



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

JRE
Docket No. 04982-08
23 March 2009



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 19 March 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 that the evidence submitted was insufficient to establish the existence of probable material error or injustice.

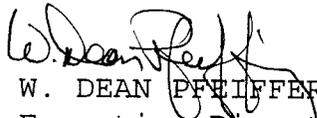
The Board found that you enlisted in the Navy on 4 June 2002. You sought medical care on 2 March 2007 for depression and self-mutilation, and disclosed that you had become depressed while in middle school. You also disclosed that you had begun burning yourself at age 13 or 14, and that you had been treated for attention deficit disorder. You were ultimately given a diagnosis of a personality disorder, and discharged on that basis on 18 April 2007. On 4 December 2007, the Department of Veterans Affairs (VA) granted your request for service connection for

posttraumatic stress disorder, major depressive disorder and anxiety disorder.

The Board could not find any indication in your Navy health record that you were sexually assaulted in 2002, as you allege, or that you were experiencing any of the hallmark symptoms of posttraumatic stress disorder during your period of naval service. The Board concluded that there is no credible evidence that were unfit for duty by reason of physical disability because of posttraumatic stress disorder, a depressive disorder, or other ratable mental or physical disorder. 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