



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

JRE  
Docket No: 8354-00  
3 October 2001

From: Chairman, Board for Correction of Naval Records  
To: Secretary of the Navy

Subj: FORMER [REDACTED]  
REVIEW OF NAVAL RECORD

Ref: (a) 10 U.S.C. 1552

Encl: (1) DD Form 149  
(2) Subject's naval record

1. Pursuant to the provisions of reference (a), Subject, hereinafter referred to as Petitioner, filed enclosure (1) with this Board requesting, in effect, that his naval record be corrected to show that he was separated or retired by reason of physical disability for an unspecified emotional disorder.

2. The Board, consisting of Messrs. Goldsmith, Shy and Zs Salman, reviewed Petitioner's allegations of error and injustice on 27 September 2001 and, pursuant to its regulations, determined that the corrective action indicated below should be taken on the available evidence of record. Documentary material considered by the Board consisted of the enclosures, naval records, and applicable statutes, regulations and policies.

3. The Board, having reviewed all the facts of record pertaining to Petitioner's allegations of error and injustice finds as follows:

a. Before applying to this Board, Petitioner exhausted all administrative remedies available under existing law and regulations within the Department of the Navy.

b. Petitioner enlisted in the Navy on 31 August 1960 in grade E-1, and was advanced to E-2 on 22 November 1960. On 5 April 1961, he was diagnosed as suffering from an inadequate personality, manifested by ineffectiveness, lifelong history of unproductiveness and inadequacy, inflexibility, and poor reaction to stress associated with some anxiety symptoms, and was recommended for discharge by reason of unsuitability. In a letter dated 11 April 1961, his commanding officer (CO) recommended that he be discharged by reason of unsuitability, with a general discharge. The CO noted that there was no record of military or civilian offenses, or unclean habits, that no performance marks had been assigned, and that Petitioner did not object to the proposed discharge. He was discharged under honorable conditions on 18 May 1961. On 21 August 1961, the Veterans Administration (VA) denied

his request for service connection for the personality disorder and alleged facial paralysis. On 3 July 2001, the VA denied his request for service connection for a major depressive disorder.

#### CONCLUSION:

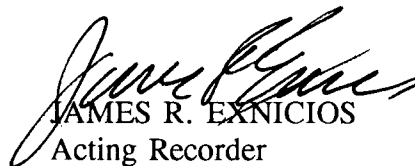
Upon review and consideration of all the evidence of record, the Board concluded that the available evidence was insufficient to demonstrate that he was unfit for duty because of a condition incurred in or aggravated by his naval service. It notes that although a personality disorder may render a service member unsuitable for service, it is not considered a disability under the laws administered by the Department of the Navy or the VA.

Although Petitioner did not request that his discharge be upgraded to honorable, the Board concludes that it would be in the interest of justice to do so. It notes that he performed his duties well enough to complete recruit training, and to be advanced to grade E-2, and he had no record of misconduct.


#### RECOMMENDATION:

- a. That Petitioner's request for correction of his record to show that he was separated or retired by reason of physical disability be denied.
  - b. That Petitioner's naval record be corrected to show that he was discharged on 18 May 1961, with an honorable discharge.
  - c. That a copy of this Report of Proceedings be filed in Petitioner's naval record.
4. Pursuant to Section 6(c) of the revised Procedures of the Board for Correction of Naval Records (32 Code of Federal Regulations, Section 723.6(c)) it is certified that a quorum was present at the Board's review and deliberations, and that the foregoing is a true and complete record of the Board's proceedings in the above entitled matter.

ROBERT D. ZSALMAN  
Recorder

  
JAMES R. EXNICIOS  
Acting Recorder

5. Pursuant to the delegation of authority set out in Section 6(e) of the revised Procedures of the Board for correction of Naval Records (32 Code of Federal Regulations, Section 723.6(e)) and having assured compliance with its provisions, it is hereby announced that the foregoing corrective action, taken under the authority of reference (a), has been approved by the Board on behalf of the Secretary of the Navy.

  
For W. DEAN PFEIFFER  
Executive Director