



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

BJG  
Docket No: 8744-08  
17 June 2009



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.

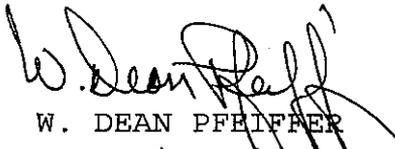
A three-member panel of the Board for Correction of Naval Records, sitting in executive session, considered your application on 17 June 2009. Your allegations of error and injustice were reviewed in accordance with administrative regulations and procedures applicable to the proceedings of this Board. Documentary material considered by the Board consisted of your application, together with all material submitted in support thereof, your naval and medical records, 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 entered active duty in the Navy on 26 September 1979. You received nonjudicial punishment on two occasions for wrongful use of marijuana and cocaine. On 18 October 1983, you were notified of pending administrative separation processing for an other than honorable (OTH) discharge for misconduct due to drug abuse. You waived all of your rights. On 9 November 1983, you received an adverse performance evaluation. On 17 November 1983, you received the OTH discharge for misconduct due to drug abuse.

The Board, in its review of your entire record, carefully weighed all potential mitigation, such as your youth, family problems, and remorse. Nevertheless, the Board concluded that these factors were not sufficient to warrant recharacterization of your OTH discharge because of your drug abuse. 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