

UNITED STATES COAST GUARD DISCHARGE REVIEW BOARD

Docket Number: 2013-073

Discharge Issued

Character: Honorable

Narrative Reason: Unsuitability

SPD/RE Code: JPD / RE4

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

Date of Separation: 2005-03-09

DRB Decision

Character: No Change

Narrative Reason: No Change

SPD/RE Code: JND / No Change

New Authority: COMDTINST M1000.6 Art 12.B.12

Discharge Review Board Discussion and Decision:

DISCUSSION:

The applicant was discharged for the Narrative Reason (NR) of Unsuitability.

The SPD code of JPD issued with the Discharge is for personnel who fail to complete an Alcohol treatment program, or refuse the program altogether. This administrative error was in the applicant's favor. After receiving two documented alcohol incidents, an administrative remarks entry was documented in which the applicant refused to attend outpatient rehabilitation treatment for Level II Alcohol Abuse.

The applicant claims that on the night of the second alcohol incident, the breathalyzer test showed 0.00, therefore alcohol was not a causative factor. The applicant forwarded a printout from the Police Department within the current application. The board does question the validity of the document as it has no civil-law notary endorsement, nor does it represent an official public document issued from the Police Department. Additionally, the applicant did not object to the discharge.

The Board has reviewed the service record of the applicant. In addition to the disputed 2nd alcohol incident, the applicant had a laundry list of insubordination, performance issues, hostility toward others, a lack of integrity and mental instability, the Board recommends use of the Legacy Personnel Manual, Article 12-B-12-f as follows: Discharge for Other Reasons If the commanding officer believes separation should not be for the convenience of the Government, but for unsuitability, misconduct, or any other reason, he or she will send a suitable recommendation to Commander (CGPC-epm-1) for consideration. Cases in this category include those in which the member's record shows a generally unsatisfactory military record, or other good, sufficient cause in the commanding officer's opinion.

Propriety: Discharge was proper.

Equity: Discharge was equitable.

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.