

IN THE UNITED STATES AIR FORCE COURT OF CRIMINAL APPEALS

| | | |
|------------------------------------|---|---------------------------|
| UNITED STATES, |) | APPELLANT’S MOTION |
| <i>Appellee,</i> |) | FOR ENLARGEMENT |
| |) | OF TIME (FIRST) |
| v. |) | |
| |) | Before Panel No. 3 |
| Airman First Class (E-3), |) | |
| JOANNIE M. SANTIAGO ROLDAN, |) | No. ACM S32761 |
| United States Air Force, |) | |
| <i>Appellant.</i> |) | 3 January 2024 |

**TO THE HONORABLE, THE JUDGES OF THE UNITED STATES
AIR FORCE COURT OF CRIMINAL APPEALS:**

Pursuant to Rule 23.3(m)(1) and (2) of this Honorable Court’s Rules of Practice and Procedure, Appellant hereby moves for an enlargement of time (EOT) to file Assignments of Error. Appellant requests an enlargement for a period of 60 days, which will end on **13 March 2024**. The record of trial was docketed with this Court on 14 November 2023. From the date of docketing to the present date, 50 days have elapsed. On the date requested, 120 days will have elapsed.

WHEREFORE, Appellant respectfully requests that this Honorable Court grant the requested enlargement of time.

Respectfully submitted,

SAMANTHA M. CASTANIEN, Capt, USAF
Appellate Defense Counsel
Air Force Appellate Defense Division
1500 West Perimeter Road, Suite 1100
Joint Base Andrews NAF, MD 20762-6604

CERTIFICATE OF FILING AND SERVICE

I certify that the original and copies of the foregoing was sent via email to the Court and served on the Appellate Government Division on 3 January 2024.

SAMANTHA M. CASTANIEN, Capt, USAF
Appellate Defense Counsel
Air Force Appellate Defense Division
1500 West Perimeter Road, Suite 1100
Joint Base Andrews NAF, MD 20762-6604

IN THE UNITED STATES AIR FORCE COURT OF CRIMINAL APPEALS

| | | |
|-----------------------------|---|---------------------------|
| UNITED STATES, |) | UNITED STATES' GENERAL |
| <i>Appellee,</i> |) | OPPOSITION TO APPELLANT'S |
| |) | MOTION FOR ENLARGEMENT |
| v. |) | OF TIME |
| |) | |
| Airman First Class (E-3) |) | ACM S32761 |
| JOANNIE M. SANTIAGO ROLDAN, |) | |
| USAF, |) | |
| <i>Appellant.</i> |) | Panel No. 3 |
| |) | |

**TO THE HONORABLE, THE JUDGES OF
THE UNITED STATES AIR FORCE COURT OF CRIMINAL APPEALS:**

Pursuant to Rule 23.2 of this Court's Rules of Practice and Procedure, the United States hereby enters its general opposition to Appellant's Motion for Enlargement of Time to file an Assignment of Error in this case.

WHEREFORE, the United States respectfully requests that this Court deny Appellant's enlargement motion.

MARY ELLEN PAYNE
Associate Chief, Government Trial and
Appellate Operations Division
Military Justice and Discipline
United States Air Force

CERTIFICATE OF FILING AND SERVICE

I certify that a copy of the foregoing was delivered to the Court and to the Air Force Appellate Defense Division on 4 January 2024.

MARY ELLEN PAYNE
Associate Chief, Government Trial and
Appellate Operations Division
Military Justice and Discipline
United States Air Force

IN THE UNITED STATES AIR FORCE COURT OF CRIMINAL APPEALS

| | | |
|---|---|---------------------------|
| UNITED STATES, <i>Appellee,</i> |) | APPELLANT’S MOTION |
| |) | FOR ENLARGEMENT |
| |) | OF TIME (SECOND) |
| v. |) | |
| |) | Before Panel No. 3 |
| Airman First Class (E-3), |) | |
| JOANNIE M. SANTIAGO ROLDAN, |) | No. ACM S32761 |
| United States Air Force, |) | |
| <i>Appellant.</i> |) | 1 March 2024 |

**TO THE HONORABLE, THE JUDGES OF THE UNITED STATES
AIR FORCE COURT OF CRIMINAL APPEALS:**

Pursuant to Rule 23.3(m)(3) and (4) of this Honorable Court’s Rules of Practice and Procedure, Appellant hereby moves for an enlargement of time to file an Assignments of Error (AOE) brief. Appellant requests an enlargement for a period of 30 days, which will end on **12 April 2024**. The record of trial was docketed with this Court on 14 November 2023. From the date of docketing to the present date, 108 days have elapsed. On the date requested, 150 days will have elapsed.

On 14 August 2023, at a special court-martial convened at Dover Air Force Base, Delaware, and comprised of a military judge alone, Appellant was found guilty, consistent with her pleas, of one charge and five specifications of use of a controlled substance, two specifications of distribution of a controlled substance, and one specification of possession of a controlled substance, all in violation of Article 112a, Uniform Code of Military Justice (UCMJ). R. at 1, 6, 8-9, 84. The military judge sentenced Appellant to a bad conduct discharge, a total of nine months confinement (all confinement running concurrently), to be reduced to the grade of E-1, and to forfeit \$1,200 of her pay for nine months. R. at 149. While the convening authority took no action on the findings and approved the sentence in its entirety, the convening authority did grant Appellant’s deferment

request concerning her reduction of grade from 14 August 2023 to 18 September 2023. Record of Trial (ROT) Vol. 1, *Convening Authority Decision on Action* – United States v. A1C Joannie M. Santiago Roldan, dated 23 August 2023.

