

**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.

**CORY J. BERGFALK
CORPORAL (E-4), U.S. MARINE CORPS**

**NMCCA 200900469
SPECIAL COURT-MARTIAL**

Sentence Adjudged: 1 July 2008.

Military Judge: Col Steven A. Folsom, USMC.

Convening Authority: Commanding Officer, 3d Battalion, 7th
Marines, 1st Marine Division (Rein), FMF, Marine Corps Air
Ground Combat Center, Twentynine Palms, CA.

Staff Judge Advocate's Recommendation: LtCol R.M. Miller,
USMC.

For Appellant: LtCol Brian Shinkle, USMC.

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

29 December 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