

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

**Before  
J.A. MAKSYM, R.Q. WARD, J.E. STOLASZ  
Appellate Military Judges**

**UNITED STATES OF AMERICA**

**v.**

**LOURIN K. LOWELL  
CULINARY SPECIALIST SECOND CLASS (E-5), U.S. NAVY**

**NMCCA 201100338  
GENERAL COURT-MARTIAL**

**Sentence Adjudged:** 7 March 2011.

**Military Judge:** LtCol Eugene Robinson, USMC.

**Convening Authority:** Commander, Naval District Washington,  
Washington Navy Yard, Washington, DC.

**Staff Judge Advocate's Recommendation:** LT M.M. Steingold, JAGC,  
USN.

**For Appellant:** CDR Michelle Pettit, JAGC, USN.

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

**21 February 2012**

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**OPINION OF THE COURT**  
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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). To the extent that the convening authority's action purports to order the punitive discharge upon completion of appellate review, it is a nullity and does not require corrective action. See *United States v. Tarniewicz*, 70 M.J. 543 (N.M.Ct.Crim.App. Aug 2011).

For the Court

R.H. TROIDL  
Clerk of Court