The trial transcript is 149 pages long and the record of trial is comprised of three volumes containing nine Prosecution Exhibits, seven Defense Exhibits, and three Appellate Exhibits. Appellant is currently confined.

Through no fault of Appellant, undersigned counsel has been unable complete her review of Appellant's case. An enlargement of time is necessary to allow counsel to fully review Appellant's case and advise her regarding potential errors.

WHEREFORE, Appellant respectfully requests that this Honorable Court grant the requested enlargement of time.

Respectfully submitted,

SAMANTHA M. CASTANIEN, Capt, USAF
Appellate Defense Counsel
Air Force Appellate Defense Division
1500 West Perimeter Road, Suite 1100
Joint Base Andrews NAF, MD 20762-6604

CERTIFICATE OF FILING AND SERVICE

I certify that the original and copies of the foregoing were sent via email to the Court and served on the Air Force Government Trial and Appellate Operations Division on 1 March 2024.

SAMANTHA M. CASTANIEN, Capt, USAF
Appellate Defense Counsel
Air Force Appellate Defense Division
1500 West Perimeter Road, Suite 1100
Joint Base Andrews NAF, MD 20762-6604

IN THE UNITED STATES AIR FORCE COURT OF CRIMINAL APPEALS

| | | |
|-----------------------------|---|---------------------------|
| UNITED STATES, |) | UNITED STATES' GENERAL |
| <i>Appellee,</i> |) | OPPOSITION TO APPELLANT'S |
| |) | MOTION FOR ENLARGEMENT |
| v. |) | OF TIME |
| |) | |
| Airman First Class (E-3) |) | ACM S32761 |
| JOANNIE M. SANTIAGO ROLDAN, |) | |
| USAF, |) | |
| <i>Appellant.</i> |) | Panel No. 3 |
| |) | |

**TO THE HONORABLE, THE JUDGES OF
THE UNITED STATES AIR FORCE COURT OF CRIMINAL APPEALS:**

Pursuant to Rule 23.2 of this Court's Rules of Practice and Procedure, the United States hereby enters its general opposition to Appellant's Motion for Enlargement of Time to file an Assignment of Error in this case.

WHEREFORE, the United States respectfully requests that this Court deny Appellant's enlargement motion.

MARY ELLEN PAYNE
Associate Chief, Government Trial and
Appellate Operations Division
Military Justice and Discipline
United States Air Force

CERTIFICATE OF FILING AND SERVICE

I certify that a copy of the foregoing was delivered to the Court and to the Air Force Appellate Defense Division on 4 March 2024.

MARY ELLEN PAYNE
Associate Chief, Government Trial and
Appellate Operations Division
Military Justice and Discipline
United States Air Force

IN THE UNITED STATES AIR FORCE COURT OF CRIMINAL APPEALS

| | | |
|------------------------------------|---|---------------------------|
| UNITED STATES, |) | APPELLANT’S MOTION |
| <i>Appellee,</i> |) | FOR ENLARGEMENT |
| |) | OF TIME (THIRD) |
| v. |) | |
| |) | Before Panel No. 3 |
| Airman First Class (E-3) |) | |
| JOANNIE M. SANTIAGO ROLDAN, |) | No. ACM S32761 |
| United States Air Force, |) | |
| <i>Appellant.</i> |) | 1 April 2024 |

**TO THE HONORABLE, THE JUDGES OF THE UNITED STATES
AIR FORCE COURT OF CRIMINAL APPEALS:**

Pursuant to Rule 23.3(m)(3) and (4) of this Honorable Court’s Rules of Practice and Procedure, Appellant hereby moves for an enlargement of time to file an Assignments of Error (AOE) brief. Appellant requests an enlargement for a period of 30 days, which will end on **12 May 2024**. The record of trial was docketed with this Court on 14 November 2023. From the date of docketing to the present date, 139 days have elapsed. On the date requested, 180 days will have elapsed.

On 14 August 2023, at a special court-martial convened at Dover Air Force Base, Delaware, and comprised of a military judge alone, Appellant was found guilty, consistent with her pleas, of one charge and five specifications of use of a controlled substance, two specifications of distribution of a controlled substance, and one specification of possession of a controlled substance, all in violation of Article 112a, Uniform Code of Military Justice (UCMJ). R. at 1, 6, 8-9, 84. The military judge sentenced Appellant to a bad conduct discharge, a total of nine months confinement (all confinement running concurrently), to be reduced to the grade of E-1, and to forfeit \$1,200 of her pay for nine months. R. at 149. While the convening authority took no action on the findings and approved the sentence in its entirety, the convening authority did grant Appellant’s deferment

request concerning her reduction of grade from 14 August 2023 to 18 September 2023. Record of Trial (ROT) Vol. 1, *Convening Authority Decision on Action* – United States v. A1C Joannie M. Santiago Roldan, dated 23 August 2023.

The trial transcript is 149 pages long and the record of trial is comprised of three volumes containing nine Prosecution Exhibits, seven Defense Exhibits, and three Appellate Exhibits. Appellant is not currently confined.

Through no fault of Appellant, undersigned counsel has been unable complete her review of Appellant's case. An enlargement of time is necessary to allow counsel to fully review Appellant's case and advise her regarding potential errors.

