



recommended administrative discharge from the naval service with an other than honorable (OTH) characterization of service. Prior to the discharge authority's decision, you received your ninth NJP for failure to obey a lawful order. The discharge authority approved the CO's recommendation and directed that you be separated from the naval service with an OTH characterization of service. On 17 September 1980, you were so discharged.

The Board carefully weighed all potentially mitigating factors in your case, including your desire to upgrade your discharge. The Board considered your contentions that most of the mistakes you made were due to immaturity and that your life has changed since that time. You state you are not the same person now that you were then and you have learned from past errors. You did not understand the severity and consequences of your actions at the time until your early discharge. Additionally, you state you have been clean and sober for the last three years and you humbly apologize for your past behaviors. The Board also noted you are working hard to set things straight in your life.

Unfortunately, after careful consideration of your contentions and applying the liberal consideration standard, the Board did not find evidence of an error or injustice that warrants upgrading your characterization of service or sufficient evidence to warrant clemency.

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 matters, which will require you to complete and submit a new DD Form 149. New matters are those not previously presented to or 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,

12/18/2020

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Executive Director

Signed by █