

UNITED STATES COAST GUARD DISCHARGE REVIEW BOARD

Docket Number: 2013-016

Discharge Issued

Character: General

Narrative Reason: Misconduct

SPD/RE Code: JKK / RE4

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

Date of Separation: 2005-09-08

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.

During a CGIS investigation, the applicant admitted to using the illegal drug Ecstasy.

The Board finds no issues with propriety or equity in this case. The applicant was notified of the intent to be separated with a General discharge, and the applicant was advised of the rights to an attorney. The applicant declined the right to an attorney, and did not object to the discharge.

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. An admission or a positive result renders the SPD code of JKK, Involvement with drugs. The Coast Guard has zero tolerance for drug abuse. The General, Under Honorable Conditions discharge is equitable.

The board does note the necessary change needed on the applicant's current DD-214 which lists the Character of Service as General. The appropriate character of service is "Under Honorable Conditions," therefore the Board recommends an administrative change to the applicant's record to reflect "Under Honorable Conditions."

Propriety: Discharge was proper.

Equity: Discharge was equitable.

Final Adjudication by Assistant Commandant For Human Resources: No relief. Concur with administrative change to Under Honorable Conditions.

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.