

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

**Before
B.L. PAYTON-O'BRIEN, R.G. KELLY, M. MCALEVY
Appellate Military Judges**

UNITED STATES OF AMERICA

v.

**BRIAN A. BALKO
PRIVATE (E-1), U.S. MARINE CORPS**

**NMCCA 201100615
SPECIAL COURT-MARTIAL**

Sentence Adjudged: 28 July 2011.

Military Judge: Col Deborah McConnell, USMC.

Convening Authority: Commanding Officer, Marine Corps
Combat Service Support Schools, Training Command, Camp
Lejuene, NC.

Staff Judge Advocate's Recommendation: LtCol J.L. Gruter,
USMC.

For Appellant: Maj Babu Kaza, USMCR.

For Appellee: Mr. Brian Keller, Esq.

31 October 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).

For the Court

R.H. TROIDL
Clerk of Court