

UNITED STATES COAST GUARD DISCHARGE REVIEW BOARD

Docket Number: 2016-012

Discharge Issued

Character: Under Honorable Conditions (General)

Narrative Reason: Pattern of Misconduct

SPD/RE Code: JKA / RE4

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

Date of Separation: 2013-09-09

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.

The Applicant was found guilty of being absent without leave and making false official statements. The Board carefully reviewed the investigation of said charges and heard verbal testimony from the applicant.

Over a 15-month period, the applicant did not properly submit leave transactions into the Direct Access database (to officially account) for absences totaling 59 days. This was in direct violation of the command instruction in which leave must be submitted for all absences that are not considered liberty or federal holidays.

The Board finds that the applicant willingly shirked their duties by removing themselves from the appointed place of duty repeatedly without following the Command regulations. This premeditated inaction and failure of compliance unnecessarily forced several days and hours of watchstander duty onto fellow shipmates over the prolonged period.

The Board finds no issues with propriety or equity in this case. The applicant was notified of the intent to discharge, and the applicant was advised of the right to an attorney. The applicant did not object to the discharge.

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.