



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

[REDACTED]
Docket No: 3558-16/
5057-82

MAR 05 2017

[REDACTED]
Dear [REDACTED]

This is in reference to your latest reconsideration request dated 12 April 2016. You previously petitioned the Board and were advised in our letter dated 1 March 1983 that your application had been disapproved. Your case was reconsidered in accordance with Board for Correction of Naval Records procedures that conform to *Lipsman v. Secretary of the Army*, 335 F.Supp.2d 48 (D.D.C. 2004).

Your current request has been carefully examined by a three-member panel of the Board for Correction of Naval Records, sitting in executive session on 12 January 2017. The names and votes of the members of the panel will be furnished upon request. Documentary material considered by the Board consisted of your application and any material submitted in support of your application.

You presented as evidence a new statement and contention that some Marines took exception to your role as platoon guide and started altercations with you. The Board also considered your contention that your severe childhood abuse contributed to your difficulties in the Marine Corps, despite your intentions and desire to serve your country. Although this new evidence was not previously considered by the Board, the Board determined the seriousness of your misconduct while on active duty outweighed any mitigating evidence that you provided. Accordingly, your reconsideration request has been denied.

It is regrettable that the circumstances of your case are such that favorable action cannot be taken. In the absence of sufficient new and material evidence for reconsideration, the decision of the Board is final, and your only recourse would be to seek relief, at no cost the Board, to a court of appropriate jurisdiction.

Sincerely,

[REDACTED]
Executive Director