

UNPUBLISHED

UNITED STATES COURT OF APPEALS
FOR THE FOURTH CIRCUIT

No. 99-2420

RONALD L. DAVIS,

Plaintiff - Appellant,

versus

ARMY BOARD OF CORRECTIONS OF MILITARY RECORDS;
LOREN G. HARRELL, Executive Director,

Defendants - Appellees.

Appeal from the United States District Court for the Eastern District of Virginia, at Alexandria. Claude M. Hilton, Chief District Judge. (CA-99-624-A)

Submitted: April 13, 2000

Decided: April 19, 2000

Before WIDENER and WILKINS, Circuit Judges, and HAMILTON, Senior Circuit Judge.

Affirmed by unpublished per curiam opinion.

Ronald L. Davis, Appellant Pro Se. Joel Eric Wilson, Special Assistant United States Attorney, Alexandria, Virginia, for Appellees.

Unpublished opinions are not binding precedent in this circuit. See Local Rule 36(c).

PER CURIAM:

Ronald L. Davis appeals the district court's order granting the Army Board for Correction of Military Records' (ABCMR) motion for summary judgment in Davis' action challenging the Board's refusal to correct his records to reflect a medical, rather than an honorable, discharge. The district court's review of the ABCMR's decision is quite limited, and such decisions can be set aside only "if they are arbitrary, capricious, or not based on substantial evidence." Chappell v. Wallace, 462 U.S. 296, 303 (1983); see also Robbins v. United States, 29 Fed. Cl. 717, 725 (1993) ("The function of th[e] court is not to reweigh the evidence presented to the ABCMR. Rather, th[e] court is charged with determining whether the conclusion being reviewed is supported by substantial evidence.") (internal citations omitted). We have reviewed the record and the district court's opinion, applying this standard, and find no reversible error. Accordingly, we affirm. We also deny Davis' pending motion. We dispense with oral argument because the facts and legal contentions are adequately presented in the materials before the court and argument would not aid the decisional process.

AFFIRMED