

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

**Before
J.A. MAKSYM, J.R. PERLAK, D.O. HARRIS
Appellate Military Judges**

UNITED STATES OF AMERICA

v.

**TIMOTHY L. GRAVES
PRIVATE (E-1), U.S. MARINE CORPS**

**NMCCA 201100614
SPECIAL COURT-MARTIAL**

Sentence Adjudged: 23 September 2011.

Military Judge: Col Deborah McConnell, USMC.

Convening Authority: Commanding Officer, 2d Battalion, 9th Marines, 2d Marine Regiment, 2d Marine Division, Camp Lejeune, NC.

Staff Judge Advocate's Recommendation: Col T.M. Dunn, USMCR.

For Appellant: Maj S. Babu Kaza, USMCR.

For Appellee: Mr. Brian Keller, Esq.

8 March 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).