

UNITED STATES AIR FORCE COURT OF CRIMINAL APPEALS

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UNITED STATES

v.

Staff Sergeant **BRIAN S. BOWER**  
United States Air Force

**ACM S31389**

**30 July 2008**

Sentence adjudged 11 September 2007 by SPCM convened at Dyess Air Force Base, Texas. Military Judge: Grant L. Kratz (sitting alone).

Approved sentence: Bad-conduct discharge, confinement for 2 months and 23 days, and reduction to E-1.

Appellate Counsel for the Appellant: Major Shannon A. Bennett.

Appellate Counsel for the United States: Colonel Gerald R. Bruce, Major Donna S. Rueppell, and Captain Jason M. Kellhofer.

Before

FRANCIS, HEIMANN, and THOMPSON  
Appellate Military Judges

This opinion is subject to editorial correction before final release.

PER CURIAM:

Consistent with the appellant's pleas, a military judge sitting as a special court-martial convicted him of one specification of wrongful use of cocaine and one specification of divers use of methamphetamines, in violation of Article 112a, UCMJ, 10 U.S.C. § 912a. The approved sentence consists of a bad-conduct discharge, confinement for two months and 23 days, and reduction to E-1.

The appellant correctly points out that the court-martial order erroneously indicates he was convicted of divers use of cocaine and a single use of methamphetamines. Both he and the appellee urge the Court to order preparation of a corrected copy. It is so ordered.

*Conclusion*

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.

OFFICIAL



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