



subsequently directed your discharge with an uncharacterized entry level separation and you were so discharged on 17 December 1984.

The Board carefully considered all potentially mitigating factors to determine whether the interests of justice warrant relief in your case in accordance with the Wilkie Memo. These included, but were not limited to, your desire to change your discharge characterization of service and your contentions that you encountered racism in boot camp that formed the basis of your administrative separation. For purposes of clemency and equity consideration, the Board noted you did not provide supporting documentation describing post-service accomplishments or advocacy letters.

After thorough review, the Board concluded the potentially mitigating factors were insufficient to warrant relief. Specifically, the Board concluded that your uncharacterized entry level separation remains the appropriate. In making this finding, the Board considered the Page 13 performance and conduct warning you received as well as numerous counseling sessions annotated in your Recruit Performance Remarks documents. Therefore, the Board determined you were appropriately processed and discharged for entry level performance and conduct. Additionally, the Board observed that applicable regulations authorize an uncharacterized entry level separation if the processing of an individual's separation begins within one-hundred-eighty days of the individual's entry on active service. While there are exceptions to policy in cases involving misconduct or extraordinary service, the Board concluded neither applied in your case. Finally, the Board noted you provided no evidence, other than your personal statement, to substantiate your contention that your discharged was based on racism.

As a result, even in light of the Wilkie Memo and reviewing the record holistically, the Board did not find evidence of an error or injustice that warrants granting you the relief you requested or granting relief as a matter of clemency or equity. Accordingly, given the totality of the circumstances, the Board determined that your request does not merit relief.

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,

8/26/2024

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Executive Director

Signed by: ■