

UNITED STATES AIR FORCE COURT OF CRIMINAL APPEALS

UNITED STATES

v.

**Airman First Class JOSEPH D. SLATER
United States Air Force**

ACM 35816

28 November 2005

Sentence adjudged 13 November 2003 by GCM convened at Goodfellow Air Force Base, Texas. Military Judge: Dixie Morrow (sitting alone).

Approved sentence: Bad-conduct discharge, confinement for 18 months, forfeiture of all pay and allowances, and reduction to E-1.

Appellate Counsel for Appellant: Colonel Carlos L. McDade, Major Andrew S. Williams, Major Sandra K. Whittington, and Major Jennifer K. Martwick.

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

Before

BROWN, MOODY, and FINCHER
Appellate Military Judges

PER CURIAM:

We have examined the record of trial, the assignment of error, and the government's reply thereto. We hold that the appellant's plea to wrongful use of cocaine was provident. *See United States v. Dillon*, 61 M.J. 221, 224 (C.A.A.F. 2005); *United States v. Stringfellow*, 32 M.J. 335, 336 (C.M.A. 1991); *See also United States v. Dillon*, ACM 34933, unpub. op. at 2-3 (A.F. Ct. Crim. App. 11 Feb 2004).

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