

This opinion is subject to administrative correction before final disposition.

United States Navy - Marine Corps
Court of Criminal Appeals

Before
CRISFIELD, GASTON, and PENNIX
Appellate Military Judges

UNITED STATES
Appellee

v.

Stephen KELLOGG III
Electrician's Mate Nuclear Power Second Class (E-5), U.S. Navy
Appellant

No. 201900253

Decided: 8 July 2020

Appeal from the United States Navy-Marine Corps Trial Judiciary

Military Judge:
Jonathan T. Stephens

Sentence adjudged on 16 May 2019 by a general court-martial convened at Naval Base San Diego, California, consisting of a military judge sitting alone. Sentence in the Entry of Judgment: reduction to E-1, confinement for three years, and a dishonorable discharge.

For Appellant:
Lieutenant Commander W. Scott Stoebner, JAGC, USN

For Appellee:
Brian K. Keller, Esq.

**This opinion does not serve as binding precedent under
NMCCA Rule of Appellate Procedure 30.2(a).**

United States v. Kellogg, No. 201900253
Opinion of the Court

PER CURIAM:

After careful consideration of the record, submitted without assignment of error, we have determined that the approved findings and sentence are correct in law and fact and that no error materially prejudicial to Appellant's substantial rights occurred. Articles 59 and 66, Uniform Code of Military Justice, 10 U.S.C. §§ 859, 866.

The findings and sentence are **AFFIRMED**.



FOR THE COURT:

A handwritten signature in blue ink, reading "Rodger A. Drew, Jr.", with a stylized flourish at the end.

RODGER A. DREW, JR.
Clerk of Court