

**UNITED STATES NAVY-MARINE CORPS
COURT OF CRIMINAL APPEALS
WASHINGTON, D.C.**

**Before
F.D. MITCHELL, J.A. MAKSYM, D.O. VOLLENWEIDER
Appellate Military Judges**

UNITED STATES OF AMERICA

v.

**BOYD C. SMITH II
PRIVATE (E-1), U.S. MARINE CORPS**

**NMCCA 200900239
SPECIAL COURT-MARTIAL**

Sentence Adjudged: 26 February 2009.

Military Judge: LtCol Robert Ward, USMC.

Convening Authority: Commanding Officer, 2d Marine
Regiment, 2d Marine Division, Camp Lejeune, NC.

Staff Judge Advocate's Recommendation: LtCol W.G. Perez,
USMC.

For Appellant: CAPT Mary McCormick, JAGC, USN.

For Appellee: Mr. Brian Keller, Esq.

29 October 2009

OPINION OF THE COURT

After careful consideration of the record, submitted without assignment of error, we affirm the findings and sentence as approved by the convening authority. Art. 66(c), Uniform Code of Military Justice, 10 U.S.C. § 866(c).

For the Court

R.H. TROIDL
Clerk of Court

