

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

**Before
F.D. MITCHELL, J.A. MAKSYM, P.D. KOVAC
Appellate Military Judges**

UNITED STATES OF AMERICA

v.

**TIMOTHY M. SWEENEY, JR.
LANCE CORPORAL (E-3), U.S. MARINE CORPS**

**NMCCA 201000019
SPECIAL COURT-MARTIAL**

Sentence Adjudged: 10 August 2009.

Military Judge: CDR Bethany Payton-O'Brien, JAGC, USN.

Convening Authority: Commanding Officer, 7th Marine Regiment, 1st Marine Division, Marine Corps Air Ground Combat Center, Twentynine Palms, CA.

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

For Appellant: LCDR Donald Pashayan, JAGC, USN.

For Appellee: Mr. Brian Keller, Esquire.

25 March 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