

UNITED STATES COAST GUARD DISCHARGE REVIEW BOARD

Docket Number: 2019-009

Discharge Issued

Character: Honorable

Narrative Reason: Misconduct

SPD/RE Code: JKQ / RE4

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

Date of Separation: 2018-11-30

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 in for Misconduct (Alcohol) after serving a total of 06 Years, 04 Months and 06 Days on Active Duty.

The separation authority listed on the DD-214 is COMDTINST M1000.4, 1.B.17.b (3.b) states that a Mandatory administrative discharge processing is required for members who engage in drunken or impaired operation of a vehicle, aircraft, or vessel. The former member is requesting relief of the Narrative Reason for Separation from something besides Misconduct.

The Board thoroughly reviewed all of the documentation including the Court Expungement that was provided by the applicant as well as any paperwork that was in the PDR. The Separation Authorization was reviewed for accuracy and followed the prescribed procedures for discharges of this type. The former member was given a field sobriety test and yielded several clues of being intoxicated. Thereafter, they consented to a breath test that produced a blood alcohol concentration (BAC) of .10. The former member's discharge was based on the contributing factor of operating a vessel while intoxicated (OWI).

PROPRIETY: The Board finds no issues with propriety in this case. The applicant was properly discharged under policy in effect at the time of discharge.

EQUITY: The Board finds no issues with equity in this case. The applicant was properly discharged under policy in effect at the time of discharge.

RECOMMENDATION: The Board members thoroughly reviewed the applicant's record of service and all available documentation. The Board deemed that the applicant's character of service, reason for separation and reenlistment code are appropriate based on the available evidence and should not be changed. The applicant has not substantiated any error or inequity.

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.