



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

CRS
Docket No: 8314-00
27 November 2001

[REDACTED]

Dear [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 15 November 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. In addition, the Board considered the advisory opinion furnished by the Bureau of Medicine and Surgery, a copy of which is attached.

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 enlisted in the Marine Corps on 1 July 1997 at age 18. A psychiatric evaluation, conducted on 30 October 1997, found that you had a personality disorder. On 22 December 1997 you received an entry level separation by reason of the diagnosed personality disorder.

The advisory opinion reviewed the two physician evaluations submitted to the Board showing that you do not have a personality disorder. However, the opinion concluded that the evidence of record supports the diagnosis of a personality disorder.

In its review of your application the Board carefully weighed all potentially mitigating factors, such as your youth and immaturity. However, the Board concurred with the advisory opinion and concluded that these factors were not sufficient to warrant an honorable discharge and a change in the reason for discharge. An entry level separation is routinely assigned to

individuals separated during the first 180 days of active duty. Therefore, the entry level separation was appropriate since you had served less than 180 days of active duty. 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

19 August, 2001

Naval Medical Center San Diego
Mental Health Department

From: [REDACTED], M.D.
To: Chairman, Board for Correction of Naval Records
Subj: [REDACTED]

I have reviewed the BCNR file and will offer my opinion.

The records show that this individual served less than 180 days in the service. These records also show that he was not motivated to stay in the service. The following evidence support this opinion:

1. He told [REDACTED] "How would I go about receiving a medical board? I don't know what I want."
2. [REDACTED] (Acting Commanding Officer School of infantry) noted in Dec 1997: "[REDACTED] is a selfish, manipulative individual who will stop at nothing to get out of his obligation."
3. [REDACTED] (Second Platoon Sergeant) noted: [REDACTED] has a definite lack of courage and commitment. His excuses for his personality disorder focus on his desire to have life his way and **his dislike for the Marine Corps.** "Of his own admission, he states he is not fit to be a Marine, and I wholeheartedly agree."
4. [REDACTED] (Commanding Officer, Marines Awaiting Training Company, Headquarters and Support Battalion) noted Dec 1997: "[REDACTED] definitely lacks the courage and commitment to complete his service contract to the Marine Corps. Pvt Stasse's rationale for his personality disorder focus primarily on his dislike for the Marine Corps." **"In short [REDACTED] is a living example of cowardice."**

There is no evidence that this behavior was due to a Post Concussive syndrome. In fact his private Neurologist, [REDACTED] MD, noted that "...his inability to perform, while in the Military, may very well have been related to his Post-Concussion Syndrome". He only mentions the possibility of this. Although [REDACTED] states that the evidence support a history of a Post-Concussion syndrome, this is based on [REDACTED] self report one and a half years later. The medical record does not support that [REDACTED] was suffering from these symptoms while in service.

Although he has two reports from physicians now stating he does not have a personality disorder, the evidence supports the diagnosis of a personality disorder. The reports from

SEP 5 2001

the military personnel he worked for clearly demonstrate maladaptive functioning in the military setting.



LCDR MC USNR

Board Certified in General and Forensic Psychiatry