



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

TJR
Docket No: 2170-15/
12444-14
30 March 2015

5 U.S.C 552(b) (6)

Dear 5 U.S.C 552(b) (6)

This is in reference to your latest reconsideration request for recharacterization of your discharge. You previously petitioned the Board and were advised in our letter that your application had been denied.

Your recent application was submitted with new evidence not previously considered, and as such, the Board found it in the interest of justice to review it. Your request has been carefully examined by a three-member panel of the Board for Correction of Naval Records, sitting in executive session on 17 March 2015. The names and votes of the members of the panel will be furnished upon request. Documentary material considered by the Board consisted of your application and any material submitted in support of your application.

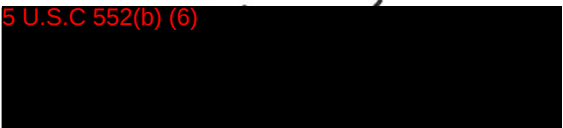
After careful and conscientious consideration of the entire record, the Board determined that the statements and character reference letters, the supporting documentation regarding military discharges and narrative reasons for separation, your post service conduct, and your assertion of post-traumatic stress disorder (PTSD), as the reasons for your misconduct, even though not previously considered by the Board, were insufficient to establish the existence of probable material error or injustice.

Your assertion of PTSD was carefully considered by the Board in light of the Secretary of Defense's Memorandum "Supplemental Guidance to Military Boards for Correction of Military/Naval Records Considering Discharge Upgrade Requests by Veterans Claiming Post-Traumatic Stress Disorder" of September 3, 2014. The Board was unable to substantiate your claims of PTSD and you provided no evidence other than your letter. Based on the guidelines of the memorandum, the Board determined insufficient evidence exists for a finding of PTSD. In addition, it was their opinion that the seriousness of your misconduct outweighed any mitigation that would be offered by the PTSD. Accordingly, your application is denied.

In accordance with the foregoing, the Board determined that your assertions were insufficient to warrant further consideration in your case. In this regard, in the absence of sufficiently material evidence for reconsideration, the decision of the Board is final, and your only recourse would be to initiate action, at no cost to the Board, to a court of appropriate jurisdiction.

Sincerely,

5 U.S.C 552(b) (6)

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ROBERT J. O'NEILL
Executive Director