



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

TRG  
Docket No: 9137-07  
2 July 2008

[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 24 June 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.

You enlisted in the Navy on 23 May 2000 at age 28, with prior service in the Army National Guard. At that time, you had a six year old daughter. On 20 April 2003, another daughter was born. On 8 March 2004, you reported to the USS THEODORE ROOSEVELT (CVN 71). Subsequently, you indicated that you could not comply with the provisions of the Family Care Plan Certificate and were unable to deploy. Consequently, you were processed for an administrative discharge by reason of parenthood, which you did not contest.

The performance evaluation for the period 1 November 2003 to 27 January 2005 is adverse with an individual trait average of 2.29 and you were not recommended for promotion or retention in the Navy. After review of your record, the discharge authority directed a general discharge and you were so discharged on 27 January 2005. At that time, you were not recommended for reenlistment and were assigned an RE-4 reenlistment code.

The final adverse evaluation is the only evaluation filed in your record and the quality of your entire service is unknown. Based on the content of the last performance evaluation, the Board concluded that the RE-4 reenlistment code was correctly assigned.

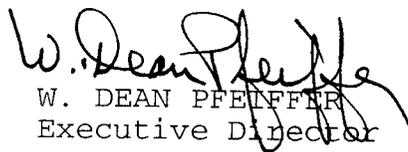
Accordingly, your application has been denied. The names and votes of the members of the panel will be furnished upon request.

As noted in the enclosed letter, the Navy Personnel Command has taken administrative action to correct your DD Form 214 to show your service prior to enlistment in the Navy.

Please be advised that if you have not already done so that you are eligible to apply to the Naval Discharge Review Board (NDRB) to request recharacterization of your general discharge to a fully honorable characterization of service. If the NDRB denies your request for recharacterization of the discharge, you may appeal that decision to this Board. A DD Form 293 used to petition the NDRB is enclosed for your use.

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

Enclosures