

UNITED STATES AIR FORCE COURT OF CRIMINAL APPEALS

UNITED STATES

v.

**Airman First Class CALEB B. BEATY
United States Air Force**

ACM 37478 (rem)

27 July 2011

Sentence adjudged 05 May 2009 by GCM convened at Hurlburt Field, Florida. Military Judge: W. Thomas Cumbie (sitting alone).

Approved sentence: No Punishment.

Appellate Counsel for the Appellant: Colonel James B. Roan; Lieutenant Colonel Darrin K. Johns; and Major Shannon A. Bennett.

Appellate Counsel for the United States: Colonel Don M. Christensen; Colonel Douglas P. Cordova; Lieutenant Colonel Jeremy S. Weber; Captain Jamie L. Mendleson; and Gerald R. Bruce, Esquire.

Before

BRAND, ORR, and GREGORY
Appellate Military Judges

This opinion is subject to editorial correction before final release.

GREGORY, Senior Judge:

This case is before the Court on remand. Our superior court affirmed the findings but set aside the sentence and authorized a rehearing. *United States v. Beaty*, 70 M.J. 39 (C.A.A.F. 2011). The General Court-Martial Convening Authority determined that a rehearing on sentence was impracticable and approved a sentence of no punishment.

The sentence is AFFIRMED.

OFFICIAL



A blue ink handwritten signature, appearing to read "S. Lucas", is written over the seal.

STEVEN LUCAS
Clerk of the Court