

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

**Before  
M.D. MODZELEWSKI, E.C. PRICE, P.D. LOCHNER  
Appellate Military Judges**

**UNITED STATES OF AMERICA**

**v.**

**MICHAEL A. DAFFRON  
LOGISTICS SPECIALIST THIRD CLASS (E-4), U.S. NAVY**

**NMCCA 201300094  
SPECIAL COURT-MARTIAL**

**Sentence Adjudged:** 28 November 2012.

**Military Judge:** CDR Douglas P. Barber, Jr., JAGC, USN.

**Convening Authority:** Commanding Officer, Carrier Airborne  
Early Warning Squadron ONE TWO FOUR, Norfolk, VA.

**For Appellant:** LtCol Richard D. Belliss, USMCR.

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

**22 August 2013**

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**OPINION OF THE COURT**  
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**THIS OPINION DOES NOT SERVE AS BINDING PRECEDENT, BUT MAY BE CITED AS  
PERSUASIVE AUTHORITY UNDER NMCCA RULE OF PRACTICE AND PROCEDURE 18.2.**

PER CURIAM:

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). The promulgating order contains an error: it indicates that the appellant pled not guilty to Charge III and its sole specification and that the charge and specification were withdrawn and dismissed. In fact, the charge and specification were dismissed by the military judge prior to the entry of pleas. Record at 63, 67, 75. Because service members are entitled to records that correctly reflect the results of court-martial proceedings, *see United*

*States v. Crumpley*, 49 M.J. 538, 539 (N.M.Ct.Crim.App. 1998),  
the supplemental court-martial order shall reflect that no plea  
was entered to Charge III and its sole specification and that  
they were dismissed.

For the Court

R.H. TROIDL  
Clerk of Court