

UNITED STATES COAST GUARD DISCHARGE REVIEW BOARD

Docket Number: 2013-021

Discharge Issued

Character: Under Honorable Conditions (General)

Narrative Reason: Pattern of Misconduct

SPD/RE Code: JKA / RE4

Authority of Discharge: COMDTINST M1900.4D, ART. 1.B.17

Date of Separation: 2012-02-09

DRB Decision

Character: No Change

Narrative Reason: No Change

SPD/RE Code: No Change / No Change

New Authority: Change

Discharge Review Board Discussion and Decision:

DISCUSSION:

The applicant was discharged for Pattern of Misconduct due to alcohol related incidents, an inappropriate relationship and assaulting another shipmate.

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. A statement was made while objecting to the discharge.

The member was discharged with the SPD code of JKA due to the variety of misconduct during the period of service. The applicant states that the command recommended an Honorable Discharge, although all the separation documents read with a recommendation for a General Discharge. The applicant received a General, Under Honorable Conditions Discharge with an RE4 reentry code.

The Board does note that the DD-214 incorrectly cites the Separation Authority. The SPD code of JKA is aligned with the Military Separations Manual, COMDTNST M1000.4, Art 1.B. 17 vice the Certificate of Release of Discharge Form Active Duty, DD Form 214 Manual.

Propriety: Discharge was proper.

Equity: Discharge was equitable.

Final Adjudication by Assistant Commandant For Human Resources: No relief. An administrative change to the Separation Authority in Block 25 of the applicant's DD-214 to be amended to: COMDTNST M1000.4, Art 1.B. 17.

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.