



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

EGA
Docket No: 0791-14
29 January 2015

Dear [REDACTED]

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 28 January 2015. 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 2 June 1986. You served for a year and a month without disciplinary incident, but during the period from 4 August 1987 to 2 September 1988, you received nonjudicial punishment (NJP) on four occasions for several periods of unauthorized absence, failure to obey a lawful order, wrongful use of marijuana, absence from your appointed place of duty, drunk and disorderly conduct, insubordination, and being incapacitated for performance of your duties. Subsequently, you were approved for an administrative separation due to a pattern of misconduct. The authorized characterization of service was other than honorable.

The Board, in its review of your entire record and application, carefully weighed all potentially mitigating factors, such as your desire to upgrade your discharge, post service medical assessment, liberal consideration of your post-traumatic stress disorder claim, and the statements you submitted in support of your request. Nevertheless, the Board concluded these factors were not sufficient to warrant relief in your case, given your pattern of misconduct while serving on active duty. 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 within one year from the date of the Board's decision. 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 J. O'NEILL
Executive Director