WHEREFORE, Appellant respectfully requests that this Honorable Court grant the requested enlargement of time.

Respectfully submitted,

SAMANTHA M. CASTANIEN, Capt, USAF
Appellate Defense Counsel
Air Force Appellate Defense Division
1500 West Perimeter Road, Suite 1100
Joint Base Andrews NAF, MD 20762-6604

CERTIFICATE OF FILING AND SERVICE

I certify that the original and copies of the foregoing were sent via email to the Court and served on the Air Force Government Trial and Appellate Operations Division on 1 April 2024.

SAMANTHA M. CASTANIEN, Capt, USAF
Appellate Defense Counsel
Air Force Appellate Defense Division
1500 West Perimeter Road, Suite 1100
Joint Base Andrews NAF, MD 20762-6604

IN THE UNITED STATES AIR FORCE COURT OF CRIMINAL APPEALS

| | | |
|-----------------------------|---|---------------------------|
| UNITED STATES, |) | UNITED STATES' GENERAL |
| <i>Appellee,</i> |) | OPPOSITION TO APPELLANT'S |
| |) | MOTION FOR ENLARGEMENT |
| v. |) | OF TIME |
| |) | |
| Airman First Class (E-3) |) | ACM S32761 |
| JOANNIE M. SANTIAGO ROLDAN, |) | |
| USAF, |) | |
| <i>Appellant.</i> |) | Panel No. 3 |
| |) | |

**TO THE HONORABLE, THE JUDGES OF
THE UNITED STATES AIR FORCE COURT OF CRIMINAL APPEALS:**

Pursuant to Rule 23.2 of this Court's Rules of Practice and Procedure, the United States hereby enters its general opposition to Appellant's Motion for Enlargement of Time to file an Assignment of Error in this case.

WHEREFORE, the United States respectfully requests that this Court deny Appellant's enlargement motion. J. PETE FERRELL, Lt Col, USAF
Director of Operations
Government Trial and Appellate Operations Division
Military Justice and Discipline Directorate
United States Air Force

CERTIFICATE OF FILING AND SERVICE

I certify that a copy of the foregoing was delivered to the Court and to the Air Force Appellate Defense Division on 2 April 2024.

J. PETE FERRELL, Lt Col, USAF
Director of Operations
Government Trial and Appellate Operations Division
Military Justice and Discipline Directorate
United States Air Force

IN THE UNITED STATES AIR FORCE COURT OF CRIMINAL APPEALS

| | | |
|------------------------------------|---|---------------------------|
| UNITED STATES, |) | APPELLANT’S MOTION |
| <i>Appellee,</i> |) | FOR ENLARGEMENT |
| |) | OF TIME (FOURTH) |
| v. |) | |
| |) | Before Panel No. 3 |
| Airman First Class (E-3) |) | |
| JOANNIE M. SANTIAGO ROLDAN, |) | No. ACM S32761 |
| United States Air Force, |) | |
| <i>Appellant.</i> |) | 1 May 2024 |

**TO THE HONORABLE, THE JUDGES OF THE UNITED STATES
AIR FORCE COURT OF CRIMINAL APPEALS:**

Pursuant to Rule 23.3(m)(3) and (6) of this Honorable Court’s Rules of Practice and Procedure, Appellant hereby moves for an enlargement of time to file an Assignments of Error (AOE) brief. Appellant requests an enlargement for a period of 30 days, which will end on **11 June 2024**. The record of trial was docketed with this Court on 14 November 2023. From the date of docketing to the present date, 169 days have elapsed. On the date requested, 210 days will have elapsed.

On 14 August 2023, at a special court-martial convened at Dover Air Force Base, Delaware, and comprised of a military judge alone, Appellant was found guilty, consistent with her pleas, of one charge and five specifications of use of a controlled substance, two specifications of distribution of a controlled substance, and one specification of possession of a controlled substance, all in violation of Article 112a, Uniform Code of Military Justice (UCMJ). R. at 1, 6, 8-9, 84. The military judge sentenced Appellant to a bad conduct discharge, a total of nine months confinement (all confinement running concurrently), to be reduced to the grade of E-1, and to forfeit \$1,200 of her pay for nine months. R. at 149. While the convening authority took no action on the findings and approved the sentence in its entirety, the convening authority did grant Appellant’s deferment

request concerning her reduction of grade from 14 August 2023 to 18 September 2023. Record of Trial (ROT) Vol. 1, *Convening Authority Decision on Action* – United States v. A1C Joannie M. Santiago Roldan, dated 23 August 2023.

The trial transcript is 149 pages long and the record of trial is comprised of three volumes containing nine Prosecution Exhibits, seven Defense Exhibits, and three Appellate Exhibits. Appellant is not currently confined.

Pursuant to A.F. CT. CRIM. APP. R. 23.3(m)(6), undersigned counsel also provides the following information. Appellate defense counsel is assigned 22 cases; 19 cases are pending AOE's before this Court and three cases are pending before the United States Court of Appeals for the Armed Forces (CAAF). To date, six cases have priority over the present case:

1. *United States v. Folts*, No. ACM 40322 – The trial transcript is 2,141 pages long and the record of trial contains eight volumes consisting of ten Prosecution Exhibits, 40 Defense Exhibits, 66 Appellate Exhibits, and one Court Exhibit. Appellant is not currently confined. Civilian appellate defense counsel, who was also trial defense counsel, has begun drafting the AOE and undersigned counsel has begun her review of the record. Undersigned counsel's goal is to complete record review before her leave, _____, so civilian appellate defense counsel can finalize the AOE.

