



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

JRE  
Docket No. 00309-08  
20 November 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 16 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 24 June 1982. You received nonjudicial punishment on three occasions during the 20 March-29 May 1984 period for offenses that included wrongful appropriation of government property, dereliction of duty, failure to obey a lawful order, unauthorized absence, and possession and use of marijuana on several occasions. You underwent a pre-separation physical examination on 5 July 1984

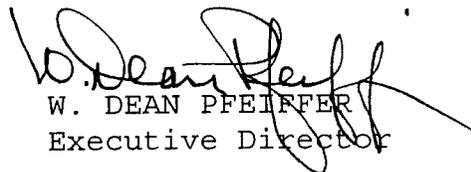
and were found qualified for separation. You were discharged by reason of misconduct/drug abuse on 12 July 1984, with a discharge under other than honorable conditions.

The Board was not persuaded that you were suffering from bipolar affective disorder, major depressive disorder or posttraumatic stress disorder during your period of naval service, that you lacked mental responsibility for your actions, or that you were unfit for duty by reason of physical disability that was incurred in or aggravated by your service. The Board could not find any indication in your naval record that you suffered from a significant mental disorder. In addition, it noted that on 9 April 2007, you advised a mental health counselor that the first time you had experienced mental health difficulties was in 1992, when your wife died.

In view of the foregoing, 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