

**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.

**VICTOR B. LEIVA
PRIVATE (E-1), U.S. MARINE CORPS**

**NMCCA 200900585
GENERAL COURT-MARTIAL**

Sentence Adjudged: 24 March 2009.

Military Judge: CAPT Keith Allred, JAGC, USN.

Convening Authority: Commanding General, Marine Air Ground Task Force Training Command, Marine Corps Air Ground Combat Center, Twentynine Palms, CA.

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

For Appellant: CAPT Frederic Matthews, JAGC, USN.

For Appellee: Mr. Brian Keller, Esq.

14 January 2010

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