



DEPARTMENT OF THE NAVY  
BOARD FOR CORRECTION OF NAVAL RECORDS  
2 NAVY ANNEX  
WASHINGTON DC 20370-5100

SMW  
Docket No: 430-07  
19 July 2007

[REDACTED]

Dear [REDACTED]

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 18 July 2007. 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.

On 25 October 1956 you enlisted in the Marine Corps Reserve at age 19 after a period of honorable service in the National Guard. On that same date, you began a period of active duty and served without incident for more than a year. On 15 January and 9 October 1958 you received nonjudicial punishment (NJP) for leaving your post before being properly relieved and leaving the limits of the barracks without permission. On 25 October 1958 you were released from active duty under honorable conditions by reason of termination of active service. On 24 October 1962 you were separated with a general discharge due to expiration of obligated service.

Characterization of service is determined, in part, by proficiency and conduct averages computed from marks assigned on a periodic basis. Your final proficiency and conduct mark averages were 4.1 and 3.8, respectively. Averages of 3.8 in proficiency and 4.0 in conduct were required for a fully honorable characterization of service.

The Board, in its review of your entire record and application, carefully weighed all potentially mitigating factors, such as your prior period of honorable service. The Board also considered your contention that you received the Good Conduct Medal (GCM). Nevertheless, the Board concluded that these factors were not sufficient to warrant recharacterization of your discharge due to your misconduct and failure to attain the minimum conduct mark average required for a fully honorable characterization of service. Regarding your contention, there is no evidence in the record to show that you were awarded the GCM. The GCM commencement date reflected in block 32 of your DD Form 214 does not show that you received the award, but only reflects the date of your last NJP. Therefore, the Board concluded that the discharge was proper as issued and no change is warranted.

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,

  
W. DEAN PFEIFFER  
Executive Director