

UNITED STATES DISTRICT COURT  
DISTRICT OF MINNESOTA

United States of America,

Crim. No. 21-108(1) (PAM/TNL)

Plaintiff,

v.

**ORDER**

Derek Michael Chauvin,

Defendant.

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This matter is before the Court on Defendant's pro se Motion for Extension of Time and alternative Motion to Appoint Counsel. Defendant is currently in medical segregation due to serious injuries he suffered in an incident several weeks ago. Because of his physical condition and confinement, Defendant asserts that he cannot access additional exhibits he would like to submit in support of his motion to vacate under 28 U.S.C. § 2255.

The appointment of counsel at this time is premature. An extension of his response deadline is warranted, however. Defendant's reply in support of his motion to vacate shall be filed 30 days after Defendant has access to the materials referenced in his Motion.

Accordingly, **IT IS HEREBY ORDERED that:**

1. Defendant's Motion for Extension of Time (Docket No. 550) is **GRANTED** as set forth above; and

2. Defendant's Motion to Appoint Counsel (Docket No. 549) is **DENIED**  
**without prejudice** as premature.

Dated: December 29, 2023

*s/Paul A. Magnuson*  
Paul A. Magnuson  
United States District Court Judge