

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

**Before  
R.E. VINCENT, E.C. PRICE, J.R. PERLAK  
Appellate Military Judges**

**UNITED STATES OF AMERICA**

**v.**

**THOMAS J. VERDU  
LANCE CORPORAL (E-3), U.S. MARINE CORPS**

**NMCCA 200900618  
SPECIAL COURT-MARTIAL**

**Sentence Adjudged:** 08 April 2009.

**Military Judge:** LtCol David Oliver, USMC.

**Convening Authority:** Commanding Officer, Marine Wing Support Squadron 171, Marine Corps Air Station Iwakuni, Japan.

**Staff Judge Advocate's Recommendation:** LtCol J.R. Woodworth, USMC.

**For Appellant:** LCDR Matthew Schelp, JAGC, USN.

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

**28 January 2010**

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**OPINION OF THE COURT**  
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**AS AN UNPUBLISHED DECISION, THIS OPINION DOES NOT SERVE AS PRECEDENT.**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 court notes that, per the terms of the pretrial agreement, the convening authority (CA) agreed to suspend all confinement in excess of 240 days for the period of confinement

served, plus twelve months, with the suspended portion to be remitted without further action.

In taking his action, the CA does in fact suspend confinement in excess of 240 days for twelve months. However, he does not further specify the point from which the suspension will run. On the face of the supplemental court-martial order and CA's action, the period of suspension begins on the date of the action, which is 22 July 2009.

The supplemental court-martial order shall indicate that the period of suspension runs twelve months from the date of the CA's action, 22 July 2009.

For the Court

R.H. TROIDL  
Clerk of Court

Senior Judge VINCENT participated in the decision of this case prior to detaching from the court.