

UNITED STATES AIR FORCE COURT OF CRIMINAL APPEALS

UNITED STATES

v.

Senior Airman **BYRON L. DAWSON**
United States Air Force

ACM S31435

30 October 2008

Sentence adjudged 13 November 2007 by SPCM convened at McConnell Air Force Base, Kansas. Military Judge: Maura T. McGowan (sitting alone).

Approved sentence: Bad-conduct discharge, confinement for 3 months, and reduction to E-1.

Appellate Counsel for the Appellant: Major Shannon A. Bennett, Captain Phillip T. Korman, and Captain Grover H. Baxley.

Appellate Counsel for the United States: Colonel Gerald R. Bruce and Major Jeremy S. Weber.

Before

FRANCIS, HEIMANN, and THOMPSON
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).

* The Court notes the Convening Authority's action indicated that "the sentence is approved and, except for the bad-conduct discharge, will be executed." The Court-Martial Order (CMO), dated 17 January 2008, excluded the phrase "except for the bad-conduct discharge". The Court orders the promulgation of a corrected CMO.

Accordingly, the approved findings and sentence are

AFFIRMED.

Judge HEIMANN did not participate.

OFFICIAL



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