

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

**Before
C.L. REISMEIER, B.L. PAYTON-O'BRIEN, M. MCALEVY
Appellate Military Judges**

UNITED STATES OF AMERICA

v.

**ZACHARY S. HENDERSON
CORPORAL (E-4), U.S. MARINE CORPS**

**NMCCA 201100600
SPECIAL COURT-MARTIAL**

Sentence Adjudged: 25 July 2011.

Military Judge: CDR John Han, JAGC, USN.

Convening Authority: Commanding Officer, Marine Helicopter Training Squadron 302, MAG 29, 2d MAW, U.S. Marine Corps Forces Command, Jacksonville, NC.

Staff Judge Advocate's Recommendation: Col Stephen C. Newman, USMC.

For Appellant: CAPT Stephen White, JAGC, USN.

For Appellee: Mr. Brian Keller, Esq.

29 February 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 purported to execute the bad-conduct discharge, it was a nullity. *United States v. Bailey*, 68 M.J. 409 (C.A.A.F. 2009).