****CORRECTED COPY – DESTROY ALL OTHERS****

UNITED STATES AIR FORCE COURT OF CRIMINAL APPEALS

UNITED STATES

v.

Technical Sergeant RUBEN N. ABLANG
United States Air Force

ACM 37131

25 June 2008

Sentence adjudged 01 October 2007 by GCM convened at RAF Mildenhall, United Kingdom. Military Judge: Gordon R. Hammock and Jennifer L. Cline (sitting alone).

Approved sentence: Confinement for 18 months, fine of $1,500.00, and reduction to E-2.

Appellate Counsel for the Appellant: Lieutenant Colonel Mark R. Strickland, Captain Tiaundra D. Sorrell, and Dwight H. Sullivan, Esquire (civilian).

Appellate Counsel for the United States: Colonel Gerald R. Bruce.

Before

HEIMANN, ZANOTTI, and PLACKE
Appellate Military Judges

This opinion is subject to editorial correction before final release.

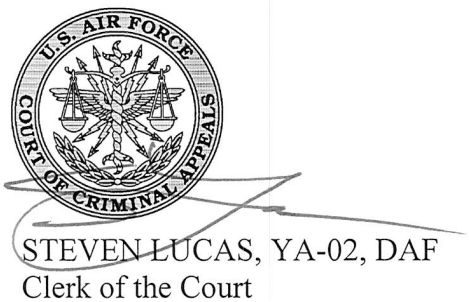
PER CURIAM:

The approved findings and sentence are correct in law and fact, and no error prejudicial to the substantial rights of the appellant occurred. Article 66(c), UCMJ, 10 U.S.C. § 866(c); *United States v. Reed*, 54 M.J. 37, 41 (C.A.A.F. 2000). We note however, that the action incorrectly references review under Article 69, UCMJ, 10 U.S.C. § 869 vice Article 66, UCMJ, 10 U.S.C. §866(c). The record of trial is returned to The Judge Advocate General for remand to the convening authority for withdrawal of the action and substitution of a corrected one. Rule for Courts-Martial 1107(g).

Further, we order the promulgation of a corrected Court-Martial Order reflecting the correct action. Thereafter, Article 66(c), UCMJ shall apply.

Judge ZANOTTI did not participate.

OFFICIAL



STEVEN LUCAS, YA-02, DAF
Clerk of the Court