

No. 16-4193

**UNITED STATES COURT OF APPEALS
FOR THE FOURTH CIRCUIT**

UNITED STATES,

Appellee,

v.

DONALD L. BLANKENSHIP,

Appellant.

On Appeal from the United States District Court
For the Southern District of West Virginia (Criminal No. 5:14-cr-244)
The Honorable Irene C. Berger, District Judge

**MOTION FOR LEAVE TO FILE
MOTION FOR RELEASE PENDING APPEAL OF
EXCEEDING 20 PAGES**

Pursuant to FRAP Rule 27(d)(2), Appellant Donald L. Blankenship, requests that the Court accept the motion for release pending appeal that is 33 pages long (in 14-point type) that he has filed. The motion identifies four substantial questions likely to result in reversal if the Court agrees with Mr. Blankenship's

position on the merits of this appeal. The motion submitted to this Court is significantly shorter than the 38-page motion (in 12-point type) for release pending appeal that was filed in the District Court. An enlargement of the page limit is necessary to provide factual background and context important to an assessment of the merits and also to demonstrate that the issues were preserved below and that (for issues subject to harmless error analysis) the errors were not harmless.

Dated: April 12, 2016

Respectfully submitted,

/s/ William W. Taylor, III

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CERTIFICATE OF SERVICE

I hereby certify that the foregoing has been electronically filed and service has been made by virtue of such electronic filing this 12th day of April, 2016 on:

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