

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

UNITED STATES	)	No. ACM 40877
<i>Appellee</i>	)	
	)	
v.	)	
	)	ORDER
Charles E. BANKS	)	
Captain (O-3)	)	
U.S. Air Force	)	
<i>Appellant</i>	)	Panel 1

On 26 October 2025, counsel for Appellant submitted a Motion for Enlargement of Time (First) requesting an additional 60 days to submit Appellant's assignments of error. The Government opposed 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 31st day of October, 2025,

ORDERED:

Appellant's Motion for Enlargement of Time (First) is **GRANTED**. Appellant shall file any assignments of error not later than **7 January 2026**.

Each request for an enlargement of time will be considered on its merits. Appellant's counsel is advised that any subsequent motions for enlargement of time shall include, in addition to matters required under this court's Rules of Practice and Procedure, statements 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.




JACOB B. HOEFERKAMP, Capt, USAF
Chief Commissioner

IN THE UNITED STATES AIR FORCE COURT OF CRIMINAL APPEALS

UNITED STATES	)	APPELLANT’S MOTION FOR
<i>Appellee</i>	)	ENLARGEMENT OF TIME (FIRST)
	)	
v.	)	Before Panel 1
	)	
Captain (O-3)	)	No. ACM 40877
CHARLES E. BANKS	)	
United States Air Force	)	26 October 2025
<i>Appellant.</i>	)	

**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 his first enlargement of time to file an Assignment of Error (AOE). Appellant requests an enlargement for a period of 60 days, which will end on **7 January 2026**. This case was docketed with this Court on **9 September 2025**. From the date of docketing to the present date, 46 days have elapsed. On the date requested, 120 days will have elapsed.

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

Respectfully submitted,

[Redacted Signature]

OLGA STANFORD, Capt, USAF
Appellate Defense Counsel

[Redacted Address]

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 26 October 2025.

Respectfully submitted,

[REDACTED]

OLGA STANFORD, Capt, USAF
Appellate Defense Counsel

[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]

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
	)	OF TIME
v.	)	
	)	
	)	Before Panel No. 1
Captain (O-3)	)	
CHARLES E. BANKS,	)	No. ACM 40877
United States Air Force,	)	
<i>Appellant.</i>	)	
	)	28 October 2025

**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.

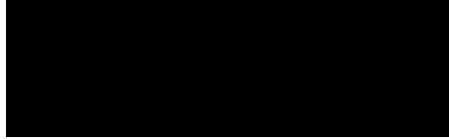
[REDACTED]

VANESSA BAIROS, Maj, USAF
Appellate Government Counsel

[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]

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 28 October 2025.



VANESSA BAIROS, Maj, USAF
Appellate Government Counsel



IN THE UNITED STATES AIR FORCE COURT OF CRIMINAL APPEALS

UNITED STATES	)	APPELLANT’S MOTION FOR
<i>Appellee</i>	)	ENLARGEMENT OF TIME (SECOND)
	)	
v.	)	Before Panel 1
	)	
Captain (O-3)	)	No. ACM 40877
CHARLES E. BANKS	)	
United States Air Force	)	17 December 2025
<i>Appellant.</i>	)	

**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 his second enlargement of time to file an Assignment of Error (AOE) brief. Appellant requests an enlargement for a period of 30 days, which will end on **6 February 2026**. This case was docketed with this Court on 9 September 2025. From the date of docketing to the present date, 99 days have elapsed. On the date requested, 150 days will have elapsed.

On 28 March 2025, Appellant was tried by a general court-martial consisting of a military judge alone at Tinker Air Force Base, Oklahoma. Record (R). at 1–2. Consistent with his pleas, the military judge found Appellant guilty of wrongful use of delta-9-tetrahydrocannabinol in violation of Article 112a, Uniform Code of Military Justice, 10 U.S.C. § 912a. R. at 14, 67. On 28 March 2025, the military judge sentenced Appellant to be dismissed from service. R. at 96. The convening authority took no action on the findings or the sentence. Record of Trial (ROT), Vol. 1, Convening Authority Decision on Action – United States v. Captain Charles E. Banks.

The digital record of trial is 1331 pages, consisting of twelve appellate exhibits and six prosecution exhibits. The transcript is 97 pages.

Through no fault of Appellant, the undersigned counsel has been unable to complete her review and prepare a brief of Appellant's case. An enlargement of time is necessary to allow counsel time to fully review Appellant's case and advise Appellant regarding potential errors. Appellant has provided limited consent to disclose confidential communications, wherein:

- (1) Appellant has been advised of his right to a timely appeal.
- (2) Appellant has been advised of this request for enlargement of time.
- (3) Appellant has been apprised of the status of undersigned counsel's progress on his case.
- (4) Appellant has specifically consented to this enlargement of time.

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

Respectfully submitted,

[REDACTED]

OLGA STANFORD, Capt, USAF
Appellate Defense Counsel

[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]

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 17 December 2025.

Respectfully submitted,

A large black rectangular redaction box covering the signature of Olga Stanford.

OLGA STANFORD, Capt, USAF
Appellate Defense Counsel

Four horizontal black rectangular redaction boxes covering contact information, likely a phone number and email address.

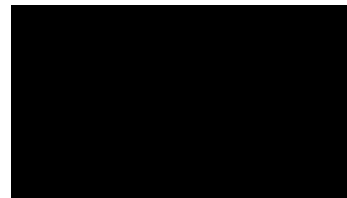
IN THE UNITED STATES AIR FORCE COURT OF CRIMINAL APPEALS

UNITED STATES,	)	UNITED STATES' GENERAL
<i>Appellee,</i>	)	OPPOSITION TO APPELLANT'S
	)	MOTION FOR ENLARGEMENT
v.	)	OF TIME
	)	
Captain (O-3)	)	Before Panel No. 1
CHARLES E. BANKS,	)	
United States Air Force,	)	No. ACM 40877
<i>Appellant.</i>	)	
	)	19 December 2025
	)	

**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.

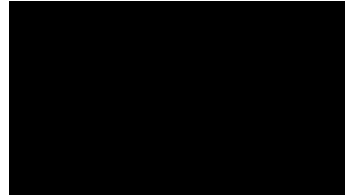


KATE E. LEE, Maj, USAF
Appellate Government Counsel



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 19 December 2025.



KATE E. LEE, Maj, USAF
Appellate Government Counsel



IN THE UNITED STATES AIR FORCE COURT OF CRIMINAL APPEALS

UNITED STATES	)	APPELLANT’S MOTION FOR
<i>Appellee</i>	)	ENLARGEMENT OF TIME (THIRD)
	)	
v.	)	Before Panel 1
	)	
Captain (O-3)	)	No. ACM 40877
CHARLES E. BANKS	)	
United States Air Force	)	21 January 2026
<i>Appellant.</i>	)	

**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 his third enlargement of time to file an Assignment of Error (AOE) brief. Appellant requests an enlargement for a period of 30 days, which will end on **8 March 2026**. This case was docketed with this Court on 9 September 2025. From the date of docketing to the present date, 134 days have elapsed. On the date requested, 180 days will have elapsed.

