

UNITED STATES COAST GUARD DISCHARGE REVIEW BOARD

Docket Number: 2016-040

Discharge Issued

Character: General

Narrative Reason: Misconduct

SPD/RE Code: JKK / RE4

Authority of Discharge: COMDTINST M1000.6A, ART 12-B-11

Date of Separation: 2008-05-26

DRB Decision

Character: Under Honorable Conditions (General)

Narrative Reason: Change

SPD/RE Code: No Change / No Change

New Authority: COMDTINST M1000.4 Art 1.B.17

Discharge Review Board Discussion and Decision:

DISCUSSION:

The Applicant was discharged for Misconduct due to the Involvement with Drugs.

In referencing their "Recommendation For Discharge" memo from their assigned cutter and their Personnel Data Record (PDR), the Applicant received a drug incident, which they admitted to using illegal drugs, three alcohol incidents (received third incident while awaiting discharge notification), was awarded an Article 15 twice and had several additional incidents which required discipline by their Command.

The Board has no issues with the propriety standard on this case. However, the Board does note that he received a General Discharge on his DD Form 214. The board recommends a partial upgrade to an Under Honorable Conditions Character of Service.

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.

The Applicant was notified of the intent to discharge, and the Applicant was advised of his rights to an attorney, made a statement on his behalf and did not object to discharge.

Propriety: Discharge was proper.

Equity: Discharge was equitable.

Board Conclusion: The Board voted 5-0 to recommend no relief. The Board does recommend an administrative correction to Under Honorable Conditions per ALCOAST 562/08.

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.