

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

**Before  
J.A. MAKSYM, E.E. GEISER, J.R. PERLAK  
Appellate Military Judges**

**UNITED STATES OF AMERICA**

**v.**

**DERRICK D. BLACK  
SERGEANT (E-5), U.S. MARINE CORPS**

**NMCCA 201000048  
SPECIAL COURT-MARTIAL**

**Sentence Adjudged:** 9 November 2009.

**Military Judge:** LtCol Eugene H. Robinson, USMC.

**Convening Authority:** Commanding Officer, Instructor  
Battalion, The Basic School, Training Command, Quantico,  
VA.

**Staff Judge Advocate's Recommendation:** LtCol J. Gruter,  
USMC.

**For Appellant:** CAPT John H. Bennett, JAGC, USN.

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

**27 April 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