



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

JRE
Docket No. 09681-09
7 October 2009

[REDACTED]

[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 1 October 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 10 February 1987. You reported to sick call within a few days and complained of wheezing and shortness of breath. You disclosed a pre-service history of asthma that had required treatment with bronchodilators. The medical board determined that you did not meet the minimum physical standards for enlistment due to asthma, and recommended that you be discharged without entitlement to disability benefits administered by the Department of the Navy. In a statement dated 14 May 1987 you contended that your condition was minor and did not warrant your separation from the service. You were discharged by reason of

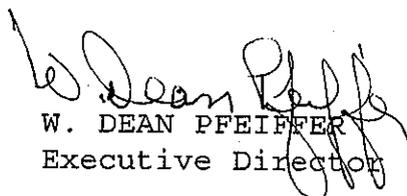
erroneous enlistment-enlisted in error on 29 July 1987, in accordance with the approved findings and recommendation of the medical board.

In the absence of evidence which establishes that you were unfit for duty by reason of physical disability that was incurred in or aggravated by your brief period of naval service, the Board was unable to recommend any corrective action in your case. Accordingly, your application has been denied. The names and votes of the members of the panel will be furnished upon request.

Your request for correction of your Social Security account number is administrative in nature and should be submitted to the National Personnel Records Center for action.

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