

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

**Before  
B.L. PAYTON-O'BRIEN, J. R. MCFARLANE, P.D. LOCHNER  
Appellate Military Judges**

**UNITED STATES OF AMERICA**

**v.**

**ROBERT F. SPOMER II  
PRIVATE FIRST CLASS (E-2), U.S. MARINE CORPS**

**NMCCA 201300016  
SPECIAL COURT-MARTIAL**

**Sentence Adjudged:** 17 October 2012.

**Military Judge:** LtCol Gregory Simmons, USMC.

**Convening Authority:** Commanding Officer, 3d Light Armored  
Reconnaissance Battalion, 1st Marine Division (REIN), FMF,  
Twentynine Palms, CA.

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

**For Appellant:** Maj Peter Griesch, USMCR.

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

**9 May 2013**

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**OPINION OF THE COURT**  
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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