

UNITED STATES COAST GUARD DISCHARGE REVIEW BOARD

Docket Number: 2012-075

**Discharge Issued**

**Character:** Under Honorable Conditions (General)

**Narrative Reason:** Misconduct

**SPD/RE Code:** JKK / RE4

**Authority of Discharge:** COMDTINST M1000.4 Art 1.B.17

**Date of Separation:** 2012-06-04

**DRB Decision**

**Character:** No Change

**Narrative Reason:** No Change

**SPD/RE Code:** No Change / No Change

**New Authority:** No Change

**Discharge Review Board Discussion and Decision:**

DISCUSSION:

The applicant was discharged for Misconduct due to involvement with drugs.

During a CGIS investigation, the applicant admitted to using the controlled substance Analog Spice on at least one occasion. Thereafter, the command initiated action pursuant to policy to discharge the applicant.

The applicant was given the opportunity to seek an attorney, submit a statement, while also objecting to the Discharge. One month later, the applicant's separation package was approved and the Discharge was effective.

The Board finds no issues with propriety or equity in this case. The applicant offered no new evidence on his behalf to refute the findings of the discharge. Prior to the applicant's drug use, ALCOAST 605/10 was in place to specifically list Spice as an illegal drug, and usage of said substance would result in a Discharge from the service.

Coast Guard policy prescribes no higher than a General, Under Honorable Conditions character of service for individuals separated as a result of violating the Coast Guard's drug policy. The Coast Guard has zero tolerance for drug abuse. The General, Under Honorable Conditions discharge is equitable.

Propriety: Discharge was proper.

Equity: Discharge was equitable.

Final Adjudication by Assistant Commandant For Human Resources: No relief

In reviewing discharges, the Board presumes regularity in the conduct of governmental affairs unless there is substantial credible evidence (to include evidence submitted by the Applicant) to rebut the presumption.