2. *United States v. Baumgartner*, No. ACM 40413 – The trial transcript is 797 pages long and the record of trial contains seven volumes consisting of six Prosecution Exhibits, 17 Defense Exhibits, 44 Appellate Exhibits, and one Court Exhibit. Appellant is currently confined. Undersigned counsel has written the draft AOE, which is pending civilian appellate defense counsel's addition of one potential issue relating to ineffective assistance of counsel. This AOE will be submitted early June.

3. *United States v. Dominguez-Garcia*, No. ACM S32694 (f rev) – This appellant’s AOE was submitted on 24 April 2024. The Government’s Answer is expected by 28 May 2024, upon which undersigned counsel will assess whether a reply is warranted.

4. *United States v. Clark*, No. ACM 40461 – The trial transcript is 1,060 pages long and the record of trial is 11 volumes consisting of 19 Prosecution Exhibits, 26 Defense Exhibits, 59 Appellate Exhibits, and one court exhibit. Appellant is not currently confined. Counsel has not yet completed her review of the record of trial.

5. *United States v. Giles*, No. ACM 40482 – The trial transcript is 791 pages long and the record of trial is comprised of seven volumes containing seven Prosecution Exhibits, 14 Defense Exhibits, and 49 Appellate Exhibits. Appellant is not currently confined. Counsel has not yet completed her review of this appellant’s record.

6. *United States v. Baker*, No. ACM 40521 – The trial transcript is 157 pages long and the record of trial is comprised of four volumes containing eight Prosecution Exhibits, one Defense Exhibit with several subparts, and 18 Appellate Exhibits. Appellant is not currently confined. Counsel has not yet completed her review of the record of trial.

Additionally, to alert the Court ahead of time, undersigned counsel has authorized overseas leave

Appellant was advised of her right to a timely appeal. Appellant was advised of the request for an enlargement of time. Appellant has provided limited consent to disclose a confidential communication with counsel wherein she consented to the request for this enlargement of time.

Through no fault of Appellant, undersigned counsel has been unable complete her review of Appellant's case. An enlargement of time is necessary to allow counsel to fully review Appellant's case and advise her regarding potential errors.

WHEREFORE, Appellant respectfully requests that this Honorable Court grant the requested enlargement of time.

Respectfully submitted,

SAMANTHA M. CASTANIEN, Capt, USAF
Appellate Defense Counsel
Air Force Appellate Defense Division
1500 West Perimeter Road, Suite 1100
Joint Base Andrews NAF, MD 20762-6604

CERTIFICATE OF FILING AND SERVICE

I certify that the original and copies of the foregoing were sent via email to the Court and served on the Air Force Government Trial and Appellate Operations Division on 1 May 2024.

SAMANTHA M. CASTANIEN, Capt, USAF
Appellate Defense Counsel
Air Force Appellate Defense Division
1500 West Perimeter Road, Suite 1100
Joint Base Andrews NAF, MD 20762-6604

IN THE UNITED STATES AIR FORCE COURT OF CRIMINAL APPEALS

| | | |
|-----------------------------|---|---------------------------|
| UNITED STATES, |) | UNITED STATES' GENERAL |
| <i>Appellee,</i> |) | OPPOSITION TO APPELLANT'S |
| |) | MOTION FOR ENLARGEMENT |
| v. |) | OF TIME |
| |) | |
| Airman First Class (E-3) |) | ACM S32761 |
| JOANNIE M. SANTIAGO ROLDAN, |) | |
| USAF, |) | |
| <i>Appellant.</i> |) | Panel No. 3 |
| |) | |

**TO THE HONORABLE, THE JUDGES OF
THE UNITED STATES AIR FORCE COURT OF CRIMINAL APPEALS:**

Pursuant to Rule 23.2 of this Court's Rules of Practice and Procedure, the United States hereby enters its general opposition to Appellant's Motion for Enlargement of Time to file an Assignment of Error in this case.

WHEREFORE, the United States respectfully requests that this Court deny Appellant's enlargement motion.

MARY ELLEN PAYNE
Associate Chief, Government Trial and
Appellate Operations Division
Military Justice and Discipline
United States Air Force

CERTIFICATE OF FILING AND SERVICE

I certify that a copy of the foregoing was delivered to the Court and to the Air Force Appellate Defense Division on 1 May 2024.

MARY ELLEN PAYNE
Associate Chief, Government Trial and
Appellate Operations Division
Military Justice and Discipline
United States Air Force

IN THE UNITED STATES AIR FORCE COURT OF CRIMINAL APPEALS

| | | |
|------------------------------------|---|---------------------------|
| UNITED STATES, |) | APPELLANT’S MOTION |
| <i>Appellee,</i> |) | FOR ENLARGEMENT |
| |) | OF TIME (FIFTH) |
| v. |) | |
| |) | Before Panel No. 3 |
| Airman First Class (E-3) |) | |
| JOANNIE M. SANTIAGO ROLDAN, |) | No. ACM S32761 |
| United States Air Force, |) | |
| <i>Appellant.</i> |) | 29 May 2024 |

**TO THE HONORABLE, THE JUDGES OF THE UNITED STATES
AIR FORCE COURT OF CRIMINAL APPEALS:**

Pursuant to Rule 23.3(m)(3) and (6) of this Honorable Court’s Rules of Practice and Procedure, Appellant hereby moves for an enlargement of time to file an Assignments of Error (AOE) brief. Appellant requests an enlargement for a period of 30 days, which will end on **11 July 2024**. The record of trial was docketed with this Court on 14 November 2023. From the date of docketing to the present date, 197 days have elapsed. On the date requested, 240 days will have elapsed.

