

United States Navy - Marine Corps
Court of Criminal Appeals

Michael J. BROWN
First Sergeant (E-8),
U.S. Marine Corps
Petitioner

v.

UNITED STATES
Respondent

NMCCA NO. 201900050

The Court En Banc

**PETITION FOR
EXTRAORDINARY RELIEF
IN THE NATURE OF WRITS
OF MANDAMUS AND
PROHIBITION AND REQUEST
FOR A STAY OF THE
SPECIAL COURT-MARTIAL
POST-TRIAL PROCEEDINGS**

ORDER

Granting Reconsideration

Upon consideration of the Respondent's Motion for Reconsideration and Suggestion for En Banc Consideration,¹ filed on 29 July 2019, it is, by the Court, this 20th day of August 2019,

ORDERED:

1. That the Motion is **GRANTED**. The Court En Banc will consider the case.
2. That the Court's 27 June 2019 decision is hereby **WITHDRAWN**.
3. That the **STAY OF POST-TRIAL PROCEEDINGS** imposed by the Court on 6 March 2019 and lifted on 27 June 2019 is **REINSTATED**.
4. That no briefs or arguments will be accepted unless required by further order of the Court.

¹ The Respondent erroneously styled its motion as a motion for en banc *reconsideration*. The case has previously been assigned to Panel 2 and not the court en banc. Thus, there is no existing en banc decision to *reconsider*. See N-M. Ct. Crim. App. R. 27.2.



FOR THE COURT:

A handwritten signature in blue ink that reads "Roger A. Drew, Jr." with a stylized flourish at the end.

RODGER A. DREW, JR.
Clerk of Court

Copy to:
NMCCA (51)
Petitioner
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