

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

**Before  
J.R. PERLAK, M.D. MODZELEWSKI, C.K. JOYCE  
Appellate Military Judges**

**UNITED STATES OF AMERICA**

**v.**

**JAMES T. NEWTON  
LANCE CORPORAL (E-3), U.S. MARINE CORPS**

**NMCCA 201300032  
SPECIAL COURT-MARTIAL**

**Sentence Adjudged:** 26 June 2012.

**Military Judge:** Maj Eric Emerich, USMC.

**Convening Authority:** Commanding Officer, 10th Marine  
Regiment, 2d Marine Division, Camp Lejuene, NC.

**Staff Judge Advocate's Recommendation:** Maj J.N. Nelson,  
USMC.

**For Appellant:** LCDR Brandon Boutelle, JAGC, USN.

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

**25 April 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