

UNITED STATES COURT OF APPEALS
FOR THE FOURTH CIRCUIT

NO. 14-7543
(3:75-CR-00026-F-1)

UNITED STATES OF AMERICA)	
)	MOTION OF THE UNITED STATES
)	FOR A 25-DAY EXTENSION OF
)	BRIEFING DEADLINE
v.)	
)	
JEFFREY R. MacDONALD)	

The United States of America, by and through the United States Attorney for the Eastern District of North Carolina, hereby moves the Court, pursuant to Federal Rule of Appellate Procedure 26(b), for a 25-day enlargement of time within which to file an informal response brief and, in support thereof, shows unto the Court the following:

1. The appellant’s informal brief was docketed on September 14, 2015. (Docket Entry at 36).

2. The appellee’s informal response brief, which is optional (see Fourth Circuit Local Rule 34(b)), is to be filed on or before October 2, 2015. The United States has not requested a previous enlargement of time for the filing of its brief.

3. The order of the district court from which the appellant appealed was filed on August 8, 2014. The appellant filed a notice of appeal on October 7, 2014. Since then, he has received, in essence, nine (9) extensions of time in this matter, several with the consent of the appellee.

4. While short, appellant’s informal brief alludes to many different aspects of the forty-five (45) year record of this case. It is incumbent upon the appellee to explain to this Court the lengthy procedural context of the current appeal in a concise and understandable manner.

5. As such, the appellee requires additional time to prepare and finalize its informal response brief.

6. Because appellant is proceeding pro se, he has not been contacted for his position regarding this extension of time.

7. This motion is filed not for the purpose of delay, but to permit meaningful explication of the issue for review.

WHEREFORE, the United States respectfully requests a 25-day extension for the filing of the appellee's informal response brief, resulting in a deadline of October 27, 2015.

Respectfully submitted, this 30th day of September 2015.

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CERTIFICATE OF SERVICE

I hereby certify that I have this date served a copy of the foregoing document upon the defendant in this action by placing a copy of same in the United States mail, postage prepaid, and addressed to the defendant as follows:

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