

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

<b>UNITED STATES</b>	)	<b>MOTION FOR ENLARGEMENT OF</b>
<i>Appellee</i>	)	<b>TIME (FIRST)</b>
	)	
v.	)	Before Panel No. 2
	)	
Staff Sergeant (E-5)	)	No. ACM 40477
<b>JESUS A. GALERA</b>	)	
United States Air Force	)	31 July 2023
<i>Appellant</i>	)	

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

Pursuant to Rule 23.3(m)(2) of this Honorable Court’s Rules of Practice and Procedure, Appellant hereby moves for his first enlargement of time to file Assignments of Error. Appellant requests an enlargement for a period of 60 days, which will end on **6 October 2023**. The record of trial was docketed with this Court on 8 June 2023. From the date of docketing to the present date, 53 days have elapsed. On the date requested, 120 days will have elapsed.

Undersigned counsel notes that in Appellant’s record of trial, Appellant did not request that appellate defense counsel represent him. Appellant has since requested representation and undersigned counsel has been detailed as his appellate defense counsel.

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

Respectfully submitted,

SAMANTHA P. GOLSETH, 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 Government Trial and Appellate Operations Division on 31 July 2023.

Respectfully submitted,

SAMANTHA P. GOLSETH, 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
	)	
Staff Sergeant (E-5)	)	ACM 40477
JESUS A. GALERA, USAF,	)	
<i>Appellant.</i>	)	Panel No. 2
	)	

**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.

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 31 July 2023.

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**

<b>UNITED STATES</b>	)	<b>APPELLANT’S MOTION FOR</b>
<i>Appellee,</i>	)	<b>ENLARGEMENT OF TIME</b>
	)	<b>(SECOND)</b>
v.	)	
	)	Before Panel No. 3
Staff Sergeant (E-5)	)	
<b>JESUS A. GALERA,</b>	)	No. ACM 40477
United States Air Force,	)	
<i>Appellant.</i>	)	19 September 2023

**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 a second enlargement of time to file Assignments of Error. Appellant requests an enlargement for a period of 30 days, which will end on **5 November 2023**. The record of trial was docketed with this Court on 8 June 2023. From the date of docketing to the present date, 103 days have elapsed. On the date requested, 150 days will have elapsed.

On 31 January 2023, consistent with his pleas, Staff Sergeant (SSgt) Jesus A. Galera, Appellant, was convicted by a military judge at a general court-martial convened at Ramstein Air Base, Germany, of one charge and three specifications of abusive sexual contact in violation of Article 120, Uniform Code of Military Justice (UCMJ), 10 U.S.C. § 920, *Manual for Courts-Martial, United States* (2019 ed.) (2019 MCM), and one charge and two specifications of assault consummated by a battery under Article 128, UCMJ, 10 U.S.C. § 928, 2019 MCM. R. at 118; Charge Sheet, dated 7 June 2022. The Government withdrew and dismissed with prejudice one charge and two specifications of dereliction of duty and one specification of sexual assault. Statement of Trial Results, dated 3 February 2023; Charge Sheet, dated 7 June 2022.

The same day, the military judge sentenced SSgt Galera to a reprimand, reduction to the grade of E-1, forfeiture of all pay and allowances, total confinement for 14 months, and a

dishonorable discharge. R. at 173. The convening authority took no action on the findings or sentence. Convening Authority Decision on Action – *United States v. SSgt Jesus A. Galera*, dated 14 February 2023. On 21 February 2023, the military judge entered the above findings and sentence in the entry of judgment. Entry of Judgment, dated 21 February 2023.

The record of trial consists of three prosecution exhibits, five defense exhibits, three appellate exhibits, and three court exhibits. The transcript is 174 pages. Appellant is confined.

Through no fault of Appellant, undersigned counsel has been working on other assigned matters and has yet to complete her review of Appellant’s case. Appellant was informed of his right to a timely appeal and this request for an enlargement of time, and agrees with this request for an enlargement of time. This enlargement of time is necessary to allow undersigned counsel to fully review Appellant’s case and advise Appellant regarding potential errors.

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

Respectfully submitted,

SAMANTHA P. GOLSETH, Maj, 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 Government Trial and Appellate Operations Division on 19 September 2023.

Respectfully submitted,

SAMANTHA P. GOLSETH, Maj, 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
	)	
Staff Sergeant (E-5)	)	ACM 40477
JESUS A. GALERA, USAF,	)	
<i>Appellant.</i>	)	Panel No. 2
	)	

**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.

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 21 September 2023.

