------------------|
| U N I T E D S T A T E S |) | SPECIAL COURT-MARTIAL |
| |) | |
| v. |) | GOVERNMENT MOTION FOR |
| |) | APPROPRIATE RELIEF |
| DOUGLAS S. WACKER |) | (Docketing Request) |
| XXX XX 9313 |) | |
| CAPTAIN |) | |
| U.S. Marine Corps |) | (21 June 2010) |
| |) | |

1. **Nature of Motion.** The government moves the court to docket trial dates and set judicial milestones in the above-captioned case. The Government agrees that in consideration of the Defense' consent to this motion, it shall be prohibited from preferring or referring any additional charges to this court-martial. This Motion shall have the same effect as an arraignment.

2. **Trial Dates and Deadlines.** The government respectfully requests that the Court order the following dates and milestones in this case:

| Event | Date |
|---|-------------------------|
| a. Government discovery / Reciprocal discovery due: | <u>17 Jun 10</u> |
| b. Defense witness requests due: | <u>1 Jul 10</u> |
| c. Government response to witness requests due: | <u>15 Aug 10</u> |
| d. Motions by either side due: | <u>31 Aug 10</u> |
| e. Responses to motions due: | <u>21 Sep 10</u> |
| f. Article 39(a) motions date | <u>29 Sep- 1 Oct 10</u> |
| g. Written notice of pleas and forum due: | <u>29 Sep 10</u> |
| h. Required notice of certain defenses due: | <u>29 Sep 10</u> |
| i. Witness lists due to opposing counsel: | <u>18 Oct 10</u> |
| j. Members Questionnaires, Witness Lists, Voir dire, Proposed Instructions due: | <u>27 Oct 10</u> |
| k. Final Article 39(a) session: | <u>29 Oct 10</u> |
| o. TRIAL DATES: | <u>15-19 Nov 10</u> |

E. S. DAY
Captain, U. S. Marine Corps
Trial Counsel

Motion Response

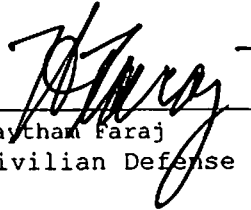
1. Defense Counsel, in response to the above motion:

- Does not oppose it and agrees to the trial and pretrial dates proposed.
- Opposes the dates proposed and requests a 39(a) session on _____.

Date

C. P. HUR
Captain, U. S. Marine Corps
Detailed Defense Counsel

06/21/2010
Date



Haytham Faraj
Civilian Defense Counsel

Court Ruling

The motion is granted. All delay from the date of this request until the date of trial is excludable under Rule For Courts-Martial 707, Article 10, UCMJ and any other applicable speedy trial authorities. It is hereby ordered that all parties shall comply with the trial deadlines set forth above and shall appear before the Court on:

- _____ for an Article 39(a) session; and
- _____ for commencement of trial.

Date

Military Judge