

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

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

UNITED STATES OF AMERICA

v.

**LARRY G. PAYTON, JR.
CORPORAL (E-4), U.S. MARINE CORPS**

**NMCCA 201200215
SPECIAL COURT-MARTIAL**

Sentence Adjudged: 26 January 2012.

Military Judge: LtCol Gregory Simmons, USMC.

Convening Authority: Commanding Officer, Combat Logistics
Regiment 1, 1st Marine Logistics Group, Camp Pendleton, CA.

Staff Judge Advocate's Recommendation: LtCol W.N. Pigott,
Jr., USMC.

For Appellant: LCDR John Zelinka, JAGC, USN.

For Appellee: Mr. Brian Keller, Esq.

18 September 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). The supplemental court-martial order will reflect that as to Specification 1 under Charge I, the findings should reflect "withdrawn and dismissed" vice "NG."

For the Court

R.H. TROIDL
Clerk of Court