



DEPARTMENT OF THE NAVY
BOARD FOR CORRECTION OF NAVAL RECORDS
2 NAVY ANNEX
WASHINGTON DC 20370-5100

TRG
Docket No: 6124-00
5 April 2001

[REDACTED]

Dear [REDACTED]

This is in reference to your application for correction of your naval record pursuant to the provisions of title 10 of the United States Code section 1552.

A three-member panel of the Board for Correction of Naval Records, sitting in executive session, considered your application on 3 April 2001. Your allegations of error and injustice were reviewed in accordance with administrative regulations and procedures applicable to the proceedings of this Board. Documentary material considered by the Board consisted of your application, together with all material submitted in support thereof, your naval record and applicable statutes, regulations and policies.

After careful and conscientious consideration of the entire record, the Board found that the evidence submitted was insufficient to establish the existence of probable material error or injustice.

The Board found that you enlisted in the Naval Reserve on 17 September 1962 and reported for two years of active duty on 1 May 1963. On 6 June 1983 you reported aboard the USS EXULTANT (MSO 441). Subsequently, you received nonjudicial punishment on two occasions for disobedience and an unspecified period of unauthorized absence. Following the second nonjudicial punishment on 24 July 1964, you served in a satisfactory manner and were advanced to SN (E-3). You were released from active duty on 15 April 1965 with your service characterized as being under honorable conditions. Subsequently, you were issued a general discharge at the end of your military obligation.

Character of service is based, in part, on conduct and overall trait averages which are computed from marks assigned during periodic evaluations. Your conduct mark average was 2.85. A minimum average mark of 3.0 in conduct was required at the time of your separation for a fully honorable characterization of service.

In its review of your application the Board carefully weighed all potentially mitigating factors, such as your youth, low score on

the aptitude test and your contention that you did not commit any offenses and that you must have been confused with someone else. The Board also considered the documentation that you submitted showing that in the 1990's you were treated for a severe mental illness and alcoholism. The Board found that these factors were not sufficient to warrant recharacterization of your discharge given your disciplinary record and failure to achieve the required average mark in conduct. There is no evidence in the record, and you have submitted none, to indicate that someone else committed the misconduct for which you were disciplined. In addition there is nothing in the record to connect your conduct while in the Navy with the mental illness which was diagnosed about 25 years after your active service in the Navy. The Board concluded that the general discharge was proper as issued and no change is warranted.

Accordingly, your application has been denied. The names and votes of the members of the panel will be furnished upon request.

It is regretted that the circumstances of your case are such that favorable action cannot be taken. You are entitled to have the Board reconsider its decision upon submission of new and material evidence or other matter not previously considered by the Board. In this regard, it is important to keep in mind that a presumption of regularity attaches to all official records. Consequently, when applying for a correction of an official naval record, the burden is on the applicant to demonstrate the existence of probable material error or injustice.

Sincerely,

W. DEAN PFEIFFER
Executive Director