

UNITED STATES COAST GUARD COURT OF CRIMINAL APPEALS

UNITED STATES

v.

Christopher C. BURKE
Seaman (E-3), U.S. Coast Guard

CGCMS 24940
Docket No. 1431

16 February 2017

Special Court-Martial convened by Commander, Seventh Coast Guard District. Tried at Seattle, Washington, on 08 April 2015.

Military Judge:	CAPT Gary E. Felicetti, USCG
Trial Counsel:	LCDR William J. George, USCG
Assistant Trial Counsel:	LCDR Kelley L. Stevens, USCG
Defense Counsel:	LT Alexandra Nica, JAGC, USN
Assistant Defense Counsel:	LT Michael R. Ellis, JAGC, USN
Appellate Defense Counsel:	LT Philip A. Jones, USCGR
Appellate Government Counsel:	LT Lars T. Okmark, USCGR

BEFORE
McCLELLAND, JUDGE & HERMAN
Appellate Military Judges

Per curiam:

Appellant was tried by special court-martial, military judge alone. Pursuant to his pleas of guilty, entered in accordance with a pretrial agreement, Appellant was convicted of one specification of failure to obey lawful order, in violation of Article 92, Uniform Code of Military Justice (UCMJ); and one specification of assault and battery, in violation of Article 128, UCMJ. The military judge sentenced Appellant to confinement for 183 days, reduction to E-1, and a bad-conduct discharge. The Convening Authority approved the sentence. The pretrial agreement did not affect the sentence.

United States v. Christopher C. BURKE, No. 1431 (C.G.Ct.Crim.App. 2017)

Before this Court, without admitting that the findings and sentence are correct in law and fact, Appellant has submitted this case on its merits as to any and all errors.

Decision

We have reviewed the record in accordance with Article 66, UCMJ. Upon such review, the findings and sentence are determined to be correct in law and fact and, on the basis of the entire record, should be approved. Accordingly, the findings of guilty and the sentence, as approved below, are affirmed.



For the Court,

Shelia R. O'Reilly
Clerk of the Court