



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

JRE
Docket No. 10895-09
16 July 2010



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 9 July 2010. 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.

You served on active duty in the Marine Corps from 13 November 2006 to 6 April 2007 when you were discharged for the convenience of the government by reason of a personality disorder. As the available records do not contain your discharge processing documents, or establish that you were discharged by reason of a physical disability that was incurred in or aggravated by your brief period of service in the Marine Corps, the Board was unable to recommend that your record be corrected to show that you were discharged by reason of physical disability. Accordingly, your application has been denied.

The names and votes of the members of the panel will be furnished upon request.

If you believe that the reason and authority for your discharge should be changed from the convenience of the government/personality disorder to something other than physical disability, you should complete the enclosed DD Form 293 and submit it to the Naval Discharge Review Board. Your request for correction of the rank shown on your DD Form 214 is administrative in nature and should be directed to the Commandant of the Marine Corps (Code MMSB-10), 2008 Elliot Road, Quantico, VA 22134-5030.

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