On 28 March 2025, Appellant was tried by a general court-martial consisting of a military judge alone at Tinker Air Force Base, Oklahoma. Record (R). at 1–2. Consistent with his pleas, the military judge found Appellant guilty of wrongful use of delta-9-tetrahydrocannabinol in violation of Article 112a, Uniform Code of Military Justice, 10 U.S.C. § 912a. R. at 14, 67. On 28 March 2025, the military judge sentenced Appellant to be dismissed from service. R. at 96. The convening authority took no action on the findings or the sentence. Record of Trial (ROT), Vol. 1, Convening Authority Decision on Action – United States v. Captain Charles E. Banks.

The digital record of trial is 1331 pages, consisting of twelve appellate exhibits and six prosecution exhibits. The transcript is 97 pages.

Through no fault of Appellant, the undersigned counsel has been unable to complete her review and prepare a brief of Appellant's case. An enlargement of time is necessary to allow counsel time to fully review Appellant's case and advise Appellant regarding potential errors. Appellant has provided limited consent to disclose confidential communications, wherein:

- (1) Appellant has been advised of his right to a timely appeal.
- (2) Appellant has been advised of this request for enlargement of time.
- (3) Appellant has been apprised of the status of undersigned counsel's progress on his case.
- (4) Appellant has specifically consented to this enlargement of time.

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

Respectfully submitted,

[REDACTED]

OLGA STANFORD, Capt, USAF
Appellate Defense Counsel

[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]

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 January 2026.

Respectfully submitted,

[REDACTED]

OLGA STANFORD, Capt, USAF
Appellate Defense Counsel

[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]

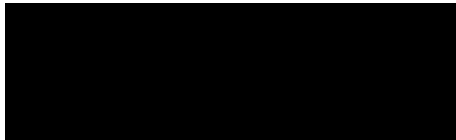
IN THE UNITED STATES AIR FORCE COURT OF CRIMINAL APPEALS

UNITED STATES,	)	UNITED STATES' GENERAL
	)	OPPOSITION TO
<i>Appellee,</i>	)	APPELLANT'S MOTION FOR
	)	ENLARGEMENT OF TIME
v.	)	
	)	Before Panel No. 1
Captain (O-3)	)	
CHARLES E. BANKS,	)	No. ACM 40877
United States Air Force.	)	
<i>Appellant</i>	)	22 January 2026

**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.


VANESSA BAIROS, Maj, USAF
Appellate Government Counsel






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 January 2026.



VANESSA BAIROS, Maj, USAF
Appellate Government Counsel



IN THE UNITED STATES AIR FORCE COURT OF CRIMINAL APPEALS

UNITED STATES	)	APPELLANT’S MOTION FOR
<i>Appellee</i>	)	ENLARGEMENT OF TIME (FOURTH)
	)	
v.	)	Before Panel 1
	)	
Captain (O-3)	)	No. ACM 40877
CHARLES E. BANKS	)	
United States Air Force	)	5 February 2026
<i>Appellant.</i>	)	

**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 his fourth enlargement of time to file an Assignment of Error (AOE) brief. Appellant requests an enlargement for a period of 30 days, which will end on **7 April 2026**. This case was docketed with this Court on 9 September 2025. From the date of docketing to the present date, 149 days have elapsed. On the date requested, 210 days will have elapsed.

On 28 March 2025, Appellant was tried by a general court-martial consisting of a military judge alone at Tinker Air Force Base, Oklahoma. Record (R). at 1–2. Consistent with his pleas, the military judge found Appellant guilty of wrongful use of delta-9-tetrahydrocannabinol in violation of Article 112a, Uniform Code of Military Justice, 10 U.S.C. § 912a. R. at 14, 67. On 28 March 2025, the military judge sentenced Appellant to be dismissed from service. R. at 96. The convening authority took no action on the findings or the sentence. Record of Trial (ROT), Vol. 1, Convening Authority Decision on Action – United States v. Captain Charles E. Banks.

The digital record of trial is 1331 pages, consisting of twelve appellate exhibits and six prosecution exhibits. The transcript is 97 pages. Appellant is not confined. Counsel is currently assigned twenty-seven cases; twenty-seven of those cases are pending before this Court (twenty-

four are pending AOE). Undersigned counsel expects to file reply brief in one of the cases pending before this court: *United States v. Anderson*, ACM No. 40850. Of the cases pending AOE brief, eleven cases have priority over this case:

1. *United States v. Broadway*, ACM No. 40834 – The digital record of trial is 1557 pages consisting of twenty-nine appellate exhibits, twenty-seven prosecution exhibits, and seven defense exhibits. The transcript is 744 pages long. Appellant is currently confined. Undersigned counsel has not completed her review of the record in this case.
2. *United States v. Fowler*, ACM No. S32821 – The digital record of trial is 346 pages consisting of three appellate exhibits and four prosecution exhibits. The transcript is seventy-nine pages long. Appellant is not currently confined. Undersigned counsel has not completed her review of the record in this case.
3. *United States v. Fife*, ACM No. 40829 – The digital record of trial is 837 pages consisting of twenty-two appellate exhibits, three prosecution exhibits, six defense exhibits, and one court exhibit. The transcript is 319 pages long. Appellant is currently confined. Undersigned counsel has completed her review of the record in this case.
4. *United States v. Tiexeira*, ACM No. 40831 – The digital record of trial is 1530 pages consisting of forty appellate exhibits, five prosecution exhibits, and fourteen defense exhibits. The transcript is 146 pages long. Appellant is currently confined. Undersigned counsel has not completed her review of the record in this case.
5. *United States v. Marin*, ACM No. 40831 – The digital record of trial is 2287 pages, consisting of fifty-one appellate exhibits, sixteen prosecution exhibits, and sixteen defense exhibits. The transcript is 788 pages. Appellant is currently confined. Undersigned counsel has not completed her review of the record in this case.

6. *United States v. Rice*, ACM No. 40851 – The digital record of trial is 610 pages, consisting of twenty appellate exhibits, three prosecution exhibits, eleven defense exhibits, and one court exhibit. The transcript is 234 pages. Appellant is currently confined. Undersigned counsel has not completed her review of the record in this case.
7. *United States v. Doby*, ACM No. 40794 – The digital record of trial is 393 pages, consisting of four appellate exhibits and 3 prosecution exhibits. The transcript is 101 pages. Appellant is not confined. Undersigned counsel has completed her review of the record.
8. *United States v. Champaco*, ACM No. S32828 – The digital record of trial is 945 pages, consisting of 12 appellate exhibits, 5 prosecution exhibits, and 6 defense exhibits. The transcript is 243 pages. Appellant is not confined. Undersigned counsel has not completed her review of the record in this case.
9. *United States v. Davis*, ACM No. S32829 – The digital record of trial is 430 pages, consisting of 7 appellate exhibits, 6 prosecution exhibits, and 1 defense exhibit. The transcript is 168 pages. Appellant is not confined. Undersigned counsel has not completed her review of the record in this case.
10. *United States v. Johnson*, ACM No. 25090 – The digital record of trial is 1506 pages, consisting of 27 appellate exhibits, 15 prosecution exhibits, and 17 defense exhibits. The transcript is 989 pages. Appellant is not confined. Undersigned counsel has not completed her review of the record in this case.
11. *United States v. Taylor*, ACM No. S32831 – The digital record of trial is 864 pages, consisting of 8 appellate exhibits, 6 prosecution exhibits, 5 defense exhibits, and 2 court

exhibits. The transcript is 168 pages. Appellant is not confined. Undersigned counsel has not completed her review of the record in this case.

