

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

**Before  
F.D. MITCHELL, J.A. MAKSYM, D.X. HARRIS  
Appellate Military Judges**

**UNITED STATES OF AMERICA**

**v.**

**DAVID R. ARVIZO  
MASTER-AT-ARMS FIRST CLASS (E-6), U.S. NAVY**

**NMCCA 200900599  
SPECIAL COURT-MARTIAL**

**Sentence Adjudged:** 2 July 2009.

**Military Judge:** CDR Bethany Payton-O'Brien, JAGC, USN.

**Convening Authority:** Commanding Officer, Navy Region  
Southwest Transient Personnel Unit, San Diego, CA.

**Staff Judge Advocate's Recommendation:** LCDR S.L. Donovan,  
JAGC, USN.

**For Appellant:** Capt Peter Griesch, USMC.

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

**23 February 2010**

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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