



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

TRG
Docket No: 1411-00
22 June 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 19 June 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 Naval Reserve on 22 September 1989 at age 18. On 7 December 1989 you reported for an initial period of active duty. You successfully completed this period of training and were released from active duty on 16 April 1990.

Your medical record shows that in November 1992 the Naval Reserve Center received letters from your personal physician which indicated that you were hospitalized from 21 to 28 August 1992 for depression following an unsuccessful suicide attempt. The discharge diagnosis was a single episode of major depression. The doctor reported that you had continued outpatient therapy, and your prognosis was good. Based on this information, the Navy doctor placed you in a temporary status of not physically qualified from 17 August to 30 September 1992 and in a light duty status after that date.

You continued to participate in the Naval Reserve and on 16 October 1993 you were advanced to SK3 (E-4). On 13 November 1993 you reported episodes of depression and panic attacks, and stated that you were taking drugs for your problem. On 19 November 1993

you were placed in a records review status because you were not physically qualified, pending a determination on whether or not you should be retained in the Naval Reserve.

A Report of Medical Examination dated 23 January 1994 indicates that you were under treatment and taking a drug for chronic depression. You were found not physically qualified for retention in the Naval Reserve because of your depressive reaction. Although your record is incomplete, the Board assumed that after review in the Bureau of Medicine and Surgery, you were found not physically qualified for retention in the Naval Reserve. You were honorably discharged for that reason on 12 May 1994.

It is clear from the foregoing record that you were discharged and not recommended for reenlistment because of your history and current diagnosis of depressive reaction. A nonrecommendation for reenlistment equates to an RE-4 reenlistment code. The Board concluded that your medical history was sufficient to support a decision that you should not be reenlisted in the Naval 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 PFEIFFER
Executive Director