



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

██████████
Docket No. 306-24
Ref: Signature Date

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██████████
██████████

Dear Petitioner:

This is in reference to your application for correction of your naval record pursuant to Section 1552 of Title 10, United States Code. After careful and conscientious consideration of relevant portions of your naval record and your application, the Board for Correction of Naval Records (Board) found the evidence submitted insufficient to establish the existence of probable material error or injustice. Consequently, your application has been denied.

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 case on its merits. A three-member panel of the Board, sitting in executive session, considered your application on 31 May 2024. The names and votes of the panel members 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, to include the 25 July 2018 guidance from the Under Secretary of Defense for Personnel and Readiness regarding equity, injustice, or clemency determinations (Wilkie Memo).

You enlisted in the Marine Corps and commenced a period of active duty on 17 April 1990. On 30 November 1990, you were counseled regarding your failure to follow orders from your squad leader. You were further advised failure to take action may result in administrative separation proceedings. On 17 June 1991, you were counseled regarding your failure to maintain Marine Corps uniform, and you were notified further misconduct may result in the initiation of administrative separation proceedings. On 29 September 1993, you were convicted by civil authorities for child abuse. As a result of the foregoing, you were notified of the initiation of administrative separation proceedings by reason of misconduct due to civil conviction, at which point, you waived your right to consult with counsel, and waived your right of a hearing of your case before an administrative discharge board. Your commanding officer recommended your discharge from the U. S. Marine Corps due to your civil misconduct and your separation proceedings were determined to be sufficient in law fact. The separation authority approved and directed your discharge with an Other Than Honorable (OTH) character of service by reason of misconduct due to civil conviction. On 10 March 1994, you were so discharged.

