



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

[REDACTED]  
Docket No: 6887-16

NOV 07 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 5 September 2017. 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.

You enlisted in Marine Corps on 8 December 1986. According to the information contained in your record. On 30 April 1987, you received non judicial punishment (NJP) for disobeying a lawful order. You were also convicted by a special court-martial (SPCM) of the following offenses: two specifications of unauthorized absence (UA), larceny, and unlawful entry. As a result of the forgoing, you were sentenced to a bad conduct discharge (BCD). After you waived appellate review by the Navy-Marine Corps Courts of Military Review and the Clemency Review Board. The Supplementary Special Court-Martial Authority approved the sentence and directed discharge. On 3 March 1988, you were discharged.

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. The Board carefully weighed all potentially mitigating factors, such as your desire to upgrade your discharge and contentions that you suffered from alcohol abuse and went UA to help fellow Marines return to their homes and families. The Board was not persuaded by the unsubstantiated contentions. The Board noted that there is no evidence in your record, and you submitted none, to support your contentions of suffering from alcohol abuse and going UA to help fellow Marines.

Finally, the Board noted that you were convicted by a SPCM which held you accountable for your actions and assigned you the most appropriate characterization of service based on your situation. Accordingly, your application has been denied.

It is regretted that the circumstances of your case are such that favorable action cannot be taken at this time. You are entitled to have the Board reconsider its decision upon the submission of new and material evidence. New evidence is evidence 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,

A solid black rectangular box used to redact the signature of the Executive Director.

Executive Director