



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

TJR
Docket No: 4975-01
7 January 2002

[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 3 January 2002. 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 first enlisted in the Marine Corps on 26 April 1999 at the age of 20. On 13 July 1999 you received an uncharacterized entry level separation by reason of fraudulent entry and were assigned an RE-3P reenlistment code.

Your record reflects that on 19 January 2000 you enlisted in the Navy. On 7 February 2000, after undergoing a psychiatric evaluation for suicidal thoughts and self-mutilating ideation, you were diagnosed with an occupational problem and a borderline personality disorder which existed prior to your enlistment. As a result of the foregoing diagnosis, you were recommended for an administrative separation.

Subsequently, you were processed for an administrative separation by reason of erroneous entry due to the diagnosed personality disorder. On 10 February 2000 the discharge authority directed an uncharacterized entry level separation by reason of erroneous entry, and on 17 February 2000 you were so discharged and assigned an RE-4 reenlistment code.

The Board, in its review of your entire naval record and application, carefully weighed all potentially mitigating factors, such as your youth and immaturity, prior service in the Marine Corps, and your contention that a therapist found little or no evidence of the diagnosed personality disorder. However, the Board concluded these factors and contention were not sufficient to warrant a change of your reenlistment code. Such a code is authorized when an individual is separated due to a diagnosed personality disorder and often assigned when there is a risk of self-harm, such as suicidal ideations or other indications that an individual is at risk for self-harm. Further, the Board noted that there is no evidence in the record, and you submitted none, to negate the diagnosis of a personality disorder. Given all the circumstances of your case, the Board concluded your 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