Through no fault of Appellant, the undersigned counsel has been unable to complete her review and prepare a brief of Appellant's case. An enlargement of time is necessary to allow counsel time to fully review Appellant's case and advise Appellant regarding potential errors. Appellant has provided limited consent to disclose confidential communications, wherein:

- (1) Appellant has been advised of his right to a timely appeal.
- (2) Appellant has been advised of this request for enlargement of time.
- (3) Appellant has been apprised of the status of undersigned counsel's progress on his case.
- (4) Appellant has specifically consented to this enlargement of time.

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

Respectfully submitted,

[REDACTED]

OLGA STANFORD, Capt, USAF
Appellate Defense Counsel

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

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 5 February 2026.

Respectfully submitted,

[REDACTED]

OLGA STANFORD, Capt, USAF
Appellate Defense Counsel

[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]

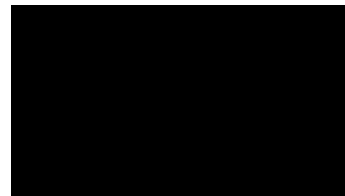
IN THE UNITED STATES AIR FORCE COURT OF CRIMINAL APPEALS

UNITED STATES,	)	UNITED STATES' GENERAL
<i>Appellee,</i>	)	OPPOSITION TO APPELLANT'S
	)	MOTION FOR ENLARGEMENT
v.	)	OF TIME
	)	
Captain (O-3)	)	Before Panel No. 1
CHARLES E. BANKS,	)	
United States Air Force,	)	No. ACM 40877
<i>Appellant.</i>	)	
	)	9 February 2026
	)	

**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.

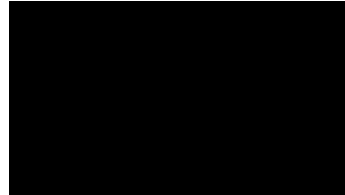


KATE E. LEE, Maj, USAF
Appellate Government Counsel



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 9 February 2026.



KATE E. LEE, Maj, USAF
Appellate Government Counsel



IN THE UNITED STATES AIR FORCE COURT OF CRIMINAL APPEALS

UNITED STATES	)	APPELLANT’S MOTION FOR
<i>Appellee</i>	)	ENLARGEMENT OF TIME (FIFTH)
	)	
v.	)	Before Panel 1
	)	
Captain (O-3)	)	No. ACM 40877
CHARLES E. BANKS	)	
United States Air Force	)	26 March 2026
<i>Appellant.</i>	)	

**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 his fifth enlargement of time to file an Assignment of Error (AOE) brief. Appellant requests an enlargement for a period of 30 days, which will end on **7 May 2026**. This case was docketed with this Court on 9 September 2025. From the date of docketing to the present date, 198 days have elapsed. On the date requested, 240 days will have elapsed.

On 28 March 2025, Appellant was tried by a general court-martial consisting of a military judge alone at Tinker Air Force Base, Oklahoma. Record (R). at 1–2. Consistent with his pleas, the military judge found Appellant guilty of wrongful use of delta-9-tetrahydrocannabinol in violation of Article 112a, Uniform Code of Military Justice, 10 U.S.C. § 912a. R. at 14, 67. On 28 March 2025, the military judge sentenced Appellant to be dismissed from service. R. at 96. The convening authority took no action on the findings or the sentence. Record of Trial (ROT), Vol. 1, Convening Authority Decision on Action – United States v. Captain Charles E. Banks.

The digital record of trial is 1331 pages, consisting of twelve appellate exhibits and six prosecution exhibits. The transcript is 97 pages. Appellant is not confined. Counsel is currently assigned twenty-nine cases; twenty-eight of those cases are pending before this Court (twenty-six

are pending AOE). Undersigned counsel expects to file reply brief in one of the cases pending before this court: *United States v. Anderson*, ACM No. 40850. Of the cases pending AOE brief, nine cases have priority over this case:

1. *United States v. Broadway*, ACM No. 40834 – The digital record of trial is 1557 pages consisting of twenty-nine appellate exhibits, twenty-seven prosecution exhibits, and seven defense exhibits. The transcript is 744 pages long. Appellant is currently confined. Undersigned counsel completed her review of the record in this case and began drafting AOE brief.
2. *United States v. Johnson*, ACM No. 25090 – The digital record of trial is 1506 pages, consisting of 27 appellate exhibits, 15 prosecution exhibits, and 17 defense exhibits. The transcript is 989 pages. Appellant is not confined. Undersigned counsel has not completed her review of the record in this case.
3. *United States v. Fowler*, ACM No. S32821 – The digital record of trial is 346 pages consisting of three appellate exhibits and four prosecution exhibits. The transcript is seventy-nine pages long. Appellant is not currently confined. Undersigned counsel has not completed her review of the record in this case.
4. *United States v. Tiexeira*, ACM No. 40831 – The digital record of trial is 1530 pages consisting of forty appellate exhibits, five prosecution exhibits, and fourteen defense exhibits. The transcript is 146 pages long. Appellant is currently confined. Undersigned counsel has not completed her review of the record in this case.
5. *United States v. Marin*, ACM No. 40831 – The digital record of trial is 2287 pages, consisting of fifty-one appellate exhibits, sixteen prosecution exhibits, and sixteen

defense exhibits. The transcript is 788 pages. Appellant is currently confined. Undersigned counsel has not completed her review of the record in this case.

6. *United States v. Rice*, ACM No. 40851 – The digital record of trial is 610 pages, consisting of twenty appellate exhibits, three prosecution exhibits, eleven defense exhibits, and one court exhibit. The transcript is 234 pages. Appellant is currently confined. Undersigned counsel has not completed her review of the record in this case.
7. *United States v. Champaco*, ACM No. S32828 – The digital record of trial is 945 pages, consisting of 12 appellate exhibits, 5 prosecution exhibits, and 6 defense exhibits. The transcript is 243 pages. Appellant is not confined. Undersigned counsel has not completed her review of the record in this case.
8. *United States v. Davis*, ACM No. S32829 – The digital record of trial is 430 pages, consisting of 7 appellate exhibits, 6 prosecution exhibits, and 1 defense exhibit. The transcript is 168 pages. Appellant is not confined. Undersigned counsel has not completed her review of the record in this case.
9. *United States v. Taylor*, ACM No. S32831 – The digital record of trial is 864 pages, consisting of 8 appellate exhibits, 6 prosecution exhibits, 5 defense exhibits, and 2 court exhibits. The transcript is 168 pages. Appellant is not confined. Undersigned counsel has not completed her review of the record in this case.

