



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

ELP
Docket No. 1908-01
19 July 2001

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 Navy Records, sitting in executive session, considered your application on 18 July 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.

You enlisted in the Navy on 30 March 1999 for four years at age 20. The record reflects that you asked to be referred to the mental health unit to discuss emotional issues. You claimed that since your arrival at recruit training you experienced fears that you would not be able to meet the physical standards, fully expected to be set back in training as a result, and were worried about being humiliated in front of your division if you failed physical training. You said that you might try to kill yourself if you were not sent home, but also stated that you would not hurt yourself while in the separations unit. You were diagnosed with an "adjustment disorder with disturbance of conduct (threat of suicide attempt to effect discharge)."

On 28 April 1999 the discharge authority directed an entry level separation due to the diagnosed adjustment disorder. On 3 May 1999 you received an uncharacterized entry level separation by reason of erroneous entry and were assigned an RE-4 reenlistment code.

Regulations authorize the assignment of an RE-4 reenlistment code to individuals discharged by reason of erroneous enlistment. The Board noted your expression of regret for threatening suicide while on active duty, and also noted the employer performance reviews submitted in support of your application. You now contend that you became worried while in recruit training that you would not be able to pay your bills after you learned that your uniform allowance and the money credited to your "smart card" would be deducted from your first pay check.

A staff member of the Board was advised by the Navy Uniform Board that the initial issuance of uniforms is at no cost to recruits. Recruits are issued a "smart card" to purchase personal items at the exchange such as haircuts, tennis shoes, gym shorts, etc., until they receive their first pay check.

The Board also noted that you made no mention of any financial problems during your consultation with the mental health staff. The Board found it difficult to determine what your true statement is, the one you are making now, or the one you made to extricate yourself from your military commitment. Accordingly, the Board concluded the assigned reenlistment code was proper 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