

**UNITED STATES NAVY–MARINE CORPS
COURT OF CRIMINAL APPEALS**

No. 201600312

UNITED STATES OF AMERICA

Appellee

v.

FRANK A. COSTA III

Private (E-1), U.S. Marine Corps

Appellant

Appeal from the United States Navy-Marine Corps Trial Judiciary

Military Judge: Colonel James K. Carberry, USMC.

For Appellant: Major Lee C. Kindlon, USMCR.

For Appellee: Brian K. Keller, Esq.

Decided 30 November 2016

Before MARKS, FULTON, and WHITSON, *Appellate Military Judges*

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

