

**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.

**JOHN R. DAVENPORT
LANCE CORPORAL (E-3), U.S. MARINE CORPS**

**NMCCA 201000067
SPECIAL COURT-MARTIAL**

Sentence Adjudged: 21 September 2009.

Military Judge: CDR Douglas Barber, JAGC, USN.

Convening Authority: Commanding Officer, Marine Corps Detachment, U.S. Army Ordnance Center & School, Aberdeen Proving Grounds, MD.

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

For Appellant: CAPT Stephen White, JAGC, USN.

For Appellee: Mr. Brian Keller, Esq.

16 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