Through no fault of Appellant, the undersigned counsel has been unable to complete her review and prepare a brief of Appellant's case. An enlargement of time is necessary to allow counsel time to fully review Appellant's case and advise Appellant regarding potential errors. Appellant has provided limited consent to disclose confidential communications, wherein:

- (1) Appellant has been advised of his right to a timely appeal.

(2) Appellant has been advised of this request for enlargement of time.

(3) Appellant has been apprised of the status of undersigned counsel's progress on his case.

(4) Appellant has specifically consented to this enlargement of time.

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

Respectfully submitted,

A large black rectangular redaction box covering the signature of Olga Stanford.

OLGA STANFORD, Capt, USAF
Appellate Defense Counsel

Four lines of black rectangular redaction boxes covering contact information, likely a phone number and address.

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 26 March 2026.

Respectfully submitted,

[REDACTED]

OLGA STANFORD, Capt, USAF
Appellate Defense Counsel

[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]

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
	)	
Captain (O-3)	)	Before Panel No. 1
CHARLES E. BANKS,	)	
United States Air Force,	)	No. ACM 40877
<i>Appellant.</i>	)	
	)	27 March 2026
	)	

**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.

[REDACTED]

VANESSA BAIROS, Maj, USAF
Appellate Government Counsel

[REDACTED]

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 27 March 2026.



VANESSA BAIROS, Maj, USAF
Appellate Government Counsel



IN THE UNITED STATES AIR FORCE COURT OF CRIMINAL APPEALS

UNITED STATES	)	APPELLANT’S MOTION FOR
<i>Appellee</i>	)	ENLARGEMENT OF TIME (SIXTH)
	)	
v.	)	Before Panel 1
	)	
Captain (O-3)	)	No. ACM 40877
CHARLES E. BANKS	)	
United States Air Force	)	30 April 2026
<i>Appellant.</i>	)	

**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 his sixth enlargement of time to file an Assignment of Error (AOE) brief. Appellant requests an enlargement for a period of 30 days, which will end on **6 June 2026**. This case was docketed with this Court on 9 September 2025. From the date of docketing to the present date, 233 days have elapsed. On the date requested, 270 days will have elapsed.

On 28 March 2025, Appellant was tried by a general court-martial consisting of a military judge alone at Tinker Air Force Base, Oklahoma. Record (R). at 1–2. Consistent with his pleas, the military judge found Appellant guilty of wrongful use of delta-9-tetrahydrocannabinol in violation of Article 112a, Uniform Code of Military Justice, 10 U.S.C. § 912a. R. at 14, 67. On 28 March 2025, the military judge sentenced Appellant to be dismissed from service. R. at 96. The convening authority took no action on the findings or the sentence. Record of Trial (ROT), Vol. 1, Convening Authority Decision on Action – United States v. Captain Charles E. Banks.

The digital record of trial is 1331 pages, consisting of twelve appellate exhibits and six prosecution exhibits. The transcript is 97 pages. Appellant is not confined. Counsel is currently assigned twenty-seven cases; twenty-six of those cases are pending before this Court (twenty-five

are pending AOE). Undersigned counsel expects to file reply brief in one of the cases pending before this court: *United States v. Anderson*, ACM No. 40850. Additionally, within the next two weeks the undersigned counsel expects to file a petition and supplement with the Court of Appeals for the Armed Forces in *United States v. Bogert*, ACM No. 40855. Of the cases pending AOE brief, seven cases have priority over this case:

1. *United States v. Broadway*, ACM No. 40834 – The digital record of trial is 1557 pages consisting of twenty-nine appellate exhibits, twenty-seven prosecution exhibits, and seven defense exhibits. The transcript is 744 pages long. Appellant is currently confined. Undersigned counsel completed her review of the record in this case and began drafting AOE brief.
2. *United States v. Johnson*, ACM No. 25090 – The digital record of trial is 1506 pages, consisting of 27 appellate exhibits, 15 prosecution exhibits, and 17 defense exhibits. The transcript is 989 pages. Appellant is not confined. Undersigned counsel has not completed her review of the record in this case.
3. *United States v. Fowler*, ACM No. S32821 – The digital record of trial is 346 pages consisting of three appellate exhibits and four prosecution exhibits. The transcript is seventy-nine pages long. Appellant is not currently confined. Undersigned counsel has not completed her review of the record in this case.
4. *United States v. Tiexeira*, ACM No. 40831 – The digital record of trial is 1530 pages consisting of forty appellate exhibits, five prosecution exhibits, and fourteen defense exhibits. The transcript is 146 pages long. Appellant is currently confined. Undersigned counsel has not completed her review of the record in this case.

5. *United States v. Marin*, ACM No. 40831 – The digital record of trial is 2287 pages, consisting of fifty-one appellate exhibits, sixteen prosecution exhibits, and sixteen defense exhibits. The transcript is 788 pages. Appellant is currently confined. Undersigned counsel has not completed her review of the record in this case.
6. *United States v. Rice*, ACM No. 40851 – The digital record of trial is 610 pages, consisting of twenty appellate exhibits, three prosecution exhibits, eleven defense exhibits, and one court exhibit. The transcript is 234 pages. Appellant is currently confined. Undersigned counsel has not completed her review of the record in this case.
7. *United States v. Taylor*, ACM No. S32831 – The digital record of trial is 864 pages, consisting of 8 appellate exhibits, 6 prosecution exhibits, 5 defense exhibits, and 2 court exhibits. The transcript is 168 pages. Appellant is not confined. Undersigned counsel has not completed her review of the record in this case.

Through no fault of Appellant, the undersigned counsel has been unable to begin her review and prepare a brief of Appellant's case. An enlargement of time is necessary to allow counsel time to fully review Appellant's case and advise Appellant regarding potential errors. Appellant has provided limited consent to disclose confidential communications, wherein:

- (1) Appellant has been advised of his right to a timely appeal.
- (2) Appellant has been advised of this request for enlargement of time.
- (3) Appellant has been apprised of the status of undersigned counsel's progress on his case.
- (4) Appellant has specifically consented to this enlargement of time.

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

Respectfully submitted,

[REDACTED]

OLGA STANFORD, Capt, USAF
Appellate Defense Counsel

[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]

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 30 April 2026.

Respectfully submitted,

[REDACTED]

OLGA STANFORD, Capt, USAF
Appellate Defense Counsel

[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]

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
	)	OF TIME
v.	)	
	)	
	)	Before Panel No. 1
Captain (O-3)	)	
CHARLES E. BANKS,	)	No. ACM 40877
United States Air Force,	)	
<i>Appellant.</i>	)	
	)	4 May 2026

**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.

[REDACTED]

REGINA HENENLOTTER, Maj, USAF
Appellate Government Counsel

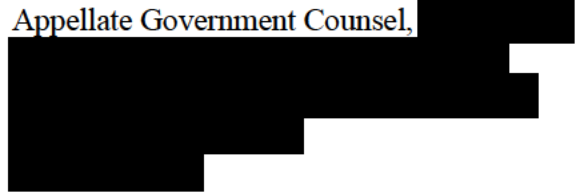
[REDACTED]

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 May 2026.