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**

<b>UNITED STATES</b>	)	<b>APPELLANT’S MOTION FOR</b>
<i>Appellee,</i>	)	<b>ENLARGEMENT OF TIME</b>
	)	<b>(THIRD)</b>
v.	)	
	)	Before Panel No. 3
Staff Sergeant (E-5)	)	
<b>JESUS A. GALERA,</b>	)	No. ACM 40477
United States Air Force,	)	
<i>Appellant.</i>	)	23 October 2023

**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 a third enlargement of time to file Assignments of Error. Appellant requests an enlargement for a period of 30 days, which will end on **5 December 2023**. The record of trial was docketed with this Court on 8 June 2023. From the date of docketing to the present date, 137 days have elapsed. On the date requested, 180 days will have elapsed.

On 31 January 2023, consistent with his pleas, Staff Sergeant (SSgt) Jesus A. Galera, Appellant, was convicted by a military judge at a general court-martial convened at Ramstein Air Base, Germany, of one charge and three specifications of abusive sexual contact in violation of Article 120, Uniform Code of Military Justice (UCMJ), 10 U.S.C. § 920, *Manual for Courts-Martial, United States* (2019 ed.) (2019 MCM), and one charge and two specifications of assault consummated by a battery under Article 128, UCMJ, 10 U.S.C. § 928, 2019 MCM. R. at 118; Charge Sheet, 7 June 2022. The Government withdrew and dismissed with prejudice one charge and two specifications of dereliction of duty and one specification of sexual assault. Statement of Trial Results, 3 February 2023; Charge Sheet, 7 June 2022.

The same day, the military judge sentenced SSgt Galera to a reprimand, reduction to the grade of E-1, forfeiture of all pay and allowances, 14 months’ confinement, and a dishonorable

discharge. R. at 173. The convening authority took no action on the findings or sentence. Convening Authority Decision on Action – *United States v. SSgt Jesus A. Galera*, 14 February 2023. On 21 February 2023, the military judge entered the above findings and sentence in the entry of judgment. Entry of Judgment, 21 February 2023.

The record of trial consists of three prosecution exhibits, five defense exhibits, three appellate exhibits, and three court exhibits. The transcript is 174 pages. Appellant is confined.

Through no fault of Appellant, undersigned counsel has been working on other assigned matters and has yet to complete her review of Appellant’s case. Appellant was informed of his right to a timely appeal and this request for an enlargement of time, and agrees with this request for an enlargement of time. This enlargement of time is necessary to allow undersigned counsel to fully review Appellant’s case and advise Appellant regarding potential errors.

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

Respectfully submitted,

SAMANTHA P. GOLSETH, Maj, 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 Government Trial and Appellate Operations Division on 23 October 2023.

Respectfully submitted,

SAMANTHA P. GOLSETH, Maj, 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
	)	
Staff Sergeant (E-5)	)	ACM 40477
JESUS A. GALERA, 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 24 October 2023.

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**

<b>UNITED STATES,</b>	)	<b>APPELLANT’S MOTION FOR</b>
<i>Appellee,</i>	)	<b>ENLARGEMENT OF TIME</b>
	)	<b>(FIFTH)</b>
v.	)	
	)	Before Panel No. 3
Staff Sergeant (E-5)	)	
<b>JESUS A. GALERA,</b>	)	No. ACM 40477
United States Air Force,	)	
<i>Appellant.</i>	)	28 December 2023

**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 a fifth enlargement of time to file Assignments of Error. Appellant requests an enlargement for a period of 30 days, which will end on **3 February 2024**. The record of trial was docketed with this Court on 8 June 2023. From the date of docketing to the present date, 203 days have elapsed. On the date requested, 240 days will have elapsed.

On 31 January 2023, consistent with his pleas, Staff Sergeant (SSgt) Jesus A. Galera, Appellant, was convicted by a military judge at a general court-martial convened at Ramstein Air Base, Germany, of one charge and three specifications of abusive sexual contact in violation of Article 120, Uniform Code of Military Justice (UCMJ), 10 U.S.C. § 920, *Manual for Courts-Martial, United States* (2019 ed.) (2019 MCM), and one charge and two specifications of assault consummated by a battery under Article 128, UCMJ, 10 U.S.C. § 928, 2019 MCM. R. at 118; Charge Sheet, 7 June 2022. The Government withdrew and dismissed with prejudice one charge and two specifications of dereliction of duty and one specification of sexual assault. Statement of Trial Results, 3 February 2023; Charge Sheet, 7 June 2022.

The same day, the military judge sentenced SSgt Galera to a reprimand, reduction to the grade of E-1, forfeiture of all pay and allowances, 14 months’ confinement, and a dishonorable



discharge. R. at 173. The convening authority took no action on the findings or sentence. Convening Authority Decision on Action – *United States v. SSgt Jesus A. Galera*, 14 February 2023. On 21 February 2023, the military judge entered the above findings and sentence in the entry of judgment. Entry of Judgment, 21 February 2023.

The record of trial consists of three prosecution exhibits, five defense exhibits, three appellate exhibits, and three court exhibits. The transcript is 174 pages. SSgt Galera is confined.