On 14 August 2023, at a special court-martial convened at Dover Air Force Base, Delaware, and comprised of a military judge alone, Appellant was found guilty, consistent with her pleas, of one charge and five specifications of use of a controlled substance, two specifications of distribution of a controlled substance, and one specification of possession of a controlled substance, all in violation of Article 112a, Uniform Code of Military Justice (UCMJ). R. at 1, 6, 8-9, 84. The military judge sentenced Appellant to a bad conduct discharge, a total of nine months confinement (all confinement running concurrently), to be reduced to the grade of E-1, and to forfeit \$1,200 of her pay for nine months. R. at 149. While the convening authority took no action on the findings and approved the sentence in its entirety, the convening authority did grant Appellant’s deferment

request concerning her reduction of grade from 14 August 2023 to 18 September 2023. Record of Trial (ROT) Vol. 1, *Convening Authority Decision on Action* – United States v. A1C Joannie M. Santiago Roldan, dated 23 August 2023.

The trial transcript is 149 pages long and the record of trial is comprised of three volumes containing nine Prosecution Exhibits, seven Defense Exhibits, and three Appellate Exhibits. Appellant is not currently confined.

Pursuant to A.F. CT. CRIM. APP. R. 23.3(m)(6), undersigned counsel also provides the following information. Appellate defense counsel is currently assigned 24 cases; 21 cases are pending before this Court (18 cases are pending AOE) and three cases are pending before the United States Court of Appeals for the Armed Forces (CAAF). To date, six cases have priority over the present case:

1. *United States v. Baumgartner*, No. ACM 40413 – The trial transcript is 797 pages long and the record of trial contains seven volumes consisting of six Prosecution Exhibits, 17 Defense Exhibits, 44 Appellate Exhibits, and one Court Exhibit. Appellant is currently confined. Undersigned counsel has written the draft AOE, which is pending civilian appellate defense counsel's addition of one potential issue relating to ineffective assistance of counsel. This AOE will be submitted early June.

2. *United States v. Dominguez-Garcia*, No. ACM S32694 (f rev) – This appellant's AOE was submitted on 24 April 2024. The Government's filed its Answer Brief on 28 May 2024. Undersigned counsel is currently drafting a short reply brief, to be submitted within the next six days.

3. *United States v. Clark*, No. ACM 40461 – The trial transcript is 1,060 pages long and the record of trial is 11 volumes consisting of 19 Prosecution Exhibits, 26 Defense Exhibits, 59

Appellate Exhibits, and one court exhibit. Appellant is not currently confined. Undersigned counsel has not yet completed her review of the record of trial.

4. *United States v. Folts*, No. ACM 40322 – Since Appellant’s last request for an enlargement of time, undersigned counsel read the 2,141-page transcript for *United States v. Folts* and assisted civilian counsel with drafting and finalizing the AOE

Civilian appellant defense counsel filed this appellant’s AOE on 16 May 2024 (while undersigned counsel was on leave). The Government’s Answer is expected on or near 15 June 2024 (a Saturday), upon which undersigned counsel will turn to drafting a reply brief. Any reply brief may impact undersigned counsel’s processing and review of *United States v. Clark*, No. ACM 40461.

5. *United States v. Giles*, No. ACM 40482 – The trial transcript is 791 pages long and the record of trial is comprised of seven volumes containing seven Prosecution Exhibits, 14 Defense Exhibits, and 49 Appellate Exhibits. Appellant is not currently confined. Counsel has not yet completed her review of this appellant’s record.

6. *United States v. Baker*, No. ACM 40521 – The trial transcript is 157 pages long and the record of trial is comprised of four volumes containing eight Prosecution Exhibits, one Defense Exhibit with several subparts, and 18 Appellate Exhibits. Appellant is not currently confined. Counsel has not yet completed her review of the record of trial.

Appellant was advised of her right to a timely appeal. Appellant was provided an update of the status of undersigned counsel’s progress on her case. Appellant was advised of the request for an enlargement of time. Appellant has provided limited consent to disclose a confidential communication with counsel wherein she consented to the request for this enlargement of time.

Through no fault of Appellant, undersigned counsel has been unable complete her review of Appellant's case. An enlargement of time is necessary to allow counsel to fully review Appellant's case and advise her regarding potential errors.

WHEREFORE, Appellant respectfully requests that this Honorable Court grant the requested enlargement of time.

Respectfully submitted,

SAMANTHA M. CASTANIEN, Capt, USAF
Appellate Defense Counsel
Air Force Appellate Defense Division
1500 West Perimeter Road, Suite 1100
Joint Base Andrews NAF, MD 20762-6604

CERTIFICATE OF FILING AND SERVICE

I certify that the original and copies of the foregoing were sent via email to the Court and served on the Air Force Government Trial and Appellate Operations Division on 29 May 2024.

