

UNITED STATES AIR FORCE COURT OF CRIMINAL APPEALS

UNITED STATES

v.

**Airman First Class BRYAN C. MCMILLAN
United States Air Force**

ACM 38189 (recon)

07 June 2013

Sentence adjudged 12 June 2012 by GCM convened at Fairchild Air Force Base, Washington. Military Judge: William C. Muldoon, Jr.

Approved Sentence: Bad-conduct discharge, confinement for 1 year, forfeiture of all pay and allowances, and reduction to E-1.

Appellate Counsel for the Appellant: Major Daniel E. Schoeni.

Appellate Counsel for the United States: Colonel Don M. Christensen.

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). Accordingly, the approved findings and sentence are **AFFIRMED**.



FOR THE COURT

STEVEN LUCAS
Clerk of the Court

* 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.