Through no fault of SSgt Galera, undersigned counsel has been working on other assigned matters and has yet to complete her review of his case. SSgt Galera was informed of his right to a timely appeal and this request for an enlargement of time, and agrees with this request for an enlargement of time. This enlargement of time is necessary to allow undersigned counsel to fully review his case and advise him regarding potential errors.

Pursuant to A.F. CT. CRIM. APP. R. 23.3(m)(6), undersigned counsel also provides the following information: undersigned counsel currently represents 28 clients and is presently assigned 13 cases pending initial brief before this Court. Five cases pending before this Court currently have priority over the present case:

1. *United States v. Donley*, No. ACM 40350 – The record of trial consists of 7 prosecution exhibits, 4 defense exhibits, 1 court exhibit, and 66 appellate exhibits. The transcript is 1233 pages. The appellant is confined and undersigned counsel is reviewing his record and drafting his assignments of error.
2. *United States v. George*, No. ACM 40397 – The record of trial consists of 3 prosecution exhibits, 12 defense exhibits, 1 court exhibit, and 22 appellate exhibits. The transcript is 779 pages. The appellant is not confined.

3. *United States v. Christensen*, No. ACM 40408 – The record of trial consists of 4 prosecution exhibits, 14 defense exhibits, 3 court exhibits, and 31 appellate exhibits. The appellant is not confined.
4. *United States v. Gubicza*, No. ACM 40464 - The record of trial consists of 3 prosecution exhibits, 23 defense exhibits, and 4 appellate exhibits. The transcript is 96 pages. Appellant is confined.
5. *United States v. Goodwater*, No. ACM 40304 (f rev) – The record of trial consists of 18 prosecution exhibits, 5 defense exhibits, and 26 appellate exhibits. The transcript is 413 pages. The appellant is confined.

Since requesting Appellant's fourth enlargement of time, undersigned counsel prepared for moot arguments, sat as a moot judge, and gave argument before the United States Court of Appeals for the Armed Forces (CAAF) on 6 December 2023 in *United States v. Cole*, USCA Dkt. No. 23-0162/AF, No. ACM 40189. She also filed a brief on behalf of the appellant in *United States v. Kight*, No. ACM 40337, prepared to sit as a moot judge today, 28 December 2023, in preparation for two upcoming oral arguments before CAAF, and was on leave for ten days for a family health emergency.

**WHEREFORE**, SSgt Galera respectfully requests this Honorable Court grant the requested enlargement of time.

Respectfully submitted,

SAMANTHA P. GOLSETH, Maj, 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 Government Trial and Appellate Operations Division on 28 December 2023.

Respectfully submitted,

SAMANTHA P. GOLSETH, Maj, 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
	)	
Staff Sergeant (E-5)	)	ACM 40477
JESUS A. GALERA, 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 3 January 2024.

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

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

UNITED STATES <i>Appellee</i>	)	No. ACM 40477
	)	
	)	
v.	)	
	)	<b>ORDER</b>
Jesus A. GALERA Staff Sergeant (E-5) U.S. Air Force <i>Appellant</i>	)	
	)	Panel 3

On 28 December 2023, 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 3d day of January, 2024,

**ORDERED:**

Appellant’s Motion for Enlargement of Time (Fifth) is **GRANTED**. Appellant shall file any assignments of error not later than **3 February 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 advised of the request for an enlargement of time, and (3) whether Appellant agrees with the request for an enlargement of time.



FOR THE COURT

*Carol K. Joyce*

CAROL K. JOYCE  
Clerk of the Court

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

<b>UNITED STATES,</b>	)	<b>APPELLANT’S MOTION FOR</b>
<i>Appellee,</i>	)	<b>ENLARGEMENT OF TIME</b>
	)	<b>(SIXTH)</b>
v.	)	
	)	Before Panel No. 3
Staff Sergeant (E-5)	)	
<b>JESUS A. GALERA,</b>	)	No. ACM 40477
United States Air Force,	)	
<i>Appellant.</i>	)	25 January 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 a sixth enlargement of time to file Assignments of Error. Appellant requests an enlargement for a period of 30 days, which will end on **4 March 2024**. The record of trial was docketed with this Court on 8 June 2023. From the date of docketing to the present date, 231 days have elapsed. On the date requested, 270 days will have elapsed.

On 31 January 2023, consistent with his pleas, Staff Sergeant (SSgt) Jesus A. Galera, Appellant, was convicted by a military judge at a general court-martial convened at Ramstein Air Base, Germany, of one charge and three specifications of abusive sexual contact in violation of Article 120, Uniform Code of Military Justice (UCMJ), 10 U.S.C. § 920, *Manual for Courts-Martial, United States* (2019 ed.) (2019 MCM), and one charge and two specifications of assault consummated by a battery under Article 128, UCMJ, 10 U.S.C. § 928, 2019 MCM. R. at 118; Charge Sheet, 7 June 2022. The Government withdrew and dismissed with prejudice one charge and two specifications of dereliction of duty and one specification of sexual assault. Statement of Trial Results, 3 February 2023; Charge Sheet, 7 June 2022.

