



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

TJR
Docket No: 7446-98
16 April 1999

[REDACTED]

Dear [REDACTED]

This is in reference to your application for correction of your naval record pursuant to the provisions of Title 10, 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 13 April 1999. 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.

The Board found you enlisted in the Navy on 26 July 1988 at the age of 24. Your record reflects that you served without disciplinary incident.

In November 1991, after undergoing a psychiatric examination, you were diagnosed with a personality disorder with narcissistic, histrionic, and passive aggressive features. The psychiatric report noted, in part, that you had endorsed vague suicidal and homicidal ideation, although it was without a plan, intent, or action. Subsequently, on 8 November 1991, you were notified of pending administrative separation action by reason of convenience of the government due to the diagnosed personality disorder. At this time you elected to waive your rights to consult with legal counsel and to present your case to an administrative discharge board. On 18 December 1991 your commanding officer recommended you be honorably discharged due to the diagnosed personality disorder. On 24 January 1992 the discharge authority directed an honorable discharge. On 7 February 1992 you were so discharged and assigned an RE-3G reenlistment code.

The Board, in its review of your entire record and application, carefully weighed all potentially mitigating factors, such as your honorable service and your contention that you would like your reenlistment code changed so that you may complete your enlistment in the Navy. The Board further considered your contention that you did not contest the reenlistment code for fear of receiving a bad conduct discharge (BCD) and/or any legal or physical duress. The Board also considered your performance evaluation, letter of intent, award, and commendations. However, the Board concluded these factors were not sufficient to warrant a change in your reenlistment code given the diagnosed personality disorder. An RE-3G reenlistment code is the most favorable code authorized by regulatory guidance when an individual is discharged due to a personality disorder. The RE-3G reenlistment code may not prohibit reenlistment, but requires that a waiver be obtained. Recruiting personnel are responsible for determining whether you meet the standards for reenlistment, and whether or not a waiver of your reenlistment code is feasible. Further, the Board noted that there is no evidence in your record, and you submitted none, to support your contention that you were at risk for a BCD. Given all the circumstances in your case, the Board concluded your reenlistment code was proper as issued and no change is warranted. 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