



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

FC
Docket No: 02644-03
29 August 2003

[REDACTED]

[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 August 2003. 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.

The Board found that you enlisted in the Navy on 5 July 2001 at age 20. On 16 October 2001 you were diagnosed with a major depressive disorder and a personality disorder. The psychiatrist concluded that if retained you would pose a threat to yourself and others.

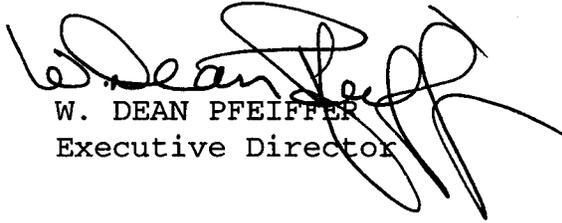
On 3 December 2001, you were advised of administrative separation processing and waived all your procedural rights except the right to obtain copies of documents supporting the basis for the proposed separation. On 13 December 2001, the commanding officer approved your separation and on 19 December 2001, you were discharged with an entry-level separation by reason of erroneous enlistment due to the diagnosed depressive and personality disorders. At that time, you were assigned a reenlistment code of RE-4.

Applicable regulations authorize the assignment of an RE-4 reenlistment code when an individual is discharged due to an erroneous enlistment. Given the severity of the diagnosed depressive and personality disorders, and since your retention would have posed a threat to yourself and others, the Board

concluded that the RE-4 reenlistment code was properly and appropriately assigned. Accordingly, your request 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