The same day, the military judge sentenced SSgt Galera to a reprimand, reduction to the grade of E-1, forfeiture of all pay and allowances, 14 months’ confinement, and a dishonorable

discharge. R. at 173. The convening authority took no action on the findings or sentence. Convening Authority Decision on Action – *United States v. SSgt Jesus A. Galera*, 14 February 2023. On 21 February 2023, the military judge entered the above findings and sentence in the entry of judgment. Entry of Judgment, 21 February 2023.

The record of trial consists of three prosecution exhibits, five defense exhibits, three appellate exhibits, and three court exhibits. The transcript is 174 pages. SSgt Galera is confined.

Through no fault of SSgt Galera, undersigned counsel has been working on other assigned matters and has yet to complete her review of his case. SSgt Galera was informed of his right to a timely appeal and this request for an enlargement of time, and agrees with this request for an enlargement of time. This enlargement of time is necessary to allow undersigned counsel to fully review his case and advise him regarding potential errors.

Pursuant to A.F. CT. CRIM. APP. R. 23.3(m)(6), undersigned counsel also provides the following information: undersigned counsel currently represents 36 clients and is presently assigned 17 cases pending initial brief before this Court. Four cases pending before this Court currently have priority over the present case:

1. *United States v. George*, No. ACM 40397 – The record of trial consists of 3 prosecution exhibits, 12 defense exhibits, 1 court exhibit, and 22 appellate exhibits. The transcript is 779 pages. The appellant is not confined and undersigned counsel is reviewing his record and anticipates filing his assignments of error no later than 27 February 2024.
2. *United States v. Christensen*, No. ACM 40408 – The record of trial consists of 4 prosecution exhibits, 14 defense exhibits, 3 court exhibits, and 31 appellate exhibits. The appellant is not confined.



3. *United States v. Gubicza*, No. ACM 40464 - The record of trial consists of 3 prosecution exhibits, 23 defense exhibits, and 4 appellate exhibits. The transcript is 96 pages. Appellant is confined.
4. *United States v. Goodwater*, No. ACM 40304 (f rev) – The record of trial consists of 18 prosecution exhibits, 5 defense exhibits, and 26 appellate exhibits. The transcript is 413 pages. The appellant is confined.

Since requesting Appellant's fifth enlargement of time, undersigned counsel prepared for and participated in four moot arguments; drafted assignments of error in *United States v. Donley*, No. ACM 40350 (a case which involved 7 prosecution exhibits, 4 defense exhibits, 1 court exhibit, and 66 appellate exhibits, and 1233 transcript pages), filed on 22 January 2024; and researched, assisted in drafting, and edited the Petitioner's Reply Brief before the U.S. Supreme Court in *Martinez et. al. v. United States*, No. 23-242, filed 9 January 2024.

**WHEREFORE**, SSgt Galera respectfully requests this Honorable Court grant the requested enlargement of time.

Respectfully submitted,

SAMANTHA P. GOLSETH, Maj, 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 Government Trial and Appellate Operations Division on 25 January 2024.

Respectfully submitted,

SAMANTHA P. GOLSETH, Maj, 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**

<b>UNITED STATES,</b>	)	<b>APPELLANT’S MOTION FOR</b>
<i>Appellee,</i>	)	<b>ENLARGEMENT OF TIME</b>
	)	<b>(SEVENTH)</b>
v.	)	
	)	Before Panel No. 3
Staff Sergeant (E-5)	)	
<b>JESUS A. GALERA,</b>	)	No. ACM 40477
United States Air Force,	)	
<i>Appellant.</i>	)	21 February 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 a seventh enlargement of time to file Assignments of Error. Appellant requests an enlargement for a period of 30 days, which will end on **3 April 2024**. The record of trial was docketed with this Court on 8 June 2023. From the date of docketing to the present date, 258 days have elapsed. On the date requested, 300 days will have elapsed.

On 31 January 2023, consistent with his pleas, Staff Sergeant (SSgt) Jesus A. Galera, Appellant, was convicted by a military judge at a general court-martial convened at Ramstein Air Base, Germany, of one charge and three specifications of abusive sexual contact in violation of Article 120, Uniform Code of Military Justice (UCMJ), 10 U.S.C. § 920, *Manual for Courts-Martial, United States* (2019 ed.) (2019 MCM), and one charge and two specifications of assault consummated by a battery under Article 128, UCMJ, 10 U.S.C. § 928, 2019 MCM. R. at 118; Charge Sheet, 7 June 2022. The Government withdrew and dismissed with prejudice one charge and two specifications of dereliction of duty and one specification of sexual assault. Statement of Trial Results, 3 February 2023; Charge Sheet, 7 June 2022.

