

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

**Before
E.E. GEISER, L.T. BOOKER, J.R. PERLAK
Appellate Military Judges**

UNITED STATES OF AMERICA

v.

**PHILIP D. NUNAMAKER
PRIVATE (E-1), U.S. MARINE CORPS**

**NMCCA 201000070
SPECIAL COURT-MARTIAL**

Sentence Adjudged: 28 September 2009.

Military Judge: LtCol Gregory L. Simmons, USMC.

Convening Authority: Commanding Officer, 3d Combat Engineer Battalion, 1st Marine Division (Rein), Marine Corps Air Ground Combat Center, Twentynine Palms, CA.

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

For Appellant: Capt Peter H. Griesch, USMCR

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

30 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