



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

BC
Docket No: 00265-14
10 July 2014



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 9 July 2014. 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.

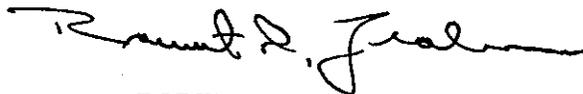
You enlisted in the Marine Corps on 1 June 2004. Between 13 January 2002 and 6 January 2006, you received eight counseling's concerning not being recommended for promotion due to your lack of leadership, use of profanity, sleeping on watch and lack of appropriate enthusiasm, discipline, responsibility and dependability. On 12 January 2006, you received nonjudicial punishment (NJP) for failure to go to your appointed place of duty, and failure to obey a direct order. On 30 January 2009, you received NJP for failure to obey an order/regulation by operating a government vehicle while exceeding the speed limit. On 11 February 2011, you received NJP for loss of military property valued at \$1,760. You were honorably released from active duty on 2 March 2011, at the completion of your required active duty and transferred to the Marine Corps Reserve. You were assigned an RE-4 (not recommended for retention) reentry

code. You were honorably discharged from the Marine Corps Reserve on 22 July 2011.

The Board, in its review of your application, carefully weighed all potentially mitigating factors present in your case. It found those factors insufficient to warrant changing your reentry code or the separation code, given your repeated acts of misconduct and non-recommendation for retention. 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,



ROBERT D. ZSALMAN
Acting Executive Director