

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

**Before
C.L. REISMEIER, F.D. MITCHELL, D.O. HARRIS
Appellate Military Judges**

UNITED STATES OF AMERICA

v.

**KEVIN T. EBERHARDT
LANCE CORPORAL (E-3), U.S. MARINE CORPS**

**NMCCA 201000558
SPECIAL COURT-MARTIAL**

Sentence Adjudged: 24 June 2010.

Military Judge: LtCol David Jones, USMC.

Convening Authority: Commanding Officer, Headquarters and
Service Battalion, Marine Corps Base, Okinawa, Japan.

Staff Judge Advocate's Recommendation: Col W.G. Perez,
USMC.

For Appellant: CDR Howard Liberman, JAGC, USN.

For Appellee: Mr. Brian Keller, Esq.

31 January 2011

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