

UNITED STATES COAST GUARD DISCHARGE REVIEW BOARD

Docket Number: 2013-015

Discharge Issued

Character: Honorable

Narrative Reason: Pattern of Misconduct

SPD/RE Code: JKA / RE4

Authority of Discharge: COMDTINST M1000.6A, ART 12.B.18

Date of Separation: 2010-10-27

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 Pattern Of Misconduct due to making False Official Statements, substandard performance, and an attempt to compromise an End of Course Test.

The applicant received two NJP's over an 8-month period. The applicant knowingly created false invoices for the procurement files, and submitted them to the supervisor with the intent that the invoices be accepted as legitimate company invoices. Thereafter, the member was restricted to the assigned unit for 21 days, reduction to pay-grade: E-3, extra duties for 21 days, reduction in Pay Grade suspended for 06 months.

Just 6 months later, the applicant did with the intent to cheat on the Storekeeper Second Class End-Of-Course Test write 24 of the 25 test questions and answers on scratch paper and try to remove from the written item from the testing facility. This violated Coast Guard testing policy and procedures. Removal of the scratch paper would have resulted in a test compromise. Applicant was reduced to Pay Grade E-2 as a result of this NJP.

Prior to the two NJP's, the applicant was counseled on poor performance. At that time, the applicant was placed on performance probation due to neglecting budget responsibilities, spending hours on the internet during the work day, and being unprepared/untimely for basic collateral duties. In short, the applicant had been a burden to the command leading up to the discipline actions.

The Board finds no issues with propriety or equity in this case. The applicant was notified of the intent to discharge, and the applicant was advised of the rights to an attorney. The applicant was afforded to make a detailed statement on their behalf. The Board voted unanimously to recommend no relief.

Propriety: Discharge was proper.

Equity: Discharge was equitable.

Final Adjudication by Assistant Commandant For Human Resources: Concurs with Board. 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.