

UNITED STATES COAST GUARD DISCHARGE REVIEW BOARD

Docket Number: 2016-010

Discharge Issued

Character: Under Honorable Conditions (General)

Narrative Reason: Misconduct

SPD/RE Code: JKK / RE4

Authority of Discharge: COMDTINST M1000.4 Art 1.B.17

Date of Separation: 2015-09-24

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, with an Under Honorable Conditions discharge due to Misconduct specifically due to Involvement with Drugs.

During a random unit urinalysis, the applicant had a positive result for oxycodone. The Board finds no issues with propriety or equity in this case. The chain of custody for the urinalysis testing was reviewed and found to have properly followed USCG drug testing procedures. The Board has reviewed the new evidence provided by the applicant, but the documentation does not absolve the applicant's reason for discharge.

The applicant was notified of the intent to discharge, and the applicant was advised of the right to an attorney. The applicant made a statement on their behalf and objected to the discharge.

Coast Guard policy prescribes no higher than a General, Under Honorable Conditions character of service for individuals separated as a result of violating the Coast Guard's drug policy. The Coast Guard has zero tolerance for drug abuse. The General, Under Honorable Conditions discharge is equitable.

Propriety: Discharge was proper.

Equity: Discharge was equitable.

Final Adjudication By Assistant Commandant for Human Resources: Concur with Board. 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.