



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

CRS
Docket No: 4008-07
14 October 2008



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 8 October 2008. 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 17 December 2001. You received two nonjudicial punishments for offenses that included failure to obey a lawful order and insubordination. You underwent psychological evaluation on 7 September 2003 and were given diagnoses of a personality disorder and major depression. You reported suicidal ideation, and were considered to be a danger to yourself and others. On 22 September 2003 you received a general discharge by reason of a personality disorder and were assigned a reentry code of RE-4.

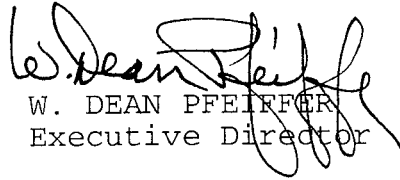
The Board found that you did not qualify for an honorable discharge because your conduct mark average of 1.5 and overall trait average of 2.17 were below the required minimum averages which you did not attain because of your two nonjudicial punishments.

An RE-4 reentry code is authorized by regulatory guidance and is often assigned to individuals separated due to diagnosed personality disorders, especially if they are deemed to constitute a threat to themselves or to others. The Board thus concluded that there is no error or injustice in your reentry code. 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