SAMANTHA M. CASTANIEN, Capt, USAF
Appellate Defense Counsel
Air Force Appellate Defense Division
1500 West Perimeter Road, Suite 1100
Joint Base Andrews NAF, MD 20762-6604

IN THE UNITED STATES AIR FORCE COURT OF CRIMINAL APPEALS

| | | |
|-----------------------------|---|---------------------------|
| UNITED STATES, |) | UNITED STATES' GENERAL |
| <i>Appellee,</i> |) | OPPOSITION TO APPELLANT'S |
| |) | MOTION FOR ENLARGEMENT |
| v. |) | OF TIME |
| |) | |
| Airman First Class (E-3) |) | ACM S32761 |
| JOANNIE M. SANTIAGO ROLDAN, |) | |
| USAF, |) | |
| <i>Appellant.</i> |) | Panel No. 3 |
| |) | |

**TO THE HONORABLE, THE JUDGES OF
THE UNITED STATES AIR FORCE COURT OF CRIMINAL APPEALS:**

Pursuant to Rule 23.2 of this Court's Rules of Practice and Procedure, the United States hereby enters its general opposition to Appellant's Motion for Enlargement of Time to file an Assignment of Error in this case.

WHEREFORE, the United States respectfully requests that this Court deny Appellant's enlargement motion.

BRITTANY M. SPEIRS, Maj, USAFR
Appellate Government Counsel
Government Trial and Appellate Operations Division
Military Justice and Discipline Directorate
United States Air Force

CERTIFICATE OF FILING AND SERVICE

I certify that a copy of the foregoing was delivered to the Court and to the Air Force Appellate Defense Division on 30 May 2024.

BRITTANY M. SPEIRS, Maj, USAFR
Appellate Government Counsel
Government Trial and Appellate Operations Division
Military Justice and Discipline Directorate
United States Air Force

**UNITED STATES AIR FORCE
COURT OF CRIMINAL APPEALS**

| | | |
|----------------------------|---|----------------|
| UNITED STATES |) | No. ACM S32761 |
| <i>Appellee</i> |) | |
| |) | |
| v. |) | |
| |) | ORDER |
| Joannie M. SANTIAGO ROLDAN |) | |
| Airman First Class (E-3) |) | |
| U.S. Air Force |) | |
| <i>Appellant</i> |) | Panel 3 |

On 29 May 2024, counsel for Appellant submitted a Motion for Enlargement of Time (Fifth) requesting an additional 30 days to submit Appellant’s assignments of error. The Government opposes the motion.

The court has considered Appellant’s motion, the Government’s opposition, case law, and this court’s Rules of Practice and Procedure. Accordingly, it is by the court on this 5th day of June, 2024,

ORDERED:

Appellant’s Motion for Enlargement of Time (Fifth) is **GRANTED**. Appellant shall file any assignments of error not later than **11 July 2024**.

Any subsequent motions for enlargement of time shall, in addition to the matters required under this court’s Rules of Practice and Procedure, continue to include a statement as to: (1) whether Appellant was advised of Appellant’s right to a timely appeal, (2) whether Appellant was provided an update of the status of counsel’s progress on Appellant’s case, (3) whether Appellant was advised of the request for an enlargement of time, and (4) whether Appellant agrees with the request for an enlargement of time.

Appellant’s counsel are further advised that any future requests for enlargements of time that, if granted, would expire more than 360 days after docketing, will not be granted absent exceptional circumstances.



FOR THE COURT

OLGA STANFORD, Capt, USAF
Commissioner

IN THE UNITED STATES AIR FORCE COURT OF CRIMINAL APPEALS

| | | |
|------------------------------------|---|---------------------------|
| UNITED STATES, |) | APPELLANT’S MOTION |
| <i>Appellee,</i> |) | FOR ENLARGEMENT |
| |) | OF TIME (SIXTH) |
| v. |) | |
| |) | Before Panel No. 3 |
| Airman First Class (E-3) |) | |
| JOANNIE M. SANTIAGO ROLDAN, |) | No. ACM S32761 |
| United States Air Force, |) | |
| <i>Appellant.</i> |) | 1 July 2024 |

**TO THE HONORABLE, THE JUDGES OF THE UNITED STATES
AIR FORCE COURT OF CRIMINAL APPEALS:**

Pursuant to Rule 23.3(m)(3) and (6) of this Honorable Court’s Rules of Practice and Procedure, Appellant hereby moves for an enlargement of time to file an Assignments of Error (AOE) brief. Appellant requests an enlargement for a period of 30 days, which will end on **10 August 2024**. The record of trial was docketed with this Court on 14 November 2023. From the date of docketing to the present date, 230 days have elapsed. On the date requested, 270 days will have elapsed.

On 14 August 2023, at a special court-martial convened at Dover Air Force Base, Delaware, and comprised of a military judge alone, Appellant was found guilty, consistent with her pleas, of one charge and five specifications of use of a controlled substance, two specifications of distribution of a controlled substance, and one specification of possession of a controlled substance, all in violation of Article 112a, Uniform Code of Military Justice (UCMJ). R. at 1, 6, 8-9, 84. The military judge sentenced Appellant to a bad conduct discharge, a total of nine months confinement (all confinement running concurrently), to be reduced to the grade of E-1, and to forfeit \$1,200 of her pay for nine months. R. at 149. While the convening authority took no action on the findings and approved the sentence in its entirety, the convening authority did grant

Appellant's deferment request concerning her reduction of grade from 14 August 2023 to 18 September 2023. Record of Trial (ROT) Vol. 1, *Convening Authority Decision on Action* – United States v. A1C Joannie M. Santiago Roldan, dated 23 August 2023.

