

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

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**UNITED STATES**

**v.**

**Technical Sergeant BARRY L. HAMILTON  
United States Air Force**

**ACM 35053 (reh)**

**11 May 2005**

Sentence adjudged 7 October 2004 by GCM convened at Andrews Air Force Base, Maryland. Military Judge: Kevin P. Koehler.

Approved sentence: Confinement for 30 days and reduction to E-4.

Appellate Counsel for Appellant: Major Andrew S. Williams.

Appellate Counsel for the United States: Lieutenant Colonel Gary F. Spencer.

Before

STONE, GENT, and SMITH  
Appellate Military Judges

UPON REHEARING

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.

Judge SMITH did not participate.

OFFICIAL

ANGELA M. BRICE  
Clerk of Court