

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

**Before
F.D. MITCHELL, J.A. MAKSYM, B.E. DELURY
Appellate Military Judges**

UNITED STATES OF AMERICA

v.

**NICHOLAS A. D'AMATO
SONAR TECHNICIAN SEAMAN RECRUIT (E-1), U.S. NAVY**

**NMCCA 200900470
SPECIAL COURT-MARTIAL**

Sentence Adjudged: 23 June 2009.

Military Judge: CAPT Bruce MacKenzie, JAGC, USN.

Convening Authority: Commanding Officer, Naval Submarine Support Center New London, Naval Submarine Base New London, Groton, CT.

Staff Judge Advocate's Recommendation: LT P.S. Reutlinger, JAGC, USN.

For Appellant: LCDR Luis Leme, JAGC, USN.

For Appellee: Mr. Brian Keller, Esq.

22 December 2009

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).

For the Court

R.H. TROIDL
Clerk of Court