

UNITED STATES AIR FORCE COURT OF CRIMINAL APPEALS

UNITED STATES

v.

**Staff Sergeant THERESA M. WAGNER
United States Air Force**

ACM 35358

5 February 2004

Sentence adjudged 1 March 2002 by GCM convened at Edwards Air Force Base, California. Military Judge: Steven A. Gabriel.

Approved sentence: Bad-conduct discharge, a fine of \$3,008.41, if the fine is not paid by 30 August 2002, and after compliance with Rule for Courts-Martial 1113(d)(3), confinement will be served but for not more than 6 months, and reduction to E-1.

Appellate Counsel for Appellant: Colonel Beverly B. Knott, Major Terry L. McElyea, and Major Andrew S. Williams.

Appellate Counsel for the United States: Colonel LeEllen Coacher.

Before

STONE, JOHNSON-WRIGHT, and ZANOTTI
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

FELECIA M. BUTLER, TSgt, USAF
Chief Court Administrator