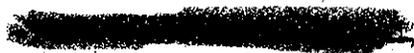
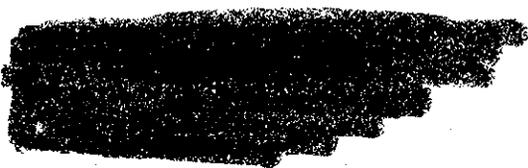




DEPARTMENT OF THE NAVY  
BOARD FOR CORRECTION OF NAVAL RECORDS  
2 NAVY ANNEX  
WASHINGTON DC 20370-5100

JRE  
Docket No. 08339-08  
9 July 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 25 June 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.

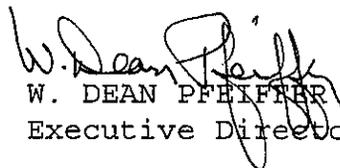
The Board found that you enlisted in the Navy on 27 November 1972. You were diagnosed with a passive aggressive personality disorder on 3 July 1973. On 5 September 1973 you were convicted by special court-martial of unauthorized absence from 18 to 27 June 1976, and from 6 to 21 July 1976. You underwent a pre-separation physical examination on 2 October 1977 and were found qualified for separation. The only significant defect noted by the examining physician was a personality disorder. You did not disclose a history of any conditions you felt were disabling.

You were discharged under honorable conditions on 2 October 1973 by reason of unsuitability.

There is no indication in the available records that you were unfit for duty by reason of physical disability on 2 October 1973 due to the residual effects of a head injury or any other condition. You received a general discharge because your conduct mark average of 2.8 was below the minimum required for an honorable. 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