

## DEPARTMENT OF THE NAVY

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

BC

Docket No: 00655-14 13 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 12 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 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 7 July 1983. On 24 August 1984, you received nonjudicial punishment (NJP) for being disrespectful toward a senior petty officer and dereliction in the performance of your duties. On 31 January 1985, you received NJP for being disrespectful toward a senior petty officer and disobeying a lawful order. On 8 May 1987, you received NJP for being disrespectful toward a petty officer. On 22 June 1987, you were not recommended for reenlistment. You were separated on 22 June 1987, with an honorable characterization of service and assigned an RE-4 (not recommended for reenlistment) reenlistment code.

The Board, in its review of your entire record and application, carefully weighed all potentially mitigating factors present in your case, including your medical condition. However, the Board

found those factors were insufficient to warrant any change in your reenlistment code, given your record of three NJP's for misconduct and non-recommendation for reenlistment. 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