



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

CRS  
Docket No: 8779-07  
7 January 2009

[REDACTED]

[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 10 December 2008. 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.

The Board found that you enlisted in the Marine Corps on 5 November 1963. On 10 June 1966 you were diagnosed with malaria, from which you later recovered. You received nonjudicial punishment and were convicted by a summary court-martial. The offenses included incapacitation for duty, drunk on duty, sleeping on post, and an unauthorized absence. On 14 November 1967 you were released from active duty and transferred to the Marine Corps Reserve with a characterization of service under honorable conditions.

The Board found that you did not qualify for an honorable discharge because your conduct mark average of 3.9 was below the required minimum average of 4.0, which you did not attain because of your two disciplinary actions. In addition, you did not demonstrate that you should have been discharged when diagnosed with malaria, or that you had symptoms of posttraumatic stress disorder during your period of active service. 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,

A handwritten signature in cursive script, appearing to read "W. Dean Pfeiffer".

W. DEAN PFEIFFER  
Executive Director