

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

**Before
C.L. REISMEIER, J.A. MAKSYM, R.E. BEAL
Appellate Military Judges**

UNITED STATES OF AMERICA

v.

**JOHN G. HARBIN II
PRIVATE (E-1), U.S. MARINE CORPS**

**NMCCA 201000183
SPECIAL COURT-MARTIAL**

Sentence Adjudged: 22 December 2009.
Military Judge: LtCol G.W. Riggs, USMC.
Convening Authority: Commanding Officer, 2d Assault Amphibian Battalion, 2d Marine Division, Camp Lejeune, NC.
Staff Judge Advocate's Recommendation: Col W.G. Perez, USMC.
For Appellant: Maj Justin Constantine, USMCR.
For Appellee: Mr. Brian Keller, Esq.

10 June 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