



DEPARTMENT OF THE NAVY  
BOARD FOR CORRECTION OF NAVAL RECORDS  
701 S. COURTHOUSE ROAD, SUITE 1001  
ARLINGTON, VA 22204-2490

CRS

Docket No: 3187-13

1 May 2014

[REDACTED]

[REDACTED]

This is in reference to your application for correction of your naval record dated 14 February 2013, in which you requested correction of your characterization of service, reason for discharge, and reentry code. The Board did not consider your request for correction of your reentry code as that request was previously denied, and you have not submitted any new material evidence concerning that request.

A three-member panel of the Board for Correction of Naval Records, sitting in executive session, considered your application on 26 February 2014. 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 Navy Reserve on 9 March 2007. On 21 November 2009 you were arrested by civil authorities on an outstanding warrant and providing a false name. The warrant charges included terroristic threats with reckless disregard of risk and domestic assault.


On 1 July 2010 your commanding officer recommended that you be separated with a general discharge by reason of misconduct due to the commission of a serious offense. After review by the

discharge authority, the recommendation for separation was approved and on 23 July 2010 you received a general discharge.

In its review of your application the Board carefully weighed all potentially mitigating factors, such as your youth, overall record, and the unsubstantiated contention that you were innocent. The Board concluded that these factors were insufficient to change the characterization of service and the reason for your discharge in view of the seriousness of your 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,



ROBERT D. ZSALMAN  
Acting Executive Director