

**UNITED STATES AIR FORCE COURT OF CRIMINAL APPEALS**

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**UNITED STATES**

**v.**

**Airman Basic ANTONIO L. GILES**  
**United States Air Force**

**ACM S31675**

**19 January 2010**

Sentence adjudged 04 May 2009 by SPCM convened at McChord Air Force Base, Washington. Military Judge: Don M. Christensen (sitting alone).

Approved sentence: Bad-conduct discharge and confinement for 51 days.

Appellate Counsel for the Appellant: Major Shannon A. Bennett and Captain Andrew U. Unsicker.

Appellate Counsel for the United States: Colonel Douglas P. Cordova.

Before

**BRAND, HELGET, and GREGORY**  
Appellate Military Judges

This opinion is subject to editorial correction before final release.

**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).

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\* Though not reflected in the action, the convening authority deferred confinement in excess of 10 days. With 41 days credit for pretrial confinement, the appellant served a total of 51 days – the amount of confinement approved by the convening authority in the action. Clemency submissions show the appellant received the benefit of both the deferment and the pretrial credit, and confinement was complete by the date of action. Under these circumstances, the error in the action is harmless.

Accordingly, the approved findings and sentence are

AFFIRMED.

OFFICIAL



A handwritten signature in blue ink, appearing to read "S. Lucas", is written over the seal and extends to the right.

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