REGINA HENENLOTTER, Maj, USAF
Appellate Government Counsel,



IN THE UNITED STATES AIR FORCE COURT OF CRIMINAL APPEALS

UNITED STATES	)	APPELLANT’S MOTION FOR
<i>Appellee</i>	)	ENLARGEMENT OF TIME
	)	(SEVENTH)
v.	)	
	)	Before Panel 1
Captain (O-3)	)	
CHARLES E. BANKS	)	No. ACM 40877
United States Air Force	)	
<i>Appellant.</i>	)	27 May 2026

**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 his seventh enlargement of time to file an Assignment of Error (AOE) brief. Appellant requests an enlargement for a period of 30 days, which will end on **6 July 2026**. This case was docketed with this Court on 9 September 2025. From the date of docketing to the present date, 260 days have elapsed. On the date requested, 300 days will have elapsed.

On 28 March 2025, Appellant was tried by a general court-martial consisting of a military judge alone at Tinker Air Force Base, Oklahoma. Record (R). at 1–2. Consistent with his pleas, the military judge found Appellant guilty of wrongful use of delta-9-tetrahydrocannabinol in violation of Article 112a, Uniform Code of Military Justice, 10 U.S.C. § 912a. R. at 14, 67. On 28 March 2025, the military judge sentenced Appellant to be dismissed from service. R. at 96. The convening authority took no action on the findings or the sentence. Record of Trial (ROT), Vol. 1, Convening Authority Decision on Action – United States v. Captain Charles E. Banks.

The digital record of trial is 1331 pages, consisting of twelve appellate exhibits and six prosecution exhibits. The transcript is 97 pages. Appellant is not confined. Counsel is currently assigned thirty-one cases; thirty of those cases are pending before this Court (twenty-eight are

pending AOE). Within the next three weeks, undersigned counsel expects to file reply brief in one of the cases pending before this court: *United States v. Broadway*, ACM No. 40834. Within the next week, the undersigned counsel expects to file a supplement with the Court of Appeals for the Armed Forces in *United States v. Bogert*, ACM No. 40855. Of the cases pending AOE brief, six cases have priority over this case:

1. *United States v. Johnson*, ACM No. 25090 – The digital record of trial is 1506 pages, consisting of 27 appellate exhibits, 15 prosecution exhibits, and 17 defense exhibits. The transcript is 989 pages. Appellant is not confined. Undersigned counsel has not completed her review of the record in this case.
2. *United States v. Fowler*, ACM No. S32821 – The digital record of trial is 346 pages consisting of three appellate exhibits and four prosecution exhibits. The transcript is seventy-nine pages long. Appellant is not currently confined. Undersigned counsel has not completed her review of the record in this case.
3. *United States v. Tiexeira*, ACM No. 40831 – The digital record of trial is 1530 pages consisting of forty appellate exhibits, five prosecution exhibits, and fourteen defense exhibits. The transcript is 146 pages long. Appellant is currently confined. Undersigned counsel has not completed her review of the record in this case.
4. *United States v. Marin*, ACM No. 40831 – The digital record of trial is 2287 pages, consisting of fifty-one appellate exhibits, sixteen prosecution exhibits, and sixteen defense exhibits. The transcript is 788 pages. Appellant is currently confined. Undersigned counsel has not completed her review of the record in this case.
5. *United States v. Rice*, ACM No. 40851 – The digital record of trial is 610 pages, consisting of twenty appellate exhibits, three prosecution exhibits, eleven defense

exhibits, and one court exhibit. The transcript is 234 pages. Appellant is currently confined. Undersigned counsel has not completed her review of the record in this case.

6. *United States v. Taylor*, ACM No. S32831 – The digital record of trial is 864 pages, consisting of 8 appellate exhibits, 6 prosecution exhibits, 5 defense exhibits, and 2 court exhibits. The transcript is 168 pages. Appellant is not confined. Undersigned counsel has not completed her review of the record in this case.

Through no fault of Appellant, the undersigned counsel has been unable to begin her review and prepare a brief of Appellant's case. An enlargement of time is necessary to allow counsel time to fully review Appellant's case and advise Appellant regarding potential errors. Appellant has provided limited consent to disclose confidential communications, wherein:

- (1) Appellant has been advised of his right to a timely appeal.
- (2) Appellant has been advised of this request for enlargement of time.
- (3) Appellant has been apprised of the status of undersigned counsel's progress on his case.
- (4) Appellant has specifically consented to this enlargement of time.

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

Respectfully submitted,

[REDACTED]

OLGA STANFORD, Capt, USAF
Appellate Defense Counsel

[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]

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 27 May 2026.

Respectfully submitted,

[REDACTED]

OLGA STANFORD, Capt, USAF
Appellate Defense Counsel

[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]

IN THE UNITED STATES AIR FORCE COURT OF CRIMINAL APPEALS

UNITED STATES,	)	UNITED STATES' OPPOSITION
<i>Appellee,</i>	)	TO APPELLANT'S MOTION
	)	FOR ENLARGEMENT OF TIME
v.	)	
	)	Before Panel No. 1
Captain (O-3)	)	
CHARLES E. BANKS,	)	No. ACM 40877
United States Air Force,	)	
<i>Appellant.</i>	)	
	)	28 May 2026

**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 to file an Assignment of Error in this case.

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 our 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 started 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.

[REDACTED]

REGINA HENENLOTTER, Maj, USAF
Appellate Government Counsel, [REDACTED]

[REDACTED]

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 28 May 2026.

[REDACTED]

REGINA HENENLOTTER, Maj, USAF
Appellate Government Counsel, [REDACTED]
[REDACTED]
[REDACTED]

IN THE UNITED STATES AIR FORCE COURT OF CRIMINAL APPEALS

UNITED STATES	)	APPELLANT’S MOTION FOR
<i>Appellee</i>	)	ENLARGEMENT OF TIME
	)	(EIGHTH)
v.	)	
	)	Before Panel 1
Captain (O-3)	)	
CHARLES E. BANKS	)	No. ACM 40877
United States Air Force	)	
<i>Appellant.</i>	)	26 June 2026

**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 his eighth enlargement of time to file an Assignment of Error (AOE) brief. Appellant requests an enlargement for a period of 30 days, which will end on **5 August 2026**. This case was docketed with this Court on 9 September 2025. From the date of docketing to the present date, 290 days have elapsed. On the date requested, 330 days will have elapsed.

On 28 March 2025, Appellant was tried by a general court-martial consisting of a military judge alone at Tinker Air Force Base, Oklahoma. Record (R). at 1–2. Consistent with his pleas, the military judge found Appellant guilty of wrongful use of delta-9-tetrahydrocannabinol in violation of Article 112a, Uniform Code of Military Justice, 10 U.S.C. § 912a. R. at 14, 67. On 28 March 2025, the military judge sentenced Appellant to be dismissed from service. R. at 96. The convening authority took no action on the findings or the sentence. Record of Trial (ROT), Vol. 1, Convening Authority Decision on Action – United States v. Captain Charles E. Banks.

