



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

TJR
Docket No: 6647-01
12 March 2002

[REDACTED]

[REDACTED]

This is in reference to your application for correction of your naval record pursuant to the provisions of Title 10, 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 5 March 2001. 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 the evidence submitted was insufficient to establish the existence of probable material error or injustice.

The Board found you first enlisted in the Marine Corps on 1 October 1994. On 30 November 1994 you received an honorable entry level separation by reason of physical disability as evidenced by enuresis, and were assigned an RE-3P reenlistment code.

The Board found you enlisted in the Navy on 28 February 2001 at the age of 25. Your record reflects that on 27 April 2001, after undergoing a psychiatric evaluation due to your unwillingness to follow orders or regulations, you were diagnosed with a passive aggressive personality disorder which existed prior to your enlistment. As a result of the foregoing diagnosis, you were recommended for an administrative separation.

Subsequently, you were processed for an administrative separation by reason of erroneous entry due to the diagnosed personality disorder. The discharge authority directed an uncharacterized entry level separation by reason of erroneous entry, and on 9 May 2001, you were so discharged from the Navy and assigned an RE-4 reenlistment code.

The Board, in its review of your entire record and application, carefully weighed all potentially mitigating factors, such as your youth and immaturity, and prior service in the Marine Corps. The Board also considered your contention that you would have completed boot camp if it were not for the fact that you had pneumonia, which impaired your ability to serve. However, the Board concluded these factors and contention were not sufficient to warrant a change in your RE-4 reenlistment code. Such a code is authorized when individuals are separated by reason of erroneous entry. The Board concluded that the diagnosed personality disorder and the problems you were having in recruit training were sufficient to support the assignment of an RE-4 reenlistment code. Given all the circumstances of your case, the Board concluded the assigned reenlistment code was proper and no change is warranted. 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