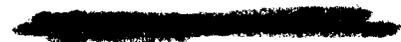




DEPARTMENT OF THE NAVY  
BOARD FOR CORRECTION OF NAVAL RECORDS  
2 NAVY ANNEX  
WASHINGTON DC 20370-5100

BJG  
Docket No: 8559-08  
22 May 2009



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 21 May 2009. 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 and health records, 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 entered active duty in the Navy for three years on August 1972. You entered an unauthorized absence (UA) status on 29 December 1972, which ended on 6 January 1973. You again went UA from 6 to 27 February 1973. On 28 February 1973, you voluntarily accepted a general discharge under an early separation program, and were assigned an RE-4 reenlistment code. On 9 March 1973, you received a summary court-martial for six specifications of UA. You received your general discharge under an early release

program on 5 April 1973, and were assigned an RE-4 reenlistment code.

Characterization of service is based in part on military trait marks assigned on a periodic basis. Your military trait average was 2.8. A military trait average of 3.0 was needed for a fully honorable characterization of service.

The Board, in its review of your entire record, carefully considered all potential mitigation, such as your youth and understanding that you were going to receive an honorable discharge. However, the Board concluded that these factors were not sufficient to warrant recharacterizing your general discharge because of your repetitive misconduct, short term of service, and low military trait average. In view of the above, 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