



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

SJN
Docket No: 09082-08
30 July 2009

[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 28 July 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 15 October 2002 at age 18. You served without incident for over three years until 29 March 2006, when you were medically evaluated and diagnosed with a personality disorder. The report further stated, in part, that you were found to be unsuitable for military service, the disorder was so severe as to significantly impair your effective functioning in a naval environment, and while you were not in imminent danger, you possessed a threat to yourself and others.

On 31 March 2006, you were notified of pending administrative separation action due to your diagnosed personality disorder. You elected to waive the rights to consult counsel, submit a statement or have your case heard by an administrative discharge board (ADB). You received an honorable discharge on 7 April 2006. At that time, you were 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, and letters from the Alpine Clinic and Innovative Medicine. 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, and the fact that you were found unsuitable to work in a Naval environment. The assignment of an RE-4 reenlistment code is routinely assigned under such circumstances. 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