

UNITED STATES COAST GUARD DISCHARGE REVIEW BOARD

Docket Number: 2016-046

**Discharge Issued**

**Character:** Honorable

**Narrative Reason:** Misconduct

**SPD/RE Code:** HKQ / RE4

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

**Date of Separation:** 2015-08-17

**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 Misconduct due to Commission of a Serious Offense.

The applicant was investigated by the State Troopers and Conservation Law Enforcement Officers because they were suspected of killing a moose. As a result of that investigation, the State filed charges against the Applicant.

The applicant pleaded guilty of unlawful possession and transportation of game. Their sentence included a \$5000 fine with \$2500 suspended and 10 days of custody with the Commissioner of Corrections which was also suspended.

The Board finds no issues with propriety or equity in this case. The Applicant was notified of the intent to discharge and was advised of the right to an attorney. The applicant waived their right to an administrative separation board on the condition that their service was characterized as Honorable. The Applicant did submit a statement on their behalf.

Propriety: Discharge was proper.

Equity: Discharge was equitable.

Board Conclusion: The Board voted 5-0 to recommend 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.