

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

**Before
B.L. PAYTON-O'BRIEN, R.G. KELLY, J.R. MCFARLANE
Appellate Military Judges**

UNITED STATES OF AMERICA

v.

**JAMES M. GUTIERREZ
MASTER-AT-ARMS SEAMAN (E-3), U.S. NAVY**

**NMCCA 201200511
SPECIAL COURT-MARTIAL**

Sentence Adjudged: 15 August 2012.

Military Judge: CAPT Tierney Carlos, JAGC, USN.

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

Staff Judge Advocate's Recommendation: LT G.T. Farris,
JAGC, USN.

For Appellant: CDR Christopher Geis, JAGC, USN.

For Appellee: Mr. Brian Keller, Esq.

21 February 2013

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