

**UNITED STATES AIR FORCE COURT OF CRIMINAL APPEALS**

---

**UNITED STATES**

**v.**

**Airman First Class JUSTIN A. MEYLIAN  
United States Air Force**

**ACM S30466**

**17 March 2005**

Sentence adjudged 27 August 2003 by SPCM convened at Hill Air Force Base, Utah. Military Judge: Anne L. Burman.

Approved sentence: Bad-conduct discharge, confinement for 30 days, and reduction to E-1.

Appellate Counsel for Appellant: Colonel Beverly B. Knott and Major Jennifer K. Martwick.

Appellate Counsel for the United States: Colonel LeEllen Coacher, Lieutenant Colonel Robert V. Combs, and Major Tracey L. Printer.

Before

PRATT, ORR, and MOODY  
Appellate Military Judges

PER CURIAM:

At a special court-martial, consistent with his pleas, the appellant was convicted of using marijuana on divers occasions, and possessing ecstasy on one occasion, in violation of Article 112a, UCMJ, 10 U.S.C. § 912a. Officer members sentenced him to a bad-conduct discharge, confinement for 30 days, and reduction to E-1. The convening authority approved the sentence as adjudged.

On appeal, the appellant asserts that his sentence is inappropriately severe. Article 66(c), UCMJ, 10 U.S.C. § 866(c), requires that we affirm only so much of the sentence as we find “should be approved.” In determining sentence appropriateness, we exercise our judicial powers to assure that justice is done and that the appellant receives the punishment he or she deserves. Performing this function, however, does not authorize this Court to exercise clemency. *United States v. Healy*, 26 M.J. 394, 395-96 (C.M.A.

1988). We assess sentence appropriateness by considering the entire record of trial, the particular appellant, the nature and seriousness of the offenses, and the character of the appellant's service. *United States v. Snelling*, 14 M.J. 267, 268 (C.M.A. 1982). Applying that standard in this case, we find that the appellant's sentence is not inappropriately severe.

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; *United States v. Reed*, 54 M.J. 37, 41 (C.A.A.F. 2000). Accordingly, the approved findings and sentence are

AFFIRMED.

OFFICIAL

ANGELA M. BRICE  
Clerk of Court