

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

**Before  
F.D. MITCHELL, J.A. MAKSYM, R.E. BEAL  
Appellate Military Judges**

**UNITED STATES OF AMERICA**

**v.**

**GUSTAVE E. TUCKER II  
PRIVATE FIRST CLASS (E-2), U.S. MARINE CORPS**

**NMCCA 200900476  
SPECIAL COURT-MARTIAL**

**Sentence Adjudged:** 27 Apr 2009.

**Military Judge:** Maj G.R. Hines, USMC.

**Convening Authority:** Commanding Officer, Marine Aviation  
Logistics Squadron 29, Marine Aircraft Group 29, 2d MAW,  
U.S. Marine Corps Forces Command, Jacksonville, NC.

**Staff Judge Advocate's Recommendation:** Maj S.D. Schrock,  
USMC.

**For Appellant:** CDR Keith Gould, JAGC, USN.

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

**29 September 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

