

UNITED STATES AIR FORCE COURT OF CRIMINAL APPEALS

UNITED STATES

v.

**Staff Sergeant DAMIEN MOYA
United States Air Force**

ACM 36442

28 July 2006

Sentence adjudged 5 August 2005 by GCM convened at Hurlburt Field, Florida. Military Judge: Donald A. Plude.

Approved sentence: Bad-conduct discharge, confinement for 4 months, and reduction to E-3.

Appellate Counsel for Appellant: Major Sandra K. Whittington and Captain Vicki A. Belleau.

Appellate Counsel for the United States: Colonel Gary F. Spencer.

Before

**BROWN, JACOBSON, and SCHOLZ
Appellate Military Judges**

PER CURIAM:

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 approved findings and sentence are

AFFIRMED.

OFFICIAL

**LOUIS T. FUSS, TSgt, USAF
Chief Court Administrator**