

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

**Before
J.A. MAKSYM, B.L. PAYTON-O'BRIEN, R.Q. WARD
Appellate Military Judges**

UNITED STATES OF AMERICA

v.

**TOBY L. MILLER
CORPORAL (E-4), U.S. MARINE CORPS**

**NMCCA 201100679
GENERAL COURT-MARTIAL**

Sentence Adjudged: 31 August 2011.

Military Judge: Col Daniel Daugherty, USMC.

Convening Authority: Commanding General, 2d Marine
Logistics Group, Camp Lejeune, NC.

Staff Judge Advocate's Recommendation: Capt I.D. Pedden,
USMC.

For Appellant: CAPT Randy Bryan, JAGC, USN.

For Appellee: Mr. Brian Keller, Esq.

24 April 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