



DEPARTMENT OF THE NAVY  
BOARD FOR CORRECTION OF NAVAL RECORDS  
701 S. COURTHOUSE ROAD, SUITE 1001  
ARLINGTON, VA 22204-2490

[REDACTED]  
Docket No: 3273-16

1102 7 2 NVR  
JAN 24 2017

[REDACTED]  
Dear [REDACTED]

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

Although your application was not filed in a timely manner, the Board found it in the interest of justice to waive the statute of limitations and consider your application on its merits. A three-member panel of the Board for Correction of Naval Records, sitting in executive session, considered your application on 25 October 2016. 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.


You enlisted in the Navy and began a period of active duty on 24 January 1969. On 13 July 1969, you requested to be discharged as a conscientious objector. As a result of the foregoing, on 16 October 1969, you received a general (under honorable conditions) discharge. At that time, you were not recommended for retention or reenlistment due to being a conscientious objector.

The Board in its review of your entire record and application, carefully weighed all potentially mitigating factors, such as your desire to change your characterization of service and assertion that you made a gross error in requesting a discharge as a conscientious objector. Nevertheless, the Board concluded that these factors were not sufficient to warrant changing your characterization of service. The Board also was not persuaded by your assertion that you made a gross error in requesting a discharge as a conscientious objector. The Board concluded that you received the benefit of your bargain with the Navy when your request for discharge was granted and that your discharge should not be changed now. 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 within one year from the date of the Board's decision. New evidence is evidence not

previously considered by the Board prior to making its decision in your case. In this regard, it is important to keep in mind that a presumption of applying for correction of an official naval record, the burden is on the applicant to demonstrate the existence of the probable material error or injustice.

Sincerely,

  
Executive Director