The same day, the military judge sentenced SSgt Galera to a reprimand, reduction to the grade of E-1, forfeiture of all pay and allowances, 14 months’ confinement, and a dishonorable

discharge. R. at 173. The convening authority took no action on the findings or sentence. Convening Authority Decision on Action – *United States v. SSgt Jesus A. Galera*, 14 February 2023. On 21 February 2023, the military judge entered the above findings and sentence in the entry of judgment. Entry of Judgment, 21 February 2023.

The record of trial consists of three prosecution exhibits, five defense exhibits, three appellate exhibits, and three court exhibits. The transcript is 174 pages. SSgt Galera is confined.

Through no fault of SSgt Galera, undersigned counsel has been working on other assigned matters and has yet to complete her review of his case. SSgt Galera was informed of his right to a timely appeal and this request for an enlargement of time, and agrees with this request for an enlargement of time. This enlargement of time is necessary to allow undersigned counsel to fully review his case and advise him regarding potential errors.

Pursuant to A.F. CT. CRIM. APP. R. 23.3(m)(6), undersigned counsel also provides the following information: undersigned counsel currently represents 29 clients and is presently assigned 17 cases pending initial brief before this Court. Three cases pending before this Court currently have priority over the present case:

1. *United States v. George*, No. ACM 40397 – The record of trial consists of 3 prosecution exhibits, 12 defense exhibits, 1 court exhibit, and 22 appellate exhibits. The transcript is 779 pages. The appellant is not confined and undersigned counsel is finalizing his assignments of error for filing by or before 27 February 2024.
2. *United States v. Christensen*, No. ACM 40408 – The record of trial consists of 4 prosecution exhibits, 14 defense exhibits, 3 court exhibits, and 31 appellate exhibits. The appellant is not confined and undersigned counsel is reviewing his record.

3. *United States v. Gubicza*, No. ACM 40464 - The record of trial consists of 3 prosecution exhibits, 23 defense exhibits, and 4 appellate exhibits. The transcript is 96 pages. Appellant is confined.

Since requesting Appellant's sixth enlargement of time, undersigned counsel reviewed *United States v. George Jr.*, No. ACM 40397, and is currently finalizing her drafted assignments of error for that case which will be filed on or before 27 February 2024; prepared for and participated in two moot arguments; and attended arguments before the Court of Appeals for the Armed Forces (CAAF) on 7 February 2024. During the requested enlargement of time, in addition to filing the appellant's brief in *United States v. George Jr.*, No. ACM 40397, and further reviewing the record of trial in *United States v. Christensen*, No. ACM 40408, undersigned counsel anticipates needing to draft reply briefs in *United States v. Donley*, No. ACM 40350 and *United States v. Kight*, No. ACM 40337. Additionally, undersigned counsel will be preparing for and participating in three moot arguments between 23 February 2024 and 4 March 2024, and will attend the CAAF argument on 6 March 2024.

**WHEREFORE**, SSgt Galera respectfully requests this Honorable Court grant the requested enlargement of time.

Respectfully submitted,

SAMANTHA P. GOLSETH, Maj, 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 Government Trial and Appellate Operations Division on 21 February 2024.

Respectfully submitted,

SAMANTHA P. GOLSETH, Maj, 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'
<i>Appellee,</i>	)	OPPOSITION TO APPELLANT'S
	)	MOTION FOR ENLARGEMENT
v.	)	OF TIME
	)	
Staff Sergeant (E-5)	)	ACM 40477
JESUS A. GALERA, 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 opposition to Appellant's Motion for Enlargement of Time.

The United States respectfully maintains that short of a death penalty case or other extraordinary circumstances, it should not take any appellant nearly a year to submit an assignment of error to this Court. If Appellant's new delay request is granted, the defense delay in this case will be 300 days in length. Appellant's nearly year-long delay practically ensures this Court will not be able to issue a decision that complies with out superior Court's appellate processing standards. Appellant has already consumed almost two-thirds of the 18-month standard for this Court to issue a decision, which only leaves about 8 months combined for the United States and this Court to perform their separate statutory responsibilities. It appears that Appellant's counsel has not completed review of the record of trial at this late stage of the appellate process.

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 22 February 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**

<b>UNITED STATES,</b>	)	<b>APPELLANT’S MOTION FOR</b>
<i>Appellee,</i>	)	<b>ENLARGEMENT OF TIME</b>
	)	<b>(EIGHTH)</b>
v.	)	
	)	Before Panel No. 3
Staff Sergeant (E-5)	)	
<b>JESUS A. GALERA,</b>	)	No. ACM 40477
United States Air Force,	)	
<i>Appellant.</i>	)	22 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 (6) of this Honorable Court’s Rules of Practice and Procedure, Staff Sergeant (SSgt) Jesus A. Galera, Appellant, hereby moves for an eighth enlargement of time to file his assignments of error. Appellant requests an enlargement for a period of 30 days, which will end on **3 May 2024**. The record of trial was docketed with this Court on 8 June 2023. From the date of docketing to the present date, 288 days have elapsed. On the date requested, 330 days will have elapsed.