The trial transcript is 149 pages long and the record of trial is comprised of three volumes containing nine Prosecution Exhibits, seven Defense Exhibits, and three Appellate Exhibits. Appellant is not currently confined.

Pursuant to A.F. CT. CRIM. APP. R. 23.3(m)(6), undersigned counsel also provides the following information. Appellate defense counsel is currently assigned 28 cases; 24 cases are pending before this Court (20 cases are pending AOE's) and four cases are pending before the United States Court of Appeals for the Armed Forces (CAAF). To date, four cases have priority over the present case:

1. *United States v. Clark*, No. ACM 40461 – The trial transcript is 1,060 pages long and the record of trial is 11 volumes consisting of 19 Prosecution Exhibits, 26 Defense Exhibits, 59 Appellate Exhibits, and one court exhibit. Appellant is not currently confined. Undersigned counsel is in the midst of completing her record review to be able to advise this appellant on assignments of errors and file the AOE.

2. *United States v. Giles*, No. ACM 40482 – The trial transcript is 791 pages long and the record of trial is comprised of seven volumes containing seven Prosecution Exhibits, 14 Defense Exhibits, and 49 Appellate Exhibits. Appellant is not currently confined. Counsel has not yet completed her review of this appellant's record.

3. *United States v. Baker*, No. ACM 40521 – The trial transcript is 157 pages long and the record of trial is comprised of four volumes containing eight Prosecution Exhibits, one Defense

Exhibit with several subparts, and 18 Appellate Exhibits. Appellant is not currently confined. Counsel has not yet completed her review of the record of trial.

4. *United States v. Baumgartner*, No. ACM 40413 – Since Appellant’s last request for an enlargement of time, undersigned counsel finalized and submitted this appellant’s AOE on 3 June 2024. This Court ordered affidavits from trial defense counsel in this case, due to the Court no later than 26 July 2024. The Government’s Answer is expected 14 days thereafter, sometime in August.

Undersigned counsel was also recently assigned to take over a case from an appellate defense counsel who is changing assignments: *United States v. Casillas*, No. 24-0089/AF. This case was recently granted at the CAAF (14 June 2024), and undersigned counsel is assisting with the Grant Brief and will be handling the Reply Brief.

Additionally, since Appellant’s last request for an enlargement of time, undersigned counsel completed briefing in *United States v. Folts*, No. ACM 40322, filing the Reply Brief on 28 June 2024, and participated in oral argument preparation for *United States v. Braum*, No. ACM 40434.

Appellant was advised of her right to a timely appeal. Appellant was provided an update of the status of undersigned counsel’s progress on her case. Appellant was advised of the request for an enlargement of time. Appellant has provided limited consent to disclose a confidential communication with counsel wherein she consented to the request for this enlargement of time.

Through no fault of Appellant, undersigned counsel has been unable complete her review of Appellant’s case. An enlargement of time is necessary to allow counsel to fully review Appellant’s case and advise her regarding potential errors.

WHEREFORE, Appellant respectfully requests that this Honorable Court grant the requested enlargement of time for good cause shown.

Respectfully submitted,

SAMANTHA M. CASTANIEN, Capt, USAF
Appellate Defense Counsel
Air Force Appellate Defense Division
1500 West Perimeter Road, Suite 1100
Joint Base Andrews NAF, MD 20762-6604

CERTIFICATE OF FILING AND SERVICE

I certify that the original and copies of the foregoing were sent via email to the Court and served on the Air Force Government Trial and Appellate Operations Division on 1 July 2024.

SAMANTHA M. CASTANIEN, Capt, USAF
Appellate Defense Counsel
Air Force Appellate Defense Division
1500 West Perimeter Road, Suite 1100
Joint Base Andrews NAF, MD 20762-6604

IN THE UNITED STATES AIR FORCE COURT OF CRIMINAL APPEALS

| | | |
|-----------------------------|---|---------------------------|
| UNITED STATES, |) | UNITED STATES' GENERAL |
| <i>Appellee,</i> |) | OPPOSITION TO APPELLANT'S |
| |) | MOTION FOR ENLARGEMENT |
| v. |) | OF TIME |
| |) | |
| Airman First Class (E-3) |) | ACM S32761 |
| JOANNIE M. SANTIAGO ROLDAN, |) | |
| USAF, |) | |
| <i>Appellant.</i> |) | Panel No. 3 |
| |) | |

**TO THE HONORABLE, THE JUDGES OF
THE UNITED STATES AIR FORCE COURT OF CRIMINAL APPEALS:**

Pursuant to Rule 23.2 of this Court's Rules of Practice and Procedure, the United States hereby enters its general opposition to Appellant's Motion for Enlargement of Time to file an Assignment of Error in this case.

WHEREFORE, the United States respectfully requests that this Court deny Appellant's enlargement motion.

J. PETE FERRELL, Lt Col, USAF
Director of Operations
Government Trial and Appellate Operations Division
Military Justice and Discipline Directorate
United States Air Force

CERTIFICATE OF FILING AND SERVICE

I certify that a copy of the foregoing was delivered to the Court and to the Air Force Appellate Defense Division on 1 July 2024.

