



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

TJR  
Docket No: 1919-14  
26 February 2015

[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 24 February 2015. The names and votes of the members of the panel will be furnished upon request. 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.

The Board noted that you received counselling on three occasions for disciplinary infractions and that you received nonjudicial punishment (NJP) on two occasions. Your misconduct included underage drinking, being intoxicated, absence from your appointed place of duty, insubordination, having sexual intercourse with someone other than your spouse, wrongful endangerment, reckless driving, and destruction of government property. As a result of your misconduct, on 9 July 2013, you were advised that you were not recommended for retention, advancement, or reenlistment. In this regard, on 13 July 2013, while serving in paygrade E-2, you were honorably released from active duty, transferred to the Marine Corps Reserve, and assigned an RE-4 reenlistment code.

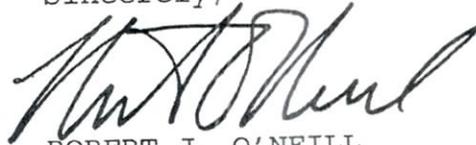
The Board, in its review of your entire record and application, carefully weighed all potentially mitigating factors, such as your desire to reenlist in the Navy. Nevertheless, the Board concluded these factors were not sufficient to warrant relief in your case because of your repetitive misconduct and substandard performance which resulted in counselling, two NJPs, and

nonrecommendation for retention or reenlistment. In this regard, you were assigned the most appropriate reenlistment code for your situation. Accordingly, your application has been denied.

Finally, the Board suggested that you may wish to apply for a waiver of your RE-4 reenlistment code with branches of the armed forces other than the Navy/Marine Corps.

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 within one year from the date of the Board's decision. 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 J. O'NEILL  
Executive Director