

UNITED STATES AIR FORCE COURT OF CRIMINAL APPEALS

UNITED STATES

v.

**Airman ANTHONY D. HAWKINS
United States Air Force**

ACM S30367

2 February 2004

Sentence adjudged 25 March 2003 by SPCM convened at Offutt Air Force Base, Nebraska. Military Judge: Daryl Trawick (sitting alone).

Approved sentence: Bad-conduct discharge, confinement for 4 months, forfeiture of two-thirds pay per month for 4 months, and reduction to E-1.

Appellate Counsel for Appellant: Colonel Beverly B. Knott, Major Terry L. McElyea, and Major Andrew S. Williams.

Appellate Counsel for the United States: Colonel LeEllen Coacher.

Before

STONE, MOODY, and JOHNSON-WRIGHT
Appellate Military Judges

PER CURIAM:

Although the appellant does not assert any errors, we note the failure of the trial judge to announce the forfeitures in an exact amount in whole numbers in accordance with Rule for Courts-Martial 1003(b)(2). The special court-martial promulgating order also fails to correct the error. Thus, only so much of the sentence as extends to a bad-conduct discharge, confinement for 4 months, forfeiture of \$767.00 pay per month for 4 months, and reduction to E-1 is affirmed. The record of trial is returned to The Judge Advocate General for administrative correction of the promulgating order to reflect the sentence as set forth above. The case need not be returned to this Court following administrative correction of the order unless further appellate review is required.

The findings, as approved, and sentence, as modified, 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

FELECIA M. BUTLER, TSgt, USAF
Chief Court Administrator