

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

**Before  
J.A. MAKSYM, J.R. PERLAK, G.G. GERDING  
Appellate Military Judges**

**UNITED STATES OF AMERICA**

**v.**

**JOSEPH D. BRUSCA  
LANCE CORPORAL (E-3), U.S. MARINE CORPS**

**NMCCA 201100557  
SPECIAL COURT-MARTIAL**

**Sentence Adjudged:** 13 July 2011.

**Military Judge:** LtCol Chris Thielemann, USMC.

**Convening Authority:** Commanding Officer, 3d Assault Amphibian  
Battalion, Marine Corps Base, Camp Pendleton, CA.

**Staff Judge Advocate's Recommendation:** Col D.K. Margolin, USMC.

**For Appellant:** CDR Luis P. Leme, JAGC, USN.

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

**28 December 2011**

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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