

UNITED STATES AIR FORCE COURT OF CRIMINAL APPEALS

UNITED STATES

v.

**Airman First Class JACQUELYN C. BUNTING
United States Air Force**

ACM S30076

14 October 2003

Sentence adjudged 4 December 2001 by SPCM convened at Eglin Air Force Base, Florida. Military Judge: Sharon A. Shaffer.

Approved sentence: Bad-conduct discharge, restriction to Eglin Air Force Base, Florida for 1 month, and reduction to E-1.

Appellate Counsel for Appellant: Colonel Beverly B. Knott, Major Terry L. McElyea, Major Jeffrey A. Vires, and Major Kyle R. Jacobson.

Appellate Counsel for the United States: Colonel LeEllen Coacher, Lieutenant Colonel Lance B. Sigmon, and Major Shannon J. Kennedy.

Before

BRESLIN, MOODY, and GRANT
Appellate Military Judges

PER CURIAM:

We have examined the record of trial, the assignment of errors, and the government's reply thereto. We conclude that the contested letters of reprimand were properly admitted, in accordance with Rule for Courts-Martial (R.C.M.) 1001(b)(2). *See* Air Force Instruction (AFI) 51-201, *Administration of Military Justice*, ¶ 8.5.2 (3 Oct 1997); *United States v. Sheridan*, 43 M.J. 682, 684-85 (A.F. Ct. Crim. App. 1995); *United States v. French*, ACM S29533 (A.F. Ct. Crim. App. 2 Nov 1999) (unpub. op.). In addition, trial defense counsel's failure to object to improper prosecution sentencing argument waived the issue. R.C.M. 1001(g); *United States v. Sherman*, 32 M.J. 449 (C.M.A. 1991). In any event, the improper argument did not materially prejudice the substantial rights of the appellant. *United States v. Baer*, 53 M.J. 235 (2000).

Accordingly, we conclude the approved findings and sentence are correct in law and fact, and no error prejudicial to the substantial rights of the appellant was committed. Article 66 (c), UCMJ, 10 U.S.C. § 866(c); *United States v. Reed*, 54 M.J. 37, 41 (2000). On the basis of the entire record, the approved findings and sentence are

AFFIRMED.

OFFICIAL

HEATHER D. LABE
Clerk of Court