



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

WMP

Docket No: 3498-02
5 September 2002



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 4 September 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 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 May 1999 for four years at age 20. On 13 July 1999, you were referred to the recruit mental health unit because you revealed pre-service treatment for depression and suicidal ideation. You were diagnosed with a borderline personality disorder and strongly recommended for an entry level separation. In his report, the evaluator noted mood swings and a history of "fighting behavior" which resulted in two suspensions from high school.

On 15 July 1999 you were notified that separation action was being initiated by reason of defective enlistment and induction due to erroneous enlistment as evidenced by the personality disorder. You were advised of and waived all of your procedural rights. On 16 July 1999, your separation was approved and on 21 July 1999 you received an entry level separation by reason of

erroneous entry. At that time, you were assigned an RE-4 reenlistment code.

Regulations authorize the assignment of an RE-3E or RE-4 reenlistment code to an individual separated by reason of erroneous enlistment. Since the Board found no evidence that the diagnosis of personality disorder was incorrect, and given the apparent severity of this diagnosis and your failure to complete recruit training, the Board concluded that the RE-4 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