#### UNITED STATES AIR FORCE COURT OF CRIMINAL APPEALS

### **UNITED STATES**

v.

# Senior Airman LARRY A. HILL United States Air Force

# **ACM S30831**

# 10 May 2006

Sentence adjudged 19 January 2005 by SPCM convened at Beale Air Force Base, California. Military Judge: Glenn L. Spitzer.

Approved sentence: Bad-conduct discharge, confinement for 2 months, forfeiture of \$600.00 pay per month for 2 months, and reduction to E-1.

Appellate Counsel for Appellant: Colonel Nikki A. Hall, Lieutenant Colonel Mark R. Strickland, Major Sandra K. Whittington, and Captain John S. Fredland.

Appellate Counsel for the United States: Colonel Gary F. Spencer, Lieutenant Colonel Robert V. Combs, and Captain Daniel J. Breen.

#### **Before**

ORR, JOHNSON, and JACOBSON Appellate Military Judges

# PER CURIAM:

We have reviewed the record of trial, the assignment of error, and the government's answer thereto. We have carefully considered the appellant's assertion that the evidence is legally and factually insufficient to sustain his conviction for wrongful use of ecstasy. *See United States v. Washington*, 57 M.J. 394, 399 (C.A.A.F. 2002); *United States v. Sills*, 56 M.J. 239, 240-41 (C.A.A.F. 2002); *United States v. Turner*, 25 M.J. 324, 324-25 (C.M.A. 1987). Applying the guidance provided by our superior court, we conclude the evidence is legally and factually sufficient. *See United States v. Griggs*, 61 M.J. 402, 405-06 (C.A.A.F. 2005).

The approved findings and sentence are correct in law and fact, and no error prejudicial to the substantial rights of the appellant occurred. Article 66(c), UCMJ, 10 U.S.C. § 866(c); *United States v. Reed*, 54 M.J. 37, 41 (C.A.A.F. 2000). Accordingly, the findings and sentence are

AFFIRMED.

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**OFFICIAL** 

LOUIS T. FUSS, TSgt, USAF Chief Court Administrator