

UNITED STATES COAST GUARD DISCHARGE REVIEW BOARD

Docket Number: 2012-088

**Discharge Issued**

**Character:** General

**Narrative Reason:** Misconduct

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

**Authority of Discharge:** COMDTINST M1000.6, 12.B.12

**Date of Separation:** 2006-10-13

**DRB Decision**

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

**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.

The applicant was interviewed by CGIS as part of a unit investigation. During the interviews, three of the applicant's co-workers admitted to drug use and stated that the applicant had used methamphetamines with them on six different occasions. The applicant expressed innocence and indicated a desire to do a hair follicle and lie detector test in their defense. After NJP proceedings were awarded for drug use, the applicant was notified of the command's intent to Discharge. The applicant declined the opportunity with an attorney, but made a statement saying the alternate testing methods were never afforded. Prior to NJP and Discharge, the applicant did admit to heavy drinking, but has no other derogatory information in the service record. The applicant did complete a level 2 substance abuse treatment program before leaving the USCG.

The Board finds no issues with propriety or equity in this case. The co-workers testimony and evidence that the applicant was frequently using methamphetamines fully supports the member's Discharge as issued. The discharge was proper. No changes to be made other than the administrative change from a General Discharge to: General, Under Honorable Conditions.

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.

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.