

# UNITED STATES ARMY COURT OF CRIMINAL APPEALS

Before  
FLEMING, HAYES, and POND  
Appellate Military Judges

**UNITED STATES, Appellee**  
**v.**  
**Private E1 TONY L. BUTLER, JR.**  
**United States Army, Appellant**

ARMY 20220647

Headquarters, 1st Special Forces Command (Airborne)  
G. Bret Batdorf and Tyler J. Heiman, Military Judges  
Lieutenant Colonel Chad Highfill, Staff Judge Advocate

For Appellant: Major Mitchell D. Herniak, JA; Lieutenant Colonel James P. Curtin, JA.

For Appellee: Lieutenant Colonel Jacqueline J. DeGaine, JA.

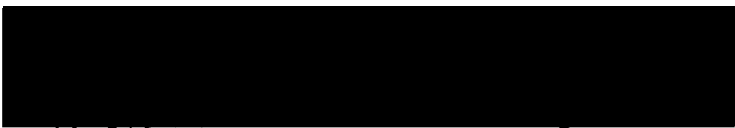
10 August 2023

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DECISION  
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Per Curiam:

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.\*

FOR THE COURT:

  
JAMES W. HERRING, JR.  
Clerk of Court

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\* The Statement of Trial Results, as incorporated into the Judgment of the Court, is amended to reflect the response to block 29 as "Yes."