

UNITED STATES AIR FORCE COURT OF CRIMINAL APPEALS

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UNITED STATES

v.

**Airman Basic DREXEL T. GARLAND JR.**  
**United States Air Force**

**S31296 (f rev)**

**19 August 2008**

Sentence adjudged 21 February 2007 by SPCM convened at Misawa Air Base, Japan. Military Judge: Steven A. Hatfield (sitting alone).

Approved sentence: Bad-conduct discharge and confinement for 4 months.

Appellate Counsel for the Appellant: Colonel Nikki A. Hall, Lieutenant Colonel Mark R. Strickland, Major Karen L. Hecker, Captain Anthony D. Ortiz, and Captain Jennifer J. Raab.

Appellate Counsel for the United States: Colonel Gerald R. Bruce.

Before

FRANCIS, HEIMANN, and THOMPSON  
Appellate Military Judges

UPON FURTHER REVIEW

This opinion is subject to editorial correction before final release.

PER CURIAM:

This case is before us on its merits for further review. In *United States v. Garland*, ACM S31296 (A.F. Ct. Crim. App. 28 Dec 2007) (unpub. op.), this Court set aside the action and returned the record of trial to The Judge Advocate General for remand to the convening authority for a new action and promulgating order. On 8 February 2008, the convening authority complied with our decision.

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.

Senior Judge HEIMANN did not participate.

OFFICIAL



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