

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

**Before
J.A. MAKSYM, L.T. BOOKER, J.R. PERLAK
Appellate Military Judges**

UNITED STATES OF AMERICA

v.

**MALRUBIO P. ROSENDO, JR.
SERGEANT (E-5), U.S. MARINE CORPS**

**NMCCA 201000244
SPECIAL COURT-MARTIAL**

Sentence Adjudged: 21 January 2010.

Military Judge: LtCol Thomas J. Sanzi, USMC.

Convening Authority: Commanding Officer, 3d Assault Amphibian Battalion, 1st Marine Division, FMF, Camp Pendleton, CA.

Staff Judge Advocate's Recommendation: Capt K.T. Lyster, USMC.

For Appellant: CDR R.D. Evans, Jr., JAGC, USN.

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

30 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