On 31 January 2023, consistent with his pleas, SSgt Galera was convicted by a military judge at a general court-martial convened at Ramstein Air Base, Germany, of one charge and three specifications of abusive sexual contact in violation of Article 120, Uniform Code of Military Justice (UCMJ), 10 U.S.C. § 920 (2019), and one charge and two specifications of assault consummated by a battery under Article 128, UCMJ, 10 U.S.C. § 928 (2019). R. at 118; Charge Sheet, 7 June 2022. The Government withdrew and dismissed with prejudice one charge and two specifications of dereliction of duty and one specification of sexual assault. Statement of Trial Results, 3 February 2023; Charge Sheet, 7 June 2022.

The same day, the military judge sentenced SSgt Galera to a reprimand, reduction to the grade of E-1, forfeiture of all pay and allowances, 14 months’ confinement, and a dishonorable

discharge. R. at 173. The convening authority took no action on the findings or sentence. Convening Authority Decision on Action – *United States v. SSgt Jesus A. Galera*, 14 February 2023. On 21 February 2023, the military judge entered the above findings and sentence in the entry of judgment. Entry of Judgment, 21 February 2023.

The record of trial consists of three prosecution exhibits, five defense exhibits, three appellate exhibits, and three court exhibits. The transcript is 174 pages. SSgt Galera is confined but will soon be released.

Through no fault of SSgt Galera, undersigned counsel has been working on other assigned matters and has yet to complete her review of his case. SSgt Galera was informed of his right to a timely appeal and this request for an enlargement of time and agrees with this request for an enlargement of time. This enlargement of time is necessary to allow undersigned counsel to fully review his case and advise him regarding potential errors.

Pursuant to A.F. CT. CRIM. APP. R. 23.3(m)(6), undersigned counsel also provides the following information: undersigned counsel currently represents 30 clients and is presently assigned 18 cases pending initial brief before this Court. Four cases currently have priority over the present case:

1. *United States v. Gubicza*, No. ACM 40464 – The record of trial consists of 3 prosecution exhibits, 23 defense exhibits, and 4 appellate exhibits. The transcript is 96 pages. The appellant is confined. Undersigned counsel is reviewing the record of trial and anticipates filing any assignments of error on or before 11 April 2024.
2. Before the United States Court of Appeals for the Armed Forces (CAAF), undersigned counsel anticipates filing a petition and supplemental brief in *United States v. Bickford*, No. ACM 40326, which is due on 9 April 2024.

3. Before the CAAF, undersigned counsel anticipates filing a petition and supplemental brief in *United States v. Stanford*, No. ACM 40327, which is also due on 9 April 2024.
4. *United States v. Carlisle*, Misc. Dkt. No. 2024-03 – The Government filed the record of trial and notice of an intent to appeal pursuant Article 62, UCMJ, 10 U.S.C. § 862. The Government’s supporting brief is due on 7 April 2024. Undersigned counsel represents the appellee and anticipates the appellee’s answer will be due on 28 April 2024, or sooner if the Government’s brief is filed early. In accordance with Article 62(b), UCMJ, and Rule 20(d) of this Honorable Court’s Rules of Practice and Procedure, undersigned counsel will give priority to this appeal.

During the requested enlargement of time, in addition to the above priorities, undersigned counsel anticipates drafting a reply brief in *United States v. George*, No. ACM 40397. Additionally, undersigned counsel will be on leave on

Since requesting SSgt Galera’s seventh enlargement of time, undersigned counsel filed seven assignments of error in *United States v. George*, No. ACM 40397; completed her review, researched all potential issues, and advised the appellant in *United States v. Christensen*, No. ACM 40408; researched a potential motion to this Honorable Court; prepared for and participated in four moot arguments; attended one-day of arguments at the CAAF and one argument before this Honorable Court; and reviewed four records of trial in order to advise servicemembers regarding their opportunity to appeal to this Honorable Court.

**WHEREFORE**, SSgt Galera respectfully requests this Honorable Court grant the requested enlargement of time.

Respectfully submitted,

SAMANTHA P. GOLSETH, Maj, 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 Government Trial and Appellate Operations Division on 22 March 2024.

Respectfully submitted,

SAMANTHA P. GOLSETH, Maj, 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'
<i>Appellee,</i>	)	OPPOSITION TO APPELLANT'S
	)	MOTION FOR ENLARGEMENT
v.	)	OF TIME
	)	
Staff Sergeant (E-5)	)	ACM 40477
JESUS A. GALERA, 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 opposition to Appellant's Motion for Enlargement of Time.

