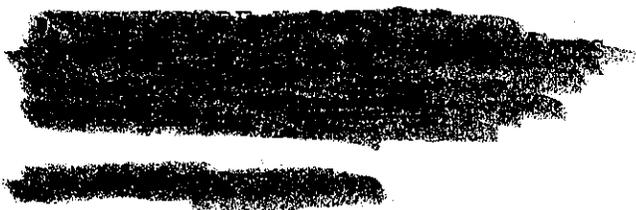




DEPARTMENT OF THE NAVY  
BOARD FOR CORRECTION OF NAVAL RECORDS  
2 NAVY ANNEX  
WASHINGTON DC 20370-5100

TAL  
Docket No: 6612-09  
30 April 2010



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 28 April 2010. 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.

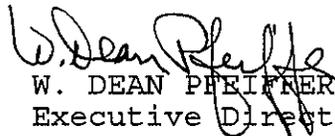
You enlisted in the Marine Corps and began a period of active duty on 28 July 1967 at age 17. On 24 May 1968, you received nonjudicial punishment (NJP) for unauthorized absence (UA) from your unit for a period of 34 days. On 17 June 1968 you were UA until you surrendered on 5 March 1975, a period of 2,902 days. On 7 March 1975, you requested an other than honorable (OTH) discharge pursuant to the provisions of the Presidential Proclamation 4313 of 16 September 1974. Subsequently, your request was approved and you were granted an OTH discharge and enrolled in the Reconciliation Service Program. It was determined that you were to complete 23 months of alternate service. On 1 August 1976 you were terminated from the reconciliation service program due to nonparticipation.

The Board, in its review of your application, carefully weighed all potentially mitigating factors, such as your youth and overall record of service. Nevertheless, the Board concluded these factors were not sufficient to warrant recharacterization of your discharge given the seriousness of your misconduct that resulted in over six years of UA, request for discharge pursuant

to the provisions of the Presidential Proclamation 4313 and failure to satisfactorily complete the 23 months alternate 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,

  
W. DEAN PFEIFFER  
Executive Director