

UNITED STATES COAST GUARD DISCHARGE REVIEW BOARD

Docket Number: 2016-047

Discharge Issued

Character: Other Than Honorable Conditions

Narrative Reason: Pattern of Misconduct

SPD/RE Code: JKA / RE4

Authority of Discharge: COMDTINST M1000.6A, ART 12-B-18

Date of Separation: 2009-09-18

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 recommended to be separated from the Coast Guard due to conviction at his General Courts-Martial proceedings.

The Applicant was found guilty of violating the following articles listed in the UCMJ: Article 92 (8 specifications) – In that the Applicant on divers occasions, failed to obey a lawful general order; Article 107 (6 specifications) – In that the Applicant, with the intent to deceive, signed an official record which was known to be false; and Article 134 (6 specifications) – In that the Applicant wrongfully accepted compensation for services rendered.

The Board finds no issues with propriety or equity in this case.

Propriety: Discharge was proper.

Equity: Discharge was equitable.

Final Adjudication by Assistant Commandant for Human Resources: Concur with the Board and CG-LGL to change the Separation code to HKA as this is the more appropriate code for this discharge.

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.