

UNITED STATES ARMY COURT OF CRIMINAL APPEALS

Before
FLEMING, PENLAND, and MORRIS
Appellate Military Judges

UNITED STATES, Appellee
v.
Specialist MALACHI M. TEMPLE
United States Army, Appellant

ARMY 20230403

Headquarters, 1st Cavalry Division (trial)
Headquarters, Combined Arms Center and Fort Leavenworth (new advice and action)
Joseph K. Venghaus, Military Judge
Lieutenant Colonel Shari F. Shugart, Staff Judge Advocate (pretrial)
Lieutenant Colonel Allison D. McFeatters, Staff Judge Advocate (post-trial)
Lieutenant Colonel Benjamin W. Hogan, Staff Judge Advocate
(new advice and action)

For Appellant: Major Robert D. Luyties, JA; Major Cody D. Cheek, JA.

For Appellee: Lieutenant Colonel K.M. Bohlke, JA.

18 March 2025

DECISION ON FURTHER REVIEW

Per Curiam:

On 3 May 2024, this Court set aside the convening authority's initial action in this case and returned the record of trial to The Judge Advocate General for remand to the same or a different convening authority for a new staff judge advocate clemency advice and action. *United States v. Temple*, ARMY 20230403 (Army Ct. Crim. App. 3 May 2024) (unpub.) (summary disp.). The action has been completed and the record is now before us for further review.

On consideration of the entire record, including consideration of the issues personally specified by the appellant, we hold the findings of guilty and the sentence, as entered in the Judgment, correct in law and fact. Accordingly, those findings of guilty and the sentence are AFFIRMED.

TEMPLE – ARMY 20230403

FOR THE COURT:



JAMES W. HERRING, JR. *JW*
Clerk of Court