

UNITED STATES COAST GUARD DISCHARGE REVIEW BOARD

Docket Number: 2013-008

Discharge Issued

Character: Under Honorable Conditions (General)

Narrative Reason: Misconduct

SPD/RE Code: JKK / RE4

Authority of Discharge: M1000.6, 12.B.18

Date of Separation: 2010-01-25

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.

While assigned to a CG cutter (underway), the applicant willingly inhaled nitrous-oxide from Redi-whip containers in order to obtain an intoxicated or high feeling while on duty. One month later, the applicant was taken to Captain's Mast and received a punitive letter of admonishment. The command then executed a Discipline performance evaluation and notified the applicant of the intent to discharge. The applicant was given the right to consult with legal counsel. The applicant made a statement, but did not object to the discharge.

The Board finds no issues with propriety or equity in this case.

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.