The digital record of trial is 1331 pages, consisting of twelve appellate exhibits and six prosecution exhibits. The transcript is 97 pages. Appellant is not confined. Counsel is currently

assigned thirty-six cases; thirty-five cases are pending before this Court (thirty-three are pending AOE). Of the cases pending AOE brief, six cases have priority over this case:

1. *United States v. Johnson*, ACM No. 25090 – The digital record of trial is 1506 pages, consisting of 27 appellate exhibits, 15 prosecution exhibits, and 17 defense exhibits. The transcript is 989 pages. Appellant is not confined. Undersigned counsel has not completed her review of the record in this case.
2. *United States v. Fowler*, ACM No. S32821 – The digital record of trial is 346 pages consisting of three appellate exhibits and four prosecution exhibits. The transcript is seventy-nine pages long. Appellant is not currently confined. Undersigned counsel has not completed her review of the record in this case.
3. *United States v. Tiexeira*, ACM No. 40831 – The digital record of trial is 1530 pages consisting of forty appellate exhibits, five prosecution exhibits, and fourteen defense exhibits. The transcript is 146 pages long. Appellant is currently confined. Undersigned counsel has not completed her review of the record in this case.
4. *United States v. Marin*, ACM No. 40831 – The digital record of trial is 2287 pages, consisting of fifty-one appellate exhibits, sixteen prosecution exhibits, and sixteen defense exhibits. The transcript is 788 pages. Appellant is currently confined. Undersigned counsel has not completed her review of the record in this case.
5. *United States v. Rice*, ACM No. 40851 – The digital record of trial is 610 pages, consisting of twenty appellate exhibits, three prosecution exhibits, eleven defense exhibits, and one court exhibit. The transcript is 234 pages. Appellant is currently confined. Undersigned counsel has not completed her review of the record in this case.

6. *United States v. Taylor*, ACM No. S32831 – The digital record of trial is 864 pages, consisting of 8 appellate exhibits, 6 prosecution exhibits, 5 defense exhibits, and 2 court exhibits. The transcript is 168 pages. Appellant is not confined. Undersigned counsel has not completed her review of the record in this case.

Through no fault of Appellant, the undersigned counsel has been unable to begin her review and prepare a brief of Appellant's case. An enlargement of time is necessary to allow counsel time to fully review Appellant's case and advise Appellant regarding potential errors. Appellant has provided limited consent to disclose confidential communications, wherein:

- (1) Appellant has been advised of his right to a timely appeal.
- (2) Appellant has been advised of this request for enlargement of time.
- (3) Appellant has been apprised of the status of undersigned counsel's progress on his case.
- (4) Appellant has specifically consented to this enlargement of time.

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

Respectfully submitted,



OLGA STANFORD, Capt, USAF
Appellate Defense Counsel



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 26 June 2026.

Respectfully submitted,

[REDACTED]

OLGA STANFORD, Capt, USAF
Appellate Defense Counsel

[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]

IN THE UNITED STATES AIR FORCE COURT OF CRIMINAL APPEALS

UNITED STATES,	)	UNITED STATES' OPPOSITION
<i>Appellee,</i>	)	TO APPELLANT'S MOTION
	)	FOR ENLARGEMENT OF TIME
v.	)	
	)	Before Panel No. 1
Captain (O-3)	)	
CHARLES E. BANKS,	)	No. ACM 40877
United States Air Force,	)	
<i>Appellant.</i>	)	26 June 2026

**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 to file an Assignment of Error in this case.

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 our 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 started 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.

[REDACTED]

HEATHER R. BEZOLD, Maj, USAF
Appellate Government Counsel

[REDACTED]

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 26 June 2026.

[REDACTED]

HEATHER R. BEZOLD, Maj, USAF
Appellate Government Counsel

[REDACTED]

IN THE UNITED STATES AIR FORCE COURT OF CRIMINAL APPEALS

UNITED STATES	)	APPELLANT’S MOTION FOR
<i>Appellee</i>	)	ENLARGEMENT OF TIME
	)	(NINTH)
v.	)	
	)	Before Panel 1
Captain (O-3)	)	
CHARLES E. BANKS	)	No. ACM 40877
United States Air Force	)	
<i>Appellant.</i>	)	22 July 2026

**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 his ninth enlargement of time to file an Assignment of Error (AOE) brief. Appellant requests an enlargement for a period of 30 days, which will end on **4 September 2026**. This case was docketed with this Court on **9 September 2025**. From the date of docketing to the present date, 316 days have elapsed. On the date requested, 360 days will have elapsed.

On 28 March 2025, Appellant was tried by a general court-martial consisting of a military judge alone at Tinker Air Force Base, Oklahoma. Record (R). at 1–2. Consistent with his pleas, the military judge found Appellant guilty of wrongful use of delta-9-tetrahydrocannabinol in violation of Article 112a, Uniform Code of Military Justice, 10 U.S.C. § 912a. R. at 14, 67. On 28 March 2025, the military judge sentenced Appellant to be dismissed from service. R. at 96. The convening authority took no action on the findings or the sentence. Record of Trial (ROT), Vol. 1, Convening Authority Decision on Action – *United States v. Captain Charles E. Banks*.

The digital record of trial is 1331 pages, consisting of twelve appellate exhibits and six prosecution exhibits. The transcript is 97 pages. Appellant is not confined.

Counsel is currently assigned thirty-nine cases; thirty-seven of those cases are pending before this Court (thirty-two are pending AOE). Within the next four weeks, undersigned counsel expects to file an answer brief in *United States v. Cunningham*, Misc. Dkt. No. 2026-06, an Article 62, UCMJ, 10 U.S.C. § 862, appeal.* Of the cases pending AOE, undersigned counsel has the following cases prioritized over the present case:

1. *United States v. Johnson*, ACM No. 25090 – The digital record of trial is 1506 pages, consisting of 27 appellate exhibits, 15 prosecution exhibits, and 17 defense exhibits. The transcript is 989 pages. Appellant is not confined. Based on her review of the record thus far, the undersigned counsel has identified one possible issue but has not yet identified all potential issues due to the ongoing substantive review of the record. Undersigned counsel has not begun drafting the AOE brief in this case. Based on the above-listed priorities, the undersigned counsel had to shift the expected completion date for this AOE brief from the end of August 2026 to the end of September 2026.
2. *United States v. Fowler*, ACM No. S32821 – The digital record of trial is 346 pages consisting of three appellate exhibits and four prosecution exhibits. The transcript is seventy-nine pages long. Appellant is not confined. Undersigned counsel has not substantively reviewed the record of trial.
3. *United States v. Tiexeira*, ACM No. 40831 – The digital record of trial is 1530 pages consisting of forty appellate exhibits, five prosecution exhibits, and fourteen defense exhibits. The transcript is 146 pages long. Appellant is currently confined. Undersigned counsel has not substantively reviewed the record of trial.

* In accordance with JT. R. APP. PROC. 20(d), undersigned counsel is required to give “priority over all other proceedings where practicable” to appeals filed pursuant to Article 62, UCMJ.

