



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

SJN  
Docket No: 07362-08  
16 June 2009

[REDACTED]

Dear [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 10 June 2009. 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 and began a period of active duty on 26 June 2001 at age 18. Based on the information currently contained in your record it appears that you served without incident for over three years until you were diagnosed with a personality disorder. Additionally, it appears you were notified of pending administrative separation action by reason of convenience of the government due to the diagnosed personality disorder. You elected to waive the rights to consult counsel, or submit a statement.

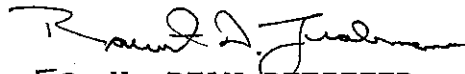
On 15 July 2004, you signed an enlisted evaluation covering the period from 16 June 2003 to 15 June 2004, which did not recommend you for retention. You were honorably discharged and assigned an RE-4 reenlistment code.

The Board, in its review of your application, carefully weighed all potentially mitigating factors, such as your youth, overall record of service, the character letters accompanying your application, and your contention that your RE-4 reenlistment code was never explained to you. Nevertheless, the Board found that

these factors were not sufficient to warrant a change in your reenlistment code given the diagnosis of a personality disorder. An RE-4 reenlistment code is routinely assigned under such circumstances. With regard to your contention, the record shows that, on 15 July 2004, you signed an administrative remarks page acknowledging why you were receiving a restrictive reenlistment 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,



For W. DEAN PFEIFFER  
Executive Director