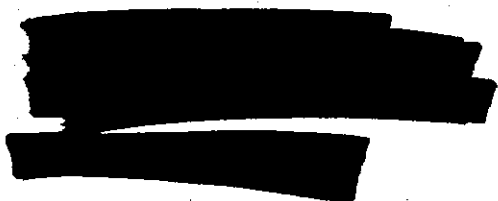




DEPARTMENT OF THE NAVY
BOARD FOR CORRECTION OF NAVAL RECORDS
701 S. COURTHOUSE ROAD, SUITE 1001
ARLINGTON, VA 22204-2490

TJR
Docket No: 3937-13
25 March 2014



This is in reference to your application for correction of your naval record pursuant to the provisions of Title 10, 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 25 March 2014. The names and votes of the members of the panel will be furnished upon request. 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 the evidence submitted was insufficient to establish the existence of probable material error or injustice.

You enlisted in the Navy and began a period of active duty on 8 October 1980. You served for about a year without disciplinary incident, but during the period from 7 October 1981 to 5 July 1983, you received nonjudicial punishment (NJP) on three occasions for an unspecified period of unauthorized absence (UA), absence from your appointed place of duty, driving under the influence of alcohol, larceny, and two specifications of disobedience. You were also convicted by civil authorities on 27 June 1982 of driving under the influence of alcohol. A year later, on 16 June 1983, you were arrested by civil authorities for driving under the influence of alcohol.

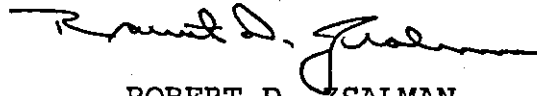
Your record reflects that during the period from 14 December 1982 to 8 July 1983 you were and directed to undergo medical evaluations for your alcohol related misconduct. You were diagnosed as psychologically dependent, attended but failed alcohol rehabilitation, and recommended for an administrative separation.

Subsequently, you were processed for an administrative separation by reason of misconduct due to frequent involvement of a discreditable nature with military and civilian authorities. After waiving your procedural rights, on 19 July 1983, your commanding officer recommended discharge under other than honorable conditions by reason of misconduct due to frequent involvement of a discreditable nature with military and civilian authorities. On 23 July 1983, the discharge authority approved the recommendation for discharge and directed separation under other than honorable conditions by reason of misconduct, and on 10 August 1983, you were so discharged.

The Board, in its review of your entire record and application, carefully weighed all potentially mitigating factors, such as your post service conduct and desire to upgrade your discharge. Nevertheless, the Board concluded these factors were not sufficient to warrant recharacterization of your discharge because of the seriousness of your repetitive misconduct in both the military and civilian communities. Further, you were given an opportunity to defend your actions, but waived your procedural right. Accordingly, your application has been denied.

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