

UNITED STATES AIR FORCE COURT OF CRIMINAL APPEALS

UNITED STATES

v.

**Airman Basic JAMES T. BROOKER III
United States Air Force**

ACM S30832

14 March 2006

Sentence adjudged 13 January 2005 by SPCM convened at Rhein-Main Air Base, Germany. Military Judge: William M. Burd (sitting alone).

Approved sentence: Bad-conduct discharge, confinement for 5 months, and forfeiture of \$823.00 pay per month for 5 months.

Appellate Counsel for Appellant: Lieutenant Colonel Mark R. Strickland and Major Sandra K. Whittington.

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

Before

**ORR, JOHNSON, and JACOBSON
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.

OFFICIAL

**ANGELA M. BRICE
Clerk of Court**