The United States respectfully maintains that short of a death penalty case or other extraordinary circumstances, it should not take any appellant nearly a year to submit an assignment of error to this Court. If Appellant's new delay request is granted, the defense delay in this case will be 330 days in length. Appellant's nearly year-long delay practically ensures this Court will not be able to issue a decision that complies with out superior Court's appellate processing standards. Appellant has already consumed almost two-thirds of the 18-month standard for this Court to issue a decision, which only leaves about 7 months combined for the United States and this Court to perform their separate statutory responsibilities. It appears that Appellant's counsel has not completed review of the record of trial at this late stage of the appellate process.

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 25 March 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

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

UNITED STATES	)	No. ACM 40477
<i>Appellee</i>	)	
	)	
v.	)	
	)	<b>ORDER</b>
Jesus A. GALERA	)	
Staff Sergeant (E-5)	)	
U.S. Air Force	)	
<i>Appellant</i>	)	<b>Panel 3</b>

On 22 March 2024, counsel for Appellant submitted a Motion for Enlargement of Time (Eighth) 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 26th day of March, 2024,

**ORDERED:**

Appellant’s Motion for Enlargement of Time (Eighth) is **GRANTED**. Appellant shall file any assignments of error not later than **3 May 2024**.

Appellant’s counsel is advised that given the number of enlargements granted thus far, the court will continue to closely examine any further requests for an enlargement of time.



FOR THE COURT

*OLGA STANFORD*, Capt, USAF  
Commissioner

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

<b>UNITED STATES,</b>	)	<b>APPELLANT’S MOTION FOR</b>
<i>Appellee,</i>	)	<b>ENLARGEMENT OF TIME</b>
	)	<b>(NINTH)</b>
v.	)	
	)	Before Panel No. 3
Staff Sergeant (E-5)	)	
<b>JESUS A. GALERA,</b>	)	No. ACM 40477
United States Air Force,	)	
<i>Appellant.</i>	)	22 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 (6) of this Honorable Court’s Rules of Practice and Procedure, Staff Sergeant (SSgt) Jesus A. Galera, Appellant, hereby moves for a ninth and final enlargement of time (EOT) to file his assignments of error. Appellant requests an enlargement for a period of 30 days, which will end on **2 June 2024**. The record of trial was docketed with this Court on 8 June 2023. From the date of docketing to the present date, 319 days have elapsed. On the date requested, 360 days will have elapsed.

On 31 January 2023, consistent with his pleas, SSgt Galera was convicted by a military judge at a general court-martial convened at Ramstein Air Base, Germany, of one charge and three specifications of abusive sexual contact in violation of Article 120, Uniform Code of Military Justice (UCMJ), 10 U.S.C. § 920 (2019), and one charge and two specifications of assault consummated by a battery under Article 128, UCMJ, 10 U.S.C. § 928 (2019). R. at 118; Charge Sheet, 7 June 2022. The Government withdrew and dismissed with prejudice one charge and two specifications of dereliction of duty and one specification of sexual assault. Statement of Trial Results, 3 February 2023; Charge Sheet, 7 June 2022.

The same day, the military judge sentenced SSgt Galera to a reprimand, reduction to the grade of E-1, forfeiture of all pay and allowances, 14 months’ confinement, and a dishonorable

discharge. R. at 173. The convening authority took no action on the findings or sentence. Convening Authority Decision on Action – *United States v. SSgt Jesus A. Galera*, 14 February 2023. On 21 February 2023, the military judge entered the above findings and sentence in the entry of judgment. Entry of Judgment, 21 February 2023.

The record of trial consists of three prosecution exhibits, five defense exhibits, three appellate exhibits, and three court exhibits. The transcript is 174 pages. SSgt Galera is no longer confined.

Through no fault of SSgt Galera, undersigned counsel has been working on other assigned matters and has yet to complete her review of his case. SSgt Galera was informed of his right to a timely appeal and this request for an enlargement of time and he agrees with this request for an enlargement of time. This enlargement of time is necessary to allow undersigned counsel to complete the cases which have priority over SSgt Galera's case and then fully review SSgt Galera's case and advise him regarding potential errors.

Pursuant to A.F. CT. CRIM. APP. R. 23.3(m)(6), undersigned counsel also provides the following information: undersigned counsel currently represents 28 clients and is presently assigned 17 cases pending initial brief before this Court. Five cases currently have priority over the present case:

1. *United States v. Carlisle*, Misc. Dkt. No. 2024-03 – The Government filed a supporting brief for its Article 62, UCMJ, appeal on 8 April 2024. In accordance with Article 62(b), UCMJ, and A.F. CT. CRIM. APP. R. 20(d), appellee's answer is undersigned counsel's number one priority and is due on 29 April 2024. *See* A.F. CT. CRIM. APP. R. 15. The record consists of trial consists of 8 volumes, 30 appellate exhibits, and 171 transcript pages.

