



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

TRG

Docket No: 462-08
26 June 2008

[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 17 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 11 February 2004 at age 23 with a six year old daughter. You then served in a satisfactory manner for over a year. On 7 November 2005 you received nonjudicial punishment for making a false official statement. On 20 June 2006 you reported to the USS HARRY S. TRUMAN (CVA 75).

Although your final evaluation and your separation processing documentation is not yet filed in your record, it appears that you became unable to sign a Family Care Plan Certificate and were processed for an administrative discharge by reason of parenthood. You were honorably discharged for that reason on 9 March 2007. At that time, you were not recommended for reenlistment and were assigned an RE-4 reenlistment code.

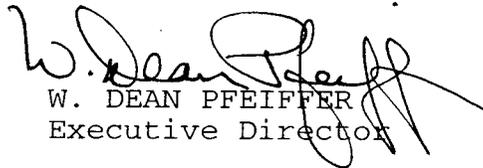
Your record contains an entry dated 8 March 2007 which states that you had been diagnosed as drug or alcohol dependent. However, you declined to accept 30 days of inpatient treatment. That same day you acknowledged that you would be assigned an RE-4 reenlistment code. Although your last performance evaluation is not filed in your record, the Board believed that the diagnosis of dependency and your refusal of treatment were sufficient to support the assignment of the RE-4 reenlistment code. Therefore, the Board concluded that the reenlistment code was properly

assigned and no change is warranted.

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