

UNITED STATES AIR FORCE COURT OF CRIMINAL APPEALS

UNITED STATES

v.

**Senior Airman KEITH H. SNETHEN
United States Air Force**

ACM 35695 (f rev)

9 June 2006

Sentence adjudged 27 February 2003 by GCM convened at Kunsan Air Base, Republic of Korea. Military Judge: David F. Brash (sitting alone).

Approved sentence: Confinement for 4 months, forfeiture of \$1,000.00 pay per month for 4 months, and reduction to E-1.

Appellate Counsel for Appellant: Colonel Carlos L. McDade, Lieutenant Colonel Mark R. Strickland, Lieutenant Colonel Andrew S. Williams, Lieutenant Colonel Robin S. Wink, Major Terry L. McElyea, Major Andrea M. DeCamara, Major James M. Winner, and Captain John S. Fredland.

Appellate Counsel for the United States: Colonel LeEllen Coacher, Colonel Gary F. Spencer, Lieutenant Colonel Robert V. Combs, Major John C. Johnson.

Before

**STONE, SMITH, and MATHEWS
Appellate Military Judges**

UPON FURTHER REVIEW

PER CURIAM:

This case is before our Court for further review because the original action was set aside. *United States v. Snethen*, 62 M.J. 579 (A.F. Ct. Crim. App. 2005). This Court returned the case to The Judge Advocate General for remand to the convening authority who, in his discretion, could either approve a sentence that did not include a bad-conduct discharge and otherwise complied with the limitations of Rule for Court-Martial 1103(f)(1), or order a rehearing. On 28 February 2006, the convening authority

completed a new action in compliance with our holding. This case came before this Court for further review with no additional assignments of error.

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

THOMAS T. CRADDOCK, SSgt, USAF
Court Administrator