

UNITED STATES AIR FORCE COURT OF CRIMINAL APPEALS

UNITED STATES

v.

**Airman Basic ROBERT O. TURPIN
United States Air Force**

ACM S30649 (f rev)

20 December 2006

Sentence adjudged 25 May 2004 by SPCM convened at Sheppard Air Force Base, Texas. Military Judge: Kirk R. Granier (sitting alone).

Approved sentence: No punishment.

Appellate Counsel for Appellant: Colonel Carlos L. McDade, Lieutenant Colonel Mark R. Strickland, Major Sandra K. Whittington, Major Christopher S. Morgan, and Captain Christopher L. Ferretti.

Appellate Counsel for the United States: Colonel Gerald R. Bruce, Colonel Gary F. Spencer, Major Michelle M. McCluer, and Captain Clayton O'Connor.

Before

BROWN, FRANCIS, and SOYBEL
Appellate Military Judges

UPON FURTHER REVIEW

PER CURIAM:

This case is again before our Court for further review after we originally set aside Charge II and its Specification, and the sentence, and returned the case to The Judge Advocate General for remand to the convening authority for rehearing. *United States v. Turpin*, ACM S30649 (A.F. Ct. Crim. App. 30 Mar 2006) (unpub. op.). On 5 May 2006, the convening authority, finding that a rehearing was not practical, completed a new action dismissing Charge II and its Specification and

approving a sentence of “no punishment.” 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

LOUIS T. FUSS, TSgt, USAF
Chief Court Administrator