



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

CRS  
Docket No: 6087-08  
28 July 2008

[REDACTED]

[REDACTED]

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 16 July 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 that the evidence submitted was insufficient to establish the existence of probable material error or injustice.

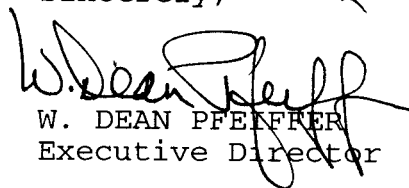
The Board found that you enlisted in the Navy on 9 July 2007. You underwent psychiatric evaluation on 15 November 2007 following a suicide attempt. You were given a diagnosis of depressive disorder, not otherwise specified, existed prior to service, and recommended for an entry level separation. You were evaluated by another psychiatrist on 16 November 2007, who determined that while you were considered "low risk" at that time, you posed a significant risk if you were to remain on active duty. She did not recommend that you be retained in the Navy. On 19 December 2007 you received an entry level separation by reason of erroneous entry, and were assigned a reentry code of RE-4.

The Board noted that a reentry code of RE-4, while not required, is authorized by regulatory guidance and is often assigned to service members separated by reason of erroneous entry, especially in cases such as yours where the enlistment is deemed erroneous because of a disqualifying psychological condition and a history of a suicide attempt or gesture.

The Board carefully considered your contention to the effect that a second psychiatrist considered you to be of low risk in behavior, but found it to be of no probative value because, as indicated above, she concluded that you would pose a significant risk if retained on active duty, and did not recommend that you be retained in the Navy. The Board concluded that it would not be in the interest of justice to assign you a more favorable reentry code. 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 PFENNER  
Executive Director