



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

[REDACTED]
Docket No. 7638-16
AUG 1 0 2017

[REDACTED]
Dear [REDACTED]

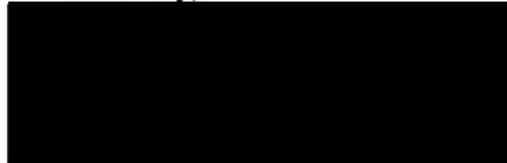
This is in reference to your application for correction of your naval record pursuant to the provisions of 10 USC 1552.

Although your application was not filed in a timely manner, the Board found it in the interest of justice to waive the statute of limitations and consider your application on its merits. A three-member panel of the Board for Correction of Naval Records, sitting in executive session, considered your application on 25 May 2017. 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 that the evidence submitted was insufficient to establish the existence of probable material error or injustice. You began your active duty service in the United States Navy on 20 January 1977. During your brief time on active duty, you had seven documented incidents of unauthorized absence. On 16 December 1977, you were discharged "For the Good of the Service, In Lieu of Trial by Court Martial" and given an "Other than Honorable" characterization of service. In your petition, you claim that you had a preexisting condition were diagnosed as "manic" two years after your discharge. However, you do not present any medical evidence to support this diagnosis or the nexus between this diagnosis and your time in service. There is no evidence in your military record that the Navy or the Department of Veterans Affairs (VA) has assigned you a disability rating. Finally, you argue that you were never taken to non-judicial punishment (NJP) for the seven incidents of unauthorized absence. It is not required that you receive NJP prior to discharge from the service, as you were within the probationary period and were administratively separated using proper notification procedures. Nothing in your record would have indicated that you required medical assistance prior your discharge from the service, nor is there any record that you requested medical assistance. Accordingly, your application has been denied.

It is regretted that the circumstances of your case are such that favorable action cannot be taken at this time. You are entitled to have the Board reconsider its decision upon the submission of new and material evidence. New evidence is evidence 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,

A large black rectangular redaction box covering the signature of the Executive Director.

Executive Director