



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

[REDACTED]
Docket No: 3458-16/
6437-14
JAN 23 2017

[REDACTED]
Dear [REDACTED]

This is in reference to your latest reconsideration request in which you requested to have your discharge upgraded. You previously petitioned the Board and were advised in our letter that your applications had been denied. Your case was reconsidered in accordance with Board for Correction of Naval Records procedures that conform to *Lipsman v. Secretary of the Army*, 335 F. Supp. 2d 48 (D.D.C. 2004).

Your current request has been reconsidered by a three-member panel of the Board for Correction of Naval Records, sitting in executive session on 12 October 2016. The names and votes of the members of the panel will be furnished upon request. Documentary material considered by the Board consisted of your application and any material submitted in support of your application.

After careful and conscientious consideration of the record, the Board determined that the documentation that you provided, even though not previously considered by the Board, was insufficient to establish the existence of probable material error or injustice. The Board determined that your statement was not enough to outweigh the significant misconduct you committed. In this regard, the Board concluded the seriousness of your repeated misconduct, outweighed your desire to upgrade your discharge. Accordingly, your application for reconsideration has been denied.

A review of your recent application reveals that your request must again be denied. In the absence of sufficient material evidence for reconsideration, the decision of the Board is final, and your only recourse would be to initiate action, at no cost to the Board, to a court of appropriate jurisdiction.

Sincerely,

[REDACTED]
Executive Director