

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

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

UNITED STATES OF AMERICA

v.

**ROBERT A. RUPERT II
PRIVATE (E-1), U.S. MARINE CORPS**

**NMCCA 201000291
SPECIAL COURT-MARTIAL**

Sentence Adjudged: 2 February 2010.

Military Judge: Maj Stephen F. Keane, USMC.

Convening Authority: Commanding Officer, 7th Marine Regiment Remain Behind Element, 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 Johnathan W. Bryan, JAGC, USN.

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

23 September 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