Coast Guard, DHS § 51.11

(4) An applicant may make oral or written argument personally or through his or her representative.

(h) Reconsideration. The decision of the DRB may not be reconsidered unless—

(1) The only previous consideration of the case was on the motion of the DRB;
(2) Changes in discharge policy occur; or
(3) New, substantial, relevant evidence, not available to the applicant at the time of the original review, is submitted to the DRB.


§ 51.11 Records.

(a) The record of the discharge review will include—
(1) The application for review;
(2) A summarized record of the testimony and a summary of evidence considered by the DRB other than information contained in the service records;
(3) Briefs or written arguments submitted by or on behalf of the applicant;
(4) The decision of the DRB;
(5) Advisory opinions relief upon for the final action; and
(6) The final action on the DRB decision by the Commandant or Secretary.

(b) The record of the discharge review is incorporated into the service record of the applicant.

(c) A copy of the decision of the DRB and the final action thereon is made available for public inspection and copying promptly after a notice of the final decision is sent to the applicant. However, to the extent required for the protection of privacy rights, identifying details of the applicant and other persons are deleted from the public record.

(1) DRB documents made available for public inspection and copying are located in the Armed Forces Discharge Review/Correction Board Reading Room. The documents are indexed so as to enable the public to determine why relief was granted or denied. The index includes the case number, the date, character of, reason for, and authority for the discharge and is maintained at Coast Guard Headquarters and the Armed Forces Reading Room. The Armed Forces Discharge Review/Correction Board Reading Room publishes indexes quarterly for all boards.

(2) Correspondence relating to matters under the cognizance of the Reading Room (including requests for purchase of indexes) should be addressed to: Armed Forces Discharge Review/Correction Board Reading Room, The Pentagon Concourse, Washington, DC 20310.
PART 52—BOARD FOR CORRECTION OF MILITARY RECORDS OF THE COAST GUARD

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§ 52.1 Purpose.

This part establishes the procedure for application for correction of military records of the Coast Guard, for consideration of applications by the Department of Homeland Security Board for Correction of Military Records of the Coast Guard (hereinafter “the Board”), and for settling claims or determining monetary benefits.


§ 52.2 Authority.

(a) The Secretary of Homeland Security, acting through boards of civilians, is authorized to correct any military record of the Coast Guard when the Secretary considers it necessary to correct an error or remove an injustice. 10 U.S.C. 1552. The Secretary shall ensure that final action on a complete application for correction is taken within 10 months of its receipt.

14 U.S.C. 425

(b) Corrections made under this authority are final and conclusive on all officers of the Government except when procured by fraud. 10 U.S.C. 1552(a)(4).