

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

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**No. 201700034**

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**UNITED STATES OF AMERICA**

Appellee

v.

**ANDRES A. MAGANA**

Lance Corporal (E-3), U.S. Marine Corps  
Appellant

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Appeal from the United States Navy-Marine Corps Trial Judiciary

Military Judge: Major Robert D. Merrill, USMC.

Convening Authority: Commanding Officer, Headquarters and Service  
Battalion, Marine Corps Base, Quantico, VA.

Staff Judge Advocate's Recommendation: Major Michael J. Eby,  
USMC.

For Appellant: Lieutenant Colonel Lee C. Kindlon, USMCR.

For Appellee: Brian K. Keller, Esq.

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Decided 2 May 2017

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Before MARKS, RUGH, and MILLER, *Appellate Military Judges*

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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

