

UNITED STATES AIR FORCE COURT OF CRIMINAL APPEALS

UNITED STATES

v.

Cadet STERLING R. BARNES
United States Air Force

ACM 35766

23 November 2004

Sentence adjudged 1 October 2003 by GCM convened at United States Air Force Academy, Colorado. Military Judge: Patrick M. Rosenow (sitting alone).

Approved sentence: Dismissal, confinement for 9 months, and forfeiture of all pay and allowances.

Appellate Counsel for Appellant: Colonel Carlos L. McDade, Lieutenant Colonel Brandon A. Burnett, Major Terry L. McElyea, Major Andrea M. Gormel, and Major James M. Winner.

Appellate Counsel for the United States: Lieutenant Colonel Gary F. Spencer.

Before

STONE, GENT, and SMITH
Appellate Military Judges

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). Accordingly, the approved findings and sentence are

AFFIRMED.

Judge SMITH did not participate.

OFFICIAL

ANGELA M. BRICE
Clerk of Court