



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

JRE
Docket No. 05498-06
25 July 2007

[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 12 July 2007. 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.

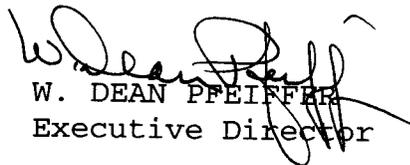
The Board found that you enlisted in the Navy on 28 October 2002. A medical record entry dated 6 November 2002 indicates that you reported a previously undisclosed history of blepharitis "as long as can remember". You were examined at that time and given a diagnosis of bilateral blepharitis, and "corneal neo" secondary to "staph toxins". On 20 February 2003, you were recommended for discharge by reason of erroneous enlistment because of your disqualifying eye condition. In a letter dated 25 March 2003, a private ophthalmologist stated that you had been referred to him because of corneal scarring. He opined that the most likely

diagnosis was severe blepharitis, and that although you may have had chlamydia exposure, "this is less likely". You were discharged from the Navy with an uncharacterized entry level separation on 30 May 2002 by reason of erroneous entry, due to the bilateral eye condition which rendered you unsuitable for service, but was not considered disabling. You were assigned a reentry code of RE-3G, to indicate that you require a waiver in order to become eligible for reenlistment.

The Board rejected your unsubstantiated contentions to the effect that your condition was misdiagnosed, you were discharged in error, and that you are entitled to an honorable discharge by reason of physical disability with entitlement to disability benefits administered by the Department of the Navy. There is no indication in the available records that your eye condition, which clearly existed prior to your enlistment, increased in severity beyond natural progression during your brief period of service. The Board also found that as the discharge process was initiated in your case prior to your completion of 180 days of active service, you were not entitled to a characterized separation. 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