

UNITED STATES COAST GUARD DISCHARGE REVIEW BOARD

Docket Number: 2013-048

Discharge Issued

Character: Honorable

Narrative Reason: Alcohol Rehabilitation Failure

SPD/RE Code: JPD / RE4

Authority of Discharge: COMDTINST M1000.6A, ART 12-B-16

Date of Separation: 2010-04-02

DRB Decision

Character: No Change

Narrative Reason: Separation for Misc/General Reasons

SPD/RE Code: JND / No Change

New Authority: No Change

Discharge Review Board Discussion and Decision:

DISCUSSION:

The applicant was discharged for Alcohol Rehabilitation Failure due to receiving two alcohol incidents.

With regard to the Narrative Reason for Separation, the applicant had previously been to outpatient treatment for a self-referral. The applicant received the first alcohol incident for a physical and verbal altercation with patrons at a bar, provoking shipmates, and entering another shipmate's bed without consent. Due to the applicant's completion of outpatient treatment, they were not sent back to treatment after the incident was documented. Thereafter, the applicant was charged with for driving under the influence and having open containers of alcohol in a vehicle. The applicant was documented for the second alcohol incident and processed for discharge.

After the command's notification to Discharge, the applicant provided a statement to state the desire to remain in the service. The statement had no evidence to absolve or refute the second incident. The applicant did not dispute the command's findings-- just asked for consideration to be retained. Whereas, the current board application states being wrongly accused and was still processed for discharge. The Board finds that the applicant's intent in the alcohol incident is consistent with the propriety standard of the discharge issued.

On the equity standard, the board referred to ALCOAST 125/10 (member discharged shortly after), to make a recommendation on the Narrative Reason (NR) for Separation. The Board notes most or all separations occurring after said ALCOAST to the present, only issue a JPD (SPD) code when the member is unable to complete outpatient treatment, or they refuse altogether. Therefore, the Board recommends the following changes:

Separation Authority : COMDTNST M1000.6A, ART 12.B.16

SPD code: JND

Narrative Reason for Separation: Separation for Miscellaneous/General Reasons

Final Adjudication by Assistant Commandant For Human Resources: Concur and approve Board findings above based on post-policy issued in ALCOAST 125/10. No change will be made to the Re-entry code of RE4.

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.