

UNITED STATES AIR FORCE COURT OF CRIMINAL APPEALS

UNITED STATES

v.

**Airman Basic JOSEPH L. KAY
United States Air Force**

ACM 36503

18 October 2006

Sentence adjudged 7 September 2005 by GCM convened at Shaw Air Force Base, South Carolina. Military Judge: Gary M. Jackson (sitting alone).

Approved sentence: Bad-conduct discharge, confinement for 8 months, and a reprimand.

Appellate Counsel for Appellant: Lieutenant Colonel Mark R. Strickland and Captain John S. Fredland.

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

Before

**BROWN, JACOBSON, and SCHOLZ
Appellate Military Judges**

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.

OFFICIAL

**JEFFREY L. NESTER
Clerk of Court**