



DEPARTMENT OF THE NAVY  
BOARD FOR CORRECTION OF NAVAL RECORDS  
2 NAVY ANNEX  
WASHINGTON DC 20370-5100

TJR  
Docket No: 8060-08  
14 July 2009

[REDACTED]

[REDACTED]

This is in reference to your application for correction of your naval record pursuant to the provisions of Title 10, United States Code, Section 1552.

A three-member panel of the Board for Correction of Naval Records, sitting in executive session, considered your application on 7 July 2009. The names and votes of the members of the panel will be furnished upon request. Your allegations of error and injustice were reviewed in accordance with administrative regulations and procedures applicable to the proceedings of this Board. Documentary material considered by the Board consisted of your application, together with all material submitted in support thereof, your naval record, and applicable statutes, regulations, and policies.

After careful and conscientious consideration of the entire record, the Board found the evidence submitted was insufficient to establish the existence of probable material error or injustice.

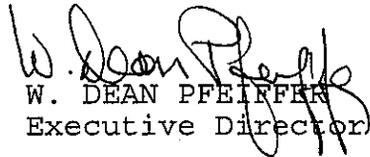
Although your record is incomplete, it appears that you enlisted in the Navy Reserve on 24 February 2000 at age 19. It further appears that you were administratively processed for separation by reason of misconduct due to drug abuse. In this regard, your record clearly reflects a Certificate of Release or Discharge from Active Duty (DD Form 214) which shows that on 7 January 2004, while in absentia, you were discharged under other than honorable conditions by reason of misconduct due to drug abuse, and were assigned an RE-4 reenlistment code.

The Board, in its review of your record, although incomplete, and application, carefully weighed all potentially mitigating factors, such as your post service conduct, character reference letters, and desire to upgrade your discharge and change your narrative reason for separation. It also considered your educational, religious, and rehabilitation achievement

certificates. Nevertheless, the Board concluded these factors were not sufficient to warrant recharacterization of your discharge or a change to your narrative reason for separation because of the seriousness of your drug related misconduct. Accordingly, your application has been denied.

It is regretted that the circumstances of your case are such that favorable action cannot be taken. You are entitled to have the Board reconsider its decision upon submission of new and material evidence or other matter not previously considered by the Board. In this regard, it is important to keep in mind that a presumption of regularity attaches to all official records. Consequently, when applying for a correction of an official naval record, the burden is on the applicant to demonstrate the existence of probable material error or injustice.

Sincerely,

  
W. DEAN PFEIFFER  
Executive Director