

UNITED STATES AIR FORCE COURT OF CRIMINAL APPEALS

UNITED STATES

v.

**Airman GERALD D. BENTON
United States Air Force**

ACM S31856

04 August 2011

Sentence adjudged 2 August 2010 by SPCM convened at Tinker Air Force Base, Oklahoma. Military Judge: Matthew Van Dalen.

Approved sentence: Bad-conduct discharge, confinement for 3 months, forfeiture of \$892.00 pay per month for 3 months, reduction to E-1, and a reprimand.

Appellate Counsel for the Appellant: Lieutenant Colonel Gail E. Crawford and Captain Luke D. Wilson.

Appellate Counsel for the United States: Colonel Don M. Christensen, Major Naomi N. Porterfield, and Gerald R. Bruce, Esquire.

Before

**BRAND, GREGORY, and WEISS
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).

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Accordingly, the approved findings and sentence are

AFFIRMED.

OFFICIAL



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

STEVEN LUCAS
Clerk of the Court