

UNITED STATES COAST GUARD DISCHARGE REVIEW BOARD

Docket Number: 2017-033

**Discharge Issued**

**Character:** Under Honorable Conditions (General)

**Narrative Reason:** Misconduct

**SPD/RE Code:** JKQ / RE4

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

**Date of Separation:** 2017-02-20

**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 Article 120 (Rape and Sexual Assault). The Board reviewed the former member's statement and all available documents from Direct Access and their EIPDR. The applicant did not provide new evidence to refute the type of discharge, specifically, the Character of Service issued. The discharge documentation was consistent with what is prescribed in the Military Separations Manual COMDTINST M1000.4. The Board finds no issues with propriety or equity in this case.

**RECOMMENDATION:**

The Board members thoroughly reviewed the applicant's record of service and all available documentation. It was acknowledged by the Board that the discharge was carried out properly by the command. The former member was afforded the opportunity for a Court Martial and declined. The applicant has not substantiated any error or inequity. The Board finds no evidence to justify a change to Honorable as requested by the applicant.

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.