



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

TJR
Docket No: 7705-07
18 August 2008

[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 12 August 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 the evidence submitted was insufficient to establish the existence of probable material error or injustice.

You enlisted in the Navy on 9 November 1988 at age 18. During the period from 13 November to 7 December 1988 you were repeatedly counselled regarding minor disciplinary discrepancies, extra instruction, and failure to adapt to military life. You also expressed your desire to 'quit' the Navy and requested a psychiatric evaluation as a means to do so. At that time you stated, in part, that you could not handle it anymore and wanted to hurt yourself. Subsequently, you were referred for a psychiatric evaluation due to your manipulative claims of suicidal ideation and failure to adapt. Following a thorough evaluation, you were diagnosed with a mild to moderate adjustment disorder manifested by suicidal ideation, and recommended for an entry level separation.

Subsequently, you were administratively processed for separation. The discharge authority directed an uncharacterized entry level separation by reason of performance and conduct as evidenced by failure to adapt to the naval environment. At this time you were not recommended for retention or reenlistment, and assigned an RE-4 reenlistment code.

The Board, in its review of your entire record and application, carefully weighed all potentially mitigating factors, such as your youth and desire to reenlist. It also considered your assertion that you were unaware that the RE-4 reenlistment code rendered you ineligible for reenlistment. It also considered your assertion that you were misled by a recruiter as evidenced by not receiving the training and/or job opportunities you were promised. Nevertheless, the Board concluded these factors were not sufficient to warrant a change in the reenlistment code because of your failure to complete basic training due to your lack of effort to adapt to a military environment and the diagnosed adjustment disorder. Further, an RE-4 reenlistment code is authorized and normally assigned when a Sailor is separated by reason of performance and conduct. Finally, there is no evidence in the record, and you provided none, to support your assertions. 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