



DEPARTMENT OF THE NAVY
BOARD FOR CORRECTION OF NAVAL RECORDS
701 S. COURTHOUSE ROAD, SUITE 1001
ARLINGTON, VA 22204-2490

SJN
Docket No: 00958-12
3 December 2012



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 29 November 2012. 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 9 March 1973. The Board found that you received eight nonjudicial punishments (NJP's) for dereliction of duty, and nine periods of unauthorized absence, two of which totaled six days. Subsequently, you were notified of pending administrative separation action by reason of unfitness. You elected to consult counsel and have your case heard before an administrative discharge board (ADB). On 30 April 1975, the ADB recommended an undesirable discharge due to unfitness. On 6 May 1975, your commanding officer concurred with the ADB's findings and forwarded his recommendation that you be discharged. On 8 May 1975, the separation authority directed an other than honorable discharge. On 15 May 1975 you received an other than honorable discharge.

The Board, in its review of your application, carefully weighed all potentially mitigating factors, such as your youth and record of service. Nevertheless, the Board found that these factors were not sufficient to warrant any change in your discharge given

your eight NJP's during war time. 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,

A handwritten signature in cursive script, appearing to read "Brian George".

BRIAN J. GEORGE
Head, Discharge Section