



## COURT MARTIAL

**Citation:** *R. v. Andrist*, 2010 CM 2006

**Date:** 20100518

**Docket:** 201027

Standing Court Martial

Halifax Courtroom  
Halifax, Nova Scotia, Canada

**Between:**

**Her Majesty the Queen**

- and -

**Able Seaman M.D. Andrist, Offender**

**Before: Commander P.J. Lamont, M.J.**

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### REASONS FOR SENTENCE

[1] As both counsel referred in their addresses to the decision of the Court Martial Appeal Court in the case of *Private Chadwick Taylor*, when the court receives the joint submission of counsel as to a particular sentencing disposition, then it is clear that the court should accept the joint recommendation of counsel unless to do so would bring the administration of justice into disrepute or if the recommended sentence is otherwise contrary to the public interest.

[2] On all the circumstances of this case, I cannot say that the recommended sentence of counsel would either bring the administration of justice into disrepute or is otherwise contrary to the public interest, and accordingly I accept the joint submission.

[3] Able Seaman Andrist, you are sentenced to a severe reprimand and a fine in the amount of \$3,500. The fine is to be paid in monthly instalments of \$350 each, commencing 15 June 2010 and continuing for the following nine months. In the event you are released from the Canadian Forces for any reason before the fine is paid in full, the then outstanding unpaid balance is to be paid the day prior to your release.

COMMANDER P.J. LAMONT, M.J.

COUNSEL

Major P. Rawal, Canadian Military Prosecution Service  
Counsel for Her Majesty the Queen

Major J.A.E. Charland, Directorate of Defence Counsel Services  
Counsel for Able Seaman M.D. Andrist