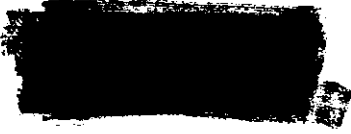




DEPARTMENT OF THE NAVY
BOARD FOR CORRECTION OF NAVAL RECORDS
701 S. COURTHOUSE ROAD, SUITE 1001
ARLINGTON, VA 22204-2490

SJN
Docket No: 03954-13
14 May 2014



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 7 May 2014. 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.

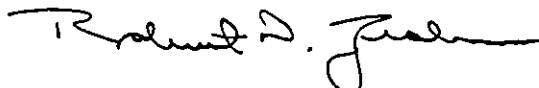
You enlisted in the Navy and began a period of active duty on 24 March 2010. On 6 April 2010, a recruit mental health evaluation was conducted, and it was determined that you suffered from Posttraumatic Stress Disorder (PTSD) and a depressive disorder, both of which existed prior to your entry into the service. You were counseled regarding your conditions, and advised to seek treatment after separation.

Based on the mental evaluation, you were processed for separation by reason of erroneous enlistment due to the diagnosed disorders. On 7 April 2010, after you were advised of your rights, you elected to receive copies of documents to be forwarded to the separation authority, but waived all your other procedural rights. Subsequently, on 15 April 2010 you were discharged with an entry level separation by reason of erroneous enlistment. At that time, you were assigned a reentry code of RE-8.

The Board noted that applicable regulations allow the assignment of an RE-8 reentry code to individuals who are separated due to erroneous enlistment based on medical conditions that existed prior to entry into the service and is available to recruits assigned to Recruit Training Command for initial training only. In this regard, you were assigned the most favorable reentry code based on your circumstances. Please be advised that RE-8 reentry code may not prohibit reenlistment, but requires that a waiver be obtained from recruiting personnel who are responsible for reviewing the feasibility of satisfying the Navy's personnel manning goals by determining whether or not an individual meets the standards for reenlistment. If you wish to reenlist, re-affiliate, or be reinstated in the Navy, you should contact the Navy Recruiting Command via your nearest recruiting facility. The Board thus concluded that there is no error or injustice in 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,



ROBERT D. ZSALMAN
Acting Executive Director