4. *United States v. Marin*, ACM No. 40831 – The digital record of trial is 2287 pages, consisting of fifty-one appellate exhibits, sixteen prosecution exhibits, and sixteen defense exhibits. The transcript is 788 pages. Appellant is not confined. Undersigned counsel has not substantively reviewed the record of trial.
5. *United States v. Rice*, ACM No. 40851 – The digital record of trial is 610 pages, consisting of twenty appellate exhibits, three prosecution exhibits, eleven defense exhibits, and one court exhibit. The transcript is 234 pages. Appellant is not confined. Undersigned counsel has not substantively reviewed the record of trial.
6. *United States v. Taylor*, ACM No. S32831 – The digital record of trial is 864 pages, consisting of 8 appellate exhibits, 6 prosecution exhibits, 5 defense exhibits, and 2 court exhibits. The transcript is 168 pages. Appellant is not confined. Undersigned counsel has not substantively reviewed the record of trial.

Undersigned counsel's other duties include: timely communication with all clients via email and phone, planning and implementation of the upcoming training for onboarding Appellate Defense Division members, providing training and support to the Air Force Trial Defense Division (particularly in light of the Chief, Defense Counsel Assistance Program (DCAP), position remaining unfilled), and completing mandatory Air Force trainings and administrative measures.

Regarding undersigned counsel's progress with the subject case, through no fault of Appellant, undersigned counsel has not begun her substantive review of the record of trial. In preparing this motion for EOT, the undersigned counsel reviewed the following: EoJ, Convening Authority Decision on Action, and pages from the record of trial referenced in this motion. Undersigned counsel has not yet identified any assignments of error. Undersigned counsel has not

begun drafting the AOE brief. Due to the number of cases that have priority over the present case, undersigned counsel is unable to provide a realistic estimate of when the AOE brief will be filed.

Appellant has provided limited consent to disclose confidential communications, wherein:

(1) Appellant was informed of his right to speedy appellate review.

(2) Appellant has been advised of this request for enlargement of time.

(3) Appellant has been apprised of the status of undersigned counsel's progress on his case.

(4) He asserts his right to speedy appellate review but, recognizing that undersigned counsel is working on other cases that hold a higher priority over Appellant's case, he agrees with this request for an enlargement of time.

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

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

Respectfully submitted,

[REDACTED]

OLGA STANFORD, Capt, USAF
Appellate Defense Counsel

[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]

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 July 2026.

Respectfully submitted,

[REDACTED]

OLGA STANFORD, Capt, USAF
Appellate Defense Counsel

[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]

IN THE UNITED STATES AIR FORCE COURT OF CRIMINAL APPEALS

UNITED STATES,	)	UNITED STATES' OPPOSITION
<i>Appellee,</i>	)	TO APPELLANT'S MOTION
	)	FOR ENLARGEMENT OF TIME
v.	)	
	)	Before Panel No. 1
Captain (O-3)	)	
CHARLES E. BANKS,	)	No. ACM 40877
United States Air Force,	)	
<i>Appellant.</i>	)	24 July 2026

**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 to file an Assignment of Error in this case.

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 our 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.

[REDACTED]

REGINA HENENLOTTER, Maj, USAF
Appellate Government Counsel, [REDACTED]

[REDACTED]

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 July 2026.

[REDACTED]

REGINA HENENLOTTER, Maj, USAF
Appellate Government Counsel, [REDACTED]
[REDACTED]
[REDACTED]

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

UNITED STATES	)	No. ACM 40877
<i>Appellee</i>	)	
	)	
v.	)	
	)	ORDER
Charles E. BANKS	)	
Captain (O-3)	)	
U.S. Air Force	)	
<i>Appellant</i>	)	Panel 1

On 9 September 2025, Appellant’s case was docketed with this court, and on 26 October 2025, Appellant’s counsel entered her notice of appearance through the filing of the first motion for enlargement of time in this case. The current deadline for Appellant to file his assignments of error brief is 4 September 2026.

On 17 August 2026, counsel for Appellant submitted a Motion for Enlargement of Time (EOT) (Tenth), requesting an additional 30 days until 4 October 2026 to submit Appellant’s assignments of error brief. Counsel for Appellant avers that through “no fault of Appellant, undersigned counsel has not begun her substantive review of the record of trial,” and further asserts Appellant’s right to a speedy appellate review. On this same date, this same panel received motions to enlarge time from the same counsel in three other appellate cases – *U.S. v. Marin*, No. ACM 40847 (Twelfth EOT); *U.S. v. Reid*, No. ACM S32833 (Tenth EOT); and *U.S. v. Tidwell*, No. ACM S32838 (Ninth EOT). Taken together, these four cases account for a total of 1,400 days of total delay as of the date of these filings; 342 days in this case alone.

The Government opposed the motion, noting that Appellant’s requested enlargement of time will result in 390 days of defense delay and contending that such delay should be reserved for “extraordinary circumstances.”

This court is concerned by the amount of delay accrued in this case, combined with the others cited above, attributed to filing an assignments of error brief.

Accordingly, it is by the court on this 19th day of August, 2026,

ORDERED:

Appellant’s Motion for Enlargement of Time (Tenth) is **GRANTED**. Appellant shall file any assignments of error not later than **4 October 2026**.

It is further ordered:

Given the number of enlargements of time granted thus far and Appellant's right to and assertion of speedy appellate review, Appellant's counsel is advised that, absent exceptional circumstances, no further enlargement of time will be granted.



FOR THE COURT



CAROL K. JOYCE
Clerk of the Court

IN THE UNITED STATES AIR FORCE COURT OF CRIMINAL APPEALS

UNITED STATES	)	APPELLANT’S MOTION FOR
<i>Appellee</i>	)	ENLARGEMENT OF TIME
	)	(TENTH)
v.	)	
	)	Before Panel 1
Captain (O-3)	)	
CHARLES E. BANKS	)	No. ACM 40877
United States Air Force	)	
<i>Appellant.</i>	)	17 August 2026

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

Pursuant to Rules 23.3(m), 24.3(a)(1), and 24.3(b) of this Court’s Rules of Practice and Procedure, Appellant hereby moves for his tenth enlargement of time to file an Assignment of Error (AOE) brief. Appellant requests an enlargement for a period of 30 days, which will end on **4 October 2026**. This case was docketed with this Court on **9 September 2025**. From the date of docketing to the present date, 342 days have elapsed. On the date requested, 390 days will have elapsed.

On 28 March 2025, Appellant was tried by a general court-martial consisting of a military judge alone at Tinker Air Force Base, Oklahoma. Record (R). at 1–2. Consistent with his pleas, the military judge found Appellant guilty of wrongful use of delta-9-tetrahydrocannabinol in violation of Article 112a, Uniform Code of Military Justice, 10 U.S.C. § 912a. R. at 14, 67. On 28 March 2025, the military judge sentenced Appellant to be dismissed from service. R. at 96. The convening authority took no action on the findings or the sentence. Record of Trial (ROT), Vol. 1, Convening Authority Decision on Action – *United States v. Captain Charles E. Banks*.

The digital record of trial is 1331 pages, consisting of twelve appellate exhibits and six prosecution exhibits. The transcript is 97 pages.

Appellant is not confined.

Undersigned counsel is currently assigned thirty-two cases; thirty of those cases are pending before this Court (twenty-seven are pending AOE's). This week, undersigned counsel expects to file an answer brief in *United States v. Cunningham*, an Article 62, UCMJ, 10 U.S.C. § 862, appeal pending docketing with this Court.* Within the next two months, undersigned counsel expects to file a writ of certiorari before the Supreme Court of the United States for one case. The cases described above have priority over Appellant's case. Of the cases pending AOE's, undersigned counsel has the following cases prioritized over the present case:

1. *United States v. Johnson*, ACM No. 25090 – The digital record of trial is 1506 pages, consisting of 27 appellate exhibits, 15 prosecution exhibits, and 17 defense exhibits. The transcript is 989 pages. Appellant is not confined. Based on her review of the record thus far, the undersigned counsel has identified five possible issues but has not yet identified all potential issues due to the ongoing substantive review of the record. Undersigned counsel has not begun drafting the AOE brief in this case. Based on the above-listed priorities, the undersigned counsel had to shift the expected completion date for this AOE brief from the end of August 2026 to the end of September 2026.
2. *United States v. Teixeira*, ACM No. 40831 – The digital record of trial is 1530 pages consisting of forty appellate exhibits, five prosecution exhibits, and fourteen defense exhibits. The transcript is 146 pages long. Appellant is currently confined. Undersigned counsel completed her review of the record of trial and identified three issues.
3. *United States v. Marin*, ACM No. 40831 – The digital record of trial is 2287 pages, consisting of fifty-one appellate exhibits, sixteen prosecution exhibits, and sixteen

* In accordance with JT. R. APP. PROC. 20(d), undersigned counsel is required to give "priority over all other proceedings where practicable" to appeals filed pursuant to Article 62, UCMJ.

defense exhibits. The transcript is 788 pages. Appellant is not confined. Undersigned counsel has not substantively reviewed the record of trial.

4. *United States v. Rice*, ACM No. 40851 – The digital record of trial is 610 pages, consisting of twenty appellate exhibits, three prosecution exhibits, eleven defense exhibits, and one court exhibit. The transcript is 234 pages. Appellant is not confined. Undersigned counsel has not substantively reviewed the record of trial.
5. *United States v. Taylor*, ACM No. S32831 – The digital record of trial is 864 pages, consisting of 8 appellate exhibits, 6 prosecution exhibits, 5 defense exhibits, and 2 court exhibits. The transcript is 168 pages. Appellant is not confined. Undersigned counsel has not substantively reviewed the record of trial.

Undersigned counsel's other duties include: timely communication with all clients via email and phone, providing training and support to the Air Force Trial Defense Division (particularly in light of the Chief, Defense Counsel Assistance Program (DCAP), position remaining unfilled), and completing mandatory Air Force trainings and administrative measures.

Regarding undersigned counsel's progress with the subject case, through no fault of Appellant, undersigned counsel has not begun her substantive review of the record of trial. In preparing this motion for EOT, the undersigned counsel reviewed the following: EoJ, Convening Authority Decision on Action, and pages from the record of trial referenced in this motion. Undersigned counsel has not yet identified any assignments of error. Undersigned counsel has not begun drafting the AOE brief. Undersigned counsel anticipates beginning review of this record in September 2026. Based on the number of cases that have priority over the current case, undersigned counsel anticipates completing review of this case and drafting the assignment of error brief by the end of October 2026.

Appellant has provided limited consent to disclose confidential communications, wherein:

(1) Appellant was informed of his right to speedy appellate review.

(2) Appellant has been advised of this request for enlargement of time.

(3) Appellant has been apprised of the status of undersigned counsel's progress on his case.

(4) He asserts his right to speedy appellate review but, recognizing that undersigned counsel is working on other cases that hold a higher priority over Appellant's case, he agrees with this request for an enlargement of time.

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

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

Respectfully submitted,



OLGA STANFORD, Maj, USAF
Appellate Defense Counsel



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 17 August 2026.

Respectfully submitted,

[REDACTED]

OLGA STANFORD, Maj, USAF
Appellate Defense Counsel

[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]

IN THE UNITED STATES AIR FORCE COURT OF CRIMINAL APPEALS

UNITED STATES,	)	UNITED STATES' OPPOSITION
<i>Appellee,</i>	)	TO APPELLANT'S MOTION
	)	FOR ENLARGEMENT OF TIME
v.	)	
	)	Before Panel No. 1
Captain (O-3)	)	
CHARLES E. BANKS,	)	No. ACM 40877
United States Air Force,	)	
<i>Appellant.</i>	)	18 August 2026

**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 to file an Assignment of Error in this case.

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 390 days in length. Appellant's nearly year-long delay practically ensures this Court will not be able to issue a decision that complies with our 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 begun substantive 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.

[REDACTED]

REGINA HENENLOTTER, Maj, USAF
Appellate Government Counsel, [REDACTED]

[REDACTED]

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 18 August 2026.

[REDACTED]

REGINA HENENLOTTER, Maj, USAF
Appellate Government Counsel, [REDACTED]
[REDACTED]
[REDACTED]

IN THE UNITED STATES AIR FORCE COURT OF CRIMINAL APPEALS

UNITED STATES	)	MOTION TO WITHDRAW
	)	FROM APPELLATE REVIEW
	)	AND ATTACH
v.	)	
	)	Before Panel 1
Captain (O-3)	)	
CHARLES E. BANKS	)	No. ACM 40877
United States Air Force	)	
<i>Appellant.</i>	)	5 October 2026

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

Pursuant to Rule 16 of this Honorable Court's Rules of Practice and Procedure and Rule for Courts-Martial (R.C.M.) 1115, Appellant, Captain Charles E. Banks moves to withdraw his case from appellate review.

Appellant has fully consulted with Major Olga Stanford, his appellate defense counsel, regarding this motion to withdraw. No person has compelled, coerced, or induced Appellant to withdraw his case from appellate review by force, promises of clemency, or otherwise.

Further, pursuant to Rules 23(b) and 23.3(b) of this Honorable Court's Rules of Practice and Procedure, undersigned counsel asks this Court to attach the two-page document appended to this pleading to the record of this proceeding. The appended document, Appellant's completed DD Form 2330, *Waiver/Withdrawal of Appellate Rights in General and Special Courts-Martial Subject to Review by a Court of Criminal Appeals*, is necessary to comply with R.C.M. 1115(d) and Rule 16.1 of this Court's Rules of Practice and Procedure.

WHEREFORE, Appellant respectfully requests that this Honorable Court grant this motion to withdraw from appellate review and attach matters to the record.

Respectfully submitted,

[REDACTED]

OLGA STANFORD, Maj, USAF
Appellate Defense Counsel

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

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 5 October 2026.

Respectfully submitted,

[REDACTED]

OLGA STANFORD, Maj, USAF
Appellate Defense Counsel

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]