

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

**Before  
E.E. GEISER, L.T. BOOKER, J.K. CARBERRY  
Appellate Military Judges**

**UNITED STATES OF AMERICA**

**v.**

**BRANDON E. FENNEMA  
PRIVATE (E-1), U.S. MARINE CORPS**

**NMCCA 200900439  
SPECIAL COURT-MARTIAL**

**Sentence Adjudged:** 1 April 2009.

**Military Judge:** LtCol Peter S. Rubin, USMC.

**Convening Authority:** Commanding Officer, Combat Logistics  
Battalion-7, Combat Logistics Regiment-1, 1st Marine  
Logistics Group, MarForPac, Marine Corps Air Ground Combat  
Center, Twentynine Palms, CA.

**Staff Judge Advocate's Recommendation:** Maj R.J. Ashbacher,  
USMC.

**For Appellant:** LCDR Matthew T. Schelp, JAGC, USN.

**For Appellee:** Mr. Brian K. Keller, Esq.

**20 October 2009**

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**OPINION OF THE COURT**  
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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