

UNITED STATES AIR FORCE COURT OF CRIMINAL APPEALS

UNITED STATES

v.

Technical Sergeant MICHAEL J. LAPOINTE
United States Air Force

ACM S32081 (recon)

07 June 2013

Sentence adjudged 12 June 2012 by SPCM convened at Little Rock Air Force Base, Arkansas. Military Judge: Natalie D. Richardson.

Approved Sentence: Bad-conduct discharge, confinement for 5 months, hard labor without confinement for 2 months, and reduction to E-4.

Appellate Counsel for the Appellant: Major Bryan A. Bonner and Major Matthew T. King.

Appellate Counsel for the United States: Colonel Don M. Christensen and Gerald R. Bruce, Esquire.

Before

GREGORY, HARNEY, and HECKER*
Appellate Military Judges

UPON RECONSIDERATION

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).

* Upon our own motion, this Court has vacated the previous decision in this case and reconsidered it under a newly constituted panel, as reflected in this opinion.

Accordingly, the approved findings and sentence are AFFIRMED.



FOR THE COURT

STEVEN LUCAS
Clerk of the Court