

UNITED STATES AIR FORCE COURT OF CRIMINAL APPEALS

UNITED STATES

v.

Technical Sergeant RAYMOND D. RIGEL II
United States Air Force

ACM 35836

23 November 2004

Sentence adjudged 25 November 2003 by GCM convened at Minot Air Force Base, North Dakota. Military Judge: Barbara E. Shestko (sitting alone).

Approved sentence: Bad-conduct discharge, confinement for 15 months, and reduction to E-1.*

Appellate Counsel for Appellant: Colonel Carlos L. McDade, Major Terry L. McElyea, Major Teresa L. Davis, and Captain Diane M. Paskey.

Appellate Counsel for the United States: Lieutenant Colonel Gary F. Spencer.

Before

MALLOY, JOHNSON, and GRANT
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

ANGELA M. BRICE
Clerk of Court

* The execution of the part of the sentence to reduction below E-4 is suspended conditioned upon successful completion of the Return to Duty Program at which time, unless sooner vacated, the suspended part of the sentence will be remitted.