

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

**Before
J.R. PERLAK, M.D. MODZELEWSKI, G.G. GERDING
Appellate Military Judges**

UNITED STATES OF AMERICA

v.

**DANIEL L. SCHMIDT
PRIVATE (E-1), U.S. MARINE CORPS**

**NMCCA 201100619
SPECIAL COURT-MARTIAL**

Sentence Adjudged: 2 August 2011.

Military Judge: LtCol Kevin C. Harris, USMC.

Convening Authority: Commanding Officer, 5th Marine Regiment, 1st Marine Division (Rein), MarForPac, Camp Pendleton, CA.

Staff Judge Advocate's Recommendation: Maj V.G. Laratta, USMC.

For Appellant: CDR Edward V. Hartman, JAGC, USN.

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

28 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).

For the Court

R.H. TROIDL
Clerk of Court