

UNITED STATES AIR FORCE COURT OF CRIMINAL APPEALS

UNITED STATES

v.

**Airman Basic MANUEL MARMOLEJO
United States Air Force**

ACM 33950 (f rev)

23 March 2004

Sentence adjudged 10 November 1999 by GCM convened at Shaw Air Force Base, South Carolina. Military Judge: James L. Flanary (sitting alone).

Approved sentence: Dishonorable discharge and confinement for 42 months.

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

Appellate Counsel for the United States: Colonel LeEllen Coacher, Lieutenant Colonel Robert V. Combs, and Major Shannon J. Kennedy.

Before

BRESLIN, ORR, and GENT
Appellate Military Judges

UPON FURTHER REVIEW

PER CURIAM:

We have examined the record of trial, the assignments of error, and the government's answer thereto. We conclude the approved findings and sentence are correct in law and fact, the sentence is appropriate, 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

LAQUITTA J. SMITH
Documents Examiner