

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

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

**UNITED STATES OF AMERICA**

**v.**

**DANIEL L. BATTIG  
PRIVATE (E-1), U.S. MARINE CORPS**

**NMCCA 201300059  
SPECIAL COURT-MARTIAL**

**Sentence Adjudged:** 1 November 2012.

**Military Judge:** Col Paul L. Starita, USMCR.

**Convening Authority:** Commanding Officer, MALS-11, MAG-11,  
3d MAW, MarForPac, MCAS Miramar, San Diego, CA.

**Staff Judge Advocate's Recommendation:** Capt J.A. Atkinson,  
USMC.

**For Appellant:** CAPT Ross L. Leuning, JAGC, USN.

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

**18 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