



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

[REDACTED]
Docket No: 6983-17

DEC 20 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 16 October 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, relevant portions of your naval record and applicable statutes, regulations and policies.

You enlisted in the Navy and began a period of active duty on 23 April 1990. You served nearly a year and a half without disciplinary incident. On 7 November 1991, you received nonjudicial punishment (NJP) for disorderly conduct. On 12 November 1991, you received a counseling entry in your service record that indicates you failed to complete a Dependent Care Certificate, and were being given an opportunity to undertake corrective action. You were then processed for administrative separation. You were discharged from the Navy on 2 December 1991, with a general characterization of service and a reentry (RE) code of RE-4. Your narrative reason for separation shows "Parenthood."

After careful and conscientious consideration of the entire record, the Board found the evidence submitted was insufficient to establish the existence of probable material or injustice. The Board, in its review of your entire record and application, carefully weighed all potentially mitigating factors such as your post-service accomplishments. You request an upgrade to your characterization of service from general to honorable, and state that you have successfully raised two sons on your own, earned a Masters Degree in Counseling, and are the owner of a hair salon. Furthermore, you currently work as a contractor for the military and have a clean criminal record. The Board noted your accomplishments, but determined that they do not merit an upgrade to your service characterization. The Board considered that your record indicates that

you did not establish a Dependent Care Plan and noted that you completed approximately one year and seven months of service with enlisted performance averages of 2.8/2.8/2.8/NOB/3.0. Based on the length of your service, your lack of a Dependent Care Plan, your performance averages, and misconduct the Board concluded that the general characterization of service was issued without error or injustice. 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,

[REDACTED]

Executive Director