



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

JRE
Docket No: 6336-01
7 January 2002



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 3 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.

The Board found that you reenlisted in the Navy on 6 November 1959. You received nonjudicial punishment on five occasions, and were convicted by summary and special courts-martial. On 6 November 1963, your commanding officer decided to recommend that you be discharged by reason of unsuitability, based on your diagnosis of a paranoid personality disorder, vice by reason of unfitness based on your extensive disciplinary record. The recommendation was approved by the Chief of Naval Personnel on 22 November 1963. You were discharged by reason of unsuitability on 18 December 1963, in grade E-3, with a general discharge.

The Board was not persuaded that the diagnosis which resulted in your discharge was erroneous, that you suffered from a bipolar disorder at that time, or that you were unfit for duty by reason of physical disability. It concluded that your service was properly characterized with a general discharge, in view of your disciplinary record and your failure to achieve the minimum conduct mark average to qualify for an honorable discharge. It could find no basis for excusing your misconduct, or for recommending that your discharge

be upgraded to honorable, or that your former grade of E-5 be restored. 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