



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

BJG
Docket No: 8722-08
10 June 2009

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 10 June 2009. 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.

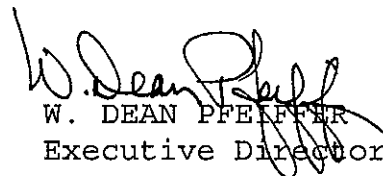
After careful and conscientious consideration of the entire record, the Board found that the evidence submitted was insufficient to establish the existence of probable material error or injustice. The Board found that you entered active duty in the Navy on 2 March 1986. You received one nonjudicial punishment for drunk and disorderly conduct. On 18 July 1986, you were counseled regarding an 18 day period of unauthorized absence and warned that further misconduct could result in a less than honorable discharge. On 17 November 1989, your ordnance certification was revoked. On 5 January 1990, you were counseled regarding your failure to report unsecured ordnance. On 18 April 1990, your recommendation for advancement to second class petty officer was withdrawn due to your failure to demonstrate rating knowledge and

professionalism. At this time, you also received an adverse performance evaluation. On 4 September 1990, you received your second adverse performance evaluation. On 5 September 1990, you were released from active duty and were given an honorable discharge at the end of your obligated service, and were assigned an RE-4 reenlistment code. On 23 July 1993, you were honorably discharged from the Naval Reserve and were recommended for reenlistment.

The Board, in its review of your entire record, carefully weighed all potential mitigation, such as your youth and honorable discharge. Nevertheless, the Board concluded that these factors were not sufficient to warrant recharacterization of your reenlistment code due to your misconduct and poor performance. 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