



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

JRE
Docket No. 11013-08
24 November 2008



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 20 November 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 underwent a pre-enlistment physical examination on 18 March 1968, and disclosed a history of unspecified "nervous trouble". When asked about the nature of that trouble, you stated that you had been "shaky". You enlisted in the Navy Reserve on 9 July 1968, and began a period of active duty for training on 21 July 1968. You were examined and found physically qualified on 9 and 18 September 1968. There is no indication in your naval health record that you were displaying symptoms of a significant mental disorder on either of those dates. You were released from active duty on the 18 September 1968. You were hospitalized at a civilian facility on

3 December 1968 and given a diagnosis of schizophrenia. You were discharged from the Navy Reserve on 23 May 1969 by reason of physical disability, without entitlement to disability benefits administered by the Department of the Navy. The specific basis was your diagnosis of schizophrenic reaction, catatonic type, which was not incurred in or aggravated by your naval service. On 11 April 1972, the Board of Veterans Appeals determined that the schizophrenic reaction was not service connected, and denied your request for disability benefits for that disorder.

The Board concluded that the available records are insufficient to demonstrate that you were unfit for duty on 18 September 1968 due to a mental disorder was incurred in or aggravated by your service on active duty for training in the Navy Reserve. 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