

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

**Before  
M.D. MODZELEWSKI, R.G. KELLY, K.K. THOMPSON  
Appellate Military Judges**

**UNITED STATES OF AMERICA**

**v.**

**BENJAMIN M. EDWARDS  
PRIVATE FIRST CLASS (E-2), U.S. MARINE CORPS**

**NMCCA 201300069  
SPECIAL COURT-MARTIAL**

**Sentence Adjudged:** 8 November 2012.

**Military Judge:** Maj N.A. Martz, USMC.

**Convening Authority:** Commanding Officer, Headquarters and Support Battalion, Marine Corps Base, Camp Lejeune, NC.

**Staff Judge Advocate's Recommendation:** LtCol M.C. McConnell, USMC.

**For Appellant:** CDR C. Eric Roper, JAGC, USN

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

**2 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).<sup>1</sup>

For the Court

R.H. TROIDL  
Clerk of Court

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<sup>1</sup> To the extent that the convening authority's action purported to execute the bad-conduct discharge, it was a nullity. *United States v. Bailey*, 68 M.J. 409 (C.A.A.F. 2009).