



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

TJR  
Docket No: 1665-09  
18 November 2009

[REDACTED]

[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 17 November 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 3 April 1975 at age 17 and began a period of active duty on 7 August 1975. A month later, on 4 September 1975, you were referred for a psychiatric evaluation after experiencing breakdowns due to high stress and occasionally contemplating suicide. You were subsequently recommended for an administrative separation.

On 8 September and again on 17 October 1975, you received nonjudicial punishment (NJP) for two periods of absence from your appointed place of duty and failure to obey a lawful order. Shortly thereafter, on 29 October 1975, you were processed for an administrative separation by reason of convenience of the government due to unsuitability as evidenced by your substandard performance and defective attitude. The discharge authority directed separation under honorable conditions by reason of unsuitability and on 4 November 1975, while serving in paygrade E-1, you were issued a general discharge.

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 your discharge. Nevertheless, the Board concluded these factors were not sufficient to warrant recharacterization of your discharge because of your substandard performance, defective attitude, and your very short period of service. 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