

*This opinion is subject to administrative correction before final disposition.*

United States Navy - Marine Corps  
Court of Criminal Appeals

Before  
GASTON, BAKER, and HOUTZ  
Appellate Military Judges

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**UNITED STATES**  
*Appellee*

v.

**Brandon J. CUNNINGHAM**  
Aviation Ordnanceman Second Class (E-5), U.S. Navy  
*Appellant*

**No. 202000193**

Decided: 30 March 2021

Appeal from the United States Navy-Marine Corps Trial Judiciary

Military Judge:  
Chad C. Temple

Sentence adjudged 12 June 2020 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 180 days, and a bad-conduct discharge.

For Appellant:  
*Lieutenant Commander Megan P. Marinos, 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).**

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PER CURIAM:

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

The findings and sentence are **AFFIRMED**.



FOR THE COURT:

  
RODGER A. DREW, JR.  
Clerk of Court