

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

**Before
F.D. MITCHELL, J.A. MAKSYM, D.O. VOLLENWEIDER
Appellate Military Judges**

UNITED STATES OF AMERICA

v.

**DAVID L. FRASER
LANCE CORPORAL (E-3), U.S. MARINE CORPS**

**NMCCA 200900382
SPECIAL COURT-MARTIAL**

Sentence Adjudged: 2 April 2009.

Military Judge: LtCol Robert Ward, USMC.

Convening Authority: Commanding Officer, Marine Air Wing
Support Squadron 272, Marine Wing Support Group 27, 2d MAW,
Jacksonville, NC.

Staff Judge Advocate's Recommendation: LtCol M.P. Gilbert,
USMC.

For Appellant: LCDR Donald Pashayan, JAGC, USN.

For Appellant: Mr. Brian Keller, Esq.

4 March 2010

OPINION OF THE COURT

AS AN UNPUBLISHED DECISION, THIS OPINION DOES NOT SERVE AS PRECEDENT.

PER CURIAM:

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). The supplemental court-martial order will reflect that a DNA sample will be collected from now Private Fraser, vice "Private Adkins" as stated in the convening authority's action, and that the period of pretrial

confinement ended on 26 January 2009, vice 26 February 2009 as stated in the convening authority's action.

For the Court

R.H. TROIDL
Clerk of Court