



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

TJR
Docket No: 2070-08
23 January 2009

[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 22 January 2009. The names and votes of the members of the panel will be furnished upon request. 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.

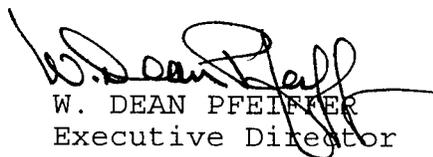
You enlisted in the Navy on 27 April 2004 at age 19. About five months later, during the period from 9 to 15 September 2004, you were referred for psychiatric evaluations because you had cut your forearm with a razor. You were diagnosed with a major depressive disorder, dependent personality disorder, and occupational, social, and familial stressors, all of which existed prior to your enlistment. You were found to be a significant and ongoing risk to yourself and others due to your poor coping skills, excessive fear and worry, and low impulse control. The record reflects that you were treated with Zoloft for these disorders, but stopped your treatment so that you could enlist in the Navy. Nevertheless, you were recommended for an expeditious administrative separation due your three year history of depression. At that time, you were not recommended for retention.

As a result of the foregoing, on 21 September 2004, you were notified of pending administrative separation action by reason of convenience of the government due to the diagnosed personality disorder and fraudulent entry as evidenced by your failure to disclose your history of consultation with mental health professional. Subsequently, the discharge authority directed discharge under honorable conditions, and on 29 November 2004 you were issued a general discharge by reason of convenience of the government due to personality disorder 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 change your reenlistment code so that you may reenlist. It also considered the civilian psychiatric and medical documentation provided in support of your request. Nevertheless, the Board concluded these factors were not sufficient to warrant a change of your reenlistment code because of the severity of your diagnosed personality disorder, failure to disclose your mental health history, and the nonrecommendation for reenlistment and/or retention. Accordingly, your application has been denied.

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