



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

BC
Docket No: 00450-14
27 May 2014

[REDACTED]

[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 21 May 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.

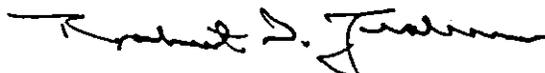
You enlisted in the Marine Corps and began a period of active duty on 4 January 1999. On 22 July 1999, you received counseling for numerous unauthorized absences (UA's). On 1 December 1999, you received counseling for conduct unbecoming a Marine by being drunk and causing a disturbance in a public place. On 28 June 2007, you received counseling for poor judgment in the performance of your duties, lack of responsibility, maturity and standards required of a senior non-commissioned officer. On 13 March 2012, you received counseling concerning the arrest and pending civil charges of willful cruelty to a child. On 10 April 2012, the Incident Determination Committee determined that the case met the criteria for child physical maltreatment. On 24 April 2012, Headquarters Marine Corps directed that you be assigned an RE-4 (not recommended for reenlistment) reentry code upon your

separation by reason failure to demonstrate high standards of leadership, professional competence, and personal behavior. On 28 August 2012, your commanding officer recommended that you be given a 12 month extension, however, the discharge authority denied the request and on 31 October 2012, you were separated with an honorable characterization of service and assigned an RE-4 (not recommended for reenlistment) reentry code.

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 numerous counselings 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,



ROBERT D. ZSALMAN
Acting Executive Director