

DEPARTMENT OF THE NAVY

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

Docket No. 01590-03 14 April 2003



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 10 April 2003. 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. In this connection, the Board rejected your unsubstantiated contention to the effect that the diagnosis you were given by a board of medical survey on 14 July 1950 is incorrect. The fact that you were able to successfully complete an earlier period of service in the Navy, and that you had subsequent service in the Army, were considered insufficient to demonstrate that the diagnosis made in your case is erroneous. The Board noted that your enlistment in the Army was apparently fraudulent, in that you did not disclose your second period of Navy service, or your participation in homosexual activity during your second enlistment in the Navy, either of which would have disqualified you from enlisting in the Army.

You should note that a schizoid personality is not a neurosis or psychosis. Your condition, which was initially classified as a constitutional psychopathic state, and later as a character and behavior disorder, is now classified as a personality disorder. Your diagnosis is not equivalent to a diagnosis of schizophrenia.

In view of the foregoing, 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