

UNITED STATES COAST GUARD DISCHARGE REVIEW BOARD

Docket Number: 2014-065

Discharge Issued

Character: Honorable

Narrative Reason: Miscellaneous / General Reasons

SPD/RE Code: JND / RE4

Authority of Discharge: COMDTINST M1000.4 ART 1.B.15

Date of Separation: 2013-11-25

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 Separation For Miscellaneous/General Reasons due to two alcohol incidents. The first incident occurred when the applicant was drinking underage and passed out in the passageway of the vessel due to excessive consumption. Additionally, the applicant obtained the beverages by way of using fake identification. Thereafter, the applicant entered a nolo plea after being cited for a DUI. The applicant has since provided the Board with civil court documents indicating the Final Adjudication was reduced to reckless driving. Based on the Discharge documents in the applicant's record, the BAC reading in the second incident shows that alcohol was a causative factor.

The Board finds no issues with propriety or equity in this case. A preponderance of the evidence was considered prior to the Discharge and no new evidence finds that the incidents were in error.

The applicant was notified of the intent to discharge, and the applicant was advised of the right to an attorney. A statement was made while objecting to discharge. Prior to the Discharge, the applicant offered no defense and asked for another chance.

Propriety: Discharge was proper.

Equity: Discharge was equitable.

Final Adjudication for 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.