



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

BAN
Docket No: 04312-08
25 February 2009

[REDACTED]

[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 25 February 2009. 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 14 August 1987, and served without disciplinary incident. However, you received numerous psychiatric evaluations for depression and suicidal ideation from 1987 to 1995. In July 1994, you were admitted to a mental health facility for approximately one month for suicidal ideation and were placed on limited duty (LIMDU) for six months. In February 1995, you were released from LIMDU and were found fit. However, on 1 March 1995, you were again admitted to a mental health facility for the third time for suicidal ideation. On 14 March 1995, you were diagnosed with a depressive and borderline personality disorder. On 23 May 1995, you received a physical evaluation board (PEB) where you were found unfit for duty due to your mental health status. You had the right to appeal the decision, however, you accepted the findings of the PEB. Therefore, you were separated in July 1995, with an honorable

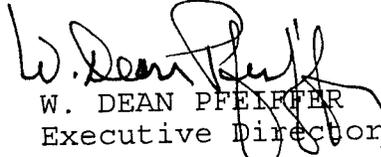
discharge and an RE-3P reenlistment code due to your physical disability. In addition, you were given severance pay for your eight years of military service.

The Board, in its review of your entire record and application, carefully weighed all potentially mitigating factors, such as your conduct while in service, the passage of time, and your request to reenlist in the Naval Reserve. Nevertheless, the Board concluded these factors were not sufficient to warrant a change to your reason for separation or reenlistment code because of your disability. 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