## DRIVING UNDER THE INFLUENCE – 6210.10 (X2 Mandatory Processing)

A Marine may be processed for separation for driving under the influence following a substantiated incident. An incident is considered substantiated when there has been a court martial conviction, nonjudicial punishment, a civilian conviction, or an administrative separation board convening authority determines based on a preponderance of the evidence that the member has engaged in the act of driving under the influence.

Processing for separation for driving under the influence is **mandatory** following the second substantiated incident. The first substantiated incident necessary to trigger mandatory processing must have occurred during the Marine’s current enlistment and the Marine’s service record book must indicate that the Marine was counseled concerning the earlier substantiated incident per paragraph 6105. Preservice misconduct shall not be considered for determining whether mandatory processing is required.

**The basis for this separation shall be under:** paragraph 6210.3 (Pattern of Misconduct); 6210.6 (Commission of a Serious Offense); 6210.7 (Civilian Conviction); or
6214 (Separation in the Best Interest of the Service).

Checklist

* CO’s letter recommending separation with the following Enclosures:
* 1 - Notification of Separation Proceedings
	+ BCNR/NDRB form (MARCORSEPMAN Appendix D)
	+ Acknowledgement of Rights to be Exercised or Waived
* 2 - Copy of Service Record Book (Right and Left side)
	+ - 3 - 3270 printout of BIR, BTR, ROS, AWDS, D119 (under 30 days old)
		- 4 - Supporting documentation
	+ Unit Punishment Book Pages for NJP
	+ Civil court documents
	+ Police reports
* 5 - SACC evaluation for alcohol or drug related incidents
	+ Evaluation letter must state if Abuser or Dependent
	+ Certificate of Treatment Completion
	+ Letter of Treatment Refusal
* 6 - Character statements with recommendations from the following:
	+ OIC
	+ SNCOIC
	+ CO’s Interview Letter
	+ SgtMaj’s Interview Letter

\*Required by the Wing CG\*

* + - PTSD checklist and memo

If Applicable:

* + - Copy of the Pre-Trial Agreement (PTA)
		- Results of Trial with SJA Review, Page 13 complete in SRB

Note:

TAMP/TAP, Final Physical, and Treatment for Alcohol or Drug Dependency must be completed prior to separation. Documentation showing completion of TAMP/TAP and Final Physical is NOT required, but the CO’s recommendation letter should mention the completion of these requirements or provide the schedule and/or expected completion date.