



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

TRG
Docket No: 6556-00
1 March 2001

[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 27 February 2001. 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 24 November 1999 at age 18. Subsequently, you were referred for a mental health and substance abuse evaluation. On 2 December 1999, based on your admission, you were diagnosed with an antisocial personality disorder and alcohol and marijuana dependence. The evaluation also sets forth an extensive record of preservice involvement with civil authorities.

Based on this evaluation, you were processed for an administrative separation. After review, the separation authority directed an entry level separation by reason of "erroneous entry - drug abuse" and the assignment of an RE-4 reenlistment code. You were so separated on 13 December 1999.

The Board concluded that the diagnosed personality disorder, and your admission of extensive drug and alcohol use prior to entering the Navy was sufficient to support separation in your case. Regulations require the assignment of an RE-4 reenlistment code when an individual is separated because of drug abuse or when an individual is separated because of drug and alcohol dependence. 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 the Re-4 reenlistment 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