

UNITED STATES NAVY-MARINE CORPS COURT OF CRIMINAL APPEALS

United States v. Grant

Grant · No. No. 201700375 · Decided May 3, 2018

SUMMARY

The United States Navy-Marine Corps Court of Criminal Appeals considered the appeal of Lance Corporal Marvin A. Grant. The appeal was submitted without assignment of error, and the court affirmed the findings and sentence as approved by the convening authority under Article 66(c), UCMJ.

CASE DETAILS

COURT	United States Navy-Marine Corps Court of Criminal Appeals
WRITING FOR THE COURT	Per Curiam; Hutchison; Fulton; Gerding
JURISDICTION	USA
DECIDED	May 3, 2018
DOCKET	No. 201700375
DISPOSITION	affirmed
PROCEDURAL POSTURE	Appellate review of the findings and sentence in a court-martial case. The record was submitted without assignment of error.
STANDARD OF REVIEW	Review under Article 66(c), Uniform Code of Military Justice, 10 U.S.C. § 866(c).
PRECEDENTIAL VALUE	published and precedential
PARTIES	Marvin A. Grant v. United States of America

TOPICS

- court martial
- ucmj
- military law
- appellate procedure
- criminal procedure

PRACTICE AREAS

- military law
- court-martial appellate review
- criminal procedure

QUESTIONS PRESENTED

1. Whether the findings and sentence should be affirmed on appellate review under Article 66(c), UCMJ, when the record was submitted without assignment of error.

HOLDINGS

1. The court affirmed the findings and sentence as approved by the convening authority.

KEY QUOTATIONS

“After careful consideration of the record, submitted without assignment of error, we affirm the findings and sentence as approved by the convening authority.”

FACTUAL BACKGROUND

The opinion provides no substantive factual account of the alleged offense or the underlying court-martial evidence. The record was submitted to the appellate court without assignment of error.

PROCEDURAL HISTORY

The appeal arose from proceedings before the United States Navy-Marine Corps Trial Judiciary and a military judge. After review under Article 66(c), UCMJ, the Navy-Marine Corps Court of Criminal Appeals affirmed the findings and sentence as approved by the convening authority.

DISPOSITION

affirmed

OPINION

United States v. Grant

PER CURIAM.

UNITED STATES NAVY –MARINE CORPS

COURT OF CRIMINAL APPEALS

_____ No. 201700375 _____

UNITED STATES OF AMERICA

Appellee v.

MARVIN A. GRANT

Lance Corporal (E-3), U.S. Marine Corps Appellant _____ Appeal from the United States Navy-Marine Corps Trial Judiciary Military Judge: Lieutenant Colonel Michael D. Libretto, USMC . Convening Authority: Commanding General, 2d Marine Division, Camp Lejeune, NC. Staff Judge Advocate’s Recommendation: Colonel R.A. Fifer, USMC. For Appellant: Lieutenant Colonel Lee C. Kindlon, USMCR. For Appellee: Brian K. Keller, Esq.

_____ Decided 3 May 2018 _____ Before HUTCHISON, FULTON and GERDING , Appellate Military Judges

_____ After careful consideration of the record, submitted without assignment of error, we affirm the findings and sentence as approved by the convening authority. Art. 66(c), Uniform Code of Military Justice, 10 U.S.C. § 866(c). For the Court

R.H. TROIDL
Clerk of Court

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