

**IN THE UNITED STATES COURT OF APPEALS
FOR THE EIGHTH CIRCUIT**

UNITED STATES OF AMERICA,)	
)	
Appellee and Cross-Appellant,)	
)	
vs.)	Case No. 11-2057
)	
CHRISTOPHER ELDER,)	
)	
Appellant and Cross-Appellee.)	

**MOTION FOR EXTENSION OF TIME TO FILE
THE BRIEF OF THE APPELLANT**

Appellant Christopher Elder hereby moves the Court, pursuant to Rule 26(b), Federal Rules of Appellate Procedure, for an extension of time of thirty days in which to file his Brief. The Brief currently is due Monday, July 25, 2011.

This is the appellant's first request for an extension of time. If the Court grants this request, the Brief will be due on Wednesday, August 24, 2011.

The Record in this case is very long. The trial took place over seven days. The transcript comprises more than 1,500 pages. There are numerous exhibits. Counsel for the appellant on appeal did not represent the appellant at trial. Though appellate counsel is working with trial counsel to ensure the Court is as fully briefed as possible, the extensive Record in this case has necessitated more time than counsel anticipated.

Dr. Elder is cognizant that the Court disfavors extensions of time and rarely grants those greater than fourteen days. 8th Cir. IOP III, I(1). But given the voluminous Record and the importance of briefing of the highest quality to Dr. Elder's liberty and the Court's decision-making process, the appellant requests thirty days to make certain that the issues on appeal are fully briefed and presented well to the Court.

Accordingly, this Court should extend the time in which to file the Brief of the Appellant until August 24, 2011.

Wherefore, Appellant Christopher Elder respectfully requests an extension of time of thirty days in which to file his Brief.

Respectfully submitted,

/s/Dennis Owens

Dennis Owens, Attorney
7th Floor, Harzfeld's Building
1111 Main Street
Kansas City, Missouri 64105
Telephone: (816) 474-3000
Facsimile: (816) 474-5533
E-mail: owensappeal@aol.com

Counsel for Appellant
Christopher Elder

Certificate of Service

I hereby certify that on July 5, 2011, I electronically filed the foregoing with the Clerk of the Court for the United States Court of Appeals for the Eighth Circuit by using the CM/ECF system. I certify that all participants in the case are registered CM/ECF users and that service will be accomplished by the CM/ECF system.

s/Dennis Owens

Attorney