

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

**Before  
C.L. REISMEIER, F.D. MITCHELL, M. MCALEVY  
Appellate Military Judges**

**UNITED STATES OF AMERICA**

**v.**

**DEVON A. BUTLER  
BOATSWAIN'S MATE THIRD CLASS (E-4), U.S. NAVY**

**NMCCA 201000228  
GENERAL COURT-MARTIAL**

**Sentence Adjudged:** 11 December 2009.

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

**Convening Authority:** Commander, Navy Region Southwest, San Diego, CA.

**Staff Judge Advocate's Recommendation:** CDR D.C. King, JAGC, USN.

**For Appellant:** Maj Sean B. Patton, USMC.

**For Appellee:** Capt Robert Eckert, USMC.

**15 July 2010**

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**OPINION OF THE COURT**  
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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