J. PETE FERRELL, Lt Col, USAF
Director of Operations
Government Trial and Appellate Operations Division
Military Justice and Discipline Directorate
United States Air Force

IN THE UNITED STATES AIR FORCE COURT OF CRIMINAL APPEALS

UNITED STATES,) **NOTICE OF APPEARANCE**
Appellee,)
)
v.)
) Before Panel No. 3
Airman First Class (E-3))
JOANNIE M. SANTIAGO ROLDAN,) No. ACM S32761
United States Air Force,)
Appellant.) 26 July 2024

**TO THE HONORABLE, THE JUDGES OF THE
UNITED STATES AIR FORCE COURT OF CRIMINAL APPEALS:**

Pursuant to Rules 12 and 13 of this Honorable Court’s Rules of Practice and Procedure,
the undersigned, an attorney admitted to practice before this Court, hereby enters his appearance
as the appellate counsel for the appellant in the above-captioned case.

Respectfully submitted,

JARETT MERK, Lt Col, USAFR
Appellate Defense Counsel
Air Force Appellate Defense Division
1500 West Perimeter Road, Suite 1100
Joint Base Andrews NAF, MD 20762-6604

CERTIFICATE OF FILING AND SERVICE

I certify that the original and copies of the foregoing were sent via email to the Court and served on the Air Force Government Trial and Appellate Operations Division on 26 July 2024.

SAMANTHA M. CASTANIEN, Capt, USAF
Appellate Defense Counsel
Air Force Appellate Defense Division
1500 West Perimeter Road, Suite 1100
Joint Base Andrews NAF, MD 20762-6604

IN THE UNITED STATES AIR FORCE COURT OF CRIMINAL APPEALS

| | | |
|------------------------------------|---|----------------------------------|
| UNITED STATES, |) | MOTION FOR WITHDRAWAL OF |
| <i>Appellee,</i> |) | APPELLATE DEFENSE COUNSEL |
| |) | |
| v. |) | Before Panel No. 3 |
| |) | |
| Airman First Class (E-3) |) | No. ACM S32761 |
| JOANNIE M. SANTIAGO ROLDAN, |) | |
| United States Air Force, |) | 17 July 2024 |
| <i>Appellant.</i> |) | |

**TO THE HONORABLE, THE JUDGES OF THE
UNITED STATES AIR FORCE COURT OF CRIMINAL APPEALS:**

Pursuant to Rules 12(b), 12.4, and 23.3(h) of this Honorable Court’s Rules of Practice and Procedure, undersigned counsel respectfully requests to withdraw as counsel in the above-captioned case. Undersigned counsel is withdrawing to allow a more available appellate defense counsel take over Appellant’s case, as undersigned counsel currently has four cases prioritized over Appellant’s, which are delaying review of Appellant’s case. Lieutenant Colonel Jarett Merk has been detailed substitute counsel in undersigned counsel’s stead, and he intends to make a notice of appearance in accordance with Rule 12.4. A thorough turnover of the record between counsel has been completed.

Appellant has been advised of this motion to withdraw as counsel and consents to undersigned counsel’s withdrawal. A copy of this motion will be delivered to Appellant following its filing.

WHEREFORE, Appellant respectfully requests that this Honorable Court grant this motion.

Respectfully submitted,

SAMANTHA M. CASTANIEN, Capt, USAF
Appellate Defense Counsel
Air Force Appellate Defense Division
1500 West Perimeter Road, Suite 1100
Joint Base Andrews NAF, MD 20762-6604

CERTIFICATE OF FILING AND SERVICE

I certify that the original and copies of the foregoing were sent via email to the Court and served on the Appellate Government Division on 17 July 2024.

SAMANTHA M. CASTANIEN, Capt, USAF
Appellate Defense Counsel
Air Force Appellate Defense Division
1500 West Perimeter Road, Suite 1100
Joint Base Andrews NAF, MD 20762-6604

IN THE UNITED STATES AIR FORCE COURT OF CRIMINAL APPEALS

| | | |
|------------------------------------|---|---------------------|
| UNITED STATES, |) | MERITS BRIEF |
| <i>Appellee,</i> |) | |
| |) | |
| v. |) | Before Panel 3 |
| |) | |
| Airman First Class (E-3), |) | No. ACM S32761 |
| JOANNIE M. SANTIAGO ROLDAN, |) | |
| United States Air Force, |) | 9 August 2024 |
| <i>Appellant.</i> |) | |

**TO THE HONORABLE, THE JUDGES OF THE
UNITED STATES AIR FORCE COURT OF CRIMINAL APPEALS:**

The undersigned appellate defense counsel attests he has on behalf of the Appellant, A1C Joannie M. Santiago Roldan, carefully examined the record of trial in this case. Appellant does not admit the findings and sentence are correct in law and fact but submits the case to this Honorable Court on its merits with no specific assignments of error.

Respectfully submitted,

JARETT MERK, Lt Col, USAFR
Appellate Defense Counsel
Air Force Appellate Defense Division
1500 West Perimeter Road, Suite 1100
Joint Base Andrews NAF, MD 20762-6604

CERTIFICATE OF FILING AND SERVICE

I certify that the original and copies of the foregoing were sent via email to the Court and served on the Appellate Government Division on 9 August 2024.

Respectfully submitted,

JARETT MERK, Lt Col, USAFR
Appellate Defense Counsel
Air Force Appellate Defense Division
1500 West Perimeter Road, Suite 1100
Joint Base Andrews NAF, MD 20762-6604