



fraudulent entry into naval service, and your rights in connection with same. On 30 November 2004, your commanding officer transmitted a report of your administrative separation to Navy Personnel Command, explaining that your “psychiatric conditions affect [your] potential for performance of expected duties and responsibilities while on active duty and pose a risk if [you are] retained in the naval service.” On 3 December 2004, you were discharged with an entry level separation.

The Board carefully considered all potentially mitigating factors in your petition to determine whether the interests of justice warrant relief in your case including in accordance with the Wilkie Memo. You contend that you did not realize that your discharge characterization was pertinent at the time, and now you realize that it is important.

In review of all of your materials, the Board did not find an injustice in your record warranting relief. The Board carefully reviewed your petition and your service record, including the medical documentation supporting your entry level separation along with your enlistment documents. The Board determined that your discharge was in accordance with the relevant sections of the Navy Military Personnel Manual and that you were provided all of your applicable rights at the time of your discharge. Accordingly, given the totality of the circumstances, the Board determined that your request does not merit relief.

You are entitled to have the Board reconsider its decision upon the submission of new matters, which will require you to complete and submit a new DD Form 149. New matters are those not previously presented to or 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,

7/6/2021

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Executive Director

Signed by: █