



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 to void your enlistment due to erroneous entry based on your drug dependency and your contention that you were unable to defend yourself against “the errors” at the time. For purposes of clemency and equity consideration, the Board noted you provided no evidence in support of your application.

After thorough review, the Board concluded your potentially mitigating factors were insufficient to warrant relief. Specifically, the Board determined that your assigned narrative reason for separation remains appropriate based on your undisclosed drug abuse and resulting erroneous enlistment in the Navy. The Board found no basis to void your enlistment based on your drug dependency and determined that your assigned narrative reason for separation was the most appropriate narrative reason based on the circumstances of your case. Therefore, even in light of the Wilkie Memo and reviewing the record holistically, the Board did not find evidence of an error or injustice that warrants granting you the relief you requested or granting relief as a matter of clemency or equity. 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 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,

11/8/2023

