

**UNITED STATES AIR FORCE COURT OF CRIMINAL APPEALS**

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**UNITED STATES**

**v.**

**Airman GABRIELA BALSAMO  
United States Air Force**

**ACM S30071 (f rev)**

**24 November 2003**

Sentence adjudged 20 November 2001 by SPCM convened at Lackland Air Force Base, Texas. Military Judge: Steven A. Hatfield.

Approved sentence: Bad-conduct discharge, confinement for 3 months, forfeiture of \$500.00 pay per month for 3 months, and reduction to E-1.

Appellate Counsel for Appellant: Captain Antony B. Kolenc.

Appellate Counsel for the United States: Colonel LeEllen Coacher, Lieutenant Colonel Robert V. Combs, and Major John C. Johnson.

Before

**BRESLIN, STONE, and ORR  
Appellate Military Judges**

**PER CURIAM:**

We have examined the record of trial, the assignment of errors, and the government's reply thereto. We hereby set aside the action dated 2 September 2003.

The record of trial is returned to The Judge Advocate General for submission to the appropriate convening authority for new post-trial processing in accordance with the original order of this Court. The new post-trial processing will include a new staff judge advocate's recommendation, served upon the appellant and her defense counsel, and full compliance with Article 60(d), UCMJ, 10 U.S.C. § 860(d), and Rules for Courts-Martial

1105 and 1106. Thereafter, the record of trial will be returned to this Court for review under Article 66, UCMJ, 10 U.S.C. § 866.

OFFICIAL

HEATHER D. LABE  
Clerk of Court