



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

CRS  
Docket No: 6900-10  
28 March 2011

[REDACTED]

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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 9 March 2011. 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 Marine Corps on 12 December 1967. You received nonjudicial punishment on six occasions and were convicted by three summary courts-martial for offenses that included unauthorized absences, dereliction of duty, violation of a lawful order, leaving post without proper relief, failure to go to appointed place of duty, and disobedience of a lawful order.

On 13 May 1971 an administrative discharge board recommended that you be separated from the Marine Corps with an undesirable discharge by reason of unfitness due to frequent involvement with military authorities. After review by the discharge authority, the recommendation for separation was approved and on 25 June 1971 you received an undesirable discharge.

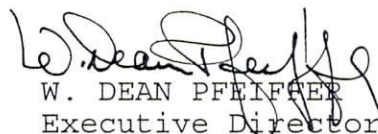
On 26 October 1977 the Naval Discharge Review Board (NDRB) upgraded your discharge to general under the Special Discharge Review Program; however, on 25 July 1978 NDRB declined to affirm the general discharge under its uniform standards for discharge

review, thereby failing to establish your eligibility for benefits administered by the Department of Veterans Affairs.

In its review of your application the Board carefully weighed all potentially mitigating factors, such as your youth and combat decorations. The Board concluded that those factors were insufficient to warrant the recharacterization of your service, given the number and serious nature of your military offenses. 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