



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

TJR
Docket No: 2056-08
13 January 2009

[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 13 January 2009. 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 Marine Corps on 9 March 1962 at age 18. You served without disciplinary incident for about three months. However, during the period from 25 June 1962 to 31 July 1963 you received nonjudicial punishment (NJP) on six occasions for a three day period of unauthorized absence (UA), three periods of absence from your appointed place of duty, and two periods of failure to go to your appointed place of duty.

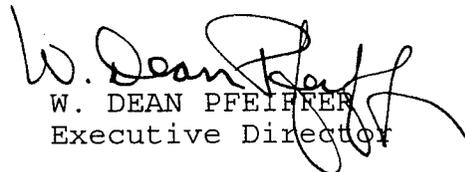
On 30 August 1963 you submitted a written request for discharge due to marriage. On 4 September 1963 your commanding officer recommended your request be approved. On 12 September 1963 the discharge authority approved this recommendation and directed a general discharge by reason of the convenience of the government. This approval also stated that you were not recommended for reenlistment due to your marginal conduct and performance of duty, negative interest in personal appearance, and reluctance to accept military procedures. As a result, on 13 September 1963, you were issued a general discharge.

Character of service is based, in part, on conduct and proficiency averages which are computed from marks assigned during periodic evaluations. Your conduct average was 3.2. An average of 4.0 in conduct was required at the time of your separation 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 youth, post service conduct, and desire to upgrade the characterization of your discharge. It also considered your assertion that your request for discharge was due to pregnancy. Nevertheless, the Board concluded these factors were not sufficient to warrant recharacterization of your discharge because of your marginal conduct and performance of duty, repetitive disciplinary infractions which resulted in six NJPs, and since your conduct average was insufficiently high to warrant an honorable discharge. 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. 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