

UNITED STATES COAST GUARD DISCHARGE REVIEW BOARD

Docket Number: 2013-067

Discharge Issued

Character: Under Honorable Conditions (General)

Narrative Reason: Pattern of Misconduct

SPD/RE Code: JKA / RE4

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

Date of Separation: 2009-10-09

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 a multitude of actions.

The applicant was rendered a civil conviction order and directed to attend a 52-week anger management program stemming from his actions. Shortly thereafter, the applicant was deliberately negligent in sleeping while on watch in a government vehicle. The applicant's command started process to Discharge based on a 'Pattern of Misconduct'.

The applicant was notified of the intent to discharge, and the applicant was advised of rights to an attorney. A statement was statement by the applicant to object to the Discharge.

The Board notes that an administrative correction was made by PSC-BOPS to the 'Character of Service' on a DD-215 issued. The Servicing Personnel Office erroneously issued a Bad Conduct discharge to the applicant; This has since been corrected to 'Under Honorable Conditions'. The DD-215 is uploaded into the service record, and the Board has confirmed the applicant's receipt of the document. Henceforth, these proceedings were to assess if an upgrade from Under Honorable Conditions to Honorable was merited.

The Board finds no issues with propriety or equity in this case following the recently issued DD-215 by PSC.

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.