



DEPARTMENT OF THE NAVY  
BOARD FOR CORRECTION OF NAVAL RECORDS  
2 NAVY ANNEX  
WASHINGTON DC 20370-5100 . CRS  
Docket No: 5513-09  
3 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 28 May 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 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 2 March 2009. On 15 March 2009 your commanding officer directed that you be separated based on your concealment of a history of psychiatric treatment or counseling with schizotypal, schizoid, and paranoid features. On 20 March 2009 you received an entry level separation by reason of fraudulent entry and were assigned a reentry code of RE-4.

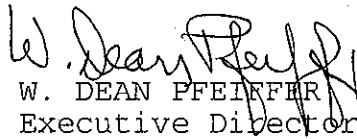
The Board noted that a reentry code of RE-4 is required by regulatory guidance to be assigned to service members separated by reason of fraudulent entry. Since you have been treated no differently than others in your situation, the Board could not find an error or injustice in the assignment of your reentry code.

The Board considered your contention to the effect that you mistakenly waived your right to request general court-martial convening authority review of your separation, but found it insufficient to warrant changing your 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 PFEIFFER  
Executive Director