

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

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

**UNITED STATES OF AMERICA**

**v.**

**NICHOLAS S. BURNHAM  
ELECTRONICS TECHNICIAN SECOND CLASS (E-5), U.S. NAVY**

**NMCCA 201200156  
GENERAL COURT-MARTIAL**

**Sentence Adjudged:** 6 December 2011.

**Military Judge:** LtCol Charles C. Hale, USMC.

**Convening Authority:** Commander, Navy Region, Mid-Atlantic,  
Norfolk, VA.

**Staff Judge Advocate's Recommendation:** CDR F.D. Hutchison,  
JAGC, USN.

**For Appellant:** CDR Howard A. Liberman, JAGC, USN.

**For Appellee:** LT Joseph M. Moyer, JAGC, USN.

**31 August 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