



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

BAN
Docket No. NR02998-14
13 January 2015

[REDACTED]
[REDACTED]

Dear [REDACTED]

This is in reference to your application for correction to your naval record pursuant to the provisions of 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 22 October 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, including your claim of favorable post-service conduct. The Board also considered the documents by the Naval Discharge Review Board.

However, after careful and conscientious consideration of the entire record, the Board found that the evidence submitted was insufficient to establish the existence of probable material error or injustice. In making this determination, the Board considered your civil conviction for felony domestic abuse and drug abuse. Additionally, the Board noted that you exercised your right to consult with counsel and to an administrative discharge review board. The ADB recommended separation with an other than honorable (OTH) discharge which was approved and you were discharged on 3 November 1998 with an OTH and RE-4 reenlistment code.

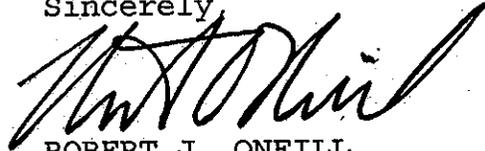
Accordingly, your application for your request has been denied. The names and votes of the members of the panel will be furnished upon request.

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 evidence within one year from the date of the Board's decision. New evidence is evidence not previously considered by the Board prior to making its decision in this case. 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. ONEILL
Executive Director

Enclosure