

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

**Before  
J.K. CARBERRY, J.R. PERLAK, M.D. MODZELEWSKI  
Appellate Military Judges**

**UNITED STATES OF AMERICA**

**v.**

**ISREAL D. JACKSON  
AVIATION STRUCTURAL MECHANIC THIRD CLASS (E-4), U.S. NAVY**

**NMCCA 201100467  
SPECIAL COURT-MARTIAL**

**Sentence Adjudged:** 14 July 2011.

**Military Judge:** CAPT John K. Waits, JAGC, USN.

**Convening Authority:** Commanding Officer, Naval Air  
Technical Training Center, Pensacola, FL.

**Staff Judge Advocate's Recommendation:** LT Cheryl R.  
Ausband, JAGC, USN.

**For Appellant:** CDR Howard A. Liberman, JAGC, USN.

**For Appellee:** LT Benjamin Voce-Gardner, JAGC, USN.

**27 December 2011**

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**OPINION OF THE COURT**  
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**THIS OPINION DOES NOT SERVE AS BINDING PRECEDENT, BUT MAY BE CITED AS  
PERSUASIVE AUTHORITY UNDER NMCCA RULE OF PRACTICE AND PROCEDURE 18.2..**

PER CURIAM:

A military judge sitting as a special court-martial convicted the appellant, pursuant to his pleas, of one specification of attempt to defraud and one specification of unauthorized absence terminated by apprehension, in violation of Articles 80 and 86, Uniform Code of Military Justice, 10 U.S.C. §§ 880 and 886. The appellant was sentenced to confinement for five months, reduction to pay grade E-1, and a bad-conduct discharge. The convening authority approved the sentence as

adjudged but, in accordance with the pretrial agreement, suspended confinement in excess of 90 days.

The appellant's sole assigned error asserts that the special court-martial order incorrectly identified the appellant as an E-1, and did not reflect credit for pretrial confinement that had been properly noted by the military judge and reflected in the report of results of trial. The Government concedes the inaccuracies, denies any prejudice, and requests that we order appropriate corrective action.

The appellant neither claims nor offers any evidence of prejudice. He is, however, entitled to have the official records accurately reflect the results of his court-martial. *United States v. Crumpley*, 49 M.J. 538, 539 (N.M.Ct.Crim.App. 1998).

We direct that the supplemental promulgating order accurately reflect the appellant's pay grade at the time of trial and the sixty-five days of pretrial confinement credit. We otherwise conclude that the approved findings and sentence are correct in law and fact and that no error materially prejudicial to the substantial rights of the appellant was committed. Arts. 59(a) and 66(c), UCMJ. The findings and the sentence as approved by the convening authority are affirmed.

For the Court

R.H. TROIDL  
Clerk of Court