



DEPARTMENT OF THE NAVY
BOARD FOR CORRECTION OF NAVAL RECORDS
2 NAVY ANNEX
WASHINGTON DC 20370-5100

TRG
Docket No: 6258-01
10 January 2001

[REDACTED]

Dear [REDACTED]

This is in reference to your application for correction of your naval record pursuant to the provisions of Title 10 of the United States Code section 1552.

A three-member panel of the Board for Correction of Naval Records, sitting in executive session, considered your application on 8 January 2002. 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, your naval record and applicable statutes, regulations and policies.

After careful and conscientious consideration of the entire record, the Board found that the evidence submitted was insufficient to establish the existence of probable material error or injustice.

You enlisted in the Naval Reserve on 16 November 1998 at age 17 and reported for active duty on 2 March 1995. On 5 March 1995 you were referred for evaluation because of a previously undisclosed history of outpatient psychiatric counseling and suicidal ideation. During the evaluation, you admitted outpatient counseling from August 1997 until November 1997 because your aunt had found your suicide note. After a review of your history, the Navy psychologist felt that if you were separated from your wife for an extended period of time and were placed in a stressful situation, there was a high likelihood that you would become depressed to the point of attempting suicide. You were diagnosed with recurrent major depression. Your separation from the Navy was recommended because of the disqualifying psychiatric condition.

Based on the psychiatric evaluation, you were processed for an administrative separation. In connection with this processing, you elected to waive your procedural rights. On 9 March 1999 the separation authority directed an entry level separation by reason of erroneous enlistment. You were so separated on 12 March 1999.

You state in your application that you found out your wife was pregnant after you enlisted in the Navy. Because of this, you requested to be separated from recruit training. You state that you have matured and desire a change in the reenlistment code so that you can reenter the Navy. However, the Board concluded that the psychiatric evaluation with its diagnosis that you suffer from major depression is sufficient to support your separation from the Navy and the assignment of the RE-4 reenlistment code. Accordingly, your application has been denied. The names and votes of the members of the panel will be furnished upon request.

It is regretted that the circumstances of your case are such that favorable action cannot be taken. You are entitled to have the Board reconsider its decision upon submission of new and material evidence or other matter not previously 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,

W. DEAN PFEIFFER
Executive Director