



DEPARTMENT OF THE NAVY
BOARD FOR CORRECTION OF NAVAL RECORDS
701 S. COURTHOUSE ROAD, SUITE 1001
ARLINGTON, VA 22204-2490

SJN
Docket No: 03812-11
2 February 2012

[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 31 January 2012. 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.

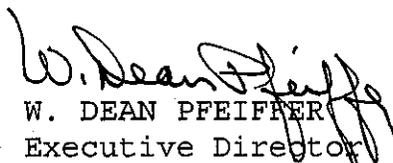
You enlisted in the Navy and began a period of active duty on 22 July 1969. The Board found that on 22 May 1970, you were the subject of a psychiatric evaluation, which diagnosed a personality disorder. On 26 May 1970, you received nonjudicial punishment (NJP) for five periods of unauthorized absence (UA) totaling 11 days and absence from your appointed place of duty. On 2 June 1970, you were notified of pending administrative separation action by reason of convenience of the government due to the diagnosed personality disorder. You were afforded all of your procedural rights including the opportunity to submit a statement on your behalf. On 4 June 1970, your case was forwarded for review. On 7 July 1970, a medical entry in your record states, in part, that you were evaluated for an acute brain syndrome resulting from you inhaling model airplane glue fumes, and that you manifested paranoid delusions and hostility.

On 16 July 1970, you received a second NJP for two instances of wrongful use of provoking speech, disobedience, insubordinate conduct, underage drinking, and drinking in an unauthorized area. On 30 July 1970, the separation authority directed your separation by reason of unsuitability. On 5 August 1970 you received a general discharge.

The Board, in its review of your application, carefully weighed all potentially mitigating factors, such as your youth and record of service. Nevertheless, the Board found that these factors were not sufficient to warrant a change in your characterization of service given your two NJP's. 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