2. *United States v. George*, No. ACM 40397 – On 18 April 2024, this Honorable Court ordered briefs be filed on a specified issue, not later than 8 May 2024.
3. *United States v. Kight*, No. ACM 40337 – Also due not later than 8 May 2024, before the United States Court of Appeals for the Armed Forces (CAAF), undersigned counsel will file a petition and supplemental brief. Undersigned counsel needs to complete her second round of edits to the drafted supplemental brief.
4. *United States v. Gubicza*, No. ACM 40464 – The record of trial consists of 3 prosecution exhibits, 23 defense exhibits, and 4 appellate exhibits. The transcript is 96 pages. The appellant is confined. Undersigned counsel reviewed the record of trial and anticipates filing any assignments of error on or before 11 May 2024. The filing of the appellant’s assignments of error was forestalled by undersigned counsel’s discovery that the appellant never received a copy of his record of trial. She therefore worked with the Government Trial and Appellate Operations Division to move for a consent EOT. This EOT allowed the Government time to send appellant a copy of his record of trial and undersigned counsel is now consulting with appellant after receipt.
5. *United States v. Blackburn*, 40303 (f rev) – Due not later than 29 May 2024, before the United States Court of Appeals for the Armed Forces (CAAF), undersigned counsel will file a petition and supplemental brief. Undersigned counsel needs time to draft the appellant’s supplemental brief.

During the requested enlargement of time, in addition to the above priorities, undersigned counsel will also be managing the following priorities:

- *Teaching three courses for a new Senior Defense Qualification Course at AFJAGS.*  
Given that this a new course, which will require the attendees to pass a certification

test after the course instruction ends, undersigned counsel needs sufficient time to prepare. Undersigned counsel will be traveling to, and teaching the three courses in person, at Maxwell Air Force Base, Alabama, on

- *Attending the CAAF CLE Program in-person.* Undersigned counsel is required to attend this program for two full days of in-person instruction on

Additionally, undersigned counsel has been authorized to take leave on \_\_\_\_\_ and

Since requesting SSgt Galera's eighth enlargement of time, undersigned counsel filed a petition and supplemental brief in *United States v. Bickford*, No. ACM 40326, and *United States v. Stanford*, No. ACM 40327, and briefs on further review in *United States v. Portillos*, No. ACM 40305 (f rev), and *United States v. Donley*, No. ACM 40350 (f rev). She also prepared for and participated in four moot arguments.

**WHEREFORE**, SSgt Galera respectfully requests this Honorable Court grant the requested enlargement of time.

Respectfully submitted,

SAMANTHA P. GOLSETH, Maj, 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 Government Trial and Appellate Operations Division on 22 April 2024.

Respectfully submitted,

SAMANTHA P. GOLSETH, Maj, 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'
<i>Appellee,</i>	)	OPPOSITION TO APPELLANT'S
	)	MOTION FOR ENLARGEMENT
v.	)	OF TIME
	)	
Staff Sergeant (E-5)	)	ACM 40477
JESUS A. GALERA, 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 opposition to Appellant's Motion for Enlargement of Time.

The United States respectfully maintains that short of a death penalty case or other extraordinary circumstances, it should not take any appellant nearly a year to submit an assignment of error to this Court. If Appellant's new delay request is granted, the defense delay in this case will be 360 days in length. Appellant's nearly year-long delay practically ensures this Court will not be able to issue a decision that complies with out superior Court's appellate processing standards. Appellant has already consumed almost two-thirds of the 18-month standard for this Court to issue a decision, which only leaves about 6 months combined for the United States and this Court to perform their separate statutory responsibilities. It appears that Appellant's counsel has not completed review of the record of trial at this late stage of the appellate process.



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 22 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,**  
*Appellee,*

v.

Staff Sergeant (E-5)  
**JESUS A. GALERA,**  
United States Air Force,  
*Appellant.*

**MOTION TO WITHDRAW FROM  
APPELLATE REVIEW AND ATTACH**

Before Panel No. 3

No. ACM 40477

30 May 2024

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

Pursuant to Rule 16 and 23.3(i) of this Honorable Court’s Rules of Practice and Procedure, and Rule for Courts-Martial (R.C.M.) 1115, Staff Sergeant (SSgt) Jesus A. Galera, Appellant, moves to withdraw his case from appellate review.

SSgt Galera has fully consulted with Major Samantha P. Golseth, his appellate defense counsel, regarding this motion to withdraw. No person has compelled, coerced, or induced him by force, promises of clemency, or otherwise, to withdraw his case from appellate review. Further, pursuant to Rules 16.1, 23(b), and 23.3(b) of this Honorable Court’s Rules of Practice and Procedure, undersigned counsel asks this Honorable Court to attach the two-page document appended to this pleading to the record of this proceeding. The appended document is necessary to comply with R.C.M. 1115(d) and R.C.M. 1115(e).

**WHEREFORE**, SSgt Galera respectfully requests this Honorable Court grant this motion to withdraw from appellate review, and to grant this request to attach matters to the record.

Respectfully submitted,

SAMANTHA P. GOLSETH, Maj, 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 30 May 2024.

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