



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

TJR  
Docket No: 8665-00  
11 June 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 5 June 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 enlisted in the Navy on 29 November 1995 at the age of 18 and served without disciplinary incident.

Your record shows that during the period from 19 July to 14 August 1995, after undergoing several psychiatric evaluations, you were diagnosed with a personality disorder and recommended for an administrative separation. The psychiatrist noted, in part, as follows:

....referred for adjustment disorder with emotional features and dependent and avoidance personality, severe anxiety, financial and family problems, suicidal risk, attention deficit hyperactive disorder... Diagnosed with attention deficit hyperactive disorder-which occurred prior to enlistment (EPTE), occupational problems, personality disorder with dependent and avoidance trait manifested by low frustration tolerance, lack of self-confidence, vague suicidal ideation, emotional instability, poor interpersonal and social skills; recommended for an administrative separation.

Your record further reflects that on 22 August 1996 you were notified that administrative separation action had been initiated by reason of convenience of the government due to the diagnosed personality disorder. At this same time you waived your rights to consult with legal counsel and to submit a statement in rebuttal to the separation. Subsequently, the discharge authority directed separation and on 30 August 1996 you were issued a general discharge under honorable conditions by reason of convenience of the government due to a personality disorder, and were assigned an RE-4 reenlistment code.

The Board, in its review of your entire record, carefully weighed all potentially mitigating factors, such as your youth and immaturity and your contention that your narrative reason for separation and reenlistment code should be changed because you were experiencing marital problems which were misdiagnosed as a personality disorder. The Board also considered the clinical psychologist report you submitted in support of your contention that you were misdiagnosed. The Board further considered the certificates, character reference letter, and other documentation submitted in support of your case. However, the Board concluded these factors were not sufficient to warrant a change in your narrative reason for separation or reenlistment code because of the diagnosed personality disorder. The evaluation you submitted does not specifically refute the in-service diagnoses of a personality disorder. Further, this evaluation occurred nearly two years after your discharge, when you were not under the stress unique to the military. Further, assignment of an RE-4 reenlistment code is required when an individual, who is a suicidal risk, is separated by reason of personality disorder. Given all the circumstances of your case, the Board concluded the narrative reason for discharge and the assigned reenlistment code were proper and no change is warranted. Accordingly, your application has been denied.

The Board also noted that you are entitled to submit the attached Application for the Review of Discharge or Dismissal from the Armed Forces of the United States (DD Form 293) to the Naval Counsel of Personnel Boards, Attention: Naval Discharge Review Board (NDRB), Building 36, Fourth Floor, Washington Navy Yard, 901 M Street, SE, Washington, DC 20375-5023 if you desire an upgrade of your discharge and/or a change in your narrative reason for discharge.

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

Enclosure