



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

BJG
Docket No: 4156-13
26 March 2014

[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 25 March 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.

You enlisted in the Navy and entered a period of active duty on 21 April 1981. You received nonjudicial punishment (NJP) on two occasions for breach of the peace and the wrongful use of marijuana. You also completed in-patient level III alcohol rehabilitation. You were then notified that your commanding officer was recommending you for administrative separation due to misconduct. You exercised your procedural right to have your case heard by an administrative discharge board (ADB). The ADB met, found that you had committed misconduct, and recommended

that you be discharged with a general characterization of service. On 27 June 1994, you were discharged with a general characterization of service due to misconduct (drug abuse), and assigned an RE-4 (not recommended for retention) reenlistment code.

In its review of your application, the Board carefully weighed all potentially mitigating factors, such as your youth, abuse problems, character reference letter, and current desire to upgrade your discharge. However, the Board concluded that your discharge should not be upgraded due to your misconduct and drug abuse. The Board believed that you were fortunate to receive a general characterization of service, since Sailors who are separated for misconduct normally receive other than honorable discharges. You are advised that no discharge is upgraded due merely to the passage of time or post service good conduct. In view of the above, 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