



was approved. On 22 March 1963, you were discharged with a BCD by reason of sentence of court-martial.

The Board carefully considered all potentially mitigating factors to determine whether the interests of justice warrant relief in your case in accordance with the Wilkie Memo. These included, but were not limited to, your desire for a discharge upgrade and contentions that you elected not to contact your mother, which inspired her to write a letter to the President asking about your wellbeing, that you were sent home on emergency leave to take care of your mother, that your mother was experiencing alcohol related issues as a result of breaking up with your step-father, that you used all your money to take care of your family, which caused you not to have funds to get back to base, and that you were young and immature. Further, you requested that the Board consider that you never had any adverse personnel actions during your enlistment, performed your duties with a good attitude, still consider yourself a Marine with the Marine ethos, and have a son that is a Marine. For purposes of clemency consideration, the Board noted you did not provide supporting documentation describing post-service accomplishments but submitted an advocacy letter.

Based upon this review, the Board concluded these potentially mitigating factors were insufficient to warrant relief. Specifically, the Board determined that your repeated misconduct, as evidenced by your SPCM, outweighed these mitigating factors. In making this finding, the Board considered the seriousness of your misconduct that included multiple periods of UA that ended in apprehension and the likely negative impact it had on the good order and discipline of your unit. Further, the Board noted, contrary to your assertion, your record was replete with adverse personnel actions based on your repeated periods of UA. As a result, the Board concluded your conduct constituted a significant departure from that expected of a Marine and continues to warrant a BCD. While the Board commended your post-discharge good character, after applying liberal consideration, the Board did not find evidence of an error or injustice that warrants upgrading your characterization of service or granting clemency in the form of an upgraded characterization of service. Accordingly, given the totality of the circumstances, the Board determined that your request does not merit relief.

You are entitled to have the Board reconsider its decision upon the submission of new matters, which will require you to complete and submit a new DD Form 149. New matters are those not previously presented to or 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,

6/29/2022

█

Executive Director

Signed by: █