UNITED STATES OF AMERICA	)	
	)	
v.	)	**Prosecution Request**
	)	**for Leave until 8 February 2013**
Manning, Bradley E.	)	**to Submit its Plan for Storing**
PFC, U.S. Army,	)	**any Appellate Exhibits not**
HHC, U.S. Army Garrison,	)	**Accompanying the Record of Trial**
Joint Base Myer-Henderson Hall	)	
Fort Myer, Virginia 22211	)	**9 January 2013**

The United States respectfully requests leave of the Court until 8 February 2013 to submit its plan for storing any Appellate Exhibits not accompanying the Record of Trial in one place under one custodian with a procedure for systematic reviews by the United States to ensure accountability through any appellate review. On 21 December 2012, the United States received approval to store such records at a secure facility operated by a government organization outside the Department of Defense. Since then, all applicable equity holders, with the exception of the Department of State, have cleared for such records to be stored at this facility. The Department of State has notified the United States that the storage plan has been cleared by a majority of the directorates, but that additional time is needed. The United States requests additional time to receive such clearance.

On 7 January 2013, the United States submitted its written storage plan for final approval to the Office of the Clerk of Court for the United States Army Court of Criminal Appeals ("Clerk of the Court"). Although the prosecution has been working with the Clerk of the Court for two months on the plan, on 8 January 2013, the Clerk of Court notified the United States that leadership within the United States Army Legal Services Agency requested an opportunity to comment on the proposed storage plan, along with the Chief of the Defense Appellate Division which cannot occur before 10 January 2013. The United States requests additional time to receive such input and, if necessary, to coordinate any modifications to the existing plan with each respective equity holder.

This request will not necessitate a delay in the proceedings because the continued effort to secure this plan will occur concurrently with the scheduled pretrial motions process. There will be no prejudice to the defense.

J. HUNTER WHYTE
CPT, JA
Assistant Trial Counsel

I certify that I served or caused to be served a true copy of the above on Mr. David Coombs, Civilian Defense Counsel, via electronic mail on 9 January 2013.

J. HUNTER WHYTE
CPT, JA
Assistant Trial Counsel

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