

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

**Before
J.A. MAKSYM, R.Q. WARD, P.H. MCCONNELL
Appellate Military Judges**

UNITED STATES OF AMERICA

v.

**JEREMY U. GREEN
PRIVATE (E-1), U.S. MARINE CORPS**

**NMCCA 201100305
SPECIAL COURT-MARTIAL**

Sentence Adjudged: 11 February 2011.

Military Judge: LtCol Stephen Keane, USMC.

Convening Authority: Commanding Officer, 1st Tank Battalion, 1st Marine Division (REIN), FMF, MCAGCC, Twentynine Palms, CA.

Staff Judge Advocate's Recommendation: Col D.K. Margolin, USMC.

For Appellant: CDR Luis Leme, JAGC, USN.

For Appellee: Mr. Brian Keller, Esq.

26 January 2012

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).¹

For the Court

R.H. TROIDL
Clerk of Court

¹ To the extent that the convening authority's action purports to direct that the punitive discharge will be executed after final judgment it is a legal nullity. See *United States v. Tarniewicz*, 70 M.J. 543 (N.M.Ct.Crim.App. 2011).