



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

BC
Docket No: 00028-14
26 June 2014

[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 25 June 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.

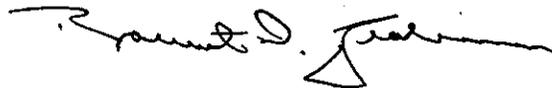
After careful and conscientious consideration of the entire record, the Board found the evidence submitted was insufficient to establish the existence of probable material error or injustice.

You enlisted in the Navy and began a period of active duty on 26 February 2003. On 30 September 2004, you were in an unauthorized absence (UA) status for one day. However, your chain of command chose to take no disciplinary action. On 15 March 2006, you received nonjudicial punishment (NJP) for being in a UA status for one day, missing ship's movement, and failure to obey a lawful order. On 10 May 2006, you received NJP for two incidents of failure to obey a lawful order. On a special evaluation from 16 March through 10 May 2006, you were not recommended for retention. You were separated on 26 February 2007, with an honorable characterization of service and assigned an RE-4 (not recommended for reenlistment) reentry code while serving in pay grade E-3.

The Board, in its review of your entire record and application, carefully weighed all potentially mitigating factors present in your case. However, the Board found those factors were insufficient to warrant any change in your reentry code, given your record of two NJP's for misconduct and non-recommendation for reenlistment. 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 dark ink, appearing to read "Robert D. Zsalmán", with a stylized flourish at the end.

ROBERT D. ZSALMAN
Acting Executive Director