

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

United States Navy - Marine Corps  
Court of Criminal Appeals

Before  
STEPHENS, STARITA, and DEERWESTER  
Appellate Military Judges

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**UNITED STATES**  
*Appellee*

v.

**Otis L. HIGHTOWER**  
Retail Services Specialist Seaman (E-3), U.S. Navy  
*Appellant*

**No. 202100023**

Decided: 29 April 2021

Appeal from the United States Navy-Marine Corps Trial Judiciary

Military Judge:  
Donald R. Ostrom

Sentence adjudged 15 October 2020 by a special court-martial convened at Naval Station Norfolk, Virginia, consisting of a military judge sitting alone. Sentence in the Entry of Judgment: reduction to E-1, confinement for 8 months, and a bad-conduct discharge.<sup>1</sup>

For Appellant:  
*Captain Thomas P. Belsky, JAGC, USNR*

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

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<sup>1</sup> The convening authority suspended the bad-conduct discharge until administrative processing is complete pursuant to a plea agreement.

**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