



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

TJR
Docket No: 7360-12
18 April 2013

[REDACTED]

Dear M [REDACTED]:

This is in reference to your application for correction of your naval record pursuant to the provisions of Title 10, 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 16 April 2013. The names and votes of the members of the panel will be furnished upon request. 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 14 September 2005 at age 19. The record reflects that you served without disciplinary incident.

On 29 November 2006 you were evaluated for a long standing disorder of character and behavior. The psychiatric report stated, in part, that your disorder rendered you severely incapable of serving adequately and that you were a burden to the command and the Navy. It further stated that you were vulnerable to becoming a danger to yourself and others. You were diagnosed with a personality disorder and recommended for an administrative separation. Subsequently, you were notified of administrative separation by reason of the diagnosed personality disorder and nonrecommendation for retention or reenlistment. The record reflects that you did not object to the separation. In this regard, the discharge authority directed your commanding officer

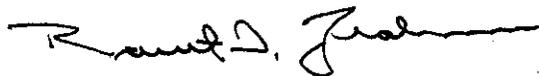
to issue you a general discharge by reason of the diagnosed personality disorder and to assign an RE-4 reenlistment code. As a result, on 22 December 2006, while serving in paygrade E-2, you were so discharged and were assigned an RE-4 reenlistment code.

The Board, in its review of your entire record and application, carefully weighed all potentially mitigating factors, such as your youth, desire to change your reenlistment code, and explanation regarding your diagnosed personality disorder. Nevertheless, the Board concluded these factors were not sufficient to warrant a change of your reenlistment code because of your diagnosed personality disorder and nonrecommendation for retention, both of which were sufficient to support the assignment of an RE-4 reenlistment code that is authorized by regulatory guidance. Accordingly, your application has been denied.

The Board also noted that you are entitled to submit the attached Application for the Review of Discharge or Dismissal from the Armed Forces of the United States (DD Form 293) to the Naval Council of Personnel Boards, attention: Naval Discharge Review Board, 720 Kennon Street, S. E., Room 309, Washington Navy Yard, Washington, DC 20374-5023 for consideration of an upgrade of your discharge and a change in your narrative reason for discharge.

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,



ROBERT D. ZSALMAN
Acting Executive Director

Enclosure