



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

TJR
Docket No: 8006-07
17 September 2008



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 16 September 2008. 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.

You enlisted in the Navy on 20 July 2004 at age 17 and served without disciplinary incident.

Your record reflects that on 30 March 2005 you underwent a mental health evaluation for panic symptoms. About two months later, on 16 May 2005, you were referred for a mental health evaluation for panic symptoms related to your previous life experiences and poor military adaptation. You were found to be a potential suicide risk, demonstrated difficulties with managing the routine stresses of the service, and considered a risk to yourself with serious mental health problems. You were diagnosed with a personality disorder with characteristics of a borderline personality and a strong passive aggressive personality. At that time you were recommended for an administrative separation.

On 25 May 2005 you were notified of pending administrative separation by reason of convenience of the government due to the diagnosed personality disorder. After consulting with legal counsel, you waived your right to submit a statement in rebuttal to the discharge. Your commanding officer recommended an

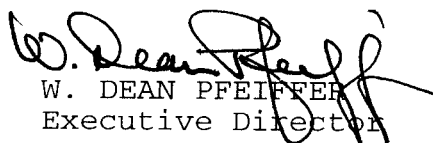
honorable discharge by reason of convenience of the government due to the diagnosed personality disorder. This recommendation also stated that you were not recommended for reenlistment because you were found to be unsuitable for further military service. Subsequently, the discharge authorities approved this recommendation and on 3 June 2005, while serving in paygrade E-2, you were honorably discharged 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 desire to change your narrative reason for separation and reenlistment code. It also considered the medical record submitted in support of your case which states, in part, that presently there is no evidence of a personality disorder, and that the resolution of the diagnosed symptoms were likely due to your situational changes. In other words, you are no longer in a military environment where the characteristics of a personality disorder are evident. Nevertheless, the Board concluded these factors were not sufficient to warrant a change in the reenlistment code or narrative reason for separation because of your diagnosed personality disorder, inability to adapt to military life, and nonrecommendation for retention and/or reenlistment due to your unsuitable for further service. Finally, an RE-4 reenlistment code is authorized when a Sailor, who is serving in paygrade E-2, is separated for this reason and is not recommended for retention or reenlistment. 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