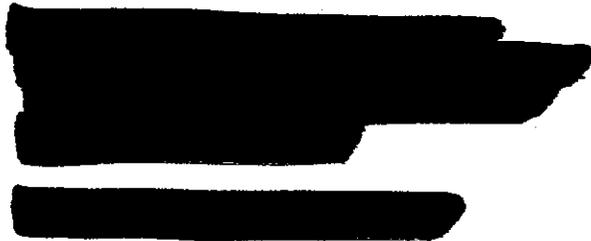




DEPARTMENT OF THE NAVY
BOARD FOR CORRECTION OF NAVAL RECORDS
701 S. COURTHOUSE ROAD, SUITE 1001
ARLINGTON, VA 22204-2490

BC
Docket No: 00790-14
10 July 2014



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 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 and began a period of active duty on 8 June 2009. On 2 October 2013, you were convicted by a summary court-martial (SCM) of failure to obey an order on three occasions, wrongfully having sexual intercourse with a married senior noncommissioned officer and conspiracy. You were sentenced to reduction in pay grade and 30 days restriction. On 8 October 2013, you were not recommended for reenlistment. You were separated on 10 October 2013, with an honorable characterization of service and assigned an RE-4 (not recommended for reenlistment) reentry.

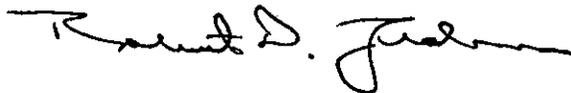
The Board, in its review of your entire record and application, carefully weighed all potentially mitigating factors present in your case. However, the Board found those factors were

insufficient to warrant any change in your reentry code, given your record of conviction by a SCM 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.

The Board recommended that you affiliate with a reserve unit as soon as possible and begin drilling. Your end of obligated service is 13 July 2016.

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