

**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.

**EUGENE E. CARMACK III
PRIVATE (E-1), U.S. MARINE CORPS**

**NMCCA 200900626
SPECIAL COURT-MARTIAL**

Sentence Adjudged: 15 June 2009.

Military Judge: LtCol Peter Rubin, USMC.

Convening Authority: Commanding Officer, 3d Battalion,
7th Marines, 1st Marine Division (REIN), FMF, MCAGCC,
Twentynine Palms, CA.

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

For Appellant: LCDR Edward George, JAGC, USN.

For Appellee: Mr. Brian Keller, Esq.

25 February 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