

UNITED STATES AIR FORCE COURT OF CRIMINAL APPEALS

UNITED STATES

v.

**Airman Basic JAMES V. FIDAZZO III
United States Air Force**

ACM 36035

28 November 2005

Sentence adjudged 7 July 2004 by GCM convened at Sheppard Air Force Base, Texas. Military Judge: Barbara E. Shestko (sitting alone).

Approved sentence: Bad-conduct discharge and confinement for 30 months.

Appellate Counsel for Appellant: Colonel Carlos L. McDade, Lieutenant Colonel Mark R. Strickland, Major Andrew S. Williams, Major Sandra K. Whittington, Major Karen L. Hecker, Captain Christopher S. Morgan, and Captain Kimberly A. Quedensley.

Appellate Counsel for the United States: Lieutenant Colonel Gary F. Spencer and Lieutenant Colonel Robert V. Combs.

Before

**BROWN, MOODY, and FINCHER
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