

EXHIBIT 3

FILED

United States Court of Appeals
Tenth Circuit

UNITED STATES COURT OF APPEALS

FOR THE TENTH CIRCUIT

April 22, 2024

Christopher M. Wolpert
Clerk of Court

UNITED STATES OF AMERICA,

Plaintiff - Appellee,

v.

JESUS HERRERA-SALAZAR,

Defendant - Appellant.

No. 24-7029
(D.C. No. 6:23-CR-00056-RAW-1)
(E.D. Okla.)

ORDER

Before **HOLMES**, Chief Judge.

Attorney Terry L. Weber has filed a motion to withdraw as appointed counsel for Appellant Jesus Herrera-Salazar. The motion to withdraw is GRANTED.

The district court has made the requisite finding of eligibility for appointment of counsel pursuant to 18 U.S.C. § 3006A, and Blain Myhre¹ is appointed as counsel for Appellant Herrera-Salazar. Pursuant to § 3006A, Mr. Weber is appointed *nunc pro tunc* to the date the notice of appeal was filed, and that appointment ends with the entry of this order appointing new counsel.

¹Blain Myhre LLC; P.O. Box 3600; Englewood, Colorado 80155;
blainmyhre@gmail.com; 303-250-3932

Within 10 days from the date of this order, Mr. Weber shall transmit to Mr. Myhre copies of all documents in his possession that are pertinent to this appeal and not otherwise available via PACER and/or CM/ECF, including trial exhibits.

Within 10 days, Mr. Myhre shall file an entry of appearance in this appeal.

Mr. Weber has filed a designation of record, but no transcript order form has been filed.

Within 20 days from the date of this order, Mr. Myhre shall file any supplemental designation of record; and a transcript order form or notice that no transcript is necessary.

The Clerk of the U.S. District Court for the Eastern District of Oklahoma shall wait at least 20 days before transmitting the record on appeal to this court.

Appellant Herrera-Salazar's opening brief shall be due 40 days from the date the record on appeal is filed in this court. *See* Fed. R. App. P. 31(a)(1); 10th Cir. R. 11.2(A).

The Clerk's Office shall transmit a copy of this order to the clerk of the district court. Mr. Weber shall transmit a copy of this order to Appellant Herrera-Salazar forthwith.

Entered for the Court
CHRISTOPHER M. WOLPERT, Clerk

A handwritten signature in black ink, appearing to read "Sunil N. Rao".

By: Sunil N. Rao
Counsel to the Clerk