

UNITED STATES AIR FORCE COURT OF CRIMINAL APPEALS

---

---

UNITED STATES

v.

**Airman First Class ZACHARIAH J. HUNTER**  
**United States Air Force**

**ACM S31205**

**31 August 2007**

Sentence adjudged 03 October 2006 by SPCM convened at Nellis Air Force Base, Nevada. Military Judge: Ronald A. Gregory (sitting alone).

Approved sentence: Bad-conduct discharge, confinement for 3 months, and reduction to E-1.

Appellate Counsel for Appellant: Colonel Nikki A. Hall, Lieutenant Colonel Mark R. Strickland, and Captain Vicki A. Belleau.

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

Before

WISE, BECHTOLD, and HEIMANN  
Appellate Military Judges

This opinion is subject to editorial correction before final release.

PER CURIAM:

On appeal the appellant notes the erroneous action but does not allege any prejudice.<sup>1</sup> This Court believes the error warrants correction. The record of trial is returned to The Judge Advocate General for remand to the convening authority for withdrawal of the action and substitution of a corrected one. R.C.M. 1107(g).

---

<sup>1</sup> Inconsistent with the terms of the Pretrial Agreement, the Convening Authority approved the sentence as adjudged, which included confinement for 3 months.

Thereafter, Article 66(c), UCMJ, 10 U.S.C. § 866(c), shall apply.

